



LICENSING PANEL
MONDAY 11 JULY 2005
7.30 PM *

PANEL AGENDA (LICENSING AND GENERAL PURPOSES)

COMMITTEE ROOM 1&2
HARROW CIVIC CENTRE

* THERE WILL BE A BRIEFING FOR MEMBERS AT 7.00 PM IN COMMITTEE ROOM 4

MEMBERSHIP (Quorum 3)

Chair: (To be appointed)

Councillors:

Idaikkadar

**Mrs Bath
Knowles**

**Issued by the Democratic Services Section,
Legal Services Department**

Contact: Michelle Fernandes, Committee Administrator
Tel: 020 8424 1542 E-mail: michelle.fernandes@harrow.gov.uk

***NOTE FOR THOSE ATTENDING THE MEETING:
IF YOU WISH TO DISPOSE OF THIS AGENDA, PLEASE LEAVE IT BEHIND AFTER THE MEETING.
IT WILL BE COLLECTED FOR RECYCLING.***

HARROW COUNCIL

LICENSING PANEL

MONDAY 11 JULY 2005

AGENDA - PART I

1. **Appointment of Chair:**

To appoint a Chair for the purposes of this meeting.

2. **Attendance by Reserve Members:**

To note the attendance at this meeting of any duly appointed Reserve Members.

Reserve Members may attend meetings:-

- (i) to take the place of an ordinary Member for whom they are a reserve;
- (ii) where the ordinary Member will be absent for the whole of the meeting; and
- (iii) after notifying the Chair at the start of the meeting.

3. **Declarations of Interest:**

To receive declarations of personal or prejudicial interests, arising from business to be transacted at this meeting, from all Members present.

4. **Arrangement of Agenda:**

To consider whether any of the items listed on the agenda should be considered with the press and public excluded on the grounds that it is thought likely, in view of the nature of the business to be transacted, that there would be disclosure of confidential information in breach of an obligation of confidence or of exempt information as defined in the Local Government (Access to Information) Act 1985.

5. **Minutes:**

That the minutes of the meetings held on 11 May and 22 June 2005, be deferred until printed in the next Council Bound Minute Book.

6. **Public Questions:**

To receive questions (if any) from local residents or organisations under the provisions of Committee Procedure Rule 18 (Part 4B of the Constitution).

7. **Petitions:**

To receive petitions (if any) submitted by members of the public/Councillors under the provisions of Committee Procedure Rule 15 (Part 4B of the Constitution).

8. **Deputations:**

To receive deputations (if any) under the provisions of Committee Procedure Rule 16 (Part 4B of the Constitution).

Enc. 9. **Procedure to be Followed at an Oral Hearing:** (Pages 1 - 2)

- Enc. 10. **Application for Variation of Hours at Harrow Town Sports Club, Rayners Lane during Transitional Period:** (Pages 3 - 42)
Report of the Chief Environmental Health Officer.
- Enc. 11. **Application for Variation of Hours at Horseshoe Bar, Eastcote Lane, South Harrow during Transitional Period:** (Pages 43 - 88)
Report of the Chief Environmental Health Officer.
12. **Any Other Business:**
Which the Chair has decided is urgent and cannot otherwise be dealt with.

AGENDA - PART II - NIL

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Licensing Panel – Licensing Act 2003

Procedure A - Oral Hearing in Public

This document provides a summary of the Panel's usual procedure for the conduct of an oral hearing in public.

- 1 Introduction by chair of:
 - Members
 - Officers and Officers of Responsible Authorities
 - Applicants and Objectors
 - the procedure for the hearing.
2. Presentation of the report by Officers of the Relevant Authority.
3. Presentation by the applicant of their statement. Additional material may be submitted with the agreement of the Panel and the other party, subject to advice by the Council's legal advisor at the time.
4. Questioning of applicant by:
 - each of the objectors
 - the Panel
5. Presentation by the objectors, or their representative of their statements. Additional material may be submitted with the agreement of the Panel and the other party, subject to advice by the Council's legal advisor at the time.
6. Questioning of each objector by:
 - the applicant
 - the Panel
7. Concluding statement(s) by objectors.
8. Concluding statement by applicant.
9. The Panel together with their legal advisor and committee clerk withdraw to consider of the application. Should the Panel wish to clarify any point with any particular party, all sides are recalled for the questions to be asked.
10. The hearing is reconvened for the Panel to announce their decision. Should the application be refused or conditions be placed on the licence the Panel must give reasons for this action.

NOTES

WITNESSES: Either side may call witnesses to support their case. Witnesses should have submitted written statements before the hearing which they present and on which they may be questioned. Witnesses introduced at short notice may speak with the agreement of the Panel and the other party, subject to advice by the Council's legal advisor at the time.

ADJOURNMENT: The Panel may at any time adjourn to a later date for the further consideration of an application. The date and time should be agreed with all parties as far as possible.

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By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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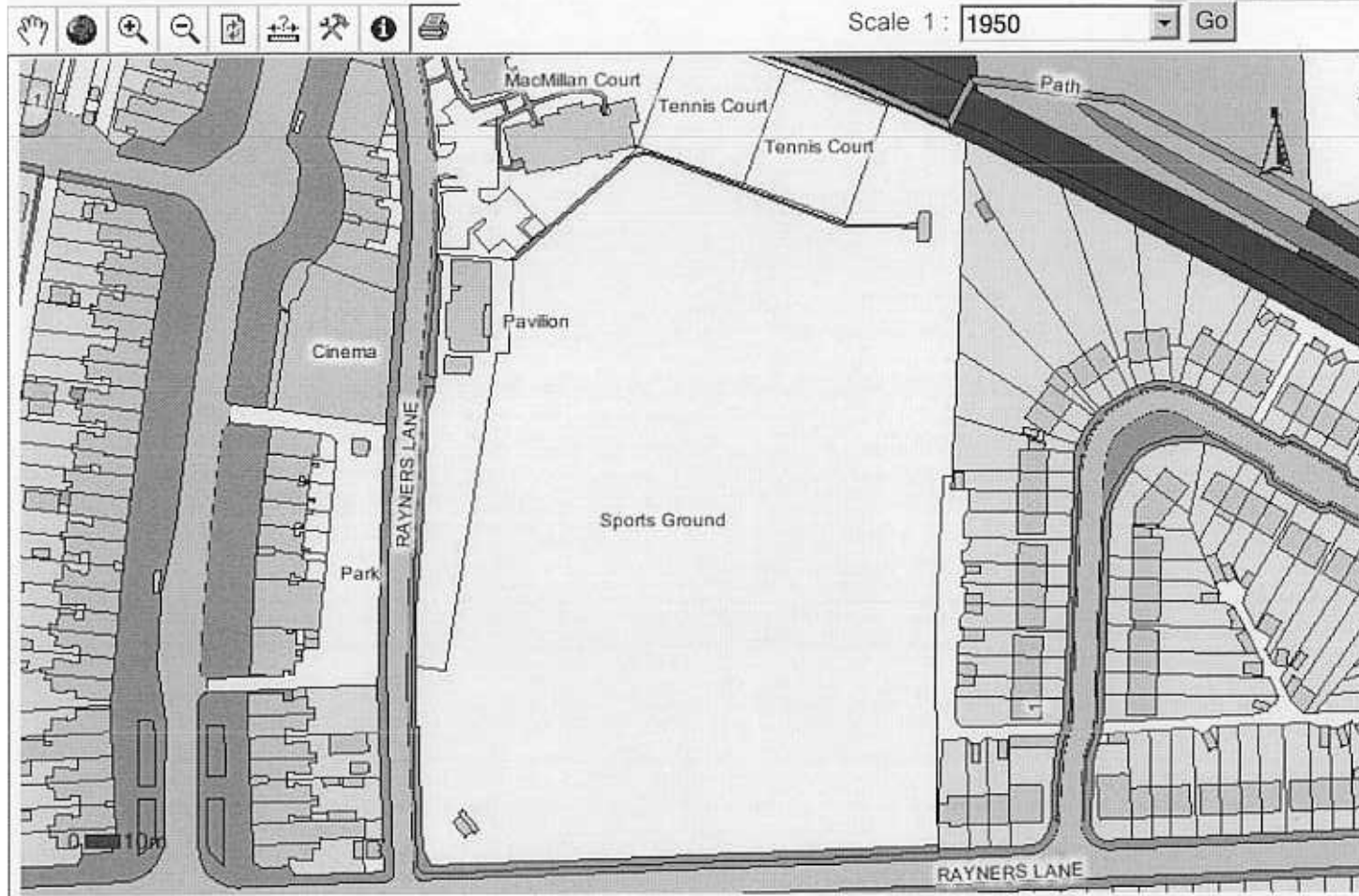
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Scale 1: 1950



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

Making a Representation against an Application (New or variation) 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, Police Sergeant Carl Davis, make this representation under

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	
Harrow Town Sports Club , Rayners Lane , Harrow	
Post town Harrow	Post code HA2 9TY

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 interested party (please complete (A) or (B) below)	<input type="checkbox"/>
a) a person living in the vicinity of the premises	<input type="checkbox"/>
b) a body representing persons living in the vicinity of the premises	<input type="checkbox"/>
c) a person involved in business in the vicinity of the premises	<input type="checkbox"/>
d) a body representing persons involved in business in the vicinity of the premises	<input type="checkbox"/>

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)

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current address

Post Town

Post Code

Daytime contact telephone number
Email address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address	
<input type="text"/>	
Telephone number (if any)	
<input type="text"/>	
E-mail (optional)	
<input type="text"/>	

2

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address	
Metropolitan Police South Harrow Police Station 74 Northolt Road South Harrow HA2 0DN	
Telephone number (if any)	0208 733 3415
E-mail (optional)	

This representation relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

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

Police are not satisfied that the applicant has suggested any additional measures to promote the four licensing objectives, especially the prevention of crime and disorder, they have merely extended the hours in which alcohol can be purchased and consumed.

The minimum requirements that police would expect should varied hours be granted are no drinks promotions and correctly installed and functioning CCTV both within and immediately outside the premises. I request that the applicant contact the police Crime Reduction officers and that such an officer be allowed full access to all areas of the premises in order to review all security measures and that the applicant agree to any recommendations forthcoming in his report. This is to prevent crime and disorder.

The premises would need to investigate the possibilities of participating in a pub watch type scheme for the area with necessary communication links to police and other premises within this area.

Further details should be given by the applicant as to how they will conduct the premises and protect children visiting the premises from harm.

A limit should also be set as to the maximum number of persons allowed in the premises at any one time to prevent overcrowding and potential tensions would follow.

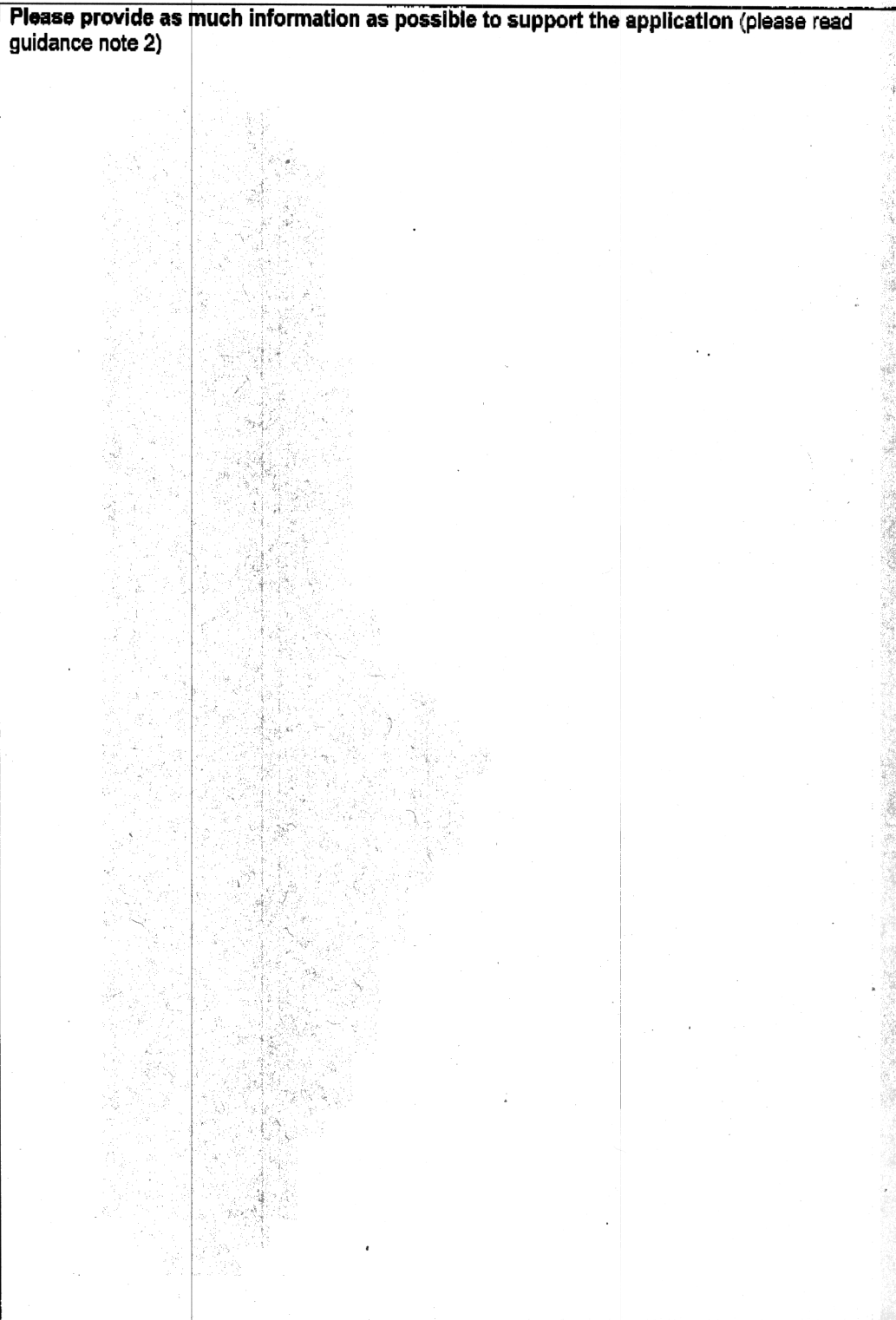
We request that the applicant fix a last sale time condition on the licence or adjust the permitted sale time accordingly. This is to prevent offences likely to occur by sale to staff just prior to the terminal hour and consumption beyond this hour – outside of licensed hours.

The fact that there seem to have been few problems to date with the club does not mean that there will be none when the opening times are extended and in my experience extended hours

will produce potential for more trouble in and around the premises taking into account the factors mentioned above.



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



Please tick
yes

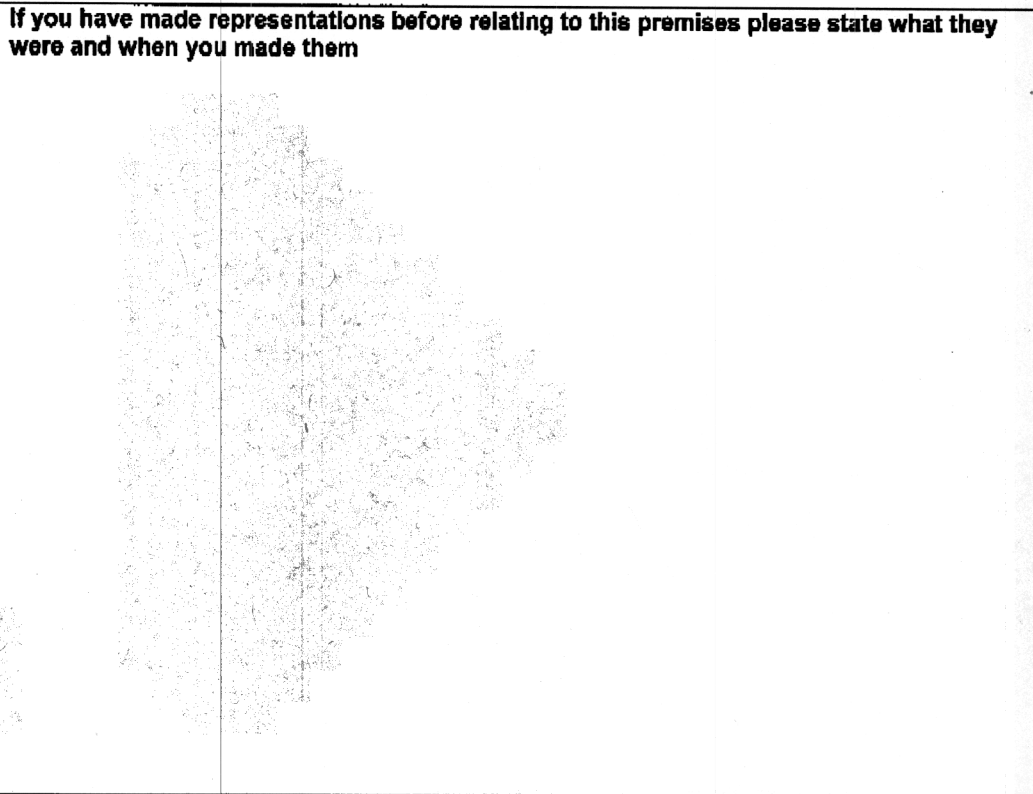
Have you made a representation relating to this premises before

NO

If yes please state the date of that representation, Day Month Year

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

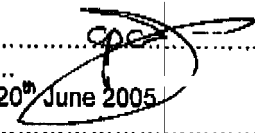


IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE [AMOUNT], UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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



Date 20th June 2005

Capacity Police 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.

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

Making a Representation against an Application (New or variation) 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 **Louise Roberts** make this representation under the Licensing Act 2003 for the premises described in Part 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	
Harrow Town Sports Club, Rayners Lane.	
Post town Harrow	Post code (if known) HA2 9TY

Name of premises licence holder or club holding club premises certificate (if known) Harrow Town Sports Club
Number of premises licence or club premises certificate (if known)

Part 2 - Applicant details

I am

1) an interested party (please complete (A) or (B) below)

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

Please tick byes



- 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)

Mr Mrs Miss Ms Other title
 (for example, Rev)

Surname

First names

am 18 years old or over

Please tick byes

Current address

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 London Borough of Harrow, Community Safety Services Department, Environmental Protection Team PO Box 18 Civic Centre Harrow Middlesex HA1 2UT
Telephone number (if any) 020 8424 1891
E-mail (optional) louise.roberts@harrow.gov.uk

This representation relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

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

Within the application there are no steps detailed pertaining to the prevention of public nuisance from the premises, in particular with regard to noise nuisance.

A time for which the premises will close has not been stated clearly within the operating schedule of the application, only the time the sale of alcohol and the playing of recorded music will finish. Therefore the impact on the Local residents cannot be fully assessed.

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

Concerns relate to the effect on the neighbouring residential population of the times in which club members leave the premises, and the precautions the club intend to take to prevent nuisance from cars' people talking and music from cars. While the sale of alcohol will cease at 24:00 numbers of people could still be on the premises for some hours with the potential to cause problems with noise nuisance.

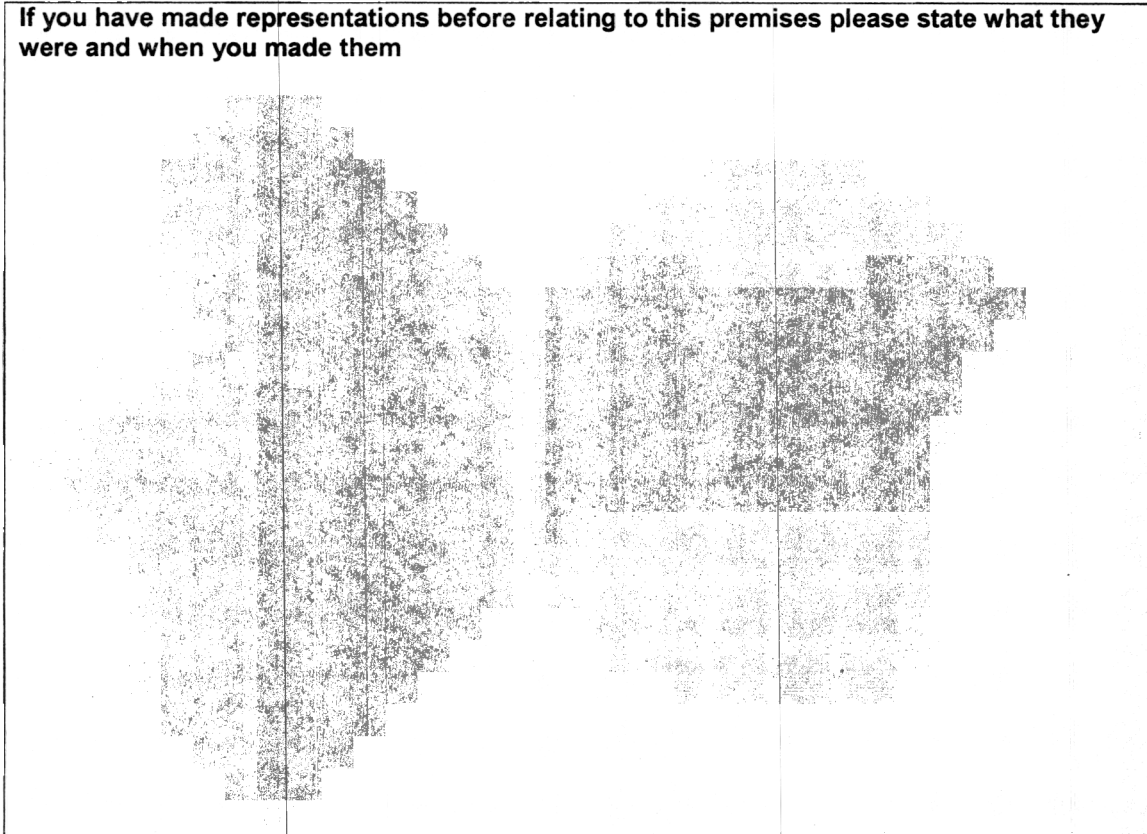
Please tick
yes

Have you made a representation relating to this premises before

If yes please state the date of that representation, Day Month Year

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



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 

Date: June 22nd 2005

Capacity **Environmental Health Officer**

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

By virtue of paragraph(s) 1 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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

Making a Representation against an Application (New or variation) for a premises licence or club premises certificate under the Licensing Act 2003

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You may wish to keep a copy of the completed form for your records.

Louise Roberts make this representation under

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	
The Horseshoe Bar 326 Eastcote Lane	
Post town: Harrow	Post code (if known) HA2 9AJ

Name of premises licence holder or club holding club premises certificate (if known) Leo Christopher Mullane
Number of premises licence or club premises certificate (if known)

Part 2 - Applicant details

I am

Please tick ✓ yes

- | | |
|---|--------------------------|
| 1) an interested party (please complete (A) or (B) below) | <input type="checkbox"/> |
| a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |

2

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address London Borough of Harrow, Community Safety Services, Environmental Protection Team PO Box 18 Civic Centre Harrow Middlesex HA1 2UT
Telephone number (if any) 020 8424 1891
E-mail (optional) louise.roberts@harrow.gov.uk

This representation relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input type="checkbox"/> |
| 2) public safety | <input type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input type="checkbox"/> |

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

The applicant has failed to provide precise information as to how public nuisance is to be prevented with regard to noise from music and general noise from the premises. Detailed consideration has not been made within the application stating what steps are to be taken to ensure patrons leave the premises quickly and quietly at closing time.

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

The main concerns relate to how the applicant intends to prevent noise from music and patrons disturbing local residents such as keep doors and windows closed, providing limiters on stereo's or amplifiers, making regular patrols of the perimeter of the premises to ensure noise is not audible.

It would be expected that consideration would be made to ensure patrons leave the premises quietly such as the provision of signs on the doors, having Taxi's available on order for customers, responsible staff who prevent loitering by customers outside the premises.

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

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

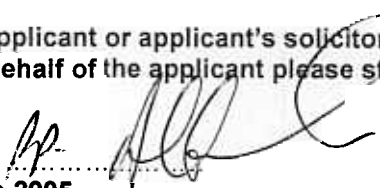
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IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE [AMOUNT], UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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



Date: 23rd June 2005

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

SENDING CONFIRM

DATE : 20-JUN-2005 MON 11:39

NAME : ENV.HEALTH

TEL : 02084270389

PHONE	:	02087334302
PAGES	:	19
START TIME	:	20-06 11:34
ELAPSED TIME	:	04'24"
MODE	:	ECM
RESULTS	:	OK

File Note

Site: Horseshoe Bar PH
326 Eastcote Lane, South Harrow
5 April 2005

A search of the property has not revealed any conditions that will effect the granting of this licence.

Rebecca Phillips
Enforcement Officer