



Alcohol and Entertainment Licensing Sub-Committee

Friday 27 September 2019 at 9.30 am

Board Room 2 - Brent Civic Centre, Engineers Way,
Wembley HA9 0FJ

Membership:

Members

Councillors:

Ahmed (Chair)

Chohan
Maurice

Substitute Members

Councillors:

Allie, Hector, Kennelly, Long, McLeish,
W Mitchell Murray, Maurice and RS Patel

For further information contact: Devbai Bhanji, Governance Assistant
Tel: 020 8937 4011; Email: devbai.bhanji@brent.gov.uk

For electronic copies of minutes, reports and agendas, and to be alerted when the minutes of this meeting have been published visit:

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 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
1 Apologies for absence and clarification of alternate members	
2 Declarations of Interests	
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.	
3 Application for New Premises Licence by McDonald's Restaurants Limited for the premises known as McDonald's, Forty Lane, Wembley, pursuant to the provisions of the Licensing Act 2003	1 - 48
4 Application for a Variation to a Premises Licence by Ketan Kantibhai Patel for the premises known as Spice Klub, Basement 93-95 Ealing Road, Wembley, HA0 4BN, pursuant to the provisions of the Licensing Act 2003	49 - 74
5 Application for New Premises Licence by Ms Saroja Stanley Fernando for the premises known as Claypots, 531-533 High Road, Wembley, HA0 2DJ, pursuant to the provisions of the Licensing Act 2003	75 - 116

Date of the next meeting: Wednesday 2 October 2019



- 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 New Premises Licence

1. The Application

Name of Applicant:	McDonald's Restaurants Limited
Name & Address of Premises:	McDonald's, Forty Lane, Wembley
Applicants Agent:	Shoosmiths

The application is for a new premises licence:

- 1 For provision of late night refreshment from 23:00hrs to 05:00hrs, Monday to Sunday
To remain open from 00:00hrs to 24:00hrs Monday to Sunday

2. Background

None

3. Promotion of the Licensing Objectives

See page 18 & 19 of the application.

4. Relevant Representations

Representations have been received and withdrawn from the Police, Licensing Authority & Public Safety. Representations remain outstanding from residents.

5. Interested Parties

None

6. Policy Considerations

Paragraph Nos: 7.2 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. Determination of the Application

Members can take the following steps when determining a new premises licence application:

- grant the licence;
- exclude from the scope of the licence any of the licensable activities to which the application relates;
- refuse to specify a person in the licence as the premises supervisor;
- reject the application

8. Associated Papers

- A. Application Form & plan
- B. Resident Representations
- C. OS Map

**Application for a premises licence to be granted
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 McDonald's Restaurants Limited
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
McDonald's Restaurants Forty Lane Wembley			
Post town	London	Postcode	HA9 9EX

Telephone number at premises (if any)	Not Yet Known
Non-domestic rateable value of premises	£ to be assessed

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |

- c) a recognised club ☐ please complete section (B)
- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth over			I am 18 years old or <input type="checkbox"/> Please tick yes		
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth over			I am 18 years old or <input type="checkbox"/> Please tick yes		
Nationality					
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name McDonald's Restaurants Limited
Address 11/59 High Road East Finchley London N2 8AW
Registered number (where applicable) 01002769
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
3	1	0	8	2	0	1	9

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD		MM		YYYY			

Please give a general description of the premises (please read guidance note 1)

The premises will operate as a restaurant selling food and non-alcoholic drinks for consumption on and off the premises.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- 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) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☐

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 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)			
Mon						
Tue						
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)			
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 6)			
Sat						
Sun						

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)			
Mon						
Tue						
			State any seasonal variations for the exhibition of films (please read guidance note 5)			
Wed						
Thur						
			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 (please read guidance note 6)			
Fri						
Sat						
Sun						

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<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 6)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<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 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur					
Fri			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 (please read guidance note 6)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	23:00	05:00	<u>Please give further details here</u> (please read guidance note 4) The premises will operate as a restaurant selling food and non-alcoholic drinks for consumption on and off the premises.		
Tue	23:00	05:00			
Wed	23:00	05:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	05:00			
Fri	23:00	05:00	<u>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</u> (please read guidance note 6)		
Sat	23:00	05:00			
Sun	23:00	05:00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun			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 6)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

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 9).

The premises will operate as an outlet of food and non-alcoholic drink and does not provide any adult entertainment or service that gives rise to a concern in respect of children.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	00:00	00:00	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 6)
Tue	00:00	00:00	
Wed	00:00	00:00	
Thur	00:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

Please see attached operating schedule

b) The prevention of crime and disorder

Please see attached operating schedule

c) Public safety

Please see attached operating schedule

d) The prevention of public nuisance

Please see attached operating schedule

e) The protection of children from harm

Please see attached operating schedule

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.



Operating Schedule

General

This restaurant understands that in extending our opening hours we have a duty to the local community and that we continue to protect our staff and customers from danger and harm. We believe that the systems we have in place are robust, thorough and will, as far as reasonably practicable, secure the promotion of the four licensing objectives. It should be noted that no McDonald's restaurant within the United Kingdom serves alcohol and further none of our drinks or food are served to customers in glass receptacles.

We are eager to work in partnership with all responsible authorities to ensure the promotion of the four licensing objectives. We also seek to work with the local communities, whom we serve, in achieving a successful cohesion between our business operations and our neighbours.

Prevention of Crime and Disorder

This restaurant is keen to work in partnership with the local police service to prevent crime and disorder.

CCTV

McDonald's operates a robust CCTV Policy to ensure compliance with Data Protection Legislation and to assist the Police with the prevention and detection of crime. At all stores where CCTV is in operation appropriate signage reflecting this information is displayed.

McDonald's operate digital motion activated CCTV systems where images are retained on a hard drive system. All CCTV equipment is of a standard suitable to record images of a proper quality, it meets the industry standard and has LGC Forensics or Kalagate Certification. As part of the digital system an alarm will sound if the equipment is faulty or not recording, thereby alerting management for the need to intervene. The CCTV system is regularly serviced by qualified maintenance technicians.

Access to the CCTV system will be provided to Police Officers at their request.

Staffsafe

A Staffsafe™ system with both audio and visual monitoring capability will be installed in the restaurant, this system, can be activated by either fixed or mobile panic buttons. Once activated the system links the restaurant to an external monitoring centre capable of intervening to resolve crime and disorder issues and/or provide the appropriate advice or instruction to support and protect the restaurant's staff and customers.

At this restaurant all shift managers have safety and security training; including Maybo SIA accredited Conflict Management Training.

Public Safety

This restaurant is keen to work in partnership with the local Fire Service and Environmental Health Officer to ensure public safety.

This restaurant has safety systems in place to protect the safety of customers and staff at all times (such as Staffsafe). We work with the local Environmental Health Office and local Fire Service to ensure we are complying, as far as reasonably practicable, with relevant Health and Safety and Fire Safety Legislation. This restaurant is also subject to inspections from our own safety and security teams to ensure our systems are being maintained.

All of our restaurant staff receive comprehensive safety training to ensure that safe working methods are adopted and all staff are trained on the restaurant's evacuation procedure in the event of a fire or other dangerous occurrence.

This store operates a "No Open Alcohol Containers" policy to prevent persons carrying open alcohol into the in-store area.

Public Nuisance

Litter

McDonald's were the first company in our sector to introduce litter patrols in the early 1980's. McDonald's is committed to carry out litter patrols collecting both McDonald's packaging and any other litter that has been carelessly discarded. We are happy to act on recommendations from the Environmental Health Officer should they feel that we should extend our patrol to a nearby area, as far as this is reasonably practicable.

All of McDonald's packaging displays the "Bin It" symbol to encourage our customers to deal with their waste responsibly. Further details regarding McDonald's commitment to reducing waste and litter nuisance can be found at the "Our World" section of the McDonald's website:
<http://www.mcdonalds.co.uk/ourworld/environment/policy.shtml>

Noise

Where it is practical to do so we are content to put measures in place to limit noise. All McDonald's restaurant doors are self-closing and we try to encourage our customers to be considerate to our neighbours and to limit noise both when ordering their food and on leaving the local area.

The Protection of Children from Harm

McDonald's do not anticipate that unaccompanied children will use the restaurant in the extended hour's period covered by this licensing application. We do however take their safety extremely seriously and will continue to employ the same practices to ensure that they are protected from harm at all times when visiting the restaurant.

- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- (Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships) I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15). ☒

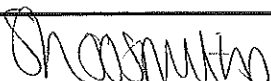
IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • (Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership) I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
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Signature	
Date	1 st August 2019
Capacity	Solicitor / Authorised Agent for the Applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). 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 14)			
Lorna Jolly Paralegal McDonald's Licensing Team at Shoosmiths LLP The Lakes			
Post town	Northampton	Postcode	NN4 7SH
Telephone number (if any)	03700 861954		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Lorna.Jolly@shoosmiths.co.uk			

Brent Council
Licensing Authority
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

The Lakes
Northampton
NN4 7SH
DX 712280 Northampton

T 03700 863000
F 03700 863001

Lorna.Jolly@shoosmiths.co.uk
T Direct Dial 03700 861954

Delivered: by post

Your Ref

Our Ref LRJ M-00835014
(PLEASE QUOTE ON ALL CORRESPONDENCE)

Date 1st August 2019

Dear Sirs

**MCDONALD'S RESTAURANTS LIMITED
FORTY LANE (ASDA) WEMBLEY HA9 9EX
APPLICATION FOR A PREMISES LICENCE**

We act on behalf of McDonald's Restaurants Limited. Please find enclosed:-

1. Application for the grant of a Premises Licence;
2. Plans;
3. Cheque in the sum of £315.00

We should be grateful if you would acknowledge safe receipt.

Yours faithfully

**McDonald's Licensing Team at
SHOOSMITHS LLP**



NOTES

FIRE SAFETY EQUIPMENT

- (FX) Fire Extinguisher
- Water
- (FX) Fire Extinguisher
- Powder
- (FX) Fire Extinguisher
- Foam
- (FX) Fire Extinguisher
- Co2
- (E) Fire Exit
- (V) Fire Blanket
- (O) Fire alarm call point

Licensable activity:
Sale of Hot food & Drink
after 11pm.

Rev. Date. Amendments

PROJECT

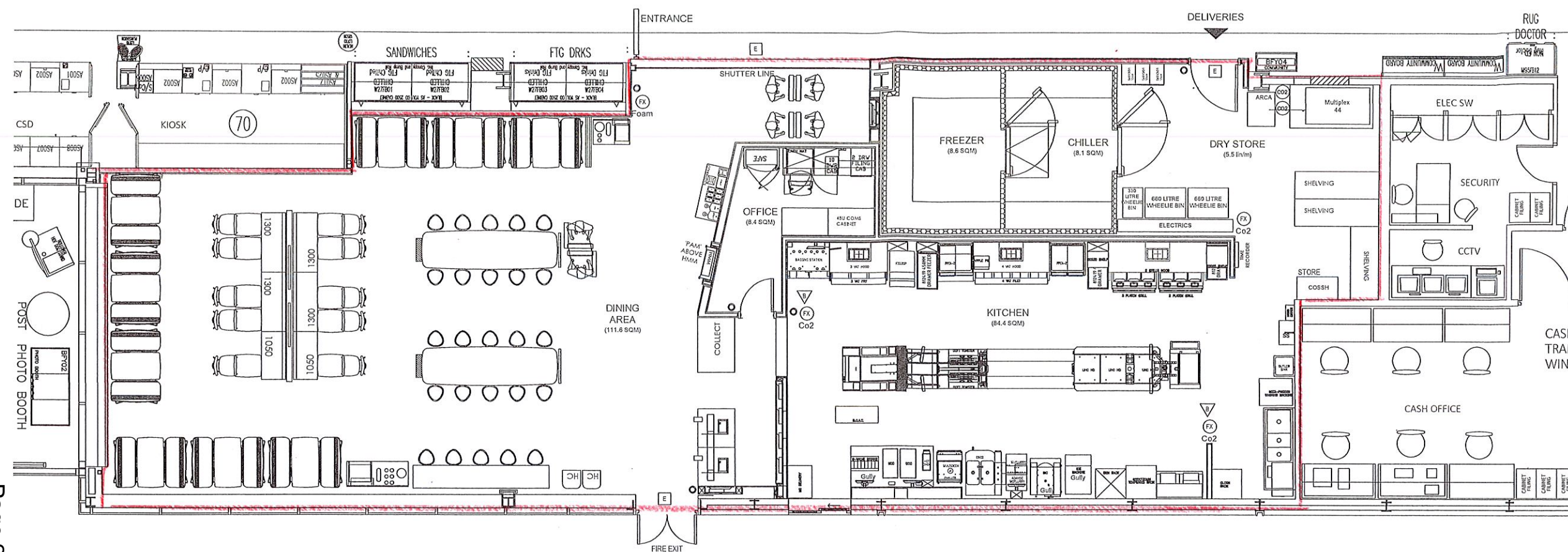
1568 Wembley (ASDA)

Forty Lane,
Wembley
HA9 9EX,
UK

TITLE

Ground floor plan
(For Licencing)

Date:	July 2018	Drawn:	C.T.S.G.	Discipline:	Arch
Scale:	1:100@A3	Type:	DRG. No.	Issue:	001
			L/1568/001		



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20-8-19

I write as Secretary of the Residents' Association of Kings and Carmel Courts which is located directly opposite Asda and will be impacted by the proposal and licence application. We represent 140 local residential properties. We object to the application for late night refreshment i.e. being open 7 days a week between 2300h and 0500h. There are increasing issues in the area and on the estate relating to noise, antisocial behaviour and litter and the new McDonalds operation will only make things worse. Assurances that McDonalds will ensure their site is clean and safe are all very well but it is likely that patrons will relocate themselves locally. The low wall and sloped grass verge at the front of Kings and Carmel Courts (directly opposite Asda) will inevitably be seen as an option for people to use (as it is on certain football event days) and as the estate is open (i.e. not gated or fenced in) it will be impossible for the residents to prevent trespassers. Damage to the property and litter will be the minimum we encounter we also find on football event days people sitting on the verge at the front of the building decide to go further into the estate and urinate and defecate in the grounds. Unlike the football event days, the proposal would mean we would be subject to this negative impact every day. Equally if there is a collection and delivery service there will be an increase of motorbikes which will result in the concomitant increase in noise pollution. Additionally there are many occasions when drivers/riders ignore the road signs at the exit to Asda and this will only increase the risk of accidents at that junction. Asda has essentially been built in a residential area and the addition of McDonalds will not benefit the residents who are in close proximity to the outlet we object in the strongest terms to the late night licence application I look forward to hearing from you.

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McDonald's Restaurants Limited
McDonald's Restaurants
Forty Lane
Wembley
HA9 9EX

8 August 2019

**Licensing Representation to the Application for a new Premises Licence for
McDonald's Restaurants, Forty Lane, Wembley, HA9 9EX**

I certify that I have considered the application shown above and I wish to make a representation.

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 17 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 Licence Conditions

The Licensing Authority require the following points to be included in the operating schedule and added as conditions on the premises licence in order to uphold the four licensing objectives:

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 display on any recordings, the correct date and time of the recording.
3. CCTV cameras shall be installed to cover the entrance of the premises and the servery/till area.

4. 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.
5. 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.
6. The licensee shall ensure customers leave the premises in a quiet and orderly manner.
7. 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
 - (h) any visit by a relevant authority or emergency service.

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

Yours sincerely



Susana Figueiredo
Licensing Inspector
Regulatory Services

Dear Lorna Jolly,

Thank you for your prompt response and confirming your clients acceptance of the attached conditions.

The Licensing Authority is now withdrawing their representation and have no further comments to make.

Kind regards

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

www.brent.gov.uk

From: Jolly, Lorna [<mailto:Lorna.Jolly@shoosmiths.co.uk>]
Sent: 08 August 2019 12:33
To: Figueiredo, Susana ; Business Licence
Subject: RE: CONSULT: New Premises - McDonald's Restaurants, Forty Lane, HA9 9EX - 16965

Good afternoon,

I can confirm my clients are happy to accept the proposed conditions attached.

Are you able to confirm if this now means the licensing authority are withdrawing their rep?

Many thanks,
Lorna

Lorna Jolly
Paralegal

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Working together for a safer London

TERRITORIAL POLICING

The Licensing Authority

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

Your ref: 16965

Our ref: 01QK/414/19/3302

Brent Borough Licensing Department

*Harrow Police Station
74, Northolt Road
Harrow
Middlesex
HA2 0DN*

Tel: 020 8733 5008

Email: Paul.Scott9 @met.police.uk

Web: www.met.police.uk

Date: 17th August 2019

Police representation to the Premises Licence application for 'McDonald's Restaurants', Forty Lane, Wembley, HA9 9EX.

I certify that I have considered the application shown above 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.

I am of the opinion that the risk to the Council's objectives can be mitigated by removing the requested variations or attaching conditions to the Licence as shown below.

If these conditions were accepted in full **I would** withdraw my representation.

**Police Officer: Paul Scott
Licensing Constable PC 3302NW**

An officer of the Metropolitan Police, in whose area the premises are situated and 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 premises licence under section 17 of the act.

The Police representations are primarily concerned with crime and disorder and the prevention of public nuisance.

Police require the following points should be included in the operating schedule or added as conditions on the premises licence.

Closed Circuit Television (CCTV)

Good quality CCTV is essential as a deterrent for the prevention of crime and the detection of offenders. It allows for both covert and overt monitoring of the premises. With proper signage, this reassures both staff and clientele, that this is a safe environment where illegal activities are not tolerated.

All cameras and recording equipment will be installed and maintained in accordance with Home Office Guidance and the manufacturers instructions and will be fully operational when the premises are open to the public.

Notices shall be displayed at the entrance to the premises, and in prominent positions throughout the premises, advising that CCTV is in operation.

Operating Hours to be displayed on Premises

A notice displaying the opening hours and the type of licensing activity should be clearly displayed and visible to anyone outside the premises. This may be incorporated in the summary of the licence, which must be displayed, or take the form of a separate item. Clearly displayed opening hours will also reduce any confusion for customers prior to entering the premises.

Police require the following points should be added as conditions on the premises licence as below.

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 upon request.

A CCTV camera shall be installed to cover the entrance of the premises, the main restaurant, servery/till area and entrance to the toilets.

The CCTV system shall display on any recordings the correct date and time of the recordings.

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.

A copy of the premises licence summary including summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.

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:

- 1) All crimes reported to the venue.
- 2) Any complaints received.
- 3) Any faults in the CCTV system.
- 4) Any visits by a relevant authority or emergency service.
- 5) All ejections of patrons.
- 6) All seizures of drugs or offensive weapons.

Notices asking customers to leave quietly shall be conspicuously displayed at all exits.

Yours Sincerely,

**Paul Scott PC 3302NW
Licensing Constable - Brent**

From: Paul.Scott9@met.police.uk [mailto:Paul.Scott9@met.police.uk]
Sent: 22 August 2019 10:05
To: Lorna.Jolly@shoosmiths.co.uk
Cc: Business Licence <business.licence@brent.gov.uk>; Legister, Linda <Linda.Legister@brent.gov.uk>; Patel, Yogini <Yogini.Patel@brent.gov.uk>
Subject: RE: McDonald's Restaurants, Forty Lane, Wembley, HA9 9EX

Good morning Lorna,

Thank you for your reply.

Police confirm that that they are now in a position to **withdraw** their representations.

Please find attached agreed conditions.

Ref: 414/16965.

Kind regards,

Paul

Paul Scott | Police Constable 3302NW | Licensing Officer – **Brent** - North West BCU | Partnership & Prevention Hub
Telephone: 020 8733 5008 | Email: Paul.Scott9@met.police.uk
Address: Harrow Police Station, 74 Northolt Road, Harrow, HA2 0DN

P Please consider the environment before printing this email

Not protectively marked

From: Jolly, Lorna [mailto:Lorna.Jolly@shoosmiths.co.uk]
Sent: 22 August 2019 09:42
To: Scott Paul - NW-CU
Subject: RE: McDonald's Restaurants, Forty Lane, Wembley, HA9 9EX

Good morning Paul,

My clients have confirmed they are happy to accept the attached conditions.

I would be grateful if you could please confirm to myself and the council if you are now happy to withdraw your representation.

I look forward to hearing from you.

Kind regards,

Lorna Jolly
Paralegal

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From: Paul.Scott9@met.police.uk [<mailto:Paul.Scott9@met.police.uk>]

Sent: 22 August 2019 08:43

To: Jolly, Lorna

Subject: RE: McDonald's Restaurants, Forty Lane, Wembley, HA9 9EX

Good morning Lorna,

Sorry for the delay, I have just returned from three rest days.

I have amended the below enquiry to read as; Notices asking customers to leave quietly shall be conspicuously displayed at the exit of the restaurant.

Kind regards,

Paul

Paul Scott | Police Constable 3302NW | Licensing Officer – **Brent** - North West BCU | Partnership & Prevention Hub

Telephone: 020 8733 5008 | Email: Paul.Scott9@met.police.uk

Address: Harrow Police Station, 74 Northolt Road, Harrow, HA2 0DN



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From: Jolly, Lorna [<mailto:Lorna.Jolly@shoosmiths.co.uk>]

Sent: 19 August 2019 14:15

To: Scott Paul - NW-CU <Paul.Scott9@met.police.uk>

Cc: business.licence@brent.gov.uk; Linda.Legister@brent.gov.uk; Yogini.Patel@brent.gov.uk

Subject: RE: McDonald's Restaurants, Forty Lane, Wembley, HA9 9EX

Hi Paul,

Many thanks for your email.

I just have a quick query in respect of the last condition which states "Notices asking customers to leave quietly shall be conspicuously displayed at all exits".

Please can you confirm exactly what you mean by "all exits". As the McDonald's is inside of the ASDA, do you mean the exits from McDonald's or the ASDA building?

I look forward to hearing from you.

Kind regards,
Lorna

Lorna Jolly
Paralegal

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From: Paul.Scott9@met.police.uk [<mailto:Paul.Scott9@met.police.uk>]
Sent: 17 August 2019 15:06
To: Jolly, Lorna <Lorna.Jolly@shoosmiths.co.uk>
Cc: business.licence@brent.gov.uk; Linda.Legister@brent.gov.uk; Yogini.Patel@brent.gov.uk
Subject: McDonald's Restaurants, Forty Lane, Wembley, HA9 9EX

Good afternoon,

Please find attached police representations in relation to the New Premises Licence application for 'McDonald's Restaurants, Forty Lane, Wembley, HA9 9EX.

Ref: 414/16965.

Kind regards,

Paul

Paul Scott | Police Constable 3302NW | Licensing Officer – **Brent** - North West BCU | Partnership & Prevention Hub
Telephone: 020 8733 5008 | Email: Paul.Scott9@met.police.uk
Address: Harrow Police Station, 74 Northolt Road, Harrow, HA2 0DN



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From: ENS Public Safety
Sent: 15 August 2019 09:20
To: Jolly, Lorna <Lorna.Jolly@shoosmiths.co.uk>; ENS Public Safety <ens.publicsafety@brent.gov.uk>; Legister, Linda <Linda.Legister@brent.gov.uk>; Business Licence <business.licence@brent.gov.uk>; Patel, Yogini <Yogini.Patel@brent.gov.uk>
Subject: RE: CONSULT: New Premises - McDonald's Restaurants, Forty Lane, HA9 9EX - 16965

Good morning Lorna

Thank you for taking the time to discuss this application last week.

I can confirm that the Public Safety Team will withdraw its representations.

Kind regards

Mr Chris Pearce
Public Safety Officer
Regeneration & Environmental Services
Brent Council
020 8937 1031

www.brent.gov.uk
[@Brent_Council](#)

From: Jolly, Lorna [<mailto:Lorna.Jolly@shoosmiths.co.uk>]
Sent: 12 August 2019 11:45
To: ENS Public Safety ; Legister, Linda ; Business Licence ; Patel, Yogini
Subject: RE: CONSULT: New Premises - McDonald's Restaurants, Forty Lane, HA9 9EX - 16965

Good morning Chris,

I refer to our conversation last week regarding changing the below conditions to take into consideration the fact that the McDonald's is inside of the actual supermarket.

Are you able to confirm if you have had a chance to rethink them please?

I look forward to hearing from you.

Many thanks,
Lorna

Lorna Jolly
Paralegal

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From: ENS Public Safety [<mailto:ens.publicsafety@brent.gov.uk>]

Sent: 06 August 2019 12:36

To: Jolly, Lorna <Lorna.Jolly@shoosmiths.co.uk>; Legister, Linda <Linda.Legister@brent.gov.uk>;
Business Licence <business.licence@brent.gov.uk>; Patel, Yogini <Yogini.Patel@brent.gov.uk>

Subject: FW: CONSULT: New Premises - McDonald's Restaurants, Forty Lane, HA9 9EX - 16965

Dear Lorna Jolly

I refer to the application for a new licence for the above named premises. After assessing the application, the Public Safety Team will be making the following representations to the Licensing Authority on the grounds of Public Safety.

Providing the licensee is willing to accept the following conditions Public Safety Team would withdraw the representation.

1. The locks and flush latches on the exit doors shall be unlocked and kept free from fastenings other than push bars or pads whilst the public are on the premises.
2. 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).
3. No person shall be permitted to sit on the floor, on stairs or in gangways and passageways.
4. All roller shutters that are operational as exit points must be fixed/locked up in the open position whilst the public/staff are on the premises.
5. A capacity specific risk assessment shall be conducted by a professionally qualified risk assessor. This assessment will include holding capacity, exit capacity and the calculations to demonstrate how that was reached, the lower of the two numbers shall be the final capacity. The guidance used to reach this capacity must be quoted. This risk assessment shall be appraised annually or at the time of any building or layout structural works.

Please provide the capacity assessment when available.

In order for the Public Safety Team to withdraw this representation, it will be necessary for you or your client to **confirm in writing or via Email** that you accept the above licence conditions.

We will require these conditions to appear on the licence schedule should the licence be granted.

Please let me know if I can assist you further.

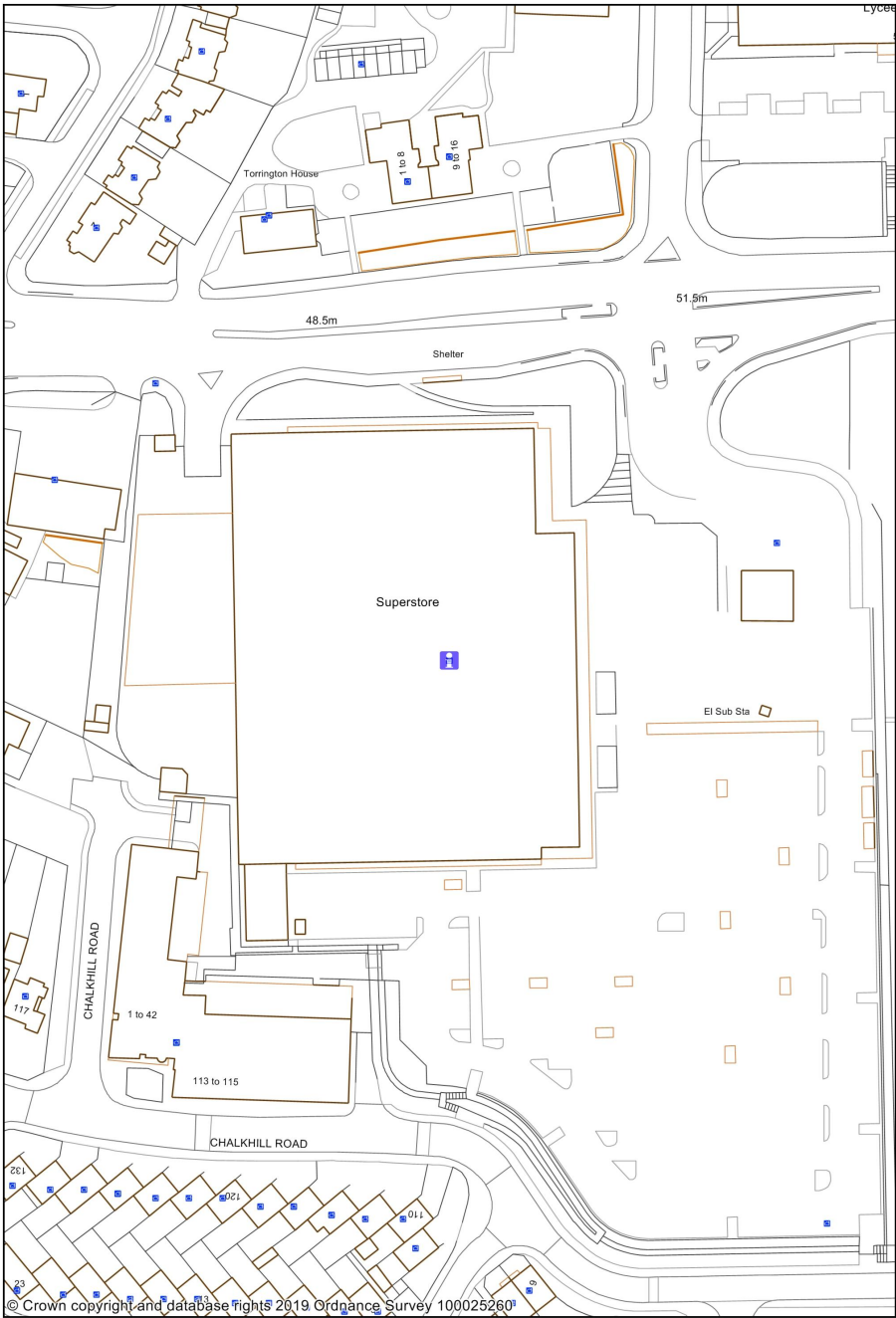
Kind regards

Mr Chris Pearce
Public Safety Officer
Regeneration & Environmental Services
Brent Council
020 8937 1031

www.brent.gov.uk
[@Brent_Council](#)

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Forty Lane, Wembley



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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:	Ketan Kantibhai Patel
Name & Address of Premises:	Spice Klub, Basement 93-95 Ealing Road, Wembley, HA0 4BN
Applicants Agent:	N/A

The application is to vary the licence:

- 1 For provision of live music, recorded music, performance of dance & supply of alcohol, from 10:00hrs to 03:00hrs Monday to Thursday & 10:00hrs to 03:00hrs Friday to Sunday. For provision of late night refreshment from 23:00hrs to 00:00hrs Monday – Thursday & 23:00hrs to 03:00hrs Friday to Sunday.
To remain open from 10:00hrs to 24:30hrs Monday to Thursday & 10:00hrs to 03:30hrs Friday to Sunday.

2. Background

None

3. Promotion of the Licensing Objectives

See page 11 of the application.

4. Relevant Representations

Representations remain outstanding from Licensing Authority, NCT & Police.

5. Interested Parties

None

6. Policy Considerations

Paragraph Nos: 7.2 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.

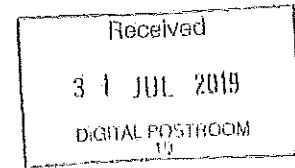
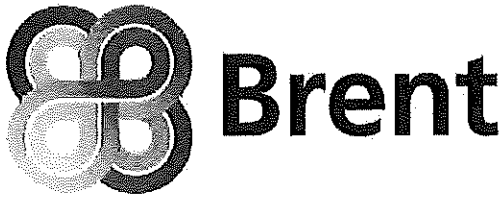
7. Determination of the Application

Members can take the following steps when determining a new premises licence application:

- grant the licence;
- exclude from the scope of the licence any of the licensable activities to which the application relates;
- refuse to specify a person in the licence as the premises supervisor;
- reject the application

8. Associated Papers

- A. Application Form & plan
- B. Licensing Representation
- C. NCT Representation
- D. Police Representation
- E. 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 K.C. TAN, K.A.N. TIBHAJI, PATEL

..... [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

15181

Part 1 – Premises Details

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

BASEMENT OF
93-95 EALING ROAD
WEMBLEY

Post Town

WEMBLEY

Post Code HA0 4BN

Telephone number at premises (if any)

0208 903 3811

Non-domestic rateable value of premises

£10500

Part 2 - Applicant details

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

We have Bar area in the basement of 93-95 Ealing Road. I have attached the plan and high lighted the Bar area. I would like to extend the trading hours for weekend where we also like to sell food and Alcohol up to 3 am. weekend.

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

N/A

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)
(if ticking yes, fill in box H) | <input checked="" 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

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	
Day	Start	Finish		Outdoors	
				Both	
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed					
Thur			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Fri					
Sat					
Sun			<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)		

B

Films 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	
				Both	
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed					
Thur			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Fri					
Sat					
Sun			<u>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</u> (please read guidance note 7)		

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)
Tue			
Wed			
Thur			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 (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick [✓] (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 5)	Both	
Tue					
Wed					
Thur			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		
Fri					
Sat					
Sun					
			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 (please read guidance note 7)		

E

Live Music 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	✓	
Day	Start	Finish		Outdoors		
Mon	10:00	00:00	Please give further details here (please read guidance note 5) <i>We would like to existing extend the existing licence to 3am for Friday, Saturday and Sunday.</i>	Both		
Tue	10:00	00:00				
Wed	10:00	00:00		State any seasonal variations for the performance of live music (please read guidance note 6)		
Thur	10:00	00:00				
Fri	23:00 10:00	03:00 AM	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 (please read guidance note 7) <i>10:00 to 3:00 am on Friday, Saturday and Sunday.</i>			
Sat	10:00	03:00 AM				
Sun	10:00	03:00 AM				

F

Recorded music 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	✓	
Day	Start	Finish		Outdoors		
Mon	10:00	00:00	Please give further details here (please read guidance note 5) <i>We would like to extend the existing licence to 03:00 am for Friday, Saturday and Sunday.</i>	Both		
Tue	10:00	00:00				
Wed	10:00	00:00		State any seasonal variations for playing recorded music (please read guidance note 6)		
Thur	10:00	00:00				
Fri	10:00	03:00 AM	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 (please read guidance note 7) <i>10:00 am to 03:00 am Friday Saturday and Sunday.</i>			
Sat	10:00	03:00 AM				
Sun	10:00	03:00 AM				

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"/>
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 5) <i>We would like to extend the licence to 3:00 am on Friday Saturday and Sunday</i>		
Mon	10:00	00:00			
Tue	10:00	00:00	State any seasonal variations for the performance of dance (please read guidance note 6)		
Wed	10:00	00:00			
Thur	10:00	00:00	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) <i>10:00 am to 03:00 am Friday, Saturday and Sunday</i>		
Fri	10:00	03:00 am			
Sat	10:00	03:00 am			
Sun	10:00	03:00 am			

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		
			Will this entertainment take place indoors or outdoors or both – please tick [✓] (please read guidance note 4).	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Wed					
Thur			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)		
Fri					
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	
Mon	23:00	00:00	Please give further details here (please read guidance note 5) <i>We would like to request the extension of licence till 03:00 am on Friday Saturday and Sunday</i>	Both	
Tue	23:00	00:00			
Wed	23:00	00:00			
Thur	23:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
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) <i>23:00 to 03:00 Friday, Saturday and Sunday.</i>		
Sat	23:00	03:00			
Sun	23:00	03:00			

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 checked="" type="checkbox"/>
Day	Start	Finish		Off the premises	
Mon	10:00	00:00	State any seasonal variations for the supply of alcohol (please read guidance note 6)	Both	
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00	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)		
Fri	10:00	03:00	<i>We would like to request an extension of trading hours to sell alcohol on Friday, Saturday and Sunday 10:00 am to 03:00 am.</i>		
Sat	10:00	03:00			
Sun	10:00	03:00			

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)

No activities planned targeting any adult entertainment.

L

Hours premises are open to the public
Standard days and timings
(please read guidance note 8)

Day	Start	Finish
Mon	10:00	00:30
Tue	10:00	00:30
Wed	10:00	00:30
Thur	10:00	00:30
Fri	10:00	00:30
Sat	10:00	03:30
Sun	10:00	03:30

State any seasonal variation (please read guidance note 6)

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)

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

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

WE HAVE NOT RECEIVED THE ACTUAL COPY
OF LICENCE YET, COUNCIL IS WORKING ON BACKLOG.
I have attached the email confirmation

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)

- work with all authorities to comply and support the four licensing objectives.

b) The prevention of crime and disorder

- CCTV has been installed covering all part of the building Entry, Exit etc etc. It is recorded for 31 days.
- Will co operate with police on all requests.
- ~~Will organise training~~

c) Public safety

- We have put notices asking customers to leave quietly. Will be displayed on exit, and more places visible to public.
- All Fire Exit are unlocked and clear while trading
- Work with Fire authority.

d) The prevention of public nuisance

- Basement is Sound Proof. Has ~~been~~ Soundproofing Done
- We have put notices asking customers to leave quietly. Will display more notices to Exit and more places visible to public.

e) The protection of children from harm

- A challenge 25 policy has been adopted
- All staff have been trained on 25 Challenge 25 policy.

Please tick ✓ Yes

- I have made or enclosed payment of the fee - *I will pay over the phone 07376048481* ☒
- 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 - *Please see page 10* ☐
- 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 *[Signature]*
Date *25/07/2019*
Capacity *Manager*

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

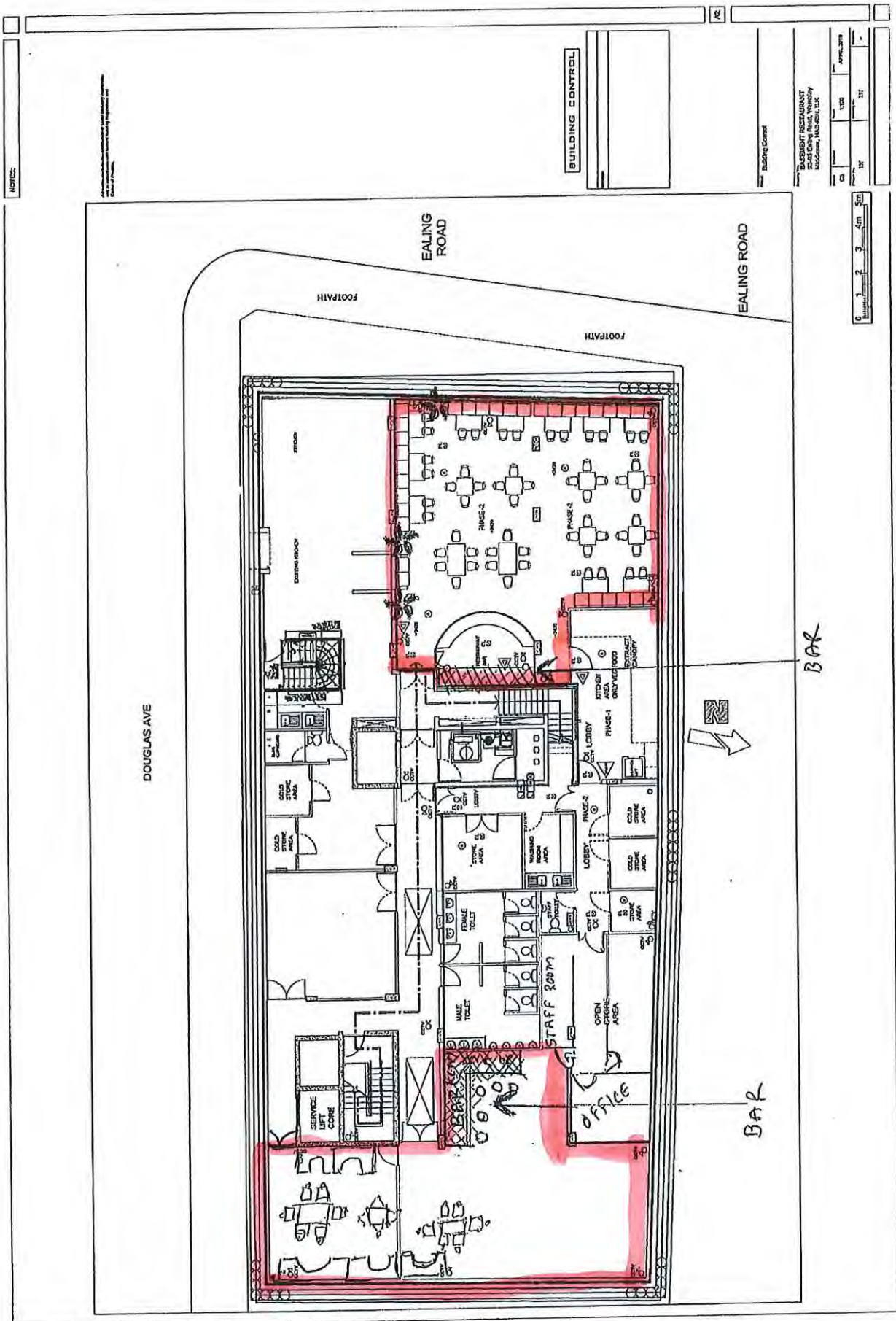
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 15)

.....
.....
.....

Post town

Post code

Telephone number



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From: Wood, Martin
Sent: 05 August 2019 13:02
To: ketan.patel@spiceclub.co.uk
Cc: Business Licence <business.licence@brent.gov.uk>
Subject: FW: CONSULT: Variation - Basement 93-95 Ealing Road, Wembley, HA0 4BN - 16962

Dear Mr Patel

Further to our telephone conversation, the Nuisance Control Team (NCT) as a Responsible Authority under the Licensing Act 2003 are making representation against your application. This is on the basis of the likelihood of public nuisance arising from patrons dispersing from a venue providing retail sale of alcohol and regulated entertainment at noise sensitive times in a residential area. The terminal hour you are applying for is 03:30am (Friday to Sunday).

The NCT suggest the following conditions (essentially a revision to the licensable activities and hours the premises are open to the public):

- The terminal hours for licensable activities sought under variation application shall be revised to 01:30am. (Applicable to Friday to Sunday)
- The terminal hours the premises are open to the public sought under variation application shall be the revised to 02:00am. (Applicable to Friday to Sunday)

If you can agree to those conditions by reply NCT will consider withdrawing our representation.

Kind regards

Martin Wood
Principal Nuisance Control Officer
Community Protection
Regeneration and Environmental Services
Brent Council
020 8937 5561

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Spice Klub
93-95 Ealing Road
Wembley
HA0 4BN

8 August 2019

**Licensing Representation to the Application for a new Premises Licence for Spice Klub
93-95 Ealing Road, Wembley, HA0 4BN**

I certify that I have considered the application shown above and I wish to make a representation.

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 variation to an existing 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.

Reduction of Hours

The premises has been open approximately three months since May 2019. The plans appear to have an additional room which according to the application would be used for guests who are dining but would also be used for those wishing to hire out the venue for functions/parties.

My concerns with the extension in hours is primarily based around the area being that of a residential area. With an additional room and therefore an increase in capacity, it is likely to cause more nuisance to local residents. I understand the premises has sound proofed the basement but there is still the issue of those customers accessing and egressing the premises.

The application and amended application together with the explanation in the email does not appear to clarify exactly what type of premises this will be. On the one hand it appears people will be able to eat and then dance but on the other hand it does not negate the fact that it may be used as more of a club with customers not eating at all. With this in mind and the fact that the entrance to the premises faces

onto a residential road, indicates that it is likely to cause a nuisance to neighbouring residents. The business model for the premises is not clear and there has not been sufficient time (3 months) to determine whether this premises operates successfully without undermining the licensing objectives.

On 12th May 2019, I visited the area at 1.20hrs. Whilst driving down Douglas Road (the side road off Ealing Road where the main premises entrance is), what was most apparent to me, was just how quiet the area was. There wasn't any noise from traffic, passers by or any other premises in the vicinity. Unlike streets such as High Road, Wembley, where even at 1.20hrs, there is a clear difference in an increased level of noise.

The expectation that residents would have to tolerate noise from the access and egress of customers would be both inconsiderate and unfair.

In order to ensure the premises does not undermine the licensing objectives, the following hours are proposed: -

Live Music

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Recorded Music

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Performance of Dance

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Late Night Refreshment

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Supply of Alcohol

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Hours Premises are Open to the Public

Sunday – Thursday 10.00hrs-00.30hrs

Friday – Saturday 10.00hrs-01.00hrs

If the premises can demonstrate compliance in terms of not creating a nuisance to residents over a lengthy period of time, the applicant could then reapply to extend the hours of licensable activities in the future. This would therefore be a staggered approach in providing the licensing authority with assurance of the licence holders operation.

In the meanwhile, the applicant may also apply for Temporary Event Notices (TENs) that permit the premises to operate until a later time in order to satisfy the Licensing Authority that they are capable of preventing any nuisance to neighbouring residents.

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

Yours sincerely



Susana Figueiredo
Licensing Inspector
Regulatory Services

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Working together for a safer London

TERRITORIAL POLICING

The Licensing Authority

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

Brent Borough Licensing NW CU

*South Harrow Police Station
74 Northolt Road
South Harrow
HA2 0DN*

Tel: 07824868710

Email: Gary.L.R.Norton@met.police.uk

NWmailbox.brentlicensing@met.police.uk

Web: www.met.police.uk

Your ref: 16962

Our ref: 01QK/463/2965NW

Date: 28/08/2019

Police representations to Vary a Premises Licence application for 'Spice Klub' Basement 93-95 Ealing Road, Wembley, HA0 4BN.

I certify that I have considered the application shown above 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: **Gary Norton**
Licensing Constable PC 2965NW

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 premises licence under section 17 of the act.

The Police representations are concerned with all four of the licensing objectives.

A new premises licence was agreed in April 2019, following agreement with police over certain conditions being put in place to ensure adherence to upholding the licensing objectives. The area in which the premises operates is subject to a lot of anti-social behaviour and crime, which is often exacerbated by late night establishments offering alcohol. Extending licensable hours in the sale by retail of alcohol and regulated entertainment can often lead to increases in crime, anti-social behaviour, drunkenness and noise pollution. These problems aren't mutually exclusive to within the confines of such a venue, but also in the surrounding area as patrons leave the venue. Therefore, any efforts that have been made to limit noise emanating from the premises, whilst welcome, are not the only consideration.

The area is commonly busier during daylight hours, but becomes a lot quieter into the late evening after shops have shut, unlike Wembley High Road, which has a larger volume of traffic and footfall due to being on a main road thoroughfare (A404). Ealing Road has a high density of residential properties surrounding the premises concerned. This includes residents living directly above the entrance to the separate Spice Club premises which operate under separate premises licences for the ground and basement floors. There are concerns over the possibility of extending the licence as requested on the variation application.

The venue states it is a restaurant with banqueting facilities. Despite the use of the term "banqueting", it is the experience of the police licensing team that a lot of late night alcohol licensed premises attract one off, pop-up night club style events, that bring their own public safety issues that even diligent management would struggle to assess on face value alone

Therefore, Police would not support such a late night change of licensable hours. I have suggested a slight increase to the original hours of the existing licence.
Brent Police Licensing suggest the following:

Police request the previously agreed conditions attached to annex 2 of the premises licence (application reference: 15181) agreed on 14/04/2019 are included and adhered to on the new licence.

Police would request the licensable hours and closing times be amended, as set out below. This incorporates a cessation of licensable activities half an hour prior to closing time to assist with the dispersal of late night customers.

Live Music

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Recorded Music

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Performance of Dance

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Late Night Refreshment

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Supply of Alcohol

Sunday – Thursday 10.00hrs-00.00hrs

Friday – Saturday 10.00hrs-00.30hrs

Hours Premises are Open to the Public

Sunday – Thursday 10.00hrs-00.30hrs

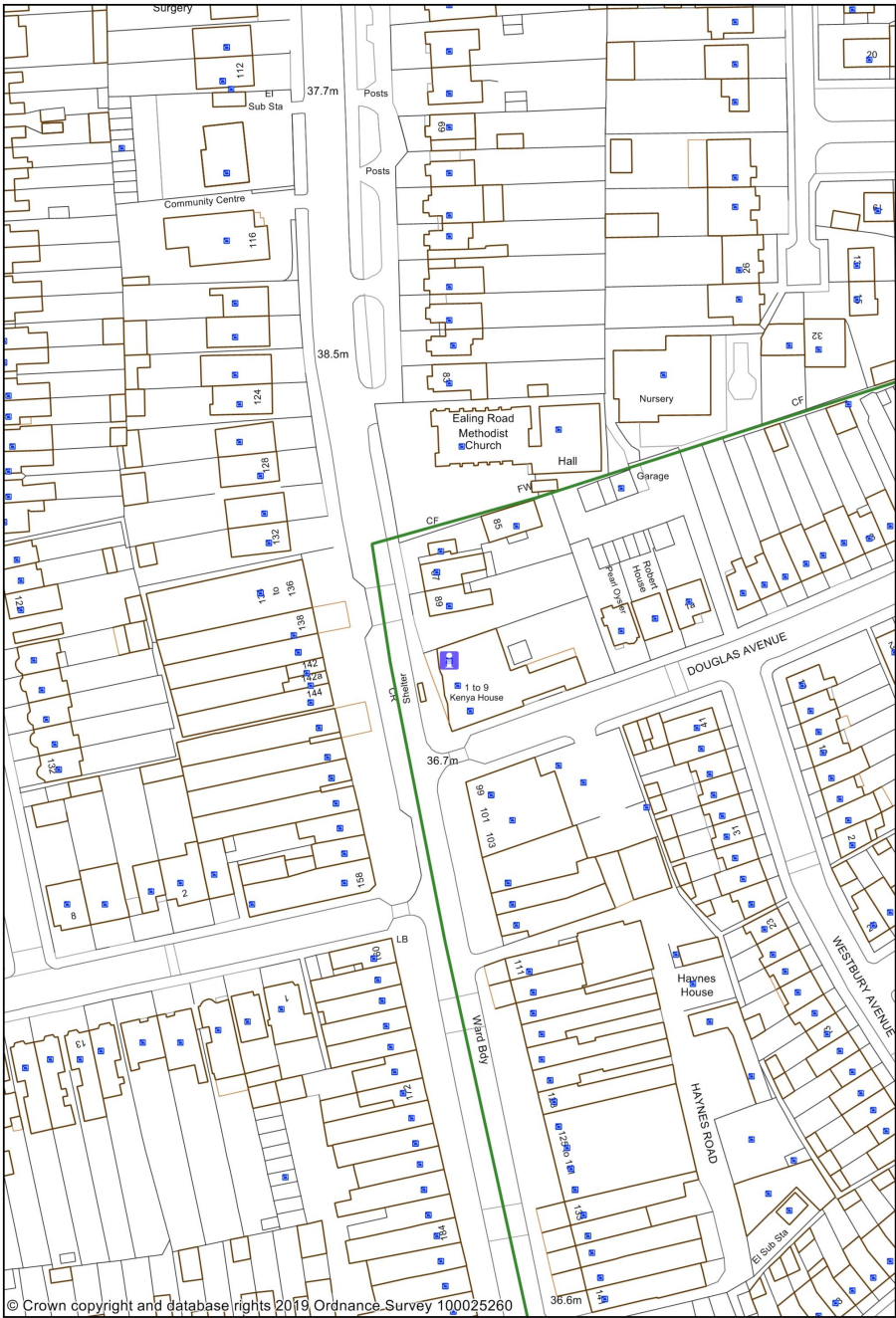
Friday – Saturday 10.00hrs-01.00hrs

If these police conditions and proposal were accepted in full, then I would withdraw representations.

Yours Sincerely,

Gary Norton PC 2157NW
Licensing Constable Brent Police

Spice Klub - OS Map



1:1250

0 0.02 0.04 kilometres



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LICENSING ACT 2003

Application for New Premises Licence

1. The Application

Name of Applicant:	Ms Saroja Stanley Fernando
Name & Address of Premises:	Claypots, 531-533 High Road, Wembley, HA0 2DJ
Applicants Agent:	Arka Licensing Consultants Ltd

The application is for a new premises licence:

- 1 For regulated entertainment, late night refreshment from 23:00hrs to 05:00hrs Monday to Sunday, the sale & supply of alcohol and to remain open from 00:00hrs to 00:00hrs Monday to Sunday.

2. Background

The application was previously scheduled for 4 September 2019, but was adjourned to 27 September 2019 as the applicant & agent was unable to attend.

3. Promotion of the Licensing Objectives

See separate sheet.

4. Relevant Representations

Representations are outstanding from the Police, Licensing and the Nuisance Control Team. Representations were received and withdrawn from Public Safety Officers.

5. Interested Parties

None

6. Policy Considerations

Paragraph Nos: 7.2 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. Determination of the Application

Members can take the following steps when determining a new premises licence application:

- grant the licence;
- exclude from the scope of the licence any of the licensable activities to which the application relates;
- refuse to specify a person in the licence as the premises supervisor;
- reject the application

8. Associated Papers

- A. Application Form & plan
- B. Police Rep
- C. Licensing Rep
- D. Nuisance Control Team Rep
- E. Public Safety Rep & withdrawal
- F. OS Map



**Application for a premises licence to be granted
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 SAROJA STANLEY FERNANDO

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description 531-533 HIGH ROAD			
Post town	WEMBLEY	Postcode	HA0 2DJ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 50500

Part 2 - Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |

- iii as an unincorporated association or ☐ please complete section (B)
- iv other (for example a statutory corporation) ☐ please complete section (B)
- c) a recognised club ☐ please complete section (B)
- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input checked="" type="checkbox"/>	Other Title (for example, Rev)	
Surname FERNANDO			First names SAROJA STANLEY		
Date of birth [REDACTED]		I am 18 years old or over <input checked="" type="checkbox"/> Please tick yes			
Nationality BRITISH					
Current residential address if different from premises address		[REDACTED]			



Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Current residential address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address

Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
1	0	1	0	8	2	0	1

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD		MM		YYYY			

Please give a general description of the premises (please read guidance note 1)

THIS IS A LARGE TWO FLOORS PREMISES, WHICH HAS BEEN OPERATING AS A LICENSED PREMISES FOR VERY LONG TIME AND IT WAS THEN GONE FINANCIALLY BANKRUPT AND CLOSED BY THE PREVIOUS OWNER. NOW IT HAS BEEN TAKEN OVER AND FULLY RENOVATED BY THE CURRENT RESTAURATEUR. IT IS NOW A SPECIALIST SOUTH INDIAN RESTURANT, SERVED IN CLAYPOT. HIGH END RESTAURANT FOCUSED ON QUALITY AND EXPENSIVE FOOD OFFERED TO FAMILIES WHO WANT TO ENJOY TRADITIONAL INDIAN FOOD, COOKED AND SERVED IN CLAY POT. IT HAS BOTH GROUND FLOOR AND BASEMENT. IT WILL ALSO CATER FOR SMALL FAMILY CELEBRATIONS IN THE BASEMENT ALL 7 DAYS.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

a) plays (if ticking yes, fill in box A)

☐



- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- 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) ☐
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) ☐

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 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)			
Mon						
Tue						
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)			
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 6)			
Sat						
Sun						

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur					
Fri			<u>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</u> (please read guidance note 6)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<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 6)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<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 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) IT WILL BE INDIAN SONGS SING BY LOCAL ARTISTS. IT WILL BE AN OCCASIONAL EVENT ONLY		
Mon	23.00	05.00			
Tue	23.00	05.00	<u>State any seasonal variations for the performance of live music (</u> THE HOURS PROPOSED INCLUDES SPECIAL EVENT SUCH AS NEW YEAR, DIWALI CELEBRATIONS		
Wed	23.00	05.00			
Thur	23.00	05.00	<u>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</u> (please read guidance note 6)		
Fri	23.00	05.00			
Sat	23.00	05.00			
Sun	23.00	05.00			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	23.00	05.00			
Tue	23.00	05.00			
Wed	23.00	05.00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5) THE HOURS PROPOSED INCLUDES SPECIAL EVENT SUCH AS NEW YEAR, DIWALI CELEBRATIONS		
Thur	23.00	05.00			
Fri	23.00	05.00			
Sat	23.00	05.00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun	23.00	05.00			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)			
Mon						
Tue						
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	23.00	05.00			
Tue	23.00	05.00			
Wed	23.00	05.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	23.00	05.00			
Fri	23.00	05.00			
Sat	23.00	05.00	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 6)		
Sun	23.00	05.00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Mon	00.00	00.00			
Tue	00.00	00.00			
Wed	00.00	00.00			
Thur	00.00	00.00			
Fri	00.00	00.00			
Sat	00.00	00.00			
Sun	00.00	00.00	<u>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</u> (please read guidance note 6)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name SAROJA STANLEY FERNANDO	
Date of birth	[REDACTED]
Address [REDACTED]	
Postcode	[REDACTED]

Personal licence number (if known)

[REDACTED]

Issuing licensing authority (if known)

[REDACTED]

□□□□

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 9).

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	00.00	00.00	
Tue	00.00	00.00	
Wed	00.00	00.00	
Thur	00.00	00.00	

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 6)

Fri	00.00	00.00	
Sat	00.00	00.00	
Sun	00.00	00.00	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

SEE ATTACHED CONDITIONS

b) The prevention of crime and disorder

SEE ATTACHED CONDITIONS

c) Public safety

SEE ATTACHED CONDITIONS

d) The prevention of public nuisance

SEE ATTACHED CONDITIONS

e) The protection of children from harm

SEE ATTACHED CONDITIONS

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- ☐ [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15). ☒

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.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT

LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	NIRA SURESH
Date	28/06/2019
Capacity	LICENSING AGENT

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **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 14)

ARKA LICENSING CONSULTANTS
TRIDENT BUSINESS CENTRE
89 BICKERSTETH ROAD
LONDON

Post town	LONDON	Postcode	SW17 9SH
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Telephone number (if any)	0203 40 51886/ 07803 90 3897
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
CONTACT@ARKALICENSING.CO.UK

CONDITIONS in line with the four licensing objectives

1. A CCTV system shall be installed and maintained in a good working order at the premises.
2. CCTV recording shall be kept for 31 days and shall be made available to the police or an authorised officer of Brent Council upon request.
3. The CCTV system shall provide coverage of the customer entrance to the premises.
4. The CCTV system shall be capable of obtaining clear facial recognition images of every person entering the premises.
5. The CCTV images shall be kept in an easily downloadable format.
6. The designated smoking area (DSA) shall be located at the front of the premises on High Road, Wembley
7. When the premises licence is in operation the DSA shall be limited to no more than 7 people at any one time.
8. 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.
9. Signage indicating the store operates a Challenge 25 policy shall be displayed at the point of sale.
10. 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.
11. Alcohol shall only be provided as an accompaniment to a main meal.
12. There shall be no vertical drinking in the premises.
13. All windows shall remain closed during any licensable activity.
14. The licensee shall ensure customers leave the premises in a quiet and orderly manner.

15. No children shall be admitted unless accompanied by a responsible adult. All children must leave the premises by midnight.

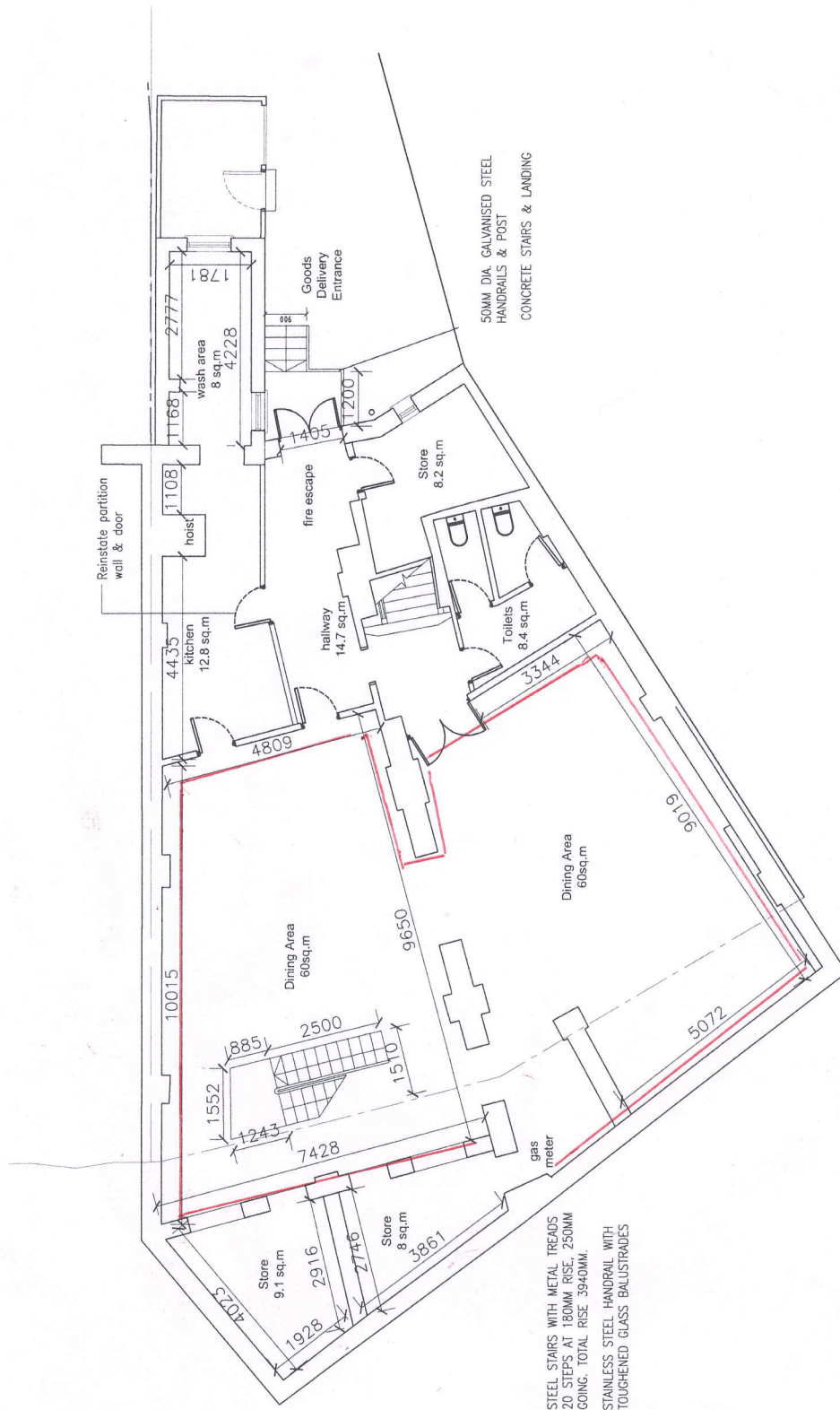
16. A sign stating 'No proof of age, No sale' shall be displayed at the point of sale.

17. Notices asking customers to leave quietly shall be conspicuously displayed at all exits.

18. No noise or vibration shall be detectable at any neighbouring noise sensitive premises. The level of music shall be arranged so as not to cause a nuisance to local residents.

19. 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 3 (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 (h) any visit by a relevant authority or emergency service.

20. Any staff directly involved in selling alcohol for retail to consumers and staff who provide training including managers shall undergo regular training of the Licensing Act 2003 legislation (at least every 12 months). 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 centrally and made available for inspection by police and relevant authorities upon request.



PROPOSED BASEMENT FLOOR PLAN

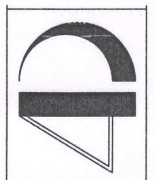


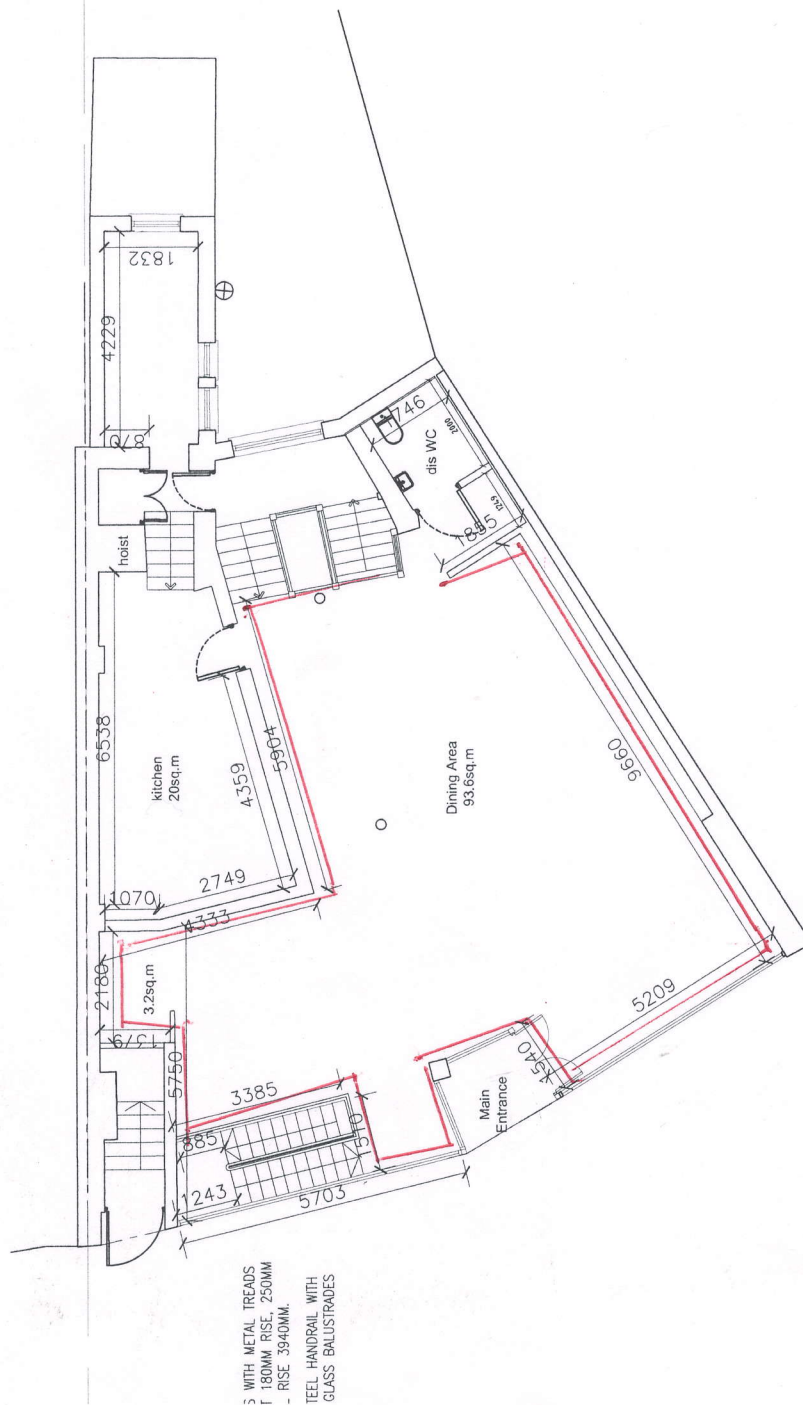
LICENSEABLE AREA

Client:	Project Co-ordinator:	Date:
531-533 High Road, Wembley, HA0 2DJ	MS	05.06.18
Drawing Title:	Stage:	Drawing No:
PROPOSED BASEMENT FLOOR PLAN	PL	01
	Preliminary	Information
	Approval	Tender

Revisions:	By:	Date:

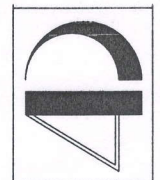
All dimensions shown are in millimetres unless otherwise stated. Only figured dimensions to be taken from this drawing and not scaled dimensions. All dimensions to be confirmed on site prior to any work. Any discrepancy to be reported to architect/designer immediately.





PROPOSED GROUND FLOOR PLAN

LICENSABLE AREA



Revisions:	By:	Date:

Client:	
Project:	531-533 High Road, Wembley, HA0 2DU
Drawing Title:	PROPOSED GROUND FLOOR PLAN

Scale @ A3:	1:100	Project Co-Ordinator:	MS	Date:	05.06.18
Job No:	1808	Stage:	CON	Drawing No:	02
Construction:	<input checked="" type="checkbox"/>	Preliminary:	<input type="checkbox"/>	Rev:	
Approval:	<input checked="" type="checkbox"/>	Tender:	<input type="checkbox"/>	Information:	<input type="checkbox"/>



**METROPOLITAN
POLICE**

Working together for a safer London

TERRITORIAL POLICING

The Licensing Authority

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

Your ref: 16618

Our ref: 01QK/374/19/3302

Brent Borough Licensing Department

*Harrow Police Station
74, Northolt Road
Harrow
Middlesex
HA2 0DN*

Tel: 020 8733 5008

Email: Paul.Scott9 @met.police.uk

Web: www.met.police.uk

Date: 21st July 2019

Police representation to the Premises Licence application for 'Claypots, 531-533, High Road, Wembley, Brent, HA0 2DJ'.

I certify that I have considered the application shown above 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.

I am of the opinion that the risk to the Council's objectives can be mitigated by removing the requested variations or attaching conditions to the Licence as shown below.

If these conditions were accepted in full I **would** withdraw my representation.

Police 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 premises licence under section 17 of the act.

The Police representations are primarily concerned with crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

On Friday 19th July 2019, police attended the venue and met with the applicant, Ms. Saroja Stanley Fernando to discuss aspects of the new licence application and proposed use of the venue. The application stated the business hours of the premises to be for a twenty four (24) hour period and the supply of alcohol to match. I expressed serious concerns over this. It was accepted that this is a new venture for the applicant, but being a twenty four (24) hour restaurant would not meet the licensing objectives.

The venue consists of two floors. The ground floor will be a restaurant with a buffet style breakfast and lunch menu and the evening menu would be a waiter/waitress service. The downstairs area would be a function room that could be hired out for private parties. This would also include the serving of food and would not be a 'nightclub'. It was discussed that this would have to be managed correctly, with a booking procedure for customers hiring the venue. Licensable activities should also cease thirty (30) minutes prior to the closing time to allow customers to finish their meals and drinks and therefore stagger dispersal.

Seasonal variations were also discussed with the premises wanting to extend their hours during certain times of the year.

In relation to the separate restaurant and function room, police have included some additional conditions that should be included to assist defining the two separate areas and support the licensing objectives.

Police require the following points should be included in the operating schedule or added as conditions on the premises licence.

Closed Circuit Television (CCTV)

Good quality CCTV is essential as a deterrent for the prevention of crime and the detection of offenders. It allows for both covert and overt monitoring of the premises. With proper signage, this reassures both staff and clientele, that this is a safe environment where illegal activities are not tolerated.

All cameras and recording equipment will be installed and maintained in accordance with Home Office Guidance and the manufacturer's instructions and will be fully operational when the premises are open to the public.

Notices shall be displayed at the entrance to the premises, and in prominent positions throughout the premises, advising that CCTV is in operation.

Operating Hours to be displayed on Premises

A notice displaying the opening hours, the type of licensing activity and licence conditions should be clearly displayed and visible to anyone outside the premises. This may be incorporated in the summary of the licence, which must be displayed, or take the form of a separate item. Likewise the name of the Designated Premises Supervisor (D.P.S.) should be similarly displayed. This will allow the Police and other responsible authorities to readily identify the licence details. Clearly displayed opening hours will also reduce any confusion for customers prior to entering the premises and possible conflict when the premises close/stop selling alcohol.

Hours for the sale of Alcohol

This restaurant is located in an area that has regularly had issues and continues to have issues regarding anti-social behaviour and street drinkers. Wembley High Road and surrounding streets also sees a high proportion of crime, particularly around alcohol related crime. The night time economy in and around the High Road often has a number of drunken crime related matters.

This is an issue that the police are working hard to eradicate and Police consider in order to promote the licensing objectives in particular to prevent crime and disorder, the prevention of nuisance, public safety and the protection of harm to children, that the authorised sales of alcohol do not begin daily until 10.00 hours and finish at 23.30hrs between Monday and Wednesday. Between Thursday and Sunday these timings would differ slightly. The authorised sales of alcohol would begin at 10.00hrs and finish at 01.30hrs.

It is proposed that there is a half hour drinking up time before the venue shuts to the public. Customers need a wind down period when music and entertainment has stopped, and a time to consume beverages. This also allows for orderly dispersal from the venue. Police recommend a thirty minute time difference between when licensable activities cease and when the premises closes to the public.

Personal Licence Holder

The sale of alcohol to drunken people and children is a major concern to police and is highlighted the Governments Alcohol Harm Reduction Strategy. Those who sell alcohol should be fully aware of the legislation and issues around alcohol and should be fully trained to a national standard.

Open Containers and Areas for the Consumption of Alcohol

Customers will not be permitted to take open containers outside the premises, as defined in the plan submitted with the operating schedule and approved by the Responsible Authorities. 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.

The Hire of a Private Function Room

It is imperative that the function room at the venue is managed correctly. Details of all outside hirers shall be logged and kept at the premises and made available for inspection by police and relevant authorities upon request. These contact details shall include; full name, address, telephone numbers and email addresses. For private hire of the function room, SIA should be employed to control order within the premises.

Police require the following points should be added as conditions on the premises licence as below.

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 upon request. This must comply with the Data Protection Act including signage.

The CCTV system shall display on any recordings the correct date and time of the recordings.

CCTV camera shall be installed to cover the entrance of the premises and further cameras installed to cover the full interior of the premises.

A member of staff trained in the use of the CCTV system shall be available at the premise at all times that the premises are open to the public.

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.

The CCTV images shall be kept in an easily downloadable format.

A 'Challenge 25' policy shall be adopted and adhered to at all times.

A sign stating "No proof of age – no sale" shall be displayed at the point of sale.

Notices asking customers to leave quietly shall be conspicuously displayed at all exits.

Alcohol shall only be provided as an accompaniment to a main meal in the restaurant area as defined on the plans submitted to the licensing authority.

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.

Customers shall not be permitted to take any open drink containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

Door supervisors shall wear clothing that can be clearly and easily identified on CCTV.

Door supervisors of a suitable gender mix shall be employed from 21.00hrs on any day when the premises are open past midnight.

A register/log containing the names, badge number, dates and times of duty security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.

The designated smoking area (DSA) shall be located at the front of the premises facing the High Road, Wembley.

Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to seven (7) persons at any one time.

No entry or re-entry shall be permitted after 23.00hrs until the premises closes to the public.

Alcohol shall only be provided as an accompaniment to a main meal.

There shall be no vertical drinking on the premises.

All windows shall remain closed during any licensable activity.

A personal licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol after 20.00hrs.

A copy of the premises licence summary including summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.

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:

- 1) All crimes reported to the venue.
- 2) Any complaints received.
- 3) Any faults in the CCTV system.
- 4) Any visits by a relevant authority or emergency service.
- 5) Any refusal of the sale of alcohol.
- 6) Any incidents of disorder.
- 7) All seizures of drugs or offensive weapons.

All doors and windows shall remain closed during any licensable activities.

All deliveries shall take place during normal working hours (i.e. 09.00hrs to 18.00hrs daily).

No children shall be permitted on the premises unless accompanied by a responsible adult. All children must leave the premises by midnight.

On Major football event days at Wembley Stadium, the following shall apply unless agreed in advance in writing with the Metropolitan Police and subject to an appropriate risk assessment.

Customers shall not be able to congregate outside the premises.

The DPS on duty 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.

No drinks shall be served in glass containers, but decanted into plastic, polycarbonate or toughened plastic drinking vessels.

A personal licence holder shall be present at the premises on football event days to supervise the sale of alcohol.

Sales of alcohol shall cease one (1) hour prior to the designated kick-off time and not re-open for the sale of alcohol until fifteen (15) minutes after kick-off.

Reduction of Permitted Hours

Police propose the following hours for licensable activities:

Regulated Entertainment

Monday - Wednesday – 11.00hrs – 23.30hrs

Thursday – Sunday – 11.00hrs – 01.30hrs

Performance of Dance

Sunday – Thursday – 11.00hrs – 23.30hrs

Friday – Saturday – 11.00hrs – 01.30hrs

Late Night Refreshments

Sunday – Thursday – 23.00hrs – 23.30hrs

Friday – Saturday – 23.00hrs – 01.30hrs

Supply of Alcohol

Sunday – Thursday – 10.00hrs – 23.30hrs

Friday – Saturday – 10.00hrs – 01.30hrs

Hours Premises is Open to the Public

Sunday – Thursday – 07.00hrs – 00.00hrs

Friday – Saturday – 07.00hrs – 02.00hrs

Seasonal variations: New Year's Eve and Diwali until 03:00am the following day with 30 minutes wind down.

Yours Sincerely,

Paul Scott PC 3302NW

Licensing Constable – Brent Police.

Saroja Fernando
Claypots
531-533 High Road
Wembley
HA0 2DJ

5 August 2019

**Licensing Representation to the Application for a new Premises Licence for Claypots,
531-533 High Road, Wembley, HA0 2DJ**

I certify that I have considered the application shown above and I wish to make a representation.

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 17 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 Licence Conditions

The Licensing Authority require the following points to be included in the operating schedule and added as conditions on the premises licence in order to uphold the four licensing objectives:

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 display on any recordings, the correct date and time of the recording.
3. CCTV camera shall be installed to cover the entrance of the premises, the rear door, the external area at the rear of the premises and further cameras installed to cover the full interior of the premises.

4. A member of staff trained in the use of the CCTV system shall be available at the premise at all times that the premises are open to the public.
5. 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.
6. 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.
7. 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.
8. Notices shall be prominently displayed at all exits requesting patrons to respect needs of the local residents and businesses and leave the area quietly.
9. Customers shall not be permitted to take open glass containers outside the premises as defined on the plan submitted to and approved by the Licensing Authority.
10. Alcohol shall only be provided as an accompaniment to a main meal.
11. There shall be no vertical drinking in the premises.
12. The licensee shall ensure customers leave the premises in a quiet and orderly manner.
13. Any external rear areas, shall not be used at any time, other than for receipt of deliveries.
14. No noise or vibration shall be detectable at any neighbouring noise sensitive premises.
15. A suitable intruder alarm complete with panic button shall be fitted and maintained.
16. All doors and windows shall remain closed during any licensable activity.
17. A sign stating 'No proof of age, No sale' shall be displayed at any point of sale.
18. The premises will operate a challenge 25 age verification policy with the only acceptable forms of photographic identification being a driving licence or passport.
19. Any outside hirers shall be given a copy of "Challenge 25" policy prior to commencement of events and will be required to sign declaration of understanding of the policy.
20. Contact details of all outside hirers/DJ's shall be logged and kept at the premises and made available for inspection by police and relevant authorities upon request. These contact details shall include; full name, address, telephone and email address.
21. No children shall be admitted unless accompanied by a responsible adult. Persons under 18 will not be permitted to remain on the premises after 00:00hrs.
22. Any staff directly involved in selling alcohol for retail to consumers and staff who provide training including managers shall undergo regular training of the Licensing Act 2003 legislation (at least every 6 months). 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.

23. Door supervisors of a sufficient number and gender mix, shall be employed from 22:00hrs on any day when the premises are open past midnight.
24. SIA Security shall wear clothing that can be clearly and easily identified on CCTV.
25. A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept at the premises and made available to the Police and Licensing Authority.
26. SIA Security shall monitor the egress of customers at the end of the night and shall remain at the premises until the final customers have left.
27. No entry or re-entry shall be permitted after 23:00 hours on Sunday to Thursday and 00:00 hours on Friday and Saturday until the premises close to the public.
28. Notices explaining the licensee's policy on admission and searching shall be placed at each entrance.
29. A personal licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol after 20.00hrs.
30. The designated smoking area (DSA) shall be located at the front of the premises facing High Road, Wembley. When the premises licence is in operation the DSA shall be limited to no more than 7 (seven) people at any one time. This shall be supervised at all times.
31. Customers carrying open or sealed bottles or glasses shall not be admitted to the premises.
32. Public transport information including night time travel options shall be made available. Notices advertising the number of a local licensed taxi service shall be displayed in a prominent position.
33. 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
 - (h) any visit by a relevant authority or emergency service.

Reduction of Permitted Hours

The Licensing Authority would propose the change of the hours open to the public and the supply of licensable activities as follows:

Regulated Entertainment

Monday – Sunday – 23:00hrs – 01:30hrs

Live Music

Monday – Sunday – 23:00hrs – 01:30hrs

Late Night Refreshment

Monday – Sunday – 23:00hrs – 01:30hrs

Supply of Alcohol

Monday – Sunday – 23:00hrs – 01:30hrs

Hours Premises is Open to the Public

Monday – Sunday - 10:00hrs – 02:00hrs

In order for the Licensing Team to withdraw this representation, it will be necessary for you to confirm that you accept the above conditions and changes in timings in writing.

Yours sincerely



Susana Figueiredo
Licensing Inspector
Regulatory Services

From: Olatunji, Temitayo
Sent: 25 July 2019 14:56
To: arkalicensing
Cc: Business Licence <business.licence@brent.gov.uk>
Subject: RE: CONSULT: New Premises - Claypots, 531-533 High Road, Wembley, HA0 2DJ - 16618

Good Morning Nira,

Please note - I address this to your client directly, hence the third person language :

Re: CONSULT: New Premises – Claypots , 531-533 High Road, Wembley, HA0 2DJ .

The applicant has made an application for a premises licence for the above address. It is aimed use includes late night refreshment, recorded music and live music (both by use of a sound amplifier deployed on premises) in addition to been used as a restaurant providing traditional south Indian food.

Grounds for Representation.

The times requested for playing loud amplified music (both recorded and live) is between the hours of 11pm till 5am. Late night refreshments are also scheduled on a daily basis between 11am till 5pm. The layout of the new building highlights the proposed licensed areas as two Dining halls adjoining each other. Access and egress into the building is *not clearly highlighted* in the plan. Access and egress into the building is a key factor under considerations in establishing grounds for representations as the position of the access and egress point in relation to the immediate residential area is a key factor in the distribution and travel of sound whenever the access/egress doors are open. It is imperative that this is fully assessed as part of the noise assessment factors. Again, The times for the associated activities in the venue are live and recorded music between 11pm and 5am, late night refreshment between 11pm and 5am. From the application form, the indicated hours for normal operational hours are between 12am till 12am the following morning (24 hour operation perhaps?).

It is important that the *normal hours of operation are verified as 24 hours*.

Use of the type, specification (and expected maximum dba production levels of noise from) the loud amplified equipment has not been highlighted on the form. It will be important to have this information as this will give the team understanding of expected noise levels in surroundings to the business and with this, a corresponding guidance to the levels of impact to the neighbours. No information for any *noise insulation to the building has been provided* which may be helpful in demonstrating noise mitigation measures being proposed. The aim of insulation is to contain the level of noise within the boundaries and provide noise absorption which prevents noise escaping the main function areas.

The maximum expected number of people expected to be seated in the building *has not been indicated* under this proposal. The number of people in the restaurant venue at any point is looked at from two factors ; (a) The crowd noise produced within the function room and (b) The dispersal of the crowd when leaving the building. It will be expected that part of the crowd control plan will include proper controls for people as they leave the premises especially when they do so in large numbers .The effect from noise from a large number of people leaving at any point will be expected to be largely negative.

Noise is accumulative in effect. There are grounds to consider the negative impacts of loud levels of music at such early hours as have been proposed on the form (11pm till 5am). Six hours stands as a significantly long period of time to run loud amplified music from the grounds. The cumulative negative effect is a reason for a representation against the times proposed and this triggers a definite requirement for a shorter time for music playing from the premises at such early hours. A site visit to view the premises and look at the equipment, the maximum levels during deployment with possible cumulative impacts on the neighbours is required to determine to what hours will be reasonably set for the operation of the use of live and recorded music from the premises. The proximity of the occupied residences is key in the assessment (the nearest residential building is around 10m from the venue).

From the details above, there are good grounds to establish representation against your application.

Representation.

Based on the grounds above :

- (a) Most likely negative noise impacts from the proximity of the venue to the residential area
- (b) Crowd noise effect within the premises and immediate area outside the premises.
- (c) Location of access and egress into the building. Noise distribution factors in this regard.

Requirements.

Please note before any further assessment can be carried out, information of the following is provided :

- (1) The exact times of operation of the venue.
- (2) Clear highlights of access/egress door points on your plan
- (3) The maximum capacity for the dining area in the venue.

Please provide the following information as soon as possible so I can arrange a site visit to have an informal assessment of your building with regards to noise impact.

I look forward to your response.

Regards,

Temitayo Olatunji
Environmental Protection Officer.
Regeneration and Environment Services
Brent Council

020 8937 5252

Temitayo.Olatunji@brent.gov.uk

From: Pearce, Chris
Sent: 22 July 2019 10:52
To: ARKA LICENSING <>; Legister, Linda <Linda.Legister@brent.gov.uk>; Business Licence <business.licence@brent.gov.uk>
Subject: RE: New Premises - Claypots, 531-533 High Road, Wembley, HA0 2DJ - 16618

Dear Nira

Thank you for your correspondence dated 21st July 2019, stating that you accept the conditions set out in our representation.

I confirm that the Public Safety Team now withdraw the current representation and do not make any further representations regarding the application.

We will require the agreed conditions to appear on the licence schedule.

Kind regards

Mr Chris Pearce
Public Safety Officer

From: ARKA LICENSING [
Sent: 21 July 2019 22:23
To: Pearce, Chris ; Legister, Linda ; Business Licence
Subject: Re: New Premises - Claypots, 531-533 High Road, Wembley, HA0 2DJ - 16618

Dear Chris,

Applicant has accepted all your conditions, as part of the operating schedule.

Many thanks
Nira Suresh
Consultant
Arka Licensing

From: Pearce, Chris <Chris.Pearce@brent.gov.uk>
Sent: 11 July 2019 12:22
To: ARKA LICENSING <>; Legister, Linda <Linda.Legister@brent.gov.uk>; Business Licence <business.licence@brent.gov.uk>
Subject: New Premises - Claypots, 531-533 High Road, Wembley, HA0 2DJ - 16618

Dear ARKA LICENSING CONSULTANTS

I refer to the application for a new licence for the above named premises. After assessing the application, the Public Safety Team will be making the following representations to the Licensing Authority on the grounds of Public Safety.

Providing the licensee is willing to accept the following conditions Public Safety Team would withdraw the representation.

1. The locks and flush latches on the exit doors shall be unlocked and kept free from fastenings other than push bars or pads whilst the public are on the premises.
2. 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).

3. No person shall be permitted to sit on the floor, on stairs or in gangways and passageways.
4. A capacity specific risk assessment shall be conducted by a professionally qualified risk assessor. This assessment will include holding capacity, exit capacity and the calculations to demonstrate how that was reached, the lower of the two numbers shall be the final capacity. The guidance used to reach this capacity must be quoted. This risk assessment shall be appraised annually or at the time of any building or layout structural works.

Please provide the capacity assessment when available.

In order for the Public Safety Team to withdraw this representation, it will be necessary for you or your client to **confirm in writing or via Email** that you accept the above licence conditions.

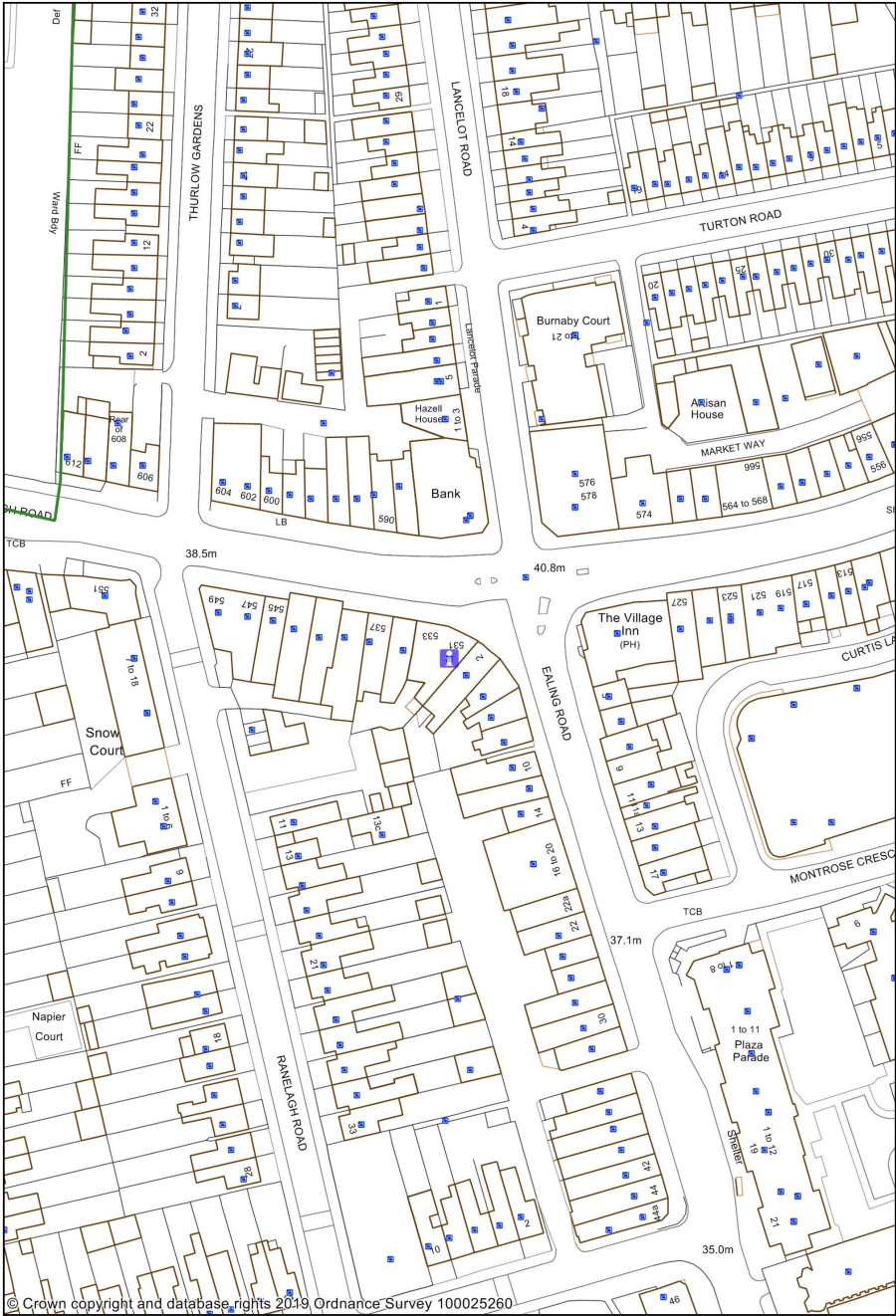
We will require these conditions to appear on the licence schedule should the licence be granted.

Please let me know if I can assist you further.

Kind regards

Mr Chris Pearce
Public Safety Officer
Regeneration & Environmental Services

Claypots OS Map



1:1250

0 0.02 0.04 kilometres



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