

Licensing Panel AGENDA

DATE: Wednesday 2 August 2017

TIME: 7.30 pm *

VENUE: Committee Room 5, Harrow Civic Centre

* THERE WILL BE A BRIEFING FOR MEMBERS AT 7PM IN COMMITTEE ROOM 5.

MEMBERSHIP (Quorum 3)

Chair: (To be appointed)

Councillors:

Phillip O'Dell
Primesh Patel

Ramji Chauhan

Reserve Members:

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

Useful Information

Meeting details:

This meeting is open to the press and public.

Directions to the Civic Centre can be found at:
<http://www.harrow.gov.uk/site/scripts/location.php>.

Filming / recording of meetings

The Council will audio record Public and Councillor Questions. The audio recording will be placed on the Council's website.

Please note that proceedings at this meeting may be photographed, recorded or filmed. If you choose to attend, you will be deemed to have consented to being photographed, recorded and/or filmed.

When present in the meeting room, silent mode should be enabled for all mobile devices.

Meeting access / special requirements.

The Civic Centre is accessible to people with special needs. There are accessible toilets and lifts to meeting rooms. If you have special requirements, please contact the officer listed on the front page of this agenda.

An induction loop system for people with hearing difficulties is available. Please ask at the Security Desk on the Middlesex Floor.

Agenda publication date: Monday 24 July 2017

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 5 - 6)

Procedure to be followed at an oral hearing.

5. APPLICATION TO VARY A PREMISES LICENCE FOR KOHINUR RESTAURANT AND BAR, 14A BROADWALK, PINNER ROAD, HARROW, MIDDLESEX HA2 6ED (Pages 7 - 30)

Report of the Corporate Director, Community

6. ANY OTHER URGENT BUSINESS

Which cannot otherwise be dealt with.

AGENDA - PART II - NIL

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Licensing Panel – Licensing Act 2003

Procedure A - Oral Hearing in Public

This document provides a summary of the Panel's usual procedure for the conduct of an oral hearing in public.

*Please note that the **Applicant** is the party who has requested the Hearing*

- i. **Introductions** by the Chair of the Panel:
 - Members
 - Officers and Officers of Responsible Authorities
 - Applicants and Objector(s)
 - the Procedure for the hearing
- ii. **Presentation** of the report (**agenda item 6**) by Officers of the Relevant Authority.
- iii. **Presentation** by the applicant of their statement. Additional material may be submitted with the agreement of the Panel and the other party, subject to advice by the Council's legal advisor at the time.
- iv. **Questioning** of the **applicant** by:
 - the objector(s)
 - the Panel
- v. **Presentation** by the **objector(s)**, or their representative, of their statements. Additional material may be submitted with the agreement of the Panel and the other party, subject to advice by the Council's legal advisor at the time.
- vi. **Questioning** of the **objector(s)** by:
 - the applicant
 - the Panel
- vii. **Concluding statement(s)** by the objector(s).
- viii. **Concluding statement** by the applicant.
- ix. The Panel together with its legal advisor and committee clerk withdraw to consider of the application. Should the Panel wish to clarify any point with any particular party, all sides are recalled for the questions to be asked.
- x. The hearing is reconvened for the Panel to announce their decision. Should the application be refused or conditions be placed on the licence the Panel must give reasons for this action.

Agenda Item 5

NOTES

WITNESSES: *Either side may call witnesses to support their case. Witnesses should have submitted written statements before the hearing which they present and on which they may be questioned. Witnesses introduced at short notice may speak with the agreement of the Panel and the other party, subject to advice by the Council's legal advisor at the time.*

ADJOURNMENT: *The Panel may at any time adjourn to a later date for the further consideration of an application. The date and time should be agreed with all parties as far as possible*

REPORT FOR: LICENSING Panel

Date:	2 August 2017
Subject:	Application to vary a premises licence for Kohinur Restaurant and Bar, 14A Broadwalk, Pinner Road, Harrow, Middlesex HA2 6ED
Responsible Officer:	Simon Baxter - Divisional Director – Community Directorate
Exempt:	No
Enclosures:	Current premises licence (appendix 1) Location (GIS) Map (appendix 2) Image of premises (appendix 3) Representations (appendix 4) Summary of proposed times and conditions (appendix 5) Operating schedule (appendix 6)

Section 1 – Summary

An application has been received to vary the premises licence for Kohinur Restaurant and Bar, 14A Broadwalk, Pinner Road, Harrow, Middlesex HA2 6ED to allow licensable activities until 1 am on Thursday, Friday, Saturday and Sunday mornings. Representations have been received from Environmental Health and two residents.

Section 2 – Report

- 2.1 Mrs Ramila Vekaria has applied to vary the premises licence (appendix 1) for Kohinur Restaurant and Bar, 14A Broadwalk, Pinner Road, Harrow, Middlesex HA2 6ED. A location map and image of the premises are set out at appendices 1 and 2.
- 2.2 Licensable activities
The applicant has applied to vary the licence according to the following:

2.3

	Current licence			Hours applied for		
	<i>Sale of alcohol</i>	<i>live and recorded music, performance of dance</i>	<i>Hours open to the public</i>	<i>Sale of alcohol, live and recorded music, performance of dance</i>	<i>Late night refreshment</i>	<i>Hours open to the public</i>
Mon	1000 – 2300	None	1000 – 2330	1000 – 0000	2300 – 0000	1000 – 0000
Tue	1000 – 2300	None	1000 – 2330	1000 – 0000	2300 – 0000	1000 – 0000
Wed	1000 – 2300	None	1000 – 2330	1000 – 0100 *	2300 – 0100 *	1000 – 0100 *
Thu	1000 – 2300	None	1000 – 2330	1000 – 0100 *	2300 – 0100 *	1000 – 0100 *
Fri	1000 – 2300	None	1000 – 2330	1000 – 0100 *	2300 – 0100 *	1000 – 0100 *
Sat	1000 – 2300	1800 – 2300	1000 – 2330	1000 – 0100 *	2300 – 0100 *	1000 – 0100 *
Sun	1000 – 2300	1800 - 2300	1000 – 2330	1000 – 0100 *	2300 – 0100 *	1000 – 0100 *

* = Next day

2.4 Description of premises

The premises have been previously described as a restaurant with bar facilities.

2.5 From officers' observations the premises operates as an restaurant and bar. Live music is provided at the premises. It is a single-room restaurant, with a bar and a small stage. The premises can probably accommodate 75 - 100 people.

2.6 The premises are located on the A404 Pinner Road. The premises are located on the ground floor of a shopping parade with retail uses either side; residential accommodation is above those premises and directly across the road. There is a licensed restaurant nearby at 28 Broadwalk and a pub at 25 Broadwalk. A late-night takeaway next door operates until similar hours as the applicant's current hours. The rear of the premises leads out onto a private service area and then onto North Harrow public car park.

2.5 History of the premises

The premises have been licensed since at least 1999 under previous legislation. The previous premises licence held the licence from 2 December 2015 until 8 June 2017 when it was transferred to the current premises licence holder.

2.6 Designated premises supervisor

Mrs Ramila Vekaria

2.7 Details of application

Received: 16 June 2017

Newspaper advertisement: 29 June 2017 (Harrow Times)

Closing date for representations: 16 July 2017

2.8 Representations

Representations have been received from Environmental Health and two other persons not being responsible authorities (appendix 4).

2.9 Operating schedule and conditions

Members will be aware that an operating schedule forms part of the licensing process.

This document outlines what activities are proposed, the opening hours, and how the activities will be managed particularly in respect of the licensing objectives.

- 2.10 The Panel's attention is directed towards paragraphs 8.33 – 8.39 of the statutory guidance issued under the Act that sets out matters that ought to be considered by an applicant when drafting their operating schedule.
- 2.11 The most critical part of the operating schedule are the steps taken by the applicant to promote the licensing objectives. Applicants are always reminded to take careful consideration as to what is entered in this section as whatever is proposed will be transferred into conditions on the licence. The Panel's discretion is engaged in the light of relevant representations to impose conditions that are appropriate to promote the licensing objectives. Conditions should be tailored to the size, type, location, characteristics and activities at the premises, and the Panel should be aware of any indirect costs that may arise from the imposition of conditions.
- 2.12 Appendix 5 sets out for the Panel's consideration a summary of proposed hours and the conditions transferred from the operating schedule (which is at appendix 6). The wording of the conditions is taken from the licensing authority's pool of model conditions that is publicly accessible on the council's website.
- 2.13 The operating schedule also contains proposals in relation to fire safety measures which by virtue of the Regulatory Reform (Fire Safety) Order 2005 SI 2005 No 1541 cannot be included as conditions. There are also proposals to replicate existing legislation (for example relating to food safety standards) which should not be included in accordance with paragraph 1.16 of the statutory guidance.
- 2.14 Members should be aware that the premises are entitled to provide live amplified and unamplified music between 0800 hours and 2300 hours each day, by virtue of the Legislative Reform (Entertainment Licensing) Order 2014 SI 2014 No 3253. No conditions can be imposed in relation to live amplified and unamplified music between those times other than following a review of the premises licence.
- 2.15 When imposing conditions relating to CCTV the Panel should bear in mind the Information Commissioner's guidance¹ that such conditions should only be imposed where it is justified to do so and in order to meet the licensing objectives. However the conditions in appendix 5 were proposed by the applicant.
- 2.16 The Panel has the discretion to add to or modify these conditions in light of the representations where it is appropriate to do so to promote the licensing objectives.
- 2.17 Licensing policy
There are no issues arising from this application in relation to the licensing authority's statement of licensing policy.
- 2.18 Legal implications
The Licensing Panel is required to hold a hearing to consider any relevant representations made in relation to the premises licence application unless all parties agree that a hearing is unnecessary. The hearing must be held in accordance with the Licensing Act 2003 (Hearings) Regulations 2005.

¹ https://ico.org.uk/media/for-organisations/documents/1565/ico_view_on_cctv_in_pubs.pdf

- 2.19 The Licensing Panel is required to give appropriate weight to the representations (including supporting information) presented by all the parties, the Guidance issued pursuant to section 182 of the Licensing Act 2003, the Council's statement of licensing policy and the steps that are appropriate to promote the four licensing objectives.
- 2.20 The Licensing Panel will be aware that it is unable to reduce the existing hours of the premises licence as shown at appendix 3).
- 2.21 Having considered those relevant matters, the Licensing Panel is required to take such of the following steps (if any) as it considers appropriate for the promotion of the licensing objectives –

The steps are—

- (a) to modify the conditions of the licence;
- (b) to reject the whole or part of the application;

The conditions of the licence are modified if any of them are altered or omitted or any new conditions added.

- 2.21 It should be noted with all options that –

- clear reasons should be given for the decision.
- any additional or modified conditions should be practical and enforceable
- the applicant and any person who made relevant representations would have the right of appeal to a magistrates' court on one of the grounds provided in Schedule 5 to the Licensing Act 2003.

- 2.22 In addition to determining the application in accordance with the legislation, Members must have regard to the –

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

- 2.23 By section 6 of the Human Rights Act 1998, the Panel is required to act in a way that is compatible with rights under the European Convention for the Protection of Human Rights. The following provisions of the European convention seem relevant: Article 6 (right to a fair trial) Article 14 (prohibition of discrimination) and Article 1 of the First Protocol (protection of property)

- 2.24 In relation to section 17 of the Crime and Disorder Act 1998, this states:

'Without prejudice to any other obligation imposed on it, it shall be the duty of each authority to which this section applies to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area.'

Financial Implications

2.25 There are no financial implications.

Appeals

2.26 If any party is aggrieved with the decision of the licensing panel on one of the grounds set out in Schedule 5 to the Licensing Act 2003, they can appeal to a magistrates' court within 21 days from notification of the decision.

Section 3 - Statutory Officer Clearance

Name: Jessie Mann	<input checked="" type="checkbox"/>	on behalf of the Chief Financial Officer
Date: 20.07.17		
Name: Andrew Lucas	<input checked="" type="checkbox"/>	on behalf of the Monitoring Officer
Date: 18.07.17		

Section 4 - Contact Details and Background Papers

Contact: Jeffrey Leib, Principal Licensing Officer extension 7667

Background Papers: Application form, Statutory Guidance.

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LICENSING ACT 2003

Premises Licence

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

Premises Licence Number: LN/000002645/2017/12

Part 1 – Premises details

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

Pinner Lounge, 14A Broadwalk, Pinner Road, Harrow, Middlesex, HA2 6ED

Telephone Number: 0208 8861 3251

Where the licence is time limited, the dates:

N/A

Licensable activities authorised by the licence:

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

Signed by Richard LeBrun
Environmental Services Manager (Public Protection)



Licensable area**Hours open to public**

Sunday	10:00 - 23:30	-
Monday	10:00 - 23:30	-
Tuesday	10:00 - 23:30	-
Wednesday	10:00 - 23:30	-
Thursday	10:00 - 23:30	-
Friday	10:00 - 23:30	-
Saturday	10:00 - 23:30	-

The times the licence authorises the carrying out of licensable activities**Location: Licensable area****Sale of retail alcohol**

Sunday	10:00 - 23:00	-
Monday	10:00 - 23:00	-
Tuesday	10:00 - 23:00	-
Wednesday	10:00 - 23:00	-
Thursday	10:00 - 23:00	-
Friday	10:00 - 23:00	-
Saturday	10:00 - 23:00	-

Location: Licensable Area**Live music (e) Recorded music (f) Performance of dances (g) Performance similar to e f g**

Sunday	-	-	-
Monday	-	-	-
Tuesday	-	-	-
Wednesday	-	-	-
Thursday	-	-	-
Friday	18:00 - 23:00	-	-
Saturday	18:00 - 23:00	-	-

Where the licence authorises supplies of alcohol – whether these are on and/or off supplies

Sale by retail on/off premises

Part 2

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

Ramila Vekaria

Telephone: 0
0

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:

Ramila Vekaria

Telephone: 0

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

BRENT - 8748

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) “valued 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. CCTV is installed, operated and maintained in accordance with the recommendations of the Metropolitan Police.

2. SIA registered door supervisors will be in operation when organised functions take place.

3. Drinking water is available for patrons.

4. Doors and windows will remain closed during opening hours except for access and egress.

5. Notices will be displayed at all exits requesting that the public need to respect the local residents and

leave the premises quietly.

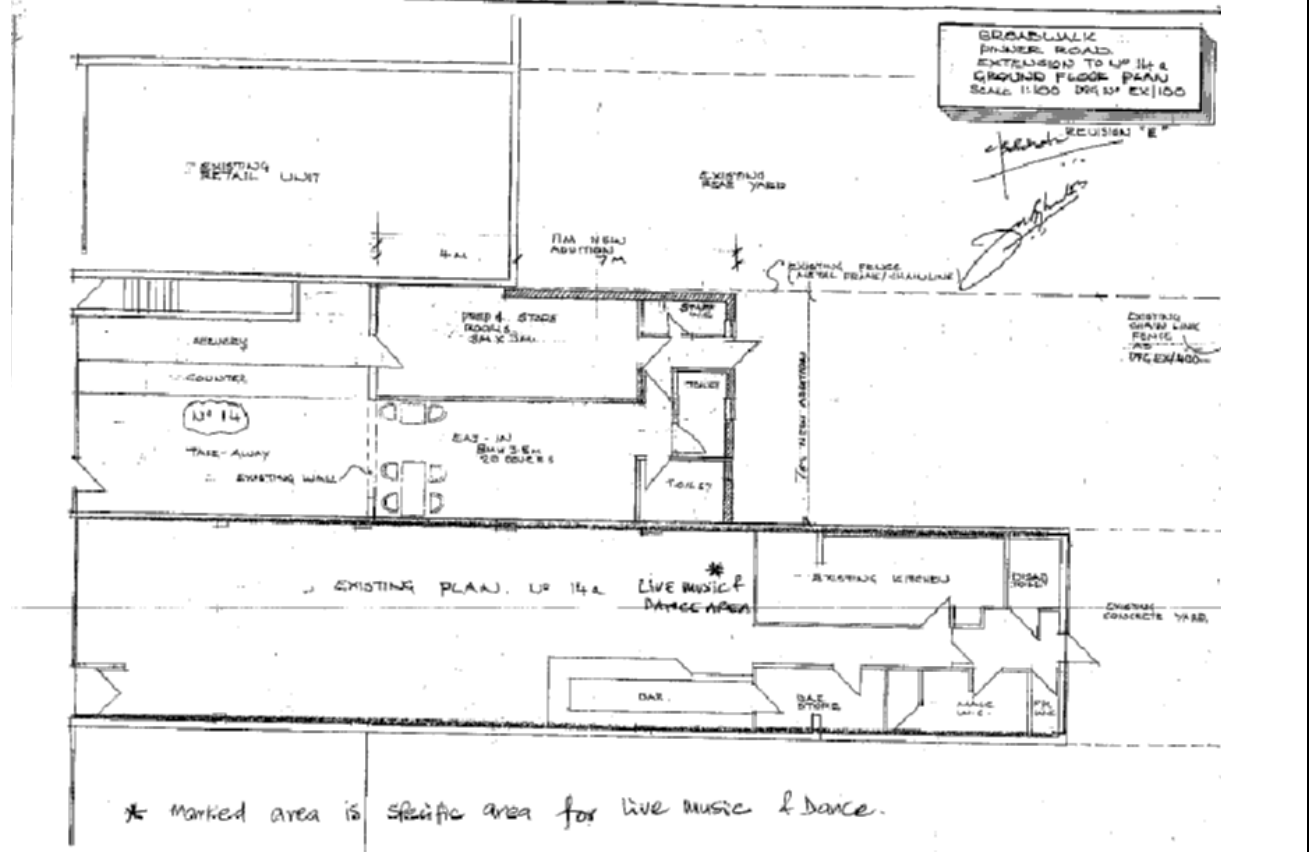
6. Noise or vibration shall not be permitted to emanate from the building so as to cause a nuisance.

7. The premises shall operate a 'Challenge 21' policy.

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

None

Annex 4 – Plan



Date of original grant: 12/03/2010

Reason for issue: Variation Of DPS

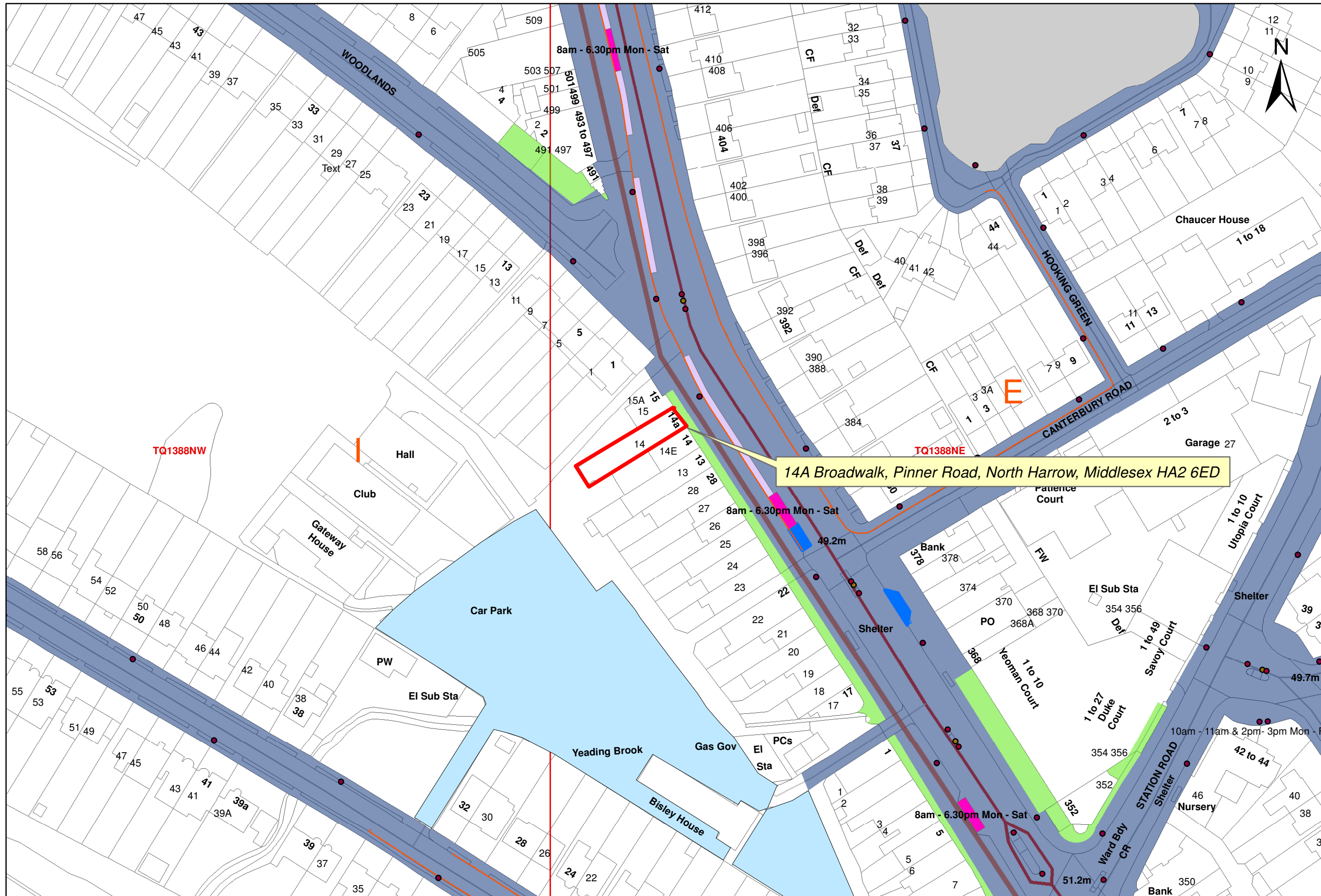
Date of issue: 19th June 2017

Issue Number: 12

SALUS POPULI SUPREMA LEX EST

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APPENDIX 3

IMAGE OF PREMISES (SHOWING FORMER NOT CURRENT BUSINESS)

21



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**APPENDIX 4
REPRESENTATIONS**

From: Lois Smith
Sent: 23 June 2017 16:09
To: license
Cc: Joanne Smith
Subject: Kohinur Restaurant and Bar, 14a Broadwalk, Pinner Road Harrow HA2 6ED -
Application to vary a premises License 16/6/2017

Dear Sir / Madam

I would like to OBJECT to the extended hours and days of opening put forward in the recent Application to vary a premises License submitted to Harrow Council.

This premises in the previous forms of Orchid Lounge and then Pinner Lounge have caused noise problems particularly with regards loud amplified music and loud amplified vocals. To the extent that a Statutory Notice under the Environmental Protection Act 1990 was served dated 25 February 2016 on the proprietor of Pinner Lounge.

With regards the new premises, Kohinur, I have visited and seen the works to the ceiling of the premises. Upon my visit on 15/6/2017, to a residents property during the day near to Kohinur - I could still hear, however, the live singing vocals in the bedroom.

Bearing in mind this result and my previous experience with this property, I advised the new proprietor and agent that I would like to see the premises up and running first and foremost under the old regime of times and NOT extend them at this present moment.

The Variation quickly came through but I am still of the same opinion that the Variation - which includes extra days and longer hours should not be granted at this time.

Mrs L Smith
Environmental Health Officer
Environmental Protection / Team Domestic
0208 736 6238

From: Rhonda Black [mailto:]
Sent: 25 June 2017 14:38
To: Lois Smith
Cc: license
Subject: Is this ok

I am putting in an objection as i live in the 1 bedroom flat above the ex pinner lounge where myself and my 3 year old son and 9 year old daughter all sleep in the same room.

This is hard enough without having the music extended even later than it usually is, we can hear the music in the bedroom as the stage and speakers are situated directly under my bedroom, we will hear the music and be disturbed by it from the moment it starts till the moment they turn it off.

Recent sound checks have taken place in my flat a couple week's ago and we can still hear music playing at the volume they've chosen to have it.

This will impact on my childrens school work as it has in the past where she has fallen asleep in class because of the restless weekends of loud music, singing karaoke and Base coming from downstairs.

I am fully aware this is under new ownership but the activities that take part in their restaurant/bar are exactly the same as before (karaoke and loud music)

Please help me to continue to enjoy my home with my children.

-----Original Message-----

From: Ian Elmer [mailto:████████████████████]

Sent: 08 July 2017 22:17

To: license

Subject: Re: Application for variation to premises, 14A Broadwalk, HA2 6ED

Dear sirs,

In relation to the above application (Kohinor Restaurant and Bar) I would like to object to the extended licensing hours and provision of amplified music beyond 11pm.

The proximity of the restaurant to the residential houses of Woodlands (██████████) would result in significant disturbance and reduction of quality of life to the Woodlands residents. The area has been recently experiencing a lot of anti social behaviour and I believe the variation of licence would exacerbate this.

There are also a number of houses with young children near to the restaurant and they would be similarly disturbed by late night music and bar opening times.

Your faithfully,

Ian Elmer
██████████ Woodlands
Harrow
Middx
██████████

Sent from my iPad

APPENDIX 5

Summary of times and proposed conditions for premises licence:

Kohinur Restaurant and Bar, 14A Broadwalk, Pinner Road, Harrow, Middlesex HA2 6ED

Licensable activities and hours:

	<i>Hours open to the public</i>	<i>Sale of alcohol, live and recorded music, performance of dance</i>	<i>Late night refreshment</i>
Monday	1000 – 0000	1000 – 0000	2300 – 0000
Tuesday	1000 – 0000	1000 – 0000	2300 – 0000
Wednesday	1000 – 0100 next day	1000 – 0100 next day	2300 – 0100 next day
Thursday	1000 – 0100 next day	1000 – 0100 next day	2300 – 0100 next day
Friday	1000 – 0100 next day	1000 – 0100 next day	2300 – 0100 next day
Saturday	1000 – 0100 next day	1000 – 0100 next day	2300 – 0100 next day
Sunday	1000 – 0100 next day	1000 – 0100 next day	2300 – 0100 next day

Summary of applicable mandatory conditions:

- (1) No alcohol to be sold unless under the supervision of a designated premises supervisor who holds a premises licence
- (2) Requirement for any door supervisors to be licensed by the Security Industry Authority
- (3) Mandatory conditions prohibiting irresponsible alcohol sales, requiring free potable water and requiring premises to have proof-of-age policy

Existing conditions:

Annex 2 – conditions consistent with Operating Schedule

1. ~~CCTV is installed, operated and maintained in accordance with the recommendations of the Metropolitan Police.~~
2. ~~SIA registered door supervisors will be in operation when organised functions take place.~~
3. ~~Drinking water is available for patrons.~~
4. ~~Doors and windows will remain closed during opening hours except for access and egress.~~
5. ~~Notices will be displayed at all exits requesting that the public need to respect the local residents and leave the premises quietly.~~
6. Noise or vibration shall not be permitted to emanate from the building so as to cause a nuisance.
7. The premises shall operate a 'Challenge 21' policy.

Annex 3 - Conditions attached after a hearing by the licensing authority.

None

Additional proposed conditions translated from operating schedule:

Prevention of crime and disorder

- 1 (1) The premise license holder shall ensure that CCTV camera and recorders are installed at the premises and are of a standard acceptable to the Metropolitan Police Licensing Officer.
 - (2) The system shall be maintained in good working order and at all times the premise is open to the public, be fully operational covering both internal and external areas of the premises to which the public have access. All images should be stored for a minimum of 31 days.
 - (3) The CCTV views are not to be obstructed, at least one CCTV camera is to be placed near to the exit in order to capture clear facial images of all persons leaving the premises.
 - (4) A suitably trained staff member will be able to show and provide police or council licensing officers recent data footage with the minimum delay when requested.
 - (5) Signage will be prominently displayed advising customers that they are being filmed on CCTV.
2. A door supervisor shall be employed at the premises on event days.
 3. All sales of alcohol for consumption off the premises shall be in sealed containers only..
 4. An incident log shall be kept at the premises for at least six months, and made available on request to an authorised officer of the licensing authority or the Police, which will record the following:
 - (a) all crimes reported to the venue, or by the venue to the Police
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) seizures of drugs, offensive weapons, fraudulent ID or other items
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service
 - (i) the times on duty, and the licence number, of all licensed door supervisors employed by the premises.

Prevention of public nuisance

5. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
6. All windows and external doors shall be kept closed at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
7. (1) A sound limiting device located in a separate and remote lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an Environmental Health Officer to ensure that no noise nuisance is caused to local residents.

(2) The operational panel of the noise limiter shall then be secured to the satisfaction of an Environmental Health Officer or Licensing Authority authorised officer.

(3) The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person.

(4) The limiter shall not be altered without prior agreement of the Environmental Health Officer.

Protection of children from harm

8. The Premises must implement a “Challenge 25” policy whereby all customers who appear to be under 25 must produce photographic identification in the form of a passport, driving licence or Proof of Age Scheme (P.A.S.S) approved identification before being allowed to enter the Premises whilst licensable activities are taking place.
9. Clearly visible signage is to be displayed at the entrances and at points of sale indicating it is illegal to sell alcohol to people under the age of 18.

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Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Strict implementation of challenge 25 policy
All staff to be trained in responsible alcohol retailing
CCTV to record for 24 hours
Refusal and incident book to be kept at premises
Training manual will be kept at premises and staff to be trained on a regular basis

b) The prevention of crime and disorder

1. The premise license holder shall ensure that CCTV camera and recorders are installed at the premises and are of a standard acceptable.
2. The system shall be maintained in good working order and at all times the premise is open to the public, be fully operational covering both internal and external areas of the premises to which the public have access. All images should be stored for a minimum of 31 days
3. The CCTV views are not to be obstructed, at least one CCTV camera is to be placed near to the exit in order to capture clear facial images of all persons leaving the premise.
4. A suitable trained staff member will be able to show and provide police or council licensing officers recent data footage with the minimum delay when requested.
5. Sign age will be prominently displayed advising customers that they are being filmed on CCTV.
6. Door supervisor shall be employed at the premise on event days.
7. Open containers are not taken away from the premises
8. Incident book available on premises and updated as an when required.

c) Public safety

1. Installation of appropriate safety equipment
2. To comply with all current fire, health and safety legislations
3. Fire exits displayed across the premises
4. Staff to carry out level 2 Food Safety qualifications.

d) The prevention of public nuisance

1. Signage must be displayed in the customer area requesting patrons leave the premises quietly and not to disturb neighbouring residents.
2. To monitor anti-social behaviour by use of CCTV
3. Asking customers to leave premises quietly and in an orderly manner
4. "Please leave quietly and consider the neighbours" posters displayed at exit of premises.
5. All windows and doors shall remain shut during music / entertainment activities except when entering or leaving the premise.
6. A suitable sound limiting device to control and amplification system shall be installed.

e) The protection of children from harm

1. Implement challenge 25 policy at the premises.
2. Challenge 25 posters displayed across the premises
3. NO ID NO SALE posters also displayed at across premises
4. Refusal book to be updated by all members of staff as and when needed

Section 17 of 17

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
Variation Fees are determined by the non domestic rateable value of the premises.

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