



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.....John McGann

..... *[insert name of applicant]* **apply for the review of a premises licence under section 51 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 Vybz Bar 1 Craven Park Road	
Post Town LONDON	Post Code (if known) NW10 8SE
Name of premises licence holder or club holding club premises certificate (if known) Kamika Samuel	
Number of premises licence or club premises certificate (if known) 318510	

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 John McGann – Licensing Officer Regulatory Services London Borough of Brent, Brent Civic Centre, Engineers Way, Wembley, HA9 0FJ
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

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

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

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

This is an application to review the premises licence for Vybz Bar, 1 Craven Park Road, London, Brent, NW10 8SE.

The current Premises Licence, number 318510, has been in place since 16/01/2008 when it was transferred to Kamika Patrice Tate who then on 07/08/2020 notified the Licensing Authority of a change of name of the Premises Licence Holder to Kamika Samuel.

Kamika Samuel has also been the Designated Premises Supervisor (DPS) since 16/01/2008.

The licensable activities authorised by the licence are for live music, recorded music, provision of late night refreshment and sale of alcohol (On the premises) – late night refreshment times shown in brackets (2300-0300)

Monday 11:00 - 03:00 (2300-0300)

Tuesday 11:00 - 03:00 (2300-0300)

Wednesday 11:00 - 03:00 (2300-0300)

Thursday 11:00 - 03:00 (2300-0300)

Friday 11:00 - 03:00 (2300-0300)

Saturday 11:00 - 03:00 (2300-0300)

Sunday 11:00 - 03:00 (2300-0300)

The opening hours of the premises reflect the above Monday to Sunday 11:00 – 03:00

The Licensing Authority has received a number of complaints that Vybz Bar has been causing anti-social behaviour to local residents, operating outside the permitted hours and to be in breach of a number of conditions as shown on the Premises Licence. Most recently these complaints have related to;

Saturday 11th June 2022 at 5.36am (Friday night trading hours 11:00 – 03:00)

Sound audible from DJ playing. Patrons were still milling around on the street and one had even set up a sound system on the roof of their car to continue the party.

Saturday 28th May 2022 at 5.01am (Friday night trading hours 11:00 – 03:00)

Vybz Bar reported (by member of public) to be open with staff taking crowd control barriers inside. Loud music still playing from the venue. Over the next 15 minutes or so patrons continued to leave the premises.

Saturday 14th May 2022 at 5.04am (Friday night trading hours 11:00 – 03:00)

Vybz Bar reported (by member of public) to be open with loud music still playing from the venue. Patrons leaving the venue with a lot of cars parking on pavement area occurs due to the number of customers travelling by car. In the photo below, cars shown as parked on the right, block the pavement area outside 2 Craven Park Rd including pedestrian access to the Zebra Crossing



Since the above two incidents were reported to the Licensing Authority, these complaints are currently being investigated. I have made several attempts to contact Kamika Samuel by telephone, voicemail, email and text message but none of these have been returned.

On Friday 10/06/2022 I made a formal request by email to the Premises Licence Holder for a CCTV download from Vybz Bar to assist my licensing investigation.

I requested a CCTV download from **ALL cameras** at Vybz Bar to cover the following dates & times;

1. Saturday 28/05/2022 between 00.01am and 05.00am

2. Saturday 14/05/2022 between 00.01am and 05.00am

The premises has the following conditions attached in relation to CCTV.

Annex 2 – Conditions consistent with the operating schedule of the premises licence states;

1. CCTV shall be installed and maintained in a working condition.
2. All CCTV recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested.

This request has neither been acknowledged nor complied with.

I am an “Authorised Person” empowered by the Licensing Act 2003 to carry out inspection and enforcement roles. The Premises Licence Holder’s failure to comply with my request for CCTV is an offence under Section 136 of The Licensing Act 2003.

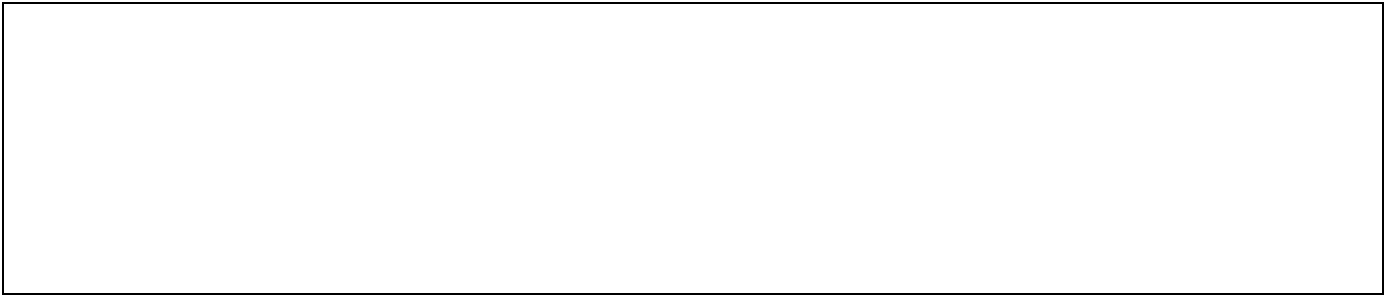
Enquires with a colleague in Environmental Health suggests that the Premises Licence Holder has told her that she no longer runs Vybz Bar. The Licensing Authority has had no notification of a transfer or surrender of the Premises Licence for this venue.

Enquiries with Brent Police Licensing reveals that they have had similar reports in relation to crime and anti-social behaviour linked with the premises and also the Premises Licence Holders refusal to engage with them and disclose CCTV when requested.

The promotion of the licensing objectives and achieving common aims relies on a partnership between licence holders, authorised persons, interested parties, responsible authorities and the Council. The Council’s Licensing Authority is keen to work in partnership with licensees to develop a prosperous and well managed economy whilst promoting the licensing objectives. But, we must carry out our functions under the Licensing Act 2003 with a view to promoting the four licensing objectives. In reaching my decision to apply for a review of the Premises Licence for Vybz Bar I have taken into consideration the Councils Licensing Policy and the current guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003.

There is clear evidence and information that the Premises Licence Holder is failing to promote the Licensing Objectives relating to the Prevention of Crime and Disorder and the Prevention of Public Nuisance. If she is not currently running the bar then there is serious concern as to actually who is. Due to the ongoing issues caused by the Vybz Bar and the Premises Licence Holders refusal to engage with the Licensing Authority I ask that the Licensing Sub-Committee considers the ultimate sanction of Revocation to be appropriate.

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

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

Please tick ✓ **Yes**

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 

Date16/06/2022.....

CapacityLicensing 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

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
CR9 2BY