

REPORT FOR: LICENSING PANEL

Date of Meeting: 30 April 2012

Subject: Consideration of objection notice to a Temporary Event Notice submitted in respect of 'Dooley's Bar, 41-43 Station Road, Harrow, HA1 2UA'

Responsible Officer: John Edwards – Divisional Director, Environmental Services

Exempt: No

Enclosures: Temporary Event Notice
Premises Licence
Objection Notice from Police

Section 1 – Summary

A Temporary Event Notice under the Licensing Act 2003 was submitted to the licensing authority (Harrow Council) to permit licensable activities at the 'Dooley's Bar 41-43 Station Road, Harrow, HA1 2UA' on Saturday 2 June 2012. The Metropolitan Police have submitted an objection notice to the temporary event notice. In accordance with section 105 of the Licensing Act 2003, the licensing authority must hold a hearing to consider the objection notice unless the police, premises user and licensing authority agree that a hearing is unnecessary.

Act 2003, the Council's statement of licensing policy and the steps that are necessary to promote the crime prevention licensing objective.

2.2.3 Having considered those relevant matters and the objection notice, the Licensing Panel is required to do one of the following:

- a. Give the premises user a counter notice if it considers it necessary for the promotion of the crime prevention objective to do so and a notice stating the reasons for its decision, and give a copy of these notices to the relevant chief officer of Police;
- b. Decide not to give a counter notice, giving notice of this decision to the premises user and the relevant chief officer of Police.

2.2.4 It should be noted with these options that clear reasons should be given to the parties for the decision to issue or not issue a counter notice.

2.2.5 In addition to determining the application in accordance with the legislation, Members must also have regard to the following –

- The common law rules of natural justice.
- The provisions of the Human Rights Act 1998.
- The considerations in section 17 of the Crime and Disorder Act 1998 as below:

'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.'

- The Borough Commander, through Sergeant Crump, has submitted an objection notice against this application based on the prevention of crime and disorder objective.

2.3 Financial Implications

None

Section 3 - Statutory Officer Clearance

Name: Kanta Hirani

on behalf of the
Chief Financial Officer

Date: 19 April 2012

Name: Paresh Mehta



on behalf of the
Monitoring Officer

Date: 19 April 2012

Section 4 - Contact Details and Background Papers

Contact: P Sivashankar, Licensing Services Manager, ext 6237

Background Papers: Hearing Regulations
Licensing Act 2003
Council's Licensing Policy