

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

## Making a Representation against an Application (New or variation) for 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, Police Sergeant Carl Davis, make this representation under

the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

#### Part 1 – Premises or club premises details

<b>Postal address of premises or club premises, or if none, ordnance survey map reference or description</b>	
Arya Supermarket , 385 Northolt Road	
<b>Post town Harrow</b>	<b>Post code HA2 8JD</b>

Name of premises licence holder or club holding club premises certificate (if known)
Number of premises licence or club premises certificate (if known)

#### Part 2 - Applicant details

I am

1) an interested party (please complete (A) or (B) below)

Please tick ✓ yes

a) a person living in the vicinity of the premises

b) a body representing persons living in the vicinity of the premises

c) a person involved in business in the vicinity of the premises

d) a body representing persons involved in business in the vicinity of the premises

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

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  Metropolitan Police South Harrow Police Station 74 Northolt Road South Harrow HA2 ODN
Telephone number (if any) 0208 733 3415
E-mail (optional)

**This representation relates to the following licensing objective(s)**

Please tick one or more boxes

- |   |                                     |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety                        | <input checked="" type="checkbox"/> |
| 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)

Police oppose this application in entirety.

It is currently licensed to open and sell alcohol from 0800 to 2300 hrs on Monday to Saturday and from 1000 to 2230 hrs on a Sunday.

On 9/12/2009 it was visited by LBH Licensing enforcement alongside the local (Roxeth) Police Safer Neighbourhood Team. PS Myers (Roxeth SNT) entered a report that as a result of there being no DPS present ( no person acting as DPS at all) he was informed that on 10/12/2009 Harrow Council Enforcement officers visited the shop and ordered the manager to remove all alcohol from display.

Consequently the applicant made simultaneous application to Transfer onto the licence and to become the DPS on 14/12/2009 .

He has been the Licence Holder and DPS since 17/12/2009 as I did not oppose these applications.

On 19/01/2010 PC Pailles, when investigating crime at the premises, recorded that:

“Two suspects entered Arya 385 Northolt Rd, Harrow at approx 2230 near closing time. One created a distraction with the assistant. Both suspects remained loitering in the shop as it was being closed. Suddenly one of the suspects stood near the counter grabbed two bottles of vodka and three bottles of whiskey and ran.

Both suspects were white; one was approx 25-30, the other 30-35.

Management from shop state they are consistently suffering from incidences of shoplifting.”

On 29/06/2010 Paul Haywood of LBH Trading Standards reported to me that on 15/06/2010 as part of the Roxeth (Northolt Road) week of action and alongside the Roxeth Police SNT an inspection at the premises revealed Shisha tobacco incorrectly labeled, no health warning thereon and no duty paid. 6.05 KG was seized by HM Revenue and Customs officers.

On 7/12/2010 I received this application to vary the license.  
The application, as it stands , is for 24 hr opening and alcohol sales until 0200hrs Monday to Saturday and 0100hrs on a Sunday .

I noted that there were no new measures suggested to promote the licensing objectives

I set up a meeting at South Harrow Police Station with the applicant Mr Jamshid Oryakhel.

This meeting was on 09/12/2010

I pointed out that, taking all the prior incidents and matters specific to that premises in mind, police are opposed to 24 hr trading at the shop because of the risk of crime and disorder and public nuisance/disturbance to local residents and certainly because there were insufficient steps proposed in the operating schedule to promote the licensing objectives properly.

Mr Oryakhel agreed and verbally offered to change his hours and to add conditions.

I pointed out that written confirmation is required by the Licensing Authority of the above and that I would need copy of that missive.

I have not had any such confirmation to date and have no confidence that Mr Oryakhel has grasped what is required.

I consequently am not happy that ANY change to the existing Premises License could take place and urge the panel to adopt the same view.

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

**Please tick  
yes**

Have you made a representation relating to this premises before

YES

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

0	9	1	0	2	0	0	6
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**If you have made representations before relating to this premises please state what they were and when you made them**

Representation dated 9/10/2006 - on file with Authority and given to applicant at that time .

**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

.....

Date 7th January 2011

.....  
 Capacity ..... Police Licensing Officer

.....

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

**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.