

From: Lewis, Diane <Diane.Lewis@brent.gov.uk>
Sent: 25 February 2022 10:00
To: Business Licence <business.licence@brent.gov.uk>
Subject: RE: CONSULT: Review - Shanzelize, 11 Kilburn Bridge, Kilburn High Road, NW6 6HT - 23635

Dear Business Licence,

I have considered the above Premises Licence Review Application ref: 23635 for premises Shanzelize, 11 Kilburn Bridge, Kilburn High Road, NW6 6HT. I would like to make representation in relation to public nuisance.

Shanzelize is located along a high road within a mixed commercial and residential area. The premises has an open area to the rear which is used for shisha smoking and entertainment. The shisha area directly backs onto residential properties at Mallard Close, Brondesbury Villas, North Maida Vale, NW6 6AZ.

The Nuisance Control Team have been investigating complaints regarding noise from the premises for several years and historically, Mr Mohammedi has a record of non-compliance. Between 2018 and 2019, the team received a number of complaints from local residents and upon investigation, officers established the existence of statutory nuisance from loud amplified music and amplified speech. As such, a Noise Abatement Notice was served upon Mr Mohammedi on 13/01/19 requiring him, as the person responsible for the nuisance, to abate the nuisance. However, we continued to receive complaints from local residents and officers witnessed a breach of the Notice for which Mr Mohammedi was successfully prosecuted. The prosecution resulted in a fine which totalled £13,185 including costs. Despite the conviction, the Nuisance Control Team continued to receive complaints from October 2019. The complaints were of the same nature, namely loud amplified music and amplified speech/vocals emanating from the premises. More recently, As a result of complaints, officers from the Nuisance Control Team have been carrying out pro-active monitoring of noise levels at weekends and noted the following:

22/01/22, 23:30 hours

Officers visited the area and noted loud amplified music and amplified vocals clearly audible from Mallard Close. The noise was emanating from the shisha area at Shanzelize. After monitoring for 10 minutes, officers went to speak to Mr Hashem Mohammedi and advised him that the music levels were unacceptable. Officers brought Mr Mohammedi around to Mallard Close to advise him of how the noise from the premises would be perceived by local residents. Despite Mr Mohammedi being spoken to by officers on 22/01/22 regarding excessive music, the following weekend, officers had cause to speak to him again regarding the noise.

28/01/22, 21:25 hours

Officers visited the area following a complaint from a local resident alleging loud amplified music emanating from Shanzelize. Officers monitored from Mallard Close where loud amplified music could clearly be heard. Officers, once again went to speak to Mr Mohammedi and brought him round to Mallard Close to witness noise levels for himself.

In addition to the witnessing of excessive noise by officers, local residents have been reporting excessive noise from the premises via Brent Council's Noise App, evidenced by a number of recordings. The most recent of these recordings were made between 18/12/21 and 14/01/22.

Mr Mohammedi has demonstrated complete a lack of regard of his legal obligations to ensure that noise from the premises does not cause a statutory nuisance to local residents. We are of the opinion that should the premises be allowed to continue to operate under its current licence, further incidents of statutory nuisance will occur. As such, I would support the application for the licence to be revoked in the interests of the local residents..

Kind regards,

Diane Lewis
Nuisance Control Officer
Community Protection
Regeneration and Environment
Brent Council