

Harrow Council, Licensing Section, P O Box 18, Station Road, Harrow.

Representation in support of an Application for Review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
You may wish to keep a copy of the completed form for your records.

I, Puthrasingam Sivashankar, Licensing Officer make this representation under
(Insert name of applicant)
the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description	
Jamesons, 34 South Parade, Mollison Way. Edgware.	
Post town Harrow	Post code (if known) HA3 8RF

Name of premises licence holder or club holding club premises certificate (if known)
JAMES FRANCIS KELLY
Number of premises licence or club premises certificate (if known)
0806-GHLT-4GGJ-YNMH

Part 2 - Applicant details

I am

Please tick ✓ yes

- | | |
|---|--------------------------|
| 1) an interested party (please complete (A) or (B) below) | <input type="checkbox"/> |
| a) a person living in the vicinity of the premises | <input type="checkbox"/> |
| b) a body representing persons living in the vicinity of the premises | <input type="checkbox"/> |
| c) a person involved in business in the vicinity of the premises | <input type="checkbox"/> |
| d) a body representing persons involved in business in the vicinity of the premises | <input type="checkbox"/> |

2) a responsible authority (please complete (C) below) X

3) a member of the club to which this application relates
(please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

First names

I am 18 years old or over

Please tick yes

Current address

Post Town

Post Code

Daytime contact telephone number

Email address

(optional)

(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Puthrasingam Sivashankar, Licensing Officer, Harrow Council, PO Box 18, Civic Centre, Station Road, Harrow, HA1 2UT
Telephone number (if any)
E-mail (optional) licensing@harrow.gov.uk

This representation relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input type="checkbox"/> |
| 2) public safety | |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

Please state the ground(s) for review (please read guidance note1)

Further to reports from the Out of Hours Noise Service as to noise nuisance from music and other alleged breaches of the Premises Licence, I visited the premises on 2nd September 2013 around 1255 with Police Licensing Officer Jas Verdi.

As we entered the there were about 10 to 12 persons in the premises and about 4 of them were sitting around the bar area with a very young boy, about 11 years old, with them. The bar was attended by Gabriella Surdu.

Met with Eva Okun, who introduced herself as the manager at the premises for the last 5 years. Ms Okun also confirmed that Mr Kelly, the DPS and Licence holder had just left the premises and will be returning later. Ms Okun tried to call Mr Kelly to return but unfortunately he had another appointment.

I explained to her the reasons for our visit and asked her whether the premises are fitted with a noise limiting device as per condition 17 of the Premises Licence. Ms Okun confirmed that there was never such a device in operation.

As the Noise team has reported that there were no door supervisors present at the time of their visit, I asked about whether there were any door supervisors employed at the premises. Ms Okun could not provide any details of the names or their ID numbers at that time. Ms Okun further confirmed that there was no female door staff employed at the premises.

The same afternoon, I received a call from Mr Kelly, the Licensee and DPS at the premises who confirmed that the Manager Ms Okun is the female door supervisor. I asked Mr Kelly to provide the SIA details for Ms Okun, and Mr Kelly is yet to reply to that request. Under the conditions of the Premises Licence it is an offence to employ door supervisors who are not registered with the SIA.

This premises Licence was issued under the Transitional provisions and due to those provisions this licence has no “Hours Open to Public” stipulated. This appears to have led to the problem of the premises remain open to customers well after the licensable activities causing a public nuisance.

It is also important to note that further to the deregulation of Regulated entertainments, any conditions relating to regulated entertainment are only applicable after 11pm. However, further to this premises causing a public nuisance and not complying with the licence conditions, it is the Authority’s request that the following should be considered by the Panel.

1. to provide a terminal hour 30 minutes after all licensable activities.
2. to impose a condition to state that deregulation does not apply to these premises and all conditions relating to regulated entertainment will apply at all times regulated entertainments are provided.

Please provide as much information as possible to support the application (please read guidance note 2)

Witness statement provided from Police Licensing Officer - attached

**Please tick
yes**

Have you made a representation relating to this premises before

If yes please state the date of that representation, Day Month Year

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If you have made representations before relating to this premises please state what they were and when you made them

Not applicable

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE [AMOUNT], UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent. (please read guidance note 4)

If signing on behalf of the applicant please state in what capacity.

Signature: P Sivashankar

Date: 9 October 2013

Capacity: Licensing Officer

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 5)	
Post town	Post code
Telephone number (if any)	
If you would prefer us to correspond with you using an email address your e mail address (optional)	

Notes for Guidance

1. The ground(s) for representation must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation if available.
3. The application form must be signed.
4. An applicant’s agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address, which we shall use to correspond with you about this representation.

Relevant Representations means;

- a) are about the likely effect of the grant of the premises licence or club premises certificate on the promotion of the licensing objectives,
- b) that the representation were made by an interested party or responsible authority within the period prescribed, 28 days from the application was advertised.
- c) in the case of representations made by an interested party (who is not also a responsible authority) that they are not, in the opinion of the relevant Licensing Authority, frivolous or vexatious.

Further restrictions apply relating to Police Representations on DPS’s and representations on provisional statements. Please check with the Licensing Section.