

LICENSING PANEL MINUTES

27 OCTOBER 2015

Chair: * Councillor Kairul Kareema Marikar

Councillors: * Mrs Chika Amadi * Kanti Rabadia

* Denotes Member present

31. Appointment of Chair

RESOLVED: That Councillor Kairul Kareema Marikar be appointed Chairman of the Licensing Panel hearing.

32. Declarations of Interest

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

33. Minutes

(See Note at conclusion of these minutes).

34. 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.

35. Licensing Procedures

The Chairman asked the Panel Members, officers, Responsible Authorities 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

36. Application for a Review of the Premises Licence Held in Respect of Savewise Supermarket, 27 College Road, Harrow, Middlesex, HA1 1BA

In attendance:

Applicant:	Police Constable Mark Pullen, Harrow Town Centre Team Police Constable Jasminder Viridi, Metropolitan Police, Licensing
Objectors' Representative:	Robert Sutherland, Solicitor representing Licence Holders
Objectors:	Mustaq Ahmed Akbari, Licence Holder, Savewise Supermarket Iltaf Ahmed Akbari, Designated Premises Supervisor (DPS), Savewise Supermarket A Payman, Employee of Savewise Supermarket
Licensing Officers:	Ash Wagela, Licensing Officer, Harrow Council Natasha O'Donoghue, Licensing Officer, Harrow Council Maher Khan, Licensing Officer – observer
Legal Adviser to the Panel:	Andrew Lucas, Harrow Council
Democratic Services:	Daksha Ghelani, Senior Democratic Services Officer, Note taker to the meeting

RESOLVED: That

- (1) having carefully considered all the relevant information, including:
 - the non-confidential and confidential reports set out on the main and the supplemental agendas, both agendas having been circulated to all parties to the hearing;
 - written and oral representations by all the parties;
 - the Licensing Act 2003 and the steps that were appropriate to promote the licensing objectives, particularly the prevention of crime and disorder and public safety;
 - the Guidance issued under section 182 of the Licensing Act 2003;
 - Harrow Council's Licensing Policy;
 - the Human Rights Act 1998;

- the common law rules of natural justice;
- the considerations in section 17 of the Crime and Disorder Act 1998;

the Panel agreed that the conditions of the licence be modified as follows:

- (a) all staff and licence holders, including any staff who were employed after the coming into effect of this condition, had mandatory training on the licensing regime prescribed by the Licensing Act 2003, including the objectives;
- (b) a record be kept of all staff trained and within that training was given. Refresher training be provided once a year and a record be kept of that training also;
- (c) the licence holders be trained by an accredited trainer which would then allow them to train their own staff;
- (d) training be provided within one month of 2 November 2015. Any new employees be trained as soon as possible and within four weeks in any event.

Reasons: The Panel considered that the decision promoted the licensing objectives for the prevention of crime and disorder and public safety.

Right of Appeal: Any party aggrieved with the decision of the Licensing Panel on one or more of the grounds set out in schedule 5 of the Licensing Act 2003 may appeal to the Magistrates' Court within 21 days of notification of the decision.

(Note: The meeting, having commenced at 11.19 am, closed at 3.00 pm).

(Signed) COUNCILLOR KAIRUL KAREEMA MARIKAR
Chair

[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 Chair 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 Chair and Members who took no part in the previous meeting's proceedings. The process referred to at (1) above provides appropriate approval scrutiny].