

Decisions of the Licensing Sub-Committee

5 October 2016

Councillor John Hart

Councillor Brian Salinger

Councillor Jim Tierney

1. APPOINTMENT OF CHAIRMAN:

The Sub-Committee agreed that Councillor John Hart was Chairman of the expedited review.

2. ABSENCE OF MEMBERS (IF ANY):

None.

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

None.

4. INTERIM STEPS MEETING - EXPEDITED SUMMARY REVIEW, FINE FOODS, 78 COLINDALE AVENUE, LONDON, NW9 5ES:

The Sub-Committee considered an expedited summary review which included representations from the Licensing Authority and the Metropolitan Police.

5. DELIBERATION BY THE SUB-COMMITTEE IN PRIVATE SESSION

The Sub-Committee considered and made a determination in a private session.

6. RE-ADMISSION OF THE PRESS AND PUBLIC: ANNOUNCEMENT OF THE DECISION OF THE SUB-COMMITTEE

This was an application for a summary expedited review of the premises licence for Fine Foods, 78 Colindale Avenue, London, NW9 5ES. The application for the review of the premises licence under section 53A of the Licensing Act 2003 was made by the Metropolitan Police due to the premises being associated with an alleged serious crime. In particular, the necessity for an expedited review was as a result of a an alleged serious crime that took place on the evening of Thursday 29th September 2016 at 23:10 hours.

Under section 53A of the Licensing Act 2003, the licensing authority must within 48 hours of receipt of the senior officer's application, consider whether it is necessary to take interim steps pending determination of a review of the premises licence. A full review of the premises licence must be held within 28 days of receipt of the application. An interim hearing was held at Hendon Town Hall on Wednesday 5th October 2016 at 13.00pm in order for a licensing sub-committee to determine what interim steps should be taken to prevent serious crime recurring at the premises. The Sub-Committee's view was that immediate measures were necessary to prevent serious crime recurring as well as to promote the licensing objectives of the prevention of crime and disorder. The Sub-Committee agreed that in the circumstances, the only measure that would promote the licensing objective of the prevention of crime and disorder and in addition serious crime and serious disorder from recurring at the premises was the immediate suspension of the premises licence. The suspension would take immediate effect pending the determination of any review.

The premises licence holder may make representations against the interim steps taken by the licensing authority. Such representations should be communicated to the licensing team. On receipt of such representations, the licensing authority must hold a hearing within 48 hours of receipt.

The licensing authority must hold a review of the premises licence within 28 days after the date of receipt of the chief officer's decision.

Right of Appeal

There is no right of appeal to the magistrates court against the licensing authority's decision at this stage.

7. ANY OTHER ITEM(S) THE CHAIRMAN DECIDES ARE URGENT

There were no urgent items.

The meeting finished at 14:10