



## Alcohol and Entertainment Licensing Sub-Committee

**Tuesday 18 June 2019 at 5.00 pm**

Conference Hall - Brent Civic Centre, Engineers Way,  
Wembley, HA9 0FJ

### Membership:

#### Members

Councillors:

Ahmed (Chair)  
Long  
Maurice

#### Substitute Members

Councillors:

Allie, Chohan, Hector, Kennelly, McLeish,  
W Mitchell Murray and RS Patel

**For further information contact:** Devbai Bhanji, Governance Assistant  
Tel: 020 8937 4011; Email: [devbai.bhanji@brent.gov.uk](mailto:devbai.bhanji@brent.gov.uk)

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[www.brent.gov.uk/committees](http://www.brent.gov.uk/committees)

**The press and public are welcome to attend this meeting**

## **Notes for Members - Declarations of Interest:**

If a Member is aware they have a Disclosable Pecuniary Interest\* in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent and must leave the room without participating in discussion of the item.

If a Member is aware they have a Personal Interest\*\* in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent.

If the Personal Interest is also significant enough to affect your judgement of a public interest and either it affects a financial position or relates to a regulatory matter then after disclosing the interest to the meeting the Member must leave the room without participating in discussion of the item, except that they may first make representations, answer questions or give evidence relating to the matter, provided that the public are allowed to attend the meeting for those purposes.

### **\*Disclosable Pecuniary Interests:**

- (a) **Employment, etc.** - Any employment, office, trade, profession or vocation carried on for profit gain.
- (b) **Sponsorship** - Any payment or other financial benefit in respect of expenses in carrying out duties as a member, or of election; including from a trade union.
- (c) **Contracts** - Any current contract for goods, services or works, between the Councillors or their partner (or a body in which one has a beneficial interest) and the council.
- (d) **Land** - Any beneficial interest in land which is within the council's area.
- (e) **Licences**- Any licence to occupy land in the council's area for a month or longer.
- (f) **Corporate tenancies** - Any tenancy between the council and a body in which the Councillor or their partner have a beneficial interest.
- (g) **Securities** - Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.

### **\*\*Personal Interests:**

The business relates to or affects:

- (a) Anybody of which you are a member or in a position of general control or management, and:
  - To which you are appointed by the council;
  - which exercises functions of a public nature;
  - which is directed is to charitable purposes;
  - whose principal purposes include the influence of public opinion or policy (including a political party or trade union).
- (b) The interests a of a person from whom you have received gifts or hospitality of at least £50 as a member in the municipal year;

or

A decision in relation to that business might reasonably be regarded as affecting the well-being or financial position of:

- You yourself;
- a member of your family or your friend or any person with whom you have a close association or any person or body who is the subject of a registrable personal interest.

# Agenda

Introductions, if appropriate.

Item	Page
<b>1 Apologies for absence and clarification of alternate members</b>	
<b>2 Declarations of Interests</b>	
Members are invited to declare at this stage of the meeting, the nature and existence of any relevant disclosable pecuniary or personal interests in the items on this agenda and to specify the item(s) to which they relate.	
<b>3 Application for the Review a Premises Licence by Metropolitan Police for the premises known as Hamiltons 45-46 Queensbury Station Parade, HA8 5NN, pursuant to the provisions of the Licensing Act 2003</b>	1 - 56
<b>4 Application for a Variation to a Premises Licence by Hamida Moalin for the premises known as Hiddo, 5-7 Wembley Hill Road, HA9 8AF, pursuant to the provisions of the Licensing Act 2003</b>	57 - 110
<b>5 Application for a Variation to a Premises Licence by This Way Entertainment Ltd for the premises known as The Triangle, 248-252 High Street, NW10 4TD, pursuant to the provisions of the Licensing Act 2003</b>	111 - 154

**Date of the next meeting:            Date Not Specified**



Please remember to **SWITCH OFF** your mobile phone during the meeting.

- The meeting room is accessible by lift and seats will be provided for members of the public.

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## LICENSING ACT 2003

### Application for the Review a Premises Licence

Name of Applicant:	Metropolitan Police
Name & Address of Premises:	Hamiltons 45-46 Queensbury Station Parade, HA8 5NN
Applicants Agent:	

#### 1. Application

The application is for the review of a premises licence held by Mr Dip Sukhadiya. The premises are known as Hamiltons, 45-46 Queensbury Station Parade, HA8 5NN.

#### 2. Grounds for Review

The grounds for review are the Prevention of Crime and Disorder, Public Safety, the prevention of public nuisance and the protection of children from harm.

#### 3. Relevant Representations

Representations have been received from The Police and the Licensing Officer.

#### 4. Background

The premises are currently licensed for the sale of alcohol and to remain open from 05:00hrs to 23:00hrs Monday to Sunday.

The Designated Premises Supervisor is Mr Dip Bharatkumar Sukhadiya.

#### 5. Associated Papers

- A. Copy of Review Application
- B. Police Representation
- C. Licensing Representation
- D. Copy of Current Licence
- E. OS Map

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**APPLICATION FOR A REVIEW OF A  
PREMISES LICENCE OR CLUB PREMISES CERTIFICATE  
Under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form.  
If you are completing this form by hand please write legibly in **block capitals**. In all cases ensure that your answers are inside the boxes and written in **black ink**. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I Police Constable Nicola McDonald on behalf of the Commissioner of the Metropolitan Police Service

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below.

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description –</b> Hamilton's 45-46 Queensbury Station Parade	
<b>Post town</b> Edgware	<b>Post code</b> HA8 5NN

<b>Name of premises licence holder or club holding club premises certificate –</b> Mr Dip Bhaskar Kumar Sukhadiya
--

<b>Number of premises licence or club premises certificate -</b>  <b>471509</b>
---

**Part 2 - Applicant details**

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

- a) a person living in the vicinity of the premises
- b) a body representing persons living in the vicinity of the premises
- c) a person involved in business in the vicinity of the premises
- d) a body representing persons involved in business in the vicinity of the premises

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

Please tick ✓ yes

Mr  Mrs  Miss  Ms  Other title (for example, Rev)

**Surname**

**First names**

Please tick ✓ yes

I am 18 years old or over

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address
Telephone number (if any)
E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Nicola McDonald PC2157NW NWCU Police Licensing Unit South Harrow Police Station 74 Northolt Road South Harrow HA2 0DN
Telephone number (if any) <b>0208 7334530</b>
E-mail address (optional) Nicola_mcdonald@met.police.uk

**This application to review relates to the following licensing objective(s)**

- |   |                                 |
|---|---------------------------------|
|   | Please tick one or more boxes ✓ |
| 1) the prevention of crime and disorder | <b>X</b>                        |
| 2) public safety                        | <b>x</b>                        |
| 3) the prevention of public nuisance    | <b>X</b>                        |
| 4) the protection of children from harm | <b>X</b>                        |

**Please state the ground(s) for review (please read guidance note 1)**

Hamilton's 45-46 Queensbury Station Parade currently has a Premise Licence to sell alcohol from 0500 hours to 2300 hours daily, the premises are open to the public between the same hours.

Mr Dip Bharkat Kumar Sukhadiya is the premises licence holder. He transferred the premises licence in to his name on 5<sup>th</sup> April 2019 after months of him misleading responsible authorities, it was discovered the previous premises licence holder had relinquished the business. Mr Dip Bharkat Kumar Sukhadiya applied to become the designated premises supervisor on the same date.

Alcohol is authorised to be supplied for consumption OFF the premises and should not be sold in open containers.

The shop is located in an area troubled with street drinking and anti-social behaviour fuelled by alcohol consumption. The area attracts Eastern European males in vast numbers. They gather daily on the streets looking for labouring work, if they are unsuccessful, they remain in the area socialising and drinking alcohol. The location promotes a park like feel with green space and benches supporting their activities. Since May 2018, there has been two men murdered in public in Queensbury Station Parade.

Mr Dip Bharkat Kumar Sukhadiya is aware of the challenging issues and the reason why there are 13 rigorous conditions attached to Annex 2 of the premises licence. Those conditions are:

1. CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested.
2. A CCTV camera shall be installed to cover the entrance of the premises
3. A sign stating "No proof of age - No sale" shall be displayed at the point of sale.
4. A "Challenge 21" policy shall be adopted and adhered to.
5. A refusal book shall be kept and maintained.
6. A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.
7. "Raid Control" crime prevention measures shall be installed and all staff given suitable training.
8. Promotions that encourage irresponsible drinking shall not be permitted.
9. The licensee shall keep an incident book which shall be made available to the Police and Licensing Authority.
10. A clear and unobstructed view into the premises shall be maintained at all times.
11. A suitable intruder alarm complete with panic button shall be fitted and maintained.
12. A personal licence holder fluent in English shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.
13. No high strength beers, lagers, and ciders above 5.5% ABV shall be stocked with the exception of premium beers.

For a matter of months Mr Dip Bharkat Kumar Sukhadiya lied to Police and other responsible Officers passing the responsibilities of the shop on to Mrs Patel the previous owner. Mr Dip Bharkat Kumar Sukhadiya had been conducting the role of the designated premises supervisor in Mr Patel's absence and was negotiating a purchase price for the business. Valuable time was wasted by Officers attempting to contact Mrs Patel and CCTV evidence lost. In a brief

period, it has become apparent that Mr Dip Bharatkumar Sukhadiya does not accept the seriousness of his actions and impact on the community of operating a shop where profit is put before legislation. When Mr Dip Bharatkumar Sukhadiya is not in the shop he fails to employ a suitable personal licence holder as per condition 12 he stocks and sells high strength beers above 5.5% ABV breaching condition 13, he fails to maintain a refusal book and an incident book, conditions 5 and 9. The front windows and door to the shop are completely obscured, this condition is importance for both safety of staff and to proactively monitor street drinkers and therefore identify and refuse sales. Since January 2019 Mr Dip Bharatkumar Sukhadiya has been instructed on five separate occasions by Police how to operate the shop within the legislation and uphold the licensing objectives, but this advice has been rebuffed. Police therefore had no choice than to bring this premise to the attention of the Licensing committee.

Police request the premises licence be revoked. This may appear severe, however proportionate and valuable weighed against the evidence and licence holders fragrant disregard to licensing legislation. The consequence of his irresponsible supply of alcohol and cigarettes is having a negative impact on the local community, attracting alcohol fuelled crime and disorder, resulting in unsavoury surroundings residents and for small children and parents to come and go from their care facilities. The supply and storage of illicit tobacco products not only is illegal, having a much larger impact on society, but also effects the safety of the public. Illicit toys without the correct safety guidelines is also illegal and dangerous to children. Both these actions demonstrate the owners neglect to uphold the licensing objectives.

Police have been open and transparent in their approach to enforcement action since a meeting with all licence holders in at the beginning of 2019 but this has not produced improvement with Hamilton's, it has highlighted their inability to be responsible and promote the licensing objectives.

I do not see how a reduction in hours would improve the operation unless it was a drastic reduction removing sales of alcohol early morning and when children and workers are the main footfall of the area.

This would have to be accompanied by a robust operational plan from the premises licence holder involving:

*A member of staff always in the shop able to operate the CCTV system*

*The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulder image of every person entering or leaving the premises.*

*The Licence holder /DPS/Manager shall inspect and test that the CCTV is operational and working correctly on a weekly basis. A signed and dated record of the CCTV examination and any findings shall be kept on the premises and made available to the police and authorised officers of the Local Authority on request.*

*No high strength beers, lagers, and ciders above 6.0% ABV shall be stocked*

*No miniature bottles of wine or spirits in units less than 35cl shall be stocked or sold at the premise unless packaged as part of a seasonal gift set.*

*No single cans or bottles of alcohol shall be sold*

*All alcohol be price labelled with the name of Hamilton's*

*All wholesale receipts of age restricted products must be retained and made available to responsible authorities if required.*

*An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:*

- (a) all crimes reported to the venue*
- (b) all ejections of patrons*
- (c) any complaints received*
- (d) any incidents of disorder*
- (e) all seizures of drugs or offensive weapons*
- (f) any faults in the CCTV system or searching equipment or scanning equipment*
- (g) any refusal of the sale of alcohol*
- (h) any visit by a relevant authority or emergency service.*

*Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent*

Access to the alcohol by customers or staff.

The following crime prevention measures shall be implemented:

- A time delay safe with deposit slot and anti fishing mechanisms must be used at the counter till area
- Regular robbery awareness and cash minimisation training shall be given to all staff.

In order to implement changes a maximum suspension of the licence would have to be set.

Police reserve the right to give evidence on any further incidents which may take place at, or in the vicinity of the premises, between the service of this application and the hearing and/or during the time allowed for any appeal proceedings.

**Please provide as much information as possible to support the application (please read guidance note 2)**

**June 2016**

Local residents made complaints to Police about the amount of street drinkers making Queensbury Station Parade a 'no go' area for families and children. This was referred to the Local Joint Action Group. **See NM1**

This led to partnership action in the following months. This has been a continuous demand to Safer Neighbourhood Officers, with spiked periods in Spring and Summer and a slight dip in Winter.

**19<sup>th</sup> November 2018**

Safer neighbourhood team hand delivered a letter to shop keepers with regard to ASB and street drinkers. **See NM2**

**21<sup>st</sup> December 2018**

From 1600 – 1700hrs observation patrols conducted by Queensbury Safer Neighbourhood team and I, around Queensbury Station Parade. The weather was cold and it was dark however, there were still two groups of white males standing drinking alcohol from cans, some still in black or blue flimsy plastic bags in order to disguise the fact it was alcohol. One group was next to the underground station, the other was outside the children nursery at number 37, only seven shops away from Hamilton's.

**11<sup>th</sup> January 2019**

Licensing inspection conducted at the shop by Police and Licensing authority enforcement officer. The premises was open to the public and alcohol was on display and being sold. Neither the designated premises supervisor, Mr Nainesh Patel, nor the premises licence holder, Mrs Jalpaben Patel were at the shop. There was one member of staff in the shop, he gave his name as Mr Dip Bharatkumar Sukhadiya, he said he was a personal licence holder, however he could not produce it to inspect. He informed me that he was the shop manager; both Mr and Mrs Patel were still the owners. He told me that Mr and Mrs Patel lived near Gatwick and they had another shop near their home. The following offences were being committed:

**Section 57(4) and 57(7) Licensing Act 2003 ... there was no certified copy or a summary of the premises licence prominently displayed and the full premises licence (Part A) could not be produced for inspection.**

**Section 136 Licensing Act 2003 ... conducting licensable activities without authority: The following conditions' attached to annex 2 of the premises licence were not being adhered to:**

Condition 1: CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to Police and Licensing Officers if requested.  
CCTV was only recording for one week.

Condition 5: A refusal book shall be kept and maintained.  
A refusal book could not be produced for inspection; staff do not complete a refusal book.

Condition 7 'Raid Control' crime prevention measures shall be installed and all staff given suitable training.  
Dip Bharat Kumar Sukhadiya, could not answer my question of robbery awareness there was no time delay safe with anti-fishing mechanism beneath

Condition 9: The licensee shall keep an incident book which shall be made available to the Police and Licensing Authority.  
An incident book could not be produced for inspection; staff do not update an incident book.

Condition 10: A clear and unobstructed view into the premises shall be maintained at all times.  
The majority of both windows and the entrance door were obscured with posters and

advertisements.

Condition 13: No high strength beers, lagers, and ciders above 5.5% ABV shall be stocked with the exception of premium beers.

There were bottles of DESPERADOS (5.9%) on display for sale, this is not a premium beer.

### **17<sup>th</sup> January 2019**

Meeting at Brent civic centre organised by Police with the premises licence holders of the five off licenses in Queensbury Station Parade to discuss alcohol fuelled ASB in the area and its impact on local community. Mr Dip Bharatkumar Sukhadiya was at the meeting, representing Mr and Mrs Patel. Police were transparent telling the licensee that Police and partners were observing the area and enforcement action planned. License holders to check their authorities and act robustly to uphold the licensing objectives.

### **25<sup>th</sup> January 2019**

Warning letter to Mr and Mrs Patel (posted to home address and the shops address) regarding the above visit to the shop. **See NM3**

### **19<sup>th</sup> February 2019**

Brent Trading Standards enforcement officers conducted a test purchase operation around Queensbury Station Parade. Inside Hamilton's, their suspicions were raised because members of the public were asking to buy cigarettes in packs of 10 and other transactions at the cash register involving cigarettes. During the Officers time at the shop there were numerous males on the pavement and on the green outside the shop drinking alcohol and were seen urinating in public. **See statement NM4**

### **22<sup>nd</sup> February 2019**

Trading Standards Officers returned to Hamilton's and discovered that they were selling illicit tobacco products from 'under the counter' these included Romanian cigarettes and ethnic smokeless tobacco products. Further illicit tobacco products were found in the rear storeroom. Officers also seized a small quantity of unsafe toys that were behind the counter. There was one member of staff in the shop at the time; he gave his name as [REDACTED]. He told enforcement Officers that the owner of the shop was Mr and Mrs Patel.

On 14<sup>th</sup> March Trading Standards Enforcement Officers formally wrote to Mr and Mrs Patel.

On 20<sup>th</sup> March 2019 it was established by Trading standards officers, that Mr Dip Bharatkumar Sukhadiya was actually the owner of Hamilton's and there was no current designated premises supervisor in accordance with the Mandatory condition of the premises licence.

This is a live investigation.

### **26<sup>th</sup> February 2019**

From 1645 -1745hrs I was on duty in plain clothes and carried out observations at Queensbury Station Parade. During that time I witnessed eastern European males (numbers varying from 5 to 10) drinking alcohol from cans concealed in black or blue thin small, plastic carrier bags. There is 2 benches and six males were socialising, consuming alcohol around them. There was also a boy aged about 10yrs wearing a black padded anorak talking to the males and smoking, he was playing chase with a disabled white adult male. I watched a male standing leaning against the bench; he pulled a can from the blue bag and began drinking from it. He wrapped the bag around the can. There was nothing else in the bag. He remained there for some time, then with one of the other white males with short black hair and dark bomber jacket he walked towards the bus stop near Hamilton's and sat on a cycle rack. I approached the males and could clearly see that the male was drinking from a can of Timisoreana. At this time of evening the footpath outside Hamilton's was busy with workers getting off and on buses at the stop directly outside the shop. After a short time the male with the dark bomber jacket went in to Hamilton's, I positioned myself close to the entrance door that was in a permanent open position. I could see the male walk to the left of the shop where there was a refrigerator; he then approached the serving counter (to the right of the entrance). The male then walked out of the shop carrying a black small plastic bag, he immediately pulled a red and white can of Tyskie beer half way out of the bag, he opened the ring pull and began drinking from the can. The male returned to, and perched on the cycle

back drinking the beer. I watched two older males wearing flat caps walk from the bench area on the green, they considerately placed their empty beer cans (partially wrapped in black bags) in the public bin after finishing drinking the contents. The males then entered adbrokes. See NM5 and NM6.

**15<sup>th</sup> March 2019**

Complaints received by community safety officers at Brent Council from local resident and parent. See NM7

**2<sup>nd</sup> April 2019**

On Tuesday 2<sup>nd</sup> April 2019 at 1239hrs PS Smith 253NW accompanied by PC Cowley 2568NW visited Hamilton's. Both Officers were in plain clothes and identified themselves with warrant cards. There was two members of staff, one gave his name as Mr Dip SUKHADIYA, he claimed to have a personal licence but was unable to produce it. The other was [REDACTED], he is not the owner of a personal licence. The following offences were being committed:

**Section 57(4) and 57(7) Licensing Act 2003 ... there was no certified copy or a summary of the premises licence prominently displayed and the full premises licence (Part A) could not be produced for inspection.**

**Section 136 Licensing Act 2003 ... conducting licensable activities without authority: The following conditions' attached to annex 2 of the premises licence were not being adhered to:**

Condition 5: A refusal book shall be kept and maintained.

A refusal book could not be produced for inspection; despite searching the entire shop. Staff do not complete a refusal book.

Condition 7 'Raid Control' crime prevention measures shall be installed and all staff given suitable training.

Dip Bharat Kumar Sukhadiya, could not answer questions of robbery awareness there was a time delay safe with anti-fishing mechanism beneath the counter but it was not in operation.

Condition 9: The licensee shall keep an incident book which shall be made available to the Police and Licensing Authority.

An incident book could not be produced for inspection; despite searching the entire shop. Staff do not update an incident book.

Condition 10: A clear and unobstructed view into the premises shall be maintained at all times.

The majority of both windows and the entrance door were obscured with posters and advertisements.

Condition 13: No high strength beers, lagers, and ciders above 5.5% ABV shall be stocked with the exception of premium beers.

There were bottles of Dragon Stout (7.5%) and Guinness Foreign Nigerian Export (7.5%) on display for sale at £1.50 these are not premium beers. Dragon Stout was advertised as Red Stripes 'Big brother- bigger and stronger'.

Breaches of the premises license conditions were pointed out.

**Officer advised Mr SUKHADIYA that he should stop selling alcohol and remove alcohol from display based on the information that Mr & Mrs Patel were no longer concerned with the premises and that there was no current DPS attached to the premises licence as per the mandatory condition. He was advised the Licensing Authority would be informed and that should the sale of alcohol continue it would be contrary to section 136 Licensing Act that could result with a monetary fine or imprisonment if prosecuted.** Mr SUKHADIYA initially claimed he was going to run the premises for Mr & Mrs Patel but then his wife came into the store and he indicated he and his wife would like to purchase the store

from Mr & Mrs Patel and take over the running of the premises for their own venture. He informed Police he would make contact with Mr Patel and seek an application for Vary DPS and Premises licence transfer. **See NM8**

#### **5<sup>th</sup> April 2019**

Licensing authority received an application to transfer the premises licence from Mr Dip Bharatkumar Sukhadiya.

Licensing Authority received an application from Mr Dip Bharatkumar Sukhadiya to vary the premises licence to name himself as the designated premises supervisor.

#### **14<sup>th</sup> April 2019**

On Tuesday 14<sup>th</sup> April 2019 at 1100 hrs PS Damien Smith 253NW and PC Nic Fanovich 2392NW. They were in the area after posting correspondence to another licensed venue in close proximity. Once inside the store it was apparent there was no personal licence holder present yet alcohol was still on display and readily available to be sold.

One male identified as [REDACTED] recognised PS SMITH and asked 'should I stop selling alcohol now?'

[REDACTED] was present during the previous visit and was fully aware of the premises licence conditions.

The following offences were being committed:

**Section 57(4) Licensing Act 2003 ... the full premises licence (Part A) could not be produced for inspection.**

**Section 136 Licensing Act 2003 ... conducting licensable activities without authority: The following conditions' attached to annex 2 of the premises licence were not being adhered to:**

Condition 5: A refusal book shall be kept and maintained.  
A refusal book could not be produced for inspection.

Condition 7 'Raid Control' crime prevention measures shall be installed and all staff given suitable training.

Condition 9: The licensee shall keep an incident book which shall be made available to the Police and Licensing Authority.

An incident book could not be produced for inspection; despite searching the entire shop. Staff do not update an incident book.

Condition 10: A clear and unobstructed view into the premises shall be maintained at all times.

The majority of both windows and the entrance door were obscured with posters and advertisements.

Condition 13: No high strength beers, lagers, and ciders above 5.5% ABV shall be stocked with the exception of premium beers.

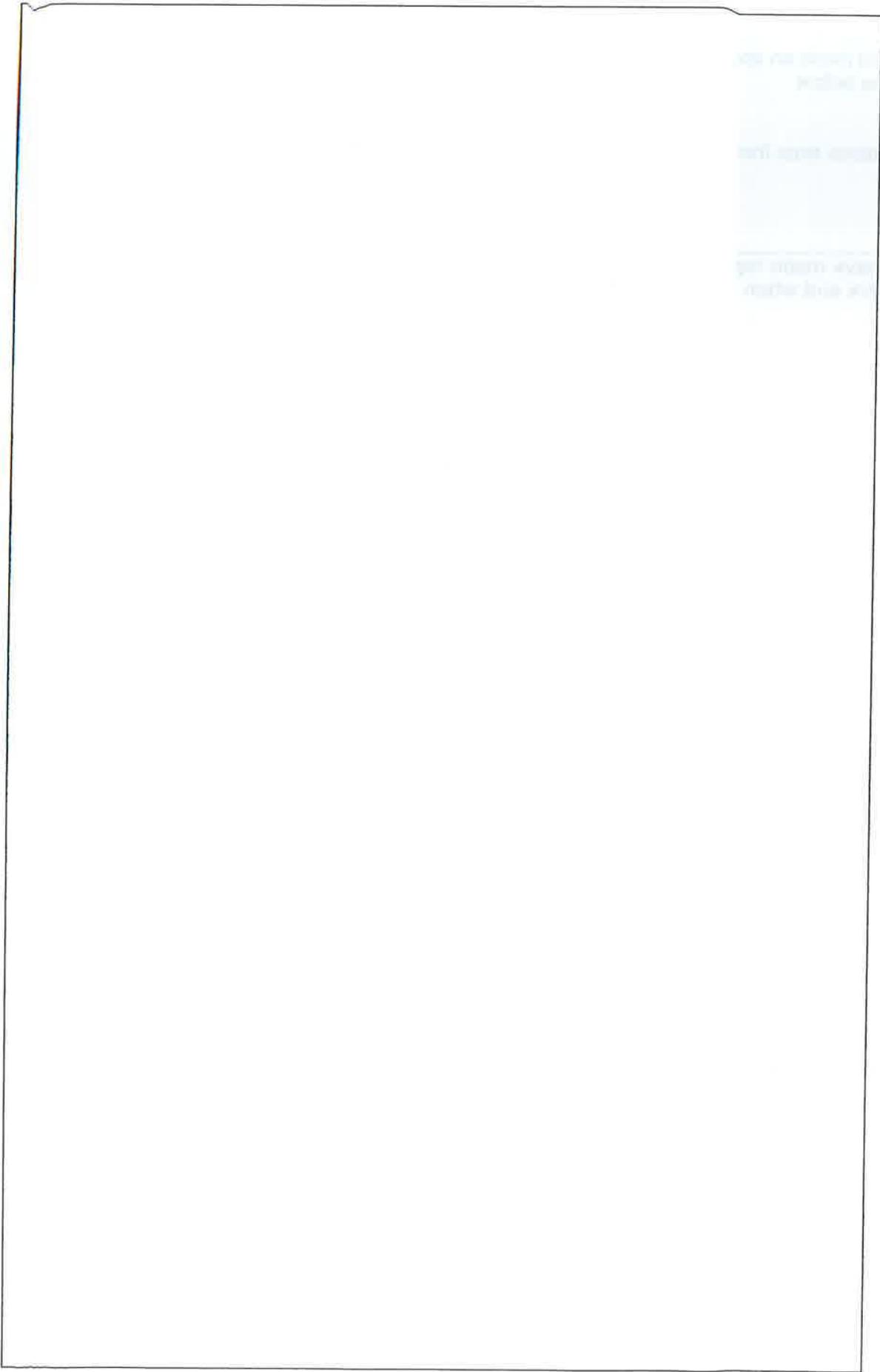
There were bottles of Dragon Stout (7.5%) and Guinness Foreign Nigerian Export (7.5%) on display for sale at £1.80 these are not premium beers. Dragon Stout was advertised as Red Stripes 'Big brother- bigger and stronger'.

12. A personal licence holder fluent in English shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.

No personal licence holder present.

The other male working in the shop gave his name as [REDACTED], he had limited understanding of English.

While police were present [REDACTED] phoned Mr Dip Bharatkumar Sukhadiya and told him of the visit and requirement to stop selling alcohol.



Page 13 of 13

Page 13 of 13

Page 13 of 13

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year
28	03	2009

**If you have made representations before relating to the premises please state what they were and when you made them**

## Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

**Please return the completed form and any accompanying documents to the following address with a copy to the premises licence holder / Club that the application relates to:-**

Safer Streets (Licensing)  
Brent Council  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

☎ 020 8937 5359

Email: [environmentandprotection@brent.gov.uk](mailto:environmentandprotection@brent.gov.uk)

Cheques should be crossed and made payable to London Borough of Brent.

**Please follow the instructions in the checklist on page 14 to submit the relevant copies to the responsible authorities. Contact details shown below:**

Chief Officer of Police  
Brent Licensing Department  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8733 3206

North West Area 1  
London Fire Brigade  
169 Union Street  
London  
SE1 0LL

Tel: 020 8555 1200 x38778

Trading Standards  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8937 5555

Environmental Health  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8937 5252

Children's Services  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Licensing Authority  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ  
Tel: 020 8937 5359

Area Planning Service  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8937 5210

Public Safety Team  
Fifth Floor  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

Tel: 020 8937 5359

DAAT  
Public Health Directorate  
Wembley Centre for Health  
and Care  
116 Chaplin Road  
Wembley  
HA0 4UZ

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature

*[Handwritten Signature]* PC 2157 NW

Date

25-4-2019

Capacity

POLICE OFFICER

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 6)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

**Data Protection:** The London Borough of Brent will use this information for the purposes of The Licensing Act 2003 and related purposes. Any member of the public may examine the application form on request. In addition, this information may be disclosed to the Police, The London Fire and Emergency Planning Authority, relevant ward Councillors and other Council departments.

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with law enforcement agencies and other bodies responsible for auditing or administering public funds for these purposes

## **LJAG Referral Form – Wembley Cluster**

Alperton, Wembley Central, Tokyngton, Sudbury, Queensbury, Preston,  
Northwick Park & Kenton

ASB Officer: Jackie Pinnock  


**Location:** Queensbury Circle

**Problem:** *Street Drinking, General Anti-Social Behaviour.*

**Evidence:** *Officers from Brent Police Licensing Team have witnessed Street drinkers sitting on the benches drinking alcohol, whilst moving the street drinkers on, officers were approached by local residents that thanked police and stated that the area had now become a no go area for families with children due to drunk males sitting there all day drinking and causing ASB.*

**Agencies involved:** *Brent Council, Local Safer Neighbourhoods Team*

**Desired outcome, and how it can be measured:** *Remove Benches and reduce street drinkers and ASB in the area*

**Previous actions:** *Unknown what previous actions have been tried.*

**Possible interventions:** *Brent Police Licensing team will also be conducting test purchases and reviewing any Premises Licence if breaches found.*

### **Analysis**

**Who:** *Who is causing the problem? It appears to be mainly Eastern European Street Drinkers*

**What:** *What are they doing that is causing the problem? Street Drinking and Causing ASB*

**Where:** *Where specifically are these activities occurring? Queensbury Station Parade, Beverley Drive, on the Green*

**When:** *When does this activity occur? Most days of the week earl, afternoon onwards*

**Why:** *What is driving the activity? alcohol abuse?*

**How:** *How is the behaviour affective the community? The community state they witness street drinkers sitting around drinking and fighting, and are unable to walk on the green.*





<b>Date of referral:</b>	<b>10/07/2016</b>
<b>Officer:</b>	<b>PC368QK Michael Sullivan</b>
<b>Organisation and contact details</b>	<b>Met Police</b>
<b>Email/Tel:</b>	<b>[REDACTED]</b>

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**Shops at Queensbury Station Parade**

Queensbury NPT

Telephone: 02071618531

Facsimile:

Email:

[Queensbury.SNT@met.pnn.police.uk](mailto:Queensbury.SNT@met.pnn.police.uk)

[www.met.police.uk](http://www.met.police.uk)

Your ref: Queensbury Station Parade

19/11/2018

To whom it may concern

We have been made aware of some issues around Queensbury Station parade. Local residents have commented that most days groups of people congregate on the green area drinking and urinating as well as in the surrounding roads. This in turn leaves the area covered in rubbish and local residents complaining about the antisocial behaviour of the groups. We get calls in on an almost daily basis in regards to this and do try and patrol the area regularly.

We are trying to deal with the issue and appreciate it's a difficult one. We would ask for the shops to assist us in dealing with the problem. Please be aware when selling alcohol that there is a problem with street drinking in the area and consider this when selling. When you notice groups of people hanging around drinking call 101 and reporting the issue or email us direct. If there are any local problems you have noticed then please also make us aware.

Yours sincerely,

Queensbury NPT

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**METROPOLITAN  
POLICE**

Working together for a safer London

TERRITORIAL POLICING

Mr & Mrs Patel



**NW CU – Partnership  
Brent Licensing**

Wembley Police Station  
603 Harrow Road  
Wembley  
HA0 2HH

Telephone: 020 8733 3206

Email: [NWmailbox.licensingbrent.m  
et.police.uk](mailto:NWmailbox.licensingbrent.met.police.uk)



25<sup>th</sup> January 2019

Dear Mr & Mrs Patel

I am writing this letter in response to my recent visit to your Hamiltons, 45-46 Queensbury Station Parade, Edgware, HA8 5NP (Premises licence number 471509) just before lunchtime on 11<sup>th</sup> January 2019 when the venue was open to the public and alcohol was being sold. There was a solitary male member of staff working behind the serving counter, he gave his name as Dip Bharat Kumar Sukhadiya, he was the owner of a personal licence.

**Section 57(4) and 57(7) Licensing Act 2003 require a certified copy or a summary of the premises licence to be prominently displayed and must produce a copy of the full premises licence.**

**During my visit I observed the following contraventions of the premises licence**

Condition 1: CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to Police and Licensing Officers if requested.

**CCTV was only recording for one week.**

I understand this has now been resolved

Condition 5: A refusal book shall be kept and maintained.

**A refusal book could not be produced for inspection, staff do not complete a refusal book.**

**You must log all refusals of sale of alcohol.**

Condition 9: The licensee shall keep an incident book which shall be made available to the Police and Licensing Authority.

**An incident book could not be produced for inspection, staff do not update an incident book.**

**You must log any incidents in or effecting the shop.**

Condition 13: No high strength beers, lagers, and ciders above 5.5% ABV shall be stocked with the exception of premium beers.

**There were bottles of DESPERADOS (5.9%) on display for sale, this is not a premium beer. These must be removed from sale immediately.**

Condition 7 'Raid Control' crime prevention measures shall be installed and all staff given suitable training.

**Dip Bharat Kumar Sukhadiya, could not answer my question of robbery awareness or familiar with a time delay safe.**

You must install a time delay safe with anti-fishing mechanism benneth the counter immediately and ensure you operate a cash minimisation routine from the cash register. Your staff must be trained in 'robbery awareness'. Armed robbery in small retail shops is on the increase, your staff are vulnerable. If you need further details look at the 'Raid Control' or Home Office Website.

**I must point out that any breaches of the premises Licence amount to an offence under section 136 Licensing Act 2003, namely conducting licensable activities without authority, which carries an unlimited fine and/or up to 6 months imprisonment.**

**This letter is a written formal warning. The Metropolitan Police as a Responsible Authority under the Licensing Act 2003 reserves the right to initiate a Review of your Premises License and take enforcement action with reference to the commission of offences under the 'Act'**

Yours sincerely

Nicola McDonald  
Licensing Constable 2157NW

### Witness Statement

(C.J.Act 1967 - S.9, M.C. Act 1980 – ss5A(3)(a) and 5B, M.C. Rules 1981 r.70)

Statement of: Denise Power  
Age if under 18: Over 18  
Occupation: Senior Enforcement Officer

This statement (consisting of 3 pages signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Dated 6 March 2017

Signature .....

I am Senior Enforcement Officer employed by the London Boroughs of Brent and Harrow Trading Standards.

5 On the 19 February 2019 at approximately 1415 hrs, I was inside a small off-licence called Hamiltons located at 45-46 Queensbury Station Parade, HA8 5NN. I was assisting colleagues and two child volunteers aged 12 and 13 on a test purchase operation to monitor the sale of age restricted products, specifically alcohol, from shops within the borough. I was present in the shop to monitor the welfare of the volunteers assisting us.

10

I entered the shop and began browsing the shelves directly opposite the counter serving area. There were around three other customers in the shop at the time and two Asian Males aged in their thirties were working behind the counter serving. I was queuing to pay for an item when I noticed one of the workers reach his arm across the counter to pass what  
15 appeared to me to be a box “Kent Core” cigarettes to a customer. I recognised the packet

Signature .....

Continuation of witness statement of: Denise Power

due to its distinctive Blue colouring. The worker appeared to be trying to conceal the packet by holding them palm down as he reached across the counter to hand them to the customer. As he did this, the second worker intercepted the transfer by pushing his colleagues hand down. This worker then took the cigarettes from him, placed them in a black plastic carrier bag which he then handed to the customer. This transaction raised my suspicions that the cigarettes were illicit and not legal for sale within the UK market.

As the customer left, the next customer approached the counter and asked the worker for a box of 10 cigarettes. I found this unusual given that cigarettes could only be sold in prescribed quantities of 20 following the introduction of the Tobacco and Related Products Regulations 2016. The worker declined and said they only had boxes of 20.

I paid for my purchase, left the shop and immediately regrouped with my colleagues Paul Harris and Paul Lee. They were waiting just a few doors up by "Queenbee Nursery" at 37 Queensbury Station Parade with the two child volunteers. They had to return to another premises on the parade for further enquiries so I took the children with me to wait in the Service van. This was located past the parade of shops adjacent to the centre of the green space.

As we waited for my colleagues to return I noticed a group of around 5 men aged 20-30 congregating in the centre of the green space by a wooden bench. They were standing smoking and drinking cans of lager, one brand I recognised as Holsten Pills. I noticed one man pour the remains of a can onto the grass.

Signature .....

Continuation of witness statement of: Denise Power

40 My colleagues returned shortly afterwards and whilst we were discussing matters, two men, also holding cans of lager, walked across the grass, away from the main group. They approached one of the trees diagonally opposite to our van and began to urinate on to it. My colleagues and the children with us all witnessed this. The two men then returned to the group and we left the location shortly afterwards.

Signature .....

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**From:** Hewitt, Andrew  
**Sent:** 15 March 2019 15:38

**From:** Community Safety and ASB [<mailto:complaints@feedback.brent.gov.uk>]  
**Sent:** 15 March 2019 14:50  
**To:**  
**Cc:** Hewitt, Andrew [REDACTED] Business Licence  
<[business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)>  
**Subject:** Your query (ref: 12120728)

In response to your query received on 14 March 2019, in relation to issues around littering **and men loitering outside the nursery that are purchasing alcohol from \*\*\* in which parents, staff and users of your facility are finding it uncomfortable as well as intimidating when entering and leaving the establishment.**

Just to provide you with an update which will hopefully assure you and users of the nursery that the appropriate action / enforcement action is being taken and addressed where possible. We are fully aware of the issues in the area and have been liaising with other partners to combat this nuisance behaviour, this includes the following:-

- Joint patrols with our met police Partnership Tasking Team (PTT), our Envirocrime Officer (EO) and myself (Anti-Social Behaviour Officer) are conducted to enforce the Public Spaces Protection Order (PSPO). The PSPO has been implemented 'Borough wide' to address individuals seen to be street drinking publicly. Individual's are given a warning in the first instance and if they are seen again drinking in public they are issued with a fine.
- Our EO patrols the area to enforce littering compliance by way of issuing Fixed Penalty Notices (FPN), which is a fine that can also lead to prosecution for littering, spitting etc.
- Our Licensing Team conduct meetings with business owners in the area who sell alcohol in order to advise and investigate any breaches of their licensing conditions. All businesses have been informed that they will consider formal action in the form of a review and / or prosecution for breaching Section 141 of the Licensing Act 2003 - Sale of alcohol to a person who is intoxicated.
- The Council has recently installed deployable CCTV in the area which is now monitored via our CCTV control room and intelligence is shared with the police for enforcement action.
- Increase of cleaning schedule by our contractor 'Veolia' to include mornings and evenings (twice daily).
- our Trading Standard officers also visits local businesses by carrying out investigation work ie: test purchases.

As you have stated that the shop owner next door is selling alcohol early in the morning, I have copied this response to our Licensing Team so they can investigate and get back to you once they have done so.

In relation to individual's smoking on the public highway, unfortunately, there is no action that can be taken here, and I will request that the lane is cleansed by the contractors where you have stated there is human faeces, glass and litter. I will also request for the local police to conduct some extra patrols as and when they are on duty in relation to muggings and individuals smoking cannabis to see if they can identify and take appropriate action.

In respect of the second murder, this is a police investigation therefore I am unable to provide any comment or update on this matter.

I trust that the above update has been useful and has assured you that we are doing as much as we have the power to do in order to address the issues in the vicinity.

Yours sincerely

Andrew Hewitt  
ASB Localities Officer



LICENSING ACT 2003  
Licence: Vary DPS  
Reference: 15588

Dear Sir/Madam,

**Applicant:** Mr Dip Bharatkumar Sukhadiya  
**Premises:** Hamiltons, 45-46 Queensbury Station Parade, HA8 5NN

An application was made to Brent Council under the Gambling Act 2005 by the above-named applicant. If you would like to make a representation please respond by return. Representations must specify in detail the grounds of opposition and must relate to the promotion of the licensing objectives.

In order that consideration of the application may not be delayed, it will be appreciated if a reply can be sent to us by **19/4/19**.

Kind Regards,

Vanessa Haulkhory  
Administration Officer  
Planning, Licensing & Transportation  
Brent Council

(020) 8937 5359

[www.brent.gov.uk](http://www.brent.gov.uk)  
@Brent\_Council

LICENSING ACT 2003  
Licence: Transfer  
Reference: 15583

Dear Sir/Madam,

**Applicant:** Mr Dip Bharatkumar Sukhadiya  
**Premises:** Hamiltons, 45-46 Queensbury Station Parade, HA8 5NN

An application was made to Brent Council under the Gambling Act 2005 by the above-named applicant. If you would like to make a representation please respond by return. Representations must specify in detail the grounds of opposition and must relate to the promotion of the licensing objectives.

In order that consideration of the application may not be delayed, it will be appreciated if a reply can be sent to us by **19/4/19**.

Kind Regards,

Vanessa Haulkhory  
Administration Officer  
Planning, Licensing & Transportation  
Brent Council

(020) 8937 5359

[www.brent.gov.uk](http://www.brent.gov.uk)  
@Brent\_Council

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Mr Dip Bharatkumar Sukhadiya  
Hamilton's  
45-46 Queensbury Station Parade  
Queensbury  
HA8 5NN

22<sup>nd</sup> May 2019

Your Ref: 15795

### **Licensing Representation for the Premises Licence Review for Hamilton's, 45-46 Queensbury Station Parade, Queensbury, HA8 5NN**

I certify that I have considered the application shown above and wish to make representations, which is detrimental to the Licensing Objectives for the reasons indicated below.

Officer: Susana Figueiredo – Licensing Inspector

An officer of the Licensing Authority, in whose area the premises are situated, who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

The application has been made to review the premises licence under section 51 of the Act. The

Licensing Authority representations are primarily concerned with the four licensing objectives;

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

### **Premises History**

Below is a list of activity in relation to the premises.

Date	History	Actions
24/05/2018	<b>Report from Anti-Social Behaviour team that there are issues of street drinking in Queensbury. This consists of groups of males purchasing alcohol in licensed premises and then either standing outside of the shops or sitting on the large green area</b> <b>COMPLAINT</b>	Letter advising premises of issues in the area. Invitation to attend meeting on 5 <sup>th</sup> May 2018.  <b>See Exhibit SF001</b>

05/06/2018	Meeting with all off licences in Queensbury Station Parade <b><u>MEETING</u></b>	Meeting to discuss street drinking issues in the Queensbury Station Parade area
05/06/2018	Email sent to all premises who attended the meeting	<b>See Exhibit SF002</b>
06/06/2018	Street Drinking Notice	Street Drinking Notice produced as per the meeting with all off licences in Queensbury Station Parade. This notice was for off licences to display and is written in Romanian and English.  <b>See Exhibit SF003</b>
07/06/2018	Visit to premises by Licensing Inspector	Street Drinking Notices delivered by hand to premises
14/06/2018	Visit to premises by Licensing Inspector	Check to ensure all premises had visibly placed the notices in the premises. This was complied with.

### **Further conditions to be added**

In addition to conditions suggested by the Licensing Police that may be considered as a way of improving the operating schedule to make it more robust, the following conditions are further suggested:-

- **Any staff directly involved in selling alcohol for retail to consumers, staff who provide training including managers shall undergo regular training of the Licensing Act 2003 legislation. The training shall be documented and signed off by the DPS and the member of staff receiving the training. This training log shall be kept on the premises and made available for inspection by police and relevant authorities upon request.**
- **The Challenge 21 policy shall be updated to Challenge 25 policy – ‘A "Challenge 25" policy shall be adopted and adhered to at all times’.**
- **The licensee shall monitor the external premises area in relation any anti-social behaviour or public nuisance.**

However, in light of the information presented in the review application, it is strongly suggested that the premises licence be revoked.

### **Summary**

As Mr Dip Bharatkumar Sukhadiya chose not to disclose when he took over the premises, it is unclear whether he was already the owner of the premises when the meeting took place in 2018 with all of the licence holders in relation to the street drinking issues in the immediate area.

Based on my assessment, there is evidence that the premises is poorly managed. In light of the review submitted by the Licensing Police and information I have received from the Anti Social Behaviour Team it is clear all four of the Licensing objectives are being undermined. As a result, the Licensing Authority fully support the Licensing Police's request to **revoke** the premises licence.

Further inspections may take place prior to the licensing committee hearing. The Licensing Authority reserve the right to submit any further evidence gathered during this time.

Yours faithfully,



Susana Figueiredo  
Licensing Inspector  
Planning, Transportation & Licensing

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SF001



# Brent

Brent Civic Centre  
Engineers Way  
Wembley  
Middlesex HA9 0FJ

EMAIL [susana.figueiredo@brent.gov.uk](mailto:susana.figueiredo@brent.gov.uk)

WEB [www.brent.gov.uk](http://www.brent.gov.uk)

---

Mr Patel  
Hamilton's  
45-46 Queensbury Station parade  
Edgware  
HA8 5NN

24 May 2018

Dear Mr Patel,

**Licensing Act 2003 – Breach of Premise Licence**  
**Re: Food 4 Less, 38 Queensbury Station parade, Edgware, HA8 5NN**

I am writing regarding street drinking that is taking place outside of your premises. Customers are buying alcohol from your premises and then drinking it directly outside of your premises on the forecourt area.

I am therefore writing to warn you of such activity. If customers are buying alcohol and drinking it outside your premises, you need to discourage them from this. Further, if those customers return regularly to buy alcohol and you can see they are drinking on the street, you should explain they are not permitted to do this or refuse them any alcohol should they continue to ignore you.

By selling them alcohol, this could be seen as encouraging street drinking which is something that is becoming problematic in the area and must stop immediately. You will not receive any further warnings and may have your premises licence reviewed should this continue.

Please can you attend our offices on **Tuesday 5<sup>th</sup> June 2018 at 10am** so that we may discuss this further.

The address is

**Brent Civic Centre**  
**Engineers Way**  
**HA9 0FJ**

Please call me on 07985615616 when you arrive.

Yours faithfully,



SF002

**From:** Figueiredo, Susana

**Sent:** 05 June 2018 13:34

**To:** Pinnock, Jackie <Jackie.Pinnock@brent.gov.uk>; Community Safety <Community.Safety@brent.gov.uk>

**Cc:** Off Licences

**Subject:** Queensbury Station Parade - Group Email

Dear all,

I really appreciate the time and effort in you attending the meeting today.

To clarify:

- A group email is now being set up for you to contact us when there are any issues. Any issues relating to your licence will be responded to by me and any in relation to anti-social behaviour will be responded to by Jackie
- A what's app group will be set up by yourselves in order to exchange information between yourselves relating to issues in the area and specifically issues relating to street drinking
- I will create three posters for you. One in A3 that can be positioned outside your premises, one A4 one that can be positioned next to the beer and finally another A4 one that can be positioned behind the counter. Once I have delivered these to you in English on Thursday, I will then work on having them translated into Romanian and then deliver them to you again once they are ready.
- You will all work together so that those who choose to drink in the area on the street understand that you are working together and have zero tolerance towards their behaviour
- You will refuse alcohol to those persons that continuously choose to drink on the street and who are intoxicated.
- You will train your staff to ensure they are aware of the issues and what they should do in order to refuse sales. This should be signed by each of your staff
- Create a written policy which demonstrates the procedures that you follow for issues in relation to alcohol that you come across.
- Jackie will make you aware of the ward panel meetings so that you can attend
- Jackie will work with the police to carry out some enforcement work in the area around street drinking
- Jackie will speak to waste enforcement surrounding waste collections and the educating of local residents.

This email has also been copied to the community protection team which is the team Jackie works in, in case she isn't available so your emails can still be picked up.

SF002

Please get in touch with us should you need any further information.

I will see you all on Thursday

Regards

Susana Figueiredo  
Licensing Enforcement Officer  
Planning, Transportation & Licensing  
Brent Council

[www.brent.gov.uk](http://www.brent.gov.uk)



# Brent

## **NOTICE**

### **STREET DRINKING**

**It is an offence to buy alcohol to drink on the street in the Borough of Brent**

**Anyone caught by Police or Council officers drinking alcohol on the street can be fined up to £500**

## **AVERTISMENT**

### **CONSUMUL BAUTURILOR ALCOOLICE IN SPATIILE PUBLICHE**

**Cumpararea bauturilor alcoolice in vederea consumului in spatiile publice din judetul Brent este considerata contravenție**

**Cei ce vor fi prinsi de catre Politie sau de catre Ofiterii primariei consumand bauturi alcoolice in spatiile publice pot fi amendati cu pana la £500**

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Planning, Transportation & Licensing  
Brent Civic Centre  
Engineers Way  
Wembley  
HA9 0FJ

TEL: 020 8937 5359  
EMAIL: [business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk)  
WEB: [www.brent.gov.uk](http://www.brent.gov.uk)

# London Borough of Brent Premises Licence

## Part A

*This Premises Licence was granted by Brent Council, Licensing Authority for the area of the Borough of Brent under the Licensing Act 2003*

Original grant date: 05 March 2009  
Current issue date: 25 April 2019

.....  
Authorised signatory

Premises licence number: 471509

### Part 1 – premises details

Postal address of premises, or if none, ordinance survey map reference or description

**Hamiltons  
45 - 46 Queensbury Station Parade, Edgware, Brent, HA8 5NN**

Where the licence is time limited the dates

Licensable activities authorised by the licence

**Section J: Sale or Supply of Alcohol:(Off the premises)**

The times the licence authorises the carrying out of licensable activities

**Section J: Sale or Supply of Alcohol:(For consumption off the premises)**

Day	Start Time	End Time
Monday	05:00	23:00
Tuesday	05:00	23:00
Wednesday	05:00	23:00
Thursday	05:00	23:00
Friday	05:00	23:00
Saturday	05:00	23:00
Sunday	05:00	23:00

The opening hours of the premises

Day	Start Time	End Time
Monday	05:00	23:00
Tuesday	05:00	23:00
Wednesday	05:00	23:00
Thursday	05:00	23:00
Friday	05:00	23:00
Saturday	05:00	23:00
Sunday	05:00	23:00

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

**For consumption off the premises**

**Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**Mr Dip Sukhadiva**  


Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Dip Bhartkumar Sukhadiya**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

**Licence Number:** [REDACTED]  
**Issuing authority:** [REDACTED]

## Annex 1 – Mandatory conditions

### Age Verification Policy

- (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
  - (b) an ultraviolet feature.

### Minimum Price of Alcohol

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a)—duty<sup>ll</sup> is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b)—permitted price<sup>ll</sup> is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c)—relevant person<sup>ll</sup> means, in relation to premises in respect of which there is in force a premises licence—

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) —relevant person<sup>11</sup> means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e)—valued added tax<sup>11</sup> means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4.(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (—the first day<sup>11</sup>) would be different from the permitted price on the next day (—the second day<sup>11</sup>) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

#### **Requirement for a DPS**

(1) No supply of alcohol may be made under the premises licence-

- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or their personal licence is suspended.

(2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

#### **Door Supervisors and Security Staff to be Licensed by the SIA (Only if required)**

Where the licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each individual must be licensed by the Security Industry Authority, with the following exceptions:

- a) premises where the premises licence authorises plays or films
- b) any occasion mentioned in paragraph 8(3)(b) or (c) of Schedule 2 to the Private Security Industry Act 2001 (premises being used exclusively by a club with a club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
- c) any occasion within paragraph 8(3)(d) of Schedule 2 to the Private Security Industry Act 2001

## **Annex 2 – Conditions consistent with the operating schedule**

1. CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested.
2. A CCTV camera shall be installed to cover the entrance of the premises
3. A sign stating “No proof of age - No sale” shall be displayed at the point of sale.

4. A "Challenge 21" policy shall be adopted and adhered to.
5. A refusal book shall be kept and maintained.
6. A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.
7. "Raid Control" crime prevention measures shall be installed and all staff given suitable training.
8. Promotions that encourage irresponsible drinking shall not be permitted.
9. The licensee shall keep an incident book which shall be made available to the Police and Licensing Authority.
10. A clear and unobstructed view into the premises shall be maintained at all times.
11. A suitable intruder alarm complete with panic button shall be fitted and maintained.
12. A personal licence holder fluent in English shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.
13. No high strength beers, lagers, and ciders above 5.5% ABV shall be stocked with the exception of premium beers.

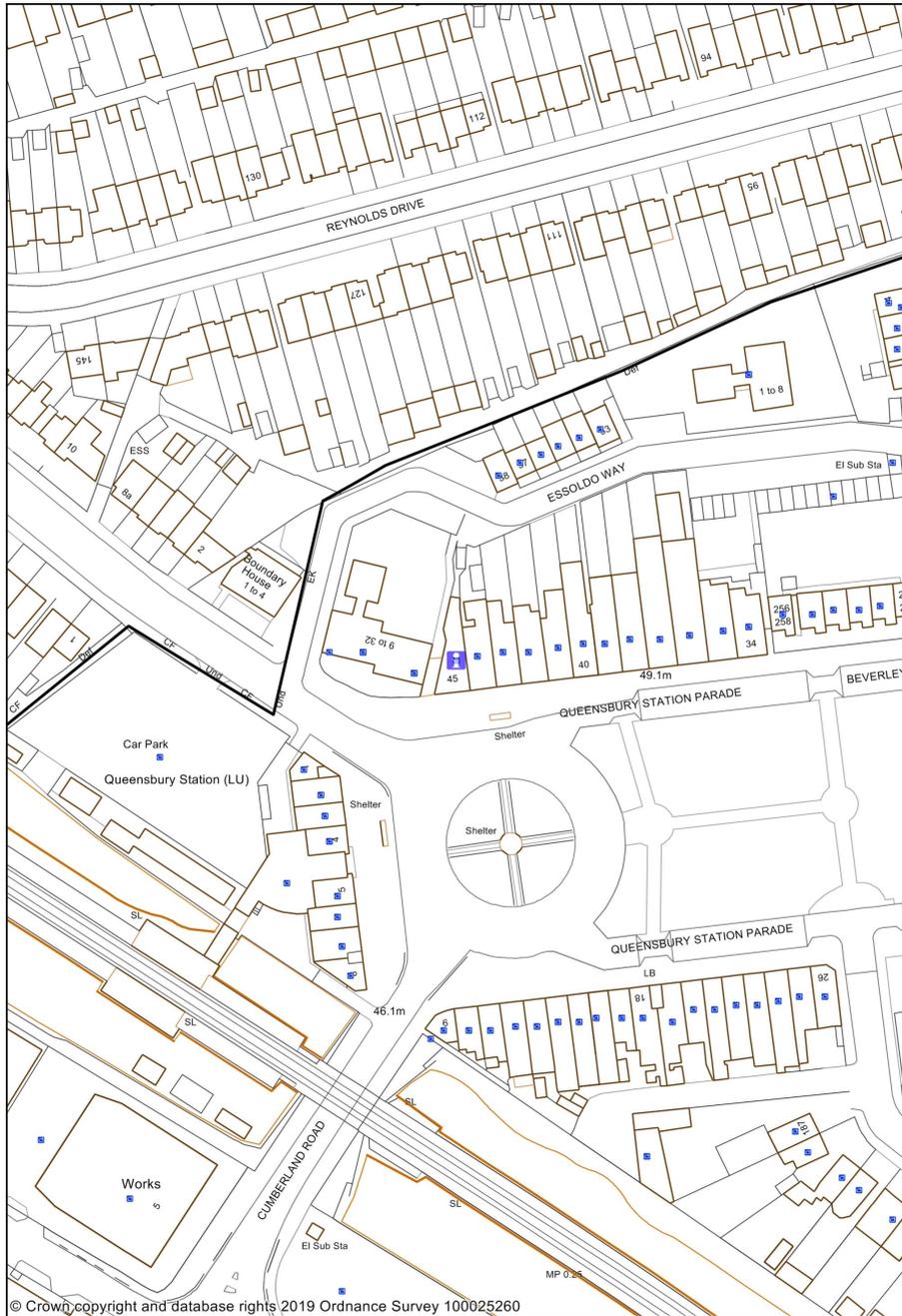
### **Annex 3 – Conditions attached after a hearing by the licensing authority**

#### **Annex 4 – Plans**

See attached



Hamiltons 45-46 Queensbury Station Parade HA8 5NN



1:1250

0 0.02 0.04 kilometres



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## LICENSING ACT 2003

### Application for a Variation to a Premises Licence

#### 1. The Application

Name of Applicant:	Hamida Moalin
Name & Address of Premises:	Hiddo, 5-7 Wembley Hill Road, HA9 8AF
Applicants Agent:	

#### 1. Application

The application is to vary the licence as follows:

- To extend the existing hours for Live Music, Recorded Music, Late Night Refreshment and to remain open until 01:00hrs Sunday to Thursday and to 03:00hrs Friday & Saturday.

#### 2. Background

The premises are currently licensed for:

- Live Music – 19:00hrs to 00:00hrs Friday & Saturday
- Recorded Music – 17:00hrs to 23:00hrs Sunday to Thursday
- Late Night Refreshment – 23:00hrs to 23:30hrs Sunday to Thursday & until 00:00hrs Friday & Saturday
- Opening Hours – 11:00hrs to 23:30hrs Sunday to Thursday & until 00:30hrs Friday & Saturday

#### 3. Promotion of the Licensing Objectives

See page 11 of the application

#### 4. Relevant Representations

Representations have been received and withdrawn from the Police. Representations remain outstanding from Licensing Officers, Nuisance Control Team and local residents.

#### 5. Interested Parties

None

## **6. Policy Considerations**

Paragraph Nos: 8.1 – 8.4

8.1 Where responsible authorities and interested parties do not raise any relevant representations regarding the application made to the council, the council will grant the licence or certificate subject only to the conditions that are consistent with the operating schedule or club operating schedule and any mandatory conditions prescribed in the Act itself.

8.2 Where responsible authorities and interested parties raise relevant representations, the council may, if it is satisfied at a hearing or otherwise, impose conditions where considered necessary for the promotion of the licensing objectives.

8.3 Any conditions attached by the council or submitted by the applicant must focus on the direct impact of the activities taking place at licensed premises, on those attending the premises and residents and persons working in the area.

8.4 Any conditions attached to licences will be tailored to the individual needs, style and characteristics of the particular premises and events concerned and will be drawn from a 'model pool of conditions' (where appropriate) to the particular premises.

## **7. Associated Papers**

- A. Copy of Application Form & plan
- B. Copy of Licensing Representations
- C. Copy of NCT Representation
- D. Copy of Resident Reps
- E. Copy of Police Rep & Withdrawal
- F. Copy of Current Licence
- G. OS Map



# APPLICATION TO VARY A PREMISES LICENCE

Application to vary a premises licence  
under The Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.  
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.  
You may wish to keep a copy of the completed form for your records.

I/We.....Hamida Moalin.....

..... *[insert name of applicant(s)]* being the  
premises licence holder, apply to vary a premises licence under section 34 of the Licensing  
Act 2003 for the premises described in Part 1 below

Premises licence number

223223095

### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

5-7 Wembley Hill Road, Wembley, HA9

Post Town

Wembley

Post Code

HA9 8AF

Telephone number at premises (if any)

020 3490 8118

Non-domestic rateable value of premises

£ 18 000

**Part 2 - Applicant details**

Daytime contact telephone number		[REDACTED]	
E-mail address (optional)		[REDACTED]	
Current postal address if different from premises address		[REDACTED]	
Post Town	[REDACTED]	Post Code	[REDACTED]

**Part 3 - Variation**

Please tick  Yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day                      Month                      Year

--	--	--	--	--	--	--	--

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)

Yes

No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

I would like to propose a variation to change our opening and closing hours along with the ability to play live music.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

[REDACTED]

## Part 4 – Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Please tick ✓ Yes

### Provision of regulated entertainment (please see guidance note 3)

- |  |                                     |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A)   | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)   | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)  | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)   | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)  | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)  | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)   | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)<br>(if ticking yes, fill in box H) | <input type="checkbox"/>            |

### Provision of late night refreshment (if ticking yes, fill in box I)

### Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

**A**

<b>Plays</b> Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick [✓] (please read guidance note 4).	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here</b> (please read guidance note 5)	Both		
Tue						
Wed				<b>State any seasonal variations for performing plays</b> (please read guidance note 6)		
Thur						
Fri						
Sat				<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Sun						

**B**

<b>Films</b> Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick [✓] (please read guidance note 4).	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here</b> (please read guidance note 5)	Both		
Tue						
Wed				<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 6)		
Thur						
Fri						
Sat				<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Sun						

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 8)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick [✓] (please read guidance note 4).</b>	
Day	Start	Finish	Indoors	
Mon			Outdoors	
Tue			Both	
Wed				
Thur				
Fri				
Sat				
Sun				

			<u>Please give further details here</u> (please read guidance note 5)	
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)	
			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)	

**E**

<b>Live Music</b> Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick [✓] (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	20:00	01:00	<b>Please give further details here</b> (please read guidance note 5)  <b>State any seasonal variations for the performance of live music</b> (please read guidance note 6)  <b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 7)	Both	
Tue	20:00	01:00			
Wed	20:00	01:00			
Thur	20:00	01:00			
Fri	20:00	03:00			
Sat	20:00	03:00			
Sun	20:00	01:00			

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick [✓] (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	16:00	01:00	<b>Please give further details here</b> (please read guidance note 5)  <b>State any seasonal variations for playing recorded music</b> (please read guidance note 6)  <b>Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 7)	Both	
Tue	16:00	01:00			
Wed	16:00	01:00			
Thur	16:00	01:00			
Fri	16:00	03:00			
Sat	16:00	03:00			
Sun	16:00	01:00			

**G**

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick [✓] (please read guidance note 4).	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	20:00	01:00	Please give further details here (please read guidance note 5)	Both	
Tue	20:00	01:00			
Wed	20:00	01:00	State any seasonal variations for the performance of dance (please read guidance note 6)		
Thur	20:00	01:00			
Fri	20:00	03:00	Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat	20:00	03:00			
Sun	20:00	01:00			

**H**

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick [✓] (please read guidance note 4).	Indoors	
				Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick [✓] (please read guidance note 4).	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23:00	01:00	Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue	23:00	01:00			
Wed	23:00	01:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Thur	23:00	01:00			
Fri	23:00	03:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7)		
Sat	23:00	03:00			
Sun	23:00	01:00			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box ✓) (please read guidance note 9)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 6)	Both	<input type="checkbox"/>
Tue					
Wed			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7)		
Thur					
Fri					
Sat					
Sun					

IN ALL CASES PLEASE COMPLETE K, L, & M BELOW

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10)

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variation (please read guidance note 6)
Day	Start	Finish	
Mon	12:00	01:00	
Tue	12:00	01:00	
Wed	12:00	01:00	<u>Non-standard timings. Where you intend the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 7)</u>  Public holidays
Thur	12:00	01:00	
Fri	12:00	03:00	
Sat	12:00	03:00	
Sun	12:00	01:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

None

Please tick ✓ Yes

▪ I have enclosed the premises licence

▪ I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

Back in October 2018, I applied to vary a premises licence which had been rejected, however, I haven't recieved my premises licence since.

**M** Describe any additional steps that you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) **General – all four licensing objectives (b, c, d, e) (please read guidance note 11)**

CCTV operating 24 hours and 7 days a week  
Security firm for busy times e.g. events  
Do not sell alcohol nor do we allow it in the premises  
We have policies that do not condone loitering at any time of the day.

b) **The prevention of crime and disorder**

CCTV operating 24 hours and 7 days a week

c) **Public safety**

Security guards  
CCTV operating 24 hours and 7 days a week

d) **The prevention of public nuisance**

All doors are closed during regulated entertainment  
Note commanding, silence and no standing outside, on the door

e) **The protection of children from harm**

No alcohol or shisha  
Plenty of staff and security for protection

Please tick ✓ Yes

- I have made or enclosed payment of the fee
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent. (Please read guidance note 13). If signing on behalf of the applicant please state in what capacity.

Signature .....  .....

Date ..... 29 April 2019 .....

Capacity ... Manager .....

Where the premises licence is jointly held signature of 2<sup>nd</sup> applicant (the current premises licence holder) or 2<sup>nd</sup> applicant’s solicitor or other authorised agent. (Please read guidance note 14). If signing on behalf of the applicant please state in what capacity.

Signature .....

Date .....

Capacity .....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 15)	
Post town	Post code
Telephone number	

Hiddo Restaurant  
5-7 Wembley Hill Road  
Wembley  
HA9 8AF

21 May 2019

Our Ref 15914

**Licensing Representation to the Variation Application for the Premises License for Hiddo, 5-7 Wembley Hill Road, Wembley, HA9 8AF**

I certify that I have considered the application shown above and I wish to make a representation that the likely effect of the grant of the application is detrimental to the Licensing Objectives for the reasons indicated below.

Officer: Susana Figueiredo – Licensing Inspector

An officer of the Licensing Authority, in whose area the premises are situated, who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

The application has been made to vary the premises licence under section 34 of the Act.

**Refusal of Application to Vary the Premises Licence**

The current licence was reviewed in December 2016 after complaints received by Brent Council which dated back to July 2015. An application to vary the licence was then proposed in October 2018 which was refused during the committee hearing as there was nothing in the application that indicates how the premises will be managed differently to the time when the premises were permitted to carry out extended hours and as a result was reviewed for not being managed adequately.

Until such a time that you are able to:-

- document how the premises will be run differently and/or
- evidence current business practice which demonstrates how changes have been made since the review application and variation application

the Licensing Authority have no other option other than to refuse the application for the extended hours. I believe it is fair and proportionate and would uphold the Licensing objectives in light of the previous management of the business.

I look forward to hearing from you soon

---

Yours faithfully,



Susana Figueiredo  
Licensing Inspector  
Planning, Transportation & Licensing

**From:** hi issa

**Sent:** 22 May 2019 22:07

**To:** Figueiredo, Susana

**Subject:** Re: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Dear Susana,

In the attached letter, you've outlined two things that you'd like to know more about. The following email attempt to address that.

***Documenting how the premises will be run differently***

1. The premises have been run differently. It was a late night lounge attracting mostly young people. We're now a traditional Somali restaurant and our client base is completely different. The business strategy has changed dramatically. We've successfully managed to go after families as our primary clients. We have found that on average they spend more, and are more likely to be repeat customers. The change in our clients, we believe, is the reason why we have had no complaints against us.
2. The only reason we're applying for the extension in hours, is to facilitate being open for business longer. Traditionally, Somalis are night-owls and like to eat later in the evenings. At the moment, we're having to turn them back. And that's money that a small struggling business could do with.
3. We're asking for an extra 1 hour and 30 minutes on the week days, and 2 and 30 minutes extra on the weekends. We're not asking for the old hours back. We're not even asking for the hours we asked for in October. We simply wish to be competitive and to stay in business.
4. We have done everything above board for the past two years, and we hope that we have won the council's trust back.

***Evidence current business practice which demonstrated how changes have been made since review application***

1. We have CCTV cameras that record 24hours a day.
2. We have signs outside the restaurant and inside the restaurant informing them of two things:
  - a. **Where to park**. In the past neighbours have complained that our customers were parking on eccelstone place. We listened to the feedback, and now recommend exclusively that our customers park on X
  - b. **To leave the premises quietly**. Please find both of these signs attached in the email.
3. As the council is aware, some of our customers have had their birthday and welcome parties at our establishments, and we've had live music, and no one has complained against us. The noise team can testify to the fact that no one has complained against us with regards to noise, or customers loitering outside.
4. We've trained all of our staff to disperse customers, and to continuously remind them to move away from the area as soon as they leave.
5. We have noise insulation. Furthermore, we're now in the process of changing the backdoor and changing it to a metal one, making noise escaping even less likely.
6. We've introduced a new policy where a customer wanting to hold a private event is required to provide proof of identification. We take a photo copy of their ID and proof of address. The policy advised us to introduce this policy and it has worked like a charm. We have had no problems.

Regards,

Hamida

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Hiddo Restaurant  
5-7 Wembley Hill Road  
Wembley  
HA9 8AF

3 June 2019

Our Ref 15914

**Licensing Representation to the Variation Application for the Premises License for Hiddo, 5-7 Wembley Hill Road, Wembley, HA9 8AF**

I certify that I have considered the application shown above and I wish to make a representation that the likely effect of the grant of the application is detrimental to the Licensing Objectives for the reasons indicated below.

Officer: Susana Figueiredo – Licensing Inspector

An officer of the Licensing Authority, in whose area the premises are situated, who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

The application has been made to vary the premises licence under section 34 of the Act.

**Variation Application**

On 21<sup>st</sup> May 2019, a request was made for further information relating to the application as part of the representation. The following information was provided by you, the applicant to show how the business will be run differently.

**Further Information Provided by Applicant**

In the attached letter, you've outlined two things that you'd like to know more about. The following email attempt to address that.

Documenting how the premises will be run differently

1. The premises have been run differently. It was a late night lounge attracting mostly young people. We're now a traditional Somali restaurant and our client base is completely different. The business strategy has changed dramatically. We've successfully managed to go after families as our primary clients. We have found that on average they spend more, and are more likely to be repeat customers. The change in our clients, we believe, is the reason why we have had no complaints against us.
2. The only reason we're applying for the extension in hours, is to facilitate being open for business longer. Traditionally, Somalis are night-owls and like to eat later in the evenings. At the moment, we're having to turn them back. And that's money that a small struggling business could do with.

3. We're asking for an extra 1 hour and 30 minutes on the week days, and 2 and 30 minutes extra on the weekends. We're not asking for the old hours back. We're not even asking for the hours we asked for in October. We simply wish to be competitive and to stay in business.
4. We have done everything above board for the past two years, and we hope that we have won the council's trust back.

Evidence current business practice which demonstrated how changes have been made since review application

1. We have CCTV cameras that record 24hours a day.
2. We have signs outside the restaurant and inside the restaurant informing them of two things:
  - a. Where to park. In the past neighbours have complained that our customers were parking on eccelstone place. We listened to the feedback, and now recommend exclusively that our customers park on X
  - b. To leave the premises quietly. Please find both of these signs attached in the email.
3. As the council is aware, some of our customers have had their birthday and welcome parties at our establishments, and we've had live music, and no one has complained against us. The noise team can testify to the fact that no one has complained against us with regards to noise, or customers loitering outside.
4. We've trained all of our staff to disperse customers, and to continuously remind them to move away from the area as soon as they leave.
5. We have noise insulation. Furthermore, we're now in the process of changing the backdoor and changing it to a metal one, making noise escaping even less likely.
6. We've introduced a new policy where a customer wanting to hold a private event is required to provide proof of identification. We take a photo copy of their ID and proof of address. The policy advised us to introduce this policy and it has worked like a charm. We have had no problems.

### **Summary**

The information above mentions that there has been birthday and welcome parties undertaken at the premises. As a result, I have checked our system and can in fact see that the premises has held TEN's until 04.00hrs and no complaints have been received as a result of this.

**As a result, I am satisfied that there have been sufficient changes to the businesses practices to allow for the requested hours.**

The following are the conditions that will remain on the Premises Licence.

### **Conditions to remain on the Premises Licence**

1. CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council.
2. A CCTV camera shall be installed to cover the entrance of the premises
3. A suitable number of door supervisors of a suitable gender mix, shall be employed from 2100 hours on any day when the premises are open to the public past midnight.
4. A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.
5. Door supervisors shall wear clothing that can be clearly and easily identified on CCTV.
6. Customers shall not be permitted to take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
7. Customers carrying open or sealed bottles or glasses shall not be admitted to the premises

8. The maximum number of persons within the premises shall not exceed 100 including staff. The upstairs section of the premises, if used, shall not exceed 30.
9. Notices clearly explaining the licensee's policy on admission and searching shall be placed at each entrance.
10. A clear and unobstructed view into the premises shall be maintained at all times.
11. An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system or searching equipment or scanning equipment
  - (g) any visit by a relevant authority or emergency service.
12. A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.
13. No entry or re-entry shall be permitted after 0000 hours.
14. On major event days at Wembley Stadium the following shall apply:
  - Customers shall not be allowed to congregate outside the premises.
  - No drinks shall be served in glass containers.
  - The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer on duty at the event.
15. The Licensee shall undertake a risk assessment agreed by the Police and Licensing Authority of any significant promotion or event, using the Metropolitan Police Service Promotion/Event Risk Assessment Form (Form 696) or an equivalent and provide a copy to the Metropolitan Police and Brent Council's Licensing Unit not less than 14 days before the event is due to take place.
16. All furniture and soft furnishings shall comply with relevant fire safety standards
17. Notices asking customers to leave quietly shall be conspicuously displayed at all exits
18. The level of music shall be arranged so as not to cause a nuisance to local residents.
19. Nudity, striptease and other entertainment of an adult nature shall not be permitted on the premises
20. No children shall be permitted on the premises after 22:00 hours
21. The locks and/or flush latches on the exit doors shall be unlocked and kept free from fastenings other than push bars whilst the public are on the premises.
22. Any socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD having a rated residual operating current not exceeding 30 milliamps).
23. The playing of live or recorded music shall not be permitted in or for the benefit of any garden/shisha or external area of the building.

24. The televisions in the shisha smoking room or in any external area shall be kept on mute when in operation or turned off completely
25. The external areas of the building shall be used for smoking only. Premises supervisors shall actively monitor the noise levels and take appropriate measures to ensure any noise does not cause disturbance to local residents.
26. No noise or vibration arising from the live or recorded music played indoors, shall be detectable at any neighbouring noise sensitive premises.
27. When patrons leave the premises, door supervisors and/or stewards shall ensure that patrons behave in an acceptable manner and do not cause a disturbance to the local residents.
28. Patrons shall be discouraged from congregating in large numbers outside the premises for extended periods and should either be ushered back inside the premises or asked to move on in order to prevent congestion, noise and anti-social behaviour.

For the purpose of proportionality and consistency, the Licensing Authority would ask that the aforementioned conditions be applied to the entire licence and not just the varied elements

In order for the Licensing Authority to withdraw this representation, it will be necessary for you to confirm that you accept the above.

I look forward to hearing from you soon

Yours faithfully,



Susana Figueiredo  
Licensing Inspector  
Planning, Transportation & Licensing

I strongly oppose the application the restaurant backs onto a residential road with many families living there a few years ago we had a massive problem with antisocial behaviour the police where involved many times it was hell for the residence with noise antisocial behaviour the than club was closed temporarily I will be very surprised if Brent council allow this to happen after all the issues we had before the same person runs this place under a different name you need to look at the history of this establishment

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Hi,

I'm a resident that lives on Ecclestone Place in Wembley. It has come to my attention that the Hiddo restaurant on Wembley Hill Road has applied for an alcohol and entertainment license which also includes extend hours.

I just wanted to make you aware of what the residents went through a few years ago when they opened late and what kind of clientel they attracted. You probably would know all this information already as I'm sure you would do a back round check on previous issues before making your decision.

I for one and I know my neighbours are against this application. I never slept for a year and a half when they had an entertainment license. The clientel where rude. Would disrupt my sleep, talk back to me rudely when I asked them nicely to keep the noise down. It was just constant disruptive behaviour. They would park on our road, drive up the road the wrong way, constantly back and forth to their cars, have loud music blaring out of their cars, talking and shouting to each other when they are standing next to each and they would also leave those silver canisters and litter on our road. It was a constant battle. Complaining to the council, reporting to the police their antisocial behaviour. It was horrible to actually live on this street.

Obviously you would have noticed that since their license was changed there hasn't been any complaints and I'm scared that if you grant them the license etc. The problem will start again.

The restaurant itself might say for their customers not to park on our road (Ecclestone Place) and park on a certain road etc. But will they listen? They didnt listen the last time. They didnt respect the residents at all. When arriving and leaving the premises. They made residents feel uncomfortable on their own street. People where scared to get into their cars and drive because they wouldnt let them pass them etc.

I'm sure you have had other residents sending emails regarding this. We just want you to think about this carefully as its our lives that will be made a misery! We have other issues that we have to deal with on this road as it's a rat run and such a small road off the main high road, parking issues, road not cleaned very well, parking wardens to come more often. Our road is the forgotten road even though we are liturally across from the stadium.

Thank you for your time.

Please can you confirm receipt of my email and let me know what the outcome of the application is please.

A large black rectangular redaction box covering the signature area.

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To whom it may concern

I am a resident of Ecclestone Place in Wembley and have been for [REDACTED] my mother has lived here for over [REDACTED]. When Hiddo (formally known as Sahara lounge) restaurant opened at the end of the street, myself and my fellow neighbours went to hell & back with the amount of trouble this caused. At the time she had a shisha licence but was allowing her customers to stay past the closing times by leaving through the back door which leads directly onto Ecclestone Place, I assume she was also allowing them to drink alcohol on the premises as one too many times the police had to be called for disorderly behaviour. I don't need to go into too much details about just how much trouble and stress we all went through as you only have to look at the police reports & the residents complaints to understand. My mother had to go and stay with my sisters every weekend to get away from it as she was terrified of what was going to happen, she leaves for work at [REDACTED] mornings and most weeks she was greeted with about 40-50 people when she left the house, she used to get things thrown at her car, people standing in the road and refusing to move out of her way. This was all happening for absolutely no reason at all apart from the fact they didn't want to go home & they want to cause as much trouble as possible. (Just for one second imagine this happening to an elderly family member of yours). My mother is nearly [REDACTED] and she does not have to go through that in the early hours of the morning when she's just trying to get to work. It's disgusting.

Forward on 2 years and you can only imagine our absolutely fear & disgust when we find out the awful news that she is now applying for a alcohol license along with longer opening times on the weekdays as well as the weekends. This is a extremely worrying and scary time for the residents of Ecclestone place, I have never experienced as much abuse as I did when those customers would leave Hiddo restaurant and come to Ecclestone place. They would gather to talk, play music from the cars, drink, take drugs, fight until the early hours of the morning and when approached we would get abused, shouted out, things thrown at us. This is something we do not have to put up every single weekend again.

I don't even want to imagine what it would be like with an alcohol license included in that aswell, the customers that the 'restaurant' attracts can only be described as animals with not a ounce of respect or common decency in their bodies for anyone around them. Especially on a residential street at 3/4am.

I understand it is potentially going to make some money but please do not put us through this again. We fought for years to get it closed as we had all had enough & were just about ready to move out.

We are all extremely anxious and scared about what's to come and I can't see my mother & the rest of my fellow residents & friends go through this again.

You are meant to look forward to the weekend but we used to all wish the weekend never came as we were all so anxious and worried for the trouble it would bring with it.

Please help us, we cannot let this happen. Look after your residents and don't allow this to go ahead. We will do everything we can to try & stop this.

Please find it in your heart to put a stop to this.

Many thanks

[REDACTED]  
[REDACTED]

## Response to Public Rep 1

While it is true that I am still the same person, running this venture, the very nature of the business has changed dramatically. Saharah Lounge was a Shisha lounge and a club. Due to the area being residential, we had a lot of issues. We listened to the feedback and in 2017 changed the entire business.

In 2017, we launched Hiddo Restaurant. We serve traditional Somali food. Since then, we have yet to have a single complaint against the restaurant. And the council can testify to this. There have been no noise complaints from our neighbours. And we put this largely to the fact that our customers have changed. The average age of Saharah Lounge's clients was in the 20s and 30s, mostly young people. Hiddo targets families that wish to experience authentic Somali food. The average customer is a couple with two or more children.

We're applying to extend our hours not because we want to launch a club, but because we want to serve food longer. We want to be given the same opportunity as other local restaurants that are allowed to serve late.

## Response to Public Reps 2 & 3

Hope you are well.

I am sorry to hear that.

There's misunderstanding here I did not apply alcohol licence. I don't want anything to do with alcohol against my religion. I don't want my old hours.

All I am asking 1 hour and half extras in weekdays and 2 hours and half weekends.

About the parking my customers are using Red car park. We tell all our customers to park there. And there's signs in front door too.

Nature of the business has changed dramatically. Saharah Lounge was a Shisha lounge and a club. Due to the area being residential, we had a lot of issues. We listened to the feedback and in 2017 changed the entire business.

In 2017, we launched Hiddo Restaurant. We serve traditional Somali food. Since then, we have yet to have a single complaint against the restaurant. And the council can testify to this. There have been no noise complaints from our neighbours. And we put this largely to the fact that our customers have changed. The average age of Saharah Lounge's clients was in the 20s and 30s, mostly young people. Hiddo targets families that wish to experience authentic Somali food. The average customer is a couple with two or more children.

We're applying to extend our hours not because we want to launch a club, but because we want to serve food longer. We want to be given the same opportunity as other local restaurants that are allowed to serve late.

\*\*\*\*\*

I still have a few concerns with her reply. If Hiddo restaurant is targeting a family only clientele then I don't see why it needs to stay open until the early hours of the morning. The fact we have had no complaints since Hiddo restaurant launched is because it doesn't close late so the customers going there will leave there and then continue their night in another establishment elsewhere. If Hiddo restaurants extends her hours then this is where the customers will end their night and after much alcohol & drugs I assume this is where our problems start.

I understand alcohol is against the religion of her target audience. However, I also believe that drugs & laughing gas are also against their religion but it was quite obvious they didn't follow their religion on a Friday & Saturday night when we would wake up to hundreds of canisters outside our doorsteps. I also strongly believe that the customers were all still drinking alcohol whether it was on premises or not as I refuse to accept people act that was with such disrespect to others when they are completely sober & aware.

The target audience and the extended opening hours are not really matching up to me, I really don't see why you would be so desperate for longer opening hours for a family audience.

Please review this again

\*\*\*\*\*

I understand your concerns but our clientele has changed and the littering of any canisters is no longer an issue. This is evident over the past two years as I have been holding events through temporary events notices and there have not been any issues. The connection between family and my business is that a lot of mothers, and parents, come out at night after they have put their children to sleep. I am losing a lot of business because I am not able to provide extended hours to my clients.

Regards,

Hamida Moalin

**From:** Joshi, Ketan  
**Sent:** 17 May 2019 17:40  
**To:** Business Licence <business.licence@brent.gov.uk>  
**Cc:** Wood, Martin <Martin.Wood@brent.gov.uk>  
**Subject:** CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Business Licence:

The Nuisance Control Team have considered this application to vary a premises licence for premises: 5-7 Wembley Hill Road, Wembley, HA9 8AF.

I wish to make representations that the likely effect of the approval of the Temporary Event Notice is detrimental to the Licensing Objectives with regards to the prevention of public nuisance. Representation is made on the grounds that public nuisance is likely to be experienced by the occupiers of neighbouring and nearby residential units from:

- The noise caused by airborne entertainment noise from regulated entertainment
- The noise caused by patrons exiting the premises at noise sensitive hours
- The noise associated with patrons or people associated with patrons congregating on Ecclestone Place during the opening hours of the premises and engaging in noise-generating anti-social behaviour

The representation is justified by consideration of the type of entertainment proposed, the hours during which it will take place and the time the premises will disperse of guests.

Based on our records about previous complaints received, it is our opinion that the venue is inappropriate for this type of entertainment due to the close proximity of residential dwellings.

It does not appear that the venue has been purpose designed to hold such events and the sound breakout is likely to result in complaints from local residents.

The Nuisance Control Team hold records detailing: enforcement action for statutory noise nuisance caused by loud amplified music; making application for a formal review hearing before a licensing sub-committee for breach of a licence condition; advisory visits and letters; and, records of complaints relating to loud amplified music from the premises and nuisance and anti-social behaviour associated with the actions of patrons on Ecclestone Place at noise sensitive times.

Since regulated entertainment (recorded music) was removed from the licence, the premises has functioned as a restaurant only and we have not received any further complaints from local residents in the last two years.

This application should not be granted in its current state. If the committee is minded to grant this application, it is recommended that the following conditions are attached to the premises licence to ensure that the licensing objective relating to public nuisance is upheld:

1. Details of the scheme of sound insulation at the premises shall be submitted to the Council for inspection and approval by the Nuisance Control Team prior to commencement of regulated entertainment.
2. All doors and windows shall remain closed during the regulated entertainment activities.
3. Designated site personnel shall monitor the boundary of the premises for any excessive sound breakout and take immediate action to remedy the situation.
4. When the turns out, a staggered dispersal strategy shall be employed to ensure minimal noise disturbance to local residents.
5. Signs shall be displayed in prominent areas informing guests of the residential nature of the area and to conduct their behaviour and moderate noise accordingly.

Regards

Ketan Joshi  
Environmental Health Officer

**From:** hi issa  
**Sent:** 22 May 2019 20:34  
**To:** Business Licence <business.licence@brent.gov.uk>; Wood, Martin <Martin.Wood@brent.gov.uk>  
**Subject:** Re: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Dear Martin,

Thank you for the email. In response, I wanted to make the following observations and some corrections.

1. Regulated entertainment was not removed from the license, the only change that has happened to the license was change in hours. This application is not to get regulated entertainment but to increase the hours, an hour and a half extension on weekdays, and two and a half hours on the weekends. We're not asking for the same hours as last time.
2. As you kindly mentioned, we have not had any complaints in the last two years, despite the fact that we have regulated entertainment. Further still, in the last two years, we have held more than 20 private events with regulated entertainment through temporary event notices. We have not had any complaints at all.
  - a. This is because we always keep the doors closed.
  - b. Our staff have been trained to disperse our customers, and remind them that this is indeed a residential area.
  - c. We have clear signage informing our customers that this is a residential area.
  - d. You made the point that *"the sound breakout is likely to result in complaints from local residents"*. This has not happened once in the last two years. If the issue is that the building itself is unfit, then why did we not get any complaints?
3. The noise complaints that you mentioned were more than three years ago. Since, we have had sound insulation installed. You are more than welcome to come and see for yourselves.

All of the conditions that you mentioned are extremely reasonable and we have, independently , implemented them. And it seems to be working. We're prepared to work with the noise control team and make this work.

I look forward to hearing from you.

I hope this helps alleviate any misunderstandings.

Regards,

Hamida

---

**From:** Joshi, Ketan  
**Sent:** 23 May 2019 13:04  
**To:** hubi  
**Cc:** Wood, Martin <Martin.Wood@brent.gov.uk>; Business Licence <business.licence@brent.gov.uk>  
**Subject:** Re: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Dear Hamida

In response to your comment: ***"This application is not to get regulated entertainment but to increase the hours, an hour and a half extension on weekdays, and two and a half hours on the weekends.***

***We're not asking for the same hours as last time***" – I make reference to your application in which it appears that you are also requesting regulated entertainment. Please clarify if this is not the case.

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

I would like to propose a variation to change our opening and closing hours along with the ability to play live music.

- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)

The restriction of operating hours in the Licence review effectively "removed" a portion of the regulated entertainment from your premises licence. This has been highlighted as a positive change which has contributed to your premises operating without further complaints from local residents. By making this representation, our objective is to maintain the status quo.

If you are proposing an extension without regulated entertainment, we will re-consider your application. However, we do still have concerns about the dispersal of your patrons at noise sensitive hours so we may still make representation. I will check with the Licensing Team as you may be required to make another application which correctly states what you are requesting.

I await your response confirming your position regarding this application.

Regards

Ketan Joshi  
Environmental Health Officer  
Regulatory Services

.....  
**From:** hi issa  
**Sent:** 23 May 2019 22:20  
**To:** Joshi, Ketan <Ketan.Joshi@brent.gov.uk>  
**Cc:** Wood, Martin <Martin.Wood@brent.gov.uk>; Business Licence <business.licence@brent.gov.uk>  
**Subject:** Re: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Hi Ketan,

We have regulated entertainment at the moment, and we're asking for an extension in the hours. The dispersal of our patrons has not been a problem, not once, in the past two years despite the fact that we have held a large number of temporary event notices, birthday parties and Eid parties.

Regards,

Hamida

**From:** Joshi, Ketan

**Sent:** 24 May 2019 16:45

**To:** hi issa

**Cc:** Wood, Martin; Business Licence

**Subject:** RE: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Dear Hamida

Further to our telephone conversation, I write to offer advice on your application and provide a summary of our discussion:

### **Findings**

- You stated that you have upgraded the sound insulation. We would need verification of your scheme of sound insulation and we would need to inspect and approve it before we can recommend regulated entertainment into the early hours of the morning. You have stated that your sound insulation was not professionally installed i.e. by a suitably qualified acoustician – and you are unable to provide any documentation that would verify that your sound insulation has been upgraded. You stated that you do not have the funds to professionally upgrade the sound insulation and you are unwilling to upgrade it again. You believe that your current sound insulation is sufficient. You have invited Officers from the Nuisance Control Team to inspect your sound insulation and carry out a noise assessment. You have agreed to provide sample music for the purposes of the assessment. I asked you how you would control the volume levels in your day-to-day running of the business; you were unable to provide an answer.
- You have requested regulated entertainment until 3am on Fridays and Saturdays. I am still of the opinion that this proposal is unsuitable due to the proximity of residential units to your premises. You explained that you have made some improvements in the management of the premises. As a compromise, I asked you to consider 1am as a terminal time for your premises. You declined and stated that you want regulated entertainment until 3am on Friday's and Saturday's. I'm afraid I cannot consider this proposal until we are confident that the level of your sound insulation is sufficient. An additional concern is the dispersal of patrons from your premises at 3am is likely to cause a noise disturbance to local residential properties.
- You were reminded of the issues that led to your licence being reviewed. The review was welcomed by local residents and no further complaints were received after the review. I expressed my concern that by allowing regulated entertainment until 3am at your premises is likely to result in further complaints being raised again.
- You stated that live music would be on an ad-hoc basis, subject to bookings. You were unable to provide an approximation of how regular you receive bookings for live music.

### **Recommendation**

- You may consider commissioning a noise survey carried out by a suitably qualified acoustician to determine the effectiveness of your sound insulation and submit it to us for review
- As a compromise, a terminal hour of 01:00 Monday-Saturday, 00:00 on Sundays
- Temporary Events Notices to be used for ad-hoc live music bookings

A recommendation of the following conditions would still be made to the committee:

1. Details of the scheme of sound insulation at the premises shall be submitted to the Council for inspection and approval by the Nuisance Control Team prior to commencement of regulated entertainment.
2. All doors and windows shall remain closed during the regulated entertainment activities.
3. Designated site personnel shall monitor the boundary of the premises for any excessive sound breakout and take immediate action to remedy the situation.
4. When the turns out, a staggered dispersal strategy shall be employed to ensure minimal noise disturbance to local residents.
5. Signs shall be displayed in prominent areas informing guests of the residential nature of the area and to conduct their behaviour and moderate noise accordingly

Please advise whether or not you are willing to agree with my recommendations.

Regards

Ketan Joshi

Environmental Health Officer

**From:** hi issa

**Sent:** 25 May 2019 22:12

**To:** Joshi, Ketan <Ketan.Joshi@brent.gov.uk>

**Cc:** Wood, Martin <Martin.Wood@brent.gov.uk>; Business Licence <business.licence@brent.gov.uk>

**Subject:** Re: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Hi Ketan,

Thank you for the email. For the past three years, none of the complaints were from inside the premises. And I think all the records that the council hold (as well as the noise team) will testify to this. The complaints were about the noise outside the building, not inside the building.

We installed Earthwood Acoustic Roll (with a 100 mm thickness) on the whole sealing, and welcome the council to come and inspect it. With regards to having it professionally installed once again, we absolutely cannot afford to, particularly at this conjunction.

We're installing a metal door at the back, much more heavy duty to prevent the noise escaping. We have also began to take proactive steps to ensure that our noise levels do not exceed the limits. For instance, we recently ordered a sound level meter for staff to use to gauge how loud our music is in different spots of the venue.

Ultimately we're trying to run a business. And we've worked with the council over the past two years to do everything in our part, that was asked of us. The business is struggling. And your suggestion that we should change the hours to 1am, while kind, misses the entire point why we're applying for this extension. We're asking for this extension because we're struggling as a business. And half an hour extension will make no tangible difference.

Your suggestion that we should continuously apply for TENS every time we have an event booked also gets something vitally wrong about TENS. TENS are not supposed to be used like that. They're a temporary mechanism for organising events. And there's a cap on how many you can apply for in any 12 months. We want to be able make long term plans, and strategise, and we can't do that if every single event needs to be signed off by three separate agencies in local government. It's just not realistic.

That said, we accept all the other recommendations as they are extremely reasonable. And we have a lot of these policies already.

Regards,

Hamida

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**METROPOLITAN  
POLICE**

Working together for a safer London

TERRITORIAL POLICING

**The Licensing Authority**

*Brent Civic Centre  
Engineers Way  
Wembley  
Middlesex  
HA9 0FJ*

**Your ref: 15804**

**Our ref: 01QK/212/19/3302**

**Brent Borough Licensing Department**

*Harrow Poloce Station  
74, Northolt Road  
Harrow  
HA2 0DN*

**Tel:** 020 8733 5146

**Email:** [paul.scott9@met.police.uk](mailto:paul.scott9@met.police.uk)

**Web:** [www.met.police.uk](http://www.met.police.uk)

**Date:** 25/10/2018

**Police representation to Premises Licence variation application for Hiddo Lounge, 5-7 Wembley Hill Road, Wembley, HA9 8AF.**

**I certify that I have considered the application for a variation of the premises licence and I wish to make representations that the likely effect of the grant of the application is detrimental to the Council's Licensing Objectives for the reasons indicated below.**

**Officer: Paul Scott**

**Licensing Constable: PC 3302NW**

**An officer of the Metropolitan Police, in whose area the premises are situated, who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.**

**The application has been made for a variation of the premises licence under section 34 of the Licencing Act.**

**The Police representations are concerned with Public Safety and Crime and Disorder licensing objectives.**

**Should these conditions be agreed in full, I would be in a position to withdraw my representations.**

The application is for all the current conditions attached to annex 2 of the license to remain except for the following points:

CCTV cameras shall be installed to cover the entrance and fire escapes of the premises, the area where entertainment is provided.

The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or Authorised Council Officer copies of recent CCTV images or date with the absolute minimum of delay when requested.

The Licence holder/Manager shall inspect and test that the CCTV is operational and working correctly on a weekly basis. A signed and dated record of the CCTV examination and any findings shall be kept on the premises and made available to the police and authorised officers of the Local Authority on request.

There will be a comprehensive bookings policy in place with respect of venue hire. Any person wishing to hire out the venue for a private function should provide the following;

- 1) Proof of identity (valid driver's licence/passport etc.)
- 2) Proof of address (recent utility bill/council tax letter/statements etc.)
- 3) Deposit paid by card.
- 4) A signed agreement to the venues terms and conditions of venue hire).

A capacity specific risk assessment shall be conducted by an approved professional qualified risk assessor. The risk assessment shall be appraised annually or at the time of any building or layout structural works.

SIA registered door supervisors of suitable gender mix shall be on duty until thirty (30) minutes after the premises is closed for licensable activities.

After midnight (00.00hrs), patrons permitted to temporarily leave and then re-enter the premises to smoke will do so at the front of the venue only. These smokers shall be supervised by SIA door supervisors and the maximum number of smokers shall not exceed five (5) at any one time.

A comprehensive search policy shall be upheld.

Notices clearly explaining the premises search, drugs and weapon policy shall be displayed at the entrance and at suitable places throughout the premises.

Yours Sincerely

Paul Scott 3302NW  
Licensing Constable



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**From:** Nicola.McDonald@met.police.uk [mailto:Nicola.McDonald@met.police.uk]  
**Sent:** 28 May 2019 18:39  
**To:** hubi; Business Licence <business.licence@brent.gov.uk>  
**Cc:** Legister, Linda <Linda.Legister@brent.gov.uk>; Patel, Yogini <Yogini.Patel@brent.gov.uk>; Paul.Scott9@met.police.uk  
**Subject:** RE: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Dear Hamida  
Thank you for your acceptance of Police conditions.  
Police will not be making any further representations to this application.  
Regards  
Nicola

\*\*\*\*\*

**From:** hi issa  
**Sent:** 28 May 2019 11:58  
**To:** McDonald Nicola - NW-CU ; Scott Paul - NW-CU  
**Subject:** Re: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Dear Nicola,

Sorry about the confusion. Yes, in that case we agree to accept all of those conditions.

Regards,

Hamida

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**From:** [Nicola.McDonald@met.police.uk](mailto:Nicola.McDonald@met.police.uk) <[Nicola.McDonald@met.police.uk](mailto:Nicola.McDonald@met.police.uk)>  
**Sent:** 28 May 2019 07:29:37  
**To:** [Paul.Scott9@met.police.uk](mailto:Paul.Scott9@met.police.uk); [hubi](mailto:hubi)  
**Subject:** RE: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Dear Hamida  
I am replying on behalf of Paul who is away from work for the remainder of the week (so as not to cause delay to your application).  
Your comments about staff operating the CCTV system are very reasonable, they would have to be trained by the time the premises license is granted by the council (that could be after a hearing if there are unresolved representations).  
Regarding your second comment about taking payment by card, I cannot see this request anywhere on Paul's letter of representation. It is not something Police would request.  
I have attached Paul's representations again for you. He has used the word except (I have highlighted it in Red). What he means is that the conditions he has listed he wants adding to the existing conditions on the premises license. Hope this makes sense.  
Nicola

\*\*\*\*\*

**From:** hi issa []  
**Sent:** 25 May 2019 22:27  
**To:** Scott Paul - NW-CU <[Paul.Scott9@met.police.uk](mailto:Paul.Scott9@met.police.uk)>; [business.licence@brent.gov.uk](mailto:business.licence@brent.gov.uk);  
[Linda.Legister@brent.gov.uk](mailto:Linda.Legister@brent.gov.uk); [Yogini.Patel@brent.gov.uk](mailto:Yogini.Patel@brent.gov.uk)  
**Subject:** Re: CONSULT: Variation - Hiddo Restaurant, 5-7 Wembley Hill Road, HA9 8AF - 15914

Dear Paul,

Thank you for the email. All of the recommendations and conditions are extremely reasonable and we are ready to implement them all. In fact, most of these policies have already been implemented.

We had two points that we wanted to mention. The first is with regards to the staff being able to use the CCTV. We want to, over the coming weeks, train all of our staff to be able to use the CCTV system. So, over the next weeks, there might be moments where no CCTV trained member of staff is on the shop floor. But once the training is done, this should be guaranteed.

The second is with regards to taking payments with cards. There have been moments in the past where either the customer didn't have a card with money, paid in cash, or when our card machine was broken. We don't want to turn customers back (and potentially say no to money!). In cases where we have already taken a proof of identity and proof of address, would we still be able to take the booking with them?

Regards,

Hamida

# London Borough of Brent

## Premises Licence

### PART A

*This Premises Licence was granted by Brent Council, Licensing Authority for the area of the Borough of Brent under the **Licensing Act 2003**.*

Signed.....  
*Director of Environment and Neighbourhood*

*Date: 23 November 2017*

**Licence number 223223095**

**Licence start date: 01/01/2015**

<b>Part 1 - Premises Details</b>
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SAHRAH LOUNGE, 5-7 Wembley Hill Road, Wembley, HA9 8AF

*Licensable activities and the times authorised by this licence*

**Live Music:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Friday	19:00	00:00
Saturday	19:00	00:00

**Recorded Music:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	17:00	23:00
Tuesday	17:00	23:00
Wednesday	17:00	23:00
Thursday	17:00	23:00
Friday	19:00	00:00
Saturday	19:00	00:00
Sunday	17:00	23:00

**Performances of Dance:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Friday	19:00	00:00
Saturday	19:00	00:00

**Provision of Entertainment Facilities for Dancing:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Friday	19:00	00:00
Saturday	19:00	00:00

**Provision of Late Night Refreshment:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	23:00	23:30
Tuesday	23:00	23:30
Wednesday	23:00	23:30
Thursday	23:00	23:30
Friday	23:00	00:00
Saturday	23:00	00:00
Sunday	23:00	23:30

**The Opening Hours of the Premises:**

<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	11:00	23:30
Tuesday	11:00	23:30
Wednesday	11:00	23:30
Thursday	11:00	23:30
Friday	11:00	00:30
Saturday	11:00	00:30
Sunday	11:00	23:30

## Part 2

### Details of Holder of Premises Licence:

Name: Hamida Moalin

Address: [REDACTED]

### Details of Designated Premises Supervisor:

Not applicable

### Annexe 1 - Mandatory Conditions

#### No Irresponsible Drinks Promotions

(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

(a) games or other activities which

require or encourage,

or are designed to require or encourage, individuals to— (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

#### Free Water

The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.

### **Age Verification Policy**

(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

(a) a holographic mark, or

(b) an ultraviolet feature.

### **Small Measures to be Available**

The responsible person must ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available

### **Minimum Price of Alcohol**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a) —duty || is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) —permitted price || is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the

alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to

the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) —relevant person || means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) —relevant person || means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) —valued added tax || means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub- paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (—the first day || ) would be different from the permitted price on the next day (—the second day || ) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

#### **Requirement for a DPS**

(1) No supply of alcohol may be made under the premises licence-

(a) at a time when there is no designated premises supervisor in respect of the premises licence, or

(b) at a time when the designated

premises supervisor

does not hold a personal licence or

their personal licence is suspended.

(2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

#### **Door Supervisors and Security Staff to be Licensed by the SIA (when required)**

Where the licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each individual must be licensed by the Security Industry Authority, with the following exceptions:

a) premises where the premises licence authorises plays or films

b) any occasion mentioned in paragraph 8(3)(b) or (c) of Schedule 2 to the Private Security Industry Act 2001 (premises being used exclusively by a club with a club

premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

c) any occasion within paragraph 8(3)(d) of Schedule 2 to the Private Security Industry Act 2001

#### **Film Classification When required**

(i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.

(ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority

under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

### **Embedded Conditions**

Not applicable

### **Annexe 2 - Conditions Consistent With the Operating Schedule**

- 1 CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council.
- 2 A CCTV camera shall be installed to cover the entrance of the premises
- 3 A suitable number of door supervisors of a suitable gender mix, shall be employed from 2100 hours on any day when the premises are open to the public past midnight.
- 4 A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.
- 5 Door supervisors shall wear clothing that can be clearly and easily identified on CCTV.
- 6 ~~Only electronic smoking devices shall be offered for consumption on the premise.~~
- 7 Customers shall not be permitted to take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

- 8 Customers carrying open or sealed bottles or glasses shall not be admitted to the premises
- 9 The maximum number of persons within the premises shall not exceed 100 including staff. The upstairs section of the premises, if used, shall not exceed 30.
- 10 Notices clearly explaining the licensee's policy on admission and searching shall be placed at each entrance.
- 11 A clear and unobstructed view into the premises shall be maintained at all times.
- 12 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system or searching equipment or scanning equipment
  - (g) any visit by a relevant authority or emergency service.
- 13 A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.
- 14 No entry or re-entry shall be permitted after 0000 hours.
- 15 On major event days at Wembley Stadium the following shall apply:
  - Customers shall not be allowed to congregate outside the premises.
  - No drinks shall be served in glass containers.
  - The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer on duty at the event.
- 16 The Licensee shall undertake a risk assessment agreed by the Police and Licensing Authority of any significant promotion or event, using the Metropolitan Police Service Promotion/Event Risk Assessment Form (Form 696) or an equivalent and provide a copy to the Metropolitan Police and Brent Council's Licensing Unit not less than 14 days before the event is due to take place.
- 17 All furniture and soft furnishings shall comply with relevant fire safety standards
- 18 Notices asking customers to leave quietly shall be conspicuously displayed at all exits
- 19 The level of music shall be arranged so as not to cause a nuisance to local residents.
- 20 Nudity, striptease and other entertainment of an adult nature shall not be permitted on the premises
- 21 No children shall be permitted on the premises after 22:00 hours

- 22 The locks and/or flush latches on the exit doors shall be unlocked and kept free from fastenings other than push bars whilst the public are on the premises.
- 23 Any socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD having a rated residual operating current not exceeding 30 milliamps).
- 24 The playing of live or recorded music shall not be permitted in or for the benefit of any garden/shisha or external area of the building.
- 25 The televisions in the shisha smoking room or in any external area shall be kept on mute when in operation or turned off completely
- 26 The external areas of the building shall be used for smoking only. Premises supervisors shall actively monitor the noise levels and take appropriate measures to ensure any noise does not cause disturbance to local residents.
- 27 No noise or vibration arising from the live or recorded music played indoors, shall be detectable at any neighbouring noise sensitive premises.
- 28 When patrons leave the premises, door supervisors and/or stewards shall ensure that patrons behave in an acceptable manner and do not cause a disturbance to the local residents.
- 29 Patrons shall be discouraged from congregating in large numbers outside the premises for extended periods and should either be ushered back inside the premises or asked to move on in order to prevent congestion, noise and anti-social behaviour.

<b>Annexe 3 - Conditions Attached After a Hearing by the Licensing Authority</b>
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Not applicable

<b>Annexe 4 - Plans</b>
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See attached sheet.

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## LICENSING ACT 2003

### Application for a Variation to a Premises Licence

#### 1. The Application

Name of Applicant:	This Way Entertainment Ltd
Name & Address of Premises:	The Triangle, 248-252 High Street, NW10 4TD
Applicants Agent:	SG Licensing Ltd

#### 1. Application

The application is to vary the licence as follows:

- Extend the trading hours during the daytime to allow the premises to operate from 10:00hrs Monday to Sunday for the sale of alcohol.

#### 2. Background

The premises are currently licensed for regulated entertainment and the sale and supply of alcohol from 22:00hrs to 23:00hrs Sunday to Thursday and from 22:00hrs to 02:30hrs Friday & Saturday, Late Night Refreshment from 23:00hrs to 02:30hrs Friday & Saturday and to remain open from 22:00hrs to 23:45hrs Sunday to Thursday and from 22:00hrs to 03.15hrs Friday & Saturday.

#### 3. Promotion of the Licensing Objectives

See page 8 of the application

#### 4. Relevant Representations

Representations have been received and withdrawn from the Police. Representations remain outstanding from Licensing Officers and local residents.

#### 5. Interested Parties

None

#### 6. Policy Considerations

Paragraph Nos: 8.1 – 8.4

8.1 Where responsible authorities and interested parties do not raise any relevant representations regarding the application made to the council, the council will grant the licence or certificate subject only to the conditions that are consistent with the operating schedule or club operating schedule and any mandatory conditions prescribed in the Act itself.

8.2 Where responsible authorities and interested parties raise relevant representations, the council may, if it is satisfied at a hearing or otherwise, impose conditions where considered necessary for the promotion of the licensing objectives.

8.3 Any conditions attached by the council or submitted by the applicant must focus on the direct impact of the activities taking place at licensed premises, on those attending the premises and residents and persons working in the area.

8.4 Any conditions attached to licences will be tailored to the individual needs, style and characteristics of the particular premises and events concerned and will be drawn from a 'model pool of conditions' (where appropriate) to the particular premises.

## **7. Associated Papers**

- A. Copy of Application Form & plan
- B. Copy of Licensing Representation
- C. Copy of Resident Representations
- D. Copy of Police Representation & Withdrawal
- E. Copy of Licence
- F. OS Map

**Application to vary a premises licence under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We This Way Entertainment Ltd

*(Insert name(s) of applicant)*

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

<b>Premises licence number</b> Not yet issued by the council
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**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description Triangle 248-252 High Street Harlesden			
Post town	London	Postcode	NW10 4TD

Telephone number at premises (if any)	0203 603 3885
Non-domestic rateable value of premises	Not banded as yet

**Part 2 – Applicant details**

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	[REDACTED]		
Post town	[REDACTED]	Postcode	[REDACTED]

**Part 3 - Variation**

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation (Please see guidance note 2)**

The variation is to extend the trading hours during the day time to allow the premises to operate as a licensed premises as well as selling food to customers on request. The premises wish to trade as a day time venue as a bar selling food, and then from 22:00 hours the previously granted club activity will be activated on Friday and Saturday. There is no change proposed to the existing conditions on the licence, other than the extended hours. There is no proposal to seek later hours in the evenings.

The plan is amended to show the booking area at the entrance to the premises, as agreed at the recent licence hearing.

As a result of the extended day time hours and additional business model, (day time bar and food), some of the existing conditions on the licence are seeking to be amended.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

**Part 4 Operating Schedule**

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

- | <b>Provision of regulated entertainment (Please see guidance note 3)</b>                                    | <b>Please tick all that apply</b> |
|---|-----------------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/>          |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>          |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>          |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>          |
| e) live music (if ticking yes, fill in box E)   | <input type="checkbox"/>          |
| f) recorded music (if ticking yes, fill in box F)   | <input type="checkbox"/>          |
| g) performances of dance (if ticking yes, fill in box G)  | <input type="checkbox"/>          |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>          |

**Provision of late night refreshment** (if ticking yes, fill in box I)

**Supply of alcohol** (if ticking yes, fill in box J)

**In all cases complete boxes K, L and M**

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat					
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)					
Mon	10:00	23:00						
Tue	10:00	23:00						
Wed	10:00	23:00						
Thur	10:00	23:00				<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Fri	10:00	02:30						
Sat	10:00	02:30						
Sun	10:00	23:00						

K

<p><b>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children</b> (please read guidance note 10).</p> <p>N/A</p>
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L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variations</b> (please read guidance note 6)
Day	Start	Finish	
Mon	10:00	23:45	
Tue	10:00	23:45	
Wed	10:00	23:45	
Thur	10:00	23:45	
Fri	10:00	03:15	
Sat	10:00	03:15	
Sun	10:00	23:45	

**Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list** (please read guidance note 7)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

1. The designated smoking area (DSA) shall be located at the front of the premises facing the High Street.  
Amended to:  
The designated smoking area (DSA) shall be located at the front of the premises facing the High Street from 22:00 hours.
2. When the premises licence is in operation the DSA shall be limited to no more than 5 people at any one time.  
Amended to :
3. When the premises licence is in operation after 22:00 hours, the DSA shall be limited to no more than 5 people at any one time.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

The premises licence has not yet been issued by the council

**M** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)**

All current conditions to remain

**b) The prevention of crime and disorder**

All current conditions to remain

**c) Public safety**

All current conditions to remain.

**d) The prevention of public nuisance**

All current conditions to remain  
Except for those mentioned in section L

**e) The protection of children from harm**

All current conditions to remain
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**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	25/04/2019
Capacity	Licence Agent as Appointed

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	

Capacity	
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<b>Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)</b> Stewart Gibson SG Licensing Ltd 4 Brecon Close Grantham Lincolnshire NG31 8FX			
<b>Post town</b>	<b>Grantham</b>	<b>Post code</b>	<b>NG31 8FX</b>
<b>Telephone number (if any)</b>	<b>01476589250</b>		
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b> s.gibson@sglicensing.co.uk			

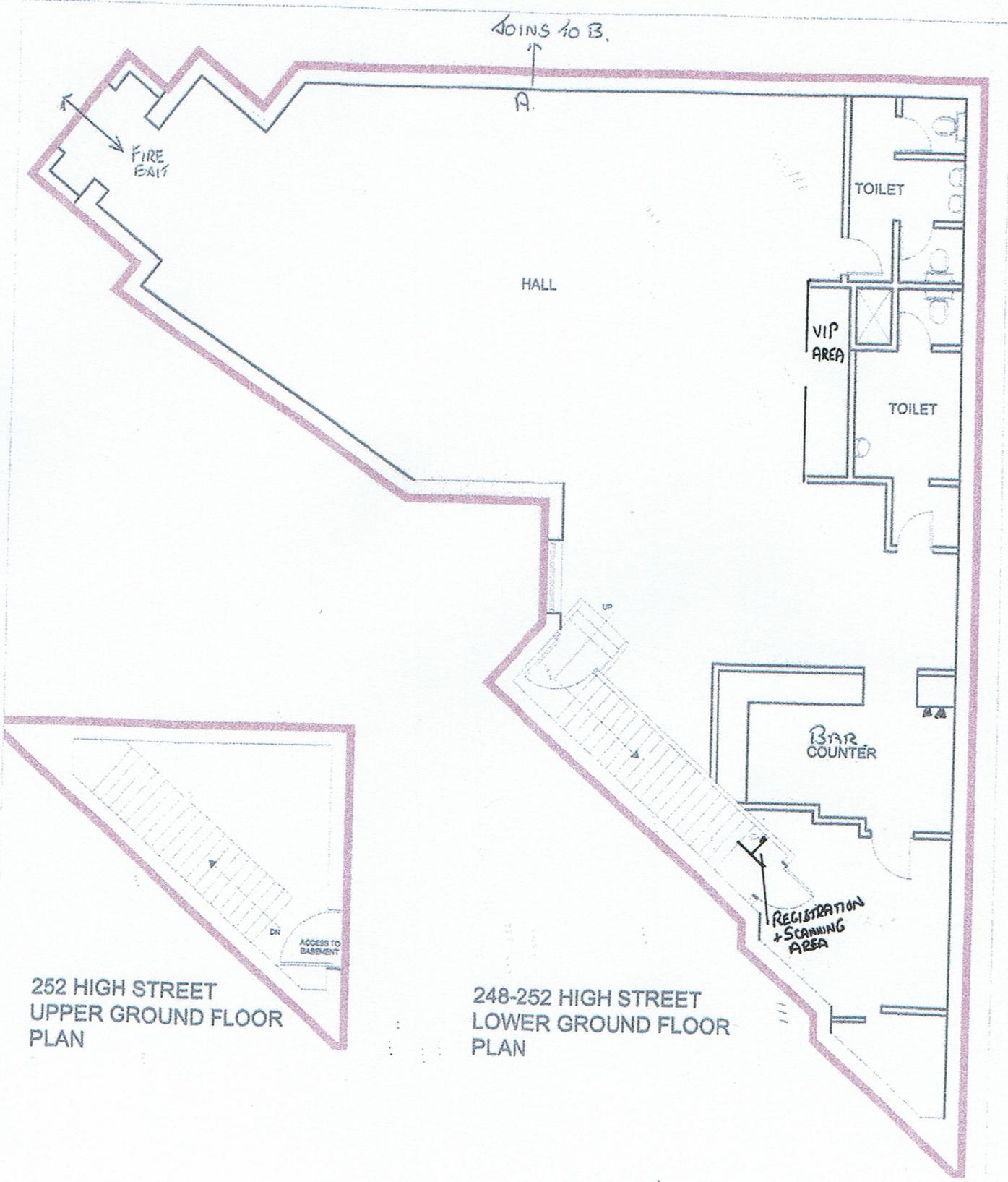
### Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.

- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
  - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).

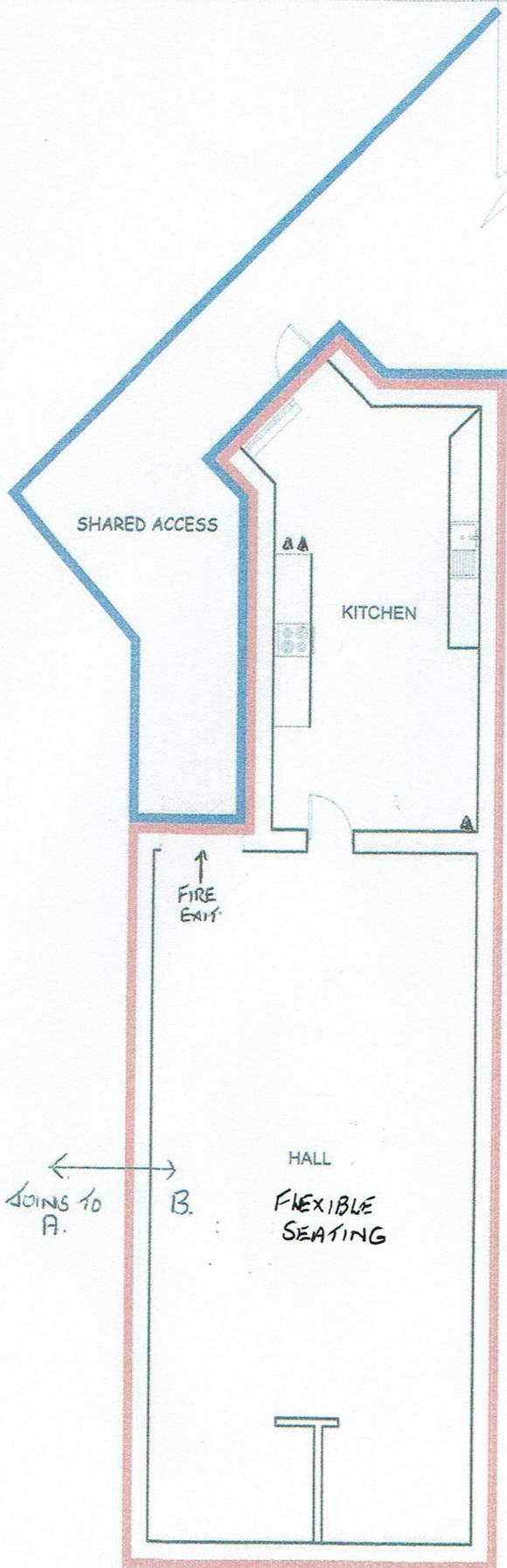
5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
11. Please list here steps you will take to promote all four licensing objectives together.
12. The application form must be signed.
13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
15. This is the address which we shall use to correspond with you about this application.



4 FIRE EXTINGUISHERS

LICENSABLE AREA

<p>ADDRESS: 248-252 HIGH STREET HARLESDEN LONDON NW10 4TD</p>	<p>SCALE: 1:100@A4</p>	
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-  FIRE EXTINGUISHERS
-  LICENSABLE AREA
-  SHARED ACCESS

LOWER GROUND FLOOR PLAN

ADDRESS:

HIGH STREET HARLESDEN  
LONDON  
NW10 4TD

SCALE:

1:100@A4





TERRITORIAL POLICING

**The Licensing Authority**

*Brent Civic Centre  
Engineers Way  
Wembley  
Middlesex  
HA9 0FJ*

**Your ref: 15804**

**Our ref: 01QK/198/19/3302**

**Brent Borough Licensing Department**

*Harrow Poloce Station  
74, Northolt Road  
Harrow  
HA2 0DN*

**Tel:** 020 8733 5008

**Email:** paul.scott9@met.police.uk

**Web:** www.met.police.uk

**Date:** 24/10/2018

**Police representation to Premises Licence variation application for This Way Entertainment Ltd trading as 'Triangle' 248 – 252 High Street, Harlesden, NW10 4TD.**

I certify that I have considered the application for a variation of the premises licence and I wish to make representations that the likely effect of the grant of the application is detrimental to the Council's Licensing Objectives for the reasons indicated below.

**Officer: Paul Scott**

**Licensing Constable: PC 3302NW**

An officer of the Metropolitan Police, in whose area the premises are situated, who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

The application has been made for a variation of the premises licence under section 34 of the Licencing Act.

The Police representations are concerned with Public Safety, Public Nuisance and Crime and Disorder licensing objectives.

The application is for all the current conditions attached to annex 2 of the license to remain except for the following points:

1. The designated smoking area (DSA) shall be located at the front of the premises facing the High Street.  
Amended to:  
**The designated smoking area (DSA) shall be located at the front of the premises facing the High Street from 22:00 hours.**
2. When the premises licence is in operation the DSA shall be limited to no more than 5 people at any one time.

Amended to:

**When the premises licence is in operation after 22:00 hours, the DSA shall be limited to no more than 5 people at any one time.**

The premises is currently not open and is still under refurbishment. The current premises licence was granted in January 2019 after a licensing committee hearing.

Several responsible authorities, local residents and a councillor made representations against the application at that hearing. The committee saw fit to grant the premises licence, however such was the concern of the committee, forty one (41) conditions were attached to annex 2 of the licence.

The sub-committee listened carefully to the representations made by the parties at the hearing and took into account the written representations. The determination notice clearly states 'The sub-committee had some real concerns'. Despite reassurances from the premises licence holder the committee were persuaded to grant the premises licence and believed by adding 41 conditions to annex 2 their concerns would be soothed.

There is nothing within the operating schedule that explains how these variations will uphold the licensing objectives and where the smokers would go prior to 2200hrs. Neither is there any mention in the operating schedule of how the amendment of those conditions would impact two other conditions attached to annex 2:

**All doors and windows will remain closed during the licensed activities save for where a door is being used to enter or leave the premises. Where a door is used for patrons to enter or leave the premises the door will be fitted with a self-closing device and staff told to ensure that it is not propped open. A member of staff shall be positioned at the door to ensure it is opened for as brief a period as possible.**

**Entry to the premises will be restricted to the front entrance via the High Street whilst the premises is being used for the licensed activity, save for escorted disabled access which may be via the rear fire door.**

Police object to these amendments. The only suitable location for smokers at any time of day is outside the front of the premises. This number must be limited and Police agree to 5 as implemented by the Licensing committee.

Yours Sincerely

Paul Scott 3302NW  
Licensing Constable



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**From:** Stewart Gibson

**Sent:** 25 May 2019 00:31

**To:** Paul.Scott9@met.police.uk; Business Licence <business.licence@brent.gov.uk>; Legister, Linda <Linda.Legister@brent.gov.uk>; Patel, Yogini <Yogini.Patel@brent.gov.uk>

**Cc:** info@thiswayentertainment.com

**Subject:** Re: CONSULT: Variation - Triangle, 248-252 High Street, NW10 4TD - 15804

Good evening Paul.

Thank you for your email received today, and your representation concerning the smoking area for the premises. I note this is the only area you have chosen to raise a representation against.

The amended condition regarding the smoking area is a minor point on the variation, the main point being the extension of hours during the day for the premises, which you have chosen not to object to, which is good news.

The Licensing Authority objected on the same grounds as yourself, but have now withdrawn their representation.

Perhaps you would like to consider the same argument I put to them, which resulted in their withdrawal of the rep.

I quote:

“Hi Esther.

Thank you for your email.

It seems your one concern is the location in which customers are permitted to smoke during the day.

As you know the original licence was granted for the club, where it was entirely appropriate for customers to be controlled whilst smoking given the hour, and the type of business that operates during these times.

What we are proposing here is a day time pub/ restaurant, which is totally different to the night time activities already granted.

It was also thought that during the day, the High Street is populated with far more foot traffic than would be the case in the evenings, so having 5 people outside the front of the venue would only add to this congestion.

It is our proposal to utilise the back yard area, behind the premises for day time smoking, which would reduce potential street congestion, and would not cause nuisance to any neighbouring property.

If you are not with me on this one, please let us discuss an alternative way forward. I honestly don't believe it is necessary to take this point to a sub committee hearing.

Kind regards

Stewart

Please consider the above reason, and please feel free to call me on the above number at any time to discuss any concerns you still may have. As I said to Esther, I don't believe this reason needs to be debated in front of a committee.

Kind regards

Stewart

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---

Stewart Gibson  
SG Licensing Ltd  
4 Beacon Close  
Grantham  
NG31 8FX

22<sup>nd</sup> May 2019

Our Ref: 15804

Dear Mr Gibson,

**Licensing Representation to the Variation Application for the Premises Licence at This Way Entertainment Ltd t/a Triangle, 248-250 High Street, NW10 4TD (basement)**

I certify that I have considered the application shown above and I wish to make a representation that the likely effect of the grant of the application is detrimental to the Licensing Objectives for the reasons indicated below.

**An officer of the Licensing Authority, in whose area the premises are situated, who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.**

**The application has been made for a new premises licence under section 34 of the Act.**

The Licensing Authority representations are primarily concerned with the four licensing objectives;

- the prevention of crime and disorder;
- public safety;
- the prevention of public nuisance; and
- the protection of children from harm.

In relation to the below proposal to amend the following conditions, please clarify where customers would smoke before 22:00hrs?

1. The designated smoking area (DSA) shall be located at the front of the premises facing the High Street.

Amended to:

The designated smoking area (DSA) shall be located at the front of the premises facing the High Street from 22:00 hours.

2. When the premises licence is in operation the DSA shall be limited to no more than 5 people at any one time.

Amended to:

When the premises licence is in operation after 22:00 hours, the DSA shall be limited to no more than 5 people at any one time.

The Licensing Authority are formally making representations at this stage for the variation application not to be granted until sufficient information is received in order to make a decision as to whether the proposed amended conditions are suitable for the premises.

Yours faithfully



Esther Chan  
Licensing Inspector  
Planning, Transportation & Licensing

**Public Reps**

**1 MFO**

Approximately 6 months ago I objected to the Triangle club being given a license to operate as a Night Club, and so did another 70 residents. Unfortunately the Club was given permission to open, as they insisted they would not cause the same problems to the local residents as a previous club. They have not opened yet and are already applying for extension to their opening times to allow them to open everyday at 10 am . They have not proved yet that they can operate without causing problems to the local residents. I object strongly to the Triangle Club being given permission to extend their opening times before they can prove they can abide by all the conditions imposed by Brent Council and behave in a responsible manner in the community

.....  
**2 CD**

Dear Sir/ Madam I strongly object to the above mentioned club selling alcohol from 10 am everyday let alone it being there at all I think it needs to prove first that it can behave responsibly within the community first before extending its hours.We don't want it there at all and it is unnecessary it is too close to the residential area which has proved a problem previously with unacceptable levels of noise in the early hours of the morning litter being left on the streets and peoples gardens extra pressure being put on residential parking just to name a few problems we have had.They should position themselves in the commercial area of Harlesden if they wish to operate at all.

\*\*\*\*\*  
**3 EDS**

This will be a problem and it is unnecessary to be selling alcohol from 10 am We don't want this or any other club in our area the problems caused previously are numerous and once people leave the club you cannot control their behaviour adding alcohol to the situation will only prove to make the situation more difficult

\*\*\*\*\*  
**4 AG**

Every Friday and sat night my entire household gets woken up with the drinking and drug taking and screaming and shouting that continues on Palermo road after jet set closes. The last think they need is more alcohol.

\*\*\*\*\*  
**5 GF**

There is a likelihood of nuisance being caused by reason of the conduct, management or situation of the premises or the character of the relevant locality or the use to which any premises in the vicinity are put.

\*\*\*\*\*  
**6 CF**

There is a likelihood of nuisance being caused by reason of the conduct, management or situation of the premises or the character of the relevant locality or the use to which any premises in the vicinity are put.

\*\*\*\*\*  
**7 LW**

The noise and disruption from the club would be very damaging to the area. Drink and drugs and drunk people spilling onto the streets was an issue from the last club and i don't see why it wouldn't be again. I often work late and have to come home from Willesden Junction and having lots of people on the road outside the club is very threatening and often dangerous because of traffic. The park opposite is badly lit and becomes a place for people to drink and take drugs. This is a residential neighbourhood and this is really out of keeping.

\*\*\*\*\*  
**8 LML**

Given the highly residential location of this establishment and existing concerns of anti-social behaviour in this location I feel strongly that they should have a period of time operating with the stipulated conditions and times of operation to see how effectively they manage any detrimental effect on the community and any incidences of anti-social behaviour before being able to serve alcohol from such an early time in the morning

**9 JH**

I would like to object in the strongest possible terms to this application. This is an outrageous move from a nightclub premises that has not even adopted its new timings in order to set a standard by which they can be judged. As residents we have had a torrid time dealing with late night noise and drunken disturbances from people leaving this premises at night. It is a bad influence on our neighbourhood and, serving only a minority mostly not from the immediate area, is of zero benefit and gives nothing back to the wider community.

\*\*\*\*\*

**10 KF**

Harlesden High Street is a hot spot for anti social behaviour. Criminal behaviours are fuelled by drug and drink consumption. I have lived in Harlesden for twenty years and levels of crime....open street dealing, abuse, muggings, stabbing and intimidation are higher than they have ever been during my time here. What Harlesden needs is community centres, cafes, hubs for the young and old to hang out NOT more dens for drug and drink consumption. Please as a mother and a neighbour don't make an already bad community situation worse. We really need all the help and support we can get.

\*\*\*\*\*

**11 AM**

I object to the licensing change to the Triangle Club. They have not proved that they can operate responsibly and there are already ASB issues with the club and surrounding area.

\*\*\*\*\*

**12 SH**

I strongly object to the licensing request of serving alcohol from 10am in the morning, it is a socially unacceptable time to start drinking especially as there is a constant flow of school children going past everyday. There is already a very heavy presence of drug dealing centered around Pocket Park and Leghorn and Furness Road. They also operate by targeting people leaving/arriving at the entrance to Willesden Junction right next to the club as well as frequenting the burger bar next to the club. Allowing a license for the premise to operate from 10.00am or any day time drinking will only fuel the further descent of the area. The re-opening of the club was strongly objected to by the police to start with, but has been allowed to go ahead, we currently have police being called out numerous times each week to this area, not to mention a stabbing 2 weeks ago of a young man who lived not far from the club. Presently there are 3 police officers assigned for Kensal Green and Harlesden, we have met with them several times and they themselves have said they can't keep up with the level of crime happening, and are incredibly frustrated at this situation. Allowing alcohol to be served from 10.00am will only add to this and give the gangs that operate here further custom. Please do check the call out rate for the police in recent months and you will see that this will only exacerbate the problems already here.

\*\*\*\*\*

**13 AH**

Given the increase in drug knife and asb in the area especially within such close proximity of this club ... fitness , leghorn rucklidge , pocket park Harlesden gardens then adding daytime drinking to the fire can only make things worse . Given that the owners have no experience of running such s venue and we're supposed to be on a trial ... giving them an all day license so soon after they've opened would be disastrous ... they shouldn't have been given a license in the first place considering all the original objections !

\*\*\*\*\*

**14 PL**

10am onwards means ASB and drug dealing increasing to these hours. Crime reporting of the levels of ASB and drug dealing are well documented with the MET Police currently at Pocket Park, Furness Road, Leghorn Road and Rucklidge Avenue. all of these streets are within 30 meters of this establishment. Can you seriously believe that increased licensing hours will benefit the community? Of course not, exactly the opposite will happen and only gross negligence on behalf of the current council would support approval of these extended daytime hours beyond those already agreed and opposed by the residents and Met Police as well as the specialist police teams that have had to attend this club premise on many occasions in the past. If you can provide a detailed reason why this would benefit the community please support this in writing so that we the residents can share it with the national press when ASB and drug dealing escalates in proportion to the new proposed hours and with it the suitability of the council that has granted it to serve and support those council tax paying citizens that suffer on a daily basis already.

**15 MC**

Selling alcohol from 10am is just far too early and will invite more and more anti-social behaviour, what with all the drug dealing in the local area - this is just not welcome NOR is the club

\*\*\*\*\*

**16 MM**

The original licence being granted is already a disappointment for the residents living in Rucklidge Avenue. We have so much aggressive behaviour in the area now, so much so that it is a daily occurrence. We had 3 stabbing in one night in the High St, 1 fatal, just 2 weeks ago. On top of that, a sexual attack just meters away and knives found in the pocket park across the road from the club. This club will aggravate the situation and extending this alcohol licence from 10am everyday of the week is just inconceivable and irresponsible. Many thanks for your consideration.

\*\*\*\*\*

**17 CT**

The club creates additional traffic and has always added to excessive parked cars around the harrow road and side streets . Also the noise and drunkness late at night ,adding day time hours will escalate excessive drinking , groups causing trouble and drug dealing . There are already plenty of pubs with daytime hours , I don't see why a club needs to have hours from 10am -11pm in the week and the. Til 3am at weekends . It makes the area very uncomfortable for women and vulnerable people Passing by , ESP as its close to public transport .

\*\*\*\*\*

**18 PMI**

I strongly object to this new application . The Triangle club haven't even started to run a bar at this particular location & are already looking to increase the times in which they can sell alcohol! The local residents are going to have to deal with the fall out of them receiving the original license (a constant disruption every Friday, Saturday, Sunday & week days year round) I objected to giving them a license if the first instance & I definitely object to this new application.

\*\*\*\*\*

**19 KF**

To be serving alcohol from 10am is a ridiculous notion bearing in mind the high crime rate and noise pollution that already inflicts Harlesden. We should be supporting more worthy causes to help people in the area rather than encouraging new problems.

\*\*\*\*\*

**20 MD**

This premises has been the site of violence in the past. Allowing all day alcohol sales would add to the risk of problems in a part of Harlesden that doesn't need them

\*\*\*\*\*

**21 LE**

The Triangle Club has not proved yet that they can operate in a responsible manner in the community. I am also concerned about the proximity of this venue to accessing Willesden Junction station and potential ASB behaviour, which is already high in this area especially on the corner of Furness Road. It is very intimating to walk past this area and I am concerned that licensing this venue will create more issues. There are not enough police to be able to respond and manage current crime levels, so why put the community further at risk?

\*\*\*\*\*

**22 LB**

My objections to this remain the same as they were when the Triangle operators first applied for their license. The proposed licensees have no experience of running anything like this kind of venue and until they have proved that they can do this responsibly, there really should not be any extension of their opening hours, particularly given that they were granted the restricted license in spite of more than 70 residents and Brent Council Officers objecting to it being granted at all. As both the council and police are aware, residents in this area are already struggling with much in the way of anti-social behaviour, not least increased drug dealing activity in and around Furness Pocket Park, in close proximity to the Triangle site. I struggle to see how it is of benefit to the community to allow alcohol to be served from 10am, in any venue in a residential area, but particularly one in such close proximity to a school. I strongly object to any chance of this extension being granted.

**23 JS**

How can they even consider giving any sort of licence to a premises that is only two hundred yards away from a school and a hundred yards away from the pocket park that has been the scene of drug dealing and criminal activity over the past couple of years, let alone a licence that starts at 10am. Also we had a meeting last night about how to tackle knife crime and drug dealing. Giving out licences to premises that in the past have been the scene of a murder is not really the way forward. The police the local council and the residents all object. What is going on that it is even considered.

\*\*\*\*\*

**24 SD**

Objection on the basis that this an attempt to extend club hours from 10am rather than the set 10pm agreed opening hours. Furness Road Pocket Park is already often used as a place for Drug Dealers to sit during the day. A club open nearby will make matters worse and with the stabbing of [REDACTED] in April 2019 just up the road, an extended time of 10am should not be supported.

\*\*\*\*\*

**25 SC**

We had many problems in the neighbourhood due to a previous Night Club in the same premises. The new occupants The Triangle Club told the Licensing Committee in January that they were different and would not cause any problems. The Committe gave them a license to operate on restricted hours. They should not be given permission to extend their opening hours before they can show to the community and Brent Council that they are responsible operators.

\*\*\*\*\*

**26 MP**

I object to the Night Club The Triangle wanting to extend their opening hours to open at 10am everyday. They should first open during the hours they were given by the Licensing Committee in the hearing in January and prove to the residents that they are not going to cause all the problems and disturbances that the previous club caused.

\*\*\*\*\*

**27 CM**

As a resident of Palermo road, and given the recent sexual assaults / murders; the area needs calm and not a club serving alcohol from 10am. Perhaps if it was a brasserie it would maybe warrant a 10am licence. I cannot see what would be healthy or beneficial about consuming alcohol on a monday from 10am? In an underground club? It doesn't make any sense to do tha,so approving this is surely going to create a place which is more likely to impose a negative impact on the community - when what we need is positive impacts and institutions.

\*\*\*\*\*

**28 KB**

I am nervous for the drunk people and gangs leaving the club. I am nervous it's so close to the tube Station. We already have cars selling laughing gas and leaving rubbish at the end of the street this will increase. We will need police patrols more for our safety. It is a dangerous spot

\*\*\*\*\*

**29 AH**

I can't understand how they are applying for an extension before they have proved the can adhere to the licensing conditions that were given to them in January. I believe they should have to prove they have the ability to operate in a fashion that the residents and council are happy with before they apply for any extension.

\*\*\*\*\*

**30 MP**

This club has brought a lot of issues to the area . Noise and Lots of drunks make it not safe , lost of fights after the club has ended. Lots of cars parking wrongly in the main road an on to Furness road. I think extending the drinking hours is not good for the area or even encouraging dr inking very early in the day in general. There is a school in Furness road that is near to the club , you should consider the children safety.

\*\*\*\*\*

**31 TB**

This is an extraordinary application! They haven't even started trading and they're suggesting selling alcohol, in Harlesden High St, at 10.00 in the morning! They have no track record of operating a 'neighbour-friendly' business and they're asking for trouble already! Please turn this down and don't reconsider any further application until we know whether they can keep their original promises.

**32 AUH**

Residents in the adjoining streets experience a significant increase in vehicles, noise, rubbish and anti-social behaviour.

\*\*\*\*\*

**33 JP**

Selling alcohol from 10am in a location close to schools is inappropriate.

\*\*\*\*\*

**34 LT**

I object to this application as the Triangle club have not proved that they are able to operate in a responsible manner within the community, as they have claimed.

\*\*\*\*\*

**35 JG**

I feel to underatand how a 10am alcohol license is necessary or appropriate for a venue like this. It is of no benefit to the community and will encourage day time drinking. Moreover this establishment is yet to prove responsible trading.

\*\*\*\*\*

**36 FP**

Object to request to operate from 10am to supply alcohol. Residential area with local primary school close to venue. Tube station & local cafes .. not suitable to have alcohol consumption at that daytime around young children & families.

\*\*\*\*\*

**37 JW**

There's already drug dealing and anti social behaviour in the area. An alcohol license from 10am each day would be very misguided. Let them prove themselves as responsible operators first.

\*\*\*\*\*

**38 SS**

I object to an extension of the licence at these premises. This club does not operate responsibly as it is. Please preserve us from more alcohol, more alcohol on offer and more local noise and disruption. Please tKe a responsible attitude to these problems and not allow it for even longer than it currently happens.

\*\*\*\*\*

**39 SGV**

I still object to these premises having a license. The weekend hours will still be very disruptive to the neighboring residents, as was the case when the club operated previously. Closing at 3.15am means we will be woken by the club's customers in the early hours as they leave. The weekday hours do not seem appropriate for the location or type of venue. It is not a restaurant where people may have a drink with food, but a club so opening and serving alcohol from 10am every morning in very close proximity to a school, in an area already plagued by ASB, drug dealing and more serious crime does not seem a step in the right direction. Furthermore, this is all under the management of team who have no proven experience of running night clubs, whether during the day or at night (and seem to believe that requiring customers to be smartly dressed will mean they will be well behaved). It does not seem to offer any cultural benefits to the area nor take into into consideration the well-being of the local residents.

\*\*\*\*\*

**40 GL**

I object to this licence application on the grounds of the extremely anti-social behaviour we have to endure from 3am to 4am on Saturdays and Sundays when the club patrons leave. They are always shouting and fighting, waking up the whole street, often with the police getting involved.

\*\*\*\*\*

**41 Councillor Claudia Hector**

I strongly object to This Way Entertainment's plans for The Triangle on behalf of my residents. Various attempts have been made to run night clubs at these premises and they have all resulted in noise and nuisance for local people. We would also like to protect our children from the inevitable magnet for drug dealing that this will become. We would rather the premises were not given a license at all but by and large people were prepared to see how things turned out with the conditions that were given to This Way Entertainment such a short time ago. The fact that they are already asking for new conditions without actually opening lessens what little hope we had that this venture will prove any better than the previous attempts at running a night club on these premises.

**42 ET**

I do not think the licence to sell alcohol should be extended as they have not yet proved that they will be able to run the club properly with the current agreed alcohol serving time. When the club was opened a few years back, we had constant trouble in our street with noise, flight, littering, people urinating again our wall, etc... and this sometime sup to 5 am. I had originally objected to the re-opening of the club as many people have in our neighbouring streets.

\*\*\*\*\*

**43 AWJ**

Same objection as my fiancé: do not think the licence to sell alcohol should be extended as they have not yet proved that they will be able to run the club properly with the current agreed alcohol serving time. When the club was opened a few years back, we had constant trouble in our street with noise, flight, littering, people urinating again our wall, etc... and this sometime sup to 5 am. I had originally objected to the re-opening of the club as many people have in our neighbouring streets.

\*\*\*\*\*

**44 VMRS**

As I exposed before a night club will bring damage to the neighbourhood, like too much noise, drugs or more violent crimes. And it doesn't matter if they will have a restrict working hours. Thanks.

\*\*\*\*\*

**45 AJB**

I think that being able to serve alcohol from 10am, any day, will have a negative impact on the community. i also do not believe that Triangle has operated long enough to show otherwise.

\*\*\*\*\*

**46 CJ**

The Triangle Club have only just been granted the existing licensing hours.I think they need to demonstrate that they can operate these successfully and within the law and without disturbance for residents BEFORE applying for extended hours.I think a period of at least 6 months without problems of any kind is the minimum period needed to demonstrate this

\*\*\*\*\*

**47 MW**

When we appeared before the Planning Committee we were told that the applicants planned to use the Club for specific events, organised through an expert agency which would vet participants and ensure that anyone behaving badly would be excluded in future. This application suggests that the club will become a drop in drinking den, open all hours, with no such controls. So we have either been misled by the previous application, or the applicants have changed their plans so radically that the premises will be used in an entirely different way from what was originally envisaged and authorised. So I object on the grounds of a radical change of use, with all day noise, parking, casual drinking - all within a short distance of a local school.

**From:** Chan, Esther  
**Sent:** 24 May 2019 11:00  
**To:** Stewart Gibson  
**Cc:** info@thiswayentertainment.com; Business Licence <business.licence@brent.gov.uk>  
**Subject:** RE: CONSULT: Variation - Triangle, 248-252 High Street, NW10 4TD - 15804

Dear Stewart,

Thank you for your email. The Licensing Authority wish to withdraw our representation and have no further comments.

Kind Regards  
Esther Chan  
Licensing Inspector

\*\*\*\*\*

**From:** Stewart Gibson  
**Sent:** 23 May 2019 10:13  
**To:** Chan, Esther  
**Cc:** [info@thiswayentertainment.com](mailto:info@thiswayentertainment.com)  
**Subject:** Re: CONSULT: Variation - Triangle, 248-252 High Street, NW10 4TD - 15804

Hi Esther.

Thank you for your email.

It seems your one concern is the location in which customers are permitted to smoke during the day.

As you know the original licence was granted for the club, where it was entirely appropriate for customers to be controlled whilst smoking given the hour, and the type of business that operates during these times.

What we are proposing here is a day time pub/ restaurant, which is totally different to the night time activities already granted.

It was also thought that during the day, the High Street is populated with far more foot traffic than would be the case in the evenings, so having 5 people outside the front of the venue would only add to this congestion.

It is our proposal to utilise the back yard area, behind the premises for day time smoking, which would reduce potential street congestion, and would not cause nuisance to any neighbouring property.

If you are not with me on this one, please let us discuss an alternative way forward. I honestly don't believe it is necessary to take this point to a sub committee hearing.

Kind regards

Stewart

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## London Borough of Brent

### Premises Licence

#### Part A

*This Premises Licence was granted by Brent Council, Licensing Authority for the area of the Borough of Brent under the Licensing Act 2003*

Original grant date: 18 January 2019  
Current issue date: 18 January 2019

.....  
Authorised signatory

Premises licence number: 13614

#### Part 1 – premises details

Postal address of premises, or if none, ordinance survey map reference or description

Triangle  
248-252 High Street, London, Brent, NW10 4TD

Where the licence is time limited the dates

Licensable activities authorised by the licence

Section Live Music:(Indoors)

**Section Recorded Music:(Indoors)**  
**Section Performance of dance:(Indoors)**  
**Section I: Provision of Late Night Refreshments:(Indoor)**  
**Section J: Sale or Supply of Alcohol:(On the premises)**

The times the licence authorises the carrying out of licensable activities

<b>Section Live Music:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	22:00	23:00
Tuesday	22:00	23:00
Wednesday	22:00	23:00
Thursday	22:00	23:00
Friday	22:00	02:30
Saturday	22:00	02:30
Sunday	22:00	23:00

<b>Section Recorded Music:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	22:00	23:00
Tuesday	22:00	23:00
Wednesday	22:00	23:00
Thursday	22:00	23:00
Friday	22:00	02:30
Saturday	22:00	02:30
Sunday	22:00	23:00

<b>Section Performance of dance:(Indoors)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday	22:00	23:00
Tuesday	22:00	23:00
Wednesday	22:00	23:00
Thursday	22:00	23:00
Friday	22:00	02:30
Saturday	22:00	02:30
Sunday	22:00	23:00

<b>Section I: Provision of Late Night Refreshments:(Indoor)</b>		
<b>Day</b>	<b>Start Time</b>	<b>End Time</b>
Monday		
Tuesday		
Wednesday		
Thursday		
Friday	23:00	02:30
Saturday	23:00	02:30
Sunday		

**Section J: Sale or Supply of Alcohol:(For consumption on the premises)**

Day	Start Time	End Time
Monday	22:00	23:00
Tuesday	22:00	23:00
Wednesday	22:00	23:00
Thursday	22:00	23:00
Friday	22:00	02:30
Saturday	22:00	02:30
Sunday	22:00	23:00

The opening hours of the premises

Day	Start Time	End Time
Monday	22:00	23:45
Tuesday	22:00	23:45
Wednesday	22:00	23:45
Thursday	22:00	23:45
Friday	22:00	03:15
Saturday	22:00	03:15
Sunday	22:00	23:45

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

**For consumption on the premises**

**Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**This Way Entertainment Ltd**  
[Redacted]  
[Redacted]

Registered number of holder, for example company number, charity number (where applicable)

[Redacted]

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

**Samir Askoul**  
[Redacted]  
[Redacted]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

## Annex 1 – Mandatory conditions

### No Irresponsible Drinks Promotions

(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

1. (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to— (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

### Free Water

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

### Age Verification Policy

- (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
  - (a) a holographic mark, or
  - (b) an ultraviolet feature.

### Small Measures to be Available

The responsible person must ensure that—

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available

#### Minimum Price of Alcohol

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a) —duty|| is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) —permitted price|| is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) —relevant person|| means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) —relevant person|| means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) —valued added tax|| means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4.(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (—the first day||) would be different from the permitted price on the next day (—the second day||) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

#### Requirement for a DPS

(1) No supply of alcohol may be made under the premises licence—

- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
- (b) at a time when the designated premises supervisor does not hold a personal licence or their personal licence is suspended.
- (2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

#### **Door Supervisors and Security Staff to be Licensed by the SIA (when required)**

Where the licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each individual must be licensed by the Security Industry Authority, with the following exceptions:

- a) premises where the premises licence authorises plays or films
- b) any occasion mentioned in paragraph 8(3)(b) or (c) of Schedule 2 to the Private Security Industry Act 2001 (premises being used exclusively by a club with a club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
- c) any occasion within paragraph 8(3)(d) of Schedule 2 to the Private Security Industry Act 2001

#### **Film Classification When required**

- (i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.
- (ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must be restricted in accordance with any recommendation made by the licensing authority.

In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority

under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

#### **Annex 2 – Conditions consistent with the operating schedule**

1 CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council. This must comply with the Data Protection Act including signage.

2 The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulder image of every person entering or leaving the premises.

3 A CCTV camera shall be installed to cover the entrance of the premises and the rear yard.

- 4 Door supervisors shall wear clothing that can be clearly and easily identified on CCTV.
- 5 Door supervisors of a sufficient number and gender mix, shall be employed from 22.00 hours on any day when the premises are open for alcohol sales and regulated entertainment licensable activities past 23.00 hours.
- 6 A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.
- 7 A "Challenge 25" policy shall be adopted and adhered to all times.
- 8 Any staff directly involved in selling alcohol for retail to consumers, staff who provide training and all managers will undergo regular training of Licensing Act 2003 legislation. This will be documented and signed for by the DPS and the member of staff receiving the training. This training log shall be kept on the premises and made available for inspection by police and relevant authorities upon request.
- 9 Customers shall not be permitted to take open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
- 10 The consumption of alcohol will be restricted to those parts of the premises identified on the plan submitted with the operating schedule and approved by the licensing authority.
- 11 An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following
  - (a) all ejections of patrons
  - (b) all crimes reported to the venue
  - (c) any complaints received
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system or searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service. 23
- 12 A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.
- 13 Notices asking customers to leave quietly shall be conspicuously displayed at the exit.
- 14 Acceptable proof of age shall include identification bearing the customer's photograph, date of birth and integral holographic mark or security measure. Suitable means of identification would include photo-card driving licence and passport.
- 15 The designated smoking area (DSA) shall be located at the front of the premises facing the High Street.
- 16 When the premises licence is in operation the DSA shall be limited to no more than 5 people at any one time.
- 17 No alcohol shall be available for any customer when the premises are open primarily for use by persons under the age

of 18.

- 18 Nudity, striptease and other entertainment of an adult nature shall not be permitted on the premises.
- 19 The applicant shall submit a dispersal policy to the satisfaction of all Responsible Authorities detailing how dispersal and how noise from dispersal will be managed so as to prevent public nuisance being experienced by neighbouring and nearby residents. The dispersal policy must include proactive patrols of the surrounding and opposite roads by stewards in high visibility clothing for up to one hour after the premises close to the public.
- 20 There shall be no entry re-entry after midnight.
- 21 The DPS shall ensure that a risk assessment is undertaken of any promotion or event\* and provide a copy to the Metropolitan Police Service (MPS) and the licensing authority not less than 14 days before the event is due to take place. Submission of electronic documents by E-Mail is preferred. \*An event will be deemed to be any occasion in a licensed premise, or other venue under a Temporary Event Notice, where there will be a performance (meaning musicians, DJs, MCs, or other artists) that is promoted in some form by either the venue or an outside promoter, where entry is either free, by invitation, payment either on the door or by ticket.
- 22 A sign stating "No proof of age -- No sale" shall be displayed at the point of sale. 24
- 23 Notices explaining the licensee's policy on admissions and searching shall be placed at the entrance.
- 24 Notices clearly explaining the licensee's drugs policy shall be displayed at the entrance and at suitable places throughout the premises.
- 25 Substantial food and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided.
- 26 A personal licence holder fluent in conversant English shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.
- 27 Toilets shall be checked every 1 hour for the use of drugs and other illegal activities.
- 28 A toilet checklist shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and all old checklists must be retained and made available for inspection by the police and authorised officers from Brent Council.
- 29 All emergency exit routes shall remain unobstructed at all times including external pathways/routes within the boundary of the premises to a place of safety from the building. These shall be maintained to ensure they can be used when required.
- 30 Regulated entertainments shall not be permitted at the premises until such time as a scheme of acoustic treatment works approved and confirmed by the Council's nuisance control team has been installed, completed and tested by a registered member of the Institute of Acoustics.
- 29 No noise or vibration shall be detectable at the nearest noise sensitive premises.
- 30 All doors and windows will remain closed during the licensed activities save for where a door is being used to enter or leave the premises. Where a door is used for patrons to enter or leave the premises the door will be fitted with a self-closing device and staff told to ensure that it is not propped open. A member of staff shall be positioned at the door to ensure it is opened for as brief a period as possible
- 31 Entry to the premises will be restricted to the front entrance via the High Street whilst the premises is being used for the licensed activity, save for escorted disabled access which may be via the rear fire door.
- 32 All speakers must be mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties.
- 33 The licensee shall ensure that no music played in the licensed premises is audible at or within the site boundary of any residential property.

- 34 All entertainment will utilise the in-house amplification system, the maximum output of which is controlled by the duty manager.
- 35 The locks and flush latches on the exit doors and gates shall be unlocked and kept free from fastenings other than push bars or pads whilst the public are on the premises.
- 36 The socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD) having a rated residual operating current not exceeding 30 milliamps.
- 37 Exits shall not be obstructed (including by curtains, hangings or temporary decorations), and must be accessible via non-slippery and even surfaces, free of trip hazards and clearly identified.
- 38 Where chairs and tables are provided, internal gangways must be kept unobstructed.
- 39 Subject to risk assessment, the maximum number of persons permitted on the Premises (not including staff) shall be: 166 persons.

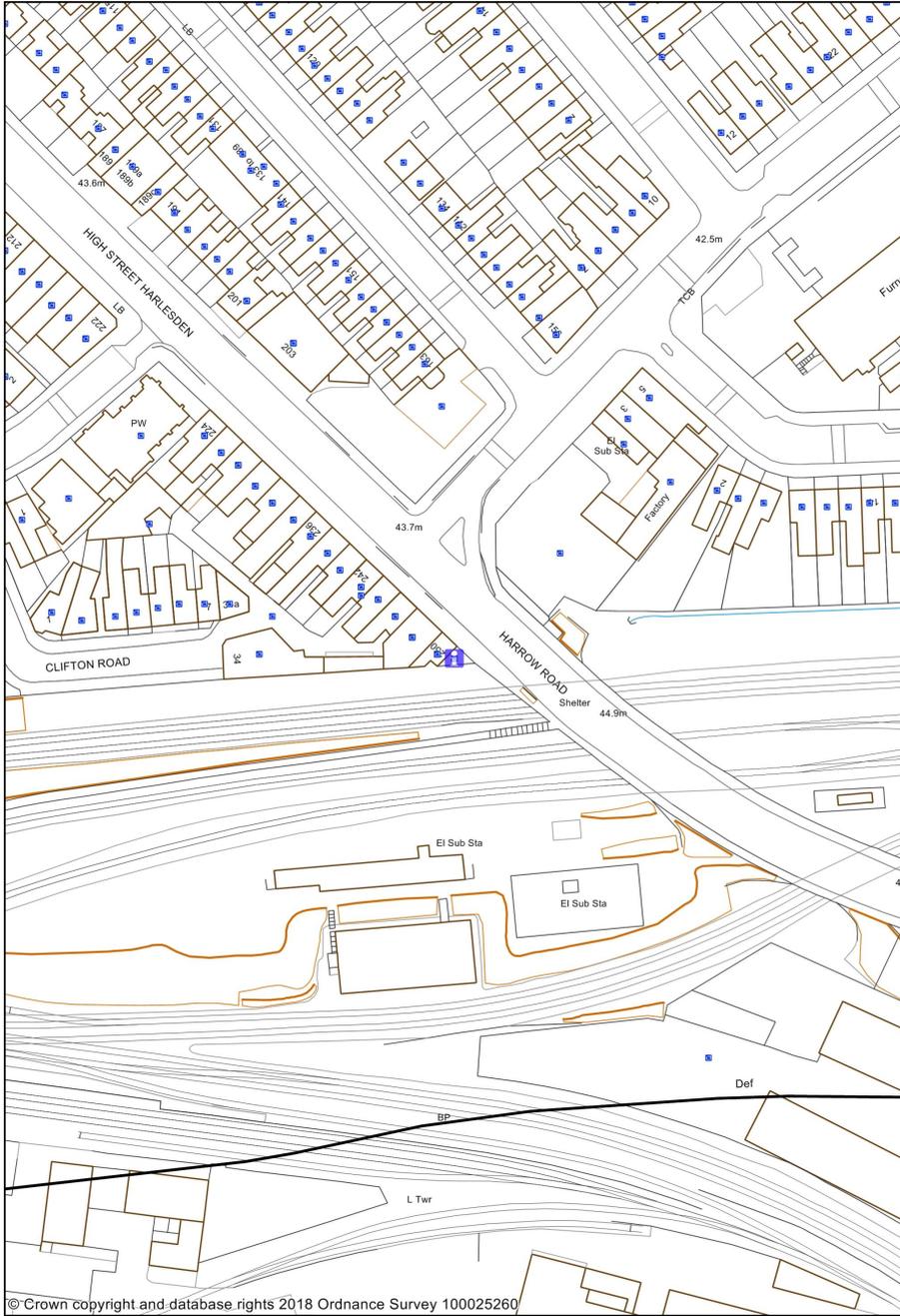
**Annex 3 – Conditions attached after a hearing by the licensing authority**

**Annex 4 – Plans**

See attached



Triangle 248-252 High Street NW10



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