

Amended representation

**Environmental Health - Domestic****MEMORANDUM****From:** Jo Smith**To:** Licensing**Ext:** 6037**My Ref:****Your Ref:** 644401**Date:** 18/04/2018

Dear Ash,

**Re: Application to vary a Premises Licence - Licensing Act 2003****Address: Bombay Central, 328 High Road, Harrow, Middlesex, HA3 6HS**

I refer to the application to vary a Premises Licence under the Licensing Act 2003, relating to the above named premises and my subsequent discussion with Compliance Direct and Jeffrey Leib.

The Domestic Environmental Health Team, in its capacity as a responsible authority, will continue with its representation to this application, in relation to the licensing objective 'Prevention of Public Nuisance'.

In preparing this representation I, Jo Smith, spoke with the Environmental Health Officers who attended the premises and, like myself, are qualified to assess for noise nuisance. As such I have concerns regarding the close proximity of the residential areas to the external seating area of the premises.

Bombay Central is located on High Road, Wealdstone, in a mixed residential/commercial area. The nearest residential accommodation is approximately 3 metres away from the curtilage of the premises, and approximately 8 metres away from where the premises wishes to have the outdoor seating area.

The grounds for this objection are:

1. The external area is in close proximity to the rear of residential premises, which for the most part would be sleeping accommodation. This would generate noise nuisance for the residents in close proximity to the establishment. Although the car park is nearby, and guests do leave at close of business in the early hours, the fact that nearby residents would also have to contend with loud music and speech on top of people leaving the premises in the early hours would try even the most tolerant of neighbours.

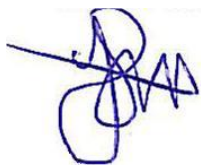
2. The new area would result in light pollution for the neighbouring premises, preventing them from sleeping.
3. There is a possibility that the area would be used for smoking, which would cause a nuisance to those residential properties close by.

Should the Licensing Sub-Committee be minded to grant the licence the following actions/conditions are recommended:

1. No amplified music or speech to be played in the external area at any time.
2. The external area shall only be used up until 22:00 hours Sunday – Thursday and 23:00 hours Friday- Saturday.
3. No persons shall be permitted to smoke outside the rear of the premises after 22:00 hours Sunday – Thursday and 23:00 hours Friday - Saturday.
4. The maximum occupancy of the external area at any one time to be 25 persons (not including serving staff)
5. Clear and legible notices shall be displayed in a prominent position near the exit door(s) requesting that customers leave quietly to avoid disturbing local residents.
6. Clear and legible notices shall be displayed in a prominent position in any external areas where customers are permitted to smoke or drink, requesting that they keep noise to a minimum to avoid disturbing local residents.
7. Any security or other external lighting shall be carefully positioned and oriented to prevent lights shining into nearby residential properties and causing a nuisance. Any lighting other than security lighting shall be switched off after 23:00 hours to prevent occurrence of the nuisance.

I would therefore invite the Licensing Sub-committee to consider this representation when making their decision regarding this application.

Yours sincerely,



Miss Jo Smith  
Team Leader, Domestic Environmental Health