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Date: 4th November 2019

Your ref: 17722

Our ref: QK/643/253NW/19

Police representation to the Premises Licence Review Application for Barril Restaurant & Pizzeria, 159 High Street, Harlesden NW10 4TR

Officer: Damien Smith 253NW
Licensing Sergeant

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 review of the premises licence under section 51 of the act.

I certify that I have considered the application shown above and I wish to make representations.

The Police representations are concerned with the prevention of public nuisance, public safety and Crime and Disorder.

In August 2018 Brent Council issued/served a noise abatement notice to the Barril Restaurant & Pizzeria at 159 High Street NW10 4TR.

In September 2018 Police were made aware by their partners at the Council that residents had complained about excessive noise and loud music emanating from the premises.

In January 2019 Police were informed via the council that further complaints had been received regarding the premises and in particular in relation to the use of the venue on the 6th January 2019. The Complainant described that the nuisance was both in and outside the venue. On the 6th January Police were called to an assault outside the venue recorded as Crime (190***7/19). There was a mention of an assault outside the premises in the complainant's email thus supporting the complainant's claims.

With the venue coming to the attention of the relevant authorities, on the 17th January 2019 PC Keen from the Brent Police ASB team contacted the Partnership tasking

team (PTT). The PTT are a team that specifically are tasked to areas or individuals of concern deemed problematic.

On 19th January the PTT visited the venue at 2250 Hours and found it was packed, with live music being played and although some patrons were sat at tables there were groups standing in a confined space with little food on show. At one point the head count was a 100 persons at the premises. There was one obvious member of staff who provided his name as Mr Agnaldo Dal Forno. Mr Dal Forno was unable to provide officers a copy of the premises licence, any incident or refusals log and unable to tell officers how many persons were in his venue. It was pointed out to him that the capacity for the premises was 36 which includes any staff or performers. Mr Dal Forno seemed surprised that no more than 36 should be in the venue. He was advised to reduce the numbers to the safe capacity as set and agreed upon on the premises licence. Mr Dal Forno informed officers that the owner was Mr Roshan Wial and he had all the paperwork. As officers left the venue it seemed that more had turned up and sought entry to the venue.

On Sunday 27th January Police attended the venue, this time deliberately earlier in the evening at around 20.19 hours. When they arrived there was live music being played and 37 customers in the premises. Given the previous visit the officers in attendance had no confidence that the manager was or would adhere to the premises licence conditions. A (CPNW) Community Protection Warning Notice was issued there and then (**DJS/3**). This was to stop any Anti sociable behaviour immediately under the Anti-Social Behaviour, Crime & Policing Act (2014). In addition breaches of the premises licence were apparent and Police issued a form 694 (**DJS/1**) to Mr Dal Forno listing the breaches; Condition 7 (Annexe 2) People being served alcohol without food, Condition 8 (Annexe 2) No incident log on premises and Condition 9 (Annexe 2) No copy of the premises licence on display or in the premises.

With the information and evidence of repeat behaviour PC McDonald wrote a formal warning letter to Mr Wial via the Commercial address and addressed to Mr Dal Forno. The letter was sent on the 14th February 2019. Within this letter (**DJS/2**) Police expressed their concerns at the current operation of the business and at how many times the venue had come to the relevant authorities notice. The letter also made reference to how Mr Wial could transfer the Premises licence and DPS if he wanted to.

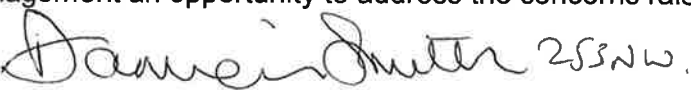
On Saturday 2nd March 2019 the venue was visited by Council officers and breaches of the licence conditions were identified including the capacity being exceeded. It was clear that the current management had a blatant disregard for Public Safety and were ignoring any advice or warning issued by the relevant authorities.

On 17th March Police received an application and consent form regarding transferring the premises licence from Mr Wial to Mr Dal Forno. It was on each visit that the person working at the venue was Mr Dal Forno. On 23rd March Mr Dal Forno submitted an application to vary the DPS and nominated Mr Marco Paulo Coelho Vasconcelos.

Despite the changes the premises has continued to be subjected to complaints and on Monday 21st October Police were made aware that the Noise Complaint Team at Brent Council had applied for review of the premises licence for Barril restaurant & Pizzeria.

Police have no confidence in the operational procedures in place with this venue. There appears to be a blatant disregard for the Public Nuisance objective and for the conditions as set out on the Premises licence. Police believe the licence should be revoked given the impact it has had with the residents. If the committee do not revoke the licence Police would recommend the maximum suspension in order to provide the management an opportunity to address the concerns raised.

Yours Sincerely,

Handwritten signature of Damien Smith 253NW.

PS Damien Smith 253NW

Licensing Sergeant Brent, Harrow & Barnet

