

LICENSING PANEL MINUTES

7 NOVEMBER 2012

Chairman: * Councillor Mano Dharmarajah

Councillors: * Kairul Kareema Marikar * John Nickolay

* Denotes Member present

145. Appointment of Chairman

RESOLVED: That Councillor Mano Dharmarajah be appointed Chairman for this Licensing Panel Hearing.

146. Declarations of Interest

RESOLVED: To note that there were no declarations of interest made by Members.

147. Minutes

(See Note at conclusion of these minutes).

148. Public Questions, Petitions and Deputations

RESOLVED: To note that no public questions were put, or petitions or deputations received at this meeting under the provisions of Committee Procedure Rules 15, 16 and 17 (Part 4B of the Constitution) respectively.

149. Licensing Procedures

The Chairman asked the Panel Members, officers, and other attendees at the meeting to introduce themselves and then outlined the procedure for the conduct of an oral hearing, which was set out in the agenda.

RESOLVED ITEMS

150. Application to Vary a Premises Licence in Respect of Krazzy 4, 6-8 Whitchurch Lane, Edgware HA 8 6LZ

In attendance:

Legal Adviser: Adebisi Reid

Democratic Services Officer: Nicola Fletcher

Licensing Officers: Puthrasingam Sivashankar
Bernadette Forde

Present: Mahendera Patel (Director, Krazzy 4)
Jaydeep Patel (Director, Krazzy 4)
Romilkumar Patel (Licensee, Krazzy 4)

Objector
Stuart Cawthorne

RESOLVED: That taking into account the:

- Licensing Act 2003;
- Guidance under Section 182 of the Licensing Act;
- Harrow Council's Licensing Policy;
- Human Rights Act 1998,
- Written and oral representations by all the parties
- And the Licensing Objectives pertaining to the prevention of crime and disorder and the prevention of public nuisance

1. the premises licence be modified by amending the hours open to the public and the hours for licensable activities to the following:

Sale of retail alcohol; Live music; Recorded music; Performance of dances; provision of facilities :

Monday to Thursday	12.00 to 23.30 hrs
Friday and Saturday	12.00 to 01.30 hrs (following morning)
Sunday	12.00 to 23.30 hrs

Late Night Refreshment

Monday to Thursday	23.00 to 23.30 hrs
Friday and Saturday	23.00 to 01.30 hrs (following morning)
Sunday	23.00 to 23.30 hrs

Hours Open to the Public

Monday to Thursday	11.00 to 00.00 hrs
Friday and Saturday	11.00 to 02.00 hrs (following morning)

Sunday

11.00 to 00.00 hrs

2. the following condition be added to the premises licence:

An appropriate automatic noise control device must be fitted to all amplified sound equipment, the device and its installation to be approved by Community and Environmental Services

REASONS: The Panel considered the applicant's request for a variation to the licence and the representations made by all the parties.

The Panel concluded that the record of the management of the premises had been satisfactory and the Panel were content with the measures already in place to prevent public nuisance.

The Panel considered representations about the nuisance and noise issues residents faced from customers leaving the premises, and also whether these customers came from other premises in the area. The Panel accepted that not all nuisance caused to the residents would have been from customers from the applicant's premises.

The Panel felt that a 30 minute drinking up time would be more appropriate, particularly to improve the dispersal of customers and therefore contribute to the prevention of public nuisance.

The Panel took into account the applicants representations regarding their acceptance of suggested conditions by the Environmental Health Authority and felt this was an appropriate condition to promote the prevention of public nuisance.

The Panel considered that its decision promoted the licensing objectives pertaining to the prevention of crime and disorder and the prevention of public nuisance.

(Note: The meeting, having commenced at 6.34 pm, closed at 9.33 pm).

(Signed) COUNCILLOR MANO DHARMARAJAH
Chairman

[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) 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].