



APPLICATION FOR A REVIEW OF A PREMISES LICENCE OR CLUB PREMISES CERTIFICATE

**Application for the review of a premises licence or club premises certificate
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I.....ESTHER CHAN ON THE BEHALF OF THE LICENSING AUTHORITY.....

.....
[insert name of applicant] **apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable).**

Part 1 – Premises or club premises details

Name and postal address of premises or, if none, ordnance survey map reference or description Shanzelize 11 Kilburn Bridge Kilburn High Road	
Post Town: London	Post Code (if known) NW6 6HT
Name of premises licence holder or club holding club premises certificate (if known) Mr Hashem Beik Mohammadi	
Number of premises licence or club premises certificate (if known) 679950	

Part 2 - Applicant details

- I am
- Please tick ✓ Yes**
- 1) An individual, body or business which is not a responsible authority
(Please read guidance note 1 and complete (A) or (B) below)
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

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

Please tick

Mr

Mrs

Miss

Ms

Other title
(for example, Rev)

Surname

First names

Please tick ✓ Yes

I am 18 years old or over

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

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER APPLICANT

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

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Esther Chan Brent Civic Centre Engineers Way Wembley HA9 0FJ
Telephone number (if any) 0208 937 5303
E-mail address (optional) esther.chan@brent.gov.uk

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

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

Please state the ground(s) for review (please read guidance note 2)

Shanzelize, 11 Kilburn Bridge, Kilburn High Road, NW6 6HT is located on a busy high street, close to residential dwellings. On 14th November 2018, Mr Hashem Beik Mohammadi submitted an application to transfer the premise licence into his name. On the 16th November he submitted the application form to become the Designated Premise Supervisor (DPS) of the premises.

The Premise Licence permits the following licensable activities and hours:

Regulated Entertainment

Monday to Sunday – 08:00hrs to 00:00hrs

Late Night Refreshments

Monday to Sunday - 23:00hrs – 01:00hrs

Sale or Supply of Alcohol (For consumption on & off the premises)

Monday to Sunday – 08:00hrs – 00:00hrs

Opening Hours

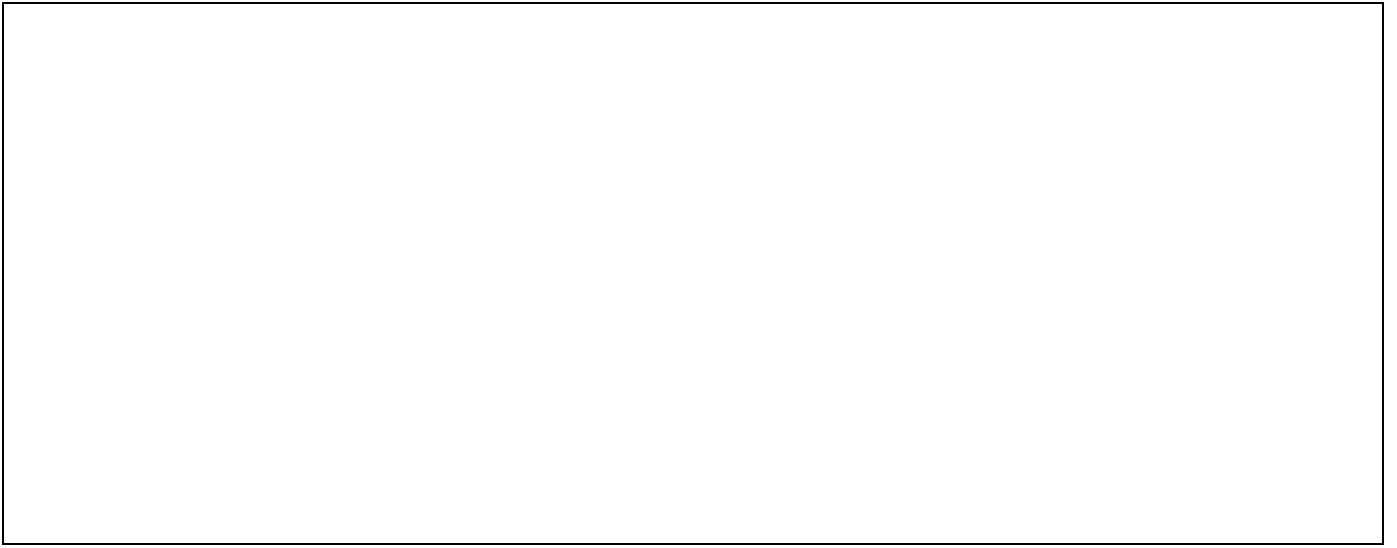
Monday to Sunday – 08:00 – 01:00hrs

The premises has attracted a catalogue of nuisance complaints.

The licensee has failed to comply with the conditions and hours attached to the premises licence.

The Licensing Authority have grounds to believe that unauthorised areas have been used to provide licensable activities.

I have witnessed customers smoking in a substantially enclosed area in breach of the smoke-free legislation.



Please provide as much information as possible to support the application (please read guidance note 3)

On 15th January 2019, the Nuisance Control Team notified the Licensing Authority the service of a Section 80 Noise Abatement Notice under the provisions of the Environmental Health Department Act 1990. The Noise Abatement Notice was served on 13th January 2019 following the witnessing of a Statutory Noise Nuisance from the playing of loud music emanating from the premises at such a level as to constitute a statutory nuisance within the meaning of the law (Appendix 1).

On 31st January 2019, the Council received an online enquiry from a resident stating **“I’m complaining about a bar that has suddenly started an outdoor garden disco 4 nights a week close to our property which is causing a disturbance to the residents. I wondered if they had a licence to be able to do that ?”**

On Tuesday 19th February 2019, I conducted a joint visit to the premises with [REDACTED], Public Safety Officer to inspect the premise and discuss noise complaints related to music emanating from the rear of the premises (Appendix 2).

During my visit, I went through the conditions embedded on the premise licence with Mr Mohammadi. It became apparent that Mr Mohammadi failed to comply with numerous conditions attached to the premise licence.

Furthermore, the licensee made changes to the premises including modifying the internal layout and by making use of the outside space by converting the rear garden into a fully enclosed seating area (Appendix 3 -5).

These changes mean that the premises is now inconsistent with the plan that was originally submitted with the licence application back in 2011. Technically, this makes the license invalid as licensable activities are being supplied in an unlicensed area.

Mr Mohammadi confirmed Shisha smoking and licensable activities are provided in rear seating area, which he said could seat around 60 persons. It was noted that large speakers and TV screens were placed around the rear seating area (Appendix 6).

Officer [REDACTED] found that the rear structure posed a serious risk. Obstruction from boxes and a charcoal burner positioned in an unsafe manner caused health and safety concerns, which were expressed to Mr Mohammadi (Appendix 7-9).

Mr Mohammadi was warned that he must not provide any licensable activities until he submits a variation application to amend the existing plan. He was advised to obtain Building Control/Planning approval before doing this. This is because it would be futile them applying to licence an area, which subsequently is found to breach the planning rules. If changes were required to comply with planning, then this may make their license outdated again.

A letter of warning dated 22nd February 2019 was served to Mr Mohammadi confirming the matters discussed at my visit (Appendix 10).

On Saturday 2nd March 2019, I was on night duty with another Licensing Inspector. At approximately 23:20hrs, we drove into Mallard Close which is located behind the premises and could hear faint Arabic music emanating from the rear of the premises.

Subsequently, I entered the premises at 23:30hrs and walked into the rear seating area (fully enclosed), where most of the customers were sitting, smoking shisha and having refreshments.

Mr Mohammadi was seating with his customers and came to greet me.

The rear seating area was fully packed with customers and due to the high level of smoke emissions from the shisha pipes and lack of space to manoeuvre around the premises, I could not conclude my checks. Mr Mohammadi was reminded that he must not use the rear seating area to provide licensable activities, which included regulated entertainment.

Mr Mohammadi claimed he had not received my warning letter dated the 22nd February 2019 and confirmed his email address.

On 4th March 2019, I sent Mr Mohammadi an email confirming my visit on 2nd March 2019, attached with my warning letter dated 22nd February 2019 (Appendix 11).

On 10th April 2019, I sent Mr Mohammadi two separate letters on different subject matters. The first letter requested him to apply for a street trading licence for the tables and chairs outside the premises. (Appendix 12).

The second letter was to notify him that the Licensing Authority are aware that Iranian and Arabic music events were being advertised for every Friday and Saturday night. He was reminded not use unauthorised areas to provide licensable activities. (Appendix 13).

On Sunday 12th May 2019, at approximately 00:26hrs, I visited the premises and again found most of the customers seated at the rear, smoking shisha in a fully enclosed structure and found two fresh pints of beer served in open glasses to customers. Condition 6 embedded on the premises licence stipulates that “**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**”. Other breaches were identified and explained to Mr Mohammadi.

On 22nd May 2019, I sent a letter to Mr Mohammadi confirming my visit on 12th May 2019 and invited him to attend Brent Civic Centre on Monday 10th June 2019 for a formal interview, which he accepted (Appendix 14).

On Monday 10th June 2019, Mr Mohammadi attended Brent Civic Centre with his friend who acted as his interpreter. However, he was required to notify me in advance that he wished to appoint an independent interpreter and as such, the PACE interview was void.

PC ██████████, who accompanied me to the interview and I decided to proceed with the interview in the form of a meeting.

During the meeting, Mr Mohammadi admitted that he had failed to comply with the licensing conditions and thus, uphold the licensing objectives.

He said he has invested a lot of money in the business and required support from the Council.

On the grounds that Mr Mohammadi made an effort to attend the meeting and admitted the non-compliances, a letter of warning was issued on 14th June 2019 (Appendix 15).

On 11th June 2019, Mr Mohammadi applied for a street trading licence to have tables and chairs outside the premises. The application was granted.

On 28th February 2020, the Licensing Authority were alerted of noise complaint instigated by a local resident. The nature of complaint relates to allegation of breach of opening hours and loud music causing disturbance (Appendix 16).

Following the complaint, on Saturday 14th March 2020 at 21:05hrs, I conducted a joint visit with Brent Licensing Police, Sergeant ██████████ and PC ██████████ to the premises.

We sat with Mr Mohammadi in the main restaurant seating area to explain our concerns with ongoing noise complaints and the consequences if he continues to undermine the licensing objectives. I went through the licensing conditions and took notes of Mr Mohammadi's comments, which was confirmed to him in a letter dated 19th March 2020 (Appendix 17).

On 5th November 2020, PC [REDACTED] from Brent Police Licensing Unit informed the Licensing Authority of a criminal intelligence report concerning an incident that occurred on 4th November 2020 whereby Police Officers attended the premise, when Covid restrictions applied.

On 4th November 2020 at 20:14hrs, a member of the public visited the premise for Shisha and contacted the Police stating that there were a hundred people within the premise and there were no social distancing measures in place.

Police Officers acted on the information and conducted a visit at the location. Police Officers initially went to the rear of the location. There was very loud music present, with people heard singing. The police officers then entered from the main entrance, and there were limited signs encouraging masks to be worn, and no hand sanitiser. The staff were not wearing any PPE such as masks or gloves. Upon entering the location, officers had walked directly to the rear of the location, where the shisha area is located. Upon entering this place, it became evident that there was no measures in place in regards to COVID. There were no social distancing measures in place, and the customers were sat very close to each other. There is a bench that goes around the edge of the shisha area, that was filled with customers. The tables in the middle were full, and people sat very close together.

The manager at the time accepted responsibility of the reason why police had attended, and accepted that there were a large amount of people present.

They had agreed to evacuate the location, and even when the customers were queuing, there was no social distancing in place.

Police were present while the staff made everyone leave, and this took over thirty minutes to do so (Appendix 18).

From the 4th July 2020, Licensed businesses that remain subject to closure include Night Clubs.

Also subject to closure are "Dance halls, discotheques and any other venue which... opens at night... has a dance floor or other space for dancing by members of the public, and provides music, whether live or recorded, for dancing".

On 1st April 2021, I sent a warning letter to Mr Mohammadi to advise him that a new premise licence was required as it has been noted that 12 Kilburn Bridge formally known as 'La Dolce Vita' was replaced with a new signage displayed across 11 -12 Kilburn Bridge with the name Shanzelize,. This led me to assume he had merged both 11-12 Kilburn Bridge into one entity. I was unable to visit the premises to verify the layout as it was closed during the day (Appendix 19).

On 13th April 2021, I visited the 12 Kilburn Bridge to ascertain the layout of the premises. Mr [REDACTED] who helps Mr Mohammadi confirmed the two premises will remain as separate businesses for the time being.

On 14th April 2021 I sent Mr Mohammadi an email to confirm my discussion with Mr [REDACTED] during my visit on 13th April 2021. Application forms were sent via email requesting Mr Mohammadi to transfer the premise licence, vary the DPS and apply for pavement licences. (Appendix 20).

On 27th April 2021, Mr Mohammadi submitted an application to apply for a pavement licence.

On 12th July 2021, I received an email from PC [REDACTED] of an incident that occurred at the premises on 4th July 2021. Between the times of 01:45hrs to 01:49hrs, a call was received from a person outside the venue who stated that his friend was inside and security were not letting anyone else leave the premise. Caller mentioned that security had batons.

On Thursday 15th July 2021, I visited the premises as I had reason to believe the basement was being used for licensable activities. The front signage clearly states 'restaurant, shisha, garden, dancefloor' (Appendix 21).

The premise was open at the time of my visit in the afternoon and there were a few males sitting in the rear seating area watching a sporting programme on TV.

I asked Mr Mohammadi if he was using any other areas to provide licensable activities to which he answered 'no'.

On entering the rear seating area, I noticed a large piece of decorated material covering a door, which lead to the basement room (Appendix 22).

I contacted the Neighbourhood Patrol Officers to assist me with the visit. Whilst I was waiting for their arrival, I continued to look around the premises and entered the rear store room, where the shisha pipes and ingredients were kept. I noticed a male smoking a cigarette in the room, which was fully enclosed.

As soon as he acknowledged my presence, he threw the cigarette butt in the bin, smirked at me and walked off. I immediately notified the manager known as [REDACTED] who stood behind me. [REDACTED] dismissed me and said 'what do you expect me to do if I didn't see him smoking'.

I told Mr Mohammadi, who was sitting in the main restaurant area about the incident. Whilst Mr Mohammadi was apologising for the male's action, [REDACTED] intercepted our conversations continuously in a defensive manner. I told Mr Mohammadi that I refuse to speak with [REDACTED] due to his uncourteous manner. Mr Mohammadi then told me he had to move out of his property as he encountering financial difficulties and could not afford to pay bills. He told me that the manager who was in charge of his business affairs took his laptop and left the business without giving him the password to his accounts.

Two Neighbourhoods Patrol Officers arrived and I was lead to the basement (Appendix 23). As I walked down the staircase, I noticed the floor was slightly flooded with water. The main floor was open with chairs placed against the wall (Appendix 24) There were large speakers displayed on the rear stage, which suggest that area is utilised for the provision of regulated entertainment. Mr Mohammadi said the room is used for 'private parties' (Appendix 25).

It had been noted that Mr Mohammadi had taken over the adjoining premise 12 Kilburn Bridge, Kilburn High Road, London, NW6 6HT but failed to transfer the premise licence and vary the DPS. He was instructed to submit the relevant application forms should he wish to provide licensable activities.

On 16th July 2021, Brent CCTV Control Room notified us that on Saturday 3rd into Sunday 4th July 2021, a few reports went onto the Police CAD System in reference to people being prevented from leaving as the shutter at the front of the premises was down. The staff in the premise would raise the shutter when a number of people are ready to leave. There were further reports of approximately over 100 people in the rear beer garden. CAD details suggested the premise was undertaking illegal lock-ins to provide shisha and licensable activities.

This information was shared with various internal and external authorities in conjunction with my findings from my visit on 15th July 2021.

This was followed up by email I sent to Mr Mohammadi requesting him to provide CCTV for Saturday 3rd July 2021 from midnight to Sunday 4th July 2021 05:00hrs covering the front of the premise, main restaurant, rear and basement area to verify the allegations (Appendix 26). Another separate email was sent advising Mr Mohammadi to submit the relevant application forms to transfer the premise licence and vary the DPS at 12 Kilburn Bridge.

On 16th July 2021, I rang Mr Mohammadi to remind him to provide the requested CCTV footage as per my email on 16th July 2021. He said, he will resolve the matter by Monday 19th July 2021.

On 16th July 2021, the Licensing Authority received a member's enquiry related to a resident complaining about noise disturbance (Appendix 27).

On 21st July 2021, the Licensing Authority received a correspondence signed by Mr [REDACTED] stating that Mr Mohammadi has authorised him to communicate with us regarding his licensable activities (Appendix 28).

Upon notification of Mr [REDACTED] involvement with the business, he contacted me on the telephone to discuss matters related to the premises. I told Mr [REDACTED] I requested CCTV footage as part of an investigation, which I was still awaiting. Mr [REDACTED] told me that the requested CCTV footage was unavailable.

After my telephone conversation with Mr [REDACTED], I issued a letter requesting an explanation as to why Mr Mohammadi failed to provide CCTV as part of the condition on the licence and reiterated the fact he cannot use the rear extended area and basement to supply licensable activities (Appendix 29).

On 23rd July 2021, Mr [REDACTED] sent an email confirming that the cameras were not working. In reply to his email, I asked him when the new cameras would be installed and if this covered the basement. (Appendix 30).

On 26th July 2021, I visited Brent CCTV Control Room to view recordings near the premises. I checked various dates and times and found customers entering the premises after midnight and customers leaving the premises after 1:00hrs.

Please see below summary of events captured on Brent CCTV camera facing Kilburn High Road.

Saturday 26th June 2021 – Footage extracted from 00:15hrs to 00:45hrs:

00:17hrs	2 females enter premises.
00:24hrs	2 males enter premises.
00:38hrs	4 individuals enter premises.
00:39hrs to 00:41hrs	5 males who were standing outside Ladbrokes walk to the premises with other individuals standing outside. They gradually enter premises.
00:41hrs	4 females enter premises.

Sunday 4th July 2021 – Footage extracted from 04:00 to 04:45hrs:

04:00hrs – 04:01hrs	3 males and 3 females outside premise
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	and then re-enter premises.
04:11 hrs	2 males leave the premises
04:17hrs	Approximately over 70 customers leave the premise congregating on the public highway. No sign of SIA controlling the crowd.
04:40hrs – 04:45hrs	A few individual remain outside the premise mingling.

Saturday 10th July 2021 – Footage extracted from 00:15hrs – 00:45hrs:

00:18hrs	Numerous individuals enter premises.
00:20hrs	Male seen crossing at the traffic lights enter premises.
00:21hrs	2 males seen crossing at the traffic lights enter premises.
00:35hrs	4 females enter premises.
00:41hrs	More individuals enter the premises

Sunday 11th July 2021 – Footage extracted from 04:00hrs – 04:45hrs:

- Large crowd, approximately over 70 people disperse from premises.
- No sign of SIA controlling crowd congregating on the public highway.

To view watch the footages, please refer to [\(Appendix 31\)](#).

On 22nd July 2021, The Community Safety informed The Licensing Authority that a resident reported the following:

“Shanzelize Restaurant NW6 6HT has amplified music playing in their outdoor smoking area every night until 11pm or 12am. This is illegal. They have been doing it for years and your noise team informed me 3 years ago that it is the most complained about address in Brent. How are they permitted to continue trading when they flout the law every single day?”

On 27th July 2021, Mr █████ sent me an email stating that he been advised that sixteen cameras would be installed in the next couple of days, however they are no cameras in the basement as Mr Mohammadi had no plans to use the room until authorisation is in place [\(Appendix 32\)](#). Invoice of the new camera installation was attached with the email [\(Appendix 33\)](#).

On 2nd August 2021, the Licensing Authority received the application forms to transfer the premise licence and vary the DPS to Mr Mohammadi at 12 Kilburn Bridge, the adjoining premises to 11 Kilburn Bridge.

On 11th August 2021, I came across a video uploaded by a member of the public on YouTube on 5th March 2020. The video displayed Shanzelize-Kilburn, with a musician playing the keyboard and a live singer singing Arabic tunes, which appeared to be in the basement, fully enclosed. Patrons are seen dancing and singing along with the live singer. At 2.13 minutes into the video clip, a female with blonde hair sitting at front is seen inhaling from what I believe to be a shisha pipe [\(Appendix 34\)](#).

I looked online and found out that during this period, events including regulated entertainment

were advertised on social media for Wednesday 4th March 2020 and Friday 6th March 2020 (Appendix 35).

On 23rd August 2021, PC [REDACTED] from Brent Licensing Unit informed me via email of recent complaints about lock-ins at Shanzelize, attached with a flyer that clearly supports the notion of them repeating the breach of licensable activities.

On 17th September 2021, the London Fire Brigade sent a copy of a Notification of Fire Safety Deficiencies related to 11A to 12A Kilburn Bridge dated 10th September 2021. (Appendix 36).

On 22nd September 2021, I sent an email to Mr Mohammadi requesting CCTV footage for the 12th September 2021 and informed him that I intend visit the premise with the Public Safety Officer.

On 27th September 2021, I contacted Mr Mohammadi via telephone followed by an email to reschedule our appointment to 8th September 2021. In the meantime, he was told to save the CCTV footage of 12 September 2021 on an UBS stick for collection.

On 5th October 2021, I visited Brent CCTV Control Room to view recordings near the premises on 12th September 2021 from various timings split into two clips, see my findings below:

02:22hrs	2 males enter premises
02:26hrs	1 male leaving premises
02:38hrs	1 male enter premises
02:44hrs	2 males enter premises
02:49hrs to 3:15hrs	Numerous groups of people enter premises.
04:21hrs – 05:00hrs	People leaving the premise in spells, loitering on the public highway, no sign of SIA staff managing the crowd.

The footage indicates customers were permitted entry after the no-entry time of midnight contrary to Condition 15, which stipulates “No entry or re-entry shall be permitted after 24:00 hours”. In addition numerous customers were leaving the premises from 04:21hrs, the premise should be closed to the public by 1am.

To view watch the footages, please refer to (Appendix 37).

On 8th October 2021, I visited the premises with [REDACTED], Public Safety Officer in the presence of Mr [REDACTED] and Mr Mohammadi. We entered the basement and found the room decorated with party accessories such as a ‘Congratulations’ banner, pompoms and garlands mounted on the wall. Confetti were scattered on the floor and the large speakers were still located on the stage, which were supposed to be removed (Appendix 38-39).

Officer [REDACTED] made observations around the whole premises. We sat with Mr Mohammadi to express licensing, health and safety concerns. I asked him if the premise was opened after the permitted hours and if he had an event on 12th September 2021, to which he replied “no”. I reminded Mr Mohammadi to provide me with the CCTV for that day. He rang the ‘engineer’ on his mobile phone a couple of times to no avail. I told him, this was unacceptable since I gave him sufficient time to download the footage onto an USB stick.

Mr Mohammadi said the business was suffering. He claimed no one is purchasing alcohol despite he had a full bar of alcohol. (Appendix 40) and he has stopped customers smoking shisha in the rear seating area. I suggested to Mr Mohammadi that he should consider removing himself as the DPS as he presented a lack of licensing knowledge and mentioned his English is not good, thus he required helped from Mr [REDACTED]. Mr Mohammadi reacted to my

suggestion in an abrupt manner.

On Friday 22nd October 2021, I conducted routine evening visits with Licensing Police, Sergeant [REDACTED], PC [REDACTED] and PC [REDACTED]. At 20:35hrs, we entered Mallard Close to check if the rear door was accessible and if loud music was emanating from the premises. The rear door was closed and there was no loud music emanating from the premises.

We then entered the premises via the front entrance. The main restaurant seating was empty. The bar was fully exposed with alcohol. There were three males sitting on the big couch in rear seating area, facing the main restaurant. They appeared to have some involvement in the business. At soon as they saw our presence, they were seen making calls. Customers were seen in rear seating area, smoking shisha.

We went to the basement and loud Arabic music was audible. Although there were no customers at the time of our visit, the set-up indicated that the basement was intended for the use of providing regulated entertainment. Chairs and tables were set up neatly with fresh balloons fixed on the wall. Disco lights were flashing and the stage was prepared with speakers and sound deck.

Throughout our duration in the premises, no member of staff engaged with us aside from a male security staff who informed that he had came to the premises to work on the night and needed confirmation. We were told that the owner was at the gym. We left the venue to continue with our duties.

On 27th October 2021, I issued a letter to Mr Mohammadi informing him of my visit with the Licensing Police on 22nd October 2021 and we had reasons to believe that he has been using unauthorised areas to provide licensable activities. (Appendix 41).

On 11th November 2021, we were informed by Camden Council Noise Service who received a call out to the premises on the evening of 6th November 2021. Premises was instructed to close front doors to prevent noise outbreak. Premises complied.

On 17th November 2021, Mr [REDACTED] sent an email to me to confirm he is no longer in discussions with Mr Mohammadi regarding the transfer of the premise licence to himself. Mr Mohammadi will look for a suitable individual to transfer the premise licence (Appendix 42).

On 19th November 2021, Camden Council informed us that their Noise and Pollution officers visited Shanzelize on 15th November 2021, following a report of entertainment noise causing a disturbance to nearby residents.

When visiting, officers witnessed loud amplified music and a microphone being used at the premises, which was clearly audible from the opposite side of the road, and likely intrusive enough to be considered a Statutory Noise Nuisance to the residential property nearby. With the doors and windows of the establishment open, the music and amplified voices drowned out the sound of passing traffic.

Noise was still audible at an unreasonable level when the doors and windows were closed, worsened when patrons entered and exited the premises. It wasn't until the owner, with whom officers spoke, eventually (reluctantly) reduced the volume as well, that the noise was of a more acceptable level.

There was also an issue of clearly intoxicated customers shouting abuse at officers with limited intervention from the premises' owner.

On 15th December 2021, the Principal Nuisance Control Officer copied The Licensing Authority in their response to Camden Council ([Appendix 43](#)).

On 4th January 2022, Brent Council's Community Safety Team reported anti-social behaviour at the premises instigated by a member of the public stating that the premise has re-commenced playing loud amplified music in their outdoor smoking area regularly.

On 12th January 2022, Brent Council's Community Safety Team notified the Licensing Authority of a complaint related to loud amplified music played at business premises.

It is evident that the premises is operating as a nightclub and shisha lounge. Regulated entertainment such as recorded music, live music and performance of dance (belly dancing) is clearly advertised in form of events on the business website and social media platform <https://www.shanzelize.uk/> ([Appendix 44](#)).

In my opinion, the licensed area (main restaurant) is mainly used as thoroughfare to gain access to the rear seating area. The evidence captured indicates that Mr Mohammadi has ignored the Council's warning by continuing to use unauthorised areas to provide licensable activities.

From a Crime and Disorder perspective, not having CCTV footage available for officers to view and using unauthorised areas to provide licensable activities and breaching the authorised hours of the premise licence are serious concerns.

From a public nuisance point of view, the fact that there have been several complaints from residents in regards to noise from the premises and the fact that the licensee/DPS has failed to be truthful by permitting patrons to use unauthorised areas for licensable activities clearly shows that Mr Mohammadi is an irresponsible business operator.

By viewing Brent CCTV footages and my engagement with Mr Mohammadi, there has been a lack of responsible management. The lack of responsible management was evidenced by the conduct of the staff members, licensee/DPS, the lack of control demonstrated by customers spilling into the public highway furthermore to noise disturbance to local residents. The hostile and irresponsible attitudes perpetuated by staff and Mr Mohammadi is unacceptable.

It is considered that suitable training and supervision is not currently in place, or effective, to prevent incidents of public nuisance.

The Council have exhausted all avenues to help the licensee promote the licensable objectives. Various responsible authorities have visited the premises to advise and warn the licensee to take steps to demonstrate he is a responsible trader. Mr Mohammadi has failed to address the matters seriously by breaching the licensing conditions and terminal hours.

The evidence presented in this review application points out direct contravention of the premise licence requirements, and is deemed to result in the creation of public nuisance, impact of public safety and the potential increase in crime and disorder that affects the wider community including customers and staff. This is contrary to the licensing objectives of:

- The prevention of public nuisance;
- Public safety and:
- The prevention of crime and disorder.

Recommendations:

It is recommended that the premise licence for the Shanzelize, 11 Kilburn Bridge is **revoked**.

Revocation is requested in light of ongoing non-compliances and a wilful disregard for residents affected by the premise activities.

The licensing authority reserve the right to give evidence on any further incidents where the licensing objectives have not been promoted which may take place at, or in the vicinity of the premises, between the service of the application and the hearing and/or during the time allowed for any appeal proceedings.

Please tick ✓ **Yes**

Have you made an application for review relating to this premises before?

If yes, please state the date of that application

Day

Month

Year

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

Checklist


Please tick ✓ **Yes**

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

IT IS AN OFFENCE, 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 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature 

Date28th January 2022.....

Capacity Licensing Inspector.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)	
Post town	Post code
Telephone number	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

Data Protection: The London Borough of Brent will use this information for the purposes of The Licensing Act 2003 and related purposes. Any member of the public may examine the application form on request. Further information can be found at www.brent.gov.uk/privacy

You are providing your information to Brent Council, contact details business.licence@brent.gov.uk. The Council's Data Protection Officer can be contacted via dpo@brent.gov.uk, or 020 8937 1402.
Your information is collected for the purpose of processing your licence application as required to fulfil the council's duties under the following legislation, statutory or contractual requirement or obligation.

Legislation
Licensing Act 2003

Context
For the processing of licensing applications and the prevention of fraud

The information may be shared with the Metropolitan Police, London Fire Brigade and teams within Brent Council, as statutory consultees, the Home

Office to ascertain the right to work and HM Revenue and Customs, at their request, to identify potential fraud. The information shall be retained until the licence is surrendered and shall be processed in adherence to your legal rights, including but not limited to the right to withdraw consent, right to copies of your information and right to be forgotten. You have a right to lodge a complaint with the Information Commissioner's Office (www.ico.org.uk)

Notes for Guidance

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

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

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

☎ 020 8937 5359

Email: business.licence@brent.gov.uk

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

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

Tel: 020 8733 3206

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

Tel: 020 8555 1200 x38778

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

Tel: 020 8937 5555

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

Tel: 020 8937 5252

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

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

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

Tel: 020 8937 5210

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

Tel: 020 8937 5359

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

Home Office Immigration Enforcement
Alcohol Licensing Team
Lunar House
40 Wellesley Road
Croydon

