



**METROPOLITAN
POLICE**

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TERRITORIAL POLICING

The Arch Public House
324 Harrow Road
Wembley
Middlesex
HA9 0FJ

NW BCU Licensing Department - Brent

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HA2 0DN

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Your Ref: 27115/020

Date: Monday 6th of February 2023

Our ref: 01QK/020/23/3122NW

Police representations to the application to vary a premises Licence for 'The Arch Public House, 324 Harrow Road, Wembley HA9 0FJ'

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.

Police are of the opinion that the risk to the Council's objectives can be mitigated by removing the requested variations or attaching conditions to the Licence as shown below. If these conditions were accepted in full, police would be in a position to withdraw their representations.

Officer: 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 to vary a premises licence under Section 34 of the Licensing act 2003. The Police representations are concerned with all four of the licensing objectives.

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

Personal License Holder

The sale of alcohol to drunken people and children is a major concern to Police and highlighted in the governments Alcohol Harm Reduction Strategy. Those who sell or provide

alcohol should be fully aware of the legislation and issues around alcohol and should be fully trained to a national standard.

Closed Circuit Television (CCTV)

Good quality CCTV is a basic requirement to help deter and detect criminal activity for all reputable license holders. Therefore a decent quality CCTV system is an essential tool and should be installed and maintained in accordance with Home Office Guidance. The system should be fully operational during the hours of business, with a member of staff present who can operate and if required download footage upon request of the police or other recognised authority from Brent Council.

Notices will also be displayed advertising the presence of the CCTV to help promote a secure and safe dining and working environment.

The Application

The Arch is one of the main public houses in Wembley that also sits inside the footprint of Wembley Stadium. The applicant is asking to extend its opening and licensable hours as well as use the external garden as follows:-

Extend all licensable activities by one hour until 02.00 hours on Friday and Saturdays.

Extend the opening hours by one hour until 02.30 hours following the extension in hours on the Friday and Saturday evenings.

Allow the consumption of alcohol in the external garden until 00.00hrs

Allow the sale of alcohol in the external garden between 10.00 and 22.00hrs.

The applicant is also asking to amend the existing match day restrictions so the venue doesn't have to close to the public, just cease trading.

In principle most of the above sounds feasible with the correct conditions in place. The DPS Mr Patel received a warning letter about his failings to adhere to match day restrictions on the 26th of March 2022. When this matter was discussed with him, he was unaware that the venue should have actually closed. It is concerning when a DPS is unfamiliar with the conditions on their license. Once conditions are agreed with this variation I would expect Mr Patel and his staff to be familiar with all the conditions on the premises license.

The application is also asking to remove the outside capacity numbers, but appears to content with the internal numbers. The capacity risk assessment has already been completed and I see no reason for this to be amended as there have been no structural changes to the venue, hence I believe that the external capacity numbers should remain as they are. I am also conscious that the application is asking to extend the use of the outside area, which could have an effect on surrounding neighbours especially if there is no restrictions on numbers.

The current license was issued in 2005 and could do with updating to allow these new proposed conditions and remove any outdated legislation, hence I have made a few

amendments. I have attempted to highlight the new conditions with the remainder as they were before, if not slightly reworded.

Police have no issues with the March BST hours proposed.

If the conditions below can be agreed, police would be in a position to agree to the variations listed.

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

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 upon request.
2. CCTV camera shall be installed to cover all the entrances and exits of the premises, as well as the outside seating area, the entrance gates and the interior bars.
3. A member of staff trained in the use of the CCTV system shall be available at the premise at all times that the premises are open for trading.
4. The CCTV system shall display on any recordings the correct date and time of the recording.
5. 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.
6. A suitable intruder alarm complete with panic button shall be fitted and maintained.
7. A 'Challenge 25' policy shall be adopted and adhered to at all times.
8. A sign stating "No proof of age -- No sale" shall be displayed at the point of sale
9. 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) Any complaints received.
 - b) Any incidents of disorder.
 - c) Any faults in the CCTV system.
 - d) Any visit by a relevant authority or emergency service.
10. A refusal book detailing date and time of the refused sale (of alcohol), the name of the person refusing the sale and a description of the person attempting to purchase alcohol, shall be kept and maintained and made available for inspection by authorised officers from Brent Council or the police.
11. A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from outside of each entrance to the premises.
12. Any staff directly involved in selling alcohol for retail to consumers and staff who provide training including managers shall undergo regular training of the Licensing Act 2003

legislation (at least every 12 months). The training shall be documented and signed off by the DPS and the member of staff receiving the training. This training log shall be kept centrally and made available for inspection by police and relevant authorities upon request.

13. Food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.

14. Off-sales of alcohol in sealed containers only.

15. Customers shall not be permitted to take glassware or any other open drink container save for recognisable soft drink containers, outside the premises as defined on the plan submitted to and approved by the Licensing Authority

16. When SIA Security are deployed, they shall wear clothing that can be clearly and easily identified on CCTV

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

18. No noise or vibration shall be detectable at any neighbouring noise sensitive premises

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

20. Any locks or flush latches on exit doors shall be unlocked and kept free from fastenings other than push bars whilst the public are on the premises.

21. Exits shall not be obstructed (including by curtains, hangings or temporary decorations), and accessible via non slippery and even surfaces, free of trip hazards and shall be clearly identified.

22. Any socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD having a rated residual operating current not exceeding 30 milliamps).

23. Subject to the updated and future risk assessment the maximum number of persons allowed on the premises will be:-

Internal – On non-event days the total capacity, not including staff shall not exceed 250 people as detailed in the licensable area plan submitted to Brent Council. On Wembley stadium event days, when internal seating for 80 persons is removed, the total capacity (not including staff) shall not exceed 330 persons.

External – The outside seating area / garden shall not exceed 50 persons on any day. This includes those using the area to smoke.

24. The Premises Licence Holder shall produce proof of full compliance with the Home Office "AN EMPLOYERS GUIDE TO RIGHT TO WORK CHECKS" - April 2022 or any subsequent issue. This proof must be available to be produced on demand, to an Authorised Officer of Brent Council, a Police Officer or Home Office Immigration Officer"

25. No entry or re-entry shall be permitted after 00.00 hours (midnight)

26. The outside drinking areas shall cease at 00.00 hours (midnight), except for customers using this area to smoke. This shall not exceed ten people including staff and SIA.

27. A noise limiter set at a level agreed by Brent Council's Licensing Unit shall be used at all times.

28. The sale of alcohol in the front outside area shall be permitted from 10.00hrs until 22.00hrs daily.

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

30. The playing of live or recorded music shall not be permitted in any garden or external area.

31. All external doors and windows must remain closed at all times when amplified live or recorded music, karaoke or disc jockey is provided at the premises

32. The licensee shall ensure that any activity associated with the premises shall be carried out in such a manner so as not to cause a public nuisance to neighbours.

Match Day Restrictions

33. The DPS or deputy shall work in partnership with the Police and if necessary comply with any direction given by a senior Police Officer, or Licensing Authority, on duty at the event. These directions may include:

(a). Ceasing the sale of alcohol for a period of time. This will be monitored and the supply of alcohol reinstated as soon as is possible.

(b). Closing the entire premises for a period of time. This will be monitored and the premises reopened as soon as possible.

34. A personal licence holder shall be present on the premises to supervise the sale of alcohol.

35. Customers shall not be allowed to congregate outside the premises / garden area.

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

37. Alcoholic beverages shall not be sold or supplied one (1) hour before the designated kick off or start time of the event and will not resume until fifteen (15) minutes after the game, match or event has started.

38. The premises will not show live domestic or international televised football matches on football event days.

39. The premises shall only take one set of football supporters on match days. (Details of the team splits will be communicated by the police / council on a game to game basis).

40. No children shall be admitted unless accompanied by a responsible adult.

41. The number and timings of SIA registered door staff required shall be risk assessed, but a minimum of two (2) SIA registered security shall be put in place at least 4 hours before the designated kick-off time. They will remain on site until at least 2 hours after the game has finished.

If the applicant is able to agree to the conditions below, police would be in a position to withdraw representations.

Yours Sincerely,

PC Phil Graves 3122NW
NW BCU - Brent Licensing
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