

Licensing Panel AGENDA

DATE: Wednesday 30 August 2017

TIME: 7.00 pm *

VENUE: Committee Room 5, Harrow Civic Centre, Station Road, Harrow, HA1 2XY

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

MEMBERSHIP (Quorum 3)

Chair: (To be appointed)

Councillors:

Ms Pamela Fitzpatrick
Primesh Patel

Ramji Chauhan

Reserve Members:

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

Contact: Daksha Ghelani, Senior Democratic & Electoral Services Officer
Tel: 020 8424 1881 E-mail: daksha.ghelani@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 21 August 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 APOLLONIA RESTAURANT, 25-29 CHURCH ROAD, STANMORE, MIDDLESEX, HA7 4AR (Pages 7 - 30)

Report of the Divisional Director of Environment and Culture.

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.

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:	30 August 2017
Subject:	Application to vary a premises licence for Apollonia Restaurant, 25-29 Church Road, Stanmore, Middlesex, HA7 4AR
Responsible Officer:	Simon Baxter, Divisional Director of Environment and Culture – Community Directorate
Exempt:	No
Enclosures:	Current premises licence (appendix 1) Location (GIS) Map (appendix 2) Image of premises (appendix 3) Plan of premises (appendix 4) Representations (appendix 5) Summary of proposed times and conditions (appendix 6) Operating schedule (appendix 7)

Section 1 – Summary

An application has been received to vary the premises licence for Apollonia Restaurant, 25 – 29 Church Road, Stanmore, Middlesex, HA7 4AR to extend the times for licensable activities and hours open to public. A representation has been received from one residents' association.

Section 2 – Report

- 2.1 Pantop Limited has applied to vary the premises licence (appendix 1) for Apollonia Restaurant, 25-29 Church Road, Stanmore, Middlesex, HA7 4AR. A location map and image of the premises are set out at appendices 2 and 3.
- 2.2 Licensable activities
The applicant has applied to vary the licence according to the following:

2.3

	<i>Current Licence</i>		
	<i>Live music, Recorded music, Performance of dances, and similar, Provision of facilities for music and dance and similar, Sale of retail alcohol</i>	<i>Late night refreshment</i>	<i>Hours open to public</i>
Mon	1200 – 0100 *	2300 – 0100 *	1200 – 0130 *
Tue	1200 – 0100 *	2300 – 0100 *	1200 – 0130 *
Wed	1200 – 0100 *	2300 – 0100 *	1200 – 0130 *
Thu	1200 – 0100 *	2300 – 0100 *	1200 – 0130 *
Fri	1200 – 0100 *	2300 – 0100 *	1200 – 0130 *
Sat	1200 – 0100 *	2300 – 0100 *	1200 – 0130 *
Sun	1200 - 0000	2300 - 0000	1200 – 0030 *

* = Next day

Special Extensions:

1. Sale by retail of alcohol can be extended between the terminal hour on New Year's Eve and the commencement hour on the following morning.

2. Intoxicating liquor shall not be sold or supplied after 2300 on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

3. Suitable beverage other than intoxicating liquor (including drinking water) shall be equally available for consumption with or otherwise as an ancillary to meals served on the premises.

	<i>New hours</i>			
	<i>Live music, Recorded music, Performance of dance and similar</i>	<i>Late night refreshment</i>	<i>Sale of retail alcohol</i>	<i>Hours open to public</i>
Mon	2300 – 0100 *	2300 – 0100 *	1030 – 0100 *	1030 – 0130 *
Tue	2300 – 0100 *	2300 – 0100 *	1030 – 0100 *	1030 – 0130 *
Wed	2300 – 0100 *	2300 – 0100 *	1030 – 0100 *	1030 – 0130 *
Thu	2300 – 0100 *	2300 – 0100 *	1030 – 0100 *	1030 – 0130 *
Fri	2300 – 0200 *	2300 – 0300 *	1030 – 0200 *	1030 – 0300 *
Sat	2300 – 0200 *	2300 – 0300 *	1030 – 0200 *	1030 – 0300 *
Sun	2300 - 0000	2300 - 0000	1030 - 0000	1000 – 0000

* = Next day

Special Extensions:

1. On Bank Holiday weekends, the alcohol and other licensable activities to be extended by one hour on the Sunday prior to a bank holiday Monday.

2. Licensable activities to be extended between the terminal hour on New Year's Eve and the commencement hour the following morning.

2.4

Description of premises

The premises is situated on three floors, ground, first and second. The function rooms are situated on the ground and second floor levels. The premises operated as a

restaurant for more than thirty eight years, and recently the operation has focused on privately booked events.

2.5 From officers' observations the premises operates mainly as a venue that caters for privately booked events and is no longer a restaurant. The current licence only covers the ground floor of the premises and the variation seeks to extend this to cover the second floor. The second floor will only be used for pre-booked private parties.

2.6 The premises are located on the A410 Church Road. The entrance to the premises is located on the ground floor of a shopping parade with retail uses either side. There are several other licensed premises in the direct vicinity of the premises which operate into the early hours of the morning.

2.5 History of the premises

The premises have been previously licenced under a Justices Licence which was converted to a premises licence following an application for conversion in 2005. Since 2005, there have not been any applications to transfer or to vary the premises licence.

2.6 Designated premises supervisor

Michell Christoforou

2.7 Details of application

Received: 6 July 2017

Closing date for representations: 3 August 2017

The application has been advertised in accordance with the prescribed regulations

2.8 Representations

Representations have been received from one other person not being any of the responsible authorities (appendix 5). None of the responsible authorities have made any representations.

2.9 Operating schedule and conditions

Members will be aware that an operating schedule forms part of the licensing application 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 8.38 – 8.46 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 6 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 Members should be aware that the premises are entitled to provide live or recorded music between 0800 hours and 2300 hours each day, for a premises that is licensed for the sale of alcohol for consumption on the premises. No conditions can be imposed in relation to live or recorded music between those times other than following a review of the premises licence.
- 2.14 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 6 already exist on the current premises licence.
- 2.15 Members should be aware of section 14.58 of the statutory guidance regarding planning and building control which states amongst others things:

There are circumstances when as a condition of planning permission, a terminal hour has been set for the use of premises for commercial purposes. Where these hours are different to the licensing hours, the applicant must observe the earlier closing time. Premises operating in breach of their planning permission would be liable to prosecution under planning law. Proper integration should be assured by licensing committees, where appropriate, providing regular reports to the planning committee

- 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.
- 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 should not reduce the existing licensable activity hours of the premises licence.
- 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 –

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

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: 10 August 2017		
Name: Paresh Mehta	<input checked="" type="checkbox"/>	on behalf of the Monitoring Officer
Date: 10 August 2017		

Section 4 - Contact Details and Background Papers

Contact: Jeffrey Leib, Principal Licensing Officer Tel: 020 8424 7667
Email: Jeffrey.leib@harrow.gov.uk

Background Papers: Application form, Statutory Guidance.

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/000000510/2015/2

Part 1 – Premises details

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

Apollonia Restaurant, 25-29 Church Road, Stanmore, Middlesex, HA7 4AR

Telephone Number:

Where the licence is time limited, the dates:

N/A

Licensable activities authorised by the licence:

Live music Recorded music Performance of dances Performance similar to e f g Provision of facilities music Provision of facilities dance Prov of facilities similar i j
Late night refreshment
Sale of retail alcohol

Signed by Richard LeBrun
Environmental Services Manager (Public Protection)



**Licensable area
Hours open to public**

Sunday	00:00 - 01:30	12:00 - 00:00
Monday	00:00 - 00:30	12:00 - 00:00
Tuesday	00:00 - 01:30	12:00 - 00:00
Wednesday	00:00 - 01:30	12:00 - 00:00
Thursday	00:00 - 01:30	12:00 - 00:00
Friday	00:00 - 01:30	12:00 - 00:00
Saturday	00:00 - 01:30	12:00 - 00:00

The times the licence authorises the carrying out of licensable activities

Location: Licensable area

Live music facilities music Recorded music Provision of facilities music Performance of dances Performance similar to e f g Provision of facilities dance Prov of facilities similar i j

Sunday	00:00 - 01:00	12:00 - 00:00
Monday	12:00 - 00:00	-
Tuesday	00:00 - 01:00	12:00 - 00:00
Wednesday	00:00 - 01:00	12:00 - 00:00
Thursday	00:00 - 01:00	12:00 - 00:00
Friday	00:00 - 01:00	12:00 - 00:00
Saturday	00:00 - 01:00	12:00 - 00:00

Location: Licensable area

Late night refreshment

Sunday	00:00 - 01:00	23:00 - 00:00
Monday	23:00 - 00:00	-
Tuesday	00:00 - 01:00	23:00 - 00:00
Wednesday	00:00 - 01:00	23:00 - 00:00
Thursday	00:00 - 01:00	23:00 - 00:00
Friday	00:00 - 01:00	23:00 - 00:00
Saturday	00:00 - 01:00	23:00 - 00:00

Location: Licensable area

Sale of retail alcohol

Sunday	00:00 - 01:00	12:00 - 00:00
Monday	12:00 - 00:00	-
Tuesday	00:00 - 01:00	12:00 - 00:00
Wednesday	00:00 - 01:00	12:00 - 00:00
Thursday	00:00 - 01:00	12:00 - 00:00
Friday	00:00 - 01:00	12:00 - 00:00
Saturday	00:00 - 01:00	12:00 - 00:00

1. SALE BY RETAIL OF ALCOHOL CAN BE EXTENDED BETWEEN THE TERMINAL HOUR ON NEW YEAR'S EVE AND THE COMMENCEMENT HOUR ON THE FOLLOWING MORNING.
2. INTOXICATING LIQUOR SHALL NOT BE SOLD OR SUPPLIED AFTER 2300 ON THE PREMISES OTHERWISE THAN TO PERSONS TAKING TABLE MEALS THERE AND FOR CONSUMPTION BY SUCH A PERSON AS AN ANCILLARY TO HIS MEAL.
3. SUITABLE BEVERAGE OTHER THAN INTOXICATING LIQUOR (INCLUDING DRINKING WATER) SHALL BE EQUALLY AVAILABLE FOR CONSUMPTION WITH OR OTHERWISE AS AN ANCILLARY TO MEALS SERVED ON THE PREMISES.

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):

Pantop Limited

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

01356189

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

Michele Christoforou

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

HARROW - 05MC-00AQ-XHCM-YMLH

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

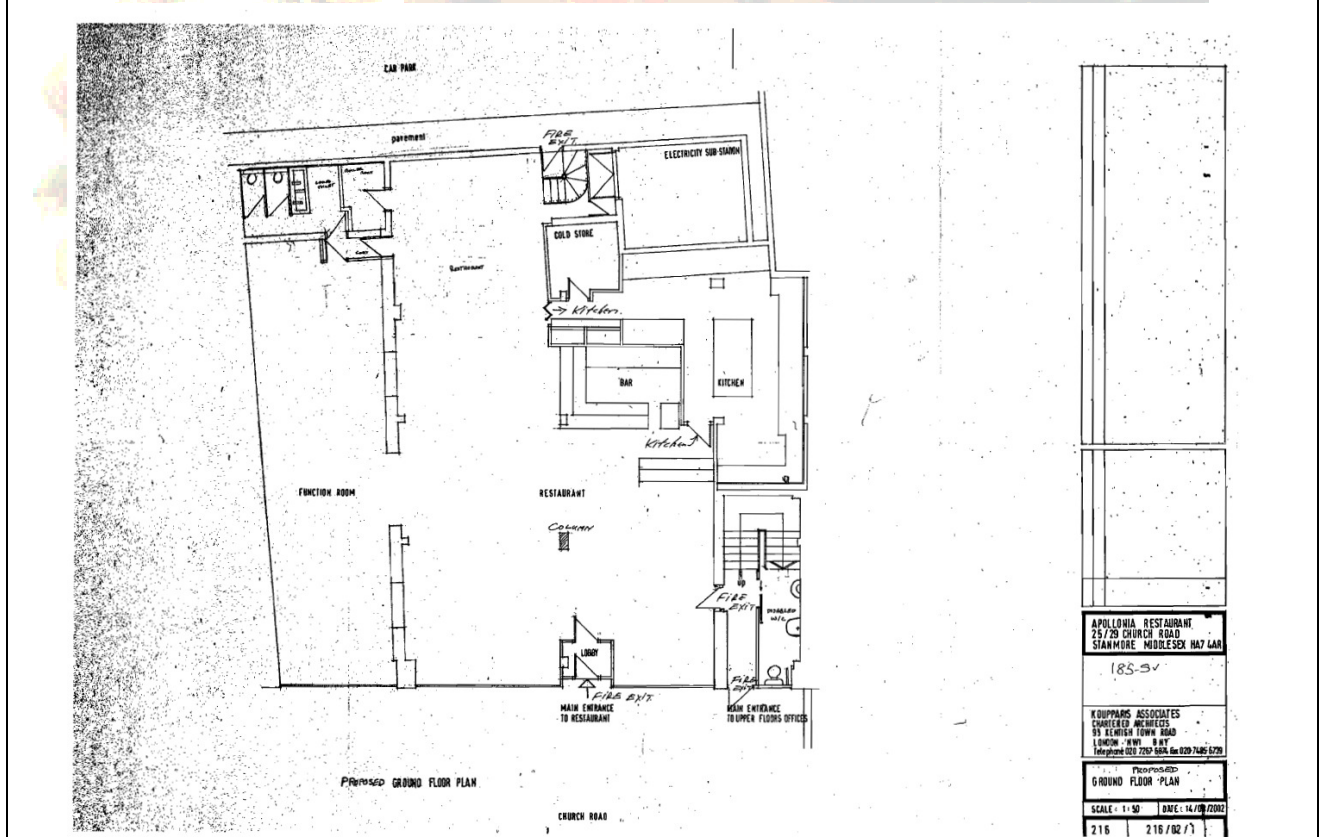
Annex 2 - Conditions consistent with the operating Schedule

NONE

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

1. MAXIMUM NUMBER OF PATRONS ACCOMMODATED AT ANY TIME SHOULD NOT EXCEED 150
2. ONLY FOOD REFUSE TO BE PLACE IN THE EXTERNAL REFUSE BINS AFTER 9 PM AND ALL OTHER RUBBISH IS TO BE DEALT WITH NEXT MORNING
3. PROMINENT, CLEAR AND LEGIBLE NOTICES TO BE DISPLAYED AT ALL EXITS REQUESTING THE PATRONS TO RESPECT THE NEEDS OF LOCAL RESIDENTS AND TO LEAVE THE PREMISES AND THE AREA QUIETLY.

Annex 4 – Plan



Date of original grant: 12 SEPTEMBER 2005

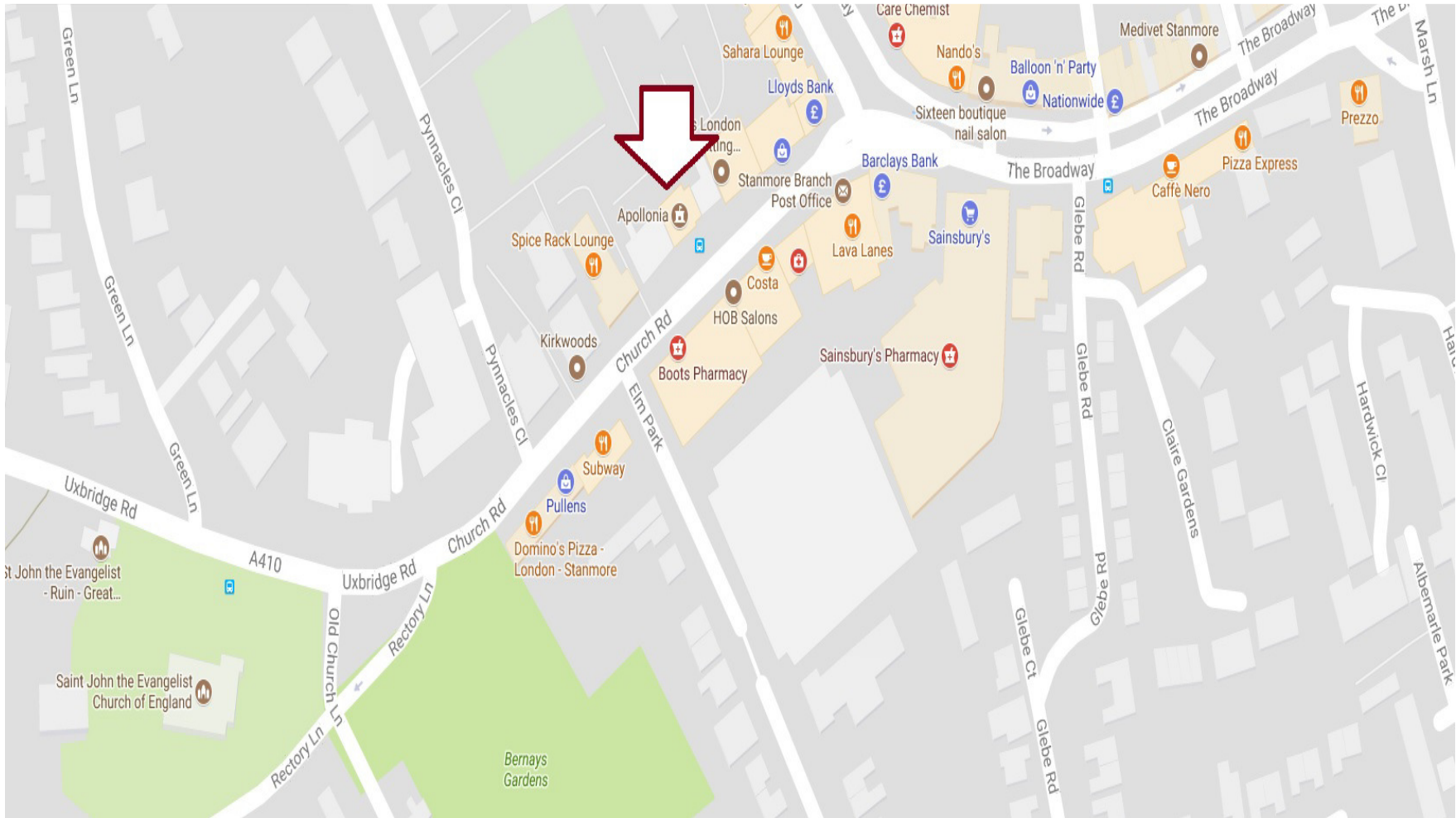
Reason for issue: Duplicate Documentation

Date of issue: 22nd December 2015

Issue Number: 2

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Appendix 2 – Location Map – Apollonia, 25-29 Church Road, Stanmore, HA7 4AR



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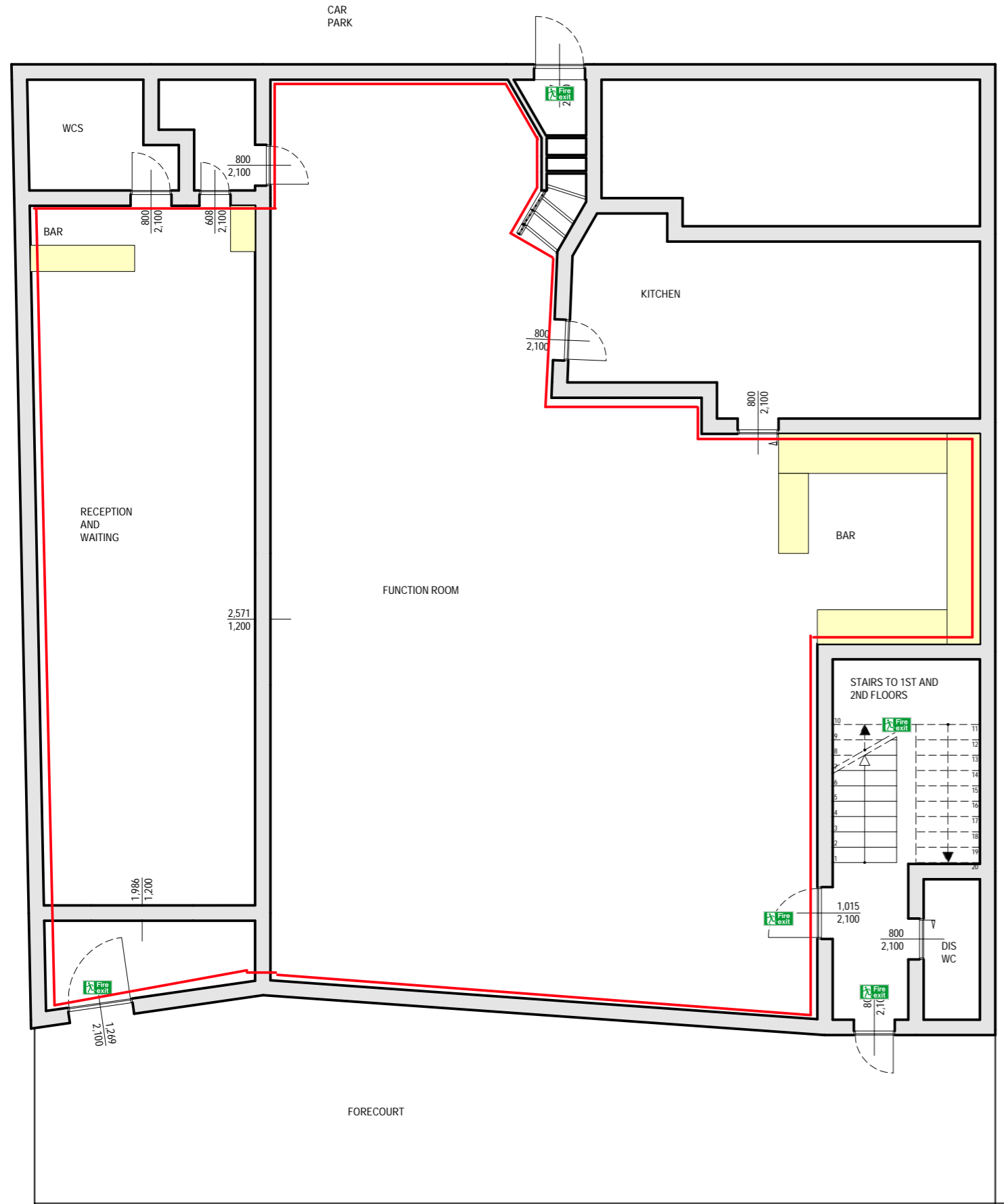
Appendix 3 Image of premises

21



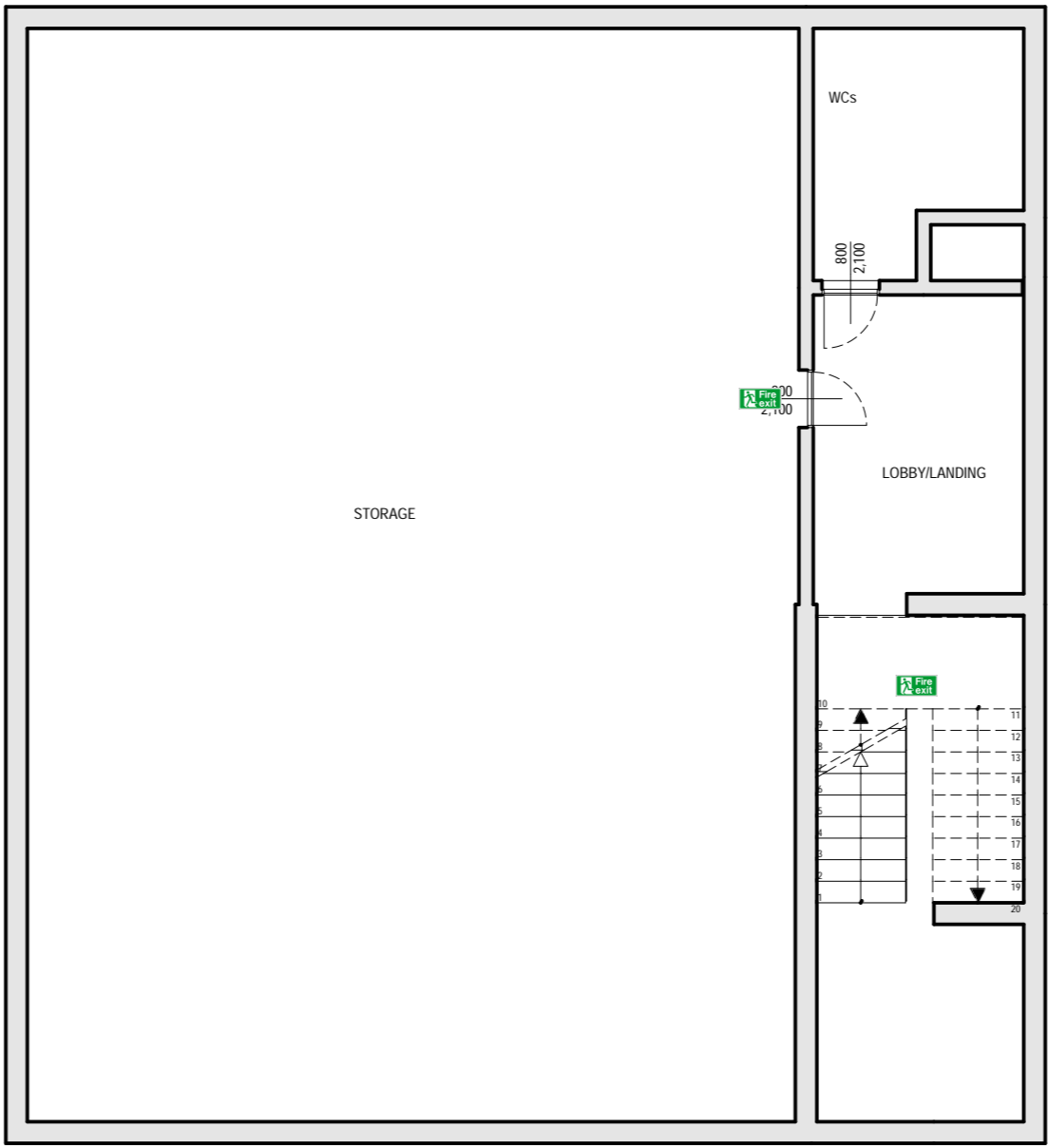
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Appendix 4

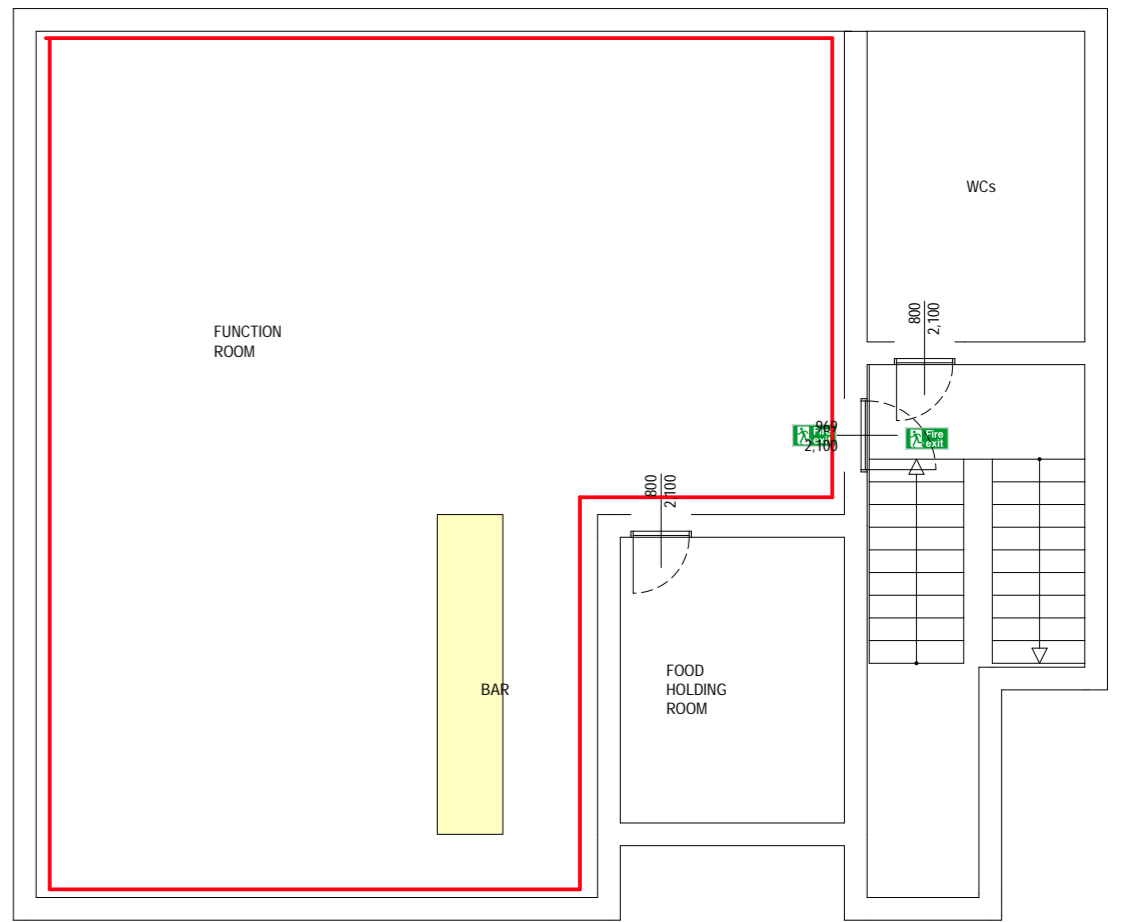


GROUND FLOOR
Drawing scale 1:100

— LICENSABLE ACTIVITIES



FIRST FLOOR TOILETS
Drawing scale 1:100



SECOND FLOOR FUNCTION ROOM
Drawing scale 1:100

COMPLIANCE DIRECT LTD	SUBJECT	PROJECT	DRAWING MODEL
	LICENSING PLAN	APOLLONIA LICENSING PLAN	FINAL
	DESIGNER	CLIENT	Drawing Scale 1:100
		PANTOP LTD	Reg.Nr. CDL/APO/2017
	PROJECT MANAGER	revision	date 20/06/2017

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Jeffrey Leib

From: CAROLE LIS [REDACTED]
Sent: 03 August 2017 08:32
To: license
Subject: Appolonia extended hours application

Dear Sirs

In haste we are e-mailing our strongest possible objection to the Appolonia Restaurant being granted an extension to its licensing hours. We believe the deadline is for today. Unfortunately we have no availability to printing off or downloading a form for this and trust this e-mail will suffice.

The Appolonia is situated in a "District" Centre, not the "Town Centre". Such late opening hours would be detrimental to the neighbourhood. We already suffer hugely from patrons from these establishments parking in Elm Park and waking residents at all times of the night when coming back to their vehicles. There are residential homes above the shops opposite this establishment and they are entitled to a quality of life that this extension will prevent.

We cannot add more at this stage as we are called away on urgent business elsewhere. We believe Mrs Renaud has been in touch regarding Lava Lanes, yet another application for unreasonable extended hours, again in a District Centre.

We trust you will refuse these extensions for the issues they will create and that their location is detrimental to our residents.

Regards
Mrs C Lis
Vice Chairman
Elm Park Res Assoc
Stanmore

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APPENDIX 6

Summary of times and proposed conditions for premises licence:

Apollonia Restaurant, 25-29 Church Road, Stanmore, Middlesex, HA7 4AR

Licensable activities and hours:

	<i>New hours</i>			
	<i>Live music, Recorded music, Performance of dance and similar</i>	<i>Late night refreshment</i>	<i>Sale of retail alcohol</i>	<i>Hours open to public</i>
Mon	2300 – 0100 *	2300 – 0100 *	1030 – 0100 *	1030 – 0130 *
Tue	2300 – 0100 *	2300 – 0100 *	1030 – 0100 *	1030 – 0130 *
Wed	2300 – 0100 *	2300 – 0100 *	1030 – 0100 *	1030 – 0130 *
Thu	2300 – 0100 *	2300 – 0100 *	1030 – 0100 *	1030 – 0130 *
Fri	2300 – 0200 *	2300 – 0300 *	1030 – 0200 *	1030 – 0300 *
Sat	2300 – 0200 *	2300 – 0300 *	1030 – 0200 *	1030 – 0300 *
Sun	2300 - 0000	2300 - 0000	1030 - 0000	1000 – 0000

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

None

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

1. Maximum number of patrons accommodated at any time should not exceed 150
2. Only food refuse to be placed in the external refuse bins after 9 pm and all other rubbish is to be dealt with next morning
3. Prominent, clear and legible notices to be displayed at all exits requesting the patrons to respect the needs of local residents and to leave the premises and the area quietly.

Additional conditions offered by way of variation (July 2017):

Prevention of public nuisance

1. The Premises Licence Holder shall ensure that notices are displayed at each exit from the premises reminding patrons to leave quietly and to respect nearby residents.
2. The Premises Licence Holder shall ensure that staff are pro-active in informing customers to leave quietly, such as through the use of announcements by DJs and door supervisors.
3. The Premises Licence Holder shall take ²⁷reasonable steps including the use of notices, and conditions on contracts for the hire and ^{use} of the premises, to encourage patrons to

park or to be collected by taxi/private hire vehicle from the car park at the rear of the premises

Public Safety

4. On Days (Friday and Saturday nights) where a part booking is taken beyond 0100, SIA registered staff will be employed at a ratio of 1:100.

Continued from previous page...

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

The current condition of sale of alcohol can only be supplied with a table meal after 2300 will be removed to bring this licence to reflect the current legislation.
 Provision for facilities for Dance and similar are removed due to Regulatory changes
 The capacity of 150 will be removed as the RRO now directs that the capacity to be arrived from the Fire Risk Assessment Assessment

- I have enclosed the premises licence
 I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 17**LICENSING OBJECTIVES**

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.

The premises operates as banqueting venue. All events are pre-booked and the numbers are agreed. These events are mainly family celebrations. The premises has been in operation for more than 20 years and long standing staff managing the premises . The variation is only looking for 1 hour increase on Friday and Saturdays with longer and gradual dispersal times, which has been argued for in the Licensing Act 2003. Due to this nature of operation, there is no adverse impact on the licensing objectives.

b) The prevention of crime and disorder

On Days (Friday and Saturday nights) where a part booking is taken beyond 0100, SIA registered staff will be employed at a ratio of 1:100.

c) Public safety

As above

d) The prevention of public nuisance

As above

e) The protection of children from harm

The premises have a very strict and exceptionally robust system of dealing with underage sales/consumption. All bookings

Continued from previous page...

are followed by request for information of all names of persons under the age of 18 to be provided before the event. All such persons are identified at the table so that alcohol consumption is monitored by staff.
The premises also operates a Challenge 21 scheme.

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.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy