



Alcohol and Entertainment Licensing Sub-Committee

Monday 14 March 2022 at 10.00 am

This will be held as an online virtual Meeting

Details on how to access the link in order to view the meeting will be made available online via the following link: [HERE](#)

Membership:

Members

Councillors:

Long (Chair)
Grah
Hylton

Substitute Members

Councillors:

Ahmed, Chohan, Denselow, Hector, McLeish, Maurice,
Shahzad

For further information contact: Devbai Bhanji, Governance Assistant
Tel: 020 8937 6841; 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 as an online virtual meeting. The link to view the meeting will be made available via the following link: [HERE](#)

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 a Variation to a Premises Licence by This Way Entertainment Ltd for the premises known as The Triangle, 248-252 High Street, NW10 4TD, pursuant to the provisions of the Licensing Act 2003 1 - 70

Date of the next meeting: Monday 14 March 2022 @ 2.00pm



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

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LICENSING ACT 2003

Application for a Variation to a Premises Licence

1. The Application

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

1. Application

The application is to vary the licence as follows:

Extend the hours for the sale of alcohol: Sunday to Thursday 11:00 to 02:00, Friday and Saturday 11:00 to 04:30.

Late Night Refreshment and Regulated Entertainment: Sunday to Thursday 23:00 to 02:00, Friday and Saturday 23:00 to 04:30.

The last entry time for the premises to be extended to 01:30 Sunday to Thursday, and 02:30 Friday and Saturday.

The closing time for the premises to be 02:30 Sunday to Thursday, and 05:00 Saturday and Sunday.

An increase in the capacity of the premises to from 166 to 240 patrons.

2. Background

The premises are currently licensed for regulated entertainment and the sale and supply of alcohol from 11:00hrs to 23:00hrs Sunday to Thursday and from 11:00hrs to 02:30hrs Friday & Saturday, Late Night Refreshment from 23:00hrs to 02:30hrs Friday & Saturday and to remain open from 10:00hrs to 23:45hrs Sunday to Thursday and from 10:00hrs to 03.15hrs Friday & Saturday.

3. Promotion of the Licensing Objectives

See page 16/17 of the application

4. Relevant Representations

Representations have been received from the Police, Licensing Officers and the Nuisance Control Team.

The Public Safety Team have requested new capacity calculations.

5. Interested Parties

None

6. Policy Considerations

Policy 1 – Process for Applications

Conditions on the licence, additional to those voluntarily sought/agreed by the applicant, may be considered. Conditions will focus on matters which are within the control of individual licensee and which relate to the premises or areas being used for licensable activities, the potential impact of the resulting activities in the vicinity. If situations arise where the licensing objectives may be undermined but cannot be dealt with by the use of appropriate conditions the Licensing Authority will consider whether it is appropriate for a licence to be granted or continue to operate.

7. Associated Papers

- A. Copy of Application Form
- B. Copy of Licensing Representation
- C. Copy of Police Representations
- D. Copy of Nuisance Control Team Reps
- E. Copy of Licence
- F. OS Map

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We This Way Entertainment Ltd

(Insert name(s) of applicant)

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

Premises licence number

13614

Part 1 – Premises Details

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

Triangle
248-252 High Street
Harlesden

Post town

London

Postcode

NW10 4TD

Telephone number at premises (if any)

0203 603 3885

Non-domestic rateable value of premises

£25000

Part 2 – Applicant details

Daytime contact
telephone number

E-mail address (optional)

Current postal address if
different from premises
address

Post town

London

Postcode

Part 3 - Variation

Please tick as appropriate

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

☒ Yes

☐
No

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

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

The variation is to extend the trading hours for the premises. The requested extended hours are as follows:

Sale of Alcohol, Sunday to Thursday 11:00 to 02:00, Friday and Saturday 11:00 to 04:30. The closing time for the premises to be 02:30 Sunday to Thursday, and 05:00 Saturday and Sunday.

Late Night Refreshment, Sunday to Thursday 23:00 to 02:00, Friday and Saturday 23:00 to 04:30.

Regulated Entertainment, Sunday to Thursday 23:00 to 02:00, Friday and Saturday 23:00 to 04:30.

The last entry time for the premises to be extended to 01:30 Sunday to Thursday, and 02:30 Friday and Saturday.

A requested increase in the capacity of the premises to 240 patrons.

The reason for the requested extensions are to allow a more staggered departure time for customers at the premises, and to avoid all customers having to leave at one time. This will allow customers to depart in lesser numbers over a period of time.

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

Part 4 Operating Schedule

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

Provision of regulated entertainment (Please see guidance note 3)	Please tick all that apply
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 type="checkbox"/>

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

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

In all cases complete boxes K, L and M

A

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

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
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 7)		
Sat					
Sun					

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
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 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon	23:00	02:00			
Tue	23:00	02:00			
			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Wed	23:00	02:00			
Thur	23:00	02:00			
			<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 7)		
Fri	23:00	04:30			
Sat	23:00	04:30			
Sun	23:00	02:00			

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	02:00	<u>Please give further details here</u> (please read guidance note 5)		
Tue	23:00	02:00			
Wed	23:00	02:00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur	23:00	02:00			
Fri	23:00	04:30	<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 7)		
Sat	23:00	04:30			
Sun	23:00	02:00			

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	23:00	02:00	<u>Please give further details here</u> (please read guidance note 5)		
Tue	23:00	02:00			
Wed	23:00	02:00	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Thur	23:00	02:00			
Fri	23:00	04:30	<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 7)		
Sat	23:00	04:30			
Sun	23:00	02:00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Wed					
			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Thur					
Fri			<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 7)		
Sat					
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	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 5)		
Mon	23:00	02:00			
Tue	23:00	02:00			
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Wed	23:00	02:00			
Thur	23:00	02:00			
			<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 7)		
Fri	23:00	04:30			
Sat	23:00	04:30			
Sun	23:00	02:00			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	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 6)			
Mon	11:00	02:00				
Tue	11:00	02:00				
Wed	11:00	02:00				
Thur	11:00	02:00				<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 7)
Fri	11:00	04:30				
Sat	11:00	04:30				
Sun	11:00	02:00				

K

<p>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).</p> <p>N/A</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variations</u> (please read guidance note 6)
Day	Start	Finish	
Mon	10:00	02:30	
Tue	10:00	02:30	
Wed	10:00	02:30	
Thur	10:00	02:30	
Fri	10:00	05:00	
Sat	10:00	05:00	
Sun	10:00	02:30	
			<u>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</u> (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.

No 20: There shall be no re-entry after midnight.

Replaced by: There shall be no re-entry after 01:30 Sunday to Thursday, and 02:30 Friday and Saturday.

No 39: subject to risk assessment, the maximum number of persons permitted on the Premises, (not including staff) shall be 166 persons.

Replaced by: subject to risk assessment, the maximum number of persons permitted on the Premises, (not including staff) shall be 240 persons.

Please tick as appropriate

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

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

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

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

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

All current conditions to remain, save for those listed for change

b) The prevention of crime and disorder

All current conditions to remain, save for those listed for change

c) Public safety

All current conditions to remain. save for those listed for change

d) The prevention of public nuisance

All current conditions to remain. save for those listed for change

e) The protection of children from harm

All current conditions to remain, save for those listed for change

Checklist:

Please tick to indicate agreement

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

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

Part 5 – Signatures (please read guidance note 12)






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

Signature	
Date	19/01/2022
Capacity	Licence Agent as Appointed

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

Signature	
Date	

Capacity	
----------	--

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15) Stewart Gibson SG Licensing Ltd 			
Post town	G 	Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) s. 			

Notes for Guidance

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

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



**METROPOLITAN
POLICE**

Working together for a safer London

TERRITORIAL POLICING

Brent Police Licensing Unit

Brent Civic Centre
Engineers Way
Wembley
Middlesex
HA9 0FJ

NW BCU Licensing Department - Brent

Harrow Police Station
74, Northolt Road
Harrow
HA2 0DN

Tel: 020 8733 5008

Email:

nwmailbox.licensingbrent@met.police.uk

Web: www.met.police.uk

Your Ref: 23579

Our ref: 01QK/027/22/3122NW

Date: 14th of February 2022

Police representations to the application for a variation of Premises Licence for ' This Way Entertainment, The Triangle Club, 248 – 252 High Street Harlesden NW10 4TD'

Police certify that we have considered the application shown above and 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: PC Phil Graves
Licensing Constable 3122NW**

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

The application has been made for a variation of a premises license under section 34 of the Licensing act 2003. The Police representations are concerned with all four of the licensing objectives, namely:

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

The Application

The application is to vary the existing conditions of the sale of alcohol, late night refreshments, regulated entertainment and last entry times. The existing premises license has the following conditions:-

Sale of Alcohol	Mon to Thurs	11.00 to 23.00 hours
	Fri & Sat	11.00 to 02.30 hours
	Sunday	11.00 to 23.00 hours

Late Night Refreshments	Sat & Sun	23.00 to 02.30 hours
Regulated Entertainment	Mon to Thurs	22.00 to 23.00 hours
	Fri & Sat	22.00 to 02.30 hours
	Sunday	22.00 to 23.00 hours
Last Entry Times	Mon to Sun	No re-entry after 00.00 hours (Midnight)
Closing Time	Mon to Thurs	10.00 to 23.45 hours
	Fri & Sat	10.00 to 03.15 hours
	Sunday	10.00 to 23.45 hours

The new variation is asking for the following hours / conditions:-

Sale of Alcohol	Sun to Thurs	11.00 to 02.00 hours
	Fri & Sat	11.00 to 04.30 hours
Late Night refreshments	Sun to Thurs	23.00 to 02.00 hours
	Fri & Sat	23.00 to 04.30 hours
Regulated Entertainment	Sun to Thurs	23.00 to 02.00 hours
	Fri & Sat	23.00 to 04.30 hours
Last Entry Times	Sun to Thurs	extended to 01.30 hours
	Fri & Sat	extended to 02.30 hours

The application is also asking for an increase in capacity to two-hundred and forty (240) patrons.

Cumulative Impact Zone (CIZ)

Brent Council Licensing Policy introduced CIZ's on 7th January 2020 in order to combat a rise in crime, disorder, public nuisance, anti-social behaviour and street drinking all of which is fuelled by the sale and consumption of alcohol.

The Triangle Club sits right in the heart of Harlesden's CIZ, which is a hot spot for crime on this London Borough

There are many studies reflecting the relationship between alcohol consumption/abuse with increases in ASB and violent crimes, as highlighted by such organisations as the Institute of Alcohol Studies. There is also evidence that the most disadvantaged of socio-economic groups (as represented by some of the local populous) that they are disproportionately at risk of alcohol-related violence.

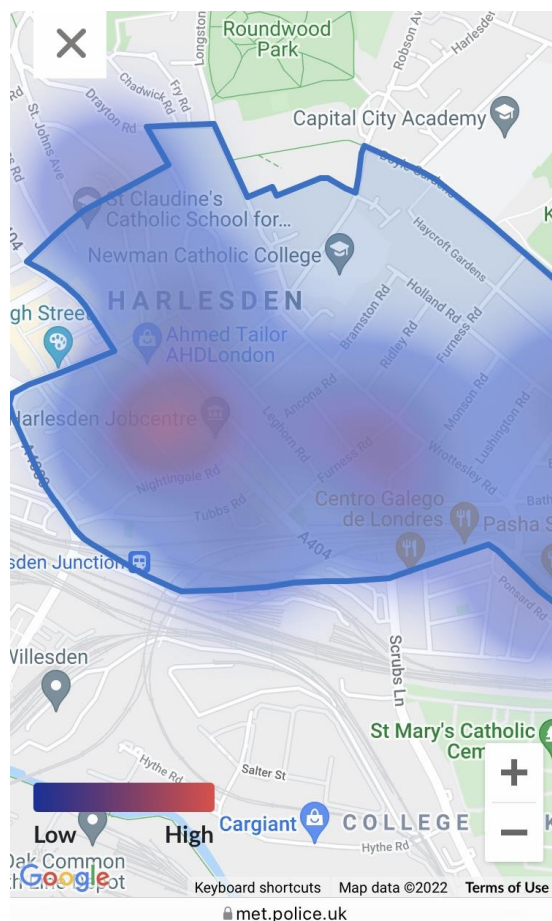
Public Space Protection Order (PSPO)

In addition to CIZ's, the entire borough of Brent is covered by a Public Space Protection Order which prohibits the drinking of alcohol in a public place.

Crime Figures for NW10 4TD

The two maps below are screen shots from the Metropolitan Police's web page showing the crime 'hot spots' highlighted in red on the map. The second map, which is a zoomed in version of the first shows the Triangle Club situated between the 'two heat spots' of crime in Harlesden.





Police Representations

I have carried out intelligence checks for The Triangle Club for the last year, which shows the following:-

Date	Time	Event	Details
27/05/21	N/K	Intelligence Report	Crime stoppers information stating there is an organised COVID party at the venue
20/05/21	N/K	Intelligence Report	Breach of COVID regulations stating there is a leaflet advertising a party at the club
28/05/21	22.57	CAD (call to police)	Call from member of the public stating that the night club is full of people (during covid lockdown)
19/09/21	03.18	CAD (call To police)	Phone call from male stating that another male has threatened to 'shoot' one of the doormen with a gun
10/10/21	23.11	Crime Report 19****/21	GBH at location. A fight broke out which resulted in the victim receiving a fractured skull
11/10/21	00.30	Crime report 192***/21	Door staff removed drunk male from venue, while police were present who arrested the male.

11/10/21	00.30	19****2/21	Male causing public order offences after been evicted from club
17/10/21	22.00	Crime report 19****4/21	Female had been drinking at venue where she left the club, got into a vehicle and was raped
18/10/21	23.00	Crime report 19****1/21	Public order offence outside the club between a prostitute and a male
04/12/21	04.00	Crime report 19****9/21	Unknown suspect kicking front door to club
04/01/22	03.00	E-mail to Councillor	E-mail chain from Cllr Jumbo complaining about noise and ASB caused from the Triangle Club
07/01/22	00.00	Crime report 19****7/21	Drink spiking at venue, where female victim was later raped
30/01/2022	02.09	CAD – (call to police)	Male claiming that ‘bouncers’ from the club stole his necklace

Police & Council Visit

On 25/11/21 myself, PC Norton and Ms Chan (Brent Council) attended the night club where we met Mr Askoul, due to a series of complaints and alleged breaches of their license. There we viewed the CCTV and discussed the issues / complaints that had been made against the venue. Below is a summary of the breaches found by the police and council:-

Date: 25/11/2021

Time: 12:30hrs

Incident: Failure to display a summary of your premises license at each entrance to the venue.

Date: 31/10/2021

Time: 00.00hrs to 00.45hrs

Incident: During this time period your CCTV and the Council's shows a series of people entering your venue after 00.00hours. These were not members of staff, but customers dressed as such who all checked in as they entered. This is a clear breach of your license which does not allow any entry or re-entry after 00.00 hours.

Date: 30/10/2021

Time: 02.37hrs

Incident: A young male is carried out of your club by SIA staff. This male was so drunk that he was incapable of standing unaided. He collapsed on the street and had to be lifted from the edge of the pavement where his legs were in the road. After this a series of fights broke out between patrons from your club. This resulted in numerous police units attending to break up and disperse this affray as well as the London Ambulance Service having to attend to the injured.

Date: 11/10/2021

Time: 00:30hrs

Incident: Police officers were at the location dealing with a separate matter when they became aware of a disturbance inside the venue between a customer and SIA staff. The customer was removed from the club and his behaviour was such that he had to be physically restrained by police officers and was arrested for being drunk and disorderly.

Reference: CRIS QK/192***2/21 – Drunk and Disorderly

Date 10/10/2021

Time: 23:11hrs

Incident: A fight has broken out inside the club where the victim was repeatedly punched in the face and torso, where SIA have had to intervene and remove the parties concerned. Once outside the club the victim was attacked again by the suspects by kicking and punching him. The injuries amounted to GBH.

Reference: CRIS QK/192***1/21 - GBH

Some of these incidents are recorded in the intelligence list above. One of the most concerning aspects of this visit was CCTV footage showing patrons entering after midnight on 31/10/2021.

The existing license clearly details how entry or re-entry is not permitted after 00.00 hours. I asked Mr Askoul for an explanation as to why there was a series of customers entering the venue between 00.00 and 00.45 hours, to which he had no response.

Summary

From a policing perspective the crime figures generated by this club, which would have been subject to lockdown measure for part of the year, are high. The club patrons are contributing to the boroughs crimes with GBH reports, drink spiking leading to two allegations of rape, complaints from members of the public to their councillors with fighting and anti-social behaviour outside the club in the early hours of the morning.

Having already visited the club and met Mr Askoul, I have seen that the management of the club are not adhering to their current license. The last entry rules were been ignored, alcohol was been served to drunk customers and there has been more than one allegation of COVID breaches at the club.

A warning letter has already been served on the club by myself on 26/11/21 (copy attached) for breaching their current conditions, so it seems impractical to extend any of the hours or numbers of patrons allowed in the club when the management cannot abide with the current conditions.

Extending the hours to any extent is more than likely going to add to the already high crime figures generated by the club, increase the number of complaints and have a negative effect on the surrounding business' and residents. This will put further pressure on the police and London ambulance service in the early hours of the morning when the demand for the emergency services is already high.

Taking into account Police concerns for the crime generated by the club, the breaching of their current conditions and Brent Councils policy on CIZ's, I would assume this application will be refused by the council.

For the reasons stated above, police oppose all the conditions of this variation of license.

Yours Sincerely,

PC Phil Graves 3122NW
NW BCU - Brent Licensing
Philip.Graves@met.police.uk

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**METROPOLITAN
POLICE**

Working together for a safer London

TERRITORIAL POLICING

*Mr Samir Askoul
Triangle Club & Bar
250 High Street
NW10 4TD*

Our ref: Triangle Club – Breach of License

NW BCU Licensing Department - Brent

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

Tel: 020 8733 5008

Email: nwmailbox.licensingbrent@met.police.uk

Web: www.met.police.uk

Date: 26th of November 2021

Dear Mr Askoul,

Thank you for your time and that of your colleagues on 25/11/2021 at the Triangle Club. As you are aware myself, PC Norton and Ms Chan from Brent Council attended your night club due to a series of complaints and alleged breaches of your premises license.

Having now viewed your CCTV, the councils CCTV, visited your night club and carried out intelligence checks on the venue I have found the following offences / breaches of your license:-

Date: 25/11/2021

Time: 12:30hrs

Incident: Failure to display a summary of your premises license at each entrance to the venue.

Date: 31/10/2021

Time: 00.00hrs to 00.45hrs

Incident: During this time period your CCTV and the Council's shows a series of people entering your venue after 00.00hours. These were not members of staff, but customers dressed as such who all checked in as they entered. This is a clear breach of your license which does not allow any entry or re-entry after 00.00 hours.

Date: 30/10/2021

Time: 02.37hrs

Incident: A young male is carried out of your club by SIA staff. This male was so drunk that he was incapable of standing unaided. He collapsed on the street and had to be lifted from the edge of the pavement where his legs were in the road. After this a series of fights broke

out between patrons from your club. This resulted in numerous police units attending to break up and disperse this affray as well as the London Ambulance Service having to attend to the injured.

Date: 11/10/2021

Time: 00:30hrs

Incident: Police officers were at the location dealing with a separate matter when they became aware of a disturbance inside the venue between a customer and SIA staff. The customer was removed from the club and his behaviour was such that he had to be physically restrained by police officers and was arrested for being drunk and disorderly.

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Incident: A fight has broken out inside the club where the victim was repeatedly punched in the face and torso, where SIA have had to intervene and remove the parties concerned. Once outside the club the victim was attacked again by the suspects by kicking and punching him. The injuries amounted to GBH.

Reference: CRIS QK/192***1/21 - GBH

This makes a list of a series of licensing breaches over a very short time span, namely

1. Failing to display your premises license.
2. Allowing patrons to enter the premises after 00.00 hours
3. The sale of alcohol to a drunk person.
4. Crime and disorder outside your night club by patrons from your club.
5. Arrest of a drunk and disorderly male from inside your night club.
6. An affray and GBH inside your night club.

At present I will be dealing with these combined matters by way of a 1st warning, as they involve breaches of the licensing objectives. However, we appreciated the engagement of you and your team and hope the discussions and advice provided offer you the opportunity to deal with these issues in a positive fashion.

In summary, the following actions were agreed to be undertaken:

- (i) That you speak with all members of staff involved in the sale of alcohol to ensure they are not serving alcohol to drunk people and if they are in any doubt or have troublesome custom, to make you and/or SIA aware. Also to ensure that training regarding alcohol sales is kept up to date.
- (ii) That the premises licence Part B is displayed outside in a suitable frame.
- (iii) That the designated smoking area is utilised properly in accordance with licence conditions and monitored by SIA.
- (iv) That you adhere to the conditions of your licence with regards to last entry policy.

We also discussed the “Ask For Angela” campaign and have passed on your details so your existing participation in this positive campaign is recorded and actioned accordingly.

If you have any comments to add regarding the above, could you please respond within the next week and I will add your comments along with this letter to your file. If you don’t wish to make any comments, would you be good enough to acknowledge receipt of this letter / e-mail.

Yours Sincerely,

PC Phil Graves 3122NW
NW BCU - Brent Licensing
Philip.Graves@met.police.uk

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Stewart Gibson
SG Licensing Ltd
[REDACTED]
[REDACTED]

16th February 2022

Our Ref: 23579

Dear Mr Gibson,

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

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

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

The application has been made for a variation of the 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.

I have assessed the application and wish to object to the grant of the above application. The Licensing Authority feel that the applicant has failed to demonstrate they are capable of upholding the licensing objectives.

The premises has generated a catalogue of complaints since September 2020 to date.

On 11th September 2020, Susana Figueiredo, Licensing Enforcement Officer spoke with Mr Samir Askoul who is the director of This Way Entertainment Ltd and the DPS of the premises regarding a complaint alleging that the premises was operating as a nightclub, which was against Covid

regulations. An email was sent confirming the discussion that Ms Figueiredo had with Mr Askoul advising him that the Council follow a zero tolerance for breaching Covid rules (Appendix 1).

On 1st June 2021, the Licensing Police notified the Licensing Authority that they were made aware that during May bank holiday, the premise was in full operation by permitting people to dance when restrictions applied during the Covid Pandemic.

As a result of the allegation, the Licensing Police and I conducted a joint visit to the premises to investigate the complaint on Friday 4th June 2021 in the presence of Samir Askoul.

Upon request, Mr Askoul was unable to show us the CCTV recordings to verify the complaint and failed to comply with a number of conditions embedded on the premise licence. Subsequent to my investigatory visit, a letter of warning was issued to the licensee on 7th June 2021 (Appendix 2).

On 11th June 2021, Mr Askoul informed me via email that he had addressed the matters stipulated in my letter dated 7th June 2021.

On 14th October 2021, the Licensing Police notified the Licensing Authority that an incident was recorded on their Crime report, which took place on 10/10/2021 between 23:11-23:40hrs.

The victim had gone to the bar to get a drink and accidentally bumped into one of a small group. He claims he was set upon, punched in head and torso. SIA broke it up and separated the individuals. The victim went outside to call police. At a short time after this, two suspects from the previous group, ran out of the venue and fly kicked the victim as he was on the phone. SIA again separated the parties and held them until Police arrived. CCTV was shown/provided to officers at scene. The two males were arrested for GBH.

On 30th October 2021, the Licensing Police notified the Licensing Authority that in the early hours of this morning at around 3am (30/10/2021), there was a larger fight (20-30) people outside The Triangle Club. There were no allegations made from any parties involved and all dispersed pretty quickly. There were a number of police units in attendance. No arrests were made.

This led me to view Brent CCTV recordings for the weekend in question. The below findings were captured as part my viewing:

30th October 2021

00:05hrs – Large queue of patrons

00:30hrs – Patrons entering premises (Appendix 3).

Breach of Condition 20 - There shall be no entry re-entry after midnight.

02:10hrs – People inflating helium balloons outside premises.

02:15hrs – Male with large helium canister filling balloons, security not interacting (Appendix 4).

02:19hrs - An intoxicated male wearing a white vest and an orange jumpsuit wrapped around his waist supported by another male leaves premises (Appendix 5).

02:38hrs – A male lifted out from premises, he appeared intoxicated. Another intoxicated male was guided out of premises, he was placed against the wall to rest, he did not appear coherent (Appendix 6).

03:05hrs - Three males and a female approached the crowd that was attending the unconscious victim leaning against the wall. Then fight occurred, SIA intervenes to break up fight (Appendix 7).

03:07hrs – Several altercations occurring in the area. Several crowds of patrons obstructing the public highway (Appendix 8).

03:12hrs – Ambulances arrive at scene

03:19hrs – Continuation of altercations and disorder on the street, vehicles seen dodging around patrons obstructing the road (Appendix 9).

03:20hrs – Police arrive, crowds standing outside neighbouring premises Westfield Supermarket (closed).

04:00hrs – Police left scene.

31st October 2021

Midnight to 00:30hrs – customers entering premises

02:06hrs – Black Range Rover drop off 3 females, they enter premises at 02:08hrs (Appendix 10).

02:16hrs – 02:32hrs - Male leaves premise, appear intoxicated, unsteady on his feet, lays against the wall (Appendix 11).

On 25th November 2021, the Licensing Police and I conducted a joint visit to the premises to view the CCTV footage recorded at the premises in the presence of Mr Askoul and his security manager. Having viewed the CCTV footage provided by Mr Askoul, it was apparent that a number of conditions embedded on the premises were failed. A warning letter was issued by the Licensing Police outlining the issues and breach of the conditions identified (Appendix 12).

On 4th January 2022, a local councillor informed the Licensing Authority of a complaint instigated by a resident stating the following:

“I would like to report the same issuing happening again this time it started at 3:30am. Same boom box and it sounds like Brazilian music and loads of people standing outside of the triangle club with music booming and vibration filtering all the way to our home.

I would like to know what will be done and will this be a regular weekend occurrence.”

On 17th January 2022, the Nuisance Control Team informed the Licensing Authority of the following complaint:

- “I would like to report the same issuing happening again this time it started at 3:30am. Same boom box and it sounds like Brazilian music and loads of people standing outside of the triangle club with music booming and vibration filtering all the way to our home. I would like to know what will be done and will this be a regular weekend occurrence. I would like for something to be done about this anti-social behaviour”***
- Happens over weekend Friday/ Saturday & Sunday a car with what must be a boom box sound system at 1am playing load music.***
- 3 cars parked outside triangle club blasting out music with about 15-20 people on pavement dancing.***
- There should be a controlled area with bars and clubs away from residents, an industrial area with transportation links for people who want a night out. an area like the O2 where people have to get transport links home or a controlled parking***

area on the weekend stopping people from driving to the venue and get them back onto local transport links instead.

- This is antisocial behaviour and has always been yet the license department do very little to help the residents that need to sleep. They can control Venus but they can't control the people that frequent these venues and that is the issue***
- I have always had with these venues. When people are high or drunk and jump into their cars to blast out music and discard of there alcohol bottles chicken and chips on our streets or come into our front yard to urinate I have an issue with these venues being on our doorstep.***
- Can we please remind the license department that this is not acceptable and the venue's need to be shut down permanently and relocated to an area with no residents.***

Harlesden Town Centre is a hotspot for alcohol flagged calls to the Police for crime and anti-social behaviour. It is also a hotspot for ambulance calls where the victim has sustained an injury. The whole of the town centre suffers from high levels of alcohol related and crime and disorder issues, including residential streets off the main town centre such as Rucklidge Avenue, Wendover Road, Buckingham Road and St Albans Road

Although the the premises may not be responsible for all the anti social behaviour in the area, the Licensing Authority feel by extending the licensing hours/terminal hours and no re-entry timings would greatly impact the wider community.

Furthermore, there is a likelihood that patrons that appear at the venue by the proposed no-entry time may be already be intoxicated as most drinking establishments are generally closed by 1:30hrs to 2:30hrs.

Brent CCTV camera shows evidence that the dispersal of patrons were poorly managed. Not only were patrons were congregating on the public highway causing an obstruction, there were several scenes of disorder taking place.

In the last 12 months, the premises has attracted complaints and concerns by various authorities and members of the public. Investigations conclude that the applicant has failed to comply with the Licensing Act and Covid Regulations on a number of occasions. I feel the applicant would not be in a position to promote the licensing objectives and therefore, request the application to be refused.

Yours faithfully



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APPENDIX 1

From: Susana, Figueiredo

Sent: 11 September 2020 14:43

To: [REDACTED]

Subject: Triangle Club, 252 High Street, London, Brent, NW10 4TD - Complaint

Dear Samir Askoul,

RE: The Health Protection (Coronavirus, Restrictions) (England) Regulations 2020, Regulation 4(4).

It was good to speak with you today.

As you are aware, we have received a complaint relating to your premises where it is operating as a nightclub. As I'm sure you're aware, due to current government rules, premises are unable to operate as such.

Please ensure that you operate as a bar and restaurant only. Customers should not be dancing and music should be played at a level which would only constitute background music, this is so as to prevent customers from dancing. As discussed, please use your SIA staff to ensure this is enforced and that social distancing is maintained.

If you are found to be operating as a nightclub, further enforcement action will be undertaken in the form of legal proceedings and/or a review of the premises licence. Due to issues with Covid-19, Brent Council is operating a zero tolerance to non-compliance.

You have my telephone number, should you wish to discuss this any further.

Kind regards

Susana Figueiredo
Licensing Enforcement Officer
Regulatory Services
Brent Council

www.brent.gov.uk

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Samir Askoul / Amer Alkachach
Triangle
248 – 252 High Street
Harlesden
London
NW10 4TD

7th June 2021

Our Ref: 1877

Dear Samir Askoul / Amer Alkachach,

Licensing Act 2003 – Premise Licence

The Health Protection (Coronavirus) Regulations 2020 – Breach of Coronavirus Restrictions

Re: Triangle, 248-250 High Street, Harlesden, London, NW10 4TD

I am writing to confirm my visit with Sgt Paul Scott and PC Phil Graves on Friday 4th June 2021 at 15:30hrs in the presence of Samir Askoul.

Following recent telephone conversations with Sgt Paul Scott, Mr Askoul was made aware of a complaint alleging that patrons were dancing in the venue on 27th May 2021, which is in breach of the above Act.

At the time of our visit, Mr Askoul was requested to show us CCTV recordings to verify the complaint. We were informed by Mr Askoul that due to water leaking through the ceiling, some of the CCTV cameras were not working.

It was concluded that you had failed to comply with the conditions embedded on the premise licences, namely:

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

Condition 7 - A 'Challenge 25' policy shall be adopted and adhered to all times.

Condition 11 - An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following

- (a) all ejections of patrons*
 - (b) all crimes reported to the venue*
-

- (c) any complaints received
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
- If you require clarification, please do not hesitate to contact me.

Mr Askoul informed us that an engineer will be repairing the CCTV system on Tuesday 8th June 2021. Due to bookings in the evening of our visit, Mr Askoul enquired whether he would be able to supply alcohol. Mr Askoul was informed that **no** licensable activities including the supply of alcohol are permitted unless all the conditions embedded on the premise licence are fully complied.

It was advised by Sgt Paul Scott that Mr Askoul should be mindful of the level of music being played by the DJ as this may encourage your patrons to dance.

If you were to provide a licensable activity without any permissions in place then you would be committing an offence under section 136 of The Licensing Act 2003 the maximum penalty for such an offence is an unlimited fine and/or a six month imprisonment.

Other Matters

It has been noted that the registered address of the premise licence holder being 'This Way Entertainment Ltd (registered number 11400705)', is no longer situated at 203-205 The Vale, Acton, London, W3 7QS.

You are required to submit a notification of the 'change of name or address of premises licence holder' under section 33 of the Licensing Act 2003. The registered address must match the same information as Company House. The application fee is £10.50 (cash not accepted, cheque made payable to 'London Borough of Brent').

Please do not hesitate to contact me quoting the above reference should you require any further advice or information.

Yours faithfully,

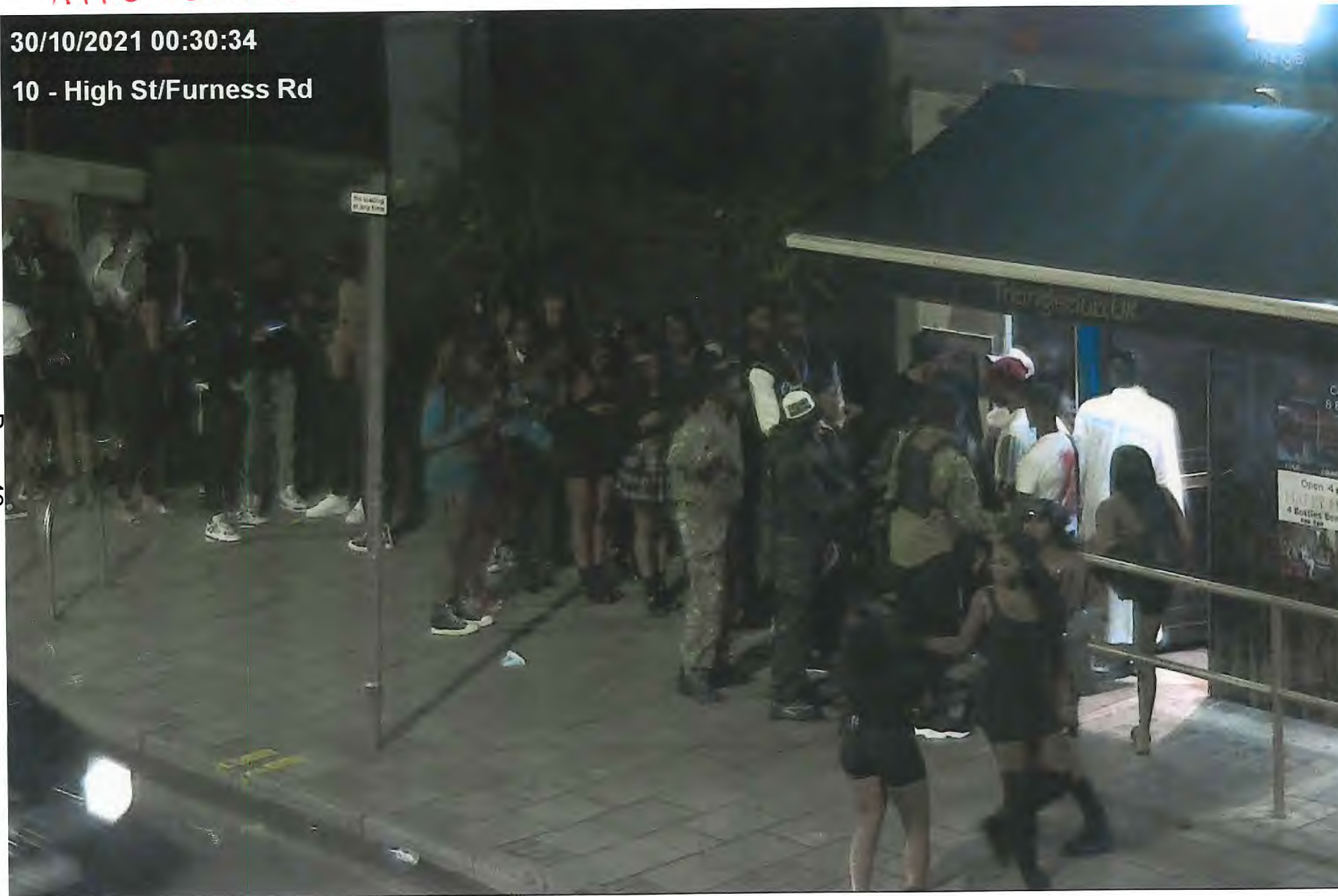


Esther Chan
Licensing Inspector
Regulatory Services

APPENDIX 3

30/10/2021 00:30:34

10 - High St/Furness Rd

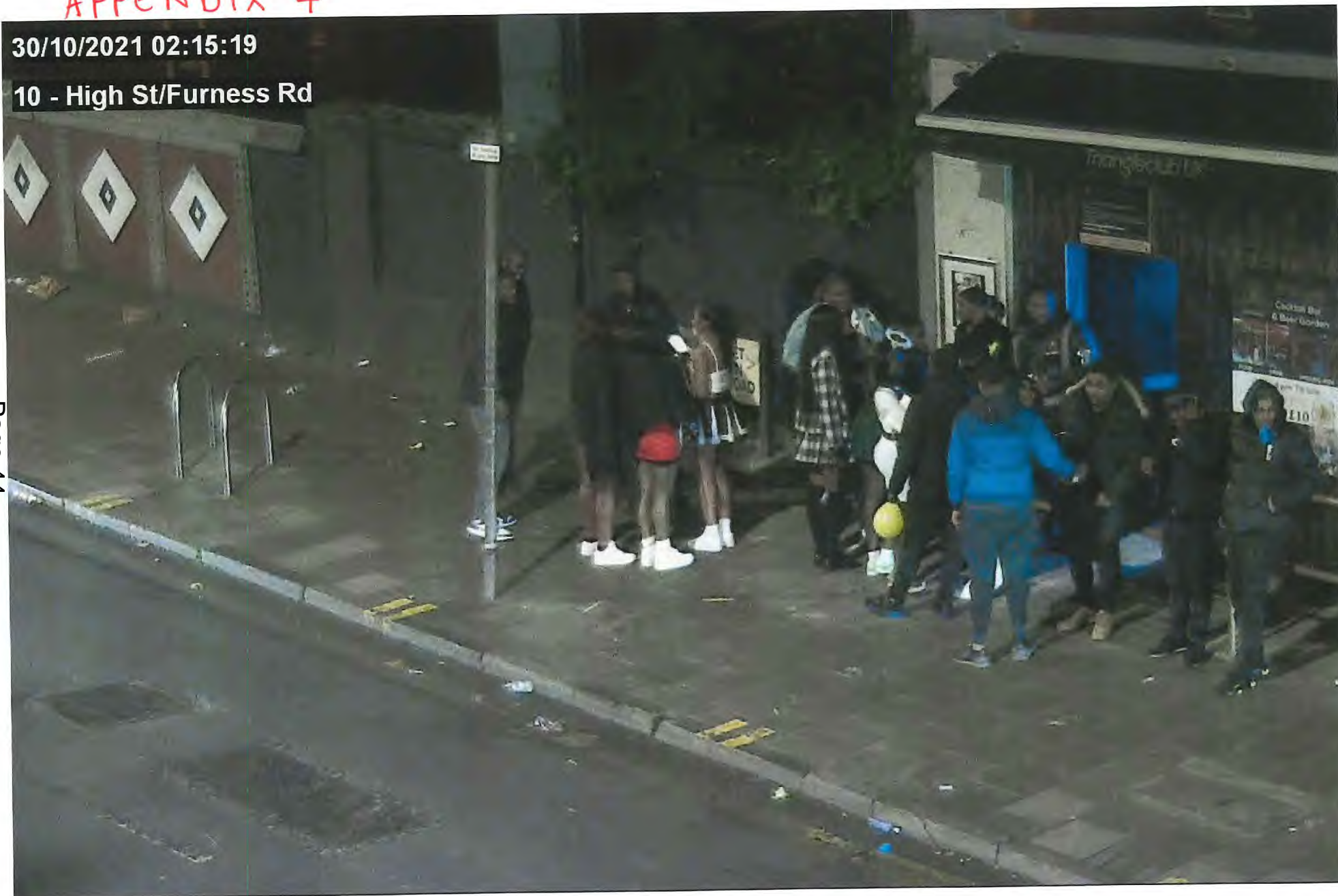


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APPENDIX 4

30/10/2021 02:15:19

10 - High St/Furness Rd

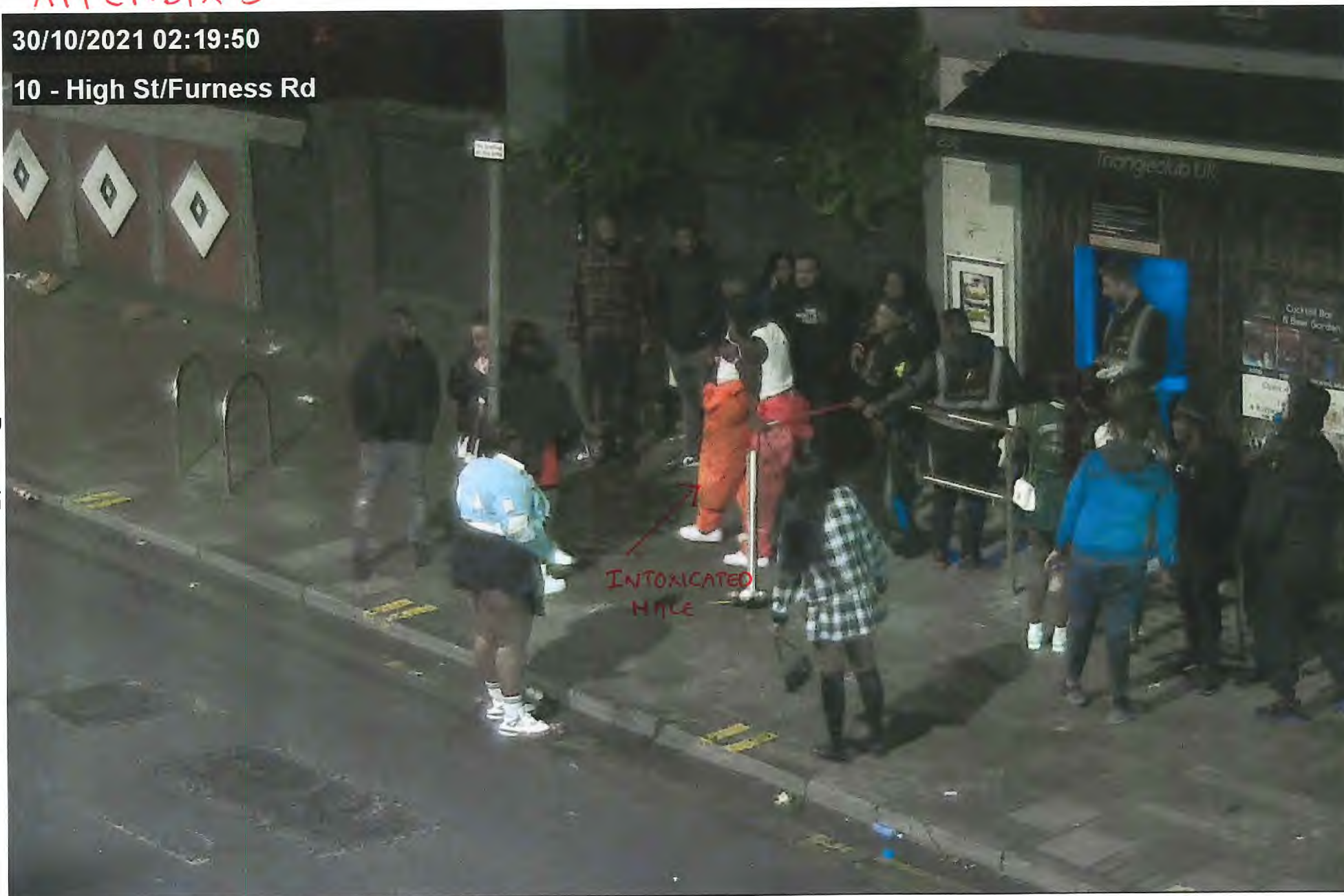


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APPENDIX 5

30/10/2021 02:19:50

10 - High St/Furness Rd



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APPENDIX 6

30/10/2021 02:38:11

10 - High St/Furness Rd

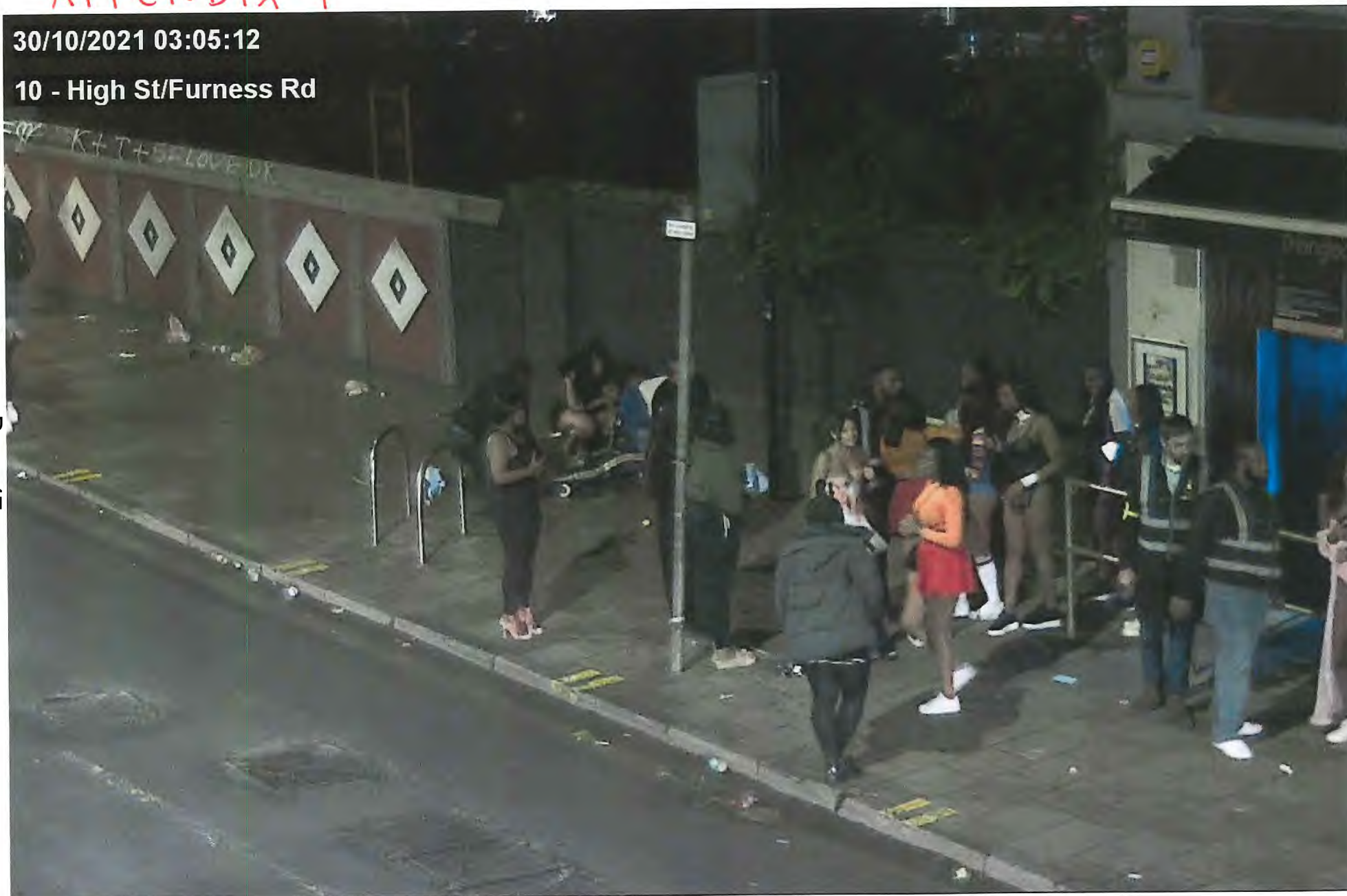


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APPENDIX 7

30/10/2021 03:05:12

10 - High St/Furness Rd



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APPENDIX 8

30/10/2021 03:07:40

10 - High St/Furness Rd

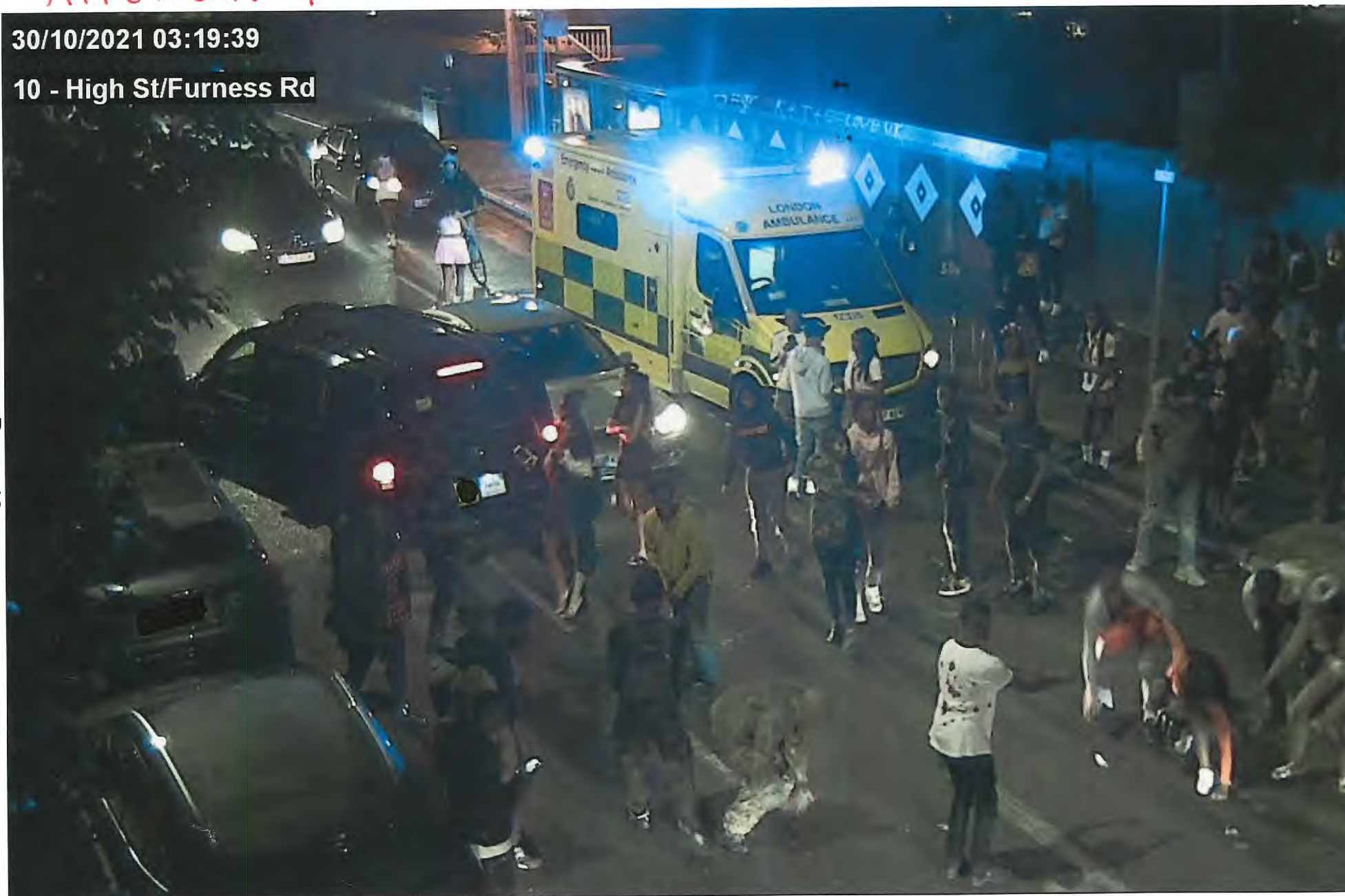


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APPENDIX 9

30/10/2021 03:19:39

10 - High St/Furness Rd

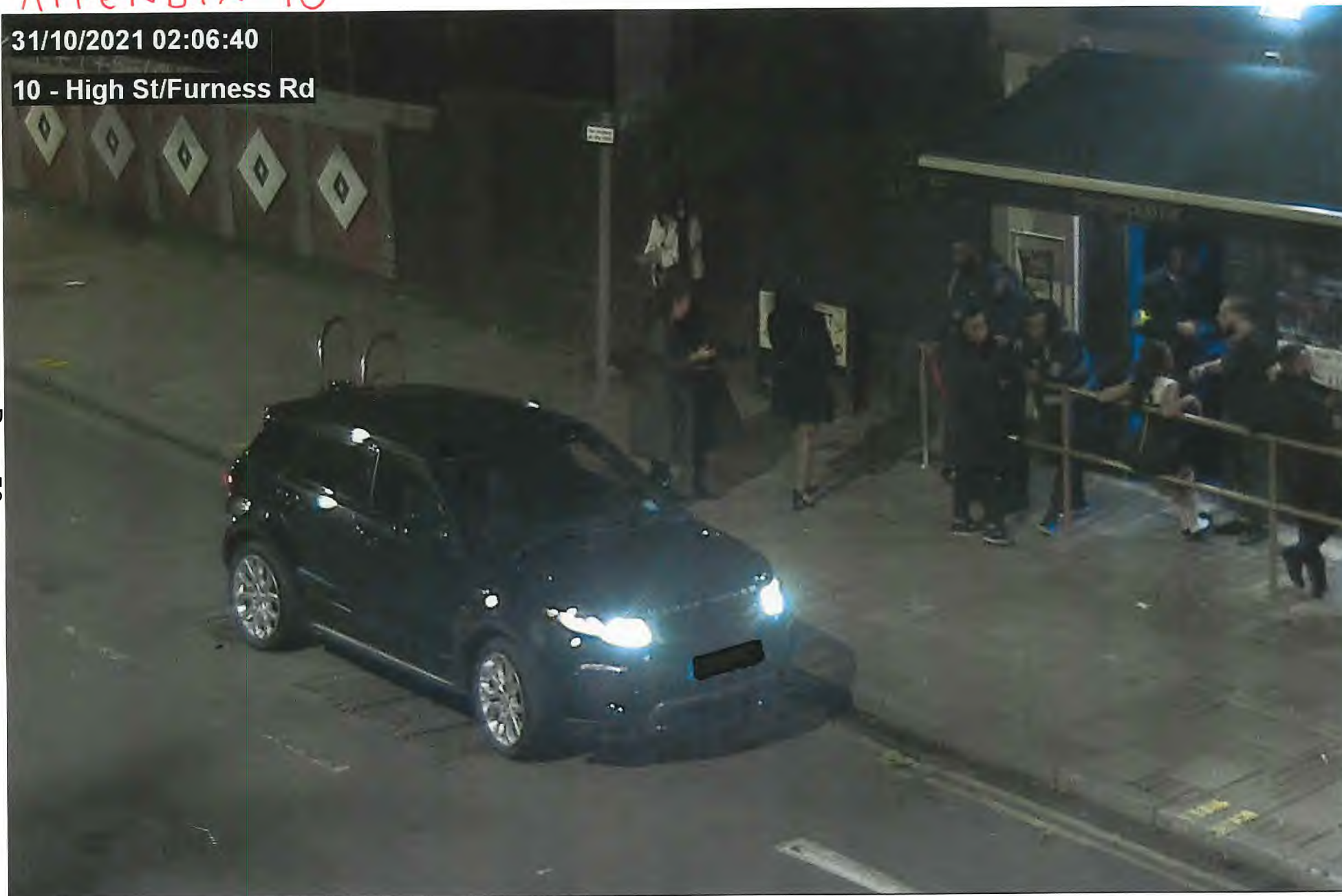


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APPENDIX 10

31/10/2021 02:06:40

10 - High St/Furness Rd

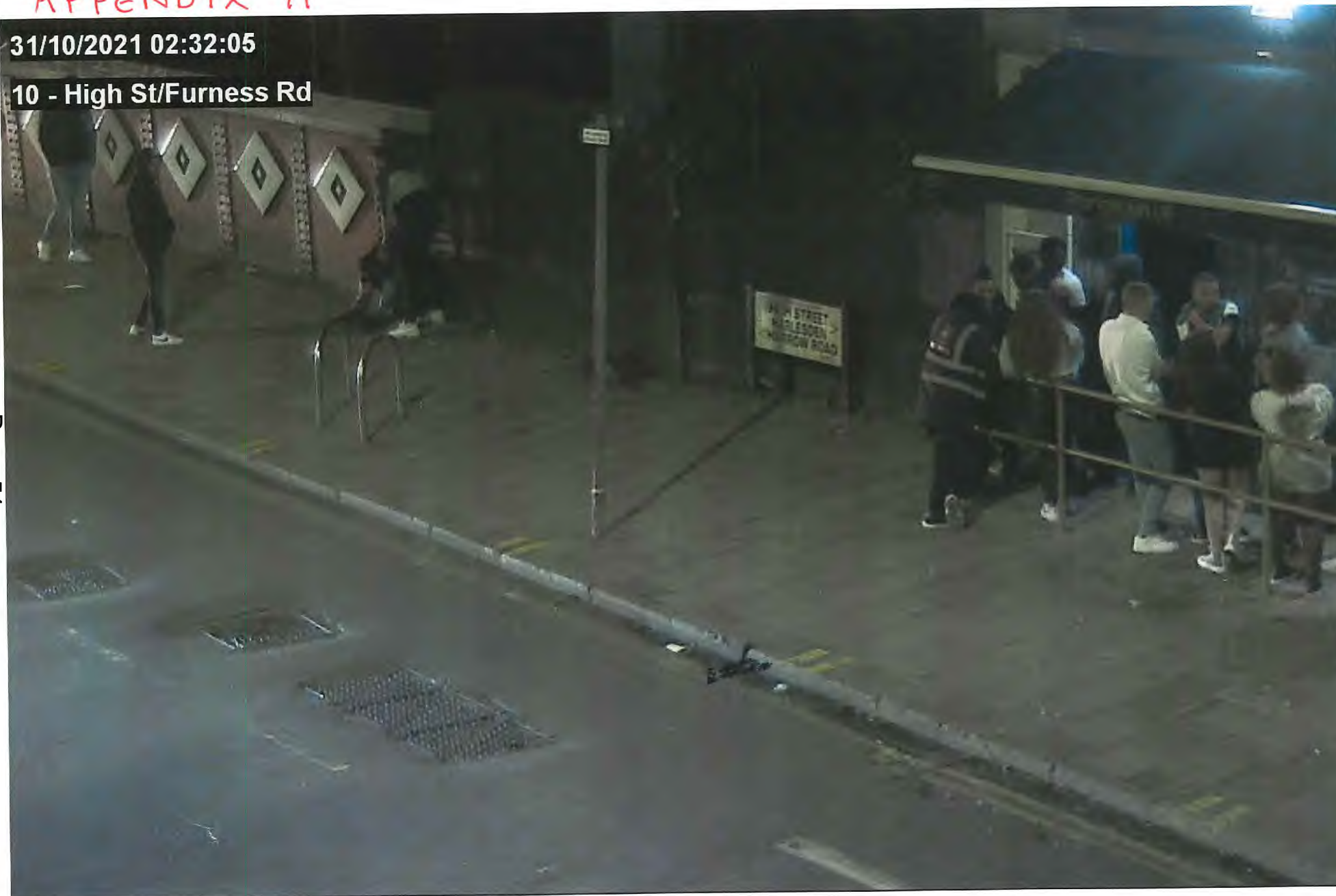


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APPENDIX 11

31/10/2021 02:32:05

10 - High St/Furness Rd



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APPENDIX 12

Mr Samir Askoul
Triangle Club & Bar
250 High Street
NW10 4TD

Our ref: Triangle Club – Breach of License

NW BCU Licensing Department - Brent

Harrow Police Station
74, Northolt Road
Harrow
HA2 0DN

Tel: 020 8733 5008

Email: nwmailbox.licensingbrent@met.police.uk

Web: www.met.police.uk

Date: 26th of November 2021

Dear Mr Askoul,

Thank you for your time and that of your colleagues on 25/11/2021 at the Triangle Club. As you are aware myself, PC Norton and Ms Chan from Brent Council attended your night club due to a series of complaints and alleged breaches of your premises license.

Having now viewed your CCTV, the councils CCTV, visited your night club and carried out intelligence checks on the venue I have found the following offences / breaches of your license:-

Date: 25/11/2021

Time: 12:30hrs

Incident: Failure to display a summary of your premises license at each entrance to the venue.

Date: 31/10/2021

Time: 00.00hrs to 00.45hrs

Incident: During this time period your CCTV and the Council's shows a series of people entering your venue after 00.00hours. These were not members of staff, but customers dressed as such who all checked in as they entered. This is a clear breach of your license which does not allow any entry or re-entry after 00.00 hours.

Date: 30/10/2021

Time: 02.37hrs

Incident: A young male is carried out of your club by SIA staff. This male was so drunk that he was incapable of standing unaided. He collapsed on the street and had to be lifted from the edge of the pavement where his legs were in the road. After this a series of fights broke out between patrons from your club. This resulted in numerous police units attending to break up and disperse this affray as well as the London Ambulance Service having to attend to the injured.

Date: 11/10/2021

Time: 00:30hrs

Incident: Police officers were at the location dealing with a separate matter when they became aware of a disturbance inside the venue between a customer and SIA staff. The customer was removed from the club and his behaviour was such that he had to be physically restrained by police officers and was arrested for being drunk and disorderly.

Reference: CRIS QK/192***2/21 – Drunk and Disorderly

Date 10/10/2021

Time: 23:11hrs

Incident: A fight has broken out inside the club where the victim was repeatedly punched in the face and torso, where SIA have had to intervene and remove the parties concerned. Once outside the club the victim was attacked again by the suspects by kicking and punching him. The injuries amounted to GBH.

Reference: CRIS QK/192***1/21 - GBH

This makes a list of a series of licensing breaches over a very short time span, namely

1. Failing to display your premises license.
2. Allowing patrons to enter the premises after 00.00 hours
3. The sale of alcohol to a drunk person.
4. Crime and disorder outside your night club by patrons from your club.
5. Arrest of a drunk and disorderly male from inside your night club.
6. An affray and GBH inside your night club.

At present I will be dealing with these combined matters by way of a 1st warning, as they involve breaches of the licensing objectives. However, we appreciated the engagement of you and your team and hope the discussions and advice provided offer you the opportunity to deal with these issues in a positive fashion.

In summary, the following actions were agreed to be undertaken:

- (i) That you speak with all members of staff involved in the sale of alcohol to ensure they are not serving alcohol to drunk people and if they are in any doubt or have troublesome custom, to make you and/or SIA aware. Also to ensure that training regarding alcohol sales is kept up to date.
- (ii) That the premises licence Part B is displayed outside in a suitable frame.
- (iii) That the designated smoking area is utilised properly in accordance with licence conditions and monitored by SIA.
- (iv) That you adhere to the conditions of your licence with regards to last entry policy.

We also discussed the “Ask For Angela” campaign and have passed on your details so your existing participation in this positive campaign is recorded and actioned accordingly.

If you have any comments to add regarding the above, could you please respond within the next week and I will add your comments along with this letter to your file. If you don't wish

to make any comments, would you be good enough to acknowledge receipt of this letter / e-mail.

Yours Sincerely,

PC Phil Graves 3122NW
NW BCU - Brent Licensing
Philip.Graves@met.police.uk

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ENVIRONMENTAL HEALTH
MEMORANDUM

LICENSING CONSULTATION -INTERNAL MEMO

To: Business License Team
From: Diane Lewis
Cc:
Date: 16/02/2022
Premises: 248-250 High Street, London, NW10 4TD
Type of Application: Variation

I would like to confirm that I have considered the above proposal with regard to the prevention of public nuisance. On behalf of the Environmental Health I would like to:

Make representations to the Variation on the following grounds:

That the proposed operating hours are inappropriate due to the close proximity of residential dwellings. The noise caused by patrons exiting the premises and finding suitable transport home is likely to be detrimental to the residential amenity. This is exacerbated by the inadequate level of public transport available at the proposed closing hours.

The operating schedule does not address the prevention of public nuisance from:

- Noise from patrons exiting the premises
- Noise from music from the premises emanating from the premises

Supporting Information

The Nuisance Control Team received complaints alleging noise from patrons leaving the premises on the following dates and times:

- 27th December 2021 at 01:15
- 1st January 2022 at 03:49

Further to the complaints, officers visited the area to carry out pro-active monitoring of noise from the premises. On 21st January 2022 at 0020 hours, officers witnessed loud amplified music emanating through an open door to the premises. There were a number of patrons directly outside the premises creating noise. The Nuisance Control Team are of the opinion that an extension of the opening hours will lead to further noise complaints due to, in particular patrons leaving the premises in the early hours of the morning.

As such, I would recommend that the application for the variation is refused.

Yours sincerely,

Diane Lewis
Nuisance Control Officer

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From: ENS Public Safety <ens.publicsafety@brent.gov.uk>
Sent: 21 January 2022 12:40
To: s.gibson
Cc: Business Licence <business.licence@brent.gov.uk>; Legister, Linda <Linda.Legister@brent.gov.uk>; Islam, Shamsul <Shamsul.Islam@brent.gov.uk>
Subject: RE: CONSULT: Variation - Triangle, 248-250 High Street, NW10 4TD - 23579

Dear Stewart,

Applicant: This Way Entertainment Ltd
Premises: Triangle, 248-250 High Street, NW10 4TD

In relation to the variation application for the property titled above, please can you provide an updated floor plan and new capacity calculations for the new requested capacity of 240 persons, demonstrating how the numbers were reached, along with quoting the guidance used (e.g. ADB/ BS9999).

Kind regards,

Laura Davies
Public Safety Officer
Regeneration and Environment
Brent Council

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London Borough of Brent

Premises Licence

Part A

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

Original grant date: 18 January 2019

Current issue date:



Authorised signatory

Premises licence number: 13614

Part 1 – Premises Details

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

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

Where the licence is time limited the dates

Licensable activities authorised by the licence

**Section E: Live music
Section F: Recorded music
Section G: Performances of dance
Section I: Provision of food and refreshment: Indoors**

The times the licence authorises the carrying out of licensable activities

Section E: Live music

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

Section F: Recorded music

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

Section G: Performances of dance

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

Section I: Provision of Late Night Refreshments:Indoors

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

Section J: Sale or Supply of Alcohol: On the premises

Day	Start Time	End Time
Monday	11:00	23:00
Tuesday	11:00	23:00
Wednesday	11:00	23:00
Thursday	11:00	23:00
Friday	11:00	02:30
Saturday	11:00	02:30
Sunday	11:00	23:00

The opening hours of the premises

Day	Start Time	End Time
Monday	10:00	23:45
Tuesday	10:00	23:45
Wednesday	10:00	23:45
Thursday	10:00	23:45
Friday	10:00	03:15
Saturday	10:00	03:15
Sunday	10:00	23:45

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

On the premises

Part 2

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

This Way Entertainment Ltd
252 High Street, London, Brent, NW10 4TD

info@thiswayentertainment.com

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

11400705

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

Samir Askoul

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

Licence Number: [REDACTED]
Issuing authority: London Borough of Lambeth

Annex 1 – Mandatory conditions

No Irresponsible Drinks Promotions

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

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

1. (a) games or other activities which require or encourage,

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

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

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

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

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

Free Water

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

Age Verification Policy

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

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

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

(a) a holographic mark, or

(b) an ultraviolet feature.

Small Measures to be Available

The responsible person must ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic

drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

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

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

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

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

Minimum Price of Alcohol

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

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

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

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

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

where—

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

Requirement for a DPS

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

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

(b) at a time when the designated premises supervisor does not hold a personal licence or their personal licence is suspended.

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

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

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

a) premises where the premises licence authorises plays or films

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

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

Film Classification When required

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

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

In this section-

"children" means persons aged under 18; and

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

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

Annex 2 – Conditions consistent with the operating schedule

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

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

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

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

5 Door supervisors of a sufficient number and gender mix, shall be employed from 22.00 hours on any day when the premises are open for alcohol sales and regulated entertainment licensable activities past 23.00 hours.

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

7 A "Challenge 25" policy shall be adopted and adhered to all times.

8 Any staff directly involved in selling alcohol for retail to consumers, staff who provide training and all managers will undergo regular training of Licensing Act 2003 legislation. This will be documented and signed for by the DPS and the member of staff receiving the training. This training log shall be kept on the premises and made available for inspection by

police and relevant authorities upon request.

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

10 The consumption of alcohol will be restricted to those parts of the premises identified on the plan submitted with the operating schedule and approved by the licensing authority.

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

(a) all ejections of patrons

(b) all crimes reported to the venue

(c) any complaints received

(d) any incidents of disorder

(e) all seizures of drugs or offensive weapons

(f) any faults in the CCTV system or searching equipment or scanning equipment

(g) any refusal of the sale of alcohol

(h) any visit by a relevant authority or emergency service. 23

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

13 Notices asking customers to leave quietly shall be conspicuously displayed at the exit.

14 Acceptable proof of age shall include identification bearing the customer's photograph, date of birth and integral holographic mark or security measure. Suitable means of identification would include photo-card driving licence and passport.

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

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

17 No alcohol shall be available for any customer when the premises are open primarily for use by persons under the age of 18.

18 Nudity, striptease and other entertainment of an adult nature shall not be permitted on the premises.

19 The applicant shall submit a dispersal policy to the satisfaction of all Responsible Authorities detailing how dispersal and how noise from dispersal will be managed so as to prevent public nuisance being experienced by neighbouring and nearby residents. The dispersal policy must include proactive patrols of the surrounding and opposite roads by stewards in high visibility clothing for up to one hour after the premises close to the public.

20 There shall be no entry re-entry after midnight.

21 The DPS shall ensure that a risk assessment is undertaken of any promotion or event* and provide a copy to the Metropolitan Police Service (MPS) and the licensing authority not less than 14 days before the event is due to take place. Submission of electronic documents by E-Mail is preferred. *An event will be deemed to be any occasion in a licensed premise, or other venue under a Temporary Event Notice, where there will be a performance (meaning musicians, DJs, MCs, or other artists) that is promoted in some form by either the venue or an outside promoter, where entry is either free, by invitation, payment either on the door or by ticket.

22 A sign stating "No proof of age -- No sale" shall be displayed at the point of sale. 24

23 Notices explaining the licensee's policy on admissions and searching shall be placed at the entrance.

24 Notices clearly explaining the licensee's drugs policy shall be displayed at the entrance and at suitable places throughout the premises.

25 Substantial food and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided.

- 26 A personal licence holder fluent in conversant English shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.
- 27 Toilets shall be checked every 1 hour for the use of drugs and other illegal activities.
- 28 A toilet checklist shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and all old checklists must be retained and made available for inspection by the police and authorised officers from Brent Council.
- 29 All emergency exit routes shall remain unobstructed at all times including external pathways/routes within the boundary of the premises to a place of safety from the building. These shall be maintained to ensure they can be used when required.
- 30 Regulated entertainments shall not be permitted at the premises until such time as a scheme of acoustic treatment works approved and confirmed by the Council's nuisance control team has been installed, completed and tested by a registered member of the Institute of Acoustics.
- 29 No noise or vibration shall be detectable at the nearest noise sensitive premises.
- 30 All doors and windows will remain closed during the licensed activities save for where a door is being used to enter or leave the premises. Where a door is used for patrons to enter or leave the premises the door will be fitted with a self-closing device and staff told to ensure that it is not propped open. A member of staff shall be positioned at the door to ensure it is opened for as brief a period as possible
- 31 Entry to the premises will be restricted to the front entrance via the High Street whilst the premises is being used for the licensed activity, save for escorted disabled access which may be via the rear fire door.
- 32 All speakers must be mounted on anti-vibration mountings to prevent vibration transmission of sound energy to adjoining properties.
- 33 The licensee shall ensure that no music played in the licensed premises is audible at or within the site boundary of any residential property.
- 34 All entertainment will utilise the in-house amplification system, the maximum output of which is controlled by the duty manager.
- 35 The locks and flush latches on the exit doors and gates shall be unlocked and kept free from fastenings other than push bars or pads whilst the public are on the premises.
- 36 The socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD) having a rated residual operating current not exceeding 30 milliamps.
- 37 Exits shall not be obstructed (including by curtains, hangings or temporary decorations), and must be accessible via non-slippery and even surfaces, free of trip hazards and clearly identified.
- 38 Where chairs and tables are provided, internal gangways must be kept unobstructed.
- 39 Subject to risk assessment, the maximum number of persons permitted on the Premises (not including staff) shall be: 166 persons.

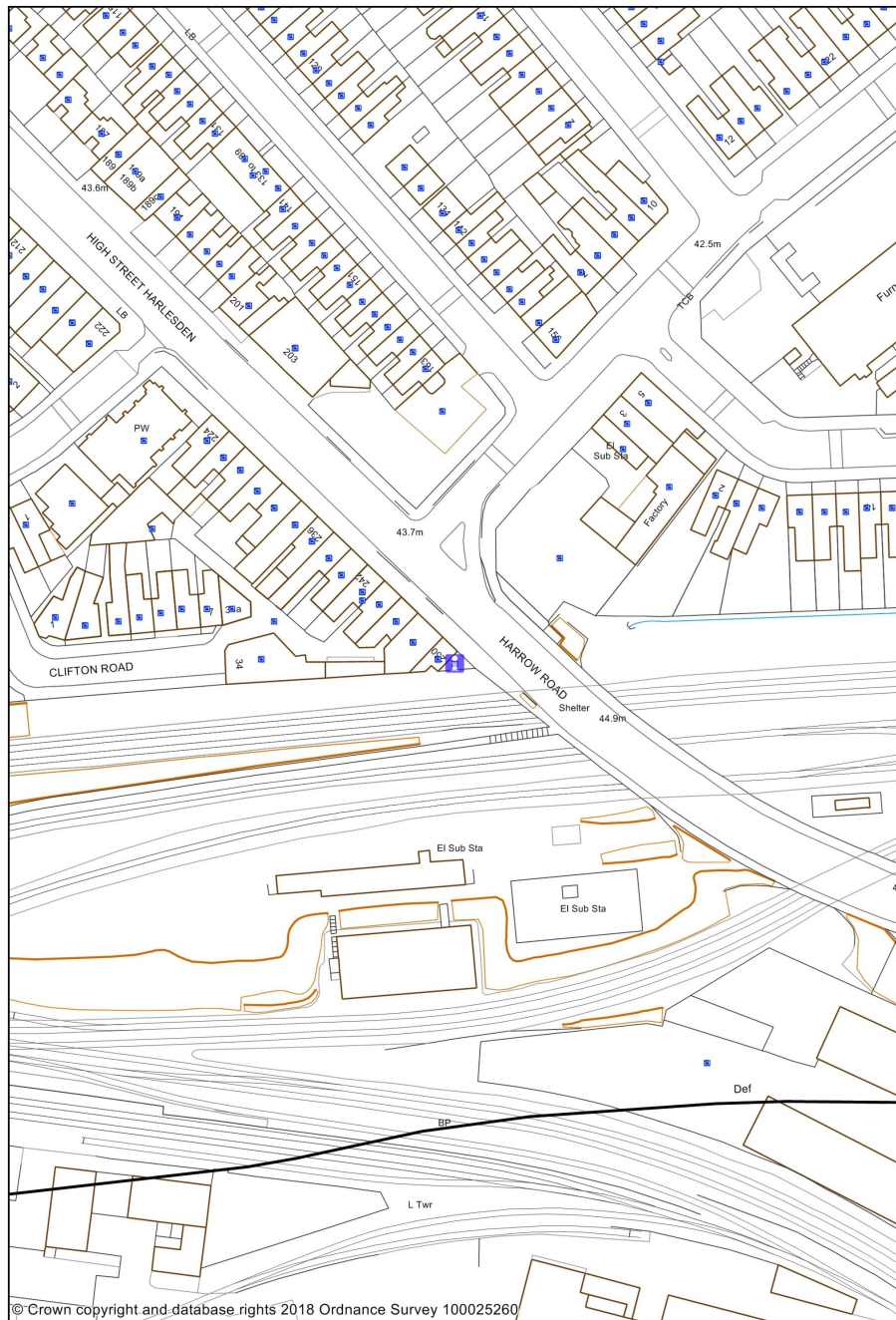
Annex 3 – Conditions attached after a hearing by the licensing authority

- 40 The Licence Holder will make available, on their website, a telephone number by which a Manager located at the premises can be contacted.

Annex 4 – Plans

See attached

Triangle 248-252 High Street NW10



1:1250

0 0.02 0.04 kilometres



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