

MEETING

LICENSING SUB-COMMITTEE

DATE AND TIME

TUESDAY 11TH DECEMBER, 2018

AT 2.30 PM

VENUE

THE HERITAGE ROOM, HENDON TOWN HALL, THE BURROUGHS, LONDON NW4 4BQ

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

Councillors

Lachhya Gurung
Claire Farrier
Barry Rawlings

** 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: Pakeezah Rahman Pakeezah.rahman@barnet.gov.uk

Media Relations contact: Gareth Greene 020 8359 7039

ASSURANCE GROUP

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<https://barnet.moderngov.co.uk/uucoverpage.aspx>

ORDER OF BUSINESS

Item No	Title of Report	Pages
1.	APPOINTMENT OF CHAIRMAN	
2.	DECLARATION OF MEMBERS' DISCLOSABLE PECUNIARY INTERESTS AND NON-PECUNIARY INTERESTS (IF ANY)	
3.	LICENSING SUB-COMMITTEE HEARING PROCEDURE	5 - 8
4.	REPORT OF TRADING STANDARDS & LICENSING MANAGER	9 - 48
5.	MOTION TO EXCLUDE THE PRESS AND PUBLIC	
6.	DELIBERATION BY THE SUB-COMMITTEE IN PRIVATE SESSION	
7.	RE-ADMISSION OF THE PRESS AND PUBLIC: ANNOUNCEMENT OF THE DECISION OF THE SUB-COMMITTEE	
8.	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 governanceservice@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.

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LONDON BOROUGH OF BARNET

LICENSING SUB COMMITTEE

HEARINGS PROCEDURE

AGENDA ITEM 3

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 ⁶

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 4



Licensing Sub-Committee
Tuesday 11th December 2018

Title	1 Charcot Road, London, NW9 5HG
Report of	Trading Standards & Licensing Manager
Wards	Colindale
Status	Public
Enclosures	Report of the Licensing Officer Annex 1 – Application Form Annex 2 – Agreements Annex 3 – Representations Annex 4 – Matters for decision
Officer Contact Details	Peter Agleby 020 8359 2638 licensingadmin@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 an application for a New Premises Licence, under section 17 of the Licensing Act 2003 for 1 Charcot Road, London, NW9 5HG**

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 Council's Constitution, Article 7 - Committees, Forums, Working Groups and Partnerships, responsibility for hearings relating to licensing matters are delegated to the Licensing Sub-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.

5.6 Consultation and Engagement

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

6. BACKGROUND PAPERS

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

Officers Report

LICENSING ACT 2003

OFFICERS REPORT

1 Charcot Road, London, NW9 5HG

1. The Applicants

The application was submitted by Mr Hayirola Berkpinar

2. Application

The application before the subcommittee was submitted under Section 17 of the Licensing Act 2003 for an application for a New Premises Licence. The application seeks to allow:

- The sale of alcohol for consumption on the premises only from
Sunday -Thursday 11:00 - 23:30, and
Friday - Saturday 11:00 - 01:30
- Late Night Refreshment:
Sunday -Thursday 23:00 - 23:30, and
Friday - Saturday 23:00 - 01:30
- The premises to remain open to members of the public from:
Sunday to Thursday 11:00 – 00:00, and
Friday to Saturday 11:00 – 02:00

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 to include various conditions in their application. I can confirm that the applicants agreed to amend their application adding the following conditions to their operating schedule. Should the subcommittee be minded to grant the application then these conditions will automatically form part of the licence granted:

- *All staff involved in licensable activity shall receive training relating to age verification, the licensing objectives and laws relating to the sale of alcohol. This training shall be given at the start of employment (prior to carrying out any licensable activity) and be refreshed at least every 6 months. The training shall be documented and be made available for inspection at the request of police or other responsible authority.*
- *The premises shall operate a challenge 25 policy. Anyone attempting to purchase alcohol who appears under the age of 25 years shall be required to produce valid photo ID (such as a photo card driving licence, passport or PASS accredited age verification card) to prove they are 18 years or older. Failure to produce acceptable ID shall result in a refusal of the sale. This refusal shall be documented in the refusals / incident log.*

Alcohol will only be sold to customers purchasing food.

- *Alcohol will only be consumed by persons seated at a table (with a substantial meal) or kept sealed to be taken away from the premises with a takeaway meal.*
- *All service of alcohol will be made by waiter/waitress.*
- *There will be no vertical drinking*

- A refusals / incidents register shall be maintained at the premises recording
 - a) All known incidents of crime and disorder occurring at the premises with dates and times
 - b) Details of occasions when the emergency services are called to the premises
 - c) All refusals of alcohol sales and ejections from the premises.

This register will be available for inspection by a police officer or other authorised officer on request

- A CCTV system comprising of a multi camera system will be installed at the premises capable of the following;
 - a) The head unit (recorder) for storing the images will store such data on a hard drive or a similar quality medium (locally or accessible from a central location)
 - b) If the head unit (recorder) is kept on the premises it must be located in a secure cabinet or other secure area, preferably out of the sight and reach of the public.
 - c) A CD/DVD burner, USB type device or media storage database (i.e. Cloud) will also form part of the system to facilitate making copies of the footage
 - d) The quality of the images must be of a sufficiently high standard to allow identification of the subject matter
 - e) Cameras will cover key areas identified by the operator and Police. These will include clear headshots of persons entering the premises, any bar/till areas and areas approach to the toilet facilities
 - f) Images must be retained for a minimum period of **31 days** before overwriting
 - g) The images will be made available in reasonable time on demand by the Police and authorised officers of the London Borough of Barnet
 - h) At all times when the premises are open there shall be at least one person who is capable of operating the CCTV system if required to do so by the Police or authorised officers of the London Borough of Barnet
 - i) This system will be fully maintained at all times to ensure correct operation

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

4. Representations

Other representations

The Licensing Team have received 2 valid representations from members of the public. These representations relate to the licensing objectives of prevention of public nuisance.

Responsible Authorities

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

The representations 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.

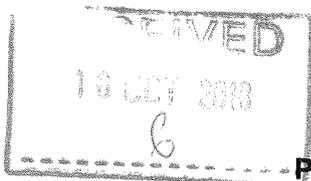
In relation to conditions, the statutory guidance at chapter 10.8 states that “The licensing authority may not impose any conditions unless its discretion has been engaged following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is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

Peter Agleby
Licensing Officer

Annex 1 – Application Form
Annex 2 – Agreements
Annex 3 – Representations
Annex 4 – Matters for Decision

Application



**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

HAYIROLA BERKPINAR

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
1 CHARCOAT ROAD

Post town **LONDON**

Post code **NW9 5HG**

Telephone number at premises (if any) **07855757212**

Non-domestic rateable value of premises **£4300**

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick yes

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i. as a limited company please complete section (B)
- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity 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)

		Other Title (for example, Rev)	
Surname BERKPINAR		First names HAYIROLA	
Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/>			
I am 18 years old or over		Please tick yes <input type="checkbox"/>	
Current postal address if different from premises address	[REDACTED]		
Post Town	[REDACTED]	Postcode	[REDACTED]
Daytime contact telephone number	078 [REDACTED]		
E-mail address (optional)	[REDACTED]		

SECOND INDIVIDUAL APPLICANT (if applicable)

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

I am 18 years old or over		Please tick yes <input type="checkbox"/>	
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?

12-11-2018

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

Day	Month	Year

Please give a general description of the premises (please read guidance note 1)
RESTAURANT/ TAKE AWAY

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

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

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

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

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

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

E

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

F

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

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

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 type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) <u>FOOD WILL BE PROVIDED ON REQUEST</u>					
Mon	11:00	02:00						
Tue	11:00	02:00						
Wed	11:00	02:00				<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4 THERE IS NO SEASONAL ACTIVITY)		
Thur	11:00	02:00						
Fri	11:00	02:00				<u>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</u> (please read guidance note 5)		
Sat	11:00	02:00						
Sun	11:00	02:00						

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises <input checked="" type="checkbox"/>
				Off the premises <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)	
Mon	11:00	02:00		
Tue	11:00	02:00		
Wed	11:00	02:00		
Thur	11:00	02:00		
Fri	11:00	02:00		
Sat	11:00	02:00		
Sun	11:00	02:00		
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)	

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name HAYIROLA BERKPINAR
Address [REDACTED]
Postcode [REDACTED]
Personal Licence number (if known) [REDACTED]
Issuing licensing authority (if known) [REDACTED]

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	11:00	02:00	<hr/> <u>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</u> (please read guidance note 5)
Tue	11:00	02:00	
Wed	11:00	02:00	
Thur	11:00	02:00	
Fri	11:00	02:00	
Sat	11:00	02:00	
Sun	11:00	02:00	

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)

Strong management controls and effective training of all staff so that they are aware of the premises licence and the requirements to meet the four licensing objectives with particular attention to;

- No selling alcohol to underage people
- No drunk and disorderly behaviour on the premises
- Vigilance in preventing the use and sale of illegal drugs at the retail area
- No violent and anti-social behaviour
- No any harm to children

- Operating schedule providing the hours of operating and licensable activities during those hours

- Designated Premises Supervisor confirms and 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

- Roller metal exterior window shutter will be fixed to ensure that shop front is safe and secure at all times.

As a licensed premise we know that is necessary to carry out our functions or operate the business with purpose of promoting these objectives. We promise to support these objectives through operating, schedule and other measures including staff training and qualifications, policies and strategic partnership with other agencies

No binge drink promotions will take place

Any person who appeared to be drunk and disorderly will not permitted to premises

Notices will placed prominent positions to ask patrons to leave quietly

Suitable evacuation route in case of any emergency

b) The prevention of crime and disorder

CTV System 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 indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.

Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers will be displayed.

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 at the retail unit area.

Staff will be well trained in asking customers to use premises in an orderly and respectful manner and prevent drinking alcohol at the retail unit (ex. canned or bottled beer).

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 and apparatus therein, door fastenings and notices, lighting, heating, electrical, air condition, sanitary accommodation and other installations, will be maintained at all times in good order and in a safe condition

d) The prevention of public nuisance

Noise reduction measures to address the public nuisance objective.

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.

Deliveries of goods necessary for the operation of the business will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.

The Licensee will ensure that staff who arrive early morning or depart late at night (ex. for unpacking, pricing newly delivered goods) 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.

The movement of bins and rubbish outside the premises will be kept to a minimum after 03.00am

This will help to reduce the levels of noise produced by the premises.

Any lighting on or outside the premises will be positioned and screened in such a way so as to not cause a disturbance to nearby residents.

Adequate waste receptacles for use by customers will be provided in the local vicinity.

e) The protection of children from harm

Challenge 25" sign which is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to buy alcohol. Well trained staff about requirement for persons' identification, age establishment etc.

All the details provided in Training Record Book available the retail unit.

Log Book will be kept upon the premises all the time.

Nothing belong existing Health & Safety requirements.

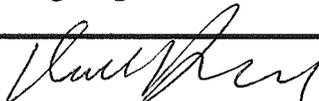
Please tick yes

- 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	
Date	15/10/2018
Capacity	PERSONAL LICENCE HOLDER

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.**

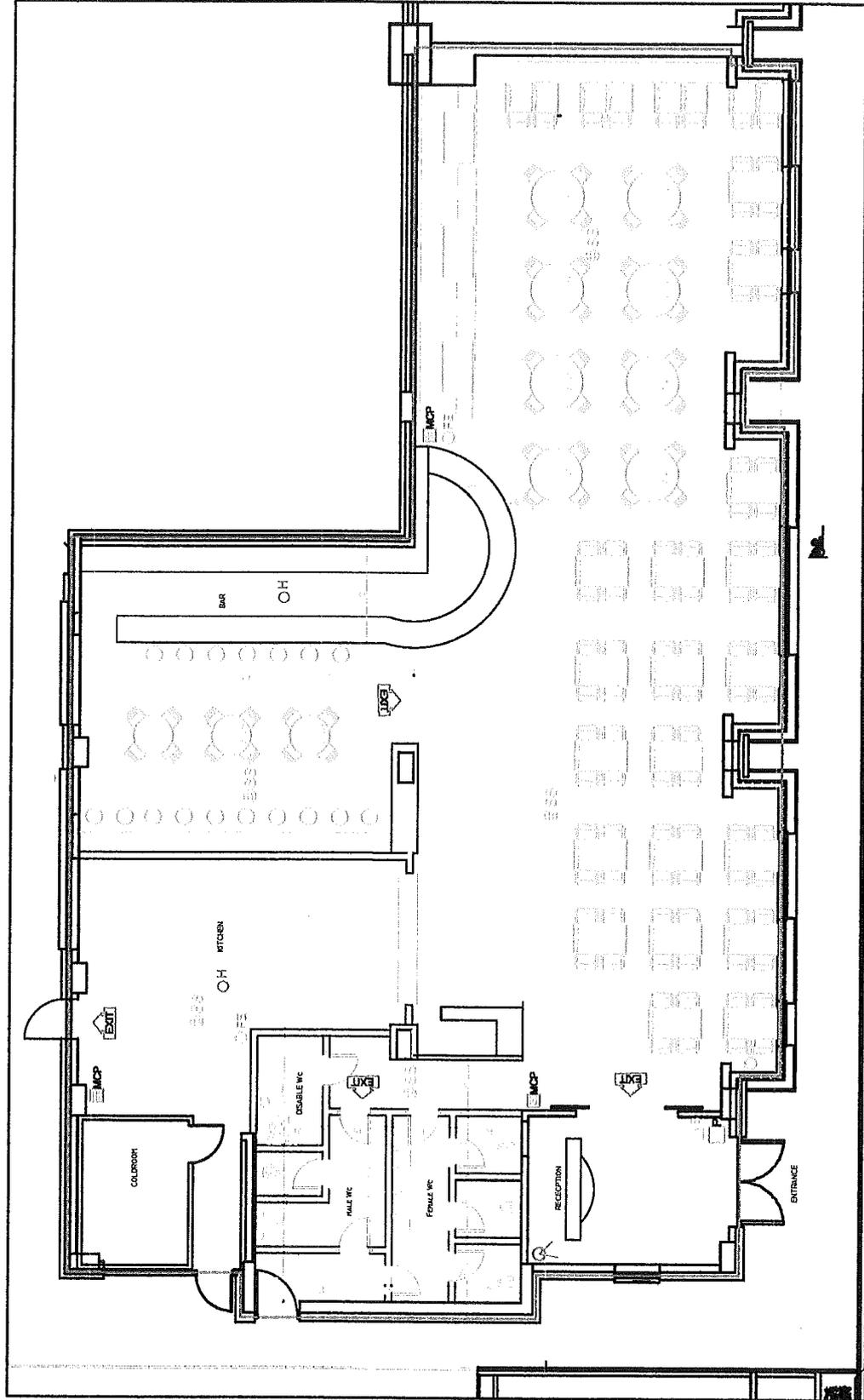
Signature	
Date	
Capacity	

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)			

COLINDALE RESTAURANT

1 CHARCOT ROAD, LONDON
NW9 5HG



	PANEL <small>MANUEL CALL POINT</small>
	SOUNDER
	HEAT SENSOR
	SMOKE SENSOR
	FIRE EXTINGUISHER
	EMERGENCY LIGHT
	FIRE EXIT
	CCTV
	LICENCE BORDER LINE

FIRE/CCTV PLAN

ITU STUDIO LIMITED	
drawn	Ibrahim TURK
address	Geopark Road E17 7LX LONDON
plan	+44 7491 238462
e-mail	itustudio4@gmail.com
client	
address	
project no	
project title	
scale	1:100 @a3
date	
checked	
rev.	



Police/Applicant Agreement

From: Vicky.Johnson@met.pnn.police.uk [mailto:Vicky.Johnson@met.pnn.police.uk] **On Behalf Of**
barnet.licensing@met.pnn.police.uk
Sent: 01 November 2018 12:16
To: LicensingAdmin <LicensingAdmin@barnet.gov.uk>
Cc: Agbley, Peter <Peter.Agbley@Barnet.gov.uk>; Rudland, Michelle
<Michelle.Rudland@barnet.gov.uk>
Subject: New Premises Licence: 1 Charcot Road NW9 5HG

LBB Licensing

Please see below agreement to conditions and a reduction of the operating times.

There will be no police objections with these amendments on place.

Regards

Vicky Wilcock

Licensing – Barnet Borough

From: Hayrullah Berkpinar <berkpinar2@aol.com>
Sent: 29 October 2018 09:21
To: SX Mailbox - Licensing <barnet.licensing@met.police.uk>
Subject: Re: New Premises Licence: 1 Charcot Road NW9 5HG

Dear Vicky Wilcock, thank you for your email which contents has been noted. I had two constructive meetings with investors and came to conclusion that the conditions you have stated in your email are quite reasonable to start with therefore I do accept all the conditions that you have raised.

I like to take this opportunity to thank you once again should you require further information please do not hesitate to contact me.

Kindest regards

Hayirola Berkpinar

-----Original Message-----

From: barnet.licensing <barnet.licensing@met.police.uk>
To: berkpinar2 <berkpinar2@aol.com>
Sent: Mon, 22 Oct 2018 14:11
Subject: New Premises Licence: 1 Charcot Road NW9 5HG

Hayirola,

Thank you for taking some time to discuss this application over the phone.

As mentioned, below is what we feel would best in order to get up and running given the location and the development of numerous residential units so close by;

Sale Of Alcohol
Sun-Thur 1100-2330
Fri-Sat 1100-0130

Late Night Refreshment (not required between 0500-2300)
Sun-Thur 2300-2330
Fri-Sat 2300-0130

Opening Hours

Sun-Thur 1100-0000
Fri-Sat 1100-0200

Conditions;

- All staff involved in licensable activity shall receive training relating to age verification, the licensing objectives and laws relating to the sale of alcohol. This training shall be given at the start of employment (prior to carrying out any licensable activity) and be refreshed at least every 6 months. The training shall be documented and be made available for inspection at the request of police or other responsible authority.

- The premises shall operate a challenge 25 policy. Anyone attempting to purchase alcohol who appears under the age of 25 years shall be required to produce valid photo ID (such as a photo card driving licence, passport or PASS accredited age verification card) to prove they are 18 years or older. Failure to produce acceptable ID shall result in a refusal of the sale. This refusal shall be documented in the refusals / incident log.
 - Alcohol will only be sold to customers purchasing food.
 - Alcohol will only be consumed by persons seated at a table (with a substantial meal) or kept sealed to be taken away from the premises with a takeaway meal.
 - All service of alcohol will be made by waiter/waitress.
 - There will be no vertical drinking
 - A refusals / incidents register shall be maintained at the premises recording
 - a) All known incidents of crime and disorder occurring at the premises with dates and times
 - b) Details of occasions when the emergency services are called to the premises
 - c) All refusals of alcohol sales and ejections from the premises.This register will be available for inspection by a police officer or other authorised officer on request
 - A CCTV system comprising of a multi camera system will be installed at the premises capable of the following;
 - a) The head unit (recorder) for storing the images will store such data on a hard drive or a similar quality medium (locally or accessible from a central location)
 - b) If the head unit (recorder) is kept on the premises it must be located in a secure cabinet or other secure area, preferably out of the sight and reach of the public.
 - c) A CD/DVD burner, USB type device or media storage database (i.e. Cloud) will also form part of the system to facilitate making copies of the footage
 - d) The quality of the images must be of a sufficiently high standard to allow identification of the subject matter
 - e) Cameras will cover key areas identified by the operator and Police. These will include clear headshots of persons entering the premises, any bar/till areas and areas approach to the toilet facilities
 - f) Images must be retained for a minimum period of **31 days** before overwriting
 - g) The images will be made available in reasonable time on demand by the Police and authorised officers of the London Borough of Barnet
 - h) At all times when the premises are open there shall be at least one person who is capable of operating the CCTV system if required to do so by the Police or authorised officers of the London Borough of Barnet
 - i) This system will be fully maintained at all times to ensure correct operation

I look forward to hearing back from you.

Regards

Vicky Wilcock

PC349SX Wilcock

Licensing Office – Barnet Borough

Tel: 02087334195 (Internal: 744195)

Licensing Team Email: barnet.licensing@met.police.uk

Based: South Harrow Police Station

Post to: Barnet Borough Licensing, Room 3.04 Charter Gate, South Harrow Police Station, Harrow, HA2 0DN

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Representations

Comments for Licensing Application LAPRE1/18/59467

Application Summary

Application Number: LAPRE1/18/59467

Address: 1 Charcot Road London NW9 5HG

Proposal: New Premises Licence

Case Officer: Mr Peter Agbley

Customer Details

Name: Miss Beverley Rebello

Address: Flat [REDACTED], Boswell Court, [REDACTED] Charcot Road, London NW9 5WU

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

- Crime and Disorder
- Crime Nuisance and Safety
- Nuisance

Comment: 12:39 PM on 18 Oct 2018 I oppose this application to serve alcohol until 2am in the morning. I live very close (within a few metres) to this address on the same road and am concerned about the behaviour and noise levels that we may see if this application is approved. This may encourage drunk and disorderly behaviour in the area and raise noise and nuisance levels until the early hours of the morning, at times of the day when most residents of the development would be asleep and should not be disturbed. There is already noise from other surrounding businesses such as the Stay Club hotel and the restaurants, and I have myself encountered problems with loud noise coming from these establishments being heard from my flat and disturbing me.

Comments for Licensing Application LAPRE1/18/59467

Application Summary

Application Number: LAPRE1/18/59467

Address: 1 Charcot Road London NW9 5HG

Proposal: New Premises Licence

Case Officer: Mr Peter Agbley

Customer Details

Name: Miss Alexandra Trebulova

Address: Flat [REDACTED], Boswell Court, [REDACTED] Charcot Road, London NW [REDACTED] 5WU

Comment Details

Commenter Type: Member of the Public

Stance: Customer objects to the Licensing Application

Comment Reasons:

- Children and Safety
- Crime and Nuisance
- Crime and Safety
- Nuisance
- Protecting children from Harm

Comment: 11:17 AM on 17 Oct 2018 Hi, I'm an the landlord for flat [REDACTED], [REDACTED] Charcot Road, I am strongly opposed to the council ranting approval for this license as there is already enough noise in the area, especially since we have student accommodation. I don't believe a license to serve alcohol till early morning everyday is a good idea for overall safety in this Colindale area. This is not the type of area I wished to buy into. As a consequence, people who work in city who moved to Colindale will sell their properties and Colindale will be very soon back to downward spire. Crime will increase and safety worsen. I am opposed to this license that the shesha place is looking to get on 1 Charcot road.

Matters for Decision

MATTERS FOR DECISION

1 Charcot Road, London, NW9 5HG

To allow the Sale and supply of alcohol on the premises only and Late-Night Refreshment:

Standard Days and Timings

Day	Proposed start time	Proposed finish time	Granted as application	Amended to:	Refused
Monday	11:00	23:30			
Tuesday	11:00	23:30			
Wednesday	11:00	23:30			
Thursday	11:00	23:30			
Friday	11:00	01:30			
Saturday	11:00	01:30			
Sunday	11:00	23:30			

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	11:00	00:00			
Tuesday	11:00	00:00			
Wednesday	11:00	00:00			
Thursday	11:00	00:00			
Friday	11:00	02:00			
Saturday	11:00	02:00			
Sunday	11:00	00:00			

Added conditions, if any:

Reasons for decisions above:

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