

## **Decisions of the Licensing Sub-Committee**

30 September 2022

Members Present:-

Councillor Claire Farrier  
Councillor Richard Barnes  
Councillor Andrea Bilbow (OBE)

### **1. APPOINTMENT OF CHAIRMAN**

**RESOLVED** that Councillor Richard Barnes be appointed Chairman for this Licensing Sub-Committee meeting.

### **2. ABSENCE OF MEMBERS (IF ANY)**

None.

### **3. DECLARATION OF MEMBERS' DISCLOSABLE PECUNIARY INTERESTS AND NON PECUNIARY INTERESTS (IF ANY)**

None.

### **4. LICENSING SUB-COMMITTEE HEARING PROCEDURE**

The Chair explained the procedure that would be followed at the meeting.

### **5. REPORT OF THE TRADING STANDARDS & LICENSING MANAGER - AT HOTIX, 1 BURLINGTON PARADE, CRICKLEWOOD BROADWAY, NW2 6QG**

The Sub-Committee considered an application for a new premises licence under section 17 of the Licensing Act 2003 in relation to At Hotix, 1 Burlington Parade, Cricklewood Broadway, London, NW2 6QG.

### **6. MOTION TO EXCLUDE THE PRESS AND PUBLIC**

**RESOLVED** that the parties be excluded from the meeting, together with the press and public, in accordance with the Regulation 14(2) of the Licensing Act 2003 (Hearings and Regulations 2005).

### **7. DELIBERATION BY THE SUB-COMMITTEE IN PRIVATE SESSION**

The Sub-Committee deliberated in private session, accompanied by the Officer from HB Public Law and the Governance Officer.

### **8. RE-ADMISSION OF THE PRESS AND PUBLIC: ANNOUNCEMENT OF THE DECISION OF THE SUB-COMMITTEE**

# THE BARNET COUNCIL SUMMARY DECISION OF THE LICENSING SUB-COMMITTEE (“Sub-Committee”)

30th September 2022

At Hotix, 1 Burlington Parade, Cricklewood Broadway, London, NW2 6QG (“the Premises”)

The Sub-Committee has considered an application for a new premises licence under section 17 of the Licensing Act 2003.

The application is for the supply of alcohol (on the Premises) Tuesday to Sunday 14:00 – 23:30. The application is also for the provision of late-night refreshments Tuesday to Sunday 23:00 to 00:00.

The Sub-Committee has carefully considered all the relevant information including:

- Written and oral representations by all the parties;
- The Licensing Act 2003 and the steps appropriate to promote the licensing objectives;
- The Guidance issued under section 182 of the Licensing Act 2003;
- The Council’s Licensing Policy; and
- The Human Rights Act 1998.

The Sub-Committee was held in person.

The Sub-Committee heard from the Licensing Officer who presented their report. The Application was submitted on 6th August 2022 by the Applicant. The licensable activity applied for the provision of late-night refreshments Tuesday to Sunday 23:00 to 00:00 and the supply of alcohol on Premises Tuesday to Sunday 14:00 to 23:30. The Premises is currently unlicensed.

The Licensing Team received 8 valid objections from local residents, the representations relate to the licensing objectives of the prevention of crime and disorder and the prevention of public nuisance. The Licensing Team did not receive any representations from Responsible Authorities.

The Sub-Committee heard from the Applicant. She advised that she is a new business owner and is the Designated Premises Supervisor for the Premises. The Applicant advised that she understood the licensing objections and would do her best to ensure that it is promoted, and her staff would be trained to achieve the licensing objectives. The Applicant further advised that she had installed CCTV in the Premises.

The Applicant advised the Sub-Committee that she was aware of the concerns which local residents as there used to be local pub which had issues surrounding noise nuisance, anti-social behaviour and public urination. Prior to the Sub-Committee hearing, the Applicant had spoken to local residents regarding the application to assure them that the Premises would be compliant with the licensing objectives. The Applicant further advised that the residential premises above the Premises did not object to the application and had supported her application for late-night refreshments and supply of alcohol on the Premises. The Applicant informed the Sub-Committee that the area was being regenerated and this Premises would be an addition to the area as there was not any similar businesses in close proximity.

The Applicant further advised that she had already obtained a licence to sell food and drink on the pavement outside the Premises. The Applicant offered an additional two conditions that alcohol would only be served with food and that she could close the forecourt earlier to reduce any noise nuisance to local residents. The Applicant further advised that she welcomes any recommendations from the Sub-Committee.

The Sub-Committee asked the Applicant about the layout of the Premises, where was the food preparation and toilet facilities were. The Applicant advised that she would be selling small dishes from different countries and which it would be stored and prepared in the bar area. The Applicant further advised that she had noted the residents' concerns of public urination around the locality of the Premises however the Applicant's Premises has two toilets.

The Sub-Committee asked the Applicant how long the Premises been trading for, which they were advised approximately three weeks.

There were no objectors in attendance however the Sub-Committee, reviewed the representations made by the objectors. The representations received relate to the licensing objectives of prevention of crime and disorder and prevention of public nuisance.

In summary, the Sub-Committee has considered all the representations made by the applicant and the objectors, and after taking into account all of the individual circumstances of this case and the promotion of the four licensing objectives to grant application.

The licence is subject to the further conditions set out below.

1. Alcohol shall only be sold for consumption on the Premise to persons taking table meals in the Premises.
2. No food or drink shall be consumed by customers on the front forecourt area of the Premises after 21:00 hours.

This licence becomes operational with immediate effect. If problems are experienced, then an application for a review of the premises licence can be made.

A copy of this Committee's full decision including its reasons and the full text of the conditions added to the licence will be sent to the parties forthwith.

Any party aggrieved with the decision of the Licensing Sub-Committee on one or more grounds set out in Schedule 5 of the Licensing Act 2003 may appeal to the Magistrates' Court within 21 days from the date of notification of the full decision.

### **Licensing Sub-Committee**

#### **9. ANY OTHER ITEM(S) THE CHAIRMAN DECIDES ARE URGENT**

None.

The meeting finished at 2.15pm

