

MEETING

LICENSING SUB-COMMITTEE

DATE AND TIME

MONDAY 6TH MARCH, 2017

AT 10.30 AM

VENUE

HENDON TOWN HALL, THE BURROUGHS, LONDON NW4 4BQ

TO: MEMBERS OF LICENSING SUB-COMMITTEE (Quorum 3)

Councillors

Alison Cornelius
Claire Farrier
John Hart

** The licensing authority will only allow licensing decisions to be taken by a minimum of three Councillors. In the event of one Member being unable to attend, their place will be substituted by another Member taken from the membership of the full Licensing Committee. In the event of this substitution taking place, all parties will be informed of the change of Membership at the beginning of the hearing.*

You are requested to attend the above meeting for which an agenda is attached.

Andrew Charlwood – Head of Governance

Governance Services contact: Governance Service governance.service@barnet.gov.uk

Media Relations contact: Sue Cocker 020 8359 7039

ASSURANCE GROUP

ORDER OF BUSINESS

Item No	Title of Report	Pages
1.	Appointment of Chairman	
2.	Absence of Members (If any)	
3.	Declaration of Members' Disclosable Pecuniary interests and Non Pecuniary interests (If any)	
4.	Licensing Sub-Committee Hearing Procedure	3 - 5
5.	New Premises application - Cha Cha Chicken and Pizza, 62 High Road, London, HA8 7EJ	7 - 35
6.	Motion to exclude the Press and Public	
7.	Deliberation by the Sub-Committee in Private Session	
8.	Re-admission of the Press and Public: Announcement of the decision of the Sub-Committee	
9.	Any other Item(s) the Chairman decides are urgent	

FACILITIES FOR PEOPLE WITH DISABILITIES

Hendon Town Hall has access for wheelchair users including lifts and toilets. If you wish to let us know in advance that you will be attending the meeting, please telephone Governance Service governance.service@barnet.gov.uk. People with hearing difficulties who have a text phone, may telephone our minicom number on 020 8203 8942. All of our Committee Rooms also have induction loops.

FIRE/EMERGENCY EVACUATION PROCEDURE

If the fire alarm sounds continuously, or if you are instructed to do so, you must leave the building by the nearest available exit. You will be directed to the nearest exit by Committee staff or by uniformed custodians. It is vital you follow their instructions.

You should proceed calmly; do not run and do not use the lifts.

Do not stop to collect personal belongings

Once you are outside, please do not wait immediately next to the building, but move some distance away and await further instructions.

Do not re-enter the building until told to do so.

LONDON BOROUGH OF BARNET

LICENSING SUB COMMITTEE

HEARINGS PROCEDURE

AGENDA ITEM 4

General points

The following procedure is based on Regulations made by the Secretary of State under the Licensing Act 2003 ("the Hearings Regulations") which may be viewed or downloaded from the website of the Department for Culture, Media and Sport by following links from www.culture.gov.uk

The procedure is intended as a general framework to ensure natural justice and a fair hearing. The conduct of individual hearings may vary slightly according to circumstances and the discretion of the Chairman. In all cases, however, this general framework will be followed.

The procedure allows each party a maximum period of 5 minutes in which to present their case (Regulations 16 & 24). At the end of the time allowed, the Chairman will terminate the presentation and the hearing will proceed in the form of a discussion led by the authority to explore points of dispute. The discussion will not be timed.

The procedure is subject to periodic review and amendment to reflect best practice and relevant legislative changes. An updated version of this procedure is published as soon as possible following any such amendments.

Governance Officer

- To seek nominations for Chairman
- Elect Chairman
- Hand over to the Chairman

Chairman

- Introduces him/herself and Members of the Committee, and outlines their roles.
- Introduces Licensing, Legal and Governance Officer.
- Explains that Legal and Governance Officers will be present during the Committee's deliberations to advise only, and that the Licensing Officer will be excluded from deliberations.
- Asks parties present to introduce themselves.
- Outlines procedure to be followed.
- Asks all parties to confirm their understanding of the procedure.
- Clarifies any aspect(s) of the procedure where any parties are uncertain or asks Legal or Governance Officer as appropriate to clarify.

Governance Officer

- Informs Committee of absent parties.
- Details persons whom a party is seeking permission to represent them at hearing.
- Panel confer regarding permission.
- Chairman announces decision regarding permission.

Licensing Officer presents the report to the Committee

- Is a statement of the facts including details of the application and operating schedule, relevant policy details, detail representations made, a chronology of events and highlights the points on which the Authority requires clarification.

Applicant

- Presents opening submissions and clarifies points raised by Authority in notice of hearing. Time allowed 5 mins.

Other parties

- Presents opening submissions either in person or by spokes person Time allowed 5 mins per interested party.

Note regarding use of video evidence

Video evidence must be in DVD format and will form part of the relevant party's five minutes opening submission. Any party wishing to use video evidence must submit a copy to the Authority along with sufficient, identical extra copies to serve on all the opposing parties – i.e. if the applicant is submitting it, there must be enough copies for all parties making representations and if a party making representations is submitting it there must be a copy for the applicant. The recording must be edited down to the highlights, containing only relevant matter which relates to the written representation previously submitted. In addition, a description of how, when and where the video was recorded and what it contains must be submitted. These must be supplied to the Authority at least five working days before the hearing.

Members question Licensing Officer on Policy

Discussion

Chairman leads a discussion concentrating on points of dispute:

Chairman asks Applicant what he disputes in other parties' submissions, and asks other parties to comment.

Chairman proceeds through all objectors dealing with all matters of contention.

When Chairman feels all matters have been thoroughly discussed and all parties have been given a fair and equal opportunity to comment and make representations, she/he closes discussion.

Determination

There are two procedures depending on whether or not determination is to be made at the end of the Hearing or within five working days of the Hearing. This later announcement of determination is permitted in terms of the Legislation for certain types of applications.

Chairman informs all present that the Committee will deliberate, that Legal and Governance Officer will remain to advise but will not be part of decision-making process, and that all others must leave (under Regulation 14).

- Parties, apart from Legal and Governance Officer, leave the room.
- The Committee deliberates, with advice as required from Legal and Governance Officer, and reaches a conclusion. The Legal officer may assist, as required, in formulating the wording of the determination.
- Parties return.
- Chairman reads out determination, and advises it will be sent in ⁴

writing to all parties.

- Opportunity for determination to be clarified by any interested party who is unclear.
- Chairman gives advice about appealing against the determination.
- Chairman thanks all for attending and closes the meeting.

...Within five working days of the hearing

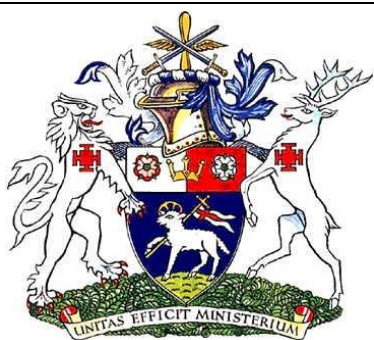
- Chairman explains requirement to determine the Hearing within five working days, and advises that the Committee will proceed to deliberate and announce the determination within that time.
- During deliberations, Legal and Governance Officers remain to advise on law and procedure as required. The Legal Officer may assist, as required, in formulating the wording of the determination. The Licensing Officer plays no part in the determination and withdraws for this part of the proceedings.
- Chairman advises all parties that they will receive written notification of the determination within five working days of the Hearing date, together with general information on how to appeal against the determination.
- Chairman thanks all parties for attending and invites the applicant, objector(s), other party(ies) and the Licensing Officer to leave.

Information on Appealing against the decision

You may at any time before the expiration of a period of 21 days from notification appeal to Willesden Magistrates' Court, 448 High Road London England NW10 2DZ (Telephone 020 8955 0555, DX 110850 Willesden 2) by way of Complaint for an Order. The Court may either dismiss the appeal, substitute for the decision appealed against any other decision which could have been made by the Licensing Authority or remit the case to the Licensing Authority to dispose of it in accordance with the directions of the court, and can make such order as to costs as it thinks fit.

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AGENDA ITEM 5



Licensing Sub-Committee

Monday 6th March 2017

Title	New Premises application, Cha Cha Chicken and Pizza, 62 High Road, London, HA8 7EJ
Report of	Trading Standards & Licensing Manager
Wards	Edgware
Status	Public
Enclosures	Report of the Licensing Officer Annex 1 – Application Form Annex 2 – Representations Annex 3 – Matters for decision
Officer Contact Details	Daniel Pattenden 020 8359 2508 daniel.pattenden@barnet.gov.uk

Summary

This report asks the Sub-Committee to consider an application for a New Premises Licence, under section 17 of the Licensing Act 2003.

Recommendations

1. This report asks the Sub-Committee to consider to consider an application for a New Premises Licence, under section 17 of the Licensing Act 2003 for Cha Cha Chicken and Pizza, 62 High Road, London, HA8 7EJ

1. WHY THIS REPORT IS NEEDED

- 1.1 The licensing authority having received valid representations against the application for a premises licence is expected to hold a hearing to consider those representations. The application can be determined by the licensing authority without a hearing in certain circumstances.

2. REASONS FOR RECOMMENDATIONS

- 2.1 Where a representation is submitted under section 18(3) of the Licensing Act 2003 (and not withdrawn), the authority must hold a hearing to consider it, unless the applicant and any party or responsible authority who has made (and not withdrawn) a valid representation agree, or where the authority considers that the representations are frivolous, vexatious or will certainly not influence the authority's determination of the application.

3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 N/A

4. POST DECISION IMPLEMENTATION

- 4.1 The decision will have immediate effect

5. IMPLICATIONS OF DECISION

5.1 Corporate Priorities and Performance

- 5.1.1 Members are referred to the Council's Licensing Policy for consideration
- 5.1.2 Timely legal and fair decisions support objectives contained within the Corporate Plan. In particular in relation to a "successful London borough" by ensuring that only legal, well regulated licensable activities occur within the borough.

5.2 Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)

- 5.2.1 N/A

5.3 Legal and Constitutional References

- 5.3.1 The Licensing Act 2003 sets out how applications for premises licences should be dealt with where valid representations have been submitted.
- 5.3.2 Under the Constitution, Responsibility for Functions (Annex A), the Licensing Act 2003 and associated regulations, as delegated to it by the Licensing Committee, including the determination of review applications.

5.4 Risk Management

5.4.1 N/A

5.5 Equalities and Diversity

5.5.1 Licence applications are dealt with according to the provisions of the Licensing Act 2003 and associated Regulations which allow both applications and representations to applications to be made by all sectors of the

5.6 Consultation and Engagement

5.6.1 The statutory consultation process that has been followed in accordance with the Licensing Act 2003.

6. BACKGROUND PAPERS

9.1 The application and report of the Licensing Officer and appendices are attached to this report.

Officers Report

LICENSING ACT 2003

OFFICERS REPORT

Cha Cha Chicken & Pizza, 62 High Street, London, HA8 7EJ

1. The Applicants

The application was submitted by David Silverman on behalf of Mohsan Jamil.

2. Application

The application before the subcommittee was submitted under Section 17 of the Licensing Act 2003 for a New Premises Licence. Since the initial application the applicant has reached agreements with the Metropolitan Police, the application now seeks to allow the following:

- To allow the provision of late night refreshment indoors only from 23:00hrs until 02:00hrs Sunday to Thursday and 23:00hrs until 03:30hrs Friday and Saturday.
- To allow the premises to open to member's public from 10:00hrs until 02:00hrs Sunday to Thursday and 10:00hrs until 03:30hrs Friday and Saturday.

A full copy of the application can be seen attached to this report in **Annex 1**.

3. Application process

The applicant has been in discussions with Pc Vicky Wilcock on behalf of Metropolitan Police to the inclusion of various conditions in their application. I can confirm that the applicants agreed to amend their application in order to show the below conditions:

- The premises will have colour digital CCTV coverage. The cameras should cover the entrance to the premises and the serving counter. Images should be of good enough quality to be suitable for ID Circulation purposes (you should be able to identify the subject) Footage will be stored for at least 31 days and should be provided to police or the licensing authority within a reasonable time of any request. If there is no one on the premises who is able to work the system, there will be someone who can be called to the premises or contact details given to the police or licensing authority.
- The premises licence holder shall maintain an incident log book at the premises detailing the following;
 - 1) All incidents of disorder taking place at the premises or immediately outside.
 - 2) All ejections from the premises.
 - 3) All occasions where the emergency services have been called to the premises

A full copy of the agreement can be seen attached to this report in **Annex 2**.

4. Representations

Responsible Authorities

The Licensing Team have received a representation from the London Borough of Barnet noise nuisance team. The representations relates to the prevention of public nuisance licensing objective.

Other representations

The Licensing Team have not received any representations from any other parties.

The representation letter can be seen attached to this report in **Annex 3**.

5. Officer Comments

The licensing Act 2003 does not allow issues relating to parking or need to be considered when determining a licence application.

6. Attaching conditions

The operating schedule, which is part of the application, includes certain additional steps that the applicant will take to protect the licensing objectives. These will become enforceable conditions, should the licence be granted. Additional conditions may be attached to the licence if the committee thinks it appropriate.

The Committee must have regard to all of the representations made and the evidence it hears, and is asked to note that it may not attach conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be appropriate in order to promote the licensing objectives.

In relation to conditions, the statutory guidance at chapter 10.8 states that "The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives."

Full Copies of the Councils Statement of Licensing Policy, the Statutory Guidance to the Act and the Council's Guide to Good Practice at Licensed Premises will be available at the Licensing Sub Committee hearing or in advance if required.

A map centrally locating the premises and a plan shall be made available at the hearing.

Daniel Pattenden
Licensing Officer

Annex 1 – Application Form
Annex 2 – agreements
Annex 3 – Representation
Annex 4 – Matters for decision

Application Form

**Application for a premises licence to be granted
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/We MOHSAN JAMU
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
62 HIGH STREET EDGWARE HA8 7ET			
Post town	EDGWARE	Post code	HA8 7ET
Telephone number at premises (if any)		0208 617 8782	
Non-domestic rateable value of premises		£ 11,000	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

- | | |
|---|---|
| a) an individual or individuals * | <input checked="" type="checkbox"/> please complete section (A) |
| b) a person other than an individual * | |
| i. as a limited company | <input type="checkbox"/> please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> please complete section (B) |
| c) a recognised club | <input type="checkbox"/> please complete section (B) |
| d) a charity | <input type="checkbox"/> please complete section (B) |



- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒
- I am making the application pursuant to a
 - statutory function or ☐
 - a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname <i>JAMIL</i>			First names <i>MOHSAN</i>		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post Town				Postcode	
Daytime contact telephone number		<i>07958 539222</i>			
E-mail address (optional)		<i>r13van@hotmail.com</i>			

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		

I am 18 years old or over		<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

Please give a general description of the premises (please read guidance note1)

TAKE AWAY RESTAURANT
(NO ALCOHOL SOLD)

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- | | |
|---|--------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|---|--------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box L)

☒

Supply of alcohol (if ticking yes, fill in box M)

☐

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10am	3.30am	Please give further details here (please read guidance note 3)		
Tue	10 am	3.30 am			
Wed	10 AM	3.30 AM	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	10 am	3.30 am			
Fri	10 am	4.30 am	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10 am	4.30 am			
Sun	10 am	3.30 am			

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

Please tick yes

- I have made or enclosed payment of the fee ☒
- I have enclosed the plan of the premises ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☒
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable ☒
- I understand that I must now advertise my application ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

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

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	<i>M. R. T. J. L.</i>
Date	<i>08/12/16</i>
Capacity	

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

P Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

THE PREMISES DOES NOT PROVIDE ALCOHOL
IN THE 4 YEARS THE TAKE AWAY HAS BEEN
OPERATING ~~AND~~ THIS IS THE FIRST INCIDENT
IN THE VICINITY WHICH DREW THE POLICE'S
ATTENTION TO ITS OPENING HOURS.

b) The prevention of crime and disorder

THE INCIDENT TOOK PLACE AT THE BUS
STOP ADJACENT TO THE SHOP. IF IT HAD NOT
BEEN FOR THE QUICK ACTION OF THE SHOP'S
STAFF THE VICTIM WOULD HAVE ~~BEEN~~ SUFFERED
MORE SERIOUS INJURIES. SHOP DISCIPLINE
AMONGST THE STAFF TOWARDS CUSTOMERS HAS
BEEN STRESSED AS ESSENTIAL

c) Public safety

—DITTO—
NUMBER OF CUSTOMERS ESTIMATED IN A DAY
IS BETWEEN 200-250, NO MORE THAN 10 AT ANY
ONE TIME. NO ROWDINESS IS ACCEPTED AND
THIS CULTURE HAS BEEN ESTABLISHED DURING
THE 4 YEARS. MOST OF THE CUSTOMERS ARE
REGULAR.

d) The prevention of public nuisance

FEW INCIDENTS HAVE OCCURRED BUT ANY
MISBEHAVIOUR IS DISCOURAGED. ANYONE
WHO PERSISTS IS ESCORTED POLITELY FROM
THE PREMISES.

e) The protection of children from harm

THE POST SCHOOL TRADE IS SIGNIFICANT.
IT IS STRESSED AGAIN NO UNSAVOURY INCIDENTS
HAVE OCCURRED IN THE 4 YEARS THE BUSINESS
HAS BEEN ESTABLISHED. CAREFUL
MONITORING OF CHILDREN HAS BEEN STRESSED
TO ALL STAFF AND A GOOD RELATIONSHIP PREVAILS.

Consent of individual to being specified as premises supervisor

I MOHSAN JAMIL
[full name of prospective premises supervisor]

of

34 HALSBURY RD WEST NORTHWOT UB5 4PN
[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

OPENING HOURS.
[type of application]

by

MOHSAN JAMIL
[name of applicant]

relating to a premises licence NONE
[number of existing licence, if any]

for

CHA CHA CHICKEN & PIZZA LTD 62 HIGH ST. EDGWARE HA8 7ET
[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

MOHSAN JAMIL
[name of applicant]

concerning the supply of alcohol at

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

NONE

[insert personal licence number, if any]

Personal licence issuing authority

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed

Name (please print)

Date



david silverman architectural consultant
70 woodland drive, winton, hants w17 3sz
mobile: 07941 306 146

62 HIGH STREET
2
EDGWARE MIDDLE

CLIENT

DETAIL

EXISTING

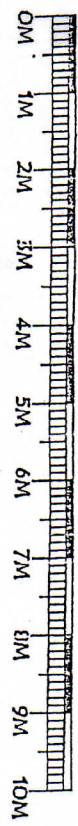
DATE

SCALE
1:100

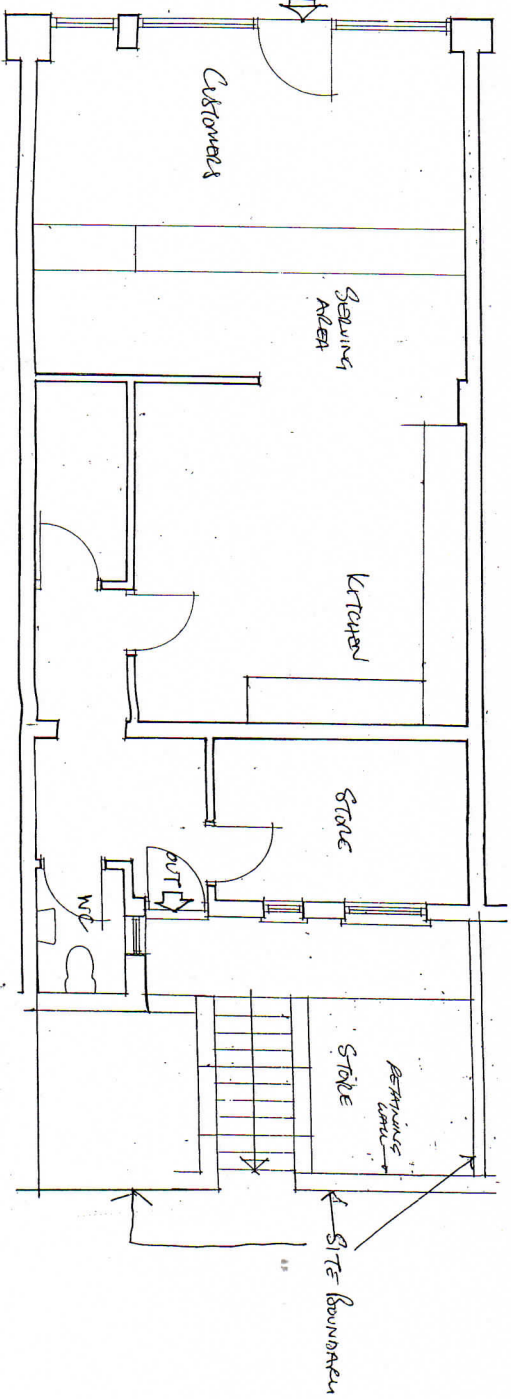
DRAWING NUMBER

14/710/1

DRAWN BY



HIGH STREET



Ground Floor Plan

Conditions agreed

Pattenden, Daniel

From: Vicky.Johnson@met.pnn.police.uk
Sent: 20 January 2017 07:33
To: Pattenden, Daniel
Cc: LicensingAdmin
Subject: Cha Cha Chicken 62 High Street
Attachments: image001.jpg

Dan,

Please see agreement below regarding a reduction in the hours originally requested and some conditions which will form part of the licence.

With the application amended to include these conditions and times, there will be no police objections.

Regards

Vicky

Licensing Officer (SX)
020 8733 4195

From: Rizwan Jamil [mailto:r13van@hotmail.com]
Sent: 20 January 2017 02:56
To: Wilcock Vicky T - SX <Vicky.Johnson@met.pnn.police.uk>
Subject: Re: Cha Cha Chicken 62 High Street

Dear Vicky,

Excellent I can confirm the adjusted timings for bank holidays, and the below conditions.

Many Thanks

Jamil

From: Vicky.Johnson@met.pnn.police.uk <Vicky.Johnson@met.pnn.police.uk>
Sent: 19 January 2017 07:16
To: r13van@hotmail.com
Subject: RE: Cha Cha Chicken 62 High Street

Jamil,

I think this sounds reasonable.

So, if you could reply to confirm, the timings can be adjusted to;

Times for LNR:

Sunday – Thursday: 1000 – 0200

Friday – Saturday: 1000 – 0330

Non-standard times:

1st December – 2nd January (Sunday – Monday): 1000 – 0400

Any day preceding a bank holiday (i.e. Thursday before Good Friday (Easter), Sunday before a bank holiday Monday): 1000 – 0330

With the conditions mentioned below.

Regards

Vicky

Licensing Officer (SX)

020 8733 4195

From: Rizwan Jamil [mailto:r13van@hotmail.com]

Sent: 17 January 2017 23:36

To: Wilcock Vicky T - SX <Vicky.Johnson@met.pnn.police.uk>

Subject: Re: Cha Cha Chicken 62 High Street

Hi Vicky,

Had a read through your proposal is all good, I have no issues in maintaining listed conditions.

With regards to seasonal demand I would be grateful if we could open late until 03.30 am on every Sunday of all the bank holidays, the Sunday is like a Saturday night for business.

Thank You

Jamil

Ps - If you do need to speak to me please call late afternoon.

From: Vicky.Johnson@met.pnn.police.uk <Vicky.Johnson@met.pnn.police.uk>

Sent: 17 January 2017 12:56

To: R13VAN@hotmail.com

Subject: Cha Cha Chicken 62 High Street

Mr Jamil,

We have the application you submitted and have looked through the times you have requested for the licensable activity of Late Night Refreshment and operating schedule.

We are not entirely comfortable with your times and propose something slightly different for the time being. You could always apply for an extension after you have demonstrated you can run with minimal problems after approx. 12 months. I have also taken the time to structure some conditions that will need to be agreed to form part of the licence. What you have written on the application isn't suitable to condition on the licence.

Times for LNR:

Sunday – Thursday: 1000 – 0200

Friday – Saturday: 1000 – 0330

Non-standard times:

1st December – 2nd January (Sunday – Monday): 1000 – 0400 (Let me know if there is any other seasonal demand like the Christmas season)

Conditions:

- The premises will have colour digital CCTV coverage. The cameras should cover the entrance to the premises and the serving counter. Images should be of good enough quality to be suitable for ID Circulation purposes (you should be able to identify the subject) Footage will be stored for at least 31 days and should be provided to police or the licensing authority within a reasonable time of any request. If there is no one on the premises who is able to work the system, there will be someone who can be called to the premises or contact details given to the police or licensing authority.
- The premises licence holder shall maintain an incident log book at the premises detailing the following;
 - 1) All incidents of disorder taking place at the premises or immediately outside.
 - 2) All ejections from the premises.
 - 3) All occasions where the emergency services have been called to the premises

Each entry should record the date, time, staff members name who made the entry and an note of what happened.

Please let me know how you feel about this proposal. I did try to call you a number of times, but there was no answer.

Many thanks

Vicky Wilcock

Licensing Officer, Barnet Borough
Barnet Police Station
26, High Street, EN5 5RU
Tel: 020 8733 4195
barnet.licensing@met.pnn.police.uk

Please post to:
Licensing (@SA)
C/O Colindale Police Station
Graham Park Way
London, NW9 5TW



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Representations

Development & Regulatory Services
The London Borough of Barnet
Environmental Health
9th Floor
Barnet House
1255 High Road
Whetstone
London N20 0EJ

Tel: 020 8359 7995
Date: 6th February 2017

Noise Nuisance Representation to the following New Premises License Application

Licensing Act 2003 – New Premises Licence Application

Application Given To Noise Nuisance:	11.01.2017
Premises Name:	Cha Cha Chicken
Premises Address:	62 High Street, Edgware, HA8 7EJ

The Noise Nuisance team are satisfied that allowing this premise to be used in accordance with the application submitted would undermine the licensing objective of the Prevention of Public Nuisance.

Our records show on the 27th January 2017 Environmental Health received a complaint due to the level of noise from the extraction system/flue that operates at the above premise. An officer in the Scientific Team in Environmental Health assessed the level of noise from the system on the 1st February 2017 in a neighbouring residential property and they deemed it to be loud enough to be classed as a statutory noise nuisance. This means the level of noise from the system is loud enough to keep a neighbouring resident awake at night and have a substantial impact of the use and enjoyment of their property.

The noise team have concerns this application has the potential to lead to the significant disturbance to local residents as the terminal hour being applied for within this application would mean to the system would be in operation until 4:30am at the weekends and 3:30am during the week and therefore causing sleep disturbance and loss of enjoyment of the use of local a residents property.

The Scientific Team will be making contact with the applicant regarding their assessment and ways to reduce the noise from the system but in the mean time I would respectfully request that the Licensing Sub Committee rejects the application until necessary works have been undertaken and a reassessment has been carried out to ensure this will no longer cause a statutory nuisance noise.

Yours Sincerely,

A handwritten signature in black ink, appearing to read 'R. Pateman'. The signature is fluid and cursive, with a large initial 'R' and a long, sweeping underline.

Roxanne Pateman
Environmental Health Officer

Matters for Decision

MATTERS FOR DECISION

Cha Cha Chicken & Pizza, 62 High road, London, HA8 7EJ

To allow the provision of late night refreshment indoors only

Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday	23:00	02:00			
Tuesday	23:00	02:00			
Wednesday	23:00	02:00			
Thursday	23:00	02:00			
Friday	23:00	03:30			
Saturday	23:00	03:30			
Sunday	23:00	02:00			

Added conditions, if any:

Reasons for decisions above:

Hours premises are open to the public

Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday	10:00	02:00			
Tuesday	10:00	02:00			
Wednesday	10:00	02:00			
Thursday	10:00	02:00			
Friday	10:00	03:30			
Saturday	10:00	03:30			
Sunday	10:00	02:00			

Added conditions, if any:

Reasons for decisions above:

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