

# **Licensing Panel**

## **Minutes**

### **17 September 2024**

**Present:**

**Chair:** Councillor Ramji Chauhan

**Councillors:** Govind Bharadia Maxine Henson

**32. Appointment of Chair**

**RESOLVED:** That Councillor Ramji Chauhan be appointed Chair of the Licensing Panel Hearing.

**33. Declarations of Interest**

**RESOLVED:** To note that there were no declarations of interest made by Members.

**34. Licensing Procedures**

The Chair asked the Panel Members, officer/s, Responsible Authority/ies and other attendees at the meeting to introduce themselves and then outlined the procedure for the conduct of an oral hearing, which was set out in the agenda.

### **Resolved Items**

**35. Objection Notice - Temporary Event Notice submitted for Unit 2, Brember Road, South Harrow, HA2 8AX**

**Decision of the Licensing Sub-Committee**

**17<sup>th</sup> September 2024**

**Unit 2, Brember Road, South Harrow, Harrow, HA2 8AX (“the Premises”)**

This is an application for a standard Temporary Event Notice (“TEN”) made under section 100 of the Licensing Act 2003 in relation to Unit 2, Brember Road, South Harrow, Harrow, HA2 8AX (the “Premises”).

The TEN seeks to permit the sale by retail of alcohol (on premises only), the provision of regulated entertainment and the provision of late-night refreshments. This event is due to take place from 20:00 hours on Friday 27<sup>th</sup> September 2024 until 02:00 hours on Saturday 28<sup>th</sup> September 2024.

An objection notice was received from the Local Authority’s Environmental Protection Team regarding concerns that allowing the premises to be used in accordance with the TEN would undermine the licensing objective of the prevention of public nuisance following the Applicant’s previous event held on 2<sup>nd</sup> August 2024.

The Objector was not in attendance.

The Sub-Committee must consider whether or not the Applicant can positively promote the licensing objectives in the local area. The options available to the Sub-Committee are to either approve or reject the TEN. The Sub-Committee are not at liberty to impose conditions on the TEN due to the Premises not having an existing premises licence or club premises certificate.

The Licensing Officer presented their report to the Sub-Committee.

The Applicant advised the Sub-committee, that she had planned to film and host a dating show followed by an after party.

The Sub-Committee queried with the Applicant regarding her last TEN Application and the representation made by the Environmental Health Team as their objection was based on noise nuisance.

The Applicant advised that she made checks on two occasions to see if the music was audible outside the Premises. She advised that the first check was at 9pm where she walked up and down Brember Road and could not hear any music and could not remember the exact time of the second check but still could not hear the music along the road. The Applicant acknowledged that when approaching the main entrance of the Premise that the music was audible.

She further advised that two officers from Licensing Team attended the Premises, and Police attended on two occasions during the evening and did not find any issue.

She was not informed by Environmental Health Officers or Licensing Officers that there was an issue with the noise. If she was informed that she would have taken the appropriate steps to mitigate any noise nuisance.

The Sub-Committee asked the Applicant why she was seeking late hours as the area local business close around 12am. The Applicant advised recording would take a few hours and that the patrons that would attend this event have

different working hours, and the time sought would allow them to attend. The Sub-Committee made further enquiries regarding the nature of the event. The Applicant advised that it is based on American dating show where a group of people are introduced to each other, and they can either pop their balloon or not to express their interest. The Applicant wanted to do a British version of this.

The Sub-Committee made further enquires as to who would be attending this event. The Applicant advised that this event was aimed at mature adults, and here would be no under 18's. The Applicant further advised that this event would be a seated event with food and drinks.

In respect of mitigating noise nuisance, the Applicant advised that it was not ticketed event, and it would be 80 people attending which included staff. She further advised that wristbands to give to patrons upon their entry to the Premises and counters to ensure that the capacity of the Premises was not exceeded. However, the Applicant did not believe that more 80 people would attend the event.

In respect of the previous TEN Application, the Sub-Committee made further enquiries as to security. The Applicant advised that she had a total of 6 security and that the event finished at 1.30am and the Premises was clear by 2am.

The Sub-Committee made enquiries into the Premises, whether the DJ had a noise limiter. The Applicant confirmed that the DJ did have one to control the music.

It was noted in the during the hearing, the Licensing Officer raised that the Premises did not have appropriate planning permission. The Applicant advised that she had applied for a change of use of the Premises to ensure that she was in compliance with the relevant legislation.

The Sub-Committee considered the written representation made by the Environmental Protection Team.

The Sub-Committee has carefully considered all written and oral representations, as well as the relevant statutory legislation, statutory guidance, licensing objectives and Harrow's Licensing Policy.

In summary, the Sub-Committee has decided, after taking into account all of the individual circumstances of this case that it is necessary for the promotion of the four licensing objectives to grant the TEN with modified hours for the sale by retail of alcohol (on premises only), the provision of regulated entertainment and the provision of late-night refreshments from 20:00 hours on Friday 27<sup>th</sup> September 2024 until 12:30 hours on Saturday 28<sup>th</sup> September 2024. The Premises is to close at 01:00 on Saturday 28<sup>th</sup> September 2024.

If any of the parties are unhappy with the decision they are entitled to appeal to the magistrates' court within 21 days from the date of notification of this decision.

## **Licensing Sub-Committee**

(Note: The meeting, having commenced at 6.30 pm, closed at 7.45 pm).

(Signed) Councillor Ramji Kanji Chauhan  
Chair