Harrow Council, Licensing Section, P O Box 18, Station Road, Harrow.

Making a Representation in respect of a Review Application for 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 Alan Riley..... make this representation under (Insert name of applicant) the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description Seán Óg, 108 High Street, Wealdstone

Post town Harrow Post code (if known) HA3 7AH.

Name of premises licence holder or club holding club premises certificate (if known) Mr Paul Martin Nee

Number of premises licence or club premises certificate (if known)

LN00000931

Part 2 - Applicant details

l am 1) an interested party (please complete (A) or (B) below)	Please tick
a) a person living in the vicinity of the premises	
 b) a body representing persons living in the vicinity of the premises 	
c) a person involved in business in the vicinity of the premises	
 d) a body representing persons involved in business in the vicinity of the premises 	

2) a responsible authority (please complete (C) be	elow)
3) a member of the club to which this applicat (please complete (A)	
(A) DETAILS OF INDIVIDUAL APPLICANT Mr Mrs Miss Miss	(fill in as applicable) Ms □ Other title □ (for example, Rev) First names
I am 18 years old or over Current address	Please tick ✓ yes
Post Town	Post Code
Daytime contact telephone number Email address (optional)	
(B) DETAILS OF OTHER APPLICANT	
Name and address	

Telephone number (if any)

E-mail (optional)

2 (C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address	
Alan Riley	
Licensing Officer	
Licensing Department	
Harrow Council Hub	
Central Depot	
Forward Drive	
Harrow Council	
HA3 8NT	
Telephone number (if any)	
E-mail (optional) licensing@harrow.gov.uk	

This representation relates to the following licensing objective(s)

Please tick one or more boxes

 $\overline{\mathbf{V}}$

 \checkmark

- 1) the prevention of crime and disorder
- 2) public safety3) the prevention of public nuisance

4) the protection of children from harm

Please state the ground(s) for review (please read guidance note1)

I make this representation on behalf of the Licensing Authority.

The following is a brief history of the premises from the date of the transfer to the current licensee.

08/08/2017, Premises transferred to the current licensee.

21/12/2017, Premises was inspected by licencing officer D Fergus. Please see for details of issues and breaches of conditions namely

1. The full premises licence was at the premises however a summary of the licence was not on display, as required under section 57 of the Act.

Failing to display the summary is a criminal offence, for which the maximum penalty on summary conviction is a fine of £500.

(Mandatory Licensing Conditions) (Amendment) Order 2014

The following breaches of the licence were found:

2. Condition 4, states - The responsible person must ensure that —

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures —

(i) beer or cider: 1/2 pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises.

At the time of visit, you did not have a 125ml measure for wine.

3. Annex 2, condition 4 states - A monitored central station alarm will be installed, operated and maintained according to the reasonable specification of the Metropolitan Police. There is no central station alarm installed at the premises.

4. Annex 2, condition 5 states - CCTV will be installed, operated and maintained according to the specification of the Metropolitan Police. Images will be securely stored, kept for a minimum of 31 days and be made available to officers of the police or local authority upon request. Additional Items

1. Your fire extinguishers were last tested in 2013. They need to be tested annually.

2. There was no incident log at the venue. It is strongly recommended that you have an incident log to be kept at the premises for at least 12 months, and examined on a regular basis by the DPS and the date and time of each examination will be endorsed in the register.

The register shall be made available on request to an authorised officer of the licensing authority or the Police, which will record the following:

(a) all crimes reported to the venue, or by the venue to the Police

(b) all ejections of patrons

(c) any complaints received

(d) any incidents of disorder

(e) seizures of drugs, offensive weapons, fraudulent ID or other items

- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service

(The full letter and its contents can be found as AR1)

31/01/2018, Gaming permit applied for issue with the application resulted in a visit to the premises, During the visit it was discovered that 3 gaming machines on site whilst only 2 are permitted on the gaming machine notification.

26/3/2018 (15:00pm) - Street Trading Visit - Visited the premises as there are 2 'A' Boards placed on the public highway. Joint visit with Neil G. Spoken with the manager - Ms Johanna O'Sullivan. Tel: **Explained the regs.**, application form, sketch, fees, public notice form. Advised that only 1 board permitted per single business. Instructed to remove both boards until the licence is granted for one. Form given and photo taken.

05/04/2018, unlicenced street trading at the premises, 2 A boards on site however, only one is permitted per premises providing that an appropriate licence is acquired.

14/10/2018, complaint received from resident, it was reported that there were issues with noise and ASB reported that there was damage to property ref CAD 7651410 13/10/2018.

10/08/2019, incident reported at the premises resulting in a broken window reported to police by Jo O'Sullivan {premises manager}.

19/06/2019-16/10/2019, Issues reported to the police with regards to large groups of males smoking drugs outside the premises and walking into the premises with lit tobacco/ marijuana cigarettes to use the toilet. Investigation into these issues highlighted issues with the CCTV system that were similar to those warned about in DF's warning letter 21/12/2017. Letter sent by PC Downs 05/01/2019 (see AR2)

26/12/2019, 01:49 Report of criminal damage at the premises logged with the police. All Licensable activities at the premises should have ceased at 22:30 on the 25/12/2019. As a result of this report on the 31/01/2020 a warning Letter was sent to the premises with regards to the over running of hours and also detailing issues with the CCTV being damaged and only set to record for 14 days not the 31 as required. (previously advised of this back in previous warning letter dated 21/12/2017). Additionally, the fire extinguishers were also untested. (See AR3 for letter sent).(AR3.1 Email from D Cowley to licencing).

12/06/2020, licence amendment change of name from TJ's to Sean OG.

20/02/2022, incident of Violence reported at the premises as part of the investigation it was found that there were unauthorised licensable activities at the premises by way of over running the timings as permitted by the licence. As a result of this a warning letter was sent by PC Darwood dated 24/02/2020. (see AR4)

11/03/2023, at 02:18 police and ambulance service were called following a report of a stabbing in the premises. (See AR5)

16/03/2023 13.06 hours Licensing officer Visit with PC Darren Cowley and SGT James Clarke. Met with Johanna O'Sullivan at the premises. Mr Paul McNee was not present as he had childcare commitments. Ash Wagela's Officer Notes from this meeting (AR6) In short; PC Cowley advised that the CCTV shows that there were customers still on the premises between 01:45 and 02:00 on Saturday 11/3/2023 and this was when the fight took place. Johanna says that the customers were trying to help stop the fight. Then she went on to say the trouble started from a joke and then tension built up and things got out of hand. She also confirmed that she was the only member of staff on the premises at the time. PC Cowley suggested that the premises should start to take last orders at 23:00 hours and close at 23:30 hours to prevent further incidents. Sgt Clarke would prefer the premises to close at 23:00 hours.

17/03/2023, A Microsoft teams meeting was held with Johanna O'Sullivan, Sgt James Clarke and I to discuss further steps. Sgt Clarke advised again that although we cannot force the premises to close at an earlier time that what is stated on the licence, he would prefer that the premises close daily at 23:00 hours. Johanna was opposed to this as it would affect her income.

06/04/2023, review application received.

As a responsible authority I note that this review application is warranted and support it fully. The Licensee has consistently shown his lack of ability to follow existing conditions and the current timings of the licence. I note that Joanna Sullivan was the only member of staff that was present at the time of the latest incident. Should the panel consider removing the Current DPS Paul McNee, Joanna Sullivan should not be considered as a suitable replacement. History shows she has been at the premises as Bar manager whilst offences have been repeatedly committed. The implementation of additional conditions or a reduction of time permitted to carry out licensable activities would be a waste of time and cause further issues.

As per my chronology above and the history of the premises. As the licensee and his management continue to ignore the current conditions and licence timings, I recommend that this licence be revoked.

Please provide as much information as possible to support the application (please re	ead
guidance note 2)		

			Please tick yes
Have you made a representation relating to this premises before			
If yes please state the date of that representation, Day Month Year			
If you have made representations before relating to this pre- were and when you made them	emises p	lease sta	ate what they

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE [AMOUNT], UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 - Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent. (please read guidance note 4) If signing on behalf of the applicant please state in what capacity.

Signature Alan Riley

Date...04th May 2023

.....

Capacity Licensing Officer

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 5)

Post town

Post code

Telephone number (if any)

If you would prefer us to correspond with you using an email address your e mail address (optional)

Notes for Guidance

1. The ground(s) for representation must be based on one of the licensing objectives.

2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation if available.

3. The application form must be signed.

4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

5. This is the address, which we shall use to correspond with you about this representation.

Relevant Representations means;

- a) are about the likely effect of the grant of the premises licence or club premises certificate on the promotion of the licensing objectives,
- b) that the representation were made by an interested party or responsible authority within the period prescribed, 28 days from the application was advertised.
- c) in the case of representations made by an interested party (who is not also a responsible authority) that they are not, in the opinion of the relevant Licensing Authority, frivolous or vexatious.

Further restrictions apply relating to Police Representations on DPS's and representations on provisional statements. Please check with the Licensing Section.



AR1

TJ's Sports Bar 108 High Street Wealdstone Harrow Middlesex HA3 7AH

Dear Mr Nee,

Licensing Act 2003 - Breaches of conditions

TJ's Sports Bar, 108 High Street, Wealdstone, Harrow, Middlesex, HA3 7AH

I am writing about a visit to the above premises on 15/12/17 at 17.00 hours. During the visit the following breaches were found of the premises licence:

1. The full premises licence was at the premises however a summary of the licence was not on display, as required under section 57 of the Act.

Failing to display the summary is a criminal offence, for which the maximum penalty on summary conviction is a fine of £500.

(Mandatory Licensing Conditions) (Amendment) Order 2014

The following breaches of the licence were found:

2. Condition 4, states - The responsible person must ensure that -

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures —

(i) beer or cider: 1/2 pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises.

At the time of my visit, you did not have a 125ml measure for wine.

address Harrow Council, Civic Centre PO Box 18, Station Road, Harrow, HA1 2UT tel 020 8901 2600 email licensing@harrow.gov.uk web www.harrow.gov.uk fax 0845 280 1845 3. Annex 2, condition 4 states - A monitored central station alarm will be installed, operated and maintained according to the reasonable specification of the Metropolitan Police.

There is no central station alarm installed at the premises.

4. Annex 2, condition 5 states - CCTV will be installed, operated and maintained according to the specification of the Metropolitan Police. Images will be securely stored, kept for a minimum of 31 days and be made available to officers of the police or local authority upon request.

When I visited, the CCTV system was away for repairs. It is important that the repair is carried out as soon as possible, as it is a condition of your licence. I have noted you said it would be repaired on Monday 18/12/17.

Additional Items

- 5. Your fire extinguishers were last tested in 2013. They need to be tested annually.
- 6. There was no incident log at the venue. It is strongly recommended that you have an incident log to be kept at the premises for at least 12 months, and examined on a regular basis by the DPS and the date and time of each examination will be endorsed in the register.

The register shall be made available on request to an authorised officer of the licensing authority or the Police, which will record the following:

- (a) all crimes reported to the venue, or by the venue to the Police
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs, offensive weapons, fraudulent ID or other items
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service

It is essential that you adhere to all of the conditions that are on your premises licence. Failing to comply with the conditions on your licence is a criminal offence, which can lead to a maximum penalty on conviction of a fine and/or up to 6 months' imprisonment. Your licence may also be reviewed which either can lead to it being revoked, suspended or additional conditions added to it.

I would be grateful if you would pass this information to the relevant person(s) for attention to ensure further breaches do not occur.

No further action is proposed on this occasion. This warning will be kept on our files and may be referred to should other enforcement action be required in the future. If you require any further details, please contact the licensing team as shown.

Yours sincerely

Derek Fergus Licensing Team (CSS) Licensing Officer Environment and Enterprise Email: licensing@harrow.gov.uk



Paul Nee



Licensing Team Partnership & Prevention Hub South Harrow Police Station 74 Northolt Road South Harrow HA2 0DN

Telephone: Email:

Dear Mr Nee,

I am writing in reference to the recent licensing inspection conducted at your premises – TJ's Sports Bar, 108 High Street, Wealdstone, HA3 7AH on 19th December 2018.

As part of the inspection, I spoke with you and went through the conditions on annex 2 of the premises licence. Three breaches were found and are as follows:

Condition 4: A monitored central station alarm will be installed, operated and maintained according to the reasonable specification of the Metropolitan Police

Condition 5: CCTV will installed, operated and maintained according to the specification of the Metropolitan Police. Images will be securely stored, kept for a minimum of <u>31 days</u> and be made available to officers of the police or local authority upon request. – *I am aware that you have CCTV but only stores for 28 days.*

Condition 6: A record of age related refusals will be kept and made available to officers of the police or local authority upon request.

Whilst these breaches may seem minor, it is important that all conditions on the licence are adhered to. If you feel that any of the conditions on your licence are no longer fit for purpose or could benefit from amendments, this can be considered by way of a variation application. My team will be conducting follow up inspections to your premises and other premises in the Wealdstone area within the next month. If you have any issues complying with the conditions on the licence, or have anything you wish to discuss please do not hesitate to contact us. Contact details at the top of this letter.

Yours sincerely,

PC Francesca Downes Licensing Officer Partnership & Prevention Hub

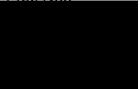
Yours sincerely,





METROPOLITAN POLICE

Paul Nee



Licensing Team Partnership & Prevention Hub South Harrow Police Station 74 Northolt Road South Harrow HA2 0DN

Telephone Email:	

31/01/2020

Dear Mr Nee,

I am writing in reference to the recent allegation of criminal damage at your establishment – TJ's Sports Bar, 108 High Street, Wealdstone, HA3 7AH on Thursday the 26th of December 2019 at 01.49 hours.

I submitted a written request for the CCTV making two trips to your venue to obtain the footage. I spoke with a member of your bar staff (Paul) who informed me that he had passed on the request to you.

On the 13th of January 2020 I spoke with Joanna O'Sullivans who told me that the CCTV system was broken over the Christmas period due to water damage and that your venue would not be able to supply any CCTV footage for the festive period. Joanna went on to say that the system had since been fixed but was only capable of recording for 14 days now.

I pointed out the conditions on your premises Licence which state on annex 2 of the premises licence as follows

Condition 5: CCTV will installed, operated and maintained according to the specification of the Metropolitan Police. Images will be securely stored, kept for a minimum of <u>31 days</u> and be made available to officers of the police or local authority upon request.

Whilst the damage to your CCTV system was unfortunate it does amount to a breach of your current conditions. I also note that on two previous visits to your establishment faults were evident with your CCTV system, on a visit conducted by PC Downes on the 19th of December 2018 she was informed that the CCTV only recorded for 28 days and not 31 as above. On the 13th of August 2018 PC Moran requested to view footage from the 12th of August 2018 and was told the CCTV system was not working due to a water leak which damaged the CCTV.

Another point of concern is your trading hours on Christmas day, according to your premises licence your hours are 12 noon to 3pm followed by 3pm to 2230pm. The officers who reported the crime in the early hours of Boxing Day 26th December 2019 at 01.49am asked your staff what time you were trading too. The officers were informed that the venue was having a private party/lock in. It is noted that you had no arrangement such as a temporary event notice in place for this event.

I must point out that any breaches of the premises Licence amount to an <u>offence</u> under s.136 Licensing Act 2003, which carries an unlimited fine and/or up to 6 months imprisonment.

This letter is a final written warning. The Metropolitan Police as a Responsible Authority under the Licensing Act 2003 reserves the right to initiate a Review of your Premises License and take enforcement action with reference to the commission of offences under the 'Act'

If you would like to discuss the content of this letter, please do not hesitate to contact me using the above numbers/email address.

Yours sincerely,

PC Darren Cowley 2548NW Licensing Officer Partnership & Prevention Hub

AR3.1

From: Darren.Cowley Sent: 31 January 2020 12:28 To: Charlene Ellis Subject: Copy of final warning to TJ's

Hi Charlene,

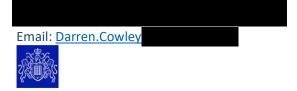
Attached is a copy for your records of a final warning to TJ's sports bar Wealdstone given today to the owner/manager Mr Paul Nee.

He assures me that there will be no further problems from his venue in the future.

Regards

Darren Cowley

PC 2548NW Harrow licensing Unit



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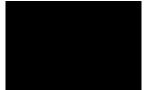
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Mr Paul Nee



Licensing Team Partnership & Prevention Hub South Harrow Police Station 74 Northolt Road South Harrow HA2 0DN

Telephone: Email:	l

24/02/2022

Dear Mr Nee,

I am writing this letter to you in connection with an incident of violence that occurred on the morning of the 20th February 2022, originating from your venue;

SEAN OG, 108 High Street, Wealdstone, Harrow, Middlesex, HA3 7AH.

I have previously visited your venue alongside Harrow Councils Licensing Team and made you aware of some incidents and complaints regarding disorder and anti-social behaviour from your patrons. These incidents have occurred at the venue above where you are the current Premises Licence Holder (PLH) one such incident required your establishment to provide CCTV to Police as per Annex 2 of your licence.

The incident on the 20th February 2022 has caused GBH level injuries to the victim and as such your CCTV has been downloaded and reviewed. Analysis of this CCTV has shown you operating and selling alcohol for an hour after you are licensed to do so whilst also allowing patrons to leave the premises with glasses in hand.

I must point out that any breaches of the Premises Licence amount to an <u>offence</u> under s.136 Licensing Act 2003, which carries an unlimited fine and/or up to 6 months imprisonment.

This letter is a final written warning. The Metropolitan Police as a Responsible Authority under the Licensing Act 2003 reserves the right to initiate a Review of your Premises License and take enforcement action with reference to the commission of offences under the 'Act'; Action which we will undertake should any further incidents occurr.

If you would like to discuss the content of this letter, please do not hesitate to contact me using the above numbers/email address.

Yours sincerely,

Sean O'g crime report 2003###/23 11th March 2023 summary of report.

At 0218hrs on 11th March 2023 Police and LAS were called to Sean Og public House, 108 High Street, Harrow to reports of a fight between several people with reported injuries. Upon arrival police located 3 Albanian males inside the pub with varying degrees of injuries.

One of the males had a very serious cut to his neck believed to be arterial bleed and cuts to his head, arm and hands. A second male has cuts to his body and neck but not as serious as the first. A third male has cuts to his hands and body. These males were assessed at the scene by LAS.

2 more males were located nearby on Canning Road and both from the travelling community. They had cuts and blood on them. Enquires with CCTV identified these males to be related to the fight and both arrested for GBH. In total 5 persons were taken to hospital as follows: 2 x males to St Mary's hospital, 2 x NPH, and 1 x Ealing Hospital. Crime scenes are currently in place covering the following locations: From 'Sean Og 'public House / 'Mere' Food Centre JCT Grant Road and along the road to Town Centre, High Road/Green Leaf Way however as of 0537hrs scaled back to cover just the public house.

CID - SOCO scene guidance

Suspect party (Irish males) were sitting at the bar. One of them was drinking from a Strongbow can and one out of a glass, both of which remain on the bar by a mobile phone which belongs to one of the suspects. Victim party (Romanian males) were sitting further along the bar towards the back of the pub, opposite the Stella tap.

Items to consider seizing / swabbing:

(Outside) Broken pool cue - this has been moved from the road by the pavement curb to just inside the scene to preserve.

(Inside) Multiple broken pool cues - on pool table, on floor by sofa, on floor by pool table, leaning against the wall by the toilets. Broken chair legs. Broken glasses - on floor by pool table, on floor by bloodied clothing, on floor by pale coloured coat. Mobile phone on bar. Chanel scarf under table by pool table. Glass with liquid in next to mobile phone on bar. Strongbow can near mobile phone.

CCTV UPDATE

Two SIM cards have been removed from two of the newer cameras from inside the Sean Og pub. These were able to be removed from the scene with the landlady's consent. These cameras face the pool table and the bar. I have reviewed some of this footage and identify the clip which captures the beginning to the end of the incident. This has been added under the BWV section and the SIM cards handed to ET. The other cameras in the pub are older and therefore require downloading with a USB.

Joanne O'Sullivan stated that two Irish guys were with two women in the bar. Next to them were a few Romania guys. One of the Irish guys made a joke to the Romanian guys about his keys being dropped on the floor. The Romanian looked down and then everything kicked off.

O'Sullivan thinks that words were said between parties in the bathroom earlier in the night. Both groups had been drinking for a considerable time. O'Sullivan repeatedly told the Romanian guys to sit down. A blond Romanian guy put the bar flap down and told O'Sullivan to stay there.

Things were being thrown across the room, everyone was throwing punches and it was chaos. The two Irish women were screaming and begging their partners to leave. The Irish men left from the front and then O'Sullivan instructed the Romanians to leave out the back so that they wouldn't cross paths. O'Sullivan stated that she put different items of clothing on his's neck putting pressure on the injury to stem the bleeding and called 999.

Whilst all parties were known to O'Sullivan and were regulars in her pub, they did not know each other.

16/3/2023 13.06 hours

Visit with PC Darren Cowley and SGT James Clarke.

Met with Johanna O'Sullivan at the premises. Mr Paul McNee was not present as he had childcare commitments.

Darren advised about the hours for licensable activities and hours open to public on the premises licence and that the premises have been exceeding these hours. This is a breach of condition despite warning letters being issued previously. She walked over to the premises licence summary which was displayed next to the bar and came back and said that she did not realise what the times were, and she has made a mistake.

Breach of Section 136

Johanna could not provide the part A of the premises licence upon request.

Breach of Section 135

The police officers spoke to Johanna about the serious incident regarding a GBH/attempted murder between the late hours of 10/3/2023 and 11/3/2023 where a fight had broken out at the venue and there was a stabbing as a result.

Johanna was the only member of staff at the venue at the time of the incident taking place. When the ambulance staff - paramedics arrived, due to the gravity of the situation, the paramedics called the police. Johanna told the police that they cannot afford more staff.

After confirming that the time on the CCTV system was accurate, the police informed Johanna that the sale of alcohol terminates at 01:00 hours and hours open to public terminate at 01:30 hours from Friday into Saturday. PC Cowley advised that the CCTV shows that there were customers still on the premises between 01:45 and 02:00 on Saturday 11/3/2023 and this was when the fight took place. Johanna says that the customers were trying to help stop the fight. Then she went on to say the trouble started from a joke and then tension built up and things got out of hand. She also confirmed that she was the only member of staff on the premises at the time.

PC Cowley suggested that the premises should start to take last orders at 23:00 hours and close at 23:30 hours to prevent further incidents. Sgt Clarke would prefer the premises to close at 23:00 hours.

I informed Johanna that the rooftop garden was being advertised outside and this should not be used by the premises as it does not appear on the plans attached to the premises licence - this is a breach of regulations about plans.