

# Licensing Panel AGENDA

**DATE:** Monday 16 October 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)

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**Chair:** (To be appointed)

### **Councillors:**

Maxine Henson  
Phillip O'Dell

Stephen Wright

### **Reserve Members:**

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

**Contact:** Frankie Belloli, Senior Democratic Services Officer  
Tel: 020 8424 1263 E-mail: [frankie.belloli@harrow.gov.uk](mailto: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: Friday 6 October 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 LICENCE FOR BROADFIELDS COUNTRY CLUB, 220 HEADSTONE LANE, HARROW, MIDDLESEX, HA2 6NN (Pages 7 - 32)**

Report of the Divisional Director, Community Directorate

### **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**

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<b>Date:</b>	<b>16 October 2017</b>
<b>Subject:</b>	Application to vary a premises licence for Broadfields Country Club, 220 Headstone Lane, Harrow, Middlesex HA2 6NN
<b>Responsible Officer:</b>	Simon Baxter, Divisional Director – Community Directorate
<b>Exempt:</b>	No
<b>Enclosures:</b>	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)

### **Section 1 – Summary**

An application has been received to vary the premises licence for Broadfields Country Club, (trading as Blue Room, 220 Headstone Lane, Harrow, Middlesex, HA2 6NN to extend the times for licensable activities and hours open to public. Two representations have been received from resident.

### **Section 2 – Report**

- 2.1 Earnps Limited has applied to vary the premises licence (appendix 1) for Broadfields Country Club (trading as Blue Room), 220 Headstone Lane, Harrow, Middlesex HA2 6NN. 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>Late night refreshment**</i>
	<i>Hours open to public</i>	<i>Live music, Recorded music, Performance of dances, and similar, Provision of facilities for music and dance and similar</i>	<i>Sale of alcohol by retail</i>	
<b>Mon</b>	1000 - 2330	1000 - 2300	1000 - 2300	
<b>Tue</b>	1000 - 2330	1000 - 2300	1000 - 2300	
<b>Wed</b>	1000 - 2330	1000 - 2300	1000 - 2300	
<b>Thu</b>	1000 - 2330	1000 - 2300	1000 - 2300	
<b>Fri</b>	1000 – 0030*	1000 – 0000	1000 – 0000	
<b>Sat</b>	1000 – 0030*	1000 - 0000	1000 - 0000	2300 – 0000
<b>Sun</b>	1200 - 2300	1200 – 2230	1200 - 2230	2300 - 0000

\* = Next day

\*\* a licence is only needed for late night refreshment between 2300 and 0500 hours

### Seasonal variations:

Licensable activities can be extended (extended drinking up time) for:

- a) 1 January, New Year's day, one additional hour in the evening
- b) 17 March, St Patrick 's Day, two additional hours in the evening
- c) 23 April, St George's day, one additional hour in the evening
- d) Easter Sunday and Easter Monday, one additional hour in the evening
- e) Sunday prior to May Day Bank Holiday Monday, one additional hour in the evening
- f) May Day Bank Holiday Monday, one additional hour in the evening
- g) Sunday prior to Spring Bank Holiday Monday, one additional hour in the evening
- h) Spring Bank Holiday Monday, one additional hour in the evening
- i) Sunday prior to Summer (August) Bank Holiday Monday, one additional hour in the evening
- j) Summer Bank Holiday Monday, one additional hour in the evening
- k) 24 December, Christmas Eve, one additional hour in the evening
- l) 26 December, Boxing day, one additional hour in the evening

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

\* = Next day

### Proposed seasonal variations:

1. Sale of alcohol by retail and other licensable activities to extend by one hour on Sundays prior to a Bank Holiday Monday.
2. Sale of alcohol by retail can be extended between the terminal hour on New Year's Eve and the commencement hour on the following morning.



- 2.4 The application is also to amend the premises plan (see appendix 4) and to remove some existing licence conditions (see paragraphs 2.14 – 2.15 below).
- 2.5 Description of premises  
The premises are described on the application form as providing restaurant and banqueting facilities. The application also states that it “creates a banqueting part to this existing restaurant part of the venue”.
- 2.6 The premises are located at the end of a cul-de-sac leading from Headstone Lane. It adjoins the Headstone Lane playing fields whilst also being in close proximity to houses in Bannister Close, Broadfields and Random Close.
- 2.5 History of the premises  
The premises were first licensed as Harrow Community Sports Club Ltd by the licensing justices on 4 June 2003. This was converted to a premises licence on 24 November 2005. It was transferred to the current premises licence holder on 25 May 2016.
- 2.6 Designated premises supervisor  
Dilip Patel
- 2.7 Details of application  
Received: 8 September 2017  
Closing date for representations: 6 October 2017  
The application has been advertised in accordance with the prescribed regulations
- 2.8 Representations  
Representations have been received from two other people not being any of the responsible authorities (appendix 5).
- 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.
- 2.12 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.

2.13 Conditions must also be clear, understandable, capable of being complied with by the premises licence holder and enforceable as breach of any condition is a criminal offence.

2.14 The premises licence holder has applied to remove the following conditions from annex 2 of the licence (conditions consistent with the operating schedule) as below:

Number	Condition	Reason
2	Toughened glass is currently in use and will continue to be used.	This condition will be removed, as the premises are no more a pub. This is a restaurant and banqueting venue
4	SIA door supervisor is employed during busy periods.	As above
5	Incidents are logged and recorded in an incident report book	This a more appropriate condition for a Pub/night club/off licence
6	The premises operate a proof of age scheme.	
7	No entry allowed to the premises one hour before the end of licensable activities.	
8	Door supervisors and management monitor the behaviour of customers leaving the premises and display signs encouraging customers to leave the premises quietly.	Will be modified as above
10	AWP (Amusement with prize) machines are to be emptied every night	Removed as no such machines are present any more

2.15 The premises licence holder has applied to remove the following conditions from annex 3 of the licence (conditions attached after a hearing by the licensing authority) as below:

Number	Condition	Reason
4	Amplified sound equipment must be governed by sound limiting equipment set at a level approved by environmental health officers.	The premises have gone through a significant improvement in noise insulation and triple glazing.
5	An accurate and up to date logbook must be maintained in a format prescribed by the licensing authority.	To be removed

2.16 The premises licence holder has proposed adding the following conditions:

*(1) Prevention of crime and disorder*

Adequate number of door supervisors will be provided according to bookings.

*(2) Prevention of public nuisance*

External area will be closed for sale of alcohol after 2300.

*(3) The protection of children from harm*

The premises will operate a Challenge 21 Policy.

- 2.17 The applicant has agreed a set of conditions with the licensing authority's officers in light of the operating schedule, which are set out for the Panel's consideration at appendix 6. Conditions (1) and (2) referred to in paragraph 2.16 above have been re-worded following discussions with the licensing authority's officers. The premises licence is already subject to a mandatory condition to have an age verification policy in place in relation to the proposed condition (3) in paragraph 2.16.

Whilst appendix 6 is provided for the Panel's assistance, the Panel is reminded that any final decision on this application and any conditions to be applied on the licence is the Panel's decision taking in to account all relevant matters, including the representations, legislation, statutory guidance and Harrow's Licensing Policy.

- 2.18 Members should be aware that the premises are entitled to provide live or recorded music between 0800 hours and 2300 hours each day, for premises 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.
- 2.19 When imposing conditions relating to CCTV the Panel should bear in mind the Information Commissioner's guidance<sup>1</sup> 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.
- 2.20 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.

2.7 Licensing policy

Paragraph 6.3 of the licensing authority's statement of licensing policy sets out matters that the Panel may take into account when considering representations (although the Panel is not limited to these matters) including:

- noise reduction measures associated with licensable activities, particularly near to residential properties such as noise limiters, acoustic lobbies, double glazing, ventilation systems etc
- noise mitigation measures associated with licensable activities, particularly near to residential properties
- effective wind-down and dispersal policies
- noise from people arriving at or leaving from the premises and which is related to licensable activities

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<sup>1</sup> [https://ico.org.uk/media/for-organisations/documents/1565/ico\\_view\\_on\\_cctv\\_in\\_pubs.pdf](https://ico.org.uk/media/for-organisations/documents/1565/ico_view_on_cctv_in_pubs.pdf)

- arrangements in place for hiring licensed premises for private parties especially younger “anniversary birthday” parties

2.21 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.

2.22 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.

2.23 The Licensing Panel will be aware that it cannot reduce the existing licensable activity hours of the premises licence.

2.24 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: 2 October 2017		
Name: Baljeet Virdee	<input checked="" type="checkbox"/>	on behalf of the Monitoring Officer
Date: 6 October 2017		

## Section 4 - Contact Details and Background Papers

**Contact:** Jeffrey Leib, Principal Licensing Officer Tel: 020 8424 7667  
Email: [Jeffrey.leib@harrow.gov.uk](mailto:Jeffrey.leib@harrow.gov.uk)

**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/000000534/2016/8

Part 1 – Premises details

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

Broadfields Country Club, Broadfields Country Club, Entrance Between 220, Headstone Lane,  
Harrow, Middlesex, HA2 6NN

Telephone Number: 02083487789

Where the licence is time limited, the dates:

N/A

Licensable activities authorised by the licence:

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

Signed by Richard LeBrun  
Environmental Services Manager (Public Protection)



A handwritten signature in black ink, appearing to be 'R. LeBrun'.



**Licensable area  
Hours open to public**

Sunday	00:00 - 00:30	12:00 - 23:00
Monday	10:00 - 23:30	-
Tuesday	10:00 - 23:30	-
Wednesday	10:00 - 23:30	-
Thursday	10:00 - 23:30	-
Friday	10:00 - 00:00	-
Saturday	00:00 - 00:30	10:00 - 00:00

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

**Location: Licensable area**

**Live music (e) Recorded music (f) Performance of dances (g) Performance similar to e f g**

Sunday	12:00 - 22:30	-
Monday	10:00 - 23:00	-
Tuesday	10:00 - 23:00	-
Wednesday	10:00 - 23:00	-
Thursday	10:00 - 23:00	-
Friday	10:00 - 00:00	-
Saturday	10:00 - 00:00	-

**1. Licensable activities can be extended (extended drinking up time) for**

- A) 1 January, New Year's day, one additional hour in the evening**
- B) 17 March, St Patrick 's Day, two additional hours in the evening**
- C) 23 April, St George's day, one additional hour in the evening**
- D) Easter Sunday and Easter Monday, one additional hour in the evening**
- E) Sunday prior to May Day Bank Holiday Monday, one additional hour in the evening**
- F) May Day Bank Holiday Monday, one additional hour in the evening**
- G) Sunday prior to Spring Bank Holiday Monday, one additional hour in the evening**
- H) Spring Bank Holiday Monday, one additional hour in the evening**
- I) Sunday prior to Summer (August) Bank Holiday Monday, one additional hour in the evening**
- J) Summer Bank Holiday Monday, one additional hour in the evening**
- K) 24 December, Christmas Eve, one additional hour in the evening**
- L) 26 December, Boxing day, one additional hour in the evening**

**Location: Licensable area**

**Late night refreshment**

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

**1. Licensable activities can be extended (extended drinking up time) for**

- A) 1 January, New Year's day, one additional hour in the evening**
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- J) Summer Bank Holiday Monday, one additional hour in the evening**
- K) 24 December, Christmas Eve, one additional hour in the evening**
- L) 26 December, Boxing day, one additional hour in the evening**



**Location: Licensable area**

**Sale of retail alcohol**

Sunday	12:00 - 22:30	-
Monday	10:00 - 23:00	-
Tuesday	10:00 - 23:00	-
Wednesday	10:00 - 23:00	-
Thursday	10:00 - 23:00	-
Friday	10:00 - 00:00	-
Saturday	10:00 - 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.**

**1. Licensable activities can be extended (extended drinking up time) for**

- A) 1 January, New Year's day, one additional hour in the evening**
- B) 17 March, St Patrick 's Day, two additional hours in the evening**
- C) 23 April, St George's day, one additional hour in the evening**
- D) Easter Sunday and Easter Monday, one additional hour in the evening**
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- I) Sunday prior to Summer (August) Bank Holiday Monday, one additional hour in the evening**
- J) Summer Bank Holiday Monday, one additional hour in the evening**
- K) 24 December, Christmas Eve, one additional hour in the evening**
- L) 26 December, Boxing day, one additional hour in the evening**

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):

Earnps Limited  
3rd Floor, Vyman House  
104 College Road  
Harrow  
HA1 1BQ

Telephone: 020 8348 7789

Telephone : 07970618372

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

**04761158**

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

**Dilip Patel**

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

**HARINGEY - LN00004968**

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) “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. The manager will actively participate and support the local Pubwatch Scheme, if it is active

2. Toughened glass is currently in use and will continue to be used.

3. No promotions that encourage illegal, irresponsible or immoderate drinking.

4. SIA door supervisor is employed during busy periods.

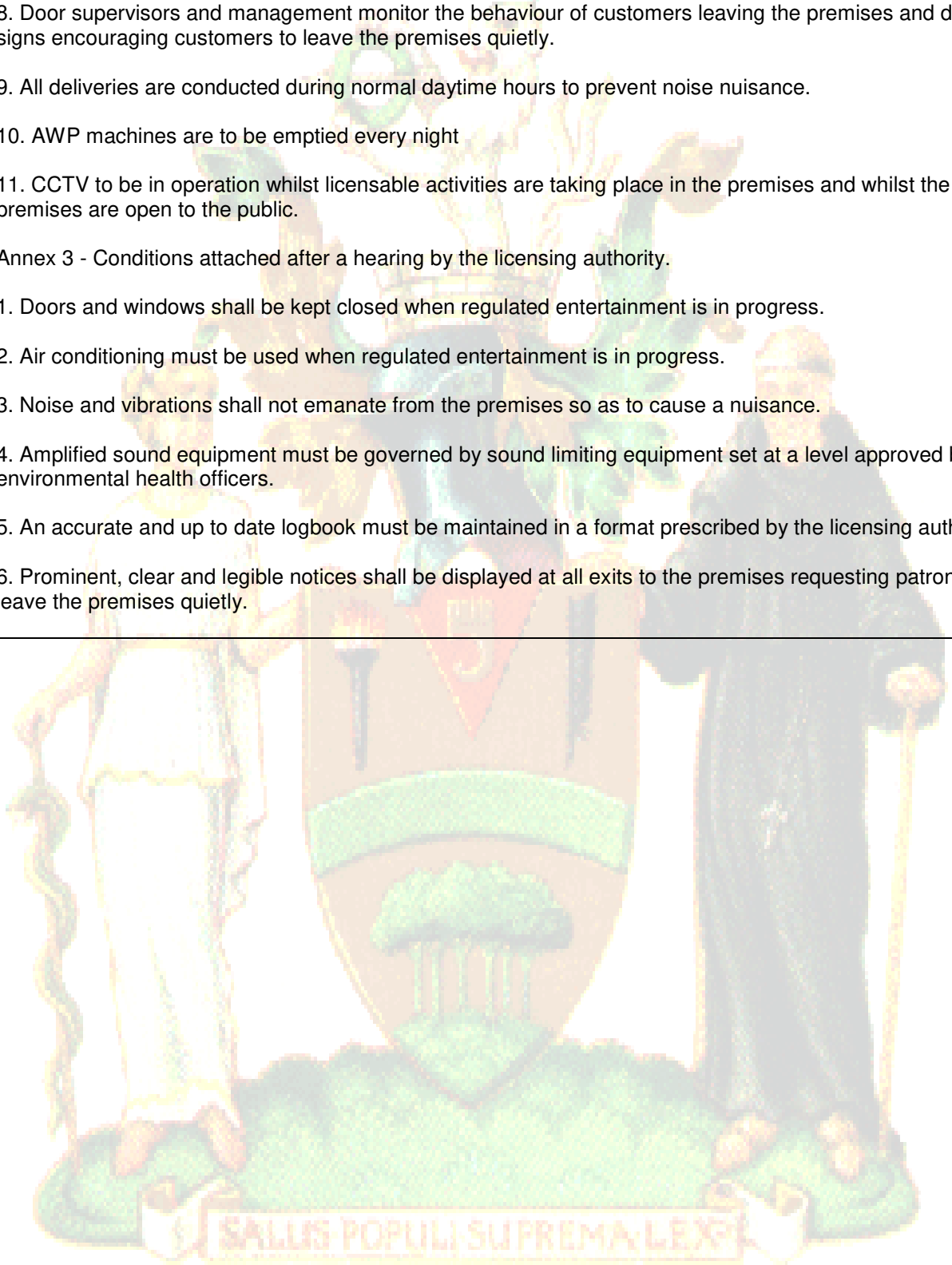
5. Incidents are logged and recorded in an incident report book.

6. The premises operate a proof of age scheme.

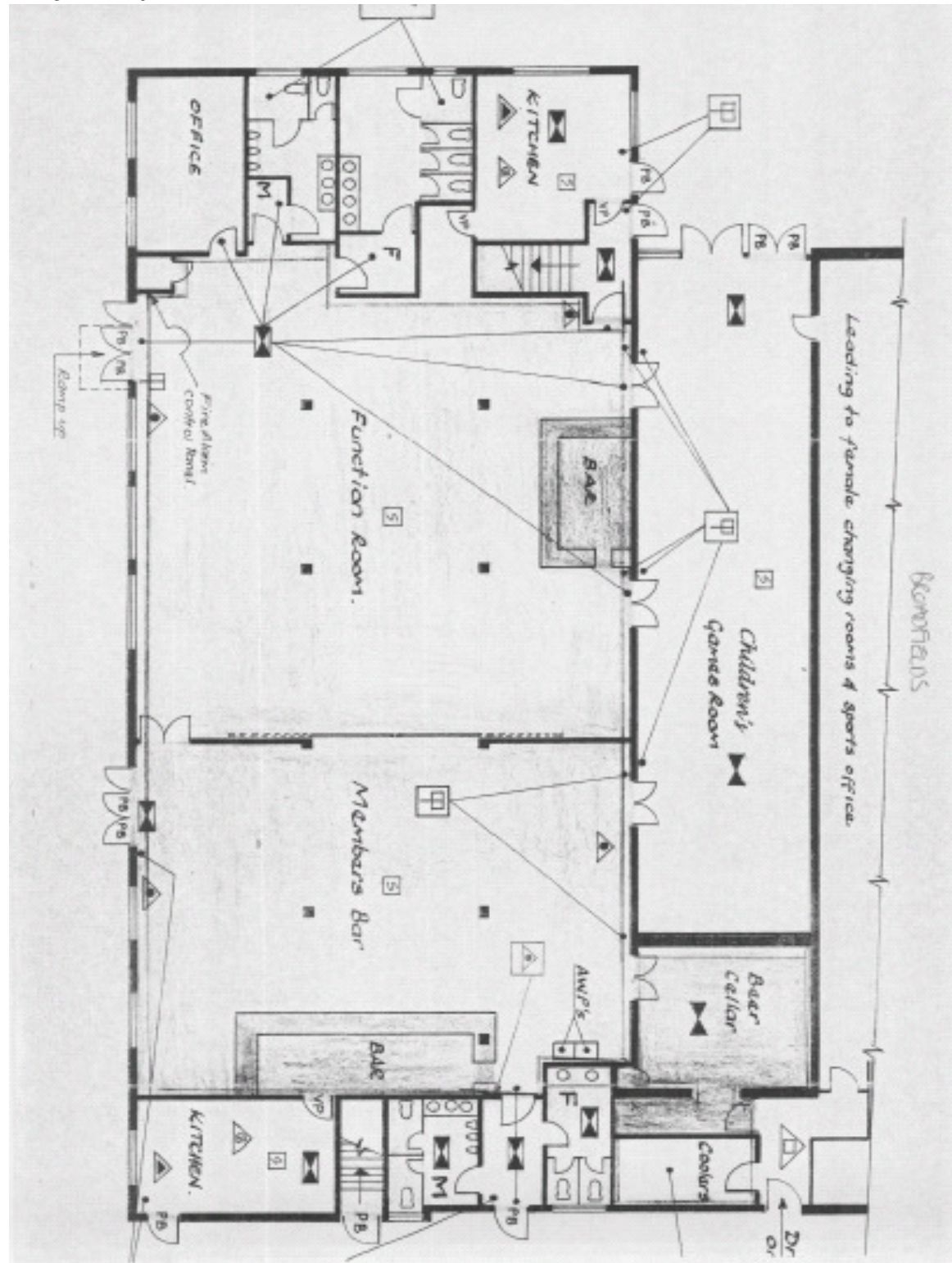
7. No entry allowed to the premises one hour before the end of licensable activities.
8. Door supervisors and management monitor the behaviour of customers leaving the premises and display signs encouraging customers to leave the premises quietly.
9. All deliveries are conducted during normal daytime hours to prevent noise nuisance.
10. AWP machines are to be emptied every night
11. CCTV to be in operation whilst licensable activities are taking place in the premises and whilst the premises are open to the public.

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

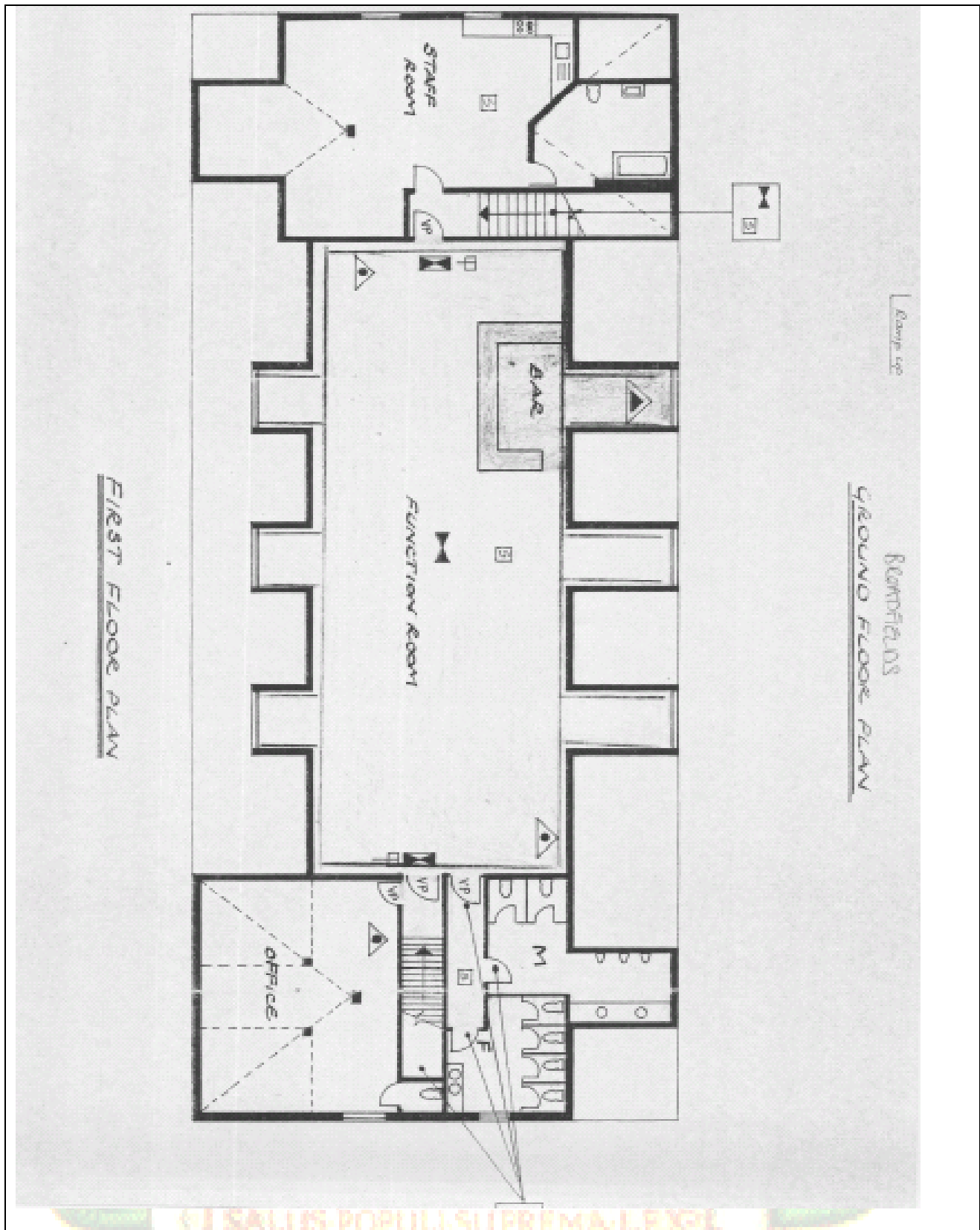
1. Doors and windows shall be kept closed when regulated entertainment is in progress.
2. Air conditioning must be used when regulated entertainment is in progress.
3. Noise and vibrations shall not emanate from the premises so as to cause a nuisance.
4. Amplified sound equipment must be governed by sound limiting equipment set at a level approved by environmental health officers.
5. An accurate and up to date logbook must be maintained in a format prescribed by the licensing authority.
6. Prominent, clear and legible notices shall be displayed at all exits to the premises requesting patrons leave the premises quietly.



Annex 4 – Plan



SALUS POPULI SUPREMA LEX EST



Date of original grant: 14/02/06	Reason for issue: Variation Of DPS
Date of issue: 20th July 2016	Issue Number: 8

Appendix 2 - location map

Legend



Licenced Premises

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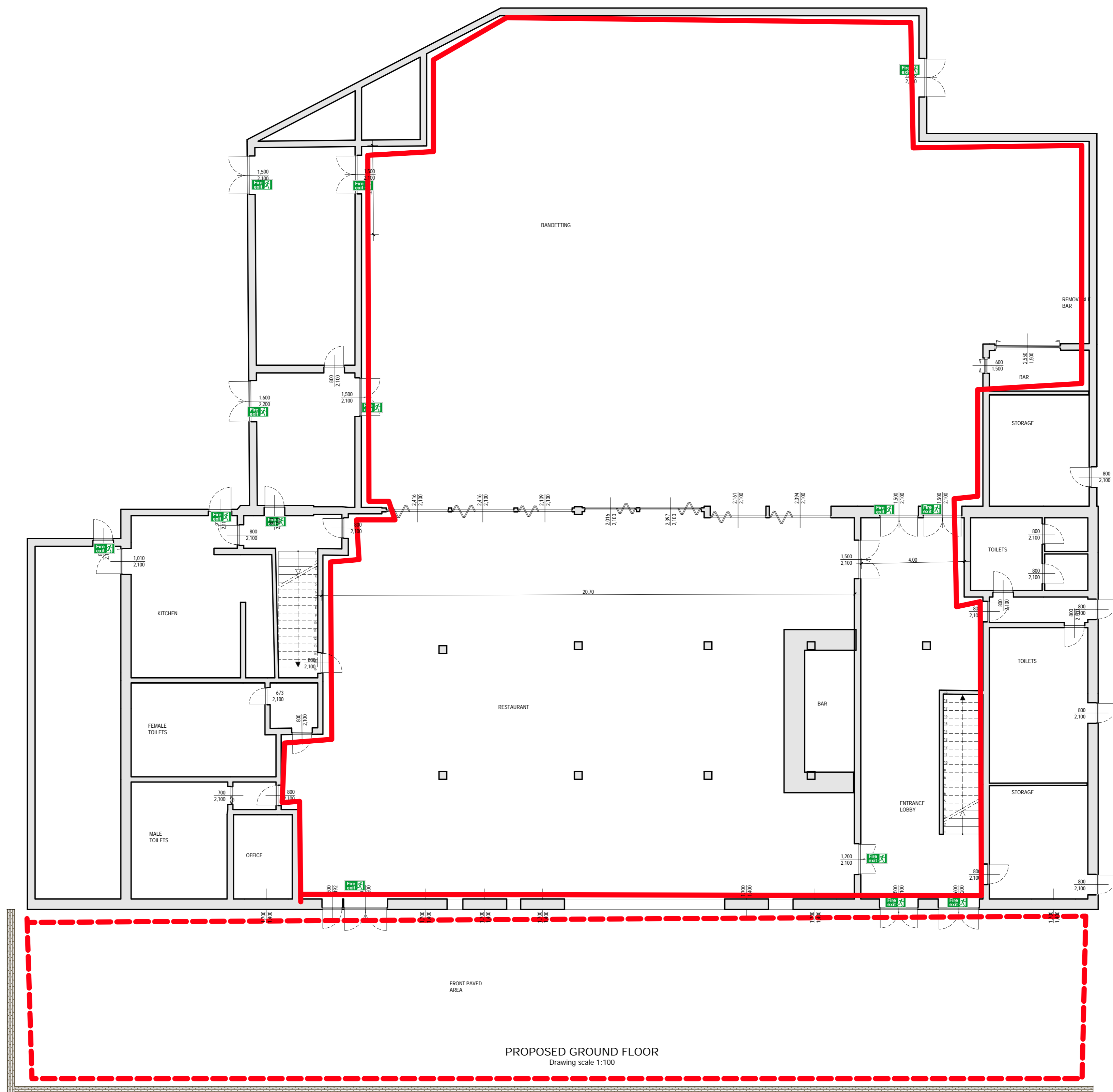
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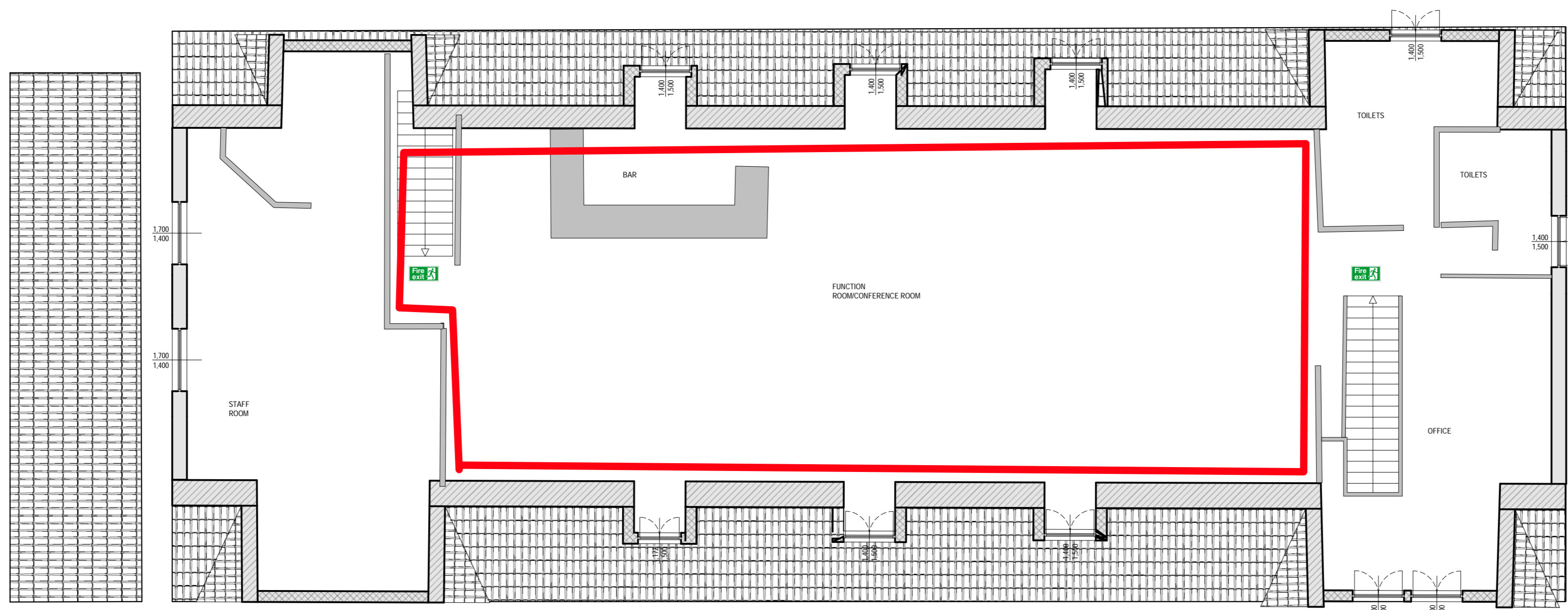
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— Sale of Alcohol, LMR and Reg. Entertainment  
- - - Sale of Alcohol



COMPLIANCE DIRECT LTD	SUBJECT	BLUE ROOM (BROADFIELDS COUNTRY CLUB) PROPOSED	PROJECT	LICENSING PLAN	DRAWING MODEL
		RED line denotes Licensable activity.	CLIENT	EARNPS LTD	<b>FINAL</b>
	DESIGNER		PROJECT MANAGER		Drawing Scale 1:100 A1
					Reg No. CDL/BLUEROOM/2017
					revision 2
					date 03/09/2017

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## APPENDIX 5 REPRESENTATIONS

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

From: Naomi Upton [mailto:]

Sent: 15 September 2017 18:14

To: license

Subject: Application to amend licence

To whom it may concern,

We have recently become aware of an application by Broadfields Country Club, 220 Headstone Lane, HA2 6NN to extend the hours authorised for licensable activities and to amend the layout plan.

As local residents (our property backs on to the country club) we strongly oppose such action for the following reasons:

1. This a quiet residential area and the activities from the country club are already a disturbance. I have previously lodged a complaint with Harrow Council following noise disturbances from the premises - this is available upon request.
2. Any building work would be disruptive and we have already had to put up with years of building work on the premises which never seems to be completed.
3. There are numerous families (including ours) with young children whose bedrooms are a matter of meters away from the country club. This is already a problem and extending the licence would mean no sleep for anyone.
4. Extending the trading hours will almost certainly increase antisocial behaviour by default which is not something we wish to welcome into our quiet, family neighbourhood.

To summarise the country club is surrounded by family homes of people who are already disturbed more than they would like and I know personally that numerous people have complained about noise issues in the past. It would be disastrous to the peace and happiness of the neighbours should this be approved.

Please do not hesitate to get in touch with me if you would like any further information regarding this.

Kind regards,

The Stevenson Family,  
Randon Close,  
HA2 6NW

Sent from my iPhone

**From:** Georgie Sagnella [mailto:]  
**Sent:** 05 October 2017 14:27  
**To:** license  
**Subject:** Licensing Act 2003 - EARNP Ltd -Request to Vary License - Broadfields Country Club

For the attention of Jeffrey Leib LLB (Hons), FIOL

Principal Licensing Officer

Dear Sir

Thank you for your e-mail regarding the above and I note your comments therein.

I wish to address the issue of the Prevention of Public Nuisance.

The requested amended opening hours for the premises will be 14 hours per day Sunday to Thursday plus an extra hour for late night refreshments, which equals 15 hours in total.

On Fridays and Saturdays this request extends to 16 hours per day and again an extra hour for late night refreshments, equalling 17 hours in total.

Randon Close, together with Broadfields and the surrounding areas are residential properties. I consider the granting of the amending opening hours to constitute a Public Nuisance to the residents and as such most strongly protest to the same.

Yours faithfully

Georgina Sagnella (Mrs)

**Appendix 6  
Summary of proposed times and conditions**

**Broadfields Country Club, trading as Blue Room, 220 Headstone Lane, Harrow,  
Middlesex HA2 6NN**

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**Licensable activities**

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

\* = Next day

**Proposed seasonal variations**

- (1) Sale of alcohol by retail and other licensable activities to extend by one hour on Sundays prior to a Bank Holiday Monday.
- (2) Sale of alcohol by retail can be extended between the terminal hour on New Year's Eve and the commencement hour on the following morning.

**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.

**Annex 2 – conditions consistent with Operating Schedule**

Prevention of crime and disorder

1. The Designated Premises Supervisor shall be responsible for maintaining a record for at least 12 months of "Significant Incidents" that occurs on the premises whilst licensable activities are being provided.
2. "Significant Incidents" to be recorded include (but are not limited to):
  - (a) failures of or faults with the CCTV system
  - (b) refusals of alcohol sales
  - (c) calls to the police arising from illegal drugs on the Premises
  - (d) other matters that may affect the licensing objectives

- (e) assaults or other injuries whether or not police or medical assistance is required
- (f) CCTV and electronic identification system records supplied to Police and Licensing Authority officers
- (g) seizures of false identification

3. The premises licence holder shall conduct a risk assessment for each and every booking they take to ascertain how many door supervisors may be needed for any particular occasion. The premises licence holder shall seek or take advice from the police licensing officer for Harrow about the number of door supervisors that may be required for any bookings or events likely to undermine the licensing objectives.
4. (1) The Premises Licence Holder or Designated Premises Holder shall install and maintain a comprehensive CCTV system to the satisfaction of the Metropolitan Police. All entry and exit points must be covered enabling frontal identification of every person entering.  
  
(2) The Designated Premises Licence Holder shall ensure that the CCTV system shall continually record whilst the Premises is open for licensable activities and during all times when customers remain on the Premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping.  
  
(3) Recordings shall be made available immediately upon the request of the Police or authorised officer of the Licensing Authority providing such requests are in connection with the prevention or detection of crime. Recordings are to be supplied to in the form of digital download burned onto a flash drive, DVD or CD disc.  
  
(4) A staff member from the Premises who is conversant with the operation of the CCTV system shall be on the Premises at all times when the Premises is open to the public. This staff member shall be able to show Police or an authorised officer to the licensing authority recent data or footage with the minimum delay when so requested.  
  
(5) All faults with the CCTV system shall be repaired as soon as possible and in any case within two working days after which time, if the system is still inoperative no licensable activities shall take place without the agreement of Harrow Police Licensing Officer and/or Licensing Authority until the fault is rectified.

#### Prevention of public nuisance

5. External area will be closed for sale of alcohol after 2300 hours.
6. All deliveries are conducted during normal daytime hours to prevent noise nuisance.
7. Doors and windows shall be kept closed when regulated entertainment is in progress.
8. Air conditioning must be used when regulated entertainment is in progress.
9. Loudspeakers shall not be located in the entrance lobby or outside premises building. Loudspeakers and other sound amplification equipment must not be directed outwards towards any street or residential building, or installed externally to the Premises.
10. Prominent, clear and legible notices shall be displayed at all exits to the premises requesting patrons leave the premises quietly.