

**Brent Borough  
Licensing Department**

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Health Safety and Licensing  
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Your re

Our ref: 29072013

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Date 25th Sept 2013

**Police Representation to the application for a Premises Licence for 'Grill 4 U'  
758 Harrow Road, NW10 5LE.**

I certify that I have considered the application shown above and I **wish to make further representations** that the likely effect of the grant of the application is detrimental to the Council's Licensing Objectives for the reasons indicated below.

I am 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.

Officer: Nicola McDonald

PC 157QK Licensing Constable

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 for a premises Licence under section 17 of the act. The Police representations are primarily concerned with crime and disorder.

Since the initial police representations were made neither the applicant nor the applicant's agent have responded.

I visited the premises on Friday 20th September 2013 at 2320hours. A male who gave his name as Nuno Rodrigues was alone in the premises. I understand Nuno Rodrigues to be the applicant for the premises licence. His English was poor and he was also under the influence of alcohol (there was a partially consumed bottle of Whisky on the table where he was sitting). I left my business card with Mr Rodrigues and asked him to get Mr Rocha (his agent) to contact me on Tuesday 24th September. Mr Rocha has not made any contact. It is difficult to progress this application without speaking to the agent.

Police are requesting that the hearing for this application be adjourned. Neither I nor my two colleagues within Brent Police Licensing unit can be present at the hearing on 26th September because we are all required to attend a central licensing seminar and therefore the times for our tour of duty have been changed.

This case has not been adjourned previously. Although the initial application was made on 10th July 2013, it was not accepted as a complete application by the licensing Authority until 22nd July 2013 because the application was missing details in regard to the DPS. The applicant and agent on this occasion failed to respond to e mails and voice mails from Grace Rudman a licensing support officer.

However after the application was accepted the consultation period again had to be suspended because after a visit by LBB licensing enforcement officer Esther Chan, it was discovered that the plans submitted with the application were in fact not showing a true reflection of the premises layout.

These delays are the fault of the applicant and agent not any responsible authority.

Police do not believe that it would be in the public interest to hear this application without evidence being given by police. If the committee see fit to hear this application in there absence I would like to bring the following to your attention.

On Thursday 8th August 2013 LBB licensing enforcement officer Esther Chan visited the premises and noted there was empty bottles of alcohol on the tables.

On Friday 23rd august 2013 LBB Licensing enforcement officer Lavine Miller-Johnson visited the premises. Both Mr Rodriguez and Ana Maria Silva (DPS) were present. When Lavine explained that alcohol could not be supplied as the licence had not been granted, Ana said she would be allowing customers to purchase a meal and a beer as a special offer. Lavine advised Ana that this would not be possible as alcohol was still being sold even if you are selling it in the price of a meal. Ana told her that her agent Jose Manuel Rocha had told her that it was ok for her to sell the beer with a meal. I explained to Ana that the agent had miss-informed her and if she did continue to sell beer with a meal over the carnival period then enforcement action would be taken.

On Friday 20th September 2013 at 2320hours I attended the venue. The front door was locked, I could see one male sitting at a table drinking from a bottle of whisky and smoking a cigarette. I knocked on the door and showed my warrant card. The male unlocked the door and identified himself as Nuno Rodrigues, he spoke very little English and was under the influence of alcohol. I noticed sitting on the bar was approximately six used wine glasses. Some of them had the remains of red wine. Mr Rodrigues said customers bought it at the shop down the street and brought it in to the restaurant. In the bin behind the bar I saw an empty bottle of red wine that did not have a price tag and an empty bottle of Sagres beer. I also saw on the floor behind the bar a partially consumed large commercial box of red wine with the tap exposed. I believe this applicant is and has been showing blatant disregard to the licensing legislation and supplying alcohol without authority. I explained to Mr

Rodrigues he could not smoke in the venue even when it is closed to the public as it is a work environment and is breaching the Health Act.

Police now have reservations that the management of this venue will strive to uphold the licensing objectives and therefore consider the opening hours of this venue to be excessive as it is located in a residential block of flats and music and entertainment will be provided.

If this application is heard in the absence of Police and the licence is granted, Police request the conditions on page 91 are attached to the licence and licensable activity ceases at midnight on Friday and Saturdays and 2300 hours the remainder of the week with closing time thirty minutes after each.

Yours Sincerely

Nicola McDonald PC157QK  
Licensing Constable  
Brent Police