

LICENSING PANEL MINUTES

19 SEPTEMBER 2016

Chair: * Councillor Kairul Kareema Marikar

Councillors: * Mrs Chika Amadi * John Hinkley

* Denotes Member present

93. Appointment of Chair

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

94. Declarations of Interest

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

95. Minutes

(See Note at conclusion of these minutes).

96. 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.

97. Licensing Procedures

The Chairman asked the Panel Members, officer/s, Responsible Authority/ies 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

98. Application for a variation to the premises licence for 'The Harrow', 269 - 271 Station Road, Harrow, HA1 2TB

In attendance:

Legal Adviser:	Andrew Lucas, Harrow Council
Licensing Officers:	Jeffrey Leib, Principal Licensing Officer, Harrow Council Maher Khan, Harrow Council
Applicant:	Taj Mohammed, General Manager, The Harrow Pub – Designated Premises Supervisor Karl Johnson, Area Manager, Stonegate Pub Company
Applicant's Representative:	Helen Cardy, Solicitor, Poppleston Allen

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

- Written and oral representations by all parties
- Licensing Act 2003
- Guidance issued under Section 182 of the Licensing Act 2003
- Harrow Council's Licensing Policy
- Human Rights Act 1998
- Considerations in Section 17 of the Crime and Disorder Act 1998;

the Panel agreed to vary the premises licence subject to the following timings and conditions:

Licensable activities and hours permitted:

Day	Hours open to public	Alcohol sales (on and off-premises)	Live music and performance of dance	Exhibition of films and recorded music	Late night refreshment
Mon	0700 – 0030	0900 – 0000	0900 – 0000	0700 – 0000	2300 – 0000
Tues	0700 – 0030	0900 – 0000	0900 – 0000	0700 – 0000	2300 – 0000
Weds	0700 – 0030	0900 – 0000	0900 – 0000	0700 – 0000	2300 – 0000
Thur	0700 – 0200	0900 – 0130	0900 – 0200	0700 – 0200	2300 – 0200
Fri	0700 – 0300	0900 – 0230	0900 – 0230	0700 – 0230	2300 – 0230
Sat	0700 – 0300	0900 – 0230	0900 – 0230	0700 – 0230	2300 – 0230
Sun	0700 – 0030	0900 – 0000	0900 – 0000	0700 – 0000	2300 – 0000

Seasonal variations:

- (a) The terminal hour to be 0300 hours for closing and 0230 hours for licensable activities on Halloween; the Friday, Saturday and Sunday preceding Bank Holidays; Maundy Thursday; Christmas Day, Boxing Day, 27 – 31 December;
- (b) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day for all licensable activities and hours open to the public.

Conditions:

Prevention of crime and disorder

- 1. Where the premises was open for the sale of alcohol until 02:30 hours, there shall be no admission or re-admission to the premises after 01:30 hours, save for customers who have temporarily left the premises e.g. to smoke.
- 2. A CCTV system shall be installed at the premises and maintained in good working order and used at all times when the premises were open for licensable activities. Any CCTV footage shall be held for at least 31 days and shall be made available to an officer of the Licensing Authority or Police on reasonable request.
- 3. The need for door supervisors be assessed by way of risk assessment and cognisance be taken of any police advice.

Prevention of public nuisance

- 4. Clear and legible notices shall be displayed in a prominent position near the exit door(s) requesting that customers leave quietly to avoid disturbing local residents.
- 5. The premises shall maintain a written dispersal policy, which shall be made available to the police and licensing authority officers upon request.
- 6. All doors and windows shall be kept closed after 23:00 hours, or when regulated entertainment in the form of live or DJ-led music was taking place, except for access and egress.

Protection of children from harm

- 7. A proof of age scheme such as Challenge 21 be operated at the premises where the only acceptable forms of identification were photographic identification cards such as a driving licence or passport.
- 8. A log (which may be electronic) shall be kept detailing all refused sales of alcohol. The log shall include the date and time of the refusal and

the name of the member of staff who refused the sale. A copy of the log or electronic report shall be made available to an authorised police officer and licensing authority officer upon request.

9. All bar staff receive appropriate training in relation to alcohol sales prior to commencing their duties. This should include the premises licence conditions, underage sales policy and other relevant licensing matters. Training documents (which may be in an electronic format) shall be made available to an authorised police officer and licensing authority officer upon request.

Reasons: The Panel considered that the measures taken above were appropriate and proportionate in the circumstances to promote all the licensing objectives.

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 2.30 pm, closed at 3.05 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].