

# LICENSING PANEL MINUTES

## 24 JULY 2013

**Chairman:** \* Councillor Susan Hall

**Councillors:** \* Manji Kara \* Kairul Kareema Marikar

\* Denotes Member present

### 173. Appointment of Chairman

**RESOLVED:** That Councillor Susan Hall be appointed Chairman for this Licensing Panel Hearing.

### 174. Declarations of Interest

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

### 175. Minutes

(See Note at conclusion of these minutes).

### 176. 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 19, 16 and 17 (Part 4B of the Constitution) respectively.

### 177. Licensing Procedures

The Chairman asked the Panel Members, officer/s, Responsible Authority/ies and other attendees at the meeting to introduce themselves. The Licensing Officer then outlined the procedure for the conduct of an oral hearing, which was set out in the agenda.

## RESOLVED ITEMS

### 178. Application to Vary a Premises Licence in Respect of The Hive, Camrose Avenue, Edgware, HA8 6AG

#### In attendance:

Legal Adviser: Bob Huffam  
Legal Observer: Harinder Dhaliwal  
Democratic Services Officer: Vishal Seegoolam  
Licensing Officer: Bernadette Forde  
Present: Tony Kleanthous (Applicant)  
Sabrina Cader (Applicant's Representative)

#### Objectors

Puthrasingam Sivashankar (Licensing Authority)  
Edward Davis (Environmental Health)  
Mahesh Nandha (Metropolitan Police)  
Councillor Amir Moshenson  
Ms N Bhanderi  
Mr A Brandon  
Mr A Castle  
Mr A Dixit  
Mrs J Dixit  
Mrs M Goes  
Mr M Goes  
Mr M Halai  
Mr D Maskell  
Mrs W Scobie  
Mr J Thacker  
Ms S Sackwild

#### **RESOLVED:** That taking into account the:

- Licensing Act 2003;
- Guidance under Section 182 of the Licensing Act;
- the Licensing Objectives;
- Harrow Council's Licensing Policy;
- the Human Rights Act 1998;
- the principles of natural justice;
- and representations made in writing and at the hearing;

- (1) the premises licence be modified by amending the hours for licensable activities to the following:

Sale of Alcohol

(West Stand: Indoors Only)

Monday – Sunday            12 noon to 3.00 am

Sale of Alcohol

(West Stand: Outdoors Only)

Monday – Sunday            12 noon to 11.00 pm

(a) Plays, (b) Films

(Indoors and Outdoors)

Monday – Sunday            12 noon to 3.00 am

(c) Indoor Sporting Events

(West Stand: Indoors Only)

Monday – Sunday            12 noon to 3.00 am

(e) Live Music, (f) Recorded Music

(West Stand: Indoors Only)

Monday – Sunday            12 noon to 3.00 am

(g) Performance of Dance

(Indoors)

Monday – Sunday            12 noon to 3.00 am

(g) Performance of Dance

(Outdoors)

Monday – Sunday            12 noon to 10.30 pm

(Performance of dance outdoors will be incidental to a sporting event at the stadium)

Late Night Refreshment (indoors and outdoors):

Monday – Sunday            11.00 pm to 3.30 am

Hours open to the public:

Monday – Wednesday 09:30 – 00.30 (the following morning)  
Thursday - Sunday 09:30 – 01.00 (the following morning)

- (2) the following conditions replace all of the conditions currently in the premises licence:

**To apply to entire premises (including East Stand)**

1. CCTV cameras and equipment shall be installed, operated and maintained in good working order and in accordance with the recommendations of the Police or Crime Prevention Officer.
2. Customers shall be prevented from taking alcoholic drinks from the premises in open containers.
3. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold and supplied.
4. Customers will not be permitted to remain on the premises or within the perimeter of the site controlled by the premises license holder for more than sixty minutes following the latest operable terminal hour for the sale of alcohol.
5. The premises licence holder shall employ door supervisors when appropriate at any specific functions and events to the reasonable satisfaction of the Police.
6. The maximum occupancy of the premises at any one time shall be restricted as follows:
  - East Stand Ground Floor Restaurant, 600 persons, Pre-Banqueting and VIP room 450 persons.
  - East Stand First Floor Banqueting Suite 800 persons.
  - West Stand outdoors seating for 2600. Internally the main bar 800 and the smaller bar 500.
  - South Stand 1,000 persons.
  - North Stand 1,000 persons.

(such numbers to be inclusive of staff and performers working at the premises) and overcrowding in any part of the premises so as to interfere with the safety or comfort of the public shall not be permitted.

7. Major Events shall only take place following consultation with the Licensing Authority and the Police. For this condition Major Events means an event that includes one or more licensable activity such as a music or cultural festival in which members of the public will have access to the football pitch and for which a capacity of more than 500 persons including staff and security is required.
8. A suitable method of determining the number of persons on the premises at any one time shall be employed when the numbers in the above condition are considered likely to be exceeded.
9. A notice shall be displayed at the entrance to each relevant part of the premises indicating the maximum number of persons that may be present there at any one time.
10. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises at all times.
11. All electrical wiring, fittings and appliances shall be constructed and maintained in a safe and satisfactory condition to the satisfaction of the Licensing Authority.
12. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present.
13. Where electric lighting is supplied for stairs, ramps or passages outside the premises and is operated by a switch adjacent to an exit door, it need not be continuously supplied but it must be constantly available for use.
14. A system of emergency lighting, independent of the normal lighting of the premises, shall be provided and shall illuminate all escape routes. The system shall operate automatically on failure of the normal lighting or be on at all times, and shall be maintained in efficient working order and tested at specified intervals to the satisfaction of the Licensing Authority and the Fire Authority, with details of tests recorded in the Fire log book.
15. Emergency lighting batteries shall be fully charged before the admission of the public.
16. In the event of the failure of normal lighting, where the emergency lighting battery has a capacity of one hour, arrangements shall be in place to ensure that the public, members or guests leave the premises within 20 minutes unless within that time normal lighting has been restored and the battery is being re-charged; if the emergency lighting battery has a capacity of three hours, the appropriate period by the end of which the public should have left the premises is one hour.

17. Each enclosed area within the premises shall be sufficiently illuminated to a minimum level so that other parts of the area are always clearly visible.
18. Corridors, passageways and stairways shall be evenly illuminated to a level not less than that required by the current British Standard Code of Practice.
19. If the premises has a single-phase electricity supply the premises shall have installed Residual Current Device protection to all final sub-circuits on the socket outlet ring mains with a maximum operating time of 40 milli-seconds at a current of 150 milliampere, designed to operate if the earth-leakage current exceeds 30 milliampere. A test button shall also be incorporated.
20. Where practicable, stage lighting shall be supplied from a separate sub-circuit from that supplying the main lighting. Any lighting and electrical apparatus on the stage likely to become heated shall be provided with suitable protection to prevent contact by scenery or any other combustible material.
21. At least three electric handlamps shall be available at the premises at all times for use by appointed staff and the handlamps shall be properly maintained at all times and ready for use in an emergency.
22. Temporary electrical wiring and distribution systems shall comply with the recommendations of BS 7671 or, where applicable, BS 7909.
23. Temporary electrical installations shall only be installed by a competent person or, where they have not been installed by a competent person, temporary electrical wiring and distribution systems shall be inspected and certified by a competent person before they are put to use.
24. All temporary electric cable which is not a fixture at the premises shall be heavily and adequately insulated and protected and any metal clad switchgear, spot lamp frames, etc. shall be effectively earthed and each circuit adequately fused.
25. Temporary electrical installations shall be disconnected from the permanent installation immediately after each occasion on which they are used and all temporary electrical installations shall be removed entirely as soon as the need for them has ceased.
26. No laser beams (pyrotechnics or real flame), strobe lights, explosives, flammable or smoke-producing agents, toxic or hazardous substances and any similar entertainment involving special effects or special risks shall be used on the premises

except following prior notification to the Licensing Authority at least ten days in advance.

27. Any special effects or mechanical installation should be arranged and stored so as to minimise any risk to the safety of the audience, the performers and staff.
28. Signs shall be prominently displayed at the entrance to the premises where appropriate to advise members of the public that special effects will be used during the performance and what those special effects will be.
29. Copies of the following certificates shall be produced to the Licensing Authority or the fire authority upon request:
  - (a) Certificate of Electrical Safety
  - (b) Certificate of Safety for Emergency Lighting
  - (c) Certificate of Structural Soundness
30. The licence holder shall, if required, liaise with the police and local drug agencies to develop a written drugs prevention strategy for the premises.
31. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
32. All exit doors shall be available at all material times without use of a key, a code, card or similar means.
33. All fire doors shall be maintained effectively, self-closing and not held open other than by an approved device.
34. Fire resisting doors to ducts, service shafts and cupboards shall be kept locked shut.
35. The edges of treads of steps and stairways shall be maintained so as to be conspicuous.
36. Only hangings, curtains, upholstery and temporary decoration, complying with the relevant British (or, where appropriate, European) Standard shall be used. Where necessary, these shall be periodically tested for flame resistance and be re-treated as necessary.
37. Curtains and hangings shall be arranged so as not to obstruct fire safety signs, fire extinguishes or any other fire fighting equipment.

38. The premises licence holder will give details of staff numbers and security on request from the Licensing Authority and the Police.

### **To apply to East and West Stand only**

1. The premises supervisor (or representative) shall monitor volume of entertainment emanating from the premises and adjust the volume to ensure that any sound amplified/unamplified or other music content from the licensed premises does not cause a public nuisance.
2. Prominent, clear and legible notices shall be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
3. All reasonable steps shall be taken to ensure that people entering or leaving the premises conduct themselves in an orderly manner and do not in any way cause annoyance to residents and people passing by the premises.
4. Upon a request being made by any local residents, the licence holder shall provide such residents with a telephone number to enable them to contact the management and the licence holder itself.
5. If any entertainment is provided for children or an entertainment is provided at which the majority of persons attending are children, it shall be the duty of the licence holder:
  - (a) to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate;
  - (b) to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and
  - (c) to take all other reasonable precautions for the safety of the children.

### **Further conditions**

1. The bar in the West Stand is not to open for trade until the bar has been built in accordance with the plans attached to this licence.
2. The sale of alcohol from the West Stand shall be indoors only.
3. When non-sporting licensable activities with an expected attendance of over 3,000 people are to take place from the premises, the licence

holder shall produce a traffic management plan to the licensing authority.

**REASONS:** The Panel considered that the decision promoted all of the licensing objectives for the prevention of crime and disorder, the prevention of public nuisance, the protection of children from harm and public safety.

(Note: The meeting, having commenced at 6.30 pm, closed at 9.10 pm).

(Signed) COUNCILLOR SUSAN HALL  
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].