

MEETING

LICENSING SUB-COMMITTEE

DATE AND TIME

WEDNESDAY 14TH MARCH, 2018

AT 10.30 AM

VENUE

HENDON TOWN HALL, THE BURROUGHS, LONDON NW4 4BQ

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

Maureen Braun

Alison Cornelius

Wendy Prentice

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

Andrew Charlwood – Head of Governance

Governance Services contact: Governance Service governanceservice@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	5 - 8
5.	Application to vary a Premise Licence - Very Good Entertainment, 2 Charcot Road, Colindale, London, NW9 5WU	9 - 42
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

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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.

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Do not stop to collect personal belongings

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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 in⁴

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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	<p style="text-align: center;">Licensing Sub-Committee Wednesday 14th March 2018</p>
<p style="text-align: center;">Title</p>	<p>Application to vary a Premises Licence - Very Good Entertainment, 2 Charcot Road, Colindale, London, NW9 5WU</p>
<p style="text-align: center;">Report of</p>	<p>Trading Standards & Licensing Manager</p>
<p style="text-align: center;">Wards</p>	<p>Colindale</p>
<p style="text-align: center;">Status</p>	<p>Public</p>
<p style="text-align: center;">Enclosures</p>	<p>Report of the Licensing Officer Annex 1 – Application Form Annex 2 – Agreements Annex 3 – Representations Annex 4 – Matters for decision</p>
<p style="text-align: center;">Officer Contact Details</p>	<p>Daniel Pattenden 020 8359 2175 daniel.pattenden@barnet.gov.uk</p>

Summary

This report asks the Sub-Committee to consider an application to vary a Premises Licence, under section 34 of the Licensing Act 2003.

Recommendations

- 1. This report asks the Sub-Committee to consider an application to vary a Premises Licence, under section 34 of the Licensing Act 2003 for Very Good Entertainment, 2 Charcot Road, Colindale, London, NW9 5WU.**

1. WHY THIS REPORT IS NEEDED

- 1.1 The licensing authority having received valid representations against the application for a variation of the 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 34 of the Licensing Act 2003 (and not withdrawn), the authority must hold a hearing to consider it, unless the applicant and each person (including responsible authorities) who has made (and not withdrawn) a valid representation agree that a hearing is unnecessary, or where the authority considers that the representations are frivolous or vexatious

3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

- 3.1 N/A

4. POST DECISION IMPLEMENTATION

- 4.1 The decision of the sub-committee will have immediate effect but if the application, or any part of it is granted, the licence variation takes effect in accordance with the date specified in the decision notice

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 to vary premises licences should be dealt with where valid representations have been submitted

- 5.3.2 Under the Council's Constitution, Article 7, 'licensing hearings concerning all licensing matters' are delegated to the Licensing sub-committees, and in addition, the sub-committees have responsibility for 'all functions in relation to licensing as delegated by the Licensing Committee.

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. There are not considered to be any equality/diversity issues arising in relation to the content of this report.

5.6 Consultation and Engagement

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

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

Very Good Entertainment, 2 Charcot Road, London, NW9 5WV

1. The Applicants

The application was submitted by Ayodele Osunrinade.

2. Application

The application before the subcommittee was submitted under section 34 of the Licensing Act 2003 to vary a premises licence:

- To change the provision of recorded music Indoors only Thursday 10:00hrs until 23:30hrs, Friday to Saturday 10:00hrs until 02:30hrs.
- To change the provision of late night refreshment in only Thursday 23:00hrs until 23:30hrs, Friday to Saturday 23:00hrs until 02:30hrs.
- To change the sale and supply of alcohol on the premises only from Thursday 10:00hrs until 23:30hrs, Friday to Saturday 10:00hrs until 02:30hrs.
- Hours open to the public Monday to Thursday 0700hrs until 2300hrs, Friday to Saturday 07:00hrs until 0030hrs and Sunday 08:00hrs until 23:00hrs

They are also looking to remove the following conditions:

- Condition 15 - Any recorded music played at the premises shall be played will not be for entertainment and shall be for ambiance only.
- Condition 24 - We will use or employ at least 2 SIA approved door supervisors at all times when a licensable activity is being carried out during non-standard times to:
 - 1) Prevent the admission and ensure the departure from the premises of drunk and disorderly persons, without causing further disorder;
 - 2) keep out excluded individuals (subject to court or pub watch bans) or blacklisted individuals
 - 3) Search and exclude persons suspected of carrying illegal drugs or offensive weapons
 - 4) Keeping an incident diary so that any problems can be identified to prevent them from occurring again. It also gives an accurate picture for company communication and passing on to any authorities that may need details. Records will be filed as accurate as possible for possible use in any legal actions that may occur.

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

3. Agreements

The applicant has been in discussions with Pc Vicky Wilcock on behalf of Metropolitan Police, I can confirm that the applicants agreed to amend their application in order to update the below conditions to now read:

- Condition 20 - There will be no new admittance to the premises during the last 30 minutes the premises is open to the public on Fridays, Saturdays and any day preceding a bank holiday. Those ordering take away meals are exempt from this.

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

4. Representations

Responsible Authorities

The Licensing Team have not received any representations from any of the responsible authorities.

Other representations

The Licensing Team have received 1 valid representation from a member of the public, these relate to the prevention of public nuisance and crime and disorder.

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

5. 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 exercised 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 – Representations
Annex 4 – Matters for decision

Application Form

* required information

Section 1 of 18

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Registration number

Business name If your business is registered, use its registered name.

VAT number Put "none" if you are not registered for VAT.

Legal status

Note: completing the Applicant Business section is optional in this form.

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 18

APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

Section 3 of 18

VARIATION

Do you want the proposed variation to have effect as soon as possible? Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

The premises is a 2 floor venue ie. a ground and mezzanine floor space of about 630sq ft each floor. There is a balcony terrace on the mezzanine floor with sliding doors. The restaurant accommodates approximately 44 covers internally. The restaurant is well insulated with double glazed curtain walls, fire rated walls and fire rated doors on both floors which ensure that sound is very well contained internally. We are mainly a table waiting service. Almost all of my customers requesting to stay later are professional adults usually above 40 celebrating special occasions.

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Section 5 of 18

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

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PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes
- No

Section 7 of 18

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes
- No

Section 8 of 18

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes
- No

Section 9 of 18

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes
- No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music is played for entertainment only

State any seasonal variations for playing recorded music.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Any days preceding a bank holiday until 02.30
and New Year's Eve until 03.00

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

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Continued from previous page...

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

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PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Music for entertainment only

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Any days preceding a bank holiday until 02.30 and New Year's Eve until 03.00

Section 13 of 18

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

- On the premises
- Off the premises
- Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Any days preceding a bank holiday until 02.30 and New Year's Eve until 03.00

Continued from previous page...

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Any days preceding a bank holiday until 03.00
and New Year's Eve until 03.30

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Table service in any outside area (including the covered external mezzanine) shall cease at 2130 hours Sunday – Thursday and 2230 hours Friday and Saturday. I would like the conditions to be relaxed for the summer months by extending the table service by an extra 30 minutes.

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Recruit additional experienced staff for the extended times, better and continuous training to achieve the four licensing objectives with particular attention to:
a/ no selling of alcohol to underage people
b/ no drunk and disorderly behavior on the premises area
c/ vigilance in preventing the use and sale of illegal drugs at the retail area
d/ no violent and anti-social behaviour
e/ no any harm to children

- Operating Schedule providing the hours of operation and licensable activities during those hours.
- Designated premises supervisor confirmed it is obligated to be in day-to-day control of the premises, to provide good training for staff on the Licensing Act (Training Record), to make or authorize each sale
 - Clear "Challenge 25" information to prevent the supply of alcohol to under-age drinkers.
 - CCTV system installed with recording option available

Continued from previous page...

b) The prevention of crime and disorder

CCTV System is already installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.
A clear and legible notice outside the premises will indicate the normal hours
Not selling of alcohol to drunk or intoxicated customers.
Custom will not be sought by means of personal solicitation outside or in the vicinity of the premises.
Prevention and vigilance in illegal drug use
Staff will be well trained in asking customers to use premises in an orderly and respectful manner

c) Public safety

Internal and external lighting fixed to promote the public safety objective.
Well trained staff adherence to environmental health requirements.
Training and implementation of underage ID checks.
A log book or recording system shall be kept upon the premises in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the premises licence that requires the recording of such information. The log book shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation.
All parts of the premises and all fittings will be maintained at all times in good order and in a safe condition.

d) The prevention of public nuisance

Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.
Staff who arrive early morning or depart late at night when the business has ceased trading conduct themselves in such a manner to avoid causing disturbance to nearby residents.
Customers will be asked not to stand around loudly talking in the street outside the premises.
Customers will not be admitted to premises above opening hours.

e) The protection of children from harm

Well trained staff about requirement for persons' identification, age establishment (Challenge 25)etc.
All the details provided in Training Record Book available
Log Book will be kept upon the premises all the time.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 18 of 18

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the

Continued from previous page...

* licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/barnet/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

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Pattenden, Daniel

From: Ayo Osunrinade <ayo@verygoodentertainment.com>
Sent: 31 January 2018 13:48
To: Pattenden, Daniel
Subject: License variation

Follow Up Flag: Follow up
Flag Status: Completed

Dear Daniel

Thanks for stopping by. It was most useful. I will like to please remove the following conditions:

Condition 15: Ambient music only condition. It is very ambiguous, subjective and restrictive. We do not play live music and this is not a bar so there is no chance for music to be so loud.

Condition 20: We would like this to be removed. We are a restaurant and people want to walk in up until the kitchen is closed for a meal which is up to 15 minutes to the close of business. This has an economic impact on the business as we turn people away.

Condition 24: We have a restaurant where our customers are professionals and mostly above 30. We have had a few TENs and there has been no problems. All licensable activity so far has no problems. Most of our activities are private parties invite only events so employing SIA supervisors is expensive and not necessary. Where we open to the general public it probably will be people already in the restaurant establishment having fun.

Many thanks

Mobile Response
Dr Ayo Osunrinade
Very Good Entertainment Ltd
Africa Inspired Hospitality and Entertainment

Conditions agreed

Pattenden, Daniel

From: Kirby.Beresford2@met.pnn.police.uk on behalf of
barnet.licensing@met.pnn.police.uk
Sent: 14 February 2018 16:20
To: LicensingAdmin
Cc: Pattenden, Daniel; barnet.licensing@met.pnn.police.uk
Subject: FW: &Suya 2 Charcot Road: Licence Variation

Hello,

Please see the email chain for the agreed conditions

Kind regards,

K. Beresford

Kirby Beresford- PC 3305X
Barnet Police station - Licensing Team
Personal Radio: 464748
Tel: 0208 733 4195
E-mail: Kirby.Beresford2@met.pnn.police.uk

From: Ayo Osunrinade [mailto:ayo@verygoodentertainment.com]
Sent: 14 February 2018 14:54
To: SX Mailbox - Licensing <barnet.licensing@met.pnn.police.uk>
Subject: Re: &Suya 2 Charcot Road: Licence Variation

Agreed.

Regards

Mobile Response
Dr Ayo Osunrinade
Very Good Entertainment Ltd
Africa Inspired Hospitality and Entertainment

On 14 Feb 2018, at 14:24, <barnet.licensing@met.pnn.police.uk> <barnet.licensing@met.pnn.police.uk> wrote:

Ayodele,

As discussed there was only one point I wanted to alter on the application.

With one of the conditions you would like to remove;

20. There will be no new admittance to the premises during the last hour the premises is open to the public on Fridays, Saturdays and any day preceding a bank holiday.

Rather than removal entirely, we would prefer it was re-worded to accommodate your customers who are ordering take away meals.

I propose the following in its place;

- **There will be no new admittance to the premises during the last 30 minutes the premises is open to the public on Fridays, Saturdays and any day preceding a bank holiday. Those ordering take away meals are exempt from this.**

I look forward to hearing back from you.

Regards
Vicky Wilcock

Licensing Officer, Barnet Borough
Barnet Police Station
26, High Street, EN5 5RU
Tel: 020 8733 4195
barnet.licensing@met.pnn.police.uk
<image001.jpg>

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

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Representations

Pattenden, Daniel

From: donotreply.publicaccess@barnet.gov.uk
Sent: 23 January 2018 12:00
To: LicensingRepresentation
Subject: Comments for Licensing Application LAPRE1/18/57503

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 11:59 AM on 23 Jan 2018 from

Application Summary

Address: 10 Charcot Road London NW9 5WU

Proposal: New Premises Licence

Case Officer: Mr Daniel Pattenden

[Click for further information](#)

Customer Details

Name:

Email:

Address: Boswell Court, Charcot Road, London NW9

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment: - Crime and Disorder
- Nuisance

Comments: 11:59 AM on 23 Jan 2018 In general, I think this is an excellent business and I welcome its addition to the neighbourhood, where it undoubtedly adds value. I congratulate the applicant for this and sincerely wish her luck in making a success of the business.

In addition, in principle, I do not object to a licence for the sale of sell alcohol, provision of late night refreshment or provision of regulated entertainment at this premises.

However, I would like the requested hours to be reconsidered. The sale of alcohol and other activities from 5.30 am is not appropriate in a residential area, and risks attracting individuals to the vicinity who may cause crime, disorder and/or nuisance - we have already had some problems with this, and don't want to add additional attractions.

I would have no objection if the times permitted for the sale of alcohol were changed to after noon only, and for the other activities to 7 am onwards.

I hope these points will be reconsidered, and would like to again reiterate my support otherwise for the application.

Matters for Decision

MATTERS FOR DECISION

Very Good Entertainment, 2 Charcot Road, London, NW9 5WV

To allow the Sale and supply of alcohol on the premises only

Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday					
Tuesday					
Wednesday					
Thursday	10:00	23:30			
Friday	10:00	02:30			
Saturday	10:00	02:30			
Sunday					

Added conditions, if any:

Reasons for decisions above:

The provision of recorded music indoors

Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday					
Tuesday					
Wednesday					
Thursday	10:00	23:30			
Friday	10:00	02:30			
Saturday	10:00	02:30			
Sunday					

Added conditions, if any:

Reasons for decisions above:

The provision of late night refreshment

Standard Days and Timings

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

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					
Tuesday					
Wednesday					
Thursday	07:00	00:00			
Friday	07:00	03:00			
Saturday	07:00	03:00			
Sunday					

Added conditions, if any:

Reasons for decisions above: