

# Licensing Panel AGENDA

**DATE:** Thursday 15 December 2016

**TIME:** 7.00 pm \*

**VENUE:** Committee Room 5,  
Harrow Civic Centre

\* THERE WILL BE A BRIEFING FOR MEMBERS AT 6.30PM IN COMMITTEE ROOM 5

## **MEMBERSHIP** (Quorum 3)

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**Chair:** (To be appointed)

### **Councillors:**

Kairul Kareema Marikar                      Kanti Rabadia  
Varsha Parmar

### **Reserve Members:**

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**Note:** There are no Reserve Members currently appointed to this Panel.

**Contact:** Frankie Belloli, Senior Democratic & Electoral Services Officer  
Tel: 020 8424 1263 E-mail: frankie.belloli@harrow.gov.uk

## **AGENDA - PART I**

### **1. APPOINTMENT OF CHAIR**

To appoint a Chair for the purposes of this meeting.

### **2. DECLARATIONS OF INTEREST**

To receive declarations of disclosable pecuniary or non pecuniary interests, arising from business to be transacted at this meeting, from:

- (a) all Members of the Panel;
- (b) all other Members present.

### **3. MINUTES**

[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].

### **4. LICENSING PROCEDURES (Pages 3 - 4)**

Procedure to be followed at an oral hearing.

### **5. APPLICATION FOR A VARIATION TO THE PREMISES LICENCE FOR CINNAMON PLACE, FIRST FLOOR, 406 KENTON LANE, HARROW, HA3 8RQ (Pages 5 - 26)**

Report of the Corporate Director, Community

### **6. ANY OTHER URGENT BUSINESS**

Which cannot otherwise be dealt with.

## **AGENDA - PART II - NIL**

# LICENSING ACT 2003

## APPENDIX 1

Schedule 12  
Part A (Regulation 33,34)  
HARROW COUNCIL, P O BOX 18, STATION ROAD, HARROW

Premises Licence Number: LN/000003287/2016/12

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description:

Cinnamon Place, First Floor, 406 Kenton Lane, Harrow, Middlesex, HA3 8RQ

Telephone Number: 020 8907 4448

Where the licence is time limited, the dates:

N/A

Licensable activities authorised by the licence:

Live music (e) Recorded music (f) Performance of dances (g) Sale of retail alcohol

Signed by Richard LeBrun  
Environmental Services Manager (Public Protection)



SALUS POPULI SUPREMA LEX EST

Premises Licence

**Licensable area**  
**Hours open to public**

Sunday	08:00 - 22:30	-
Monday	08:00 - 23:00	-
Tuesday	08:00 - 23:00	-
Wednesday	08:00 - 23:00	-
Thursday	08:00 - 23:00	-
Friday	08:00 - 23:00	-
Saturday	08:00 - 23:00	-

**The times the licence authorises the carrying out of licensable activities**

**Location: Licensable area**

**Live music (e) Recorded music (f) Performance of dances (g) Sale of retail alcohol**

Sunday	08:00 - 22:30	-
Monday	08:00 - 23:00	-
Tuesday	08:00 - 23:00	-
Wednesday	08:00 - 23:00	-
Thursday	08:00 - 23:00	-
Friday	08:00 - 23:00	-
Saturday	08:00 - 23:00	-

Where the licence authorises supplies of alcohol – whether these are on and/or off supplies  
**Sale by retail on premises**

**Part 2**

Name, (registered) address, telephone number and email (where relevant of holder of premises licence):

Uthama Kumara Naidu  
401A Kenton Lane  
Harrow  
Middlesex  
HA3 8RZ

Telephone: 07538 052211

Registered number of holder, for example company number, charity number (where applicable):

**N/A**

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol:

**Steve Jayapalan Rasanayagam**  
**Flat 14**  
**Barnard Lodge**  
**Admiral Walk**  
**London**  
**W9 3TD**

Personal licence number and issuing authority of personal licence held by designated premises supervisor – where the premises licence authorises for the supply of alcohol:

**WESTMINSTER - 07/06431/LIPERS**

State whether access to the premises by children is restricted or prohibited: **N/A**

## **Annex 1 – Mandatory Conditions**

### **Mandatory conditions where licence authorises supply of alcohol:**

- 1 No supply of alcohol may be made under the premises licence -
  - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended
2. Every supply or sale of alcohol made under the premises licence must be made or authorised by a person who holds a personal licence.

### **Mandatory condition where licence requires door supervision:**

Where one or more individuals are required to be at the premises to carry out a security activity, such individual(s) must be licensed by the Security Industry Authority.

### **The Licensing Act 2003 (Mandatory Licensing Conditions) (Amendment) Order 2014**

1. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.  
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
    - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.  
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.  
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
  - (a) a holographic mark, or
  - (b) an ultraviolet feature.
4. The responsible person must ensure that—
  - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

#### **Mandatory Condition order 2014**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

#### **Mandatory conditions where licence authorises exhibition of films:**

(1) The admission of persons under the age of 18 years to exhibitions of films must be restricted in accordance with any recommendation made by the British Board of Film Classification, except where condition 2 applies.

(2) The admission of persons under the age of 18 years to exhibitions of films must be restricted in accordance with any recommendation made by the relevant licensing authority regarding the film in question

#### **Annex 2 - Conditions consistent with the Operating Schedule**

1. The premises shall employ door supervisors.

2. CCTV is installed, operated and maintained in accordance with the recommendation of the Metropolitan Police.

3. The premises shall operate a recognised proof of age scheme.

4. No open containers to be taken from the premises.

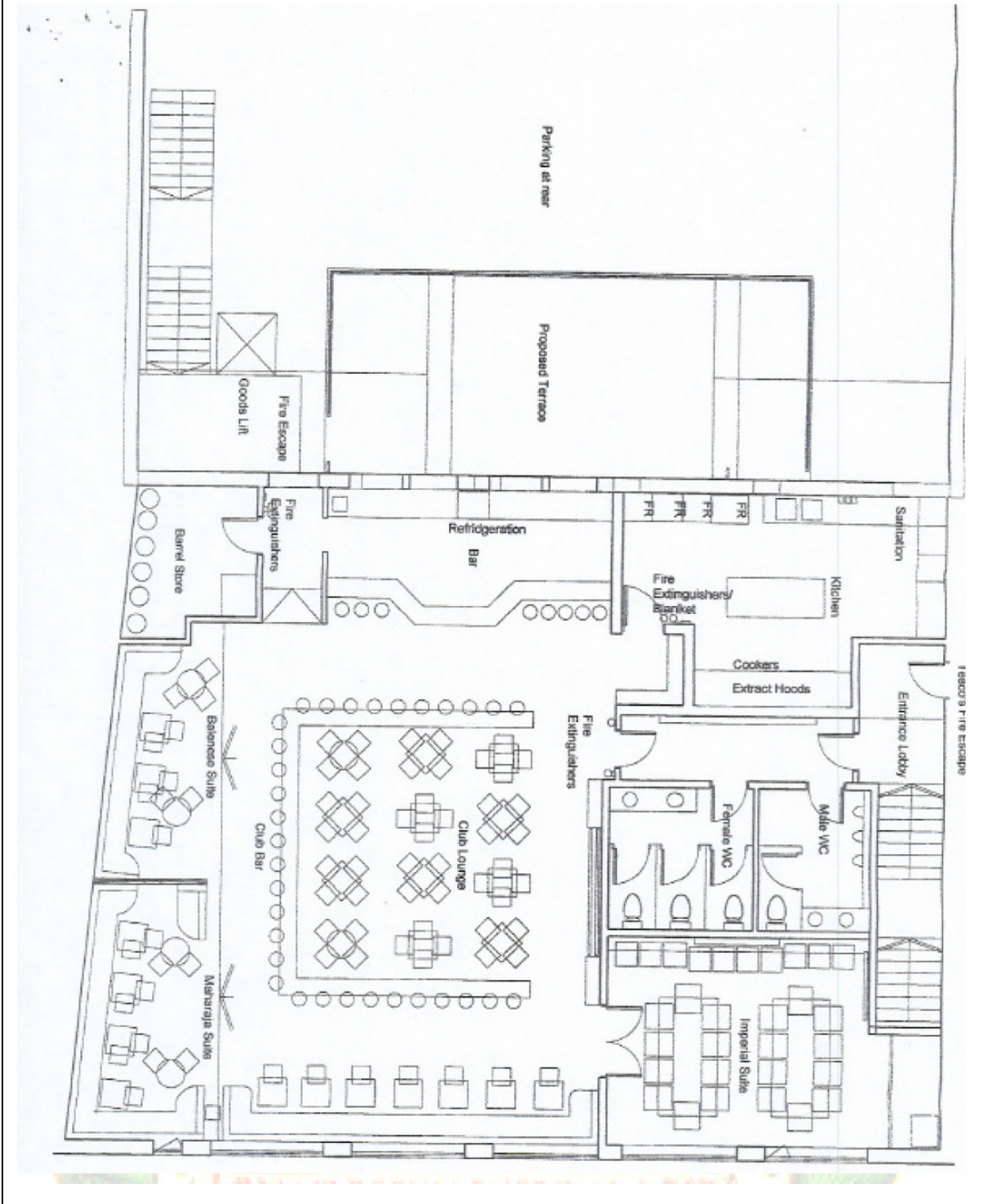
5. Searches will be conducted on all suspicious individuals who may be carrying drugs.

#### **Annex 3 - Conditions attached after a hearing by the Licensing Authority**

None



**Annex 4 – Plan**



Date of original grant: 07/08/2010	Reason for issue: Variation Of DPS
Date of issue: 3rd October 2016	Issue Number: 12

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# APPENDIX 2 - CINNAMON PLACE HA3 8RQ

## Legend



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# APPENDIX 3



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**From:** Vish Shah [REDACTED]  
**Sent:** 22 November 2016 23:56  
**To:** license  
**Subject:** Objection to licensing application for Club Cinnamon

To whom it may concern,

I am writing in reference to the licensing application for Club Cinnamon, located at 406, Kenton Lane, Harrow. Middx. HA3 8RQ whereby they are wanting to remain open until 4am.

I would like to make a formal objection to this application, being a local resident living on the road opposite at [REDACTED] Kingshill Drive for the past 35 years, we do not want the noise and disturbance being caused as a result of this late opening. We are also against the possibility of further disturbances, anti social behaviour after drinking as well as issues with parking, as the car park is located a stones through from our house.

We have already had instances of rowdy behaviour from people leaving Funky Brownz and Club Cinnamon, and this has resulted in residents cars being defaced or damaged.

If the licensing hours are extended, we envisage this being worse and wish for this objection to be taken formally and seriously.

Kind regards

Mr Vishal Shah  
[REDACTED] Kingshill Drive

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

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**From:** Viran Dadlani [REDACTED]  
**Sent:** 22 November 2016 22:16  
**To:** license  
**Subject:** Licensing Application

Dear Sir/Madam,

**Re: licensing application for club cinnamon at 406 Kenton Lane, Harrow, HA3 8RQ**

We are writing with reference to the licensing application made for club cinnamon located at 406 Kenton Lane. As residence of the immediate area, we object the above application on the basis of noise and disruption. The current licensing hours are already causing disturbance to the neighbourhood. We fear that extending the licensed hours would exacerbate further disturbances and antisocial behaviour.

Moreover, patrons who visit the club tend to park on the surrounding residential roads - Kingshill Drive being the most convenient. There have already been incidences of indecent drunken behaviour when they return to their cars.

We envisage this and subsequent disturbances worsening if hours are extended later into the night. We hope you would take our concerns into consideration when deciding upon this application.

Kind Regards,

Viran Dadlani and Family

■■■■ Kingshill Drive

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Sent from my iPhone

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**From:** Vandana Sabnani ■■■■  
**Sent:** 22 November 2016 21:11  
**To:** license  
**Subject:** Licensing Application

Re: Licensing Application for the Cinnamon Club 406 Kenton Lane Harrow HA3 8QS 8RQ

We are writing in regard to the above application we have lived in XXX kingshill drive for a long time and object to the above application. The reason for this is we feel It is going to cause alot of noice and disruption . At most times cars are parked in our road and when people leave they create alot of noise.

Please do keep the locals in mind.

Thanking you

Mr and Mrs Sabnani

■■■■ kingshill drive

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**From:** toral [REDACTED]  
**Sent:** 22 November 2016 20:15  
**To:** license  
**Subject:** 406 Kenton Lane

Dear Sir/Madam

**Re: Licensing Application for Club Cinnamon at 406 Kenton Lane, Harrow, HA3 8RQ**

We are writing with reference to the licencing application made for Club Cinnamon located at 406 Kenton Lane.

As residents of the immediate area, we object the above application on the basis of noise and disruption.

The current licensing hours are already causing disturbance to the neighborhood. We fear that extending the licensed hours would exacerbate further disturbances and anti-social behavior.

Moreover, patrons who visit the club tend to park on the surrounding residential roads - Kingshill Drive being the most convenient. There have already been incidences of rowdiness and drunken behavior when they return to their cars. We envisage this and subsequent disturbances worsening if hours are extended to later into the night.

We hope you would take our concerns into consideration when deciding upon this application.

Kind Regards  
Mr & Mrs T Patel  
[REDACTED] Kingshill Drive  
[REDACTED]  
[REDACTED]

**From:** Waseem Iqbal [REDACTED]  
**Sent:** 23 November 2016 11:49  
**To:** license  
**Subject:** Complaint//Cinnamon Club Licensing Application - 406 Kenton Lane

Dear Sir/Madam –

I was made aware last night of the request for extending licensing hours at 406 Lane. I and all resident of this property ([REDACTED] Kingshill Drive) vehemently object to this due to the impacting noise levels and disruption. This extended hours will cause disruption to the local neighborhood and surrounding areas due to the convenience of parking on this street. The late hour and subsequent disruptive behavior by those leaving the club in what is a family residential area is not welcome.

We implore the council to take our complaint and those of our neighbours into consideration while refusing this application.

Best Regards,

W

**Mr M Iqbal & Family**  
[REDACTED] Kingshill Drive

[REDACTED]  
[REDACTED]