



LICENSING PANEL

TUESDAY 16 OCTOBER 2007

7.30 PM *

PANEL AGENDA (LICENSING AND GENERAL PURPOSES)

COMMITTEE ROOM1/2
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:

John Nickolay
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 and Governance Services Department

Contact: Paul Tenconi, Democratic Services Officer
Tel: 020 8424 1264. E-mail: paul.tenconi@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

TUESDAY 16 OCTOBER 2007

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 Act 1972.

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:** (Pages 1 - 2)
Procedure to be followed at an oral hearing.
- Enc 7. **Application to vary a Premises Licence for 'Blues,' 86 High Street, Harrow-on-the-Hill. HA1 3LW.:** (Pages 3 - 90)
Report of the Chief Environmental Health Officer.
8. **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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Meeting:	Licensing Panel
Date:	16 October 2007
Subject:	Application to vary a Premises Licence for 'Blues,' 86 High Street, Harrow-on-the-Hill. HA1 3LW.
Key Decision	No
Responsible Officer:	Chief Environmental Health Officer
Portfolio Holder:	Councillor Susan Hall
Exempt:	No
Enclosures	Copy of Premises Licence, Application, Plan, Map(s) of area, Representation, letters of objection.

Section 1: Summary

Recommendations - Decision Required

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

Reason for report and recommendation

The application to vary a premises licence issued under the Licensing Act 2003 to 'Blues' (previously Gauchos) 86 High Street, Harrow-on-the-Hill, HA1 3LW, has attracted representations from a Responsible Authority and a number of 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

From	
The Planning Authority	No representation received
Health & Safety	No representation received
Environmental Health Authority (Pollution and environmental enforcement)	No representation received
Trading Standards	No representation received
The Area Child Protection Service	No representation received
LFEP	No representation received
Metropolitan Police	Representation received

Representation from interested parties

From	
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 appeal 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 Current Situation

2.1.1 Application has been made by Mr. Guy Marx to vary the Premises Licence held for 'Blues,' a restaurant type premise at 86 High Street, Harrow-on-the-Hill, HA1 3LW. The premises currently hold a Premises Licence; a copy of the licence is included in this report. Please note the change of name from 'Gauchos' to 'Blues.' Briefly, the premises hold a licence for:

Recorded music	Monday to Sunday	Unrestricted
LNR	Monday to Saturday Sunday	23.00 – 00.30 23.00 – 12MN
Supply of alcohol	Monday to Saturday Sunday	10.00 – 12MN 10.00 – 23.30

No alcohol is to be sold after 23.00 other than ancillary to a table meal.

2.1.2 There are no 'hours open to the public' as it was a grandfather rights conversion.

2.1.3 The suggested new trading routine can be found in the application form in sections E (live music) F (recorded music) I (Provision of facilities for making music) L (Late Night Refreshment) and M (supply of alcohol.) The times suggested are as follows:

Live music	Monday to Saturday	10.00 – 02.00
	Sunday	10.00 – 12MN
Recorded music	Monday to Saturday	10.00 – 02.30
	Sunday	10.00 – 12MN
Facilities for making music	Monday to Saturday	10.00 – 02.00
	Sunday	10.00 – 12MN
LNR	Monday to Sunday	23.00 – 12MN
Supply of alcohol	Monday to Saturday	10.00 – 02.00
	Sunday	10.00 – 12MN

Note that live music and the provision for it, is for 'on' the premises only. Other activities are for both 'on' and 'off.'

The steps taken to promote the licensing objectives are at 'P.' The panel may wish to decide if these steps are adequate.

The prospective 'hours open to the public' (section 'O') have a half hour added to the latest times above, which would allow a 'drinking up' time.

The premise operates as a restaurant, and is situated in the High Street, Harrow-on-the-Hill, on the junction with Byron Hill Road. It has held a Justices' Licence since at least 1990. There are streets containing residential housing nearby. A map showing the area is attached to the report.

The reason given for the variation under Part 3 of the application form is

- To extend the permitted hours for sales of alcohol in already licensed premises.
- To remove two conditions from an already licensed premises, i.e.
 - a) Remove the condition that alcohol can only be served ancillary to a meal after 23.00
 - b) Remove the condition that draught beer shall not be sold or supplied on the premises.
- To provide a piano within the premises.

- To provide live music.

There is an administrative issue with the Premises Licence. There is a condition shown that requires alcohol to be served ancillary to a meal after 23.00. This is in fact inaccurate, the premises held a full Justices Licence. This is also enclosed.

Additional note

At a very late stage (just prior to this report being printed,) Mr. Marx changed his application. The facilities being applied for were reduced, so this has been accepted in line with our normal operating arrangements. The changes are:

Live Music

Monday to Thursday	10:00 to 00:30
Friday and Saturday	10:00 to 01:30
Sunday	10:00 to 00:30

Recorded Music

Monday to Thursday	10:00 to 00:30
Friday and Saturday	10:00 to 01:30
Sunday	10:00 to 00:30

Facilities for making music

Monday to Thursday	10:00 to 00:30
Friday and Saturday	10:00 to 01:30
Sunday	10:00 to 00:30

Late Night Refreshment

Monday to Thursday	23:00 to 00:30
Friday and Saturday	23:00 to 01:30
Sunday	23:00 to 00:30

Sales of alcohol

Monday to Thursday	10:00 to 00:00
Friday and Saturday	10:00 to 01:00
Sunday	10:00 to 00:00

Hours open to the public

Monday to Thursday	10:00 to 00:30
Friday and Saturday	10:00 to 01:30
Sunday	10:00 to 00:30

Unfortunately as a consequence of this late change, it has not been possible to contact all parties objecting to the application to take views on whether or not they wish to proceed with their objections. This will be attempted, but there may be some administrative matters to clarify in any Panel meeting. This document is included in this report.

2.1.4 Licensing 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.

2.1.5 Representations

The application has received a representation from one Responsible Authority, (the Police.) There are copies of the letters of objection from interested parties attached to this report.

2.1.6 Consultation

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

2.2 Why a change is needed

Not applicable

2.3 Main options

Not applicable

2.4 Other options considered

Not applicable

2.5 Resources, costs and risks

Not applicable

2.6 Staffing / workforce

Not applicable

2.7 Equalities Impact

Not applicable

2.8 Legal Implications

2.8.1 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.

2.8.2 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.

2.8.3 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

If the Panel takes neither of these steps, the application will be granted as sought.

2.8.4 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.

2.8.5 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).

2.8.6 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).

2.9 Community safety

2.9.1 Please refer to the Licensing objectives, and to section 17 Crime and Disorder Act 1998 considerations, which are:

- a) 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.

2.10 Financial Implications

No direct costs, but other reasonable financial inferences may be drawn. Longer hours and changes in conditions require alterations in enforcement activity from both the Police and the Council, which will radically alter costs and personnel resources. These additional costs may be borne by the Environmental Health budgets and may lead to savings elsewhere.

2.11 Performance issues

Not applicable

SECTION 3 - STATUTORY OFFICER CLEARANCE

Chief Finance Officer	<input type="checkbox"/>	Name: Sheela Thakrar
		Date: 28 th September 2007
Monitoring Officer	<input type="checkbox"/>	Name: Helen White
		Date: 27 th September 2007

3.1: Supporting Information

Annex 2 – Conditions consistent with the operating Schedule

General

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;

recordings to be securely stored for an appropriate period, and be made available to Council and Police Officers on request

Public Safety

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

It will be taken that the other conditions on the licence remain, with the possible exception of those where a change has been requested.

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

Report, incl. conditions drawn from the Operating Schedule provided by the Applicant (Annex 2) and Mandatory Conditions that would be attached to the licence if granted.

- Copy of Premises Licence
- Application
- Plan of premises
- Maps of area

Contact: P. Sivashankar, Licensing Services Manager, x 6237

IF APPROPRIATE, does the report include the following considerations?

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

LICENSING ACT 2003

Schedule 12

Part A (Regulation 33,34)

PREMISES LICENCE

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

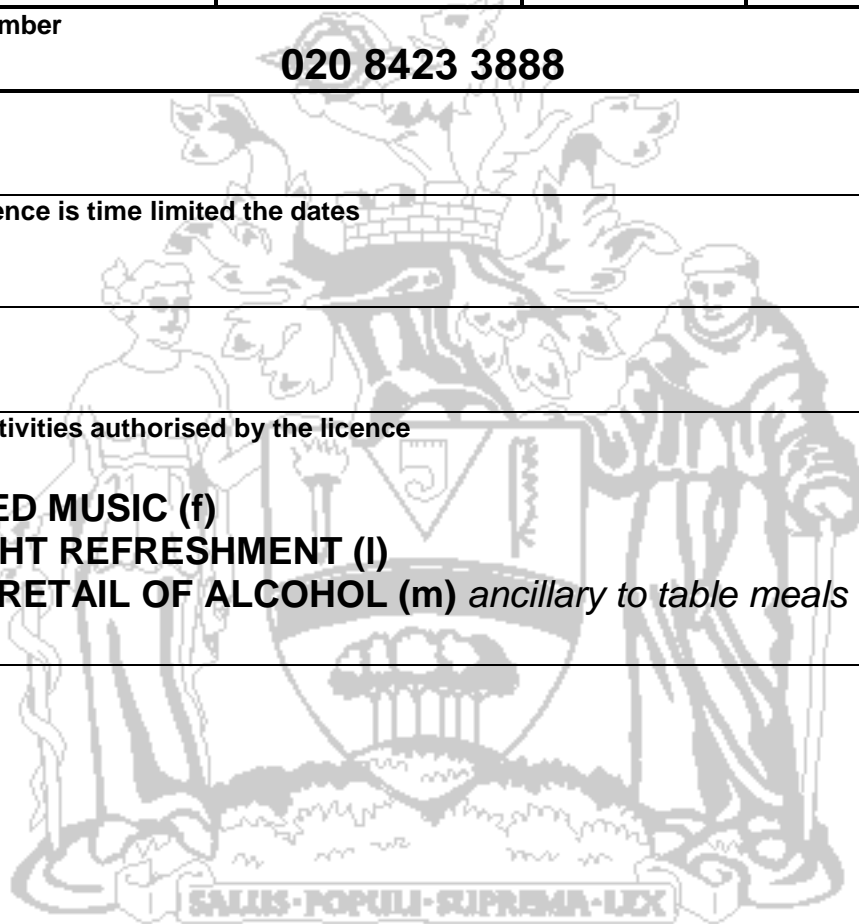
Premises Licence Number	0506-JJJH-C4CY-EY8A
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Part 1 – Premises details **GAUCHOS**

Postal address of premises, or if none, ordnance survey map reference or description 86 HIGH STREET			
Post town	HARROW	Post code	HA1 3LW
Telephone number 020 8423 3888			

Where the licence is time limited the dates N/A

Licensable activities authorised by the licence RECORDED MUSIC (f) LATE NIGHT REFRESHMENT (l) SALE BY RETAIL OF ALCOHOL (m) ancillary to table meals after 2300




Gareth Llywelyn-Roberts Signed: Chief Environmental Health Officer

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

HOURS OPEN TO PUBLIC (o)							
	MON	TUE	WED	THU	FRI	SAT	SUN
	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	N/A	N/A	N/A	N/A	N/A	N/A	N/A

LATE NIGHT REFRESHMENT (L)							
	MON	TUE	WED	THU	FRI	SAT	SUN
		0000-0030	0000-0030	0000-0030	0000-0030	0000-0030	0000-0030
	2300-0000	2300-0000	2300-0000	2300-0000	2300-0000	2300-0000	2300-0000

SALE BY RETAIL OF ALCOHOL (M)							
	MON	TUE	WED	THU	FRI	SAT	SUN
	1000-0000	1000-0000	1000-0000	1000-0000	1000-0000	1000-0000	1000-2330

1. ON CHRISTMAS DAY: 12:00 TO 1500 & 1900TO 2230 AND ON GOOD FRIDAY: 1200 TO 2230
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.
3. INTOXICATING LIQUOR SHALL NOT BE SOLD OR SUPPLIED AFTER **2300** ON THE PREMISES OTHERWISE THAN TO PERSONS TAKING TABLE MEALS THERE AND FOR CONSUMPTION BY SUCH A PERSON AS AN ANCILLARY TO HIS MEAL.
4. SUITABLE BEVERAGE OTHER THAN INTOXICATING LIQUOR (INCLUDING DRINKING WATER) SHALL BE EQUALLY AVAILABLE FOR CONSUMPTION WITH OR OTHERWISE AS AN ANCILLARY TO MEALS SERVED ON THE PREMISES.
5. DRAUGHT BEER SHALL NOT BE SOLD OR SUPPLIED ON THE PREMISES

FOR CONSUMPTION ON OR OFF THE PREMISES

Part 2

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

**GUY MARX
19 MILNE FIELD
HATCH END
HA5 4DP
020 8423 3888**

**AILAN CHEN
50B ST GABRIELS
ROAD WILLESDEN
GREEN LONDON
NW2 4SA
020 423 3888**

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

AILAN CHEN

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

**147016
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**

Annex 2 – Conditions consistent with the operating Schedule

None

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

None

**Annex 4 –
Plan**

DATE OF ISSUE 5TH AUGUST 2005

REASON FOR ISSUE: (G.F.R.)

ISSUE NUMBER: 1

Application to vary a premises licence under the Licensing Act 2003

(1) The Proper Licensing Officer, London Borough of Harrow,
Civic Centre, Station Road, Harrow,
Middlesex, HA1 2UT

Reference number:

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

(2) I/We Guy Marx

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

Premises licence number

0506 - JJJH - C4CY - EY8A

Part 1 - Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description Blues (previously Gauchos) 86 High Street,	
Post town	Harrow On The Hill, Harrow, Middlesex
Postcode	HA1 3LW

Telephone number at premises (if any)

020 8423 3888

Non-domestic rateable value of premises

£ 9,900

Part 2 - Applicant details

Daytime contact telephone number

020 8423 3888

E-mail address
(optional)

Current postal address if different from premises address

As above

RECEIVED AT
LICENSING OFFICE

23 AUG 2007

Post town

Postcode

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

(2) Insert name(s) of applicant

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 read guidance note 1)

1. To extend the permitted hours for sales of alcohol in an already licensed premises
2. To remove two conditions from an already licensed premises
3. To provide a piano within the premises
4. To provide live music

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) | <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 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 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 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

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

B

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

C

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

D

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

E

Live music			Will the performance of live music take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	10 : 00	02 : 00	Please give further details here (please read guidance note 3) The reason for the application for live music is primarily to allow the provision of a piano at the premises please see box 1
Tue	10 : 00	02 : 00	
Wed	10 : 00	02 : 00	State any seasonal variations for the performance of live music (please read guidance note 4)
Thur	10 : 00	02 : 00	
Fri	10 : 00	02 : 00	Non-standard timings. Where you intend to use the premises for the performance of live music at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	10 : 00	02 : 00	
Sun	10 : 00	00 : 00	

F

Recorded music			Will the playing of recorded music take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input checked="" type="checkbox"/>
Mon	10:00	02:30	Please give further details here (please read guidance note 3) Recorded music via C.D's are currently played at the premises both inside and outside in the garden within the current trading hours. The recorded music will be stopped at 12 night in the garden area as existing
Tue	10:00	02:30	
Wed	10:00	02:30	State any seasonal variations for the playing of recorded music (please read guidance note 4) Music outside will only be outside during the Spring and Summer and will cease at 12 night
Thur	10:00	02:30	
Fri	10:00	02:30	Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times from those listed in the column on the left, please list (please read guidance note 5) Music outside will cease at 12 night or earlier if no one is making use of the garden area
Sat	10:00	02:30	
Sun	10:00	00:00	

G

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

H

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

Provision of facilities for making music			Please give a description of the facilities for making music you will be providing The client would like to provide a piano
Standard days and timings (please read guidance note 6)			Will the facilities for making music be indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	Indoors <input checked="" type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon	10 : 00	02 : 00	Please give further details here (please read guidance note 3) Although there is no piano at the moment the client would like to site one within the premises, as there was a piano within the premises in the past
Tue	10 : 00	02 : 00	
Wed	10 : 00	02 : 00	State any seasonal variations for the provision of facilities for making music (please read guidance note 4) The piano would be played occasionally and on every occasion it would be within the bar area
Thur	10 : 00	02 : 00	
Fri	10 : 00	02 : 00	Non-standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	10 : 00	02 : 00	
Sun	10 : 00	00 : 00	

J

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

K

Provision of facilities for entertainment of a similar description to that falling within I or J			Please give a description of the type of entertainment facility you will be providing
Standard days and timings (please read guidance note 6)			Will the entertainment facility be indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)
Tue			State any seasonal variations for the provision of the facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)
Wed			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 from those listed in the column on the left, please list (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

L

Late night refreshment			Will the provision of late night refreshment take place indoors or outdoors or both - please tick <input checked="" type="checkbox"/> (please read guidance note 2)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input checked="" type="checkbox"/>
Mon	23:00	00:00	Please give further details here (please read guidance note 3) Hot food, teas and coffees will be available throughout the day and from 11pm till midnight if somebody would like to order some - please enclosed copy of menu.
Tue	23:00	00:00	
Wed	23:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)
Thur	23:00	00:00	
Fri	23:00	00:00	Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	23:00	00:00	
Sun	23:00	00:00	

M

Supply of alcohol			Will the sale of alcohol be for consumption - please tick box <input checked="" type="checkbox"/> (please read guidance note 7)
Day	Start	Finish	
Standard days and timings (please read guidance note 6)			On the premises <input type="checkbox"/> Off the premises <input type="checkbox"/> Both <input checked="" type="checkbox"/>
Mon	10:00	02:00	State any seasonal variations for the supply of alcohol (please read guidance note 4)
Tue	10:00	02:00	
Wed	10:00	02:00	
Thur	10:00	02:00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	10:00	02:00	
Sat	10:00	02:00	
Sun	10:00	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)

If there was to be any adult entertainment or services of any kind, then a Temporary Event Notice would be applied for. This would only occur as requested for private party entertainment for clients. There would be no access at this time for children as the premises would be used for a private function.

O

Hours premises are open to the public

Standard days and timings
(please read guidance note 6)

Day	Start	Finish
Mon	10:00	02:30
Tue	10:00	02:30
Wed	10:00	02:30
Thur	10:00	02:30
Fri	10:00	02:30
Sat	10:00	02:30
Sun	10:00	00:30

State any seasonal variation (please read guidance note 4)

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 (please read guidance note 5)

The last 30 minutes of each day will be treated as a wind down period where no alcohol will be served and the music turned down

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

To remove the two following conditions which are currently attached to the existing Premises Licence

1. To remove the condition that alcohol can only be served ancillary to food after 23:00
2. To remove the condition that draught beer shall not be sold or supplied on the premises

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 the premises licence

Copy of premises licence is enclosed with this application

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)

Alcohol will only be served to persons over the age of 18. The client intends to put in place any additional measures that he deems necessary to ensure the safety of his clientele and to retain the peaceful business, as this has been the case for over 26 years at this licensed premises, with no problems

b) The prevention of crime and disorder

C.C.T.V. is being installed, the wiring is now in place. Recordings will be maintained for an appropriate period. Customers carrying opened or sealed bottles and glasses are not admitted to the premises. The premises will provide substantial and reasonably priced food that is available most of the hours that the premises is open.

c) Public safety

Exit doors open outwards. All Fire alarms are maintained effectively, self - closing. The premises have a certificate of inspection attached to fire fighting equipment (inspected every year). In the absence of adequate daylight sufficient lighting is provided and maintained in any area accessible to the public. First Aid equipment is also available

d) The prevention of public nuisance

During the final hour of opening the music will be reduced in volume and be discernably quieter. Notices will be displayed at all exits asking patrons to leave the premises quietly and to respect local residents

e) The protection of children from harm

The premises operates a Proof of Age policy and will only accept a Passport, New Type Driving Licence, Portman Group I.D. card as proof of age. If suitable I.D. cannot be produced then the sales of alcohol will be refused to that person. Children accompanied by adults are permitted to sit and eat in designated areas

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

20 August 2007

Capacity

Licensing Consultant/Agent

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

Capacity

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

Ian Parsons,
Ian Parsons Licensing Services,
18 Old Sawmill Close,

Post town Verwood, Dorset

Postcode BH31 6PT

Telephone number (if any) Tel/Fax 01202 821 951

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.

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 the 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 i.e 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 the premises', if you wish people to be able to purchase alcohol to consume away from the premises please tick 'off the premises'. 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.

LICENSING ACT 2003

Schedule 12

Part A (Regulation 33,34)

PREMISES LICENCE

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

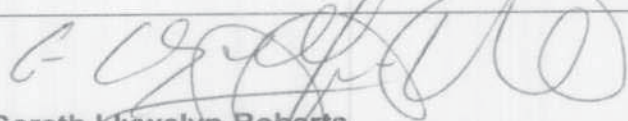
Premises Licence Number	0506-JJJH-C4CY-EY8A
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Part 1 – Premises details **GAUCHOS**

Postal address of premises, or if none, ordnance survey map reference or description 86 HIGH STREET			
Post town	HARROW	Post code	HA1 3LW
Telephone number	020 8423 3888		

Where the licence is time limited the dates N/A

Licensable activities authorised by the licence RECORDED MUSIC (f) LATE NIGHT REFRESHMENT (I) SALE BY RETAIL OF ALCOHOL (m) ancillary to table meals after 2300


Gareth Llywelyn-Roberts
Signed: Chief Environmental Health Officer

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

HOURS OPEN TO PUBLIC (o)							
	MON	TUE	WED	THU	FRI	SAT	SUN
	N/A	N/A	N/A	N/A	N/A	N/A	N/A
	N/A	N/A	N/A	N/A	N/A	N/A	N/A

LATE NIGHT REFRESHMENT (L)							
	MON	TUE	WED	THU	FRI	SAT	SUN
		0000-0030	0000-0030	0000-0030	0000-0030	0000-0030	0000-0030
	2300-0000	2300-0000	2300-0000	2300-0000	2300-0000	2300-0000	2300-0000

SALE BY RETAIL OF ALCOHOL (M)							
	MON	TUE	WED	THU	FRI	SAT	SUN
	1000-0000	1000-0000	1000-0000	1000-0000	1000-0000	1000-0000	1000-2330

1. ON CHRISTMAS DAY: 12:00 TO 1500 & 1900 TO 2230 AND ON GOOD FRIDAY: 1200 TO 2230
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.
3. INTOXICATING LIQUOR SHALL NOT BE SOLD OR SUPPLIED AFTER 2300 ON THE PREMISES OTHERWISE THAN TO PERSONS TAKING TABLE MEALS THERE AND FOR CONSUMPTION BY SUCH A PERSON AS AN ANCILLARY TO HIS MEAL.
4. SUITABLE BEVERAGE OTHER THAN INTOXICATING LIQUOR (INCLUDING DRINKING WATER) SHALL BE EQUALLY AVAILABLE FOR CONSUMPTION WITH OR OTHERWISE AS AN ANCILLARY TO MEALS SERVED ON THE PREMISES.
5. DRAUGHT BEER SHALL NOT BE SOLD OR SUPPLIED ON THE PREMISES

FOR CONSUMPTION ON OR OFF THE PREMISES

Part 2

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

GUY MARX
19 MILNE FIELD
HATCH END
HA5 4DP
020 8423 3888

AILAN CHEN
50B ST GABRIELS
ROAD WILLESDEN
GREEN LONDON
NW2 4SA
020 423 3888

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

AILAN CHEN

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

LONDON BOROUGH OF HARROW

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

**147016
BRENT**

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**

Annex 2 – Conditions consistent with the operating Schedule

None

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

None

**Annex 4 –
Plan**

45-C

**DATE OF ISSUE 5TH AUGUST 2005
REASON FOR ISSUE: (G.F.R.)
ISSUE NUMBER: 1**

Summer Menu

Starters

Chilled watercress soup with sour cream and caviar	£5.25
Prawn and avocado tower with marie rose sauce	£5.95
Sliced mozzarella with oven blushed cherry tomatoes and basil oil	£4.95
Pan fried sliced Chorizo sausage with a wild rocket salad	£4.95
Smoked mackerel pate with granary toast	£5.40
Thinly sliced Serrano ham with kalamata olives and mixed leaves	£4.95
Pan fried tiger prawns in garlic oil	£5.95

Main Courses

Pan fried salmon filet on crab and spring onion mash with tomato vinaigrette	£10.50
Cumberland sausage on potato and caper salad with wholegrain mustard vinaigrette	£9.50
Crab linguine with chilli and a white wine and extra virgin olive oil sauce	£9.45
Sirloin steak with tomato tarragon dressing and potato wedges	£12.50
Oven roasted cod on pea puree with crispy bacon	£11.50
Goats cheese, tomato and artichoke tart with wild rocket and classic vinaigrette	£9.50
Homemade lamb burger with mint sauce and hand cut rosemary chips	£9.75
Clam linguine with a tomato, garlic and herb sauce	£8.25

Salads

Chicken Caesar	£9.75
Sliced chicken breast on cos lettuce with Caesar dressing and parmesan	
Warm salad of artichoke hearts	£8.50
with crispy bacon, baby spinach and oven blushed tomatoes	
Nicoise	£8.95
Tuna, anchovies, green beans, kalamata olives, cherry tomatoes, mixed leaves and vinaigrette	
Greek	£7.95
Feta cheese, kalamata olives, cherry tomatoes, cucumber, mixed leaves and extra virgin olive oil	
Oak smoked salmon	£9.75
with asparagus spears, green beans and mixed leaves	

Sides

Rosemary potatoes	£2.75
Green beans	£2.75
Crusty bread with balsamic olive oil	£2.55
Garlic bread	£3.25
Mixed salad	£3.25

Desserts

Summer fruit pudding	£5.95
Tequila and mint panacotta with passion fruit coulis	£5.95
Rich dark chocolate cake	£4.95
Trio of ice creams or sorbets	£4.50
Selection of English cheeses with quince jelly	£4.75

Pasta

Penne with tiger prawns, pomodoro sauce and garlic	£8.25
Tagliatelle with a chilli, garlic and tomato sauce	£6.95
Tagliatelle with smoked salmon mushrooms and cream	£8.25
Penne with tuna, mushrooms, olives garlic in a tomato sauce	£7.25
Tagliatelle Bolognese	£7.25
Lasagne	£8.25

Pizza

Margherita / mozzarella and tomato	£5.25
American Hot / pepperoni, jalapenos, mozzarella and tomato	£7.45
Four Seasons / pepperoni, ham, mushrooms, capers, olives, mozzarella and tomato	£8.15
Spanish / Serrano ham, sliced mozzarella, roasted peppers and grana padano	£9.50

Digestif

Porto Flip	5.95
Port, Courvoisier Brandy & Brown Sugar	
Espresso Martini	5.90
Smirnoff Red Vodka, Kahula, Espresso Coffee	
Café Frappe	5.00
Espresso Coffee, Vanilla Ice Cream & Kahula	
Victoria	5.50
Amaretto, Campari & Vodka	

Coffee & Liqueurs

Liqueur coffees / tia maria, kahlua, contreau, whisky or brandy	£4.95
Capuccino	£1.85
Café latte	£2.00
Espresso	£1.25
Double espresso	£2.00
Filter coffee	£1.50
Tea	£1.50
Selection of herbal teas	£1.50
Hot chocolate	£1.85
Courvoisier brandy	£3.25
Janneau armagnac	£3.75
Selection of liqueurs	£3.25

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LICENSEE, PROTECTION ORDER OR UNDERTAKING
The person(s) whose name last appears is the person to whom the licence is granted.

raught beer shall not be sold or supplied in the premises.
Substantial refreshment and non-intoxicating liquor shall be made available for consumption in the premises at all times when the premises are open for trading.

Guy Lincoln Anthony MARX.

Date of Protection Order

Date of Transfer

Guy Lincoln Anthony MARX and
AILEEN CHEN

Date of Protection Order

Date of Transfer

9.2.2005

Date of Protection Order

Date of Transfer

Date of Protection Order

Date of Transfer

Date of Protection Order

Date of Transfer

Date of Protection Order

Date of Transfer

Date of Protection Order

Date of Transfer

Date of Protection Order

Date of Transfer

Date of Protection Order

Date of Transfer

Date of Protection Order

Date of Transfer

I CERTIFY THIS TO BE
A TRUE COPY OF THE ORIGINAL

S. Houghton-Jones

5/5/2005

CLERK TO THE JUSTICES/JUSTICE OF THE PEACE

In the Middlesex Area of Greater London

LICENSING DISTRICT OF HARROW

JUSTICES' LICENCE

The person or persons described herein as the licensee is hereby granted (by way of renewal) this Justices' licence authorising him to sell by retail at the premises described herein as the licensed premises

intoxicating liquor of all descriptions

~~intoxicating liquor of all descriptions~~

for consumption either ON or OFF the said premises.

This licence is granted subject to any conditions/undertakings endorsed hereon, and shall be in force unless revoked in the meantime, for the period shown on page 1.

Given under the Official Seal of the Licensing Justices which is hereto affixed by me under their authority.



[Handwritten signature]

Clerk to the Licensing Justices

NOTICE TO LICENSEE

This Licence must be kept in a safe place and produced on demand by a Constable or Justice of the Peace.

Penalty for non compliance £50



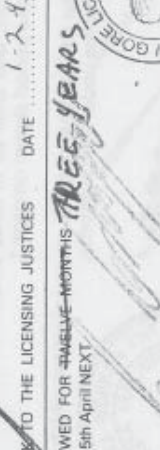
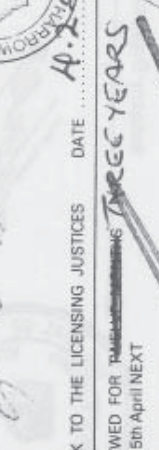
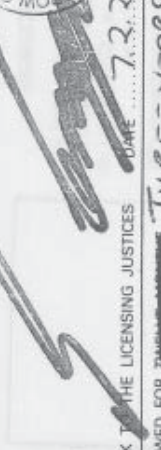
This Licence must be delivered on or before 31 December in each year to the Clerk to the Licensing Justices, The Court House, Poshlyn Crescent, Harrow, together with the prescribed fee if it is desired to renew the same.

The Licence will not be renewed unless you apply for its renewal.

Any enquiry relating to this Licence should be addressed to the Clerk to the Licensing Justices, address as above. Telephone No. 01-427 5146.

THE LICENSED PREMISES ARE AS SHOWN ABOVE.
THE OWNER OF THE SAID PREMISES IS:

GROUCHO'S BRASSERIE,
86 High Street,
Harrow on the Hill,
Middlesex.

RECEIVED FOR TWELVE MONTHS THREE YEARS From 5th April NEXT RECEIPT No. 125579 DATE 5.2.92 	8 RENEWED FOR TWELVE MONTHS From 5th April NEXT RECEIPT No. DATE	NAME OF PREMISES GROUCHO'S BRASSERIE, ADDRESS 86 High Street, Harrow on the Hill, Middlesex.
RECEIVED FOR TWELVE MONTHS THREE YEARS From 5th April NEXT RECEIPT No. DATE 1.2.95 	9 RENEWED FOR TWELVE MONTHS From 5th April NEXT RECEIPT No. DATE	DESCRIPTION OF LICENCE Justices' On Licence.
RECEIVED FOR TWELVE MONTHS THREE YEARS From 5th April NEXT RECEIPT No. 16263 DATE 14.2.98 	10 RENEWED FOR TWELVE MONTHS From 5th April NEXT RECEIPT No. DATE	DATE OF ORIGINAL GRANT 25.7.90.
RECEIVED FOR TWELVE MONTHS THREE YEARS From 5th April NEXT RECEIPT No. DATE 7.2.2001 	11 RENEWED FOR TWELVE MONTHS From 5th April NEXT RECEIPT No. DATE	OWNERS DETAILS OF EXTENSION UNDER S.68 GENERAL ORDER OF EXEMPTION, SPECIAL HOURS CERTIFICATE, ETC. <i>568 Super Hour Certificate 14.10.62.</i>
RECEIVED FOR TWELVE MONTHS THREE YEARS From 5th April NEXT RECEIPT No. DATE 11.2.2004 	12 RENEWED FOR TWELVE MONTHS From 5th April NEXT RECEIPT No. DATE	DETAILS OF CONVICTIONS, FORFEITURES, DISQUALIFICATION, ETC.
RECEIVED FOR TWELVE MONTHS THREE YEARS From 5th April NEXT RECEIPT No. DATE	13 RENEWED FOR TWELVE MONTHS From 5th April NEXT RECEIPT No. DATE	
RECEIVED FOR TWELVE MONTHS THREE YEARS From 5th April NEXT RECEIPT No. DATE	14 RENEWED FOR TWELVE MONTHS From 5th April NEXT RECEIPT No. DATE	

From: "Anne Parsons" <parso2@tiscali.co.uk>
To: <stephen.gallagher@harrow.gov.uk>
Date: 25/09/2007 07:58:16
Subject: Amended Variation Application blues

Mr Gallagher

Please find attached my client's reply with regards to the representations concerning his application for Variation of the Premises Licence Blues 86 High Street, Harrow on the Hill

Ian Parsons

Ian Parsons Licensing Services
18 Old Sawmill Close
Verwood
Dorset BH31 6PT

Tel: 01202 821 951

Mr. Gallagher,

With reference to my client's application for Variation of the Premises Licence for Blues formerly Gauchos, 86 High Street, Harrow on the Hill.

My client has now reconsidered his application for Variation of the Premises Licence in view of the representations that have been received with regards to the application.

My client now wishes to amend his application as follows

- Sales of alcohol
Monday to Thursday 10:00 to 00:00
Friday and Saturday 10:00 to 01:00
Sunday 10:00 to 00:00
- Persons on premises
Monday to Thursday 10:00 to 00:30
Friday and Saturday 10:00 to 01:30
Sunday 10:00 to 00:30
- Late Night Refreshment
Monday to Thursday 23:00 to 00:30
Friday and Saturday 23:00 to 01:30
Sunday 23:00 to 00:30
- Live Music
Monday to Thursday 10:00 to 00:30
Friday and Saturday 10:00 to 01:30
Sunday 10:00 to 00:30
- Recorded Music
Monday to Thursday 10:00 to 00:30
Friday and Saturday 10:00 to 01:30
Sunday 10:00 to 00:30
- Facilities for making music
Monday to Thursday 10:00 to 00:30
Friday and Saturday 10:00 to 01:30
Sunday 10:00 to 00:30

My client is aware that two premises on Harrow on the Hill do have late hours at weekends namely

The Castle West Street where the hours on Fridays and Saturdays are 10:00 to 01:30

The White Horse where the hours on Fridays and Saturdays are 09:00 to 02:00

The application for live music is only to allow a piano to be situated in the bar of the premises – the requirement for this application has only been brought about by the rule in the new Licensing Act doing away with the 1964 Licensing Act rule which allowed there to be no more than two musicians playing live in any licensed premises. It is probably on very rare occasions that the piano will be played, however there was one within the bar area prior to the change in the Licensing Act.

My client still wishes to continue with the application to remove the two conditions which were attached to the old 1964 License namely the condition for no Draught beers and the requirement that alcohol must be served as ancillary to food after 23:00.

It is important to note that for many years the premises has traded using a full Justices On Licence and not a Restaurant Licence

Ian Parsons – Ian Parsons Licensing Services

18 Old Sawmill Close,
Verwood, Dorset, BH31 6PT

Blues, 86 High Street, Harrow On The Hill



OS MasterMap

	Building or Structure
	General Feature - Multi-Surface
	General Feature - Step
	General Feature
	Glasshouse
	Inland Water
	Slope
	Natural Environment
	Path - Step
	Political or Admin Boundary
	Rail
	Road or Track
	Roadside / Manned structure
	Upper Level of Communication / pylon
	Archway
	Unclassified

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 00019/206, 2005.
 Mapscale 1:1550

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

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

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

I, Police Sergeant Carl Davis, make this representation under

the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description	
Blues (Previously Gauchos) 86 High Street , Harrow on the Hill	
Post town Harrow	Post code HA1 3LW

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)

Please tick ✓ yes

- | | |
|---|--------------------------|
| 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)

2

(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)

This is an application to change the premises licence from a “Restaurant” Licence into a “Pub” Licence.

Police object to this application .

I am aware that the conditions proposed so far from the application concern :
CCTV
Notices Requesting patrons leave quietly
Challenge 21 proof of Age policy

The Police representations are concerned with:

“Hours premises are open to the public” (terminal hours) “Recorded Music”, “Live Music” ”Late night refreshment” and “Supply of alcohol”

The entire terminal hours combined with other licensable activity hours sought I object to most strongly. The application is attempting to convert a restaurant (with consequent more relaxed crime prevention measures) into a “pub” style premises with late hours. The lack of incidents in its history is as a consequence of it being a restaurant with condition that “alcohol can only be served ancillary to food after 2300 hrs”

On the existing licence no sale of alcohol could be made unless it has been with a table (substantial) meal. This application goes even further toward a “pub” style operation as the supply of alcohol is requested until 0200hrs Monday to Saturday and yet the “Late night refreshment” (hot food and drink

{coffee?}) is only requested until Midnight Monday to Saturday.

The application is to allow the general public access as with a “pub” and removes the requirement for a meal with alcohol. From midnight onwards it would be a premises with music (Live & Recorded) and sale of alcohol only. Should the panel see fit to grant the terminal hours applied for I request as a minimum the conditions 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). Similarly, the showing of televised sporting events (e.g. football matches) in “pubs” where consumption of alcohol is not accompanied by consumption of table meals can lead to public disorder when not ‘policed’ by door supervisors. Conditions set in this regard 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.

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. There are no other local premises open as late as this premises is requesting.

Although in Section F the applicant offers that Recorded Music will stop in the garden at Midnight, **a condition must be set that the garden area must be vacated by a sensible hour** in order to prevent public nuisance (disturbance to local residents). A condition must be set that “the outside seating area must be vacated of all patrons and cleared of all glasses and drinking vessels by Midnight “

My other representations are 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.

This advice has been sent to all licensed premises and it is expected that this premises in requesting additional hours already has them in place, however I have listed them below :

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:

- Provide a linked record of the date, time and place of any image.
 - Provide an internal overt CCTV system, capable of providing recorded colour format images of all public areas, during times when the staff/public occupies these areas.
 - Provide recorded, full frame, head and shoulder colour images of all persons internally approaching the main entrance doors or any external doors.
 - Provide an external overt CCTV system, capable of providing recorded colour images of the external approach to the main entrance doors or any external doors (subject to any planning and/or building constraints).
 - Provide an external overt CCTV system, capable of providing recorded colour images of the car park, courtyard and/or garden areas (where applicable and subject to any planning and/or building constraints).
- Each internal colour format camera shall be contained in a vandal resistant housing with the facility for ceiling or wall mounting and will provide high resolution images with a minimum operational specification of: 1/3" CCD, Auto Iris 4 –9 mm varifocal lens, 540 TVL, 1.0 lux.
- Note: A specific lens, other than varifocal, may be required to achieve the system objective.
- Any external cameras fitted shall be Day/Night format.
- Each camera shall be connected to the DVR by a separate video transmission cable.
- A DVR with integral CD-RW and USB port shall be contained in a lockable steel cabinet, located in a

secure area within the premises.

The DVR shall simultaneously and continuously record and store high resolution images from each camera, at a minimum of four (4) frames per second, for a period of not less than fourteen (14) days and at all times whilst staff/public are on premises.

Access to the DVR and displayed images shall be restricted to the system controller by use of an access code.

Retrieval of recorded images from the hard disk drive shall be archived by CD media format. Archiving shall be on a clean CD, which does not contain any other pre-recorded images.

A minimum of 10 CD disks will be stored on site in a secure area and will be available for use at all times.

A minimum of a 15" CRT Monitor with 800 TVL or 15" LCD Monitor with 1280/1024 pixels shall be provided. This monitor will be located adjacent to the DVR in a secure area.

Access to the monitor and displayed images shall be restricted to the system controller or an authorised person.

The power supply serving the cameras and or camera transformers and DVR shall be a maintained non-switched 240v A/C supply. A competent person shall install the supply and the contractor shall issue a Part P Certificate.

External and internal lighting shall be adequate to enable each camera to operate at optimum performance, to provide clear un-obscured images.

The CCTV contractor shall issue a certificate of conformity on completion of the installation.

An as installed system specification, schematic drawing and site logbook shall be provided to the system controller.

The system specification, schematic drawing and site logbook shall be available at all times.

The system shall be maintained at bi-annual intervals. Each camera shall be cleaned and a test recording shall be completed and compared with the previous recording, to ascertain any deterioration in quality and performance.

The system maintenance shall be completed by an approved CCTV contractor.

The CCTV contractor shall provide system-operating manuals to the system controller, which shall include the method of reviewing and archiving recorded images and will be available for use at all times.

A Data Protection and Evidence Kit shall be provided.

Recorded or archived images shall not be removed or electronically transmitted from the premises unless authorised or requested by the Police Authorities.

The nominated system controller will manage the system.

If the system is analogue, a library of 31 VCR tapes 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 a condition** 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.

With particular regard the incident at the premises described above I also strongly request it be made a condition that should any S.34 **AWP machine** be present at the premises that it be 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.

I note that a condition regarding prevention of public nuisance appropriate **notices** being displayed asking customers to respect neighbours when leaving the premises has been offered, as well as the "Challenge 21" policy I

Conditions of a **noise limiter** and that **all doors and windows remain closed** after a certain hour should be considered.

If a licence is granted revoking the embedded condition relating to alcohol ancillary to substantial meal then a condition that the D.P.S. attend the local **Pubwatch** (should one be in existence) must be imposed.

Similarly, a condition requiring **children** to be vacated from the premises by a set time (e.g. 2200hrs) is required.

All security measures such as this must comply to Crime Reduction Unit guidance. I request that the applicant contact the police Crime Reduction officers and that such an officer be allowed full access to all areas of the premises in order to review all security measures and that the applicant agree to any further reasonable recommendations forthcoming in his report. This is to prevent crime and disorder.

I have no objection to the removal of the condition that draught beer shall not be sold or supplied on the premises.

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 19th September 2007

.....

CapacityPolice Licensing Officer

.....

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

Notes for Guidance

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address, which we shall use to correspond with you about this representation.

Relevant Representations means;

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

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



H A R R O W
S C H O O L

18th September 2007

#328304032

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

Dear Sir,

**Re: Application: 0708-EPJY-WQHH-7XYB
Blues Bar, 86 High Street**

We understand that the above property is seeking a license to serve alcohol, live music and disc jockey until 2.30am, Mon - Sat and until midnight on Sunday.

There are three boarding houses, Newlands, Bradby's and West Acres within close proximity to this property. In addition, the school also own ten residential properties providing accommodation for academic and support staff and their families, within a 100 meters. Noise from the building and from occupants leaving late at night will cause a considerable inconvenience to the occupants of the boarding houses and the residential accommodation.

I trust that the licensing committee will refuse this application.

Yours faithfully,

MALCOLM BONNER



The Estates Surveyor, M. P. Bonner MRICS
The Bursary, 5 High Street, Harrow-on-the-Hill, Middlesex HA1 3HP
Tel: 020 8872 8197 Fax: 020 8872 8015 Email: estatesurveyor@harrowschool.org.uk

Registered Charity No 310033 VAT Reg No GR 223 423991

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Case No. 1019 - Representations - (Application for a licence - 7/2/07)

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 GILLIAN ANDERSON make this representation under
(Insert name of applicant)
the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

#328304031

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description <u>BLUES</u> <u>86 HIGH STREET</u> <u>HARROW ON THE HILL</u>	
Post town <u>HARROW</u>	Post code (if known) <u>HA1 3LW</u>

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

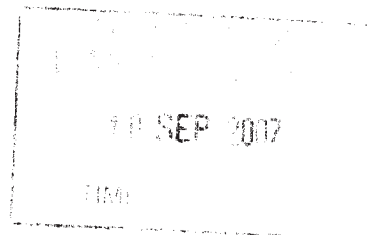
Part 2 - Applicant details

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 ANDERSON

First names GILLIAN

I am 18 years old or over

Please tick yes

Current address

11 CONISTON COURT
96 HIGH STREET

Post Town HARROW ON THE HILL

Post Code HA1 3LP

Daytime contact telephone number

Email address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address DAVID ANDERSON 11 CONISTON COURT 96 HIGH STREET HARROW ON THE HILL HA1 3LP
Telephone number (if any)
E-mail (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
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 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 note 1)

BLUE IS SITUATED IN A RESIDENTIAL AREA WHERE NOISE FROM THE PREMISES AND FROM DEPARTING CUSTOMERS AND STAFF WOULD CAUSE DISTURBANCE AND NUISANCE TO THE LOCAL RESIDENTS, INCLUDING OURSELVES. THE ACOUSTICS OF THE HIGH STREET ARE SUCH THAT SOUND IS AMPLIFIED AND TRAVELS DISTANCES BOTH UP AND ALONG THAT ARE UNEXPECTEDLY GREAT. NATURALLY, AT NIGHT WHEN THE AREA HAS THE BENEFIT OF VERY LIGHT TRAFFIC THE SOUNDS OF VOICES ARE VERY NOTICEABLE, INDEED AND CAN CLEARLY BE HEARD INSIDE OUR PROPERTY WHICH IS ON THE TOP FLOOR OF THE BUILDING.

OUR EXPERIENCE TO DATE HAS BEEN THAT CUSTOMERS OF LICENSED PREMISES LOCALLY CALL 'GOODBYES' TO THEIR FRIENDS WHEN THEY DEPART AFTER CLOSING TIME. THESE ARE ECHOED BY THE STAFF LEAVING SOME TIME LATER WHEN THEY HAVE CLEARED UP. BOTH CUSTOMERS AND STAFF THEN START UP THEIR VEHICLES WHICH ARE PARKED ON THE HIGH STREET AND ADJACENT ROADS, EVEN SOUNDING THEIR HORNS AS A PARTING FAREWELL IN THE EARLY HOURS OF THE MORNING. WE ALSO HEAR THE SOUNDS OF TAXIS GOING TO PICK UP THOSE DEPARTING. TAXIS FEEL FREE TO SOUND THEIR HORNS TO ATTRACT THE ATTENTION OF THEIR CLIENTS WITHOUT THE NEED FOR THE TAXI DRIVER TO LEAVE HIS VEHICLE.

MANY OF THE PEOPLE WHO HAVE ENJOYED THE FACILITIES OF THE LICENSED ESTABLISHMENTS IN THE AREA HAVE NO REGARD FOR THE AMOUNT OF DISORDER AND NOISE THAT THEY MAKE LATE AT NIGHT AND EXTENDING THE DRINKING TIME AT BLUE WILL SURELY ONLY EXACERBATE THIS PROBLEM FOR LOCAL RESIDENTS.

ALTHOUGH NOT DIRECTLY RELATED TO THIS APPLICATION, WE THINK IT APPROPRIATE THAT ANYONE CONSIDERING EXTENDING THE OPENING HOURS SHOULD BE AWARE THAT LOCAL RESIDENTS ALSO GET DISTURBED BY THE NOISE OF FOOD DELIVERY VEHICLES AND SHUTTERS BEING OPENED TO ALLOW DELIVERIES FROM 5.30 AM ONWARD.

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 Anderson
 Date 7 September 2007
 Capacity Applicant

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 5)	
11 CONISTON COURT 96 HIGH STREET	
Post town HARROW EN TITE HILL	Post code HA1 3LP
Telephone number (if any)	
If you would prefer us to correspond with you using an email address your e mail address (optional)	

Notes for Guidance

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address, which we shall use to correspond with you about this representation.

Relevant Representations means;

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

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

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

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

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

I Lynne McAdam make this representation under
(Insert name of applicant)
the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description	
Blues High Street	
Post town Harrow on the Hill	Post code (if known) HA1

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 checked="" 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 McAdam

First names Lynne

I am 18 years old or over

Please tick yes

Current address

39b High Street
Harrow on the Hill

Post Town

Post Code HA1 3HT

Daytime contact telephone number

Email address
(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address Chris Margetts 39b High Street Harrow on the Hill HA1 3HT.
Telephone number (if any)
E-mail (optional)

2

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
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 form harm | <input type="checkbox"/> |

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

The grounds for review under which I am applying are:

- The extension of hours will significantly increase public nuisance on the Hill
- The extension of hours will result in reduced public safety
- The extension of hours may result in increased crime and disorder

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

My partner and I have been residents of Harrow on the Hill for the last 15 years and have welcomed the regeneration of the area through the sensitive redevelopment of the business community alongside the renovation of a number of residential options. This co-operative co-existence between the businesses and residents has made a significant contribution to the rebirth of a very special and unique part of the borough – we as residents respect our businesses' wish to run a successful enterprise but in return we expect them to operate in such a way that does not endanger our own quality of life. This has, until now, been a successful recipe for regeneration.

However, this request from 'Blue' to remain open for alcohol consumption and live and recorded music until 2.30 every morning is an unacceptable shift in the balance of this co-existence which can only result in significant deterioration in residents' quality of life. The late licence will make the hill a magnet to those people eager to continue their night time activities and will attract more people to visit the hill until this later time - I don't think many of the pubs in the town centre have these opening times, why should Harrow on the Hill, it is not a town centre. . Opening till 2.30 am every night makes these premises a nightclub and we are very concerned that the change can lead to a significant increase in criminal and anti-social behaviour which will destroy the character of the hill.

What we are absolutely certain about is that the noise that live and recorded music and alcohol consumption till 2.30 EVERY MORNING will significantly increase public nuisance and destroy our quality of life. Harrow on the Hill is a predominantly residential area. The extension will potentially mean that residents feel more threatened in the area as groups of noisy and drunken people wander the streets late at night. The council has stated as two of its corporate priorities:

- the need to work in partnership to reduce fear of crime; and
- the wish to maintain the suburban character of the borough.

Creating a mini town centre on the hill does little to deliver these aspirations. I can't imagine how the council expects to secure world heritage status for the hill should this licensing change be approved as the fundamental character of the local environment will be severely jeopardised

I hope that my, and other residents' objections to this unreasonable request from the owner of 'Blue' are taken into account during the council's deliberations and that we are able to contribute to the continuing constructive regeneration of a unique and very special part of the borough but not at the cost of our own quality of life.

**Please tick
yes**

Have you made a representation relating to this premises before

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

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

Not applicable

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.....

.....

Capacity

.....

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

Notes for Guidance

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address, which we shall use to correspond with you about this representation.

Relevant Representations means;

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

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

R.Anderton
28 King Henry Mews,
Harrow -on the- Hill
Middlesex,
London HA2 OJF

Dear Sir/madame,,

15th Sept 2007

In regard to Blues 86 High street, harrow-On-the hill(formally Gauchos) application for change of License ,I wish to express my vehement objection.

I have just recently moved to the area and one of the features that attracted me was the quiet nature of the village i.e. a good balance of restaurants and bars, however, even with the restricted licence at Cafe,café I am having trouble sleeping from the noise of people outside the café and walking across to cars, starting up outside my flat in the early hours of the morning. I can here all the conversations of people outside the King henry mews and if a licence was granted to Blues to open until 2.00am from Monday to Saturday then I would seriously consider selling up and moving form the area. The noise would be intolerable, from live music people spilling out onto the streets and starting their cars or ordering taxis. There would be no respite from the disturbance and I would have serious sleep problems.

I cant understand any justification to extending the licensing hours in a residential area , especially when the remaining ones are restricted to 11.00pm.

Already there have been numerous occasions of excessive noise, people arguing and vomiting outside the buildings after leaving the CAFÉ, café.

Yours sincerely,

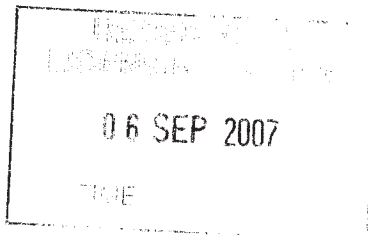
R.Anderton



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#328304031



7 Byron Hill Road
Harrow On The Hill
Middlesex HA2 0PE

Licensing Manager Office
Civic Centre

HAI 207

5 Sept. 2007

Dear Sir,

'Blues' 86 Hight Street HAI 344

I object to the application to extend permitted hours for the sale of alcohol until 2 a.m. Monday to Saturday on two grounds: first, that it is likely to cause disturbances to neighbours unless personally supervised by Mr Nave every night from 11 p.m. to 2 a.m. and the extension to be impermissible in his absence and second, that such an extension for Blues would set a precedent for 'Lafie Cafe', the Commission and other restaurants on the list.

I write as a resident some 100 yards from 'Blues' where we have lived since 1958, as a regular patron of 'Blues' and as a former deputy chairman of the North Westminster Justice Licensing Committee.

Yours faithfully

Bernard Simpson

B.S.O. SIMPSON

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From: licensing
To: Gallagher, Stephen
Date: 14/09/2007 08:34:41
Subject: Fwd: Blues Restaurant Licensing Application

>>> "Susan Moynihan" 09/13/07 5:50 pm >>>
Dear Sir,

With reference to the above we note that an application has been submitted to extend the licensing hours to 2.30am Monday to Saturday and until 12.30am on Sundays. These hours far exceed those of any other establishment in the area and seem wholly unreasonable for Harrow On The Hill.

In addition they have requested a license to play live or recorded music until 2.30am Monday to Saturday and 12.00 on Sundays. Again this seems to be excessive for such a quiet residential area.

By granting such a license you could destroy the very reason people enjoy living on the Hill. It is the last 'oasis' in Greater London and should be preserved.

Indeed other establishments locally have requested a similar license but were rejected by The Metropolitan Police on the grounds of being unreasonable - this is no different just across the road!

The extension of the license would only lead to more noise and traffic in the area in the early hours of the morning so disturbing ones right to sleep.

We strongly object to any extension of the existing license.

Yours faithfully

Mr and Mrs Moynihan

18 King Henry Mews

Harrow On The Hill

HA2 0JF

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From: jeremy.boulton
To: <licensing@harrow.gov.uk>
Date: Tue, Sep 11, 2007 11:37 pm
Subject: Representation on application to vary licence

Ref: Application to vary licence at Blues (formally Gaucho's), 86 High Street, Harrow on the Hill

We object to the granting of this variation of licence on 3 counts:

- In a predominantly residential area, the extension of licensing hours to sell alcohol until 2am and remain open until 2.30am from Monday to Saturday and to midnight/12.30 on Sunday would be completely anti-social, causing excessive noise and nuisance as patrons leave in the early hours of the morning and congregate in front of residential properties whilst waiting for lifts or taxis. Will sufficient taxis be readily available at such a time – say on a Tuesday morning and if not, will many customers (perhaps over the limit by this time) inevitably be tempted to drive home illegally. The noise of extra traffic (cars starting up, doors slamming etc.) will, we feel, constitute an unacceptable noise nuisance depriving residents of their right to sleep.
- Recorded music until 2.30 am Monday to Saturday and midnight Sunday will also disturb residents.
- Other bars and restaurants in the immediate area are restricted to 11pm for serving alcohol unless accompanying a meal. When Café Café, across the road, sought to change their licence the Metropolitan Police objected on the grounds that "this is a quiet area of the borough with no public houses in the street and closing hours for licensed premises up to midnight". Why should Blues be allowed these licence extensions when other licensed premises are not. We do not understand why Blues should be an exception. Mr. Guy Marx states that he wants to "retain the peaceful business as this has been the case for 26 years". We cannot see that the granting of this application can possibly constitute peaceful business.

Yours sincerely

Jeremy and Charonne Boulton

21 King Henry Mews,

Harrow on the Hill,

HA2 0JF.

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From: licensing
To: Gallagher, Stephen
Date: 14/09/2007 08:34:30
Subject: Fwd: BLUES restaurant, 86 High Street, Harrow on the Hill extension of opening hours

>>> Geraldine Parris 09/13/07 5:38 pm >>>

We object to the granting of this variation of licence because:

The garden of this restaurant backs onto our bedroom and living areas and we already suffer considerable noise and disturbance from clients of the restaurant until very late at night (often beyond midnight).

Any extension of their licence variation will lead to crowds of people gathering in the restaurant garden in order to smoke and upon closing time there will be considerable noise whilst clients leave the premises, which at 2.30 in the morning is not acceptable for an area surrounded by residential properties. Blues' contention that they run and wish to retain a peaceful business is already being breached by noisy individuals standing in their garden smoking and outside their restaurant. Adding an extension of hours would be intolerable.

We have spoken with several residents who all feel extremely strongly that this application must not be awarded. If it is the case that it is granted, as a group, we shall seek legal action in order to object and rescind the licence.

Harrow on the Hill has many restaurants and bars, but is essentially a quiet residential area which would be increasingly ruined by additional noise.

Yours sincerely

Geraldine and Stephen Parris
17 King Henry Mews
Harrow on the Hill
HA2 0JF

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As from Alan W. Evans, Chairman. Planning
Committee, Harrow Hill Trust.

Lianda, Hill Close
Harrow on the Hill
Middlesex HA1 3PQ
16th September, 2007.

The Licensing Authority
London Borough of Harrow
P.O.Box 18
Civic Centre
Station Road, Harrow HA1 2UT.

Dear Sirs,

Blues (formerly Gauchos)
86 High Street, Harrow on the Hill.

On behalf of the Harrow Hill Trust, I ask that the application to vary the
licence of the above premises be refused.

The premise are in a prominent position close to the Green in the
Harrow on the Hill Village Conservation Area and are surrounded by residential and
Harrow School properties. The Trust believes that the grant to such premises of a
licence to serve alcohol until 2 a.m. and remain open until 2:30 a.m. on six nights a
week would run counter to the Council's planning and social policy for the area.

Moreover, the grant of such a licence would inevitably result in late night noise
and disturbance in the area and thereby cause public nuisance.

For all these reasons the grant of the application would be totally unacceptable
and the Trust therefore asks that it be refused.

Yours faithfully,

p.p. Alan W. Evans



#328304032

RECEIVED AT LICENSING
19 SEP 2007
TIME

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From: Krishna Banthia < >
To: <licensing@harrow.gov.uk>,
Date: Mon, Sep 17, 2007 1:26 pm

Dear Sir,

I would like to object to the application of extension of opening hours by BLUES

I live next door to the above restaurant and have two school going kids. Late night music will be a disturbance as well as a nuisance. As with Cafe Cafe restaurant, people get so noisy at night on the street. Another reason why I would like to object is because of the traffic on the hill late in the evenings and night. It has caused a havoc. We have to queue for long minutes to drive on to the High Street and our cars parked on the street have scraped. On street parking for the residents has become a nightmare. The area has gotten so busy that it has lost the ambience for which the HILL was very famous. I would sincerely request you to come and survey our problems so that further applications of this nature are not entertained. KRISHNA BANTHIA 88, HIGH STREET HARROW ON THE HILL

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From: BILL MCKEEVER < >
To: <licensing@harrow.gov.uk>
Date: Mon, Sep 17, 2007 6:29 pm
Subject: Blues: Extension to opening hours application.

Dear Sir / Madame,

I would like to object to the application for extended opening hours by Blues(previously Gauchos). I believe granting such an extension would risk spoiling the atmosphere of what currently is a lively yet relatively quiet area.

Yours Faithfully

W.J.McKeever
29, King Henry Mews
HA2 0JF

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From: shilpa patel
To: <licensing@harrow.gov.uk>
Date: 16/09/2007 23:59:08
Subject: license at Blues, 86 High Street, Harrow on the Hill

Ref: Application to vary license at Blues, 86 High Street, Harrow on the Hill

I object to the granting of this variation of license on FOUR grounds:

1. This is a predominantly quiet residential area and hence to sell alcohol until 2 a.m. and remain open until 2.30 a.m from Monday to Saturday and to 12.30 a.m on Sunday would be anti-social and cause excessive noise and nuisance as patrons leave in the early hours of the morning and congregate in front of residential properties whilst waiting for lifts or taxis.

2. The use of recorded or live music until 2.30 a.m will cause a severe disturbance and nuisance to the local residents depriving them of their right to a peaceful sleep after a hard day's work.

3. Other bars and restaurants in the immediate area are restricted to 11 p.m for serving alcohol unless accompanying a meal.

4. There is a severe lack of parking in the area and this extension will only make this problem worse with greater number of taxis and cars dropping patrons off and then picking them up and other patrons looking to park their cars locally in an already congested area. The roads are narrow with traffic jams frequently occurring as cars have been parked illegally and hence making it difficult for buses to pass and for residents to reach their properties. The extension of this license will significantly increase this already present problem.

This part of Harrow is a quiet, little hamlet with a village feel and I hope you will take my opinion in to consideration before arriving at your decision.

Yours faithfully,

Shilpa Patel
8 King Henry Mews,
Harrow on the Hill,
HA2 0JF

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From: "Robin Kennedy" <>
To: <licensing@harrow.gov.uk>
Date: Mon, Sep 17, 2007 6:15 pm
Subject: Blues at 86 High St Harrow on the Hill

Dear Sir/Madam

I write to object to the granting of a licence extension to this venue.

It seems to us to be totally out of character with the surrounding area. The centre of Harrow on the Hill is a peaceful residential location with several restaurants. It is not a centre which is used to late night drinking or loud music and that is the reason we moved to that location. We write to object as strongly as possible to this proposal.

Yours sincerely

Robin and Julie Kennedy

19 King Henry Mews,

Harrow on the Hill

HA2 0JF

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From: "James Crook"
To: <licensing@harrow.gov.uk>
Date: 17/09/2007 00:41:41
Subject: Ref: Application to vary licence at Blues

Ref: Application to vary licence at Blues (formally Gaucho's), 86 High Street, Harrow-on-the-Hill

We object to the granting of this variation of licence on three counts;

1. In a predominantly residential area, the extension of licensing hours to sell alcohol until 2am and remain open till 2.30am from Monday to Saturday and to Midnight on Sunday would be highly detrimental to the neighbourhood. It would lead to excessive noise and nuisance as patrons leave in the early hours of the morning and congregate in front of residential properties whilst waiting for transportation. The location of the Hill is not conducive to taxis being easily available at these closing times; resulting in the prolonged loitering of individuals that would have been drinking for a considerable period outside of residential properties. Further, the lack of readily available transport may encourage those that have consumed alcohol to drive their vehicles to return home. The noise of extra traffic (engines starting and doors slamming) will, in our opinion, constitute an unacceptable noise nuisance.

1. Music played until the proposed times will also constitute a noise nuisance to residents; given that the Blues property and part of the Kings Gate development adjoin.

1. Other bars and restaurants in the immediate vicinity are restricted to serving alcohol till 11pm, unless accompanied by a meal. When Cafe Cafe across the road sought to vary their licence the Metropolitan Police objected on the grounds that – "this is a quiet area of the borough with no public houses in the street and closing hours for licensed premises up to midnight". Blues should not be granted extenuating circumstances when the other traders in the area are not. Further, should permission be granted to Blues this may set a precedent for other traders to apply for extended licences resulting in a concentrated area with a number of late licensed premises; thus, ruining the current climate of the Hill and causing noise pollution to residents.

Mr. Marx is adamant that he wants to "retain the peaceful business as this has been the case for 26 years". We fail to comprehend how the granting of such a licence could possibly constitute – peaceful business.

Yours faithfully,

David and Chan Crook

11 King Henry Mews
Harrow-on-the-Hill
HA2 0JF

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