



## LICENSING PANEL

**WEDNESDAY 20 DECEMBER 2006**

**7.30 PM \***

**PANEL AGENDA (LICENSING AND GENERAL PURPOSES)**

**COMMITTEE ROOMS 1&2  
HARROW CIVIC CENTRE**

\* THERE WILL BE A BRIEFING FOR MEMBERS AT 7.00 PM IN COMMITTEE ROOM 3

**MEMBERSHIP (Quorum 3)**

**Chairman: (To be appointed)**

**Councillors:**

**Mrs Lurline Champagne  
Jeremy Zeid**

**Phillip O'Dell**

**Reserve Members:**

**Note: There are no Reserve Members currently appointed to this Panel.**

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

**Contact: James Chamberlain, Committee Administrator  
Tel: 020 8424 1264 E-mail: james.chamberlain@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**

**WEDNESDAY 20 DECEMBER 2006**

**AGENDA - PART I**

1. **Appointment of Chairman:**

To appoint a Chairman for the purposes of this meeting.

2. **Declarations of Interest:**

To receive declarations of personal or prejudicial interests, arising from business to be transacted at this meeting, from:

- (a) all Members of the Committee, Sub Committee, Panel or Forum;
- (b) all other Members present in any part of the room or chamber.

3. **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 Part 1 of Schedule 12A to the Local Government (Access to Information) Act 1972 (as amended).

4. **Minutes:**

[Note: Licensing Panel minutes are:-

- (1) approved following each meeting by the Members serving on that particular occasion and signed as a correct record by the Chairman for that meeting;
- (2) printed into the Council Minute Volume, published monthly;
- (3) not submitted to the next panel meeting for approval.

Reasons: The Licensing Panel is constituted from a pooled membership. Consequently, a subsequent Panel meeting is likely to comprise a different Chairman and Members who took no part in the previous meeting's proceedings. The process referred to at (1) above provides appropriate approval scrutiny].

5. **Public Questions, Petitions and Deputations:**

To receive any questions, petitions or deputations (if any), under the provisions of Committee Procedure Rules 19, 16 and 17 (Part 4B) of the Constitution respectively.

*[Note: These items are qualified by the requirements of the licensing legislation and will not be applicable to applications on the current agenda.]*

Enc. 6. **Licensing Procedures:**

Procedure to be followed at an oral hearing.

- Enc. 7. **Application to vary a Premises Licence for South Harrow Food and Wine, 234-236 Northolt Road, South Harrow:** (Pages 1 - 46)  
Report of the Chief Environmental Health Officer
- Enc. 8. **Application to vary a Premises Licence for The Shawl, 320 Northolt Road, South Harrow:** (Pages 47 - 116)  
Report of the Chief Environmental Health Officer
- Enc. 9. **Application to vary a Premises Licence for the Comfort Inn, 2-12 Northwick Park Road, Harrow:** (Pages 117 - 154)  
Report of the Chief Environmental Health Officer
10. **Any Other Urgent Business:**  
Which 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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<b>Meeting:</b>	Licensing Panel
<b>Date:</b>	20 <sup>th</sup> December 2006, 19.30 hrs CR 1+2
<b>Subject:</b>	Application to vary a Premises Licence.
<b>Responsible Officer:</b>	Chief Environmental Health Officer
<b>Contact Officer:</b>	P Sivashankar, Service Manager, ext (8736) 6237
<b>Portfolio Holder:</b>	Councillor Eileen Kinnear
<b>Key Decision:</b>	No
<b>Status:</b>	Public
<b>Enclosures</b>	

**Section 1: Summary**

**Decision Required**

Members are asked to determine the application in accordance with the guidance in Section 2.5.

**Reason for report**

The application to vary a Premises Licence issued under the Licensing Act 2003 to 'South Harrow Food and Wine,' 234-236 Northolt Road South Harrow, HA2 8DU, has received representations from a Responsible Authority. In line with the Council's Licensing Policy and delegation of Licensing functions, all applications with unresolved representations are to be dealt by the Licensing Panel.

**Representations Received**

<b>From</b>	<b>Relevant Representations details</b>
The Planning Authority	No representations received
Health & Safety	No representation received
Environmental Health Authority (Pollution and environmental enforcement)	No representations received
Trading Standards	No representations received
The Area Child Protection Service	No representations received
LFEPa	No representations received
Metropolitan Police	<b>Representation Received</b>

## Representation from interested parties

From	Relevant Representations details
Interested Party	No representations received

## Benefits

The hearing provides the applicant, persons making the representations and the Licensing Authority an opportunity to engage in constructive dialogue to determine the application in an open public forum.

## Cost of Proposals

None

## Risks

If any party is aggrieved with the decision on one of the grounds set out in paragraphs 1 and 4 in Schedule 5 to the Licensing Act 2003, they can apply to the Magistrates Court for a re-hearing. Such appeals are by way of rehearing. The Appeal period is 21 days from notification of the decision.

## Implications if recommendations rejected

N/A

## Section 2: Report

### 2.1 Brief History

2.1.1 Application has been made by Messrs. Paramasivam Mathivanam and Sandirasegery Thamilgnanan to vary the premises licence held for 'South Harrow Food and Wine,' a general store / off licence situated at 234-236 Northolt Road, South Harrow, HA2 8DU. The establishment currently holds a licence for the sale of alcohol for consumption off the premises; a copy is included in this report. Briefly, the licence is for the sale of alcohol from 08.00 – 23.00 Monday to Saturday, and 10.00 to 22.30. There are no 'hours open to the public' as it was a grandfather rights conversion.

2.1.2 The suggested new operating routine can be found in the application form in section M (supply of alcohol.) The times suggested are as follows:

Supply of alcohol                      Monday to Sunday (incl.) 08.00 – 07.59

This obviously means the premises wishes to open and operate for 24 hrs a day, 7 days a week; this is shown section in part 3 of the application form. The 'hours open to the public' (Section O) reflect this wish. The steps taken to promote the licensing objectives are at 'P.' The panel may wish to decide if these steps are adequate.

The premise operates as a general store, and is situated in a row of shops in Northolt Road, South Harrow, near the junction with Eastcote Lane and adjacent to South Harrow Underground Station. It has held a Justices' Licence since 2000. There is residential accommodation provided above most of the premises, which is likely to be occupied. There are streets containing other residential housing nearby. A map showing the area is attached to the report.

The steps to be taken by the licensee to uphold the licensing objectives are attached and interpreted for use in Annex 2. The panel may wish to consider if these are valid and coherent proposals.

### 2.1.3 Policy Implications

In relation to the Council's policy at paragraph 8.3 and 8.8, the applicant has addressed how they intend to promote the licensing objectives; however members may consider attaching additional conditions.

## 2.2 Representations

2.2.1 The application has received representations from one Responsible Authority (the Police.) Copies of these representations are attached to this report.

## 2.3 Consultation

2.3.1 The application was advertised in accordance with the Regulations under the Licensing Act 2003.

## 2.4 Financial Implications

None.

## 2.5 Legal Implications

2.5.1 The Licensing Panel is required to hold a hearing to consider the relevant representations unless all parties agree that a hearing is unnecessary. The hearing must be held in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

2.5.2 The Licensing Panel is required to give appropriate weight to: the representations (including supporting information) presented by all the parties, the Guidance issued pursuant to section 182 of the Licensing Act 2003, the Council's statement of licensing policy and the steps that are necessary to promote the four licensing objectives.

2.5.3 Having considered those relevant matters, the Licensing Panel is required to take such of following steps (if any) as it considers necessary for the promotion of the four licensing objectives –

- a. To modify the conditions of the licence.
- b. To reject the whole or part of the application

2.5.4 It should be noted with all options that –

- a. Clear reasons would have to be given to the applicant and to the interested party if the application were granted, refused or, if additional conditions were imposed.
- b. Any additional conditions should be practical and enforceable.
- c. The applicant and any person who made relevant representations would have the right of appeal to a magistrates’ court on one of the grounds provided in Schedule 5 to the Licensing Act 2003.

2.5.5 In addition to determining the application in accordance with the legislation, Members must also have regard to the following –

- a. The common law rules of natural justice.
- b. The provisions of the Human Rights Act 1998.
- c. The considerations in section 17 of the Crime and Disorder Act 1998 (see below).

2.5.6 By section 6 of the Human Rights Act 1998, the Panel is required to act in a way that is compatible with rights under the European Convention for the Protection of Human Rights and Freedoms. The following provisions of the European convention seem relevant: Article 6 (right to a fair trial); Article 14 (prohibition of discrimination) and Article 1 of the First Protocol (protection of property).

2.6 Equalities Impact

N/A

2.7 Section 17 Crime and Disorder Act 1998 Considerations

Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies, to exercise its various functions with due regard to the likely effect of the exercise of those functions, and the need to do all that it reasonably can to prevent crime and disorder in its area.

The Borough Commander has made a representation through Sgt. Davis, Police Licensing Officer on the Crime Prevention objective outlining measures to prevent crime and disorder.

**SECTION 3 - STATUTORY OFFICER CLEARANCE**

Chief Finance Officer	<input style="width: 40px; height: 15px; border: 1px solid black;" type="text"/> Name:.....
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	Date: .....
Monitoring Officer	<input style="width: 40px; height: 15px;" type="text"/> Name: ..... Date: .....

### **3.1: Supporting Information/ Background Documents**

1. Application
2. Representations
3. Annex 2 Conditions drawn from the Operating Schedule provided by the Applicant
4. Mandatory Conditions that would be attached to the licence if granted

## **Annex 2 – Conditions consistent with the operating Schedule**

### **General**

*A Personal Licence holder will be on the premises at all times.*

### **The prevention of crime and disorder**

*The CCTV system to be maintained and operated in good order and to the satisfaction of Met Police Crime Prevention Officer's reasonable requests. The medium upon which the images are recorded will be clearly identifiable, stored securely, retained for a period of not less than 31 days, and it will be made available to Council and Police Officers on request*

### **Public Safety**

*The monitored security system should incorporate fixed personal panic attack buttons for the use of staff behind the counter.*

### **The prevention of public nuisance**

*Clear signage at all exits requesting patrons to respect the neighbouring residents and to leave quietly*

*All doors and windows shall be kept closed after 2300*

*Deliveries to the premises and other vehicles providing services to the premises, to be undertaken during daylight hours.*

### **The protection of children from harm**

*A 'challenge 21' policy to be used.*

## **MANDATORY CONDITIONS**

### **19 Mandatory conditions where licence authorises supply of alcohol**

- (1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.
- (2) The first condition is that no supply of alcohol may be made under the premises licence-
  - (a) At a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

### **20 Mandatory condition: exhibition of films**

- (1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
- (2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- (3) Where-
  - (a) The film classification body is not specified in the licence, or
  - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,Admission of children must be restricted in accordance with any recommendation made by that licensing authority.
- (4) In this section-  
"Children" means persons aged under 18; and



"Film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

## **21 Mandatory condition: door supervision**

- (1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.
- (2) But nothing in subsection (1) requires such a condition to be imposed-
  - (a) In respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
  - (b) In respect of premises in relation to-
    - (i) Any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
    - (ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
- (3) For the purposes of this section-
  - (a) "Security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
  - (b) Paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

## **SECTION 4 - CONTACT DETAILS AND BACKGROUND PAPERS**

### **Contact:**

P. Sivashankar, Licensing Services Manager

### **Background Papers:**

Application  
Representations  
Map of the area  
Copy of licence

**IF APPROPRIATE, does the report include the following considerations?**

1.	Consultation	YES/ NO
2.	Corporate Priorities	YES / NO
3.	Manifesto Pledge Reference Number	N/A

# LICENSING ACT 2003

Schedule 13

Part A (Regulation 33,34)



## PREMISES LICENCE

HARROW COUNCIL, P O BOX 18, STATION ROAD, HARROW

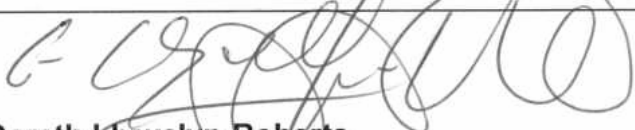
Premises Licence Number	0508-YRKB-FNPB-DBGP
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Part 1 – Premises details **SOUTH HARROW FOOD & WINE**

Postal address of premises, or if none, ordnance survey map reference or description			
<b>234-236 NORTHOLT ROAD</b>			
Post town	<b>HARROW</b>	Post code	<b>HA2 8DU</b>
Telephone number			
<b>020 8423 6321</b>			

Where the licence is time limited the dates
<b>N/A</b>

Licensable activities authorised by the licence
<b>SALE BY RETAIL OF ALCOHOL. Alcohol shall not be sold in an open container or be consumed in the licensed premises.</b>

 <b>Gareth Llywelyn-Roberts</b> Signed: Chief Environmental Health Officer 11
--

**The times the licence authorises the carrying out of licensable activities**

<b>DAY</b>	<b>START</b>	<b>FINISH</b>
<b>MONDAY</b>	<b>0800</b>	<b>2300</b>
<b>TUESDAY</b>	<b>0800</b>	<b>2300</b>
<b>WEDNESDAY</b>	<b>0800</b>	<b>2300</b>
<b>THURSDAY</b>	<b>0800</b>	<b>2300</b>
<b>FRIDAY</b>	<b>0800</b>	<b>2300</b>
<b>SATURDAY</b>	<b>0800</b>	<b>2300</b>
<b>SUNDAY</b>	<b>1000</b>	<b>2230</b>

- a. On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- b. On Good Friday, 8 a.m. to 10.30 p.m.

The above restrictions do not prohibit:

- (a) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (b) the sale of alcohol to a trader or club for the purposes of the trade or club;
- (c) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces

**The opening hours of the premises**

**N/A**

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

**FOR CONSUMPTION OFF THE PREMISES**

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

**SANDIRASEGAREY THAMILGNANAN**  
**39 MERLINS AVENUE**  
**HARROW**  
**HA2 9ET**

**PARAMASIVAM MATHIVANAN**  
**43 KINGSWAY**  
**WEMBLEY**  
**HA9 7QP**

**020 8423 6321**

Registered number of holder, for example company number, charity number (where applicable)

**N/A**

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

**SANDIRASEGAREY THAMILGNANAN**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

**05ST-00AQ-AGYR-ADND**  
**LONDON BOROUGH OF HARROW (00AQ)**

DATE OF GRANT:1 AUGUST 2005

REASON FOR ISSUE: NEW (CONVERSION)  
ISSUE NUMBER: 1

## **Annex 1 – Mandatory conditions**

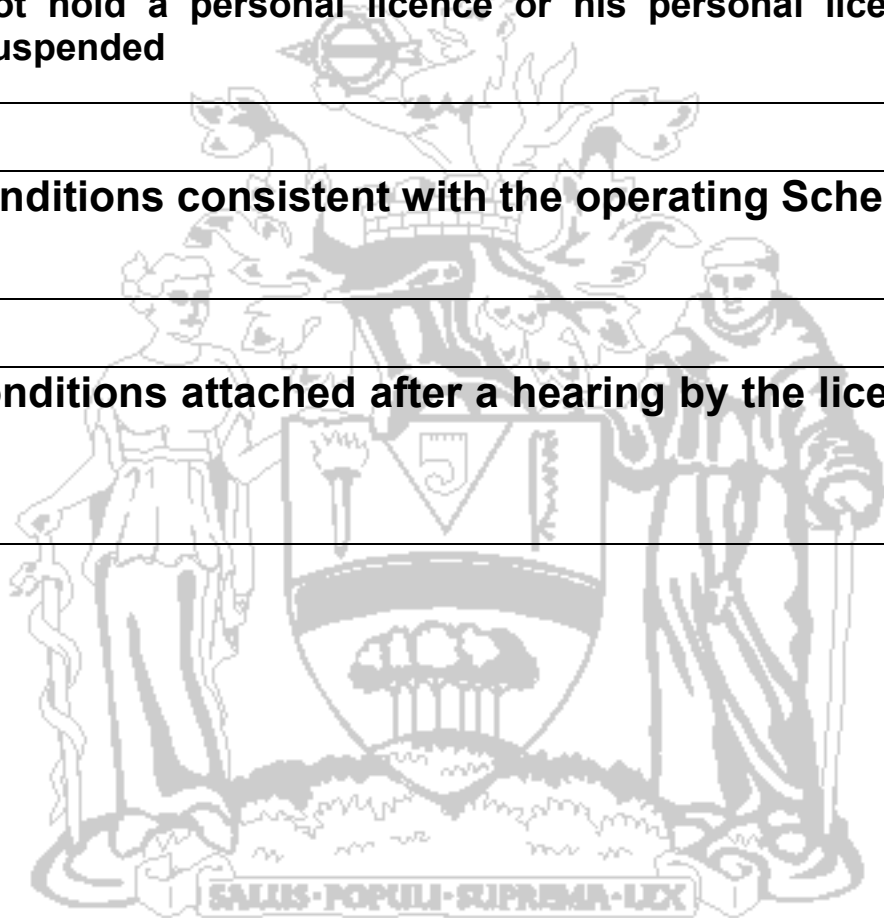
1. No supply of alcohol may be made under the premises licence –
  - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

## **Annex 2 – Conditions consistent with the operating Schedule**

**None**

## **Annex 3 – Conditions attached after a hearing by the licensing authority**

**None**



## **Annex 4 – Plans**

Attached

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**Application to vary a premises licence under the Licensing Act 2003**

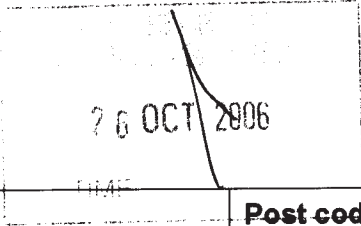
**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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/We MR PARAMASIVAM MATHIVANAN AND MR SANDIRASEGAREY THAMILGNANAN  
 (Insert name(s) of applicant)  
 being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

<b>Premises licence number</b> 0508-YRKB-FNPB-DBGP
---

**Part 1 – Premises Details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> SOUTH HARROW FOOD AND WINE 234-236 NORTHOLT ROAD			
			
<b>Post town</b>	HARROW	<b>Post code</b>	HA2 8DU

Telephone number at premises (if any)	020 8423 6321
Non-domestic rateable value of premises	£28,750

**Part 2 – Applicant details**

<b>Daytime contact telephone number</b>	07949 207 986		
<b>E-mail address (optional)</b>			
<b>Current postal address if different from premises address</b>	AS PREMISES ADDRESS		
<b>Post Town</b>		<b>Postcode</b>	

**ACCEPTED**  
26 OCT 2006

**Part 3 - Variation**

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day		Month		Year	

**Please describe briefly the nature of the proposed variation (Please see guidance note 1)**  
The premises currently sells food and alcohol for retail off the premises from 0800 to 2300 hours and the licence holders wish to apply for a variation of the licence to allow the premises to be open 24 hours for the sale by retail of food and alcohol.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

#### Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

##### Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

##### Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

**A**

Plays Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day				Start	Finish
Mon				Outdoors	<input type="checkbox"/>
Tue				Both	<input type="checkbox"/>
			<b>Please give further details here</b> (please read guidance note 3)		
			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**C**

Indoor sporting events Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 4)
Tue			
Wed			
Thur			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 4)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sat					
Sun					



**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sat					
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sat					
Sun					

H

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)</p>			<p><b><u>Please give a description of the type of entertainment you will be providing</u></b></p>		
Day	Start	Finish	<p><b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><b><u>Please give further details here</u></b> (please read guidance note 3)</p>		
Wed					
Thur			<p><b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)</p>		
Fri					
Sat			<p><b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)</p>		
Sun					

I

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b>		
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)		Indoors
			Outdoors		<input type="checkbox"/>
			Both		<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**J**

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b><u>Will the facilities for dancing be indoors or outdoors or both – please tick</u></b> (see guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give a description of the facilities for dancing you will be providing</u></b>	
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)	
Tue				
Wed			<b><u>State any seasonal variations for providing dancing facilities</u></b> (please read guidance note 4)	
Thur				
Fri			<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)	
Sat				
Sun				

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b>		
Day	Start	Finish	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)		
Fri					
Sat					
Sun			<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – <u>please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)</b>	On the premises	<input type="checkbox"/>			
				Off the premises	<input checked="" type="checkbox"/>			
				Both	<input type="checkbox"/>			
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>State any seasonal variations for the supply of alcohol (please read guidance note 4)</u></b>					
Mon	0800	0759						
Tue	0800	0759						
Wed	0800	0759						
Thur	0800	0759						
Fri	0800	0759						
Sat	0800	0759						
Sun	0800	0759						
						<b><u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)</u></b>		

**N**

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)**



O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	0800	0759	
Tue	0800	0759	
Wed	0800	0759	
Thur	0800	0759	
Fri	0800	0759	<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)
Sat	0800	0759	
Sun	0800	0759	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking  
N/A

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

**P** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)**

ALL STAFF WILL UNDERTAKE TRAINING ON HYGIENE, FOOD, HEALTH AND SAFETY  
STAFF ALSO TRAINED IN LICENSING ISSUES  
PERSONAL LICENCE HOLDER WILL ALSO BE PRESENT ON THE PREMISES AT ALL TIMES WHEN ALCOHOL IS SOLD  
ADDITIONAL STAFF TO BE EMPLOYED AND TO HOLD PERSONAL LICENCES

**b) The prevention of crime and disorder**

STAFF TRAINED IN SECURITY MATTERS AND ENFORCING AGE RESTRICTIONS  
STAFF TRAINED IN POLICY TO REFUSE ALCOHOL TO ANYONE THEY FEEL IT WOULD BE INAPPROPRIATE TO SERVE  
24 HOUR CCTV AND ALARM ALREADY INSTALLED INSIDE AND OUT  
CRIME PREVENTION NOTICES TO BE POSTED AROUND THE PREMISES  
RECORDS TO BE KEPT OF ALL INCIDENTS  
PANIC ALARM IS FITTED AT TILL POINT

**c) Public safety**

FIRST AID FACILITIES ON SITE  
ESCAPE ROUTES UNOBSTRUCTED AND EXIT DOORS EASILY OPENED  
THE PREMISES COMPLIES WITH ALL STATUTORY FIRE SAFETY CONTROLS

**d) The prevention of public nuisance**

ENSURE CUSTOMERS LEAVE THE PREMISES QUIETLY AND DO NOT LOITER OUTSIDE  
KEEP PREMISES DOORS CLOSED AFTER 11PM  
ENSURE SUFFICIENT DUSTBINS ARE PLACED OUTSIDE THE PREMISES TO AVOID LITTER  
ANY DELIVERIES OR OTHER VEHICLES PROVIDING SERVICES TO THE PREMISES TO BE MADE DURING DAYLIGHT HOURS  
ENSURING THAT THERE IS NO LIGHT POLLUTION FROM THE PREMISES

**e) The protection of children from harm**

REQUIREMENTS FOR PRODUCTION OF PROOF OF AGE CARDS OR OTHER VALID IDENTIFICATION BEFORE SALES OF ALCOHOL ARE MADE TO INDIVIDUALS APPEARING UNDER 21 YEARS OF AGE TO ENSURE THEY ARE OVER 18 YEARS OF AGE

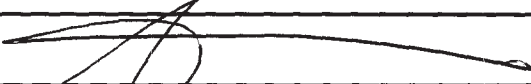
Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected


**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, 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 10)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent** (please read guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	25/10/06
Capacity	SOLICITOR

**Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent** (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	25/10/06
Capacity	SOLICITOR

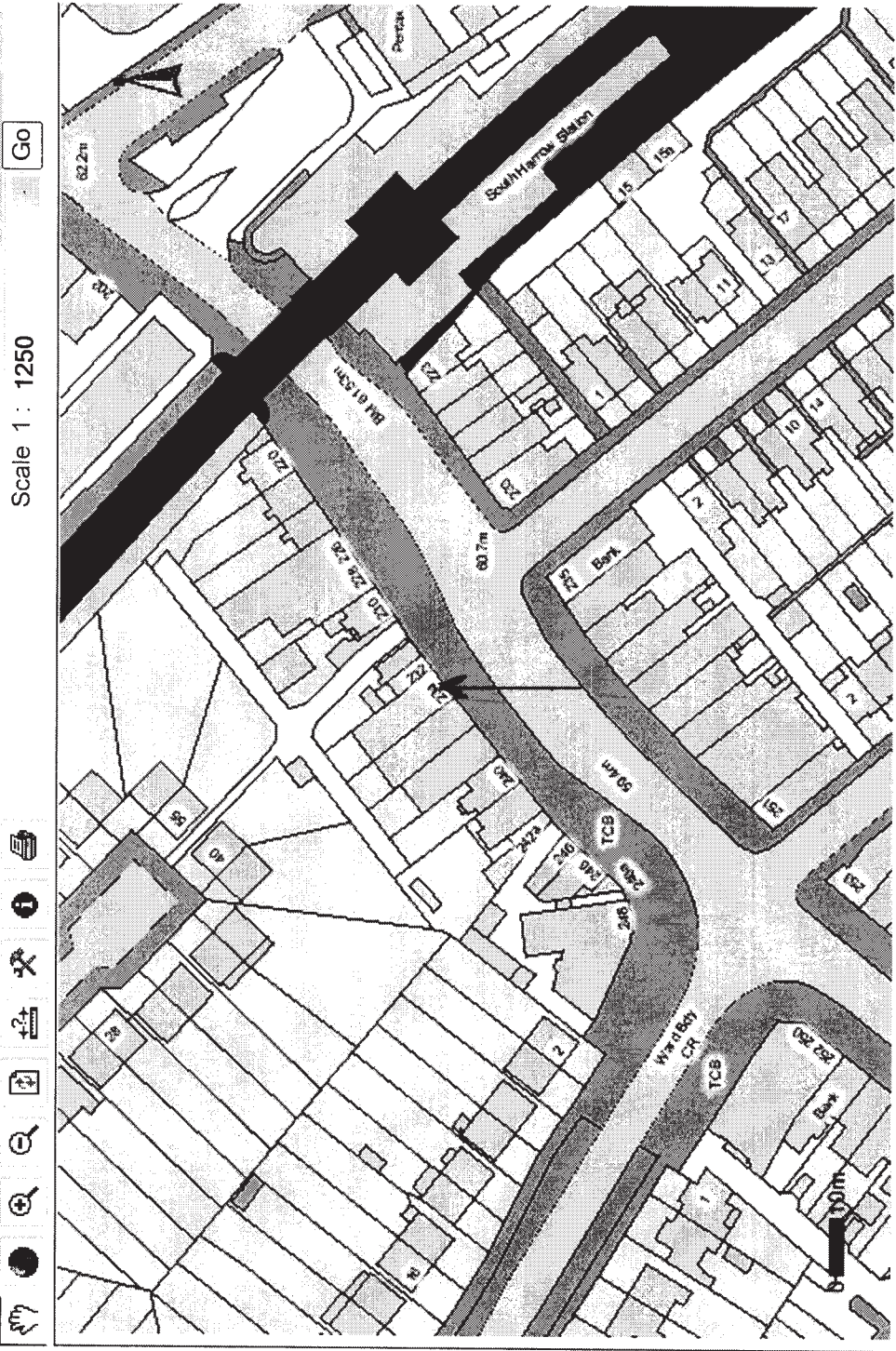
**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 13)

SOUTHCOTE SCOTT SOLICITORS  
METROLINE HOUSE  
118 COLLEGE ROAD

Post town	HARROW	Post code	HA1 1BQ
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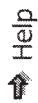
Telephone number (if any)	0845 345 6058
---------------------------	---------------

If you would prefer us to correspond with you by e-mail your e-mail address (optional)



(c) This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the controller of Her Majesty's Stationery Office. Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecutions or civil proceedings. London Borough of Harrow LA.1000.19206. 2005.

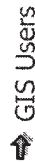
GIS HOME



Help



News



GIS Users

Map | Label | Data Source



Text



Background Maps



Aerial Maps

SOUTH HARROW  
FOOD & WINE  
NORTHOLT RD.

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# 3 2 8 3 0 4 0 2 2

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**

<b>Postal address of premises or club premises, or if none, ordnance survey map reference or description</b>	
South Harrow Food & Wine , 234-236 Northolt Road , South Harrow	
<b>Post town Harrow</b>	<b>Post code HA2 8DU</b>

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

- 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  yes

- 
- 
- 
- 
-

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



**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address  Metropolitan Police South Harrow Police Station 74 Northolt Road South Harrow HA2 ODN
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)**

The grounds for this application to review whether within the proposed operating schedule submitted by the applicant they have outlined suitable steps to prevent crime and disorder , maintain public safety , prevent public nuisance and protect children from harm .

This premises is in a high street , however a high street with terminal hours at all premises mostly no later than 2300 hrs and rarely 2400 hrs. There are residential premises ( flats) above the shops on both sides of the road. There is no designated parking outside the premises. Should the premises be open beyond 2300hrs then greater disturbance to residents is likely , notwithstanding the likelihood of it drawing custom from those vacating the many local on-licensed premises who will themselves have consumed a large amount of intoxicating liquor.

The applicant states he already has in place some measures to prevent or reduce crime – i.e. CCTV , alarm , panic alarm and the history of incidents at the premises prove these must meet police standards and be set as conditions.

On 24/06/2001 police were called to South Harrow L/T Station to deal with a disturbance. On arrival two Asian males approached police who were both working at South Harrow Food and Wine, opposite the L/T station. One of the males had an open wound above his right ear, the other had a break to the skin on his lower back.

They informed police that they had been working in the food and wine store when a Somali male had attempted to steal a bottle of champagne from the store by concealing it in his coat. The two staff members challenged him outside the store and they retrieved the bottle of champagne.

However, as they were attempting to detain the Somali male, a second Somali male approached and attacked both the Asian males. The Somali male is alleged to have stabbed one of the shopkeepers in the head either with a knife or a screwdriver and also kicked the second Asian male in the back, causing injury.

The members of staff informed police that these Somali males had made their way to the bus stop outside Sainsbury's after the attack.

Police made their way to the bus station where a group of five Somali males were located and two were positively identified as the males involved in the theft/assault and arrested at 1453hrs.

Following a negative ID parade result – the CPS later dropt the case.

On 12/12/2002 Police were called to a disturbance at SOUTH HARROW FOOD AND WINE 236 NORTHOLT ROAD HARROW MIDDLESEX. A female on the premises was drunk.

On police arrival the female was spoken too. She became very abusive and aggressive towards police and other persons inside the store and was arrested at 0935 hours for being Drunk and Disorderly in a public place. CN/5272/02/QA.

While being searched at Police Station became very aggressive and abusive she spat at one officer and tried hit another officer. At 1012 hours she was further arrested for Common Assault. She was charged with Drunk and Disorderly and Common Assault.

On 19/02/2003 at 2045hrs in South Harrow Food and Wine Store a male was arrested for shoplifting - theft of shampoo from the store. The shopkeeper said he had lost 80 bottles recently. The male was charged with the offence. Cris 2003010/03B and CN/786/03/QA relate.

At 0210hrs on 06/07/2005 a group of 8 or 9 juveniles were seen sitting on the display stands outside South Harrow Food and wine, Northolt Road. There were bushels of 'curry leaves' on the floor, which had been taken from an unlocked storeroom at the rear. The group were then seen to walk down the side of the shop and disappear round the back. They then ran back to Northolt Road with the shop alarm sounding and continued into Roxeth Park, one of them using a set of crutches. 6 of them were found hiding in bushes in the park, one with crutches. Bottles of alcohol from the venue were also found with them. The rear door into the store had been forced and CCTV was seized from the shop The key holder had trouble working the CCTV system. Following interviews and being bailed, the victim of the crime refused to substantiate allegation (withdrawal statement taken) and all were N.F.A'd. CN/2834/05/QA CN/2835/05/QA, CN/4055/05/QD CN/4053/05/QD CN/4055/05/QD CN/405605/QD refer.

On Tuesday 19/07/2005 at 1530 hours police attended SOUTH HARROW FOOD AND WINE 234-236 NORTHOLT ROAD HARROW where a male had been detained for stealing seven bottles of Radox shower gel costing £13.93.

The informant - Mr Paramasivan MATHIVANAN - did not want to substantiate the allegation and was happy for a banning letter to be issued. The suspect was fully aware that if he returned and committed a theft he would be arrested for burglary. CRIS 2012568/05 refers.

On the 10/10/2005 patrolling PCSO's met Mr Vishnu PATEL acting manager of FOOD AND WINE 234 NORTHOLT ROAD HARROW He made a complaint of youths aged around 14-16 years that gather around the back of the store mainly after school who cause graffiti, spitting and possibly smoking drugs.

On Saturday 25/03/2006 at 1150 hours police officers executed three S.26 Theft Act Warrants, one of these was at HARROW FOOD WINE 234 NORTHOLT ROAD.

Officers in plain clothes entered and identified themselves. On entering the store staff were of course shocked and one member placed his hand on one of several knives that are kept behind the raised counter. He was dissuaded from following this course of behaviour and Officers then

brought all persons together in one of the isles.

All persons were searched on entry. All those searched either work in the shop or are joint owners.

Officers then conducted a thorough search of the premises. No stolen items were found. All persons were co-operative throughout the search and apart from the issue surrounding the knives at the beginning there were no issues.

Warrant and book 101 completed and handed to the owner. Officers then left the premises at 1236 hours.

On 02/04/2006 just before 2248hrs police were called to persons behaving violently inside the premises of South Harrow Food and Wine store in Northolt Road. Police found three brothers fighting with a Mr SHANMUGARAJAH who said he was the nephew of the shop owner. The brothers alleged that Mr SHANMUGARAJAH had attacked them with an iron bar. All 4 were arrested for affray. CN/1205/06/QA - AFFRAY CRIS 2005591/06 All four were issued with Fixed Penalty Notices for S.5 (1) (b) Public Order Act 1986 (Threatening Abusive Words and Behaviour) and released.

On Sunday 22/10/2006 police had cause to speak to a male at 2155 hrs outside South Harrow Food and Wine he had just had an altercation with males from a blue Mercedes A class. He stated that the males were aggressive towards him and chased him into the shop. He was concerned for his safety but did not wish to make any allegation to police. The males in the car were all Sri Lankan.

**With the above evidence in mind and I object to the variation application as it stands.**

I do not believe that the applicant is taking any additional steps to promote the licensing objectives but merely wishes to increase his trading hours.

**I also request that the licensing panel impose necessary conditions should the variation be granted in any form.**

I request that it form part of the conditions of the conversion of the License (if granted) that the Designated Premises Supervisor be employed at the premises. This is to ensure that all sales can be supervised first hand.

I request that a condition be made that should the D.P.S. not be present on the premises that at least one other member of staff on the premises be a License holder (having passed the necessary qualification). This is to prevent offences during licensed hours.

I request a condition that the premises operate a 'challenge under 21' policy in that no sales of intoxicating liquor be made to persons over 18 or under 21 unless that age has been challenged by staff and their correct age ascertained. This is to protect children.

I request a condition that the applicant agree to any recommendations made by our crime reduction officers who will conduct a survey of the premises. This is to prevent crime and maintain public safety.

I have listed below those measures which have been sent to all Licensees operating premises in this borough and request it be made a condition that these basic measures be adopted:

Crime Reductions Measures  
\*\*\*\*\*

Closed Circuit Television (CCTV) is required because it improves the perception of safety and allows monitoring of the whole premises. It must achieve the following:

Visually confirm the nature of the crime committed.  
 Identify the suspected criminal(s) visually for purposes of evidence and connect them with the crime.  
 Provide evidence-supporting detail relating to the circumstances.  
 Provide a linked record of the date, time and place of any image.  
 Provide good quality colour images.  
 Capture full frame shots of the heads and shoulders of all people exiting the premises from both entry and exit routes. This should ensure that images of criminals are captured whilst leaving the premises and discarding any facemasks, etc.  
 Have the capability to record a full-length view of a person 1.92m tall, to occupy at least 60% of the image height, in at least one of the captured images.  
 Be positioned externally above the rear door to cover any courtyard/garden area.  
 Operate under existing light levels within the premises.  
 Have the recording device located in a secure area or locked cabinet.  
 Have a monitor to review images and recorded picture quality.  
 Record images as near to real time as possible and where practical, personal attack buttons should be connected via the CCTV system, to change any time-lapse recording to real time.  
 Be regularly maintained to ensure continuous quality of image capture and retention.  
 Must comply with the Data Protection Act (DPA) and any applicable British Security Industry Association (BSIA) codes of practice.  
 Have signage displayed in the customer area to advise that CCTV is in operation (DPA).  
 Be operated by the correct procedures, to ensure an evidence trail is recorded and can be retrieved for evidential purposes.  
 If the system is analogue, a library of 31 video tapes will be required for storage and rotation.

A monitored central station alarm is required and must be installed by either a NACOSS or SSAIB affiliated installer and must achieve the following:

The monitored security system must be equipped with a signal terminating at a recognised Alarm Receiving Centre (ARC) and must comply with the current version of the EN 50131-1 standard and be eligible for a police response as defined by the ACPO Policy on Police Response to Security Systems, Level 1 status.

This should incorporate fixed personal panic attack buttons for the use of staff behind the counter remoter panic buttons for staff when they are away from the counter area.

A safe controlled by a time delay method is required and must achieve the following:

Restrict access for at least three minutes, to deter criminals from accessing the surplus or reserve value during any robbery.  
 Have a drop facility with anti-fish mechanism.  
 Include the safe being either bolted to a solid wall and/or solid floor or buried in a solid wall and/or solid floor.

Tills must be regularly skimmed off, to reduce the impact should a robbery occur.

Signage must be displayed in the customer area, highlighting that access to cash and valuable items is controlled by time delay. Alternatively, where staff do not have access to the safe, a sign must state this fact. It is recommended that a time delay, visual countdown display is used, so that a robber/burglar can see that a time delay is in operation.

Robbery awareness training is required for staff and must achieve the following:  
*(This is only applicable to Off Licenses and Betting Shops)*

The Crime Prevention Officers will provide a leaflet about crime reduction for retailers, which incorporates robbery awareness. This must be shown to all members of staff on an annual basis and a record kept that this has been done, as part of your training procedure.

Training is not the responsibility of the Metropolitan Police Service.

Indelible note staining and smoke system is required and must achieve the following:  
*(This is only applicable to Off Licenses and Betting Shops)*

Comply with specification PAS 40 2002 Class II, issued by the British Standards Institute. Stolen notes will be dyed, rendering them worthless to the extent that there is no gain to the criminal.

A covert note-spoiling device must be placed in each counter till.

The device must look as authentic as possible to ensure that it is taken by or handed to the criminal instinctively.

The system must be automatically activated to ensure the safety of staff.

The dye pack must be programmed to activate once the criminal has left the premises. A time delay of at least 6 seconds is recommended.

It is recommended that the dye used is traceable to either a specific incident, the retailer or a manufacturer.

All notes that are used in construction of a dye pack must be recorded separately and the details kept, in order to assist with any subsequent investigation.

The system used must produce sufficient smoke to attract attention to the criminal.

Other security requirements:

A till guard is required to prevent easy access to cash in the till.

If a letterbox is fitted, it must be fireproof.

If the rear door is a designated fire escape route, it should be manufactured from steel and designed without visible external ironmongery. The push bar must operate shoot bolts to the top and bottom of the frame and be supported by a 5-lever mortice lock to be used outside opening hours.

A 180-degree door viewer fitted to this door will enable you to see who is at the back door without having to open it first.

Where external storage areas are required for outside furniture, beer kegs, waste storage, wheelie bins, etc. they should be detached from the main building, so that they cannot be used as climbing aids.

\*\*\*\*\*

Since further recommendations may be necessary it is expected the applicant will invite an officer from the Crime Reduction unit to the premises to do an on-site survey.

I believe the opening and sale of alcohol hours requested are excessive and will cause public nuisance and crime and disorder.

Should all recommendations be completed then I have no objection should the premises wish to trade until Midnight on a Friday or Saturday night and close at 2330 hrs Sunday to Thursday.

I have no objection to the premises opening and supplying alcohol from 0700 hrs each day.

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





**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 18<sup>th</sup> November 2006

Capacity .....Police Licensing Officer

.....

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 5)	
<b>Post town</b>	<b>Post code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an email address your e mail address (optional)</b>	

**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.





<b>Meeting:</b>	Licensing Panel
<b>Date:</b>	20 <sup>th</sup> December 2006, 19.30, CR 1+2.
<b>Subject:</b>	Application to vary a Premises Licence.
<b>Responsible Officer:</b>	Chief Environmental Health Officer
<b>Contact Officer:</b>	P. Sivashankar, Service Manager, ext (8736) 6237
<b>Portfolio Holder:</b>	Councillor Eileen Kinnear
<b>Key Decision:</b>	No
<b>Status:</b>	Public
<b>Enclosures</b>	

**Section 1: Summary**

**Decision Required**

Members are asked to determine the application in accordance with the guidance in Section 2.5.

**Reason for report**

The application to vary a premises licence issued under Licensing Act 2003 to 'The Shawl,' 320 Northolt Road, South Harrow HA2 8EE, has received representations from a number of Responsible Authorities and Interested Parties. As per the Council's Licensing Policy and delegation of Licensing functions, all applications with unresolved representations are to be dealt by the Licensing Panel.

**Representations Received**

<b>From</b>	<b>Relevant Representations details</b>
The Planning Authority	No representation received
Health & Safety	No representation received
Environmental Health Authority (Pollution and environmental enforcement)	<b>Representations received</b>
Trading Standards	No representations received
The Area Child Protection Service	No representations received
LFEPA	No representations received
Metropolitan Police	<b>Representation Received</b>

## Representation from interested parties

From	Relevant Representations details
Interested Party	Representations received

### Benefits

The hearing provides the applicant, persons making the representations and the Licensing Authority an opportunity to engage in constructive dialogue to determine the application in an open public forum.

### Cost of Proposals

None

### Risks

If any party is aggrieved with the decision on one of the grounds set out in paragraphs 1 and 4 in Schedule 5 to the Licensing Act 2003, they can apply to the Magistrates Court for a re-hearing. Such appeals are by way of rehearing. The Appeal period is 21 days from notification of the decision.

### Implications if recommendations rejected

N/A

## Section 2: Report

### 2.1 Brief History

2.1.1 Application has been made by Messrs John Joseph and Seamus Anthony McCabe to vary the premises licence held for 'The Shawl,' a public house situated at 320 Northolt Road, South Harrow HA2 8EE. The premises currently hold a licence for the sale of alcohol for consumption on and off the premises and for the unrestricted playing of recorded music; a copy of the licence with the opening hours is included in this report. Briefly, the premises hold a licence for the sale of alcohol from 10.00 to 23.00, Monday to Saturday and 12.00 (12MD) to 22.30 on Sunday. There are no current 'hours open to the public' as it was a grandfather rights conversion.

2.1.2 The suggested new operating routine can be found in the application form in sections E (live music) G (performance of dance) and J (provision of facilities for dancing.) Please note a later alteration to the application, which removes the request to extend the hours. The times suggested are as follows:

Live music	Monday to Saturday	21.00 – 23.00
	Sunday	20.30 – 22.30

Performance of dance	Monday to Saturday	21.00 – 23.00
	Sunday	20.30 – 22.30
Prov facilities for dancing	Monday to Saturday	21.00 – 23.00
	Sunday	20.30 – 22.30

The hours open to the public reflect the above times for the supply of alcohol, i.e. Monday to Saturday 10.00 – 23.00, Sunday 12.00 (MD) – 22.30. This therefore does not allow a ‘drinking up’ time. The steps taken to promote the licensing objectives are at ‘P,’ which remain unchanged. It must be noted that because of these later alterations, the Planning Dept. withdrew any observations on the application.

The specific requests for the variation are as follows:

- ‘Premises may offer private entertainment only, without restriction’ to be removed to allow provision of live music, performance of dance and the provision of facilities for dancing.’

The premise operates as a public house, and is situated in a row of shops in Northolt Road, South Harrow, at the junction with Valentine Road. It has held a Justices’ Licence since at least 1995. There is residential accommodation provided above most of the premises, which are likely to be occupied. There are streets containing residential housing nearby. A map showing the area is attached to the report.

Under the previous licensing regime, the premises were allowed to have live music through exemption under that Act, and during this period the ‘out of hours’ noise service and the licensing team received complaints from local residents about music noise emanating from the premises. Since the new licensing laws, these premises have lost this exemption to provide live music and on one occasion had to be instructed on these changes. Since this time, there have been no further complaints. The suitability of the premises to provide live amplified music without causing a nuisance is a matter for the applicant to demonstrate through his operating schedule, and evidence through statements by noise consultants. Unfortunately no such information was available at the time of writing this report.

### 2.1.3 Policy Implications

In relation to the Council’s policy at paragraph 8.3 and 8.8, the applicant has addressed how they intend to promote the licensing objectives; however members may consider attaching additional conditions.

## 2.2 Representations

2.2.1 The application has received representations from two Responsible Authorities, and a number of interested parties. Copies of these representations are attached to this report.

## 2.3 Consultation

2.3.1 The application was advertised in accordance with the Regulations under the Licensing Act 2003.

## 2.4 Financial Implications

None.

## 2.5 Legal Implications

2.5.1 The Licensing Panel is required to hold a hearing to consider the relevant representations unless all parties agree that a hearing is unnecessary. The hearing must be held in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

2.5.2 The Licensing Panel is required to give appropriate weight to the representations (including supporting information) presented by all the parties, the Guidance issued pursuant to section 182 of the Licensing Act 2003, the Council's statement of licensing policy and the steps that are necessary to promote the four licensing objectives.

2.5.3 Having considered those relevant matters, the Licensing Panel is required to take such of following steps (if any) as it considers necessary for the promotion of the four licensing objectives –

- a. To modify the conditions of the licence.
- b. To reject the whole or part of the application

2.5.4 It should be noted with all options that –

- a. Clear reasons would have to be given to the applicant and to the interested party if the application were granted, refused or, if additional conditions were imposed.
- b. Any additional conditions should be practical and enforceable.
- c. The applicant and any person who made relevant representations would have the right of appeal to a magistrates' court on one of the grounds provided in Schedule 5 to the Licensing Act 2003.

2.5.5 In addition to determining the application in accordance with the legislation, Members must also have regard to the following –

- a. The common law rules of natural justice.

- b. The provisions of the Human Rights Act 1998.
- c. The considerations in section 17 of the Crime and Disorder Act 1998 (see below).

2.5.6 By section 6 of the Human Rights Act 1998, the Panel is required to act in a way that is compatible with rights under the European Convention for the Protection of Human Rights and Freedoms. The following provisions of the European convention seem relevant: Article 6 (right to a fair trial); Article 14 (prohibition of discrimination) and Article 1 of the First Protocol (protection of property).

2.6 Equalities Impact

N/A

2.7 Section 17 Crime and Disorder Act 1998 Considerations

Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies, to exercise its various functions with due regard to the likely effect of the exercise of those functions, and the need to do all that it reasonably can to prevent crime and disorder in its area.

The Borough Commander has made a representation through Sgt. Davis, Police Licensing Officer on the Crime Prevention objective outlining measures to prevent crime and disorder.

**SECTION 3 - STATUTORY OFFICER CLEARANCE**

Chief Finance Officer	<input type="checkbox"/>	Name:.....
		Date: .....
Monitoring Officer	<input type="checkbox"/>	Name: .....
		Date: .....

**3.1: Supporting Information/ Background Documents**

1. Application (and amendment)
2. Representations and letters of objection to the application.
3. Annex 2 Conditions drawn from the Operating Schedule provided by the Applicant
4. Mandatory Conditions that would be attached to the licence if granted

## **Annex 2 – Conditions consistent with the operating Schedule**

### **General**

#### **The prevention of crime and disorder**

### **Public Safety**

#### **The prevention of public nuisance**

#### **The protection of children from harm**

No additional steps have been offered under all headings

## **MANDATORY CONDITIONS**

### **19 Mandatory conditions where licence authorises supply of alcohol**

- (1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.
- (2) The first condition is that no supply of alcohol may be made under the premises licence-
  - (a) At a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

### **20 Mandatory condition: exhibition of films**

- (1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

- (2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- (3) Where-
  - (a) The film classification body is not specified in the licence, or
  - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,
 Admission of children must be restricted in accordance with any recommendation made by that licensing authority.
- (4) In this section-
  - "Children" means persons aged under 18; and
  - "Film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

**21 Mandatory condition: door supervision**

- (1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.
- (2) But nothing in subsection (1) requires such a condition to be imposed-
  - (a) In respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
  - (b) In respect of premises in relation to-
    - (i) Any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
    - (ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
- (3) For the purposes of this section-

- (a) "Security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
- (b) Paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

**SECTION 4 - CONTACT DETAILS AND BACKGROUND PAPERS**

**Contact:** P. Sivashankar, Licensing Services Manager

**Background Papers:**

Application form (and amendment)  
 Copies of Representations  
 Copies of letters from Interested Parties.  
 Map of the area.  
 Current licence

**IF APPROPRIATE, does the report include the following considerations?**

1.	Consultation	YES/ NO
2.	Corporate Priorities	YES / NO
3.	Manifesto Pledge Reference Number	N/A



**Application to vary a premises licence 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/We** JOSEPH JOHN MCCABE and SEAMUS ANTHONY MCCABE

*(Insert name(s) of applicant)*

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

<b>Premises licence number</b> 0509-QHWN-GJE7-JE79
---

**Part 1 – Premises Details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>			
THE SHAWL			
320 NORTHOLD ROAD			
MIDDLESEX			
<b>Post town</b>	SOUTH HARROW	<b>Post code</b>	HA2 8EE

<b>Telephone number at premises (if any)</b>	020 8951 3135
<b>Non-domestic rateable value of premises</b>	£18750

**Part 2 – Applicant details**

<b>Daytime contact telephone number</b>	020 8900 9687		
<b>E-mail address (optional)</b>			
<b>Current postal address if different from premises address</b>	83 BOURNE VIEW MIDDLESEX		
<b>Post Town</b>	GREENFORD	<b>Postcode</b>	UB6 7QS

**ACCEPTED**  
8 NOV 2006

**Part 3 - Variation**

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day		Month		Year	

**Please describe briefly the nature of the proposed variation (Please see guidance note 1)**

1. That the permitted hours for the sale of intoxicating liquor be extended to:
  - from 11:00 to 00:00 hours on Sundays;
  - from 10:00 to 00:00 hours on Mondays;
  - from 10:00 to 23:00 hours on Tuesdays to Thursdays (inclusive); and
  - from 10:00 to 01:00 hours on Fridays to Saturdays (inclusive)
2. That the provision of live music be permitted between 22:00 and 00:00 hours on Fridays to Saturdays (inclusive) and between 21:00 and 23:00 hours on Sundays and Mondays (inclusive)
3. That performances of dance be permitted between 22:00 and 00:00 hours on Fridays and Saturdays (inclusive) and between 21:00 and 23:00 hours on Sundays and Mondays (inclusive)
4. That the provision of facilities for dancing be permitted between 22:00 and 00:00 hours on Fridays to Saturdays (inclusive) and between 21:00 and 23:00 hours on Sundays and Mondays (inclusive)
5. For the avoidance of doubt the right to play recorded music unrestrictedly and the right to remain open for 36 hours between 11:00 hours on New Year's Eve and 23:00 hours on New Year's Day are preserved.
5. That the permitted hours be extended as above on Bank Holidays and Sundays preceding Bank Holidays;
6. There be no restriction on the area where music and dance be provided.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

0
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## Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

### Provision of regulated entertainment

Please tick yes

- |   |                                     |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input type="checkbox"/>            |
| g) performances of dance (if ticking yes, fill in box G)  | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>            |

### Provision of entertainment facilities:

- |   |                                     |
|---|-------------------------------------|
| i) making music (if ticking yes, fill in box I)   | <input type="checkbox"/>            |
| j) dancing (if ticking yes, fill in box J)  | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/>            |

### Provision of late night refreshment (if ticking yes, fill in box L)

### Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			<b><u>State any seasonal variations for indoor sporting events</u></b> (please read guidance note 4)
Tue			
Wed			<b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3) Live music of all descriptions performed by one or a number of performers, including amplified music.		
Mon	21:00	23:00			
Tue			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5) Between extended hours on Sundays preceding Bank Holidays of 22:00 and 00:00, and between 11:00 hours on New Year's Eve and 01:00 hours on the following 2nd January.		
Fri	22:00	00:00			
Sat	22:00	00:00			
Sun	21:00	23:00			



**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>			
Mon			<b>Please give further details here</b> (please read guidance note 3)		
Tue					
Wed			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat					
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3) Performances of all descriptions and styles, including (but not limited to) Irish Dancers both with and without musical accompaniments, including amplified music.		
Mon	21:00	23:00			
Tue			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 5) Between extended hours on Sundays preceding Bank Holidays of 22:00 and 00:00, and between 11:00 hours on New Year's Eve and 01:00 hours on the following 2nd January.		
Fri	22:00	00:00			
Sat	22:00	00:00			
Sun	21:00	23:00			

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment you will be providing</u></b>		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun					

I

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b>	
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)	
Tue			<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)	
Wed			<b><u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)	
Thur				
Fri				
Sat				
Sun				

**J**

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b><u>Will the facilities for dancing be indoors or outdoors or both – please tick</u></b> (see guidance note 2)	Indoors <input checked="" type="checkbox"/>	
				Outdoors <input type="checkbox"/>	
				Both <input type="checkbox"/>	
			<b><u>Please give a description of the facilities for dancing you will be providing</u></b> Dancing of all descriptions and styles, including (but not limited to) Irish dancing, to live and amplified music.		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon	21:00	23:00			
Tue			<b><u>State any seasonal variations for providing dancing facilities</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5) Between extended hours on Sundays preceding Bank Holidays of 22:00 and 00:00, and between 11:00 hours on New Year's Eve and 01:00 hours on the following 2nd January.		
Fri	22:00	00:00			
Sat	22:00	00:00			
Sun	21:00	23:00			

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within i or j</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the type of entertainment facility you will be providing</u></b>		
Day	Start	Finish	<b><u>Will the entertainment facility be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u></b> (please read guidance note 4)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun					

**L**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri					
Sat					
Sun					

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)</b>	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol (please read guidance note 4)</b>  <b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)</b> Between extended hours on Sundays preceding Bank Holidays of 22:00 and 00:00, and between 11:00 hours on New Year's Eve and 01:00 hours on the following 2nd January. For no more than 15 occasions, subject to prior notification of the police and the council. For avoidance of doubt the right to open extended hours on New Year's Eve is preserved.		
Mon	10:00	00:00			
Tue	10:00	23:00			
Wed	10:00	23:00			
Thur	10:00	23:00			
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	11:00	00:00			

**N**

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)**

None.



O

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4) Between extended hours on Sundays preceding Bank Holidays of 10:00 and 01:00, and between 11:00 hours on New Year's Eve and 01:00 hours on the following 2nd January.
Day	Start	Finish	
Mon	10:00	00:00	
Tue	10:00	23:00	
Wed	10:00	23:00	
Thur	10:00	23:00	
Fri	10:00	01:00	
Sat	10:00	01:00	
Sun	11:00	00:00	<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5) Between extended hours on Sundays preceding Bank Holidays of 10:00 and 01:00, and between 11:00 hours on New Year's Eve and 01:00 hours on the following 2nd January.  The common law right for the premises to remain open at any time for non-licensable activities is preserved.

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

Sale by retail of alcohol to cover the extended hours.

Annex 2 - "Premises may offer private entertainment only, without restriction" to be removed to allow:

- Provision of live music;
- Performance of dance; and
- Provision of facilities for dancing.

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

**P** Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)**

No additional steps required.

**b) The prevention of crime and disorder**

No additional steps required.

**c) Public safety**

No additional steps required.

**d) The prevention of public nuisance**

No additional steps required.

**e) The protection of children from harm**

No additional steps required.

Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, 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 10)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.**

Signature	<i>Joseph McCole</i>
Date	1ST NOVEMBER 2006
Capacity	PREMISES LICENCE HOLDER

**Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.**

Signature	<i>Seamus McCole</i>
Date	1ST NOVEMBER 2006
Capacity	PREMISES LICENCE HOLDER

**Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)**

Mrs Maria James  
Pettman Smith Solicitors (ref. 6323.001)  
79 Knightsbridge

Post town	London	Post code	SW1X 7RB
Telephone number (if any)	020 7235 1288		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

## Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

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**LICENSING ACT 2003**

Schedule 12

Part A (Regulation 33,34)

**PREMISES LICENCE**

HARROW COUNCIL, P O BOX 18, STATION ROAD, HARROW


Premises Licence Number	<b>0611-FA7A-YQJJ-YPQK</b>
-------------------------	----------------------------

Part 1 – Premises details **THE SHAWL**

Postal address of premises, or if none, ordnance survey map reference or description <b>320 NORTHOLT ROAD</b>			
Post town	<b>SOUTH HARROW</b>	Post code	<b>HA2 8EE</b>
Telephone number <b>0208 951 3135</b>			

Where the licence is time limited the dates <b>N/A</b>
---

Licensable activities authorised by the licence <b>RECORDED MUSIC <i>Unrestricted</i> SALE BY RETAIL OF ALCOHOL</b>
--



**Gareth Llywelyn-Roberts**  
Signed: Chief Environmental Health Officer

**HOURS OPEN TO PUBLIC**

	MON	TUE	WED	THU	FRI	SAT	SUN
	N/A	N/A	N/A	N/A	N/A	N/A	N/A

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES:

**SALE BY RETAIL OF ALCOHOL**

	MON	TUE	WED	THU	FRI	SAT	SUN
	1000-2300	1000-2300	1000-2300	1000-2300	1000-2300	1000-2300	1200-2230

1. ON CHRISTMAS DAY AND ON GOOD FRIDAY EMBEDDED RESTRICTIONS APPLY.
2. SALE BY RETAIL OF ALCOHOL CAN BE EXTENDED BETWEEN THE TERMINAL HOUR ON NEW YEAR'S EVE AND THE COMMENCEMENT HOUR ON THE FOLLOWING MORNING.

**FOR CONSUMPTION ON OR OFF THE PREMISES****Part 2**

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

**MR JOSEPH JOHN McCABE**  
**83 BOURNE VIEW**  
**GREENFORD**  
**MIDDLESEX**  
**UB6 7QS**

**MR SEAMUS ANTHONY McCABE**  
**83 BOURNE VIEW**  
**GREENFORD**  
**MIDDLESEX**  
**UB6 7QS**

Registered number of holder, for example company number, charity number (where Applicable)

**N/A**

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

**AMBROSE MICHAEL GORDON**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

**167226**

**LONDON BOROUGH OF BRENT**

State whether access to the premises by children is restricted or prohibited

**N/A**



**ANNEX 1 – MANDATORY CONDITIONS:**

**1.SUPPLY OF ALCOHOL**

- (1) NO SUPPLY OF ALCOHOL MAY BE MADE UNDER THE PREMISES LICENCE –
- (a) AT A TIME WHEN THERE IS NO DESIGNATED PREMISES SUPERVISOR IN RESPECT OF THE PREMISES LICENCE, OR
  - (b) AT A TIME WHEN THE DESIGNATED PREMISES SUPERVISOR DOES NOT HOLD A PERSONAL LICENCE OR HIS PERSONAL LICENCE IS SUSPENDED

**2.DOOR SUPERVISION**

- (1) WHERE A PREMISES LICENCE INCLUDES A CONDITION THAT AT SPECIFIED TIMES ONE OR MORE INDIVIDUALS MUST BE AT THE PREMISES TO CARRY OUT A SECURITY ACTIVITY, THE LICENCE MUST INCLUDE A CONDITION THAT EACH SUCH INDIVIDUAL MUST BE LICENSED BY THE SECURITY INDUSTRY AUTHORITY
- (2) BUT NOTHING IN SUBSECTION (1) REQUIRES SUCH A CONDITION TO BE IMPOSED-
- (A) IN RESPECT OF PREMISES WITHIN PARAGRAPH 8(3)(A) OF SCHEDULE 2 TO THE PRIVATE SECURITY INDUSTRY ACT 2001 (C.12) (PREMISES WITH PREMISES LICENCES AUTHORISING PLAYS OR FILMS), OR
  - (B) IN RESPECT OF PREMISES IN RELATION TO-
    - (i) ANY OCCASION MENTIONED IN PARAGRAPH 8(3)(B) OR (C) OF THAT SCHEDULE (PREMISES BEING USED EXCLUSIVELY BY CLUB WITH CLUB PREMISES CERTIFICATE, UNDER A TEMPORARY EVENT NOTICE AUTHORISING PLAYS OR FILMS OR UNDER A GAMING LICENCE), OR
    - (ii) ANY OCCASION WITHIN PARAGRAPH 8(3)(D) OF THAT SCHEDULE (OCCASIONS PRESCRIBED BY REGULATIONS UNDER THAT ACT).
- (3) FOR THE PURPOSES OF THIS SECTION-
- (A) "SECURITY ACTIVITY" MEANS AN ACTIVITY TO WHICH PARAGRAPH 2(1)(A) OF THAT SCHEDULE APPLIES, AND
  - (B) PARAGRAPH 8(5) OF THAT SCHEDULE (INTERPRETATION OF REFERENCES TO AN OCCASION) APPLIES AS IT APPLIES IN RELATION TO PARAGRAPH 8 OF THAT SCHEDULE

**Annex 2 – Conditions consistent with the operating Schedule**

**PREMISES MAY OFFER PRIVATE ENTERTAINMENT ONLY, WITHOUT RESTRICTION.**

**Annex 3 – Conditions attached after a hearing by the licensing authority.**

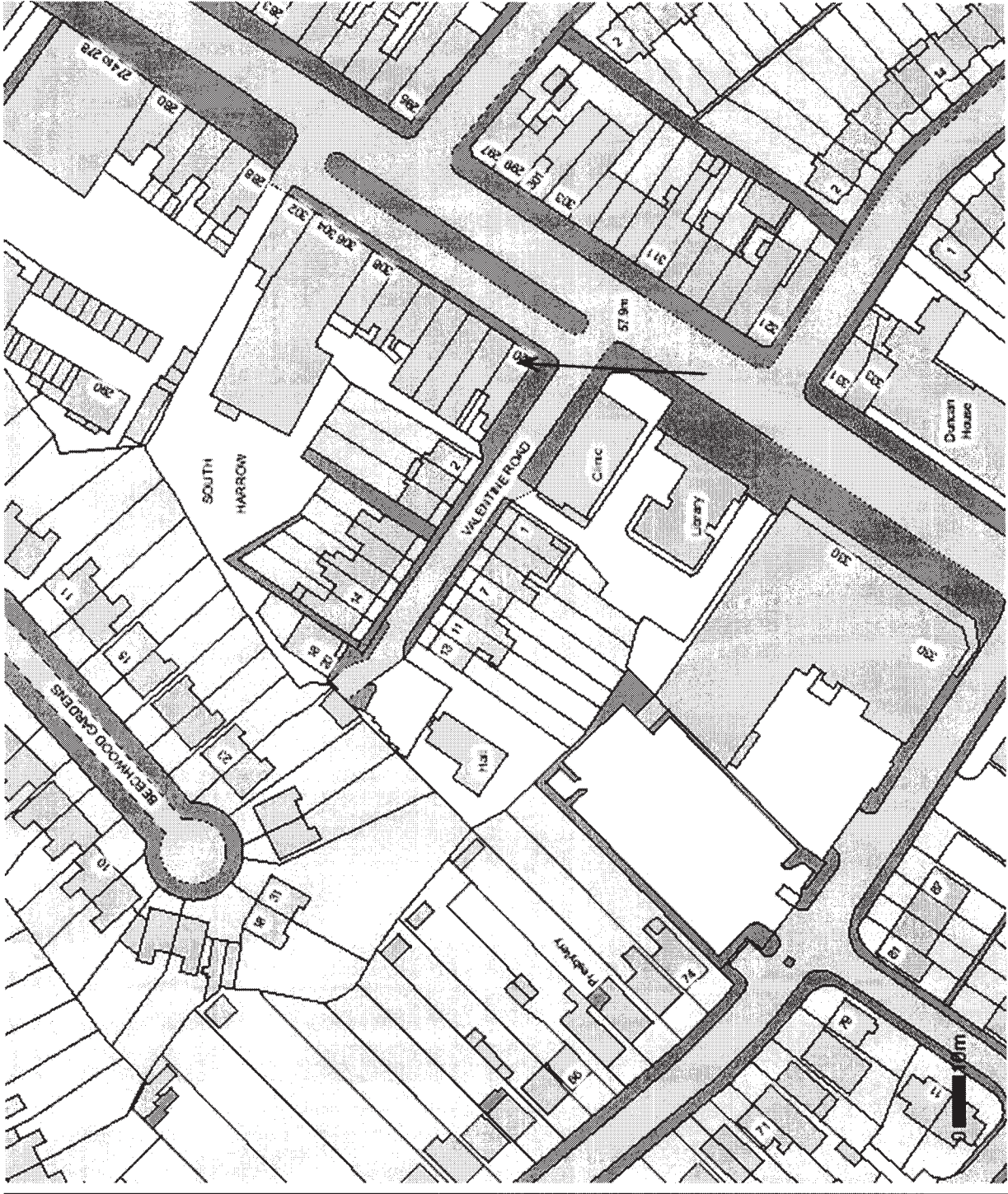
**N/A**

**Annex 4 –  
Plan Attached**

DATE OF ISSUE: 5 AUGUST 2005  
REASON FOR ISSUE: (DPS VARIATION)  
DATE OF RE-ISSUE: 10 NOVEMBER 2006  
ISSUE NUMBER: 3

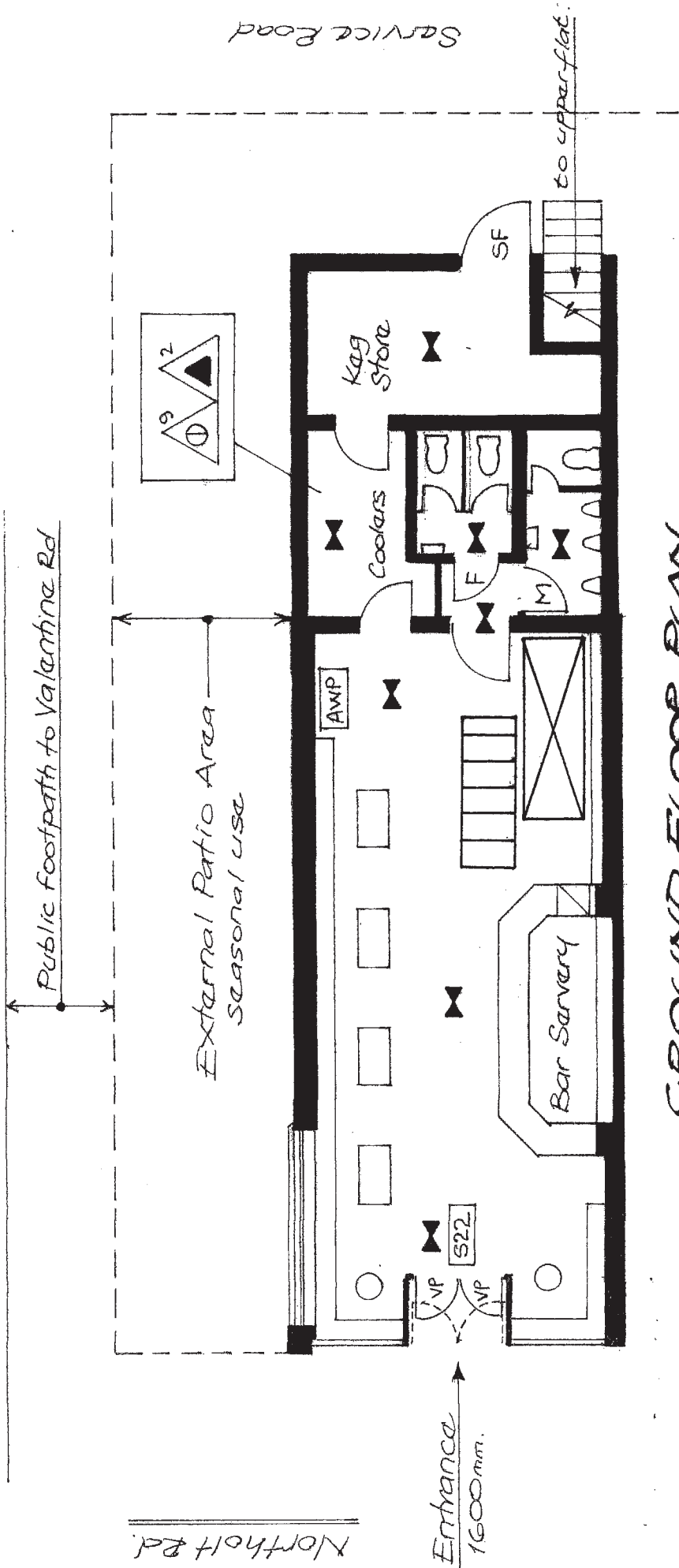
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THE  
SHAWL,  
NORTHOLT RD



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**GROUND FLOOR PLAN**

THE SHAWL  
 320 NORTHOLT RD  
 SOUTH HARRON  
 HAZ BEE  
 LICENSING PLAN  
 SCALE 1:100  
 DWG N° 06/05/JK/01

General Notes

1. CCTV Installed
  2. Intruder Alarm Installed
  3. Panic Alarm behind Bar.
- Dancing  
 Live Music

**PDS**  
LICENSING

48 Greenford Gardens  
 Greenford Middlesex UB6 9LZ  
 Telephone/Fax: 020 8578 0155  
 Mobile: 07976 510827

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## 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 1 below (delete as applicable)

Part 1 – Premises or club premises details

<b>Postal address of premises or club premises, or if none, ordnance survey map reference or description</b> The Shawl PH 320 Northolt Road South Harrow Middlesex	
<b>Post town:</b> South Harrow	<b>Post code (if known):</b> HA2 8EE

Name of premises licence holder or club holding club premises certificate (if known) <b>Joseph John McCabe and Seamus Anthony MCCabe</b>
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
Telephone number (if any)
E-mail (optional)



**(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 8736 6246**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)

There is a history of noise complaints from the property during regulated entertainment between December 200 and June 2006.

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

The applicant has not adequately stated in the application's operating schedule how it is intended to prevent noise from patrons, music and amplified vocals disturbing local residents.

For example, doors and windows closed to be kept closed during regulated entertainment.

Upgrading of single glazing to double-glazing.

Details on the location of speakers within the premises i.e. facing inwards towards the dance floor.

The provision of noise limiters for stereo's or amplifiers

Monitoring and regular patrols of the perimeter of the premises to ensure noise no noise break out occurs.

An increase in 'drinking up time' i.e. more time between the last sale of alcohol and closing time to allow people to 'sober up' and arrange transport home whilst still inside the premises.

Evidence has not been provided that the premises are adequately soundproofed to prevent noise from causing nuisance to local residents.

It would be advised that if the variation were granted the following conditions be imposed:

Doors and windows to be kept closed while regulated entertainment is in progress.

Glazing is upgraded from single glazing.

Air conditioning and / or mechanical ventilation should be in use while regulated entertainment is in progress.

Noise and vibration shall not emanate from the premises so as to cause 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

**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: **21st November 2006**

Capacity: **Environmental Health Officer**

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 5)	
<b>Post town</b>	<b>Post code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an email address your e mail address (optional)</b>	

**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.

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#328304022

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**

<b>Postal address of premises or club premises, or if none, ordnance survey map reference or description</b>	
Shawl , 320 Northolt Road	
<b>Post town Harrow</b>	<b>Post code HA2 8EE</b>

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

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address  Metropolitan Police South Harrow Police Station 74 Northolt Road South Harrow HA2 ODN
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 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)

The grounds for this application to review whether within the proposed operating schedule submitted by the applicant they have outlined suitable steps to prevent crime and disorder, maintain public safety, prevent public nuisance and protect children from harm.

The premises has a history of complaint from local residents regarding excessive noise and public nuisance beyond 2300hrs. I received a telephone call in August 2004 and two letters in 2004 (September and October) regarding disturbance to residents and gave appropriate advice to the licensee. Prior to that there had been substantiated complaints in 2000 (Licensee formerly cautioned), 2001 and 2002 (The Licensee was reported for selling after hours on 17/02/2002 by Inspector While and on 20/05/2002 pleaded guilty at Harrow Magistrates Court to the offence and was fined £300 and ordered to pay £40 costs).

I am aware from these complaints that noise beyond the existing hours is alleged to have kept these residents awake.

**I believe that the hours requested may cause a public nuisance to local residents unless appropriate further measures are put in place** ( I note that " no additional steps" are given in any of the boxes on page 19 of the application ) .

Should any variation be granted at all I consider it vital that the "Supply of alcohol " hours (Box M) are not extended as far as the "hours premises are open to the public hours " (Box O). As the application stands then a customer can be supplied alcohol up to the point at which they must vacate the premises. This will not lead to a "winding down" or what used to be called " drinking up" period and is not at all best practice when especially dealing with premises licences for "on-licenses" (or "pubs"). It can lead to confrontation and disorder. If any variation is granted then the **alcohol supply hours must terminate at least 30mins prior to closing times in order to prevent crime and disorder** .

No late night refreshment is sought ( hot food and drink beyond 2300hrs ) and the premises will

therefore be a "vertical drinker".

Live Music and dancing is sought Sunday and Monday from 2100hrs to 2300hrs and Friday and Saturday from 2200hrs until Midnight. Once again " No additional steps" are given to promote the licensing objectives in Box P ( page 19) .

I also seek clarification as to the two lines typed on page 16 ( Box M – Supply of alcohol ) under " Non Standard timings – specifically " For no more than 15 occasions , subject to prior notification of the police and the council " . At best this appears to relate to the Bank Holidays mentioned but does not specify which ones and does not specify the length of notice given. At worst it may be requesting 15 new occasions which I strongly object to .

Should the panel see fit to grant the terminal hours applied for I request as a minimum the conditions requested below:

In this borough the small number of "pub" style (not restricted to members) premises that currently operate 'late' or regular extended hours have entertainment (such as "Live music" ) incorporated within these hours and as a condition of these hours. These hours have been negotiated by use and proof of experience and by incorporating security measures into the conditions (e.g. door supervisors at a ratio of 1:50 patrons). This has vastly reduced the potential for disorder and has kept this borough a safer one. The provision of **door supervisors must be set as a condition** for this premises licence ( on a Sunday , Monday ,Friday & Saturday night) if granted.

Because it would cater for persons (who have left neighbouring licensed premises) that would be under the influence of intoxicating liquor it consequently is potentially prone to public order incidents.

On Thursday 04/05/2006 at 1610hrs, PS Myers visited THE SHAWL PH NORTHOLT ROAD HARROW. There was just a young woman serving behind the bar. In his opinion she didn't seem to know what was going on or where the manager was.

On Wednesday 10/05/2006 at 2105 hrs PS Myers conducted a licensing visit at THE SHAWL PH NORTHOLT ROAD HARROW. Once again, the only member of staff on premises was a vague, confused young woman. This one was a student nurse at NPH. She stated she did not have a Personal licence. She claimed the license holder was a woman named Linda (she did not know her surname) had just gone upstairs for a shower. She offered to ring her, but went outside to do so on her mobile. She returned claiming there wasn't any answer.

I explained that I would give her the benefit of doubt. PS Myers recommended that a license holder must be on the premises and advised that he would return on 11/05/2006, when I would expect to see a license holder.

On Thursday 11/05/2006 at 2120hrs PS 49QA Myers and PC 396QA Kenworthy of Roxeth SNT carried out a licensing visit on THE SHAWL PH NORTHOLT ROAD HARROW. The only staff member on the premises was a female named Elaine. Once again, she seemed very vague about who was in charge of the pub. She stated she herself did not have a personal licence of her own. She stated she believed the manager was a woman called Linda. She stated Linda wasn't on the premises and that she hadn't seen her for a while. According to Licensing officer at QA, the Designated Premises Supervisor (DPS) was a John Francis KELLY .

Regarding the concerns of the local residents as to the proper management and control of the premises I request a condition be added to the licence that **at least one personal licence holder must be at the premises whilst it is open after 1900hrs.**

To ensure that crime and disorder are effectively prevented by compliance with minimum police crime prevention advice and to ensure this is adhered to these measures should be thus placed on the premises conditions.



## Crime Reductions Measures

\*\*\*\*\*

Closed Circuit Television (CCTV) is required because it improves the perception of safety and allows monitoring of the whole premises. It must achieve the following:

Visually confirm the nature of the crime committed.

Identify the suspected criminal(s) visually for purposes of evidence and connect them with the crime.

Provide evidence-supporting detail relating to the circumstances.

Provide a linked record of the date, time and place of any image.

Provide good quality colour images.

Capture full frame shots of the heads and shoulders of all people exiting the premises from both entry and exit routes. This should ensure that images of criminals are captured whilst leaving the premises and discarding any facemasks, etc.

Have the capability to record a full-length view of a person 1.92m tall, to occupy at least 60% of the image height, in at least one of the captured images.

Be positioned externally above the rear door to cover any courtyard/garden area.

Operate under existing light levels within the premises.

Have the recording device located in a secure area or locked cabinet.

Have a monitor to review images and recorded picture quality.

Record images as near to real time as possible and where practical, personal attack buttons should be connected via the CCTV system, to change any time-lapse recording to real time.

Be regularly maintained to ensure continuous quality of image capture and retention.

Must comply with the Data Protection Act (DPA) and any applicable British Security Industry Association (BSIA) codes of practice.

Have signage displayed in the customer area to advise that CCTV is in operation (DPA).

Be operated by the correct procedures, to ensure an evidence trail is recorded and can be retrieved for evidential purposes.

If the system is analogue, a library of 31 videotapes will be required for storage and rotation.

**CCTV meeting police requirements must be in place prior to any supply of alcohol being permitted and must be a condition.**

A **monitored central station alarm** is required and must be installed by either a NACOSS or SSAIB affiliated installer and must achieve the following:

The monitored security system **must be equipped with a signal terminating at a recognised Alarm Receiving Centre (ARC) and must comply with the current version of the EN 50131-1 standard and be eligible for a police response as defined by the ACPO Policy on Police Response to Security Systems, Level 1 status.**

This should incorporate fixed personal **panic attack buttons** for the use of staff behind the counter **remote panic buttons** for staff when they are away from the counter area.

**A safe controlled by a time delay** method is required and must achieve the following:

Restrict access for at least three minutes, to deter criminals from accessing the surplus or reserve value during any robbery.

Have a drop facility with anti-fish mechanism.

Include the safe being either bolted to a solid wall and/or solid floor or buried in a solid wall and/or solid floor.

A safe is particularly relevant given the incident mentioned above.

**Tills** must be **regularly skimmed** off, to reduce the impact should a robbery occur.

**Signage** must be displayed in the customer area, highlighting that access to cash and valuable items is controlled by time delay. Alternatively, where staff do not have access to the safe, a sign must state this fact. It is recommended that a time delay, visual countdown display is used, so that a robber/burglar can see that a time delay is in operation.

The Crime Prevention Officers will provide a leaflet about crime reduction for retailers, which incorporates robbery awareness. This must be shown to all members of staff on an annual basis and a record kept that this has been done, as part of your training procedure.

Training is not the responsibility of the Metropolitan Police Service.

Other security requirements:

A **till guard** is required to prevent easy access to cash in the till.

If a **letterbox** is fitted, it must be **fireproof**.

If the **rear door** is a designated fire escape route, it should be manufactured from steel and designed without visible external ironmongery. The **push bar must operate shoot bolts** to the top and bottom of the frame and be supported by a **5-lever mortice lock** to be used outside opening hours. A 180-degree **door viewer** fitted to this door will enable you to see who is at the back door without having to open it first.

Where external storage areas are required for outside furniture, beer kegs, waste storage, wheelie bins, etc. they should be detached from the main building, so that they cannot be used as climbing aids.

Should extended hours be granted a limit should also be set as to the **maximum capacity** (number of persons allowed in the premises at any one time) to prevent overcrowding and potential tensions which would follow. This must be checked with the fire officer as to its suitability.

I also strongly request it be made a condition that should any S.34 **AWP machine** be present at the premises then it is either **emptied at night or fitted with appropriate recommended security device** (e.g. a 'boot' or "metal roller shutter"). Premises in this Borough have suffered a series of break-ins over the last few years and not all management will co-operate with police crime reduction advice. It can be seen that failure to make it a condition could lead to removal of this security measures with subsequent rise in crime.

Regarding prevention of public nuisance appropriate **notices** should be displayed asking customers to respect neighbours when leaving the premises. I ask that this be made a condition.

Similarly, conditions of a **noise limiter** and that **all doors and windows remain closed** must be considered.

All security measures such as this must comply to Crime Reduction Unit guidance. I request that the applicant agree to any further reasonable recommendations forthcoming in his report. This is to prevent crime and disorder.

**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

--	--	--

**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 2<sup>nd</sup> December 2006

.....  
 Capacity .....Police Licensing Officer

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 5)	
<b>Post town</b>	<b>Post code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an email address your e mail address (optional)</b>	

**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.

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79 Knightsbridge,  
London SW1X 7RB  
Tel: 020 7235 1288  
VoiceMail: Ext. 240  
E-mail: [mj@pslaw.co.uk](mailto:mj@pslaw.co.uk)

Fax: 020 7235 2683  
DX 38168 Knightsbridge,

#328304022

PETTMAN SMITH  
SOLICITORS

Your Ref: EHS/APP-V-576  
Our Ref: AGS/MJ/6323.1

13 November 2006

**BY SPECIAL DELIVERY**

Mr Shankar Sivashankar  
Service Manager (Licensing)  
The Licensing Team  
Environmental Health, Urban Living  
Harrow Council  
Civic Centre  
PO Box 18 - Station Road  
Harrow HA1 2UT

Dear Mr Sivashankar

**The Shawl, No. 320 Northolt Road, South Harrow, HA2 8EE**  
**Application to vary a premises licence**

SALE ALCOHOL VARIATION  
+ HOURS OPEN VARIATION  
BOTH WITHDRAWN FROM  
APP  
OTHER LA PULLED BACK  
TO HOURS AMENDED IN  
THIS LETTER.

As discussed on our earlier telephone conversation, I would like to confirm that our clients wish to amend their application to vary a premises licence in order to exclude the following item:

1. That the permitted hours for the sale of intoxicating liquor be extended to:
  - from 11:00 to 00:00 hours on Sundays;
  - from 10:00 to 00:00 hours on Mondays;
  - from 10:00 to 23:00 hours on Tuesdays to Thursdays (inclusive); and
  - from 10:00 to 01:00 hours on Fridays to Saturdays (inclusive)

The variation as described in Part 3 of the application form shall now read:

1. That the provision of live music be permitted between 21:00 and 23:00 hours on Mondays, Fridays and Saturdays (inclusive), and between 20:30 and 22:30 hours on Sundays;

Ann Glaves-Smith  
Michael Pettman  
Marie-Garrard Newton  
Duncan McNair  
Richard Homewood  
Phillip D'Costa  
Michael Noel-Clarke (Consultant)  
Sarah Taylor (Consultant)

*This firm is regulated by the Law Society*

2. That performances of dance be permitted between 21:00 and 23:00 hours on Mondays, Fridays and Saturdays (inclusive), and between 20:30 and 22:30 hours on Sundays;
3. That the provision of facilities for dancing be permitted between 21:00 and 23:00 hours on Mondays, Fridays and Saturdays (inclusive), and between 20:30 and 22:30 hours on Sundays;
4. For the avoidance of doubt the right to play recorded music unrestrictedly and the right to remain open for 36 hours between 11:00 hours on New Year's Eve and 23:00 hours on New Year's Day are preserved.
5. That the permitted hours be extended as above on Bank Holidays and Sundays preceding Bank Holidays;
6. There be no restriction on the area where music and dance be provided.

Please note that as the times the licence authorises the carrying out of licensable activities will remain unchanged, boxes E, G, J, M and O of the application shall be amended accordingly.

I confirm that I am sending today copies of this letter to the responsible authorities according to s13 (4) of the Licensing Act 2003.

Would you please acknowledge safe receipt of this letter. If you require further information or wish to discuss any aspect of the application in further detail, please contact me on 020 7235 1288.

Yours sincerely

  
Maria James



79 Knightsbridge,  
London SW1X 7RB  
Tel: 020 7235 1288  
VoiceMail: Ext. 240  
E-mail: mj@pslaw.co.uk

Fax: 020 7235 2683  
DX 38168 Knightsbridge,

PETTMAN SMITH  
SOLICITORS

Your Ref: EHS/APP-V-576  
Our Ref: AGS/MJ/6323.1

13 November 2006

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Mr Shankar Sivashankar  
Service Manager (Licensing)  
The Licensing Team  
Environmental Health, Urban Living  
Harrow Council  
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DX 38168 Knightsbridge,

PETTMAN SMITH  
SOLICITORS

Your Ref: EHS/APP-V-576  
Our Ref: AGS/MJ/6323.1

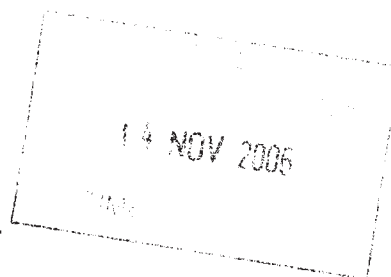
13 November 2006

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Mr Shankar Sivashankar  
Service Manager (Licensing)  
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Environmental Health, Urban Living  
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Civic Centre  
PO Box 18 - Station Road  
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Would you please acknowledge safe receipt of this letter. If you require further information or wish to discuss any aspect of the application in further detail, please contact me on 020 7235 1288.

Yours sincerely

  
Maria James

5 Valentine Road  
Harrow  
Middlesex  
HA2 8EG

Chief Licensing Officer  
Borough of Harrow  
Civic Centre  
Harrow  
HA1 2XF



2<sup>nd</sup> December, 2006

Re: The Shawl Public House, 320 Northolt Road, South Harrow, HA2 8EE

Dear Sir

It has come to my attention that The Shawl Public House has applied for a live music licence. I wish to strongly object to this. I do not think that this proposal is appropriate for a pub located in a residential area. This pub has a number of residential properties within metres of it.

My main objection is the disruption to sleep that the live music would cause neighbouring residents. When a band or singer has performed in The Shawl in the past, the music is so loud that it is possible to hear every word being sung from the all the bedrooms in my house. We do not live in one of the houses nearest the pub: I can only imagine that the level of noise in those houses must be absolutely unbearable.

There are a number of families with babies and young children living on Valentine Road; there are also elderly residents of the road. I do not think it is reasonable to disrupt the sleep of anyone, especially on a regular basis. But it would be especially unreasonable for these groups of people to have to contend with loud music, until 11pm for four out of seven nights a week.

I am particularly concerned by the application for music on Sunday and Monday nights. It would not be bearable if we were unable to get to sleep until at least after 11pm every Sunday and Monday nights. Most people living on Valentine Road work Monday to Friday: it would be wholly unacceptable for the residents of the road to have their sleep, prior to a work day, interrupted twice a week, every week.

The application for live music should therefore be refused on these grounds. I hope you take serious consideration of my points.

Yours sincerely



Mrs C Gallagher

This page is intentionally left blank

#328304022

6A Valentine Road  
Harrow  
HA2 8EG

28<sup>th</sup> November 2006

Re: Application for extended hours and live music at **SHAWL PUB**, 320 Northolt Road

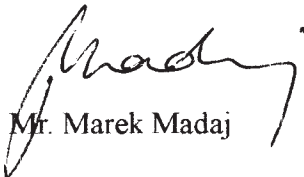
Dear Sir/ Madam,

My partner and I would like to object to the application of extension of the opening hours and the use of live music at night at the Shawl Pub. We are both working during the day and do not wish to be disturbed in the evenings and late at night by the noise and later by the people leaving the pub. Even though we have lived at the address above only for a year, our neighbours told us how noisy it was in the past. All of the houses at Valentine road have very small front gardens and are very close to the main road and the pub.

We understand that similar application was refused by the Planning Department only recently on grounds of loud noise, and disturbance to the residents.

I hope this letter will help you with your decision and you will not grant the permission for late opening hours at the SHAWL PUB.

Yours Sincerely,

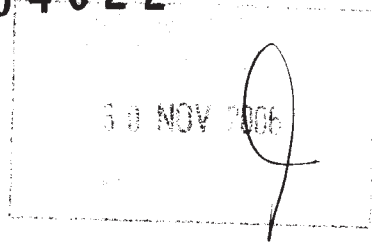


Mr. Marek Madaj

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#328304022



14 Valentine Rd,  
South Harrow  
Middx.  
HA2 8EG  
25/11/08

Dear Sir or Madam,

I am writing to oppose the application from the Showl pub for extended hours with live music.

The Showl pub is on the corner of a quiet residential street in what originally would have been an ordinary shop. I have one under five child and am expecting a new baby in a few weeks, and would appreciate being able to rest undisturbed. We already contend with men urinating in the street and loud music, particularly in the summer, which in the past has gone beyond permitted hours anyway. Please refuse the request to extend the hours which include 1 am on Fridays and Saturdays, with all the shouting and slamming <sup>of this entrance</sup> doors, and allow the residents to enjoy their homes in peace.

I would also like to point out that some of the residents do not speak (or thus write) English, so I feel I am appealing on their behalf too.

Yours faithfully,  
Alison Forrest (Mrs)

This page is intentionally left blank

2  
a Corner Shop not a  
Dance Hall, We  
Have Lived Here for  
44 years, and see  
How the Place has gone  
Down, My Husband  
Was in the EA for  
and died a few years  
ago, the World has  
not put up with this, please  
Don't let this go on,  
I will be contently my  
MR, We pay our rates,  
and will be looking for  
a Re Balance, We don't  
need any more Pubs,  
The Place is bring in  
Drunks, this is a  
redneck area the  
are children,  
So please Don't let this  
Happen

Dear Sir  
Regarding the ~~Pub~~  
Pub in South Harrow,  
As we live opposite it  
and have to put up  
with the Drunks and  
the noise, We can't open  
Our windows for the  
noise during the day  
as well, South Harrow  
has many Pubs and  
Clubs, It used to be  
a nice place, They come  
out of the Pubs and  
Sick, Eng, Whos,  
The Police are always  
there, this was a

3  
I Hope you Pass  
to me and all the  
Other People who live  
Here,  
Yours Sincerely  
A M Seant

This page is intentionally left blank

**From:** Shankar Sivashankar  
**To:** Stuart Fox  
**Date:** 13/11/2006 15:58:37  
**Subject:** Fwd: FW: AgentOnline - Approval of Premises Licence 0611-FA7A-YQJJ-YPQK - The Shawl, 320 Northolt Road, H

#328304022

>>> "Agent Online info" <info@agentonline.co.uk> 13/11/2006 15:54:20 >>>  
Shankar  
This came to us direct. For you I presume.  
Gary

-----Original Message-----

From: Maria James [mailto:mj@pslaw.co.uk]  
Sent: Monday, November 13, 2006 3:46 PM  
To: Admin@agentonline.co.uk  
Subject: RE: AgentOnline - Approval of Premises Licence  
0611-FA7A-YQJJ-YPQK - The Shawl, 320 Northolt Road, Harrow - Application  
to Vary a Premises Licence  
Importance: High

For the attention of: The Chief Licensing Officer

Dear Sir or Madam,

Thank you for today's email.

As agreed with Mr Shankar Sivashankar (Service Manager - Licensing - Harrow Council), I enclose for your information letter I am sending to the Licensing Team today amending the application to vary the premises licence in order to keep the original licensed hours.

Please do not hesitate to contact me if you require any further information. I would be grateful if you could confirm receipt of this email.

Kind regards,

Maria James  
Litigation Paralegal

Pettman Smith  
79 Knightsbridge  
London  
SW1X 7RB

Tel: 020 7235 1288  
Fax: 020 7235 2683

This email is CONFIDENTIAL and is for the intended addressee only. If you have received it in error you should not read, copy, disseminate or otherwise deal with it. Please contact the sender as soon as possible. Legal professional privilege may apply and is not waived for unintended recipients. The views of the author may not necessarily reflect those of the partners. If you have any doubts as to the authenticity of this email please contact either the sender or a partner of the firm. Nothing contained in an email from Pettman Smith shall (i) authorise the release or transfer of any funds (ii) bind Pettman Smith or any client of Pettman Smith in any contract or obligation (iii) grant any rights or transfer any title to any recipient. It is the responsibility of the

recipient to ensure that the onward transmission, opening or use of this message and any attachments will not adversely affect its systems or data. Please carry out such virus and other checks as you consider appropriate. No responsibility is accepted by any member of Pettman Smith for viruses or their effects.

-----Original Message-----

From: Admin@agentonline.co.uk [mailto:Admin@agentonline.co.uk]

Sent: 13 November 2006 14:24

To: mj@pslaw.co.uk

Subject: AgentOnline - Approval of Premises Licence 0611-FA7A-YQJJ-YPQK

Importance: High

Dear. Mr. PETTMAN SMITH SOLICITORS,

We are pleased to Confirm that Licence Ref : 0611-FA7A-YQJJ-YPQK for Premises

THE SHAWL P.H.  
320 NORTHOLT RD

SOUTH HARROW  
MIDDLESEX  
HA2 8EE

has been approved and is now your new Licence

Regards  
Chief Licensing Officer

Harrow, London Borough of  
Civic Centre

Harrow  
London  
HA1 2XF  
0208 8635611

--

No virus found in this incoming message.

Checked by AVG Free Edition.

Version: 7.1.409 / Virus Database: 268.14.3/530 - Release Date:

11/11/2006



<b>Meeting:</b>	Licensing Panel
<b>Date:</b>	20 <sup>th</sup> December 2006, 19.30 hrs CR 1+2
<b>Subject:</b>	Application to vary a Premises Licence.
<b>Responsible Officer:</b>	Chief Environmental Health Officer
<b>Contact Officer:</b>	P. Sivashankar, Service Manager, ext (8736) 6237
<b>Portfolio Holder:</b>	Councillor Eileen Kinnear
<b>Key Decision:</b>	No
<b>Status:</b>	Public
<b>Enclosures</b>	

**Section 1: Summary**

**Decision Required**

Members are asked to determine the application in accordance with the guidance in Section 2.5.

**Reason for report**

The application to vary a Premises Licence issued under the Licensing Act 2003 to the 'Comfort Inn,' 2-12 Northwick Park Road, Harrow HA1 2NT, has received representations from a Responsible Authority and Interested Parties. As per the Council's Licensing Policy and delegation of Licensing functions, all applications with unresolved representations are to be dealt by the Licensing Panel.

**Representations Received**

<b>From</b>	<b>Relevant Representations details</b>
The Planning Authority	No representation received
Health & Safety	No representation received
Environmental Health Authority (Pollution and environmental enforcement)	No representations received
Trading Standards	No representations received
The Area Child Protection Service	No representations received
LFEPA	No representations received
Metropolitan Police	<b>Representation Received</b>

## Representation from interested parties

From	Relevant Representations details
Interested Party	Representations received

## Benefits

The hearing provides the applicant, persons making the representations and the Licensing Authority an opportunity to engage in constructive dialogue to determine the application in an open public forum.

## Cost of Proposals

None

## Risks

If any party is aggrieved with the decision on one of the grounds set out in paragraphs 1 and 4 in Schedule 5 to the Licensing Act 2003, they can apply to the Magistrates Court. Such appeals are by way of rehearing. The Appeal period is 21 days from notification of the decision.

## Implications if recommendations rejected

N/A

## Section 2: Report

### 2.1 Brief History

2.1.1 Application has been made by Grangebrook Ltd to vary the Premises Licence held for the 'Comfort Inn,' a hotel at 2-12 Northwick Park Road, Harrow HA1 2NT. The premises currently hold a licence; a copy is included in this report. Two separate areas are licensed for a number of activities, so please note that the application is to vary the **Function Room** only, and not the main hotel. Also note there are other conditions that are shown on the full licence, and alcohol consumption is for 'on' the premises only.

Live music	Monday to Sunday incl.	10.00 – 00.00
Recorded music	Monday to Sunday incl.	10.00 – 00.00
Performance of dance	Monday to Sunday incl.	10.00 – 00.00
Anything similar	Monday to Sunday incl.	10.00 – 00.00



Facilities for making music	Monday to Sunday incl.	10.00 – 00.00
Dancing	Monday to Sunday incl.	10.00 – 00.00
Facilities similar	Monday to Sunday incl.	10.00 – 00.00
LNR	Monday to Sunday incl.	10.00 – 00.00
Supply of alcohol	Monday to Sunday incl.	10.00 – 00.00

2.1.2 The suggested new operating routine can be found in the application form in sections E (live music) F (recorded music) G (performance of dance) H (anything similar) I (Provision of facilities for making music) J (dancing) K (provision of facilities similar to I or J) L (Late Night Refreshment) and M (supply of alcohol.) The times suggested are as follows:

Live music	Monday to Sunday incl.	10.00 – 02.00
Recorded music	Monday to Sunday incl.	10.00 – 02.00
Performance of dance	Monday to Sunday incl.	10.00 – 02.00
Anything similar	Monday to Sunday incl.	10.00 – 02.00
Facilities for making music	Monday to Sunday incl.	10.00 – 02.00
Dancing	Monday to Sunday incl.	10.00 – 02.00
Facilities similar	Monday to Sunday incl.	10.00 – 02.00
LNR	Monday to Sunday incl.	10.00 – 02.00
Supply of alcohol	Monday to Sunday incl.	10.00 – 02.00

Essentially, the request is to extend all activities for a further two hours per day.

There is no request to vary the hours open to the public (Section O). The steps taken to promote the licensing objectives are at 'P.' The panel may wish to decide if these steps are adequate.

The premises operate as a hotel and hires rooms for private events. It is situated in a residential street in Northwick Park Road, at the junction with Gayton Road. It has held a Justices' Licence since at least 1993. There are a number of residential houses in the immediate vicinity. A map showing the area is attached to the report.

### 2.1.3 Policy Implications

In relation to the Council's policy at paragraph 8.3 and 8.8, the applicant has addressed how they intend to promote the licensing objectives; however, members may consider attaching additional conditions.

### 2.2 Representations

2.2.1 The application has received representations from one Responsible Authority (the Police) and other Interested Parties. Copies of these representations are attached to this report.

### 2.3 Consultation

2.3.1 The application was advertised in accordance with the Regulations under the Licensing Act 2003.

### 2.4 Financial Implications

None.

### 2.5 Legal Implications

2.5.1 The Licensing Panel is required to hold a hearing to consider the relevant representations unless all parties agree that a hearing is unnecessary. The hearing must be held in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

2.5.2 The Licensing Panel is required to give appropriate weight to: the representations (including supporting information) presented by all the parties, the Guidance issued pursuant to section 182 of the Licensing Act 2003, the Council's statement of licensing policy and the steps that are necessary to promote the four licensing objectives.

2.5.3 Having considered those relevant matters, the Licensing Panel is required to take such of following steps (if any) as it considers necessary for the promotion of the four licensing objectives –

- a. To modify the conditions of the licence.
- b. To reject the whole or part of the application

2.5.4 It should be noted with all options that –

- a. Clear reasons would have to be given to the applicant and to the interested party if the application were granted, refused or, if additional conditions were imposed.
- b. Any additional conditions should be practical and enforceable.

- c. The applicant and any person who made relevant representations would have the right of appeal to a magistrates' court on one of the grounds provided in Schedule 5 to the Licensing Act 2003.

2.5.5 In addition to determining the application in accordance with the legislation, Members must also have regard to the following –

- a. The common law rules of natural justice.
- b. The provisions of the Human Rights Act 1998.
- c. The considerations in section 17 of the Crime and Disorder Act 1998 (see below).

2.5.6 By section 6 of the Human Rights Act 1998, the Panel is required to act in a way that is compatible with rights under the European Convention for the Protection of Human Rights and Freedoms. The following provisions of the European convention seem relevant: Article 6 (right to a fair trial) Article 14 (prohibition of discrimination) and Article 1 of the First Protocol (protection of property).

2.6 Equalities Impact

N/A

2.7 Section 17 Crime and Disorder Act 1998 Considerations

Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies, to exercise its various functions with due regard to the likely effect of the exercise of those functions, and the need to do all that it reasonably can to prevent crime and disorder in its area.

The Borough Commander has made a representation through Sgt. Davis, Police Licensing Officer on the Crime Prevention objective outlining measures to prevent crime and disorder.

**SECTION 3 - STATUTORY OFFICER CLEARANCE**

Chief Finance Officer	<input style="width: 40px; height: 20px;" type="checkbox"/> Name:..... Date: .....
Monitoring Officer	<input style="width: 40px; height: 20px;" type="checkbox"/> Name: ..... Date: .....

### **3.1: Supporting Information/ Background Documents**

1. Application
2. Representations (letters of objection to the application)
3. Annex 2 Conditions drawn from the Operating Schedule provided by the Applicant
4. Mandatory Conditions that would be attached to the licence if granted

#### **Annex 2 – Conditions consistent with the operating Schedule**

##### **General**

*No drink promotions. ('Happy Hours,' etc.)*

##### **The prevention of crime and disorder**

*The CCTV system to be maintained and operated in good order and to the satisfaction of Met Police Crime Prevention Officer's reasonable requests. The medium upon which the images are recorded will be clearly identifiable, stored securely, retained for a period of not less than 31 days, and it will be made available to Council and Police Officers on request. The system is to be run for 24 hrs a day, seven days a week.*

*No admission to guests after 23.00*

##### **Public Safety**

*The maximum number of people to be in the Function Room at any one time is 180.*

##### **The prevention of public nuisance**

*Clear signage at all exits requesting patrons to respect the neighbouring residents and to leave quietly*

##### **The protection of children from harm**

*The premises shall operate a "challenge 21" policy for sale of alcohol.*

*No children are to be allowed in the premises unless accompanied by an adult.*

*The Function Room to be designated a 'No Smoking' area.*

## **MANDATORY CONDITIONS**

### **19 Mandatory conditions where licence authorises supply of alcohol**

- (1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.
- (2) The first condition is that no supply of alcohol may be made under the premises licence-
  - (a) At a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

### **20 Mandatory condition: exhibition of films**

- (1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
- (2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- (3) Where-
  - (a) The film classification body is not specified in the licence, or
  - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,Admission of children must be restricted in accordance with any recommendation made by that licensing authority.
- (4) In this section-  
"Children" means persons aged under 18; and

"Film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

## **21 Mandatory condition: door supervision**

- (1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.
- (2) But nothing in subsection (1) requires such a condition to be imposed-
  - (a) In respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or
  - (b) In respect of premises in relation to-
    - (i) Any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
    - (ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
- (3) For the purposes of this section-
  - (a) "Security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
  - (b) Paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

## **SECTION 4 - CONTACT DETAILS AND BACKGROUND PAPERS**

### **Contact:**

P. Sivashankar, Licensing Services Manager

### **Background Papers:**

Application form  
Map of the area  
Representations  
Letters of objection

**IF APPROPRIATE, does the report include the following considerations?**

1.	Consultation	YES/ NO
2.	Corporate Priorities	YES / NO
3.	Manifesto Pledge Reference Number	N/A

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[Insert name and address of relevant licensing authority and its reference number (optional)]

### Application to vary a premises licence 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/We Graces Inn Ltd being the premises licence holder, apply to vary a  
(Insert name(s) of applicant)  
premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

#### Premises licence number

0509-QX98-F3HX-HED9

#### Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference, or description 2-12 NORTHWICK PARK RD. (COMFORT INN)	
Post town HARROW	Post code HA1 2NT

Telephone number at premises (if any)

020 8427 2899

Non-domestic rateable value of premises

£ 130,000

#### Part 2 – Applicant details

Daytime contact telephone number

020 8427 2899

E-mail address (optional)

r.jackson@comfortharrow.com

Current postal address if different from premises address

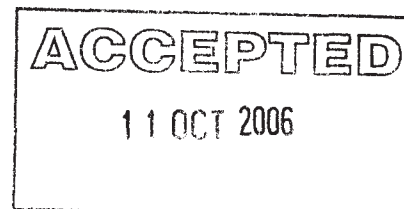
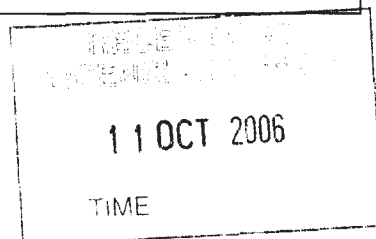
--

Post Town

--

Postcode

--



### Part 3 - Variation

Do you want the proposed variation to have effect as soon as possible?

Please tick Yyes

If not do you want the variation to take effect from

Day	Month	Year

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

VARY FUNCTION ROOM HOURS BY EXTRA  
2 HOURS MONDAY TO SUNDAY.

## Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Please tick ✓ yes

### Provision of regulated entertainment

- |  |                                     |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A)   | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)   | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)  | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)   | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)  | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)  | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)   | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)<br>(if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

### Provision of entertainment facilities for:

- |  |                                     |
|--|-------------------------------------|
| i) making music (if ticking yes, fill in box I)  | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J)   | <input checked="" type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)<br>(if ticking yes, fill in box K) | <input checked="" type="checkbox"/> |

### Provision of late night refreshment (if ticking yes, fill in box L)

### Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

Sun	<del>15:00</del>	<del>02:00</del>	
-----	------------------	------------------	--

### E

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick [Y]</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	10:00	02:00	<b>Please give further details here</b> (please read guidance note 3)	Both	
Tue	10:00	02:00			
Wed	10:00	02:00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Thur	10:00	02:00			
Fri	10:00	02:00	<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sat	10:00	02:00			
Sun	10:00	02:00			

### F

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick [Y]</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	10:00	02:00	<b>Please give further details here</b> (please read guidance note 3)	Both	
Tue	10:00	02:00			
Wed	10:00	02:00	<b>State any seasonal variations for playing recorded music</b> (please read guidance note 4)		
Thur	10:00	02:00			

Fri	1000	0200	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)
Sat	1000	0200	
Sun	1000	0200	

## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both – please tick [Y]</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>	
				Outdoors	<input type="checkbox"/>	
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3)	Both		
Mon	1000	0200				
Tue	1000	0200				
Wed	1000	0200	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)			
Thur	1000	0200				
Fri	1000	0200	<b>Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 5)			
Sat	1000	0200				
Sun	1000	0200				

## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment you will be providing</b>		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick [Y]</b> (please read guidance note 2)	Indoor	<input checked="" type="checkbox"/>
				Outdoor	<input type="checkbox"/>
Mon	1000	0200		Both	<input type="checkbox"/>

Tue	1000	0200	Please give further details here (please read guidance note 3)
Wed	1000	0200	
Thur	1000	0200	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)
Fri	1000	0200	
Sat	1000	0200	Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)
Sun	1000	0200	

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music be indoors or outdoors or both – please tick [Y] (please read guidance note 2)		Indoors <input checked="" type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish			
Mon	1000	0200	Please give further details here (please read guidance note 3)		
Tue	1000	0200			
Wed	1000	0200	State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur	1000	0200	Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	1000	0200			
Sat	1000	0200			
Sun	1000	0200			

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b>Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (see guidance note 2)</b>	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give a description of the facilities for dancing you will be providing</b>		
Mon	1000	0200	<b>Please give further details here (please read guidance note 3)</b>		
Tue	1000	0200			
Wed	1000	0200	<b>State any seasonal variations for providing dancing facilities (please read guidance note 4)</b>		
Thur	1000	0200			
Fri	1000	0200	<b>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</b>		
Sat	1000	0200			
Sun	1000	0200			

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment facility you will be providing</b>		
Day	Start	Finish	<b>Will the entertainment facility be indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoor	<input checked="" type="checkbox"/>
				Outdoor	<input type="checkbox"/>
Mon	1000	0200		Both	<input type="checkbox"/>

Tue	1000	0200	Please give further details here (please read guidance note 3)
Wed	1000	0200	
Thur	1000	0200	State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)
Fri	1000	0200	
Sat	1000	0200	Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5)
Sun	1000	0200	

L

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	1000	0200	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	1000	0200			
Wed	1000	0200	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	1000	0200			
Fri	1000	0200	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat	1000	0200			
Sun	1000	0200			



**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the sale of alcohol be for consumption (Please tick box Y)</b> (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol (please read guidance note 4)</b>		
Mon	1000	0200			
Tue	1000	0200			
Wed	1000	0200			
Thur	1000	0200			
Fri	1000	0200			
Sat	1000	0200			
Sun	1000	0200			
			<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)</b>		

**N**

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

NONE

**O**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations (please read guidance note 4)</b>		
Day	Start	Finish			
Mon					
Tue					

Wed			<b>Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

*NONE*

*(Summary + Premises)*  
 I have enclosed the premises licence

Please tick  yes

I have enclosed the relevant part of the premises licence



If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

## P

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

WE DO NOT RUN DRINKS PROMOTIONS, HAPPY HOURS ETC...  
WE DO NOT SELL FUNCTIONS WITH BAR UNLESS  
FOOD IS OR HAS BEEN CONSUMED ON PREMISES.

b) The prevention of crime and disorder

CCTV CAMERAS IN OPERATION THROUGHOUT HOTEL  
AND FUNCTION BAR.  
DUTY MANAGER ALWAYS IN ATTENDANCE DURING  
FUNCTIONS.  
NO FURTHER GUESTS ALLOWED AFTER 11pm.

c) Public safety

FUNCTION ROOM NEVER OVER CROWDED, NEVER SOLD TO  
MAX CAPACITY OF 200 FOR THIS REASON. (180 CUT OFF)  
FIRE, HEALTH + SAFETY. RISK ASSESSMENTS CHECKLISTS COMPLETED  
ON 6 MONTHLY BASIS EVERY SIX MONTHS.  
ALL FIRE SAFETY MEASURES COMPLY WITH RELEVANT STANDARDS.

d) The prevention of public nuisance

GUESTS LEAVING FUNCTION ARE MONITORED TO PREVENT  
DISTURBANCE  
GUESTS WAITING FOR TAXIS ARE ALLOWED TO WAIT INSIDE  
HOTEL TO AVOID NOISE DISTURBANCE OUTSIDE.  
MUSIC KEPT TO SUITABLE LEVEL TO PREVENT DISTURBING  
GUEST BEDROOMS AND LOCAL RESIDENTS.  
ALL FITTED IN ORDER THATS GUESTS DONT NEED TO OPEN WINDOWS

e) The protection of children from harm

Checking for proof of age.  
ONLY ALLOW CHILDREN INTO FUNCTIONS IF ACCOMPANIED  
BY RESPONSIBLE ADULT. (WEDDINGS ETC...)  
NO VENDING / GAMBLING MACHINES ON SITE  
CIGARETTE MACHINE LOCATED AWAY FROM FUNCTION AREA / BAR  
AND IS SITED IN DIRECT VIEW OF MAIN BAR.  
MAIN FUNCTION ROOM IS A DESIGNATED "NO SMOKING" AREA.

Please tick ✓ yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, 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 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature

*Richard Jackson*

Date

*9/10/2006*

Capacity

*GENERAL MANAGER*

Where the premises licence is jointly held signature of 2<sup>nd</sup> applicant (the current premises licence holder) or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Post town

Post code

Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

**GIS HOME**



↑ Help

↑ News

↑ GIS Users

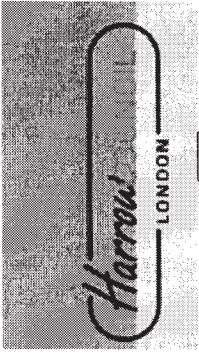
Map | Label | Data Source

Text

Background Maps

Aerial Maps

COMFORT INN  
NORTHWICK PARK  
RD.



Go

Scale 1 : 1250



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5th December 2006  
Our ref: EHS/SF

**Urban Living**  
Joyce Markham  
Chief Executive

Mr Brian Saperia  
1 Gerard Road  
Harrow  
HA1 2ND

O:\wp\PS\PS5020.doc

Dear Mr Saperia,

**Comfort Inn Hotel, 2-12 Northwick Park Road, Harrow, HA1 2NT**  
**Licensing Act 2003**

The Local Authority hereby gives you Notice of a hearing that is scheduled to take place at the Civic Centre on **20<sup>th</sup> December 2006 at 19.30 hours in Committee Room 4.**

The hearing has been arranged as a representation has been received relating to the variation premises application.

Should the representation be withdrawn the hearing will be cancelled.

It is important that you note that the hearing may go ahead (Regulation 20) in your absence should you, or your representative fail to attend.

Please find enclosed details of the procedure to be followed at the hearing, if there any points that you require clarification on please do not hesitate to contact me.

The local authority will ensure that all parties will have the right to a fair hearing and all decision making will be conducted in an open, transparent and accountable way.

The local authority will endeavour to inform you on the day of the hearing of the decision of the panel.

Yours sincerely

Stuart Fox, Licensing Support Officer  
Environmental Health, Urban Living  
Direct telephone: 020-8420 9605. Email: [stuart.fox@harrow.gov.uk](mailto:stuart.fox@harrow.gov.uk)



Awarded for excellence  
to Environmental Health

Harrow Council, Civic Centre PO Box 18, Station Road, Harrow HA1 2UT  
Fax 020- 8427 0389 Textphone: 020- 8424 1844  
DX 30450 Harrow 3 Web: [www.harrow.gov.uk](http://www.harrow.gov.uk)  
Council switchboard: 020- 8863 5611  
Council email: [info@harrow.gov.uk](mailto:info@harrow.gov.uk)

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**INVESTOR  
IN PEOPLE**

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# 3 2 8 3 0 4 0 2 2

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)

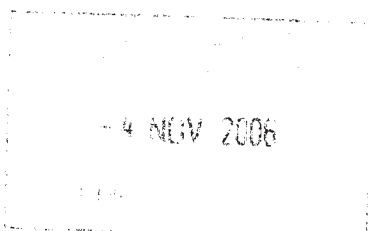
#### Part 1 – Premises or club premises details

<b>Postal address of premises or club premises, or if none, ordnance survey map reference or description</b>	
Comfort Inn, 2 –12 Northwick Park Road , HA1 2NT	
<b>Post town Harrow</b>	<b>Post code HA1 2NT</b>

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

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address  Metropolitan Police South Harrow Police Station 74 Northolt Road South Harrow HA2 ODN
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)

The grounds for this application to review whether within the proposed operating schedule submitted by the applicant they have outlined suitable steps to prevent crime and disorder, maintain public safety, prevent public nuisance and protect children from harm.

The current licence is broken down into the Main Hotel and Function Room. This is an important differentiation and must be born in mind regarding activities which can and will continue to be licensed on the premises .

The application is for ( page 2 of application) the variation of the function Room hours by 2 hours Monday to Sunday .

This will mean that the main hotel bar sales will continue cease at Midnight as is the current hour granted.

The issue is to the control of those individuals who will attend the "Function Room" in the future should any further hours be granted .

Currently – with Midnight as the cessation of Licensable activities – the premises hours are no later than any "on-licensed" premises in the town centre area.

The later hours applied for will mean that this premises will still be licensed beyond the closing times of most other premises nearby.

Page 13 of the application does state that " no further guests allowed after 11pm" but it is not clear how this will be enforced.

Similarly there is no detail with regard persons ability to attend the licensed premises – i.e. is the application for a "pub" style operation where any person could walk off the street and go into the

'function room' or is the room only to be allowed for 'functions' .  
Should the latter be the case then it is a sensible practice for a condition to be made in this regard and further that the event can only go ahead with a guest list and control of access and egress .

Should the panel see fit to grant the terminal hours applied for I request as a minimum the conditions requested below:

In this borough the small number of "pub" style (not restricted to members/guests) premises that currently operate 'late' or regular extended hours have entertainment (such as "Live music" ) incorporated within these hours and as a condition of these hours. These hours have been negotiated by use and proof of experience and by incorporating security measures into the conditions (e.g. door supervisors at a ratio of 1:50 patrons). This has vastly reduced the potential for disorder and has kept this borough a safer one. The provision of **door supervisors** must be set as a condition for this premises licence, if granted, should no other conditions be accepted to control access by the public.

I request a condition be added to the licence that **at least one personal licence holder must be at the premises whilst it is open.**

To ensure that crime and disorder are effectively prevented by compliance with minimum police crime prevention advice and to ensure this is adhered to these measures should be thus placed on the premises conditions.

#### Crime Reductions Measures \*\*\*\*\*

Closed Circuit Television (CCTV) is required because it improves the perception of safety and allows monitoring of the whole premises. It must achieve the following:

- Visually confirm the nature of the crime committed.
- Identify the suspected criminal(s) visually for purposes of evidence and connect them with the crime.
- Provide evidence-supporting detail relating to the circumstances.
- Provide a linked record of the date, time and place of any image.
- Provide good quality colour images.
- Capture full frame shots of the heads and shoulders of all people exiting the premises from both entry and exit routes. This should ensure that images of criminals are captured whilst leaving the premises and discarding any facemasks, etc.
- Have the capability to record a full-length view of a person 1.92m tall, to occupy at least 60% of the image height, in at least one of the captured images.
- Be positioned externally above the rear door to cover any courtyard/garden area.
- Operate under existing light levels within the premises.
- Have the recording device located in a secure area or locked cabinet.
- Have a monitor to review images and recorded picture quality.
- Record images as near to real time as possible and where practical, personal attack buttons should be connected via the CCTV system, to change any time-lapse recording to real time.
- Be regularly maintained to ensure continuous quality of image capture and retention.
- Must comply with the Data Protection Act (DPA) and any applicable British Security Industry Association (BSIA) codes of practice.
- Have signage displayed in the customer area to advise that CCTV is in operation (DPA).
- Be operated by the correct procedures, to ensure an evidence trail is recorded and can be retrieved for evidential purposes.
- If the system is analogue, a library of 31 videotapes will be required for storage and rotation.

**CCTV meeting police requirements must be in place prior to any supply of alcohol being permitted and must be a condition.**

**A monitored central station alarm** is required and must be installed by either a NACOSS or SSAIB

affiliated installer and must achieve the following:

The monitored security system **must be equipped with a signal terminating at a recognised Alarm Receiving Centre (ARC) and must comply with the current version of the EN 50131-1 standard and be eligible for a police response as defined by the ACPO Policy on Police Response to Security Systems, Level 1 status.**

This should incorporate fixed personal **panic attack buttons** for the use of staff behind the counter **remote panic buttons** for staff when they are away from the counter area.

**A safe controlled by a time delay method** is required and must achieve the following:

Restrict access for at least three minutes, to deter criminals from accessing the surplus or reserve value during any robbery.

Have a drop facility with anti-fish mechanism.

Include the safe being either bolted to a solid wall and/or solid floor or buried in a solid wall and/or solid floor.

A safe is particularly relevant given the incident mentioned above.

**Tills** must be **regularly skimmed** off, to reduce the impact should a robbery occur.

**Signage** must be displayed in the customer area, highlighting that access to cash and valuable items is controlled by time delay. Alternatively, where staff do not have access to the safe, a sign must state this fact. It is recommended that a time delay, visual countdown display is used, so that a robber/burglar can see that a time delay is in operation.

The Crime Prevention Officers will provide a leaflet about crime reduction for retailers, which incorporates robbery awareness. This must be shown to all members of staff on an annual basis and a record kept that this has been done, as part of your training procedure.

Training is not the responsibility of the Metropolitan Police Service.

Other security requirements:

A **till guard** is required to prevent easy access to cash in the till.

If a **letterbox** is fitted, it must be **fireproof**.

If the **rear door** is a designated fire escape route, it should be manufactured from steel and designed without visible external ironmongery. The **push bar must operate shoot bolts** to the top and bottom of the frame and be supported by a **5-lever mortice lock** to be used outside opening hours. A 180-degree **door viewer** fitted to this door will enable you to see who is at the back door without having to open it first.

Where external storage areas are required for outside furniture, beer kegs, waste storage, wheelie bins, etc. they should be detached from the main building, so that they cannot be used as climbing aids.

Should extended hours be granted a limit should also be set as to the **maximum capacity** (number of persons allowed in the premises at any one time) to prevent overcrowding and potential tensions which would follow. This must be checked with the fire officer as to its suitability.

Regarding prevention of public nuisance appropriate **notices** should be displayed asking customers to respect neighbours when leaving the premises. I ask that this be made a condition. Similarly, conditions of a **noise limiter** and that **all doors and windows remain closed** must be considered.

All security measures such as this must comply to Crime Reduction Unit guidance. I request that the applicant agree to any further reasonable recommendations forthcoming in his report. This is to prevent crime and disorder.

Were **all** the above vital conditions imposed then I would accept the hours requested.

**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**

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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 4<sup>th</sup> November 2006

Capacity .....Police Licensing Officer

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 5)	
<b>Post town</b>	<b>Post code</b>
<b>Telephone number (if any)</b>	
<b>If you would prefer us to correspond with you using an email address your e mail address (optional)</b>	

**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.

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----- Original Message -----

> From: Brian Saperia

> To: [info@harrow.gov.uk](mailto:info@harrow.gov.uk)

> Sent: Saturday, November 04, 2006 9:18 PM

> Subject: Comfort Inn, Northwick Park Road

>

>

> FOR ATTENTION OF ENVIRONMENTAL SERVICES

>

> We wish to object most strongly to the application made by the Comfort Inn hotel to extend their functions licence by 2 hours to 2.00am. We live backing on to the hotel and sleep in a back bedroom. When, as often is the case, the back door to the functions room is left open during a party our peace is disturbed by the loud booming music which emerges. We have complained about this in the past at a licensing hearing in the Magistrates Court and have also had occasion to involve the Council's noise patrol. This is essentially a residential neighbourhood, albeit blighted more and more by seedy hotels and multi-occupation houses, and we do not believe that extending the hotel's licence will benefit anyone other than the hotel; indeed it will debase the area further.

>

> Please acknowledge (by email please) this objection and let us know when the relevant hearing will take place so that we can make representations in person.

>

> Thank you.

>

> Brian & Diana Saperia

> 1 Gerard Road

> Harrow HA1 2ND

>

> Phone: 020 8907 2049

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