

Licensing Panel AGENDA

DATE: Wednesday 20 September 2017

TIME: 7.30 pm *

VENUE: Committee Room 3, Harrow Civic Centre, Station Road, Harrow, HA1 2XY

* THERE WILL BE A BRIEFING FOR MEMBERS AT 7.00 pm IN COMMITTEE ROOM 3

MEMBERSHIP (Quorum 3)

Chair: (To be appointed)

Councillors:

Maxine Henson
Kairul Kareema Marikar

John Hinkley

Reserve Members:

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

Contact: Manize Talukdar, Democratic & Electoral Services Officer
Tel: 020 8424 1542 E-mail: manize.talukdar@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: Friday 8 September 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 FOR A NEW PREMISES LICENCE FOR JAGODA, 12-13 WHITCHURCH PARADE, WHITCHURCH LANE, EDGWARE, MIDDLESEX, HA8 6LR (Pages 7 - 30)

Report of the Divisional 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.

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:	20 September 2017
Subject:	Application for a new premises licence for Jagoda, 12-13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6LR
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) Plan of premises (appendix 4) Representation (appendix 5) Summary of proposed times and conditions (appendix 6)

Section 1 – Summary

An application has been received for a new premises licence for Jagoda, 12-13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6L to sell alcohol between 0700 and 0000 hours each day. A representation has been received from a councillor.

Section 2 – Report

- 2.1 Krystyna Kajdel has applied on behalf of Jagoda Group (a partnership) for a new premises licence for Jagoda, 12 - 13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6LR. 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 sell alcohol by retail for consumption off of the premises from 0700 to 0000 hours each day.

- 2.3 Description of premises
The premises are described on the application form as a “general grocery store, fruits and vegetables and off-licence”.
- 2.4 History of the premises
The applicant has held a licence for 13 Whitchurch Parade since 18 December 2014, which authorised the sale of alcohol from 0900 to 2100 hours.
- 2.5 The licence for 13 Whitchurch Parade was varied without objection on 7 August 2017 to extend the hours for the sale of alcohol to 0700 to 0000 hours.
- 2.5 Designated premises supervisor
Mr Michal Daniel Struzynski
- 2.6 Details of application
Received: 22 August July 2017
Closing date for representations: 19 September 2017
- 2.7 Representations
Representations have been received from a councillor (appendix 4).
- 2.8 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.
- 2.9 The Panel’s attention is directed towards paragraphs 8.39 – 8.46 of the April 2017 statutory guidance issued under the Act that sets out matters that ought to be considered by an applicant when drafting their operating schedule.
- 2.10 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.
- 2.11 The current premises licence is set out at appendix 1. The Panel may consider it appropriate to transfer the existing premises licence conditions to the new licence, subject to any further considerations raised in the representations or by the applicant.
- 2.12 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 as appendix 1 shows, CCTV conditions already exist on the current premises licence.
- 2.13 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.

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

2.14 Licensing policy

Para 8.3 of the statement of licensing policy states:

Opening times and shops

In accordance with the Secretary of State's guidance, the presumption will be that shops shall be licensed to sell alcohol during the same times as other goods in that shop, unless it is appropriate not to in order to further the licensing objectives. In some cases it may be appropriate to restrict alcohol sales to certain times and conditions imposed to ensure alcohol are segregated from other goods on sale.

2.15 Legal implications

The applicant already holds a premises licence to sell alcohol from 13 Whitchurch Lane between 0700 and 0000 hours. That licence cannot be interfered with by this application. This application has been made because of the applicant's intention to extend the premises and to sell alcohol from 12 and 13 Whitchurch Lane.

2.16 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.

2.17 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.

2.18 The Licensing Panel will be aware that it is unable to reduce the existing hours of the premises licence. The Panel's attention is drawn to paragraph 10.15 of the statutory guidance (which is reflected by paragraph 8.3 of the statement of licensing policy).

2.19 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: Ann Begley	<input checked="" type="checkbox"/>	on behalf of the Chief Financial Officer
Date: 31 August 2017		
Name: Andrew Lucas	<input checked="" type="checkbox"/>	on behalf of the Monitoring Officer
Date: 31 August 2017		

Section 4 - Contact Details and Background Papers

Contact: Jeffrey Leib, Principal Licensing Officer Phone: 020 8424 7667

Email: Jeffrey.lieb@harrow.gov.uk

Background Papers: Application form, Statutory Guidance.

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LICENSING ACT 2003

APPENDIX 1 – PREMISES LICENCE

Premises Licence

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

Premises Licence Number: LN/000007798/2017/2

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description:
Jagoda, 13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6LR

Telephone Number: 020 83813430

Where the licence is time limited, the dates:
N/A

Licensable activities authorised by the licence:
Sale of retail alcohol

Signed by Richard LeBrun
Environmental Services Manager (Public Protection)



Licensable Area
Hours open to public

Sunday	07:00 - 00:00	-
Monday	07:00 - 00:00	-
Tuesday	07:00 - 00:00	-
Wednesday	07:00 - 00:00	-
Thursday	07:00 - 00:00	-
Friday	07:00 - 00:00	-
Saturday	07:00 - 00:00	-

The times the licence authorises the carrying out of licensable activities

Location: Licensable Area

Sale of retail alcohol

Sunday	07:00 - 00:00	-
Monday	07:00 - 00:00	-
Tuesday	07:00 - 00:00	-
Wednesday	07:00 - 00:00	-
Thursday	07:00 - 00:00	-
Friday	07:00 - 00:00	-
Saturday	07:00 - 00:00	-

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

Part 2

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

Krystyna Malgorzata Zajdel
5 Gweneth Cottages
Mead Road
Edgware
Middlesex
HA8 6LL

Mr Michael Struzynski
5 Gweneth Cottages
Mead Road
Edgware
Middlesex
HA8 6LL

Telephone: 07738174960
Email: jagoda.sklep@hotmail.com

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:

Michal Daniel Struzynski
5 Gweneth Cottages
Mead Road
Edgware
Middlesex
HA8 6LL

Telephone: 07874 880 466

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 - LN000007632/2014/1

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. Training will be provided for all staff so that the four licensing objectives remain in sharp focus. Records of the training will be kept and made available to officers of the metropolitan police and the local authority upon request.

2. The CCTV system to be maintained and operated in good order and to the satisfaction of the Metropolitan Police's reasonable requests. The medium upon which the images are recorded will be clearly identifiable, stored securely and retained for a period of not less than 31 days and will be made available to Police and Licensing Authority Officers immediately upon request.

3. The CCTV views are not to be obstructed and at least one CCTV camera is to be placed near to the

exit/entrance in order to capture clear facial images of all customers entering and leaving the premises.

4. Such footage must be provided in an immediately viewable format and must include any software etc. which is required to view the footage. Any discs, portable drives or other storage media onto which the footage is transferred must be provided by the premises.

5. A member of staff who is trained to operate the CCTV system and supply the footage must be present at the premises at all times when licensable activities are taking place.

6. The Designated Premises Supervisor or authorised person by him must ensure that the CCTV system is checked at least once every month by a suitably trained member of staff. This check must include the operation of the cameras, the recording facilities, the facilities for providing footage and the accuracy of the time and date. Records of these checks must be kept for a minimum of six months and be made available to officers of the Metropolitan Police or the Licensing Authority immediately upon request.

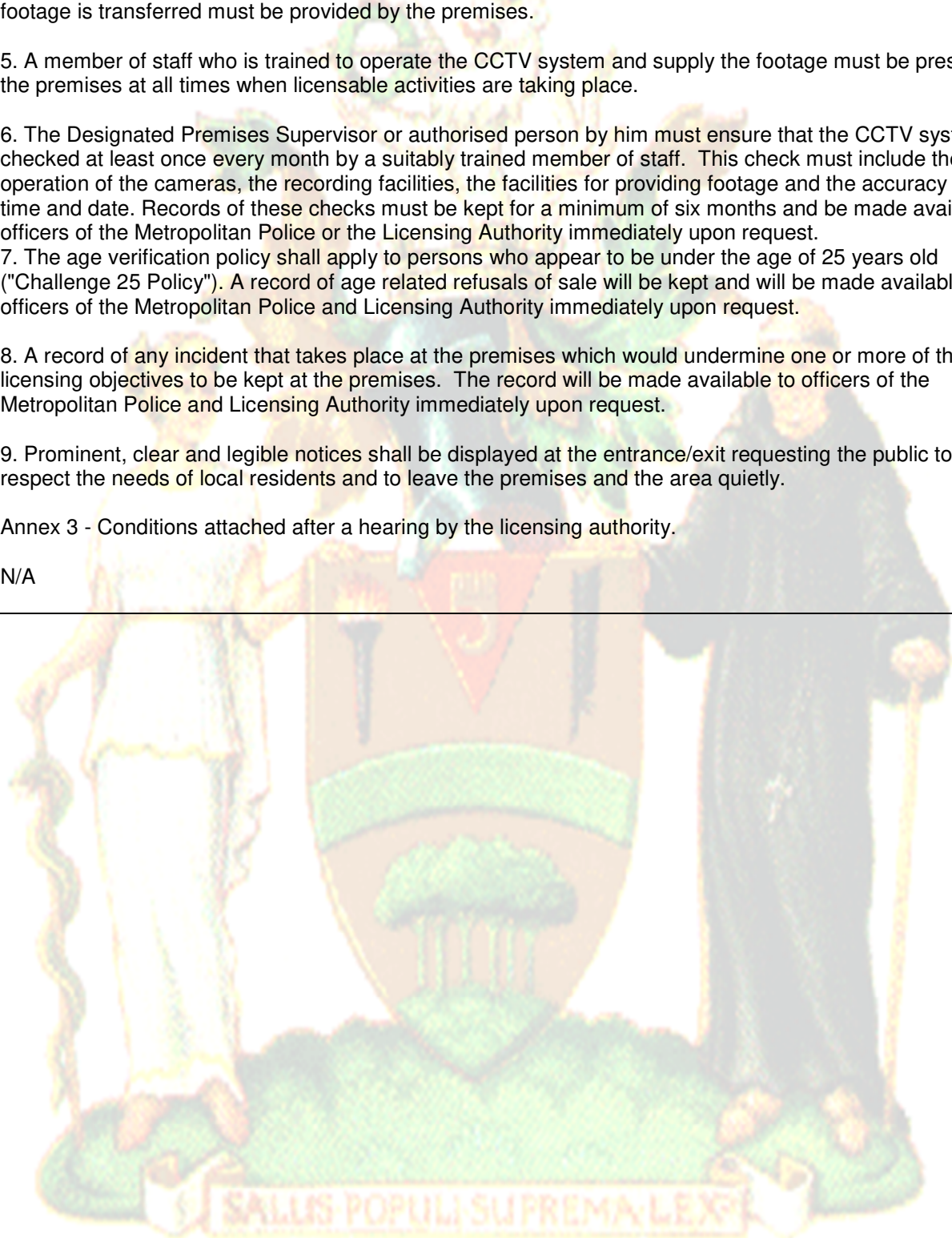
7. The age verification policy shall apply to persons who appear to be under the age of 25 years old ("Challenge 25 Policy"). A record of age related refusals of sale will be kept and will be made available to officers of the Metropolitan Police and Licensing Authority immediately upon request.

8. A record of any incident that takes place at the premises which would undermine one or more of the four licensing objectives to be kept at the premises. The record will be made available to officers of the Metropolitan Police and Licensing Authority immediately upon request.

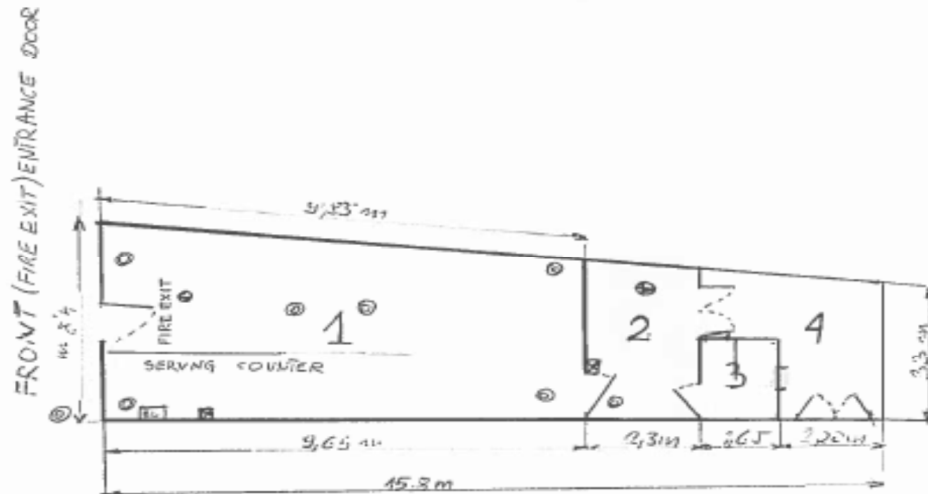
9. Prominent, clear and legible notices shall be displayed at the entrance/exit requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

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

N/A



Annex 4 – Plan



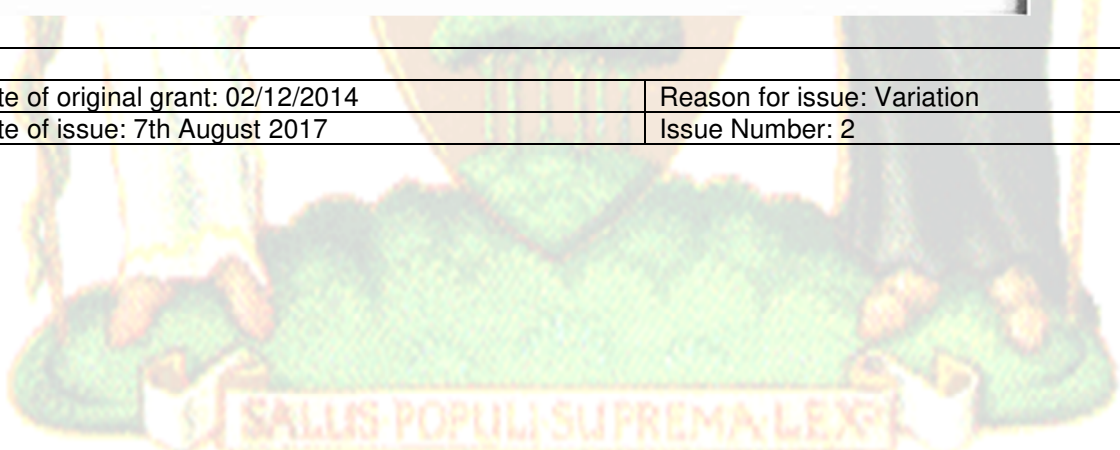
- 1 - SHOP
- 2 - STOCK ROOM/OFFICE
- 3 - TOILET - KITCHEN
- 4 - TEMPORARY BUILDING / CONSTRUCTION
- WINDOWS
- DOORS
- ☒ - FIRE EXTINGUISHER LOCATION
- ⊙ - SMOKE DETECTORS
- ⊙ - CCTV
- EL - EMERGENCY LIGHT

Date of original grant: 02/12/2014

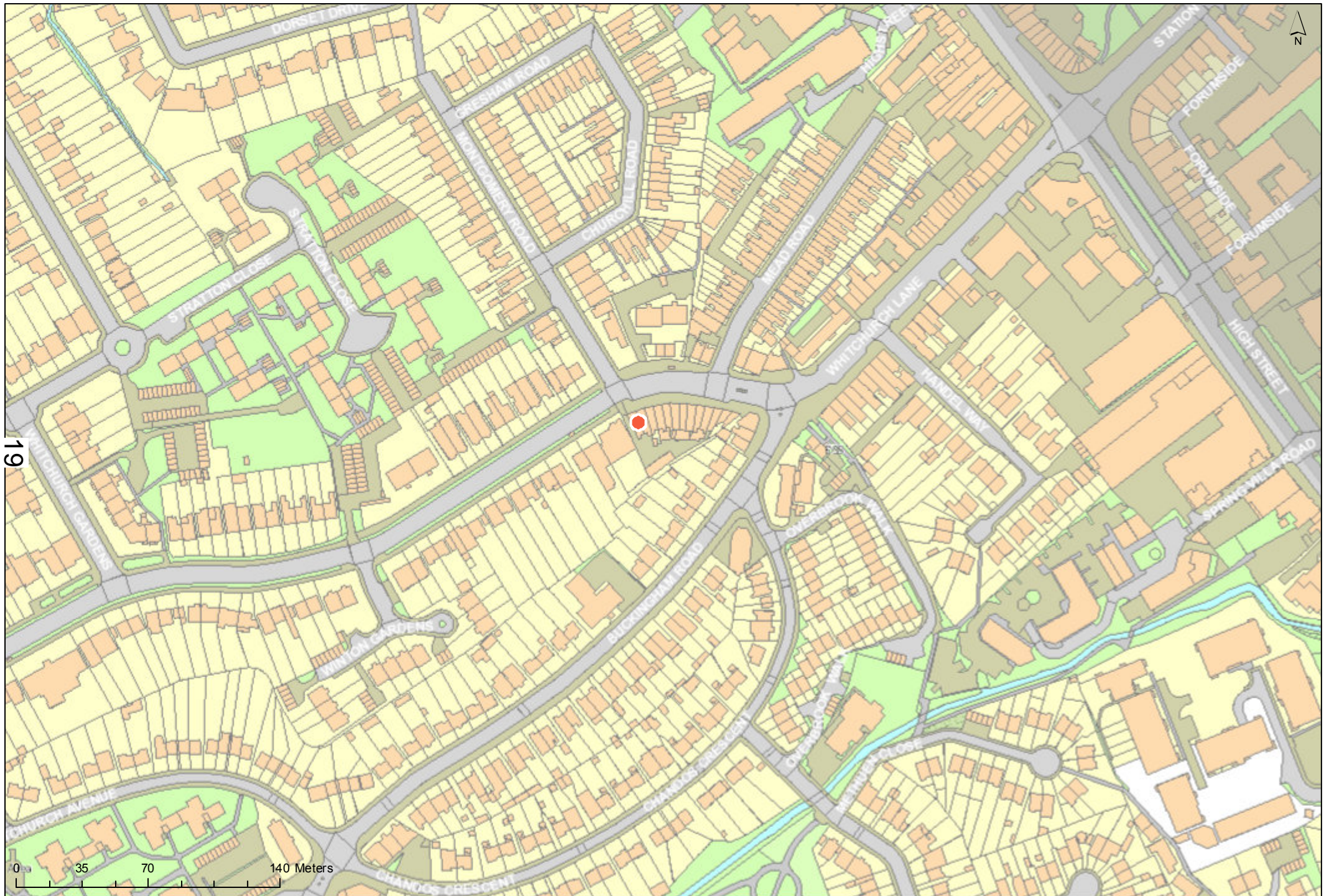
Reason for issue: Variation

Date of issue: 7th August 2017

Issue Number: 2

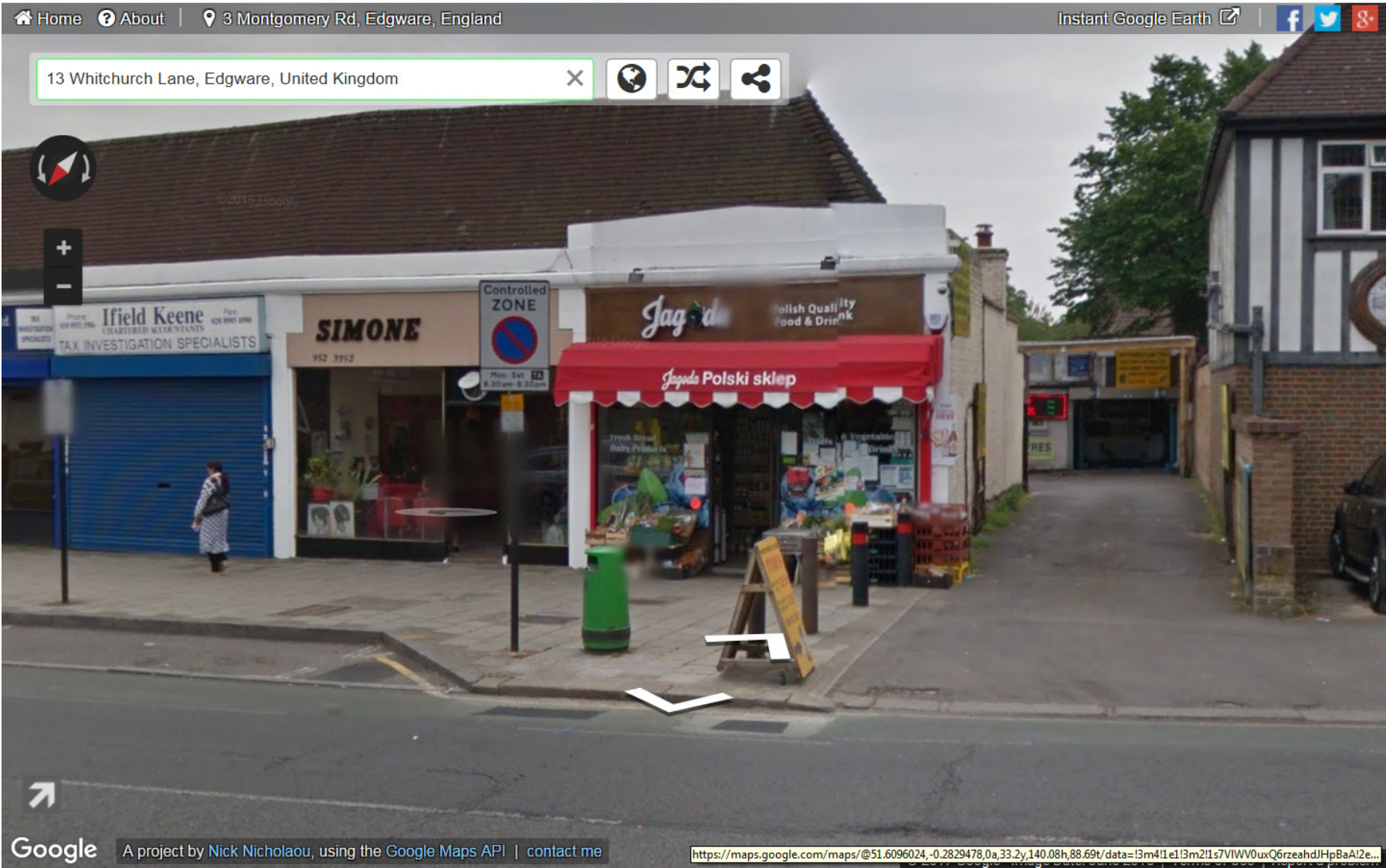


Appendix 2 - location map

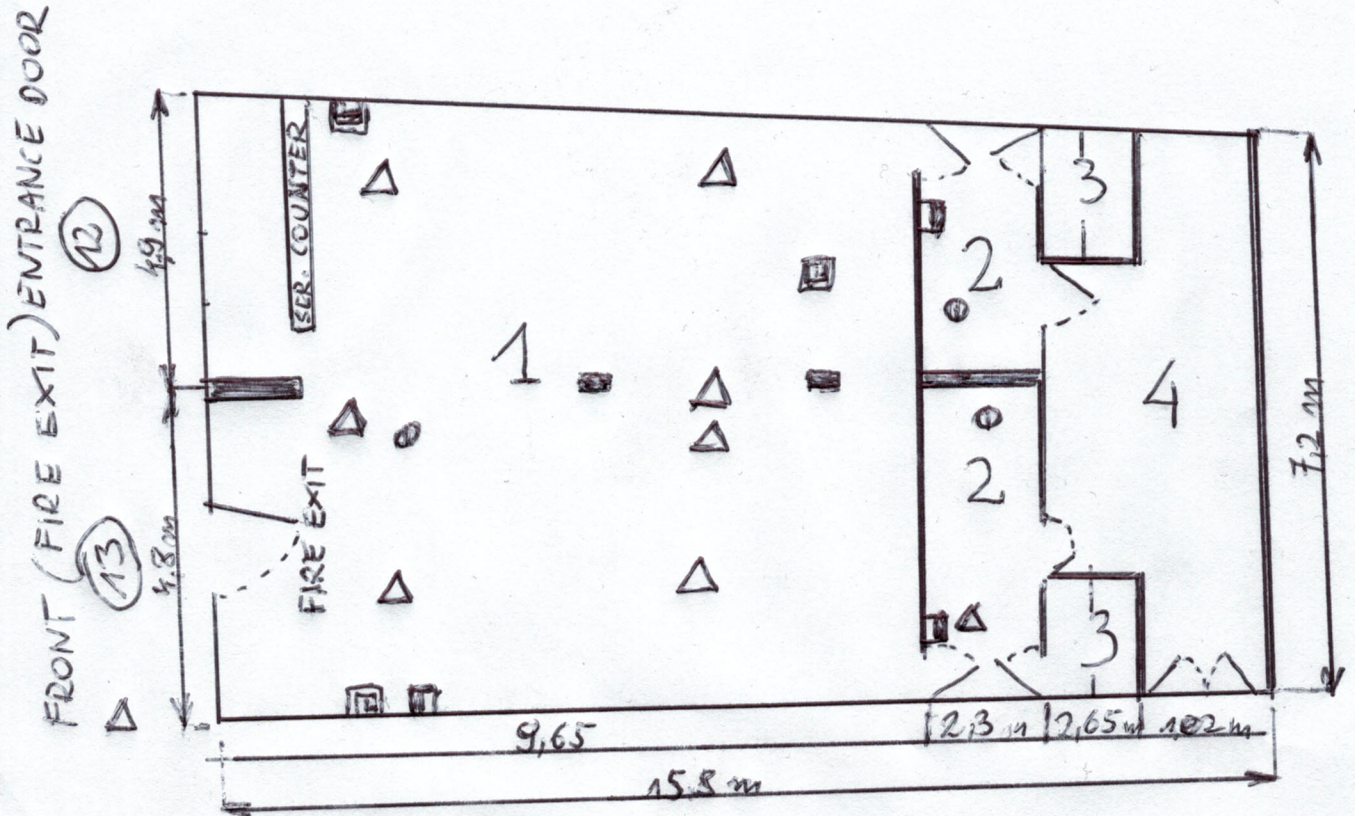


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- 1 - SHOP
- 2 - STOCK/STAFF ROOM
- 3 - TOILET/KITCHEN
- 4 - TEMPORARY BUILDING/CONSTRUCTION

- ☐ - EMERGENCY LIGHTS
- ▣ - FIRE EXTINGUISHER LOCATION
- - SMOKE DETECTORS
- △ - CCTV
- ◊ - DOORS/WINDOWS

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license

From: Ameet Jogia
Sent: 24 August 2017 16:17
To: license
Cc: Amir Moshenson; Bharat Thakker
Subject: RE: Licensing Act 2003 - Jagoda, 12 & 13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6LR.

Thank you the clarification. I would still like to object on the grounds that the local immediate area is suffering from the selling of alcohol...loud noise, anti social behaviour and rubbish. The owners are making no attempts to help alleviate the situation.

Kind regards,

Ameet Jogia

Sent with Good (www.good.com)

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

From: license
Sent: Thursday, August 24, 2017 10:32 AM GMT Standard Time
To: Ameet Jogia
Cc: Amir Moshenson; Bharat Thakker
Subject: RE: Licensing Act 2003 - Jagoda, 12 & 13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6LR.

Dear Councillor

Thank you for your email.

If I can clarify, that this application is to extend Jagoda's premises from number 12 Whitchurch Lane to 12 and 13 Whitchurch Lane (premises that they already occupy). The nature of the Licensing Act requires them to apply for a new licence although they are already licensed to sell alcohol at number 12. I have copied below the relevant part of their application form:

"A grocery shop selling traditional Polish foods, cured meats, drinks, vegetables and fruits as well as alcohol under the Premises Licence Number: LN/000007798/2014/1 for the following property : 13 Whitchurch Parade, Whitchurch Lane, HA8 6 LR (Jagoda Polish Quality Food & Drink).

We are expanding and have taken over the next door property, which is going to change our layout once everything is ready after full remodel. We are going to move alcohol section as well as the cash counter to the new property making more space for other products on the shop floor. We are therefore applying for new premises licence to cover both premises. The application is for the sale of alcohol and consumption off the premises."

Please let me know whether you still wish to object to the application in order that I can arrange a Licensing Panel to consider your objection (which is at present the only objection received).

Yours sincerely,

Jeffrey Leib LLB(Hons), FIOL | Principal Licensing Officer

Public Protection | Community Directorate
Civic Centre, PO Box 18, Harrow HA1 2TU
Internal 7667
External 020 8424 7667

BUILDING A **BETTER**
HARROW
www.harrow.gov.uk

From: Ameet Jogia
Sent: 23 August 2017 17:54
To: Triona Melhuish; Amir Moshenson; Bharat Thakker
Subject: RE: Licensing Act 2003 - Jagoda, 12 & 13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6LR.

Dear Triona,

Thank you for your email. I am against this application, as the area is already severely suffering from such bars...noise, litter and anti social behaviour. Until these problems are sorted, I do not think we should have more.

Kind regards,

Cllr Ameet Jogia

Sent with Good (www.good.com)

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

From: Triona Melhuish
Sent: Tuesday, August 22, 2017 12:37 PM GMT Standard Time
To: Ameet Jogia; Amir Moshenson; Bharat Thakker
Subject: FW: Licensing Act 2003 - Jagoda, 12 & 13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6LR.

Good afternoon

The attached is for your information.

Kind regards

Triona Melhuish | Service Support Officer
Environment and Waste Strategy | Community Directorate

From: Triona Melhuish

Sent: 22 August 2017 10:23

To: ASB; David Gilmour; Fire Auth Electronic Apps (FSRNorthAdmin@london-fire.gov.uk); Gregg Wiggan; Home Office Immigration Enforcement; Joanna Herring; Joanne Smith; license; Lisa Chappell; LSCB LSCB; Patrick Moran; Planning Applications; Public Health; Richard Le-Brun_GW; Trading Standards; Triona Melhuish

Subject: Licensing Act 2003 - Jagoda, 12 & 13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6LR.

Hi all,

The licensing department has received an application for a new premises licence for the following:

Jagoda, 12 & 13 Whitchurch Parade, Whitchurch Lane, Edgware, Middlesex, HA8 6LR.

The application has been accepted and the end of consult will be 19th September 2017.

Please find attached a copy of the application and plan.

Regards

Triona Melhuish | Service Support Officer

Environment and Waste Strategy | Community Directorate

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From: JAGODA SKLEP [mailto:jagoda.sklep@hotmail.com]
Sent: 25 August 2017 18:16
To: license
Subject: Re: RefWK/000631700

Dear Sirs,

Thank you for letting me know about the representation.

If I am allowed to say anything at this point of the process, I would like to mention that we've already been trading selling alcohol since we have been granted permission to do so in December 2014.

We have never had any problems with drunk people or any anti social behaviour. We tend to get more or less the same customers every day, who are local or come specifically to do polish products shopping (not to just buy alcohol), beer and alcohol is only an additional product. We specialise in selling traditional Polish food and general groceries, therefore we attract a specific type of customers for that reason.

We are applying for new licence only because we managed to make our existing shop bigger by joining two properties together. I don't think this is going to change anything in the way we operate apart from the fact that we need to move the cash desk as well as the alcohol section to next door property to help to achieve the desired layout and reduce the amount of goods, which get stolen.

We wanted to extend the hours of opening (currently 9am- 9pm) purely because many people would still be doing shopping after late finish at work and this would help us turning over more stock, which is our main point. I cannot stress enough that this part of the Parade is very much forgotten about and gets less footfall, which makes it really difficult to exist in this market. We need to be more competitive as there are many small shops around and we think we have a great potential by expanding.

As for the loud noise, rubbish and anti social behaviour we are doing everything to prevent from them by always doing what's right, obeying licensing objectives. Our Food Hygiene Rating has also been consistent at 5 Very Good rate and I believe in cooperation with my business neighbours and Authority Representatives.

In my opinion this is not the way to resolve the problem of noise and anti social behaviour as alcohol can still be purchased a stones throw from our shop.

I am looking forward to hearing from you and I hope my points help to make a decision. Should you have any further questions please contact me.

Kind Regards,

Krystyna Zajdel

Sent from my BlackBerry — the most secure mobile device — via the O2 Network

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