

LICENSING PANEL MINUTES

1 DECEMBER 2015

Chair: * Councillor Kairul Kareema Marikar

Councillors: * Amir Moshenson * Adam Swersky

* Denotes Member present

37. Appointment of Chair

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

38. Declarations of Interest

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

39. Minutes

(See Note at conclusion of these minutes).

40. 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.

41. 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

42. Application for a new premises licence in respect of Mumbai Central, 328 High Road, Harrow, Middlesex, HA3 6HS

In attendance:

Legal Adviser:	Andrew Lucas, Lawyer
Democratic Services Officer:	Miriam Wearing, Senior Democratic Services Officer
Licensing Officer:	Maher Khan, Licensing Officer Ash Waghela, Licensing Officer
Applicant:	Bharat Lakhani, Dine India Rishi Lakhani, Director of Dine India P Sivashanker, Compliance Direct Ltd

RESOLVED: That having carefully considered all the relevant information including:

- Written and oral representations by all the parties
- The Licensing Act 2003
- The Guidance issued under section 182 of the Licensing Act 2003
- Harrow Council's Licensing Policy
- Human Rights Act 1998

the Panel agreed to **GRANT the premises licence as sought subject to the following timings and conditions:**

Licensable activities:

Licensable activities and hours open to public

Ground Floor

Hours open to the Public

Monday – Sunday 08.00 – 01.00 (the following morning)

Sale of retail alcohol

Monday – Sunday 10.00 – 0.00

Late Night refreshment

Monday – Sunday 23.00 – 0.00

Basement Floor

Hours open to the Public

Monday – Sunday 08.00 – 02.00 (the following morning)

Sale of retail alcohol

Monday – Sunday 10.00 – 01.00 (the following morning)

Late Night refreshment

Monday – Sunday 10.00 – 01.30 (the following morning)

Live music, performance of dance, performance of anything similar to live music, recorded music, the performance of dance

Monday – Sunday 10.00 – 01.00 (the following morning)

Recorded music

Monday – Sunday 10.00 – 01.00 (the following morning)

Both Floors

Hours open to the public

New Years Eve 08.00 – 04.00 (the following morning)

All licensable activities granted above permitted on both floors

New Years Eve 08.00 – 03.00 (the following morning)

Conditions

1. The CCTV system to be maintained and operated in good order and to the satisfaction of the Metropolitan Police's reasonable requests as documented in the Harrow Police Security Recommendations document. The medium upon which the images are recorded will be clearly identifiable, stored securely, retained for a period of not less than 31 days and it will be made available to Council Officers and Metropolitan Police immediately on request.
2. As per Mandatory Conditions – the Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014 the age verification policy shall apply to persons who appear to be under the age of 21 years old ("Challenge 21 Policy"). All staff shall receive training with regard to the Challenge 21 Policy. The record will be made available to officers of the Metropolitan Police and the local authority immediately on request.
3. A record of any incident that takes place at the premises which would undermine one or more of the four licensing objectives to be kept at the premises. The record will be made available to officers of the Metropolitan Police and the local authority immediately on request.
4. All staff will be trained to a suitable level to identify public safety matters and any such concerns will be recorded in the incident book.
5. Prominent, clear and legible notices shall be displayed at the entrance/exit requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
6. When live or recorded music either amplified or unamplified is played the volume of the music will be kept to a level that ensures no nuisance is caused to nearby residents.
7. All windows and doors will be kept closed (except for entry and exit) during the times regulated entertainment takes place.
8. Door supervisors will be employed at the premises from 23.00 until the terminal hour the following morning on Friday and Saturday nights at a ratio of 1 door supervisor to every 50 persons on the premises. The car park area will be monitored by the door supervisors to ensure persons who are exiting the venue disperse quickly and quietly so as not to cause a nuisance to nearby residents.

9. When the basement is booked for events beyond midnight (other than on a Friday or Saturday night) there will be at least two door supervisors employed at the premises from 23.00 until the terminal hour the following morning. The car park area will be monitored by the door supervisors to ensure persons who are exiting the venue disperse quickly and quietly so as not to cause a nuisance to nearby residents.
10. Off sales of alcohol are limited to alcohol purchased at the same time as takeaway meals only.

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

Right to appeal

Any party aggrieved with the decision of the licensing panel on one or more of the grounds set out in Schedule 5 to the Licensing Act 2003 may appeal to the magistrates' court within 21 days of notification of this decision.

(Note: The meeting, having commenced at 7.00 pm, closed at 7.55 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].