



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 YANNICK GREEN 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 99-101 Willesden Ln, London NW6 7SD	
Post Town LONDON	Post Code NW67SD
Name of premises licence holder or club holding club premises certificate (if known)	
Number of premises licence or club premises certificate (if known)	

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

GREEN

First names

YANNICK

Please tick ✓ Yes

I am 18 years old or over



Current postal
address
if different from
premises address

[Redacted]

Post Town

[Redacted]

Postcode

[Redacted]

Daytime contact telephone number

[Redacted]

E-mail address (optional)

[Redacted]

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

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

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-
-
-

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

As residents whose house is not only within proximity, but in fact attached to the Kilburn Arms. The noise and vibrations transmit through the walls into our bedroom and kitchen.

We wish to contest the current license of the Kilburn Arms under the "prevention of public nuisance".

The grounds for review are based on increased amounts of offences since the Kilburn Arms has had live bands on every Wednesday and Saturday Nights as well as the occasional Friday nights which has been persistent since March 2022. Ever since we first contested their license in 2022 the situation has only worsened. Brent have imposed some minor restrictions on their license and they struggle to adhere to these.

We know that their license has been in place prior to when we purchased our home off of Brent Council in 2012. Minor reductions have been imposed but the situation has worsened for residents.

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

SITUATION :

Our case has been ongoing since March 2022 with regards to noise and public nuisance. The issue has deteriorated despite the weather being colder. We are now fearing when the weather gets warmer and we have to have the windows open.

Our first meeting with the Kilburn Arms was on the **17th May 2022** and also where we negotiated the following:

- all doors to the pub should be closed once the music starts at 8pm
- the back terrace must be closed at 10pm
- the duration should be between 8pm and 11pm with the last song played at 10.55pm
- that they seek ways to soundproof the venue

Following visits/communication with The Kilburn Arms, have been:

- 19th July 2022 – Letter sent from the residents to The Kilburn Arms
- 7th June 2022 – Diane Lewis, Brent Noise team emailed and visited the Kilburn Arms
- 12th October 2022 residents met with the on-duty manager
- 28th August 2022 residents met with Costas

Brent council have taken over communications with the Kilburn Arms in 2023 as our direct conversations with the pub are ineffective and not taken seriously.

ISSUES :

We have kept a noise diary (attached) and regular noise recordings via the NoiseApp. As you can see the dates and times are consistent with times of the music playing regularly running over the 11pm cut off. Furthermore, the noise and disturbance from the terraces, often running into the early hours of the morning. The recent planning application for the front and back terrace has now impacted our peace and quiet in our own home.

As residents with two young children, we noticed that they are quite anxious and restless on Wednesday and Saturday nights. The music and sound from the Kilburn Arms premises cause our children to wake from their sleep on these evenings. This has a knock-on effect on our sleep and as a result our whole family suffer on Thursdays and Sundays!

Because some weeks the situation has been so unbearable, we have in the past felt compelled to get out of the comfort of bed to go round the Kilburn Arms in pajamas after 11pm as the music is still going on, with doors wide open and in full swing with no sign of stopping! Once the live music ends, recorded music is played through speakers onto the decking. Evidence has previously been submitted.

We now feel that we are trapped in our own home when the live music nights are on as the crowd has been known to be hostile and we have no peace or quiet. It is hard to relax after a hard day at work with the uncertainty of when we can actually fall asleep.

The first occasion on going round to the Kilburn Arms past 11pm, we were met with sincere apologies from the manager however on every occasion after this, we have been quickly dismissed, with the on-duty staff showing a reluctance to stop the music and the conversations have been confrontational making us feel intimidated. We had to call the police as one of the punters from the pub was aggressive and followed my husband to the door of our home.

Police ref numbers are : **82201022** and **PWN-15938-22-0101-B20**

The following mornings of live music events (Thursdays and Sundays), we clear up broken glass from our entrance to our house and during the summer months when the weather was hot, hose down the doorway as it smells of urine!

It is also apparent that there is a strong smell of marijuana which we can now smell on Wednesday and Saturday nights coming from the terraces (front and back). Now that our children are a little older, they are becoming more aware and waking more often with nightmares when the music is on.

The Kilburn arms are now not only impacting young working parents but now impacting on the quality of sleep and heightening the levels of anxiety on our young children (4 and 2 years old).

CONCLUSION :

As a result of the actions of the pub, we are unable to enjoy peace in our own home and feel intimidated on busier nights. Their irresponsible actions are disturbing our young children, creating a state of fear and panic in the early hours of the morning which comes from the pub every Wednesday and Saturday which is negatively impacting our lives and fashioning an unhealthy environment.

What we would like to make clear is that we DO NOT want to end live music for the Kilburn Arms however we would like to see them cooperate with us and police it effectively.

We would like to see the following implemented:

- The Kilburn Arms should NOT be required to stage performances of live music, or the playing of recorded music from **Sunday to Friday (AM and PM)**.
- Live music, or the playing of recorded music should be permitted only on **Saturday evenings from 8pm to 11pm**. (Band warmups should also be conducted within this time frame)
- All outdoor seating/space should be closed **at 9pm every day** throughout the year. This means people who drink at the pub outdoors should not be congregating on the terrace past 11pm. From what I have observed, other pubs in the local area stop live music and last orders are at 10.30-10.45pm and everyone must disperse by 11.15pm.
- The doors to the Kilburn Arms should always closed when the music is played. Please note the front doors leading onto Willesden Lane should be double closed, not just the internal doors.
- The back doors to the back terrace should always be closed when live music, or recorded music is played.

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			
0	9	1	1	2	0	2	2

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

We have contested the Kilburn Arm's license in 2022 and went through to a hearing in January 2023 which the terms above were imposed until they contested the councils decision in 2023. Ever since they appealed and settled out of court with Brent Council, there has been little to no difference to where we were in 2022! We feel as residents we have been let down, as their operating hours license are incredibly unfair. We would also like to mention that even with some minor conditions imposed, the Kilburn Arms have really struggled to adhere to these i.e. Closing all doors when the music is on, managing the dispersal of patrons and closing the rear terrace at 10.30pm. The music is still as ever, LOUD.

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.

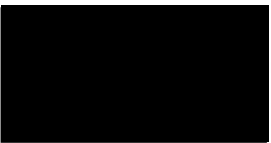




Part 3 – Signatures (please read guidance note 4)

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 . 

Date May 2024

Capacity Resident

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

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

DAAT
Public Health Directorate
Wembley Centre for Health and
Care
116 Chaplin Road
Wembley
Review of a Premises Licence or

Tel: 020 8937 5210

Tel: 020 8937 5359

HA0 4UZ

Home Office Immigration Enforcement
Alcohol Licensing Team
Lunar House
40 Wellesley Road
Croydon
CR9 2BY

