

## Minutes

### Licensing Sub-Committee A

Friday, 9 July 2010

Meeting held at Committee Room 6 - Civic Centre,  
High Street, Uxbridge UB8 1UW



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Come into effect on: Immediately

#### **Members Present:**

Councillors Josephine Barrett (Chairman)

David Allam

Peter Kemp

#### **Officers Present:**

Beejal Soni, Legal Advisor

Bill Hickson, Street Scene Enforcement Team Manager

Diane Lydon, Street Scene Enforcement Support Officer

Sharon Garner, Licensing Officer

Nadia Williams, Democratic Services Officer

#### **Also Present:**

Mr Alan Golding representing Mr Ali and Mr Rahman – partners of Rajdoot Tandoori Restaurant

Sgt Ian Meens – Representing the Metropolitan Police Service

Paul Connor – representing Environmental Protection Unit

Dr Avtar Litt – representing Plaza Foods (London) Ltd

Councillor Lynne Allen – Ward Councillor

### **1. APOLOGIES FOR ABSENCE**

There were no apologies for absence.

### **2. DECLARATIONS OF INTEREST IN MATTERS COMING BEFORE THIS MEETING**

Councillor Dave Allam declared a personal and prejudicial interest in item 11 – 27 – 33 Uxbridge Road, Hayes; as he had expressed his opposition to the application as a neighbouring Ward Councillor. He withdrew from the room and did not take part in the decision of the item.

Councillor Josephine Barrett declared a personal interest in a late application in respect of the Rotary Club, Uxbridge Charity Auto Show, which had been included as an urgent item as part of Item 8 'Application for Temporary Pitch Street Trading Licence'; as she was a member of the Rotary Club. She remained in the room and took part in the decision of the item.

**3. TO CONFIRM THAT ITEMS MARKED PART 1 WILL BE CONSIDERED IN PUBLIC AND ITEMS MARKED PART 2 WILL BE CONSIDERED IN PRIVATE**

It was confirmed that all the items of business would be conducted in public.

**4. CONSIDERATION OF REPORTS FROM THE COUNCIL'S STREET SCENE ENFORCEMENT OFFICER AND THE LICENSING OFFICER**

The following Street Trading and Premises Licence applications were considered:

**5. VARIATION OF TEMPORARY STREET TRADING TABLES AND CHAIRS LICENCE**

**Resolved**

- 1. That the application for the variation of the Temporary Street Trading Tables and Chairs Licence for the trader listed below be revised for the remaining period of the current licence**
- 2. That the existing pitch area be extended by 1 metre from 2metres to 3 metres.**

<b>Name of Premises</b>	<b>Location</b>
Mr M Wehbe Coffee Break	7 High Street Uxbridge

**6. APPLICATION FOR TEMPORARY SHOP FRONT STREET TRADING LICENCES**

Officers advised that the application for a Shop Front Licence from Mrs O'Connor the trader of 'Harts and Flowers' had been recommended for refusal, as there were documentations still outstanding. It was confirmed that the outstanding documents had now been received and officers recommended that it would be appropriate for the Sub-Committee to issue a Temporary Shop Front Licence.

**Resolved**

**That the applications for Temporary Shop Front Street Trading Licences be granted for the period of six months to the premises listed as follows:**

<b>Name of Premises</b>	<b>Location</b>
Mr S Kumar trading Pound Plus Shop	10a Station Road Hayes
Mr K Sivaganes SKS UK Limited	120 Victoria Road Ruislip Manor
Mrs H Phelan	69 Station Road

Housewives Choice	Hayes
Mr F Sexton Manor Butchers	69 Victoria Road Ruislip Manor
Mrs D O'Connor Hearts and Flowers	67 Joel Street Northwood

**7. RENEWAL OF TEMPORARY SHOP FRONT STREET TRADING LICENCE**

**Resolved**

**That the applications for the Renewal of Temporary Shop Front Street Trading Licence be granted for the period of six months to the premises listed as follows:**

<b>Name of Premises</b>	<b>Location</b>
Mrs S Persaud FMS Mobility Centre	70 – 72 Victoria Road Ruislip Manor

**8. APPLICATION FOR TEMPORARY PITCH STREET TRADING LICENSE**

The Sub-Committee agreed to consider an application for Temporary Pitch Street Trading Licence in respect of the Rotary Club of Uxbridge Charity Show as an 'Urgent' application.

**Resolved**

- 1. That the applications for Temporary Pitch Street Trading Licence be granted for the period of six months to the pitch listed as follows:**

<b>Name of Premises</b>	<b>Location</b>
Mrs B K Bhogal trading Fast Food 4 You	Betam Road Hayes

- 2. That the application for Temporary Pitch Street Trading Licence be granted for Saturdays 10<sup>th</sup> and 17<sup>th</sup> July 2010 only for the pitch listed below:**

<b>Name of Premises</b>	<b>Location</b>
Mr Eric Wiggins Rotary Club of Uxbridge Charity Auto show	Adjacent to lamp post number 34 and statute in High Street Uxbridge

## 9. REFUSAL OF STREET TRADING LICENCES

Resolved

That the applications for Street Trading Licences be refused in respect of the premises listed below, as the outlined documents were still outstanding:

Name of Premises	Location	DOCUMENT OUTSTANDING / REASON FOR NON-RENEWAL
Puri's Poundworld Mr S M Puri	666 Uxbridge Road Hayes	Proof of right to occupy premises
Kwality Foods Mr S Arora	674 Uxbridge Road Hayes	Commercial trade waste agreement, proof of right to occupy property

## 10. APPLICATION FOR THE VARIATION OF A PREMISES LICENCE

**Rajdoot Tandoori Restaurant, Windmill Hill, Ruislip Manor**

**DECISION**

The Sub-Committee considered the application and took into account evidence and submissions from all of the parties. In reaching its decision the Sub-Committee took into account the relevant provisions of the Licensing Act 2003, the Secretary of State's Guidance issued under the Act and the Council's Statement of Licensing Policy. The Sub-committee also took into account its overriding duty to promote the Licensing Objectives.

The Sub-Committee decided, on a balance of probabilities, to grant the licence subject to the following conditions:

- 1) Regulated entertainment (by way of live and recorded music and performance of dance) and the provision for making same shall cease at 00h30.
- 2) Late night refreshment and the supply of alcohol shall cease at 01H00;
- 3) The application for off sales was granted.
- 4) The premises may not be used for the purposes of this licence until a noise limiter, with the limit set by the Environmental Protection Unit, was installed to the satisfaction of the Environmental Protection Unit and/or the Licensing Service.
- 5) Alcohol may be served only to those patrons enjoying a table meal or waiting for a takeaway.

- 6) The additional hours for New Year's Eve were not granted.
- 7) The premises may not be used for the purpose of this license until a CCTV System was fitted to record all persons entering the premises and the area immediately outside the entrance door. All images shall be kept for a period of 30 days and be available to the Police and Local Authority on request.

## 11. APPLICATION FOR A PREMISES LICENCE

PLAZA FOODS, 27 – 33 UXBRIDGE ROAD, HAYES

### DECISION

The Sub-Committee considered all the relevant evidence made available to it and in doing so took into account the Licensing Act 2003, the Guidance issued by the Secretary of State under Section 182 of the Act, the Council's Statement of Licensing Policy and Licensing objectives. The Council also took note of recent Court Rulings requiring that where conditions were to be imposed, the same should be discussed with the license holder.

The Sub-Committee decided, on the balance of probabilities to grant the licence subject to the following conditions:

1. The premises shall be licensed for the sale of alcohol and recorded music between the hours of 10h00 and 21h00 for off sales only.
2. All of the conditions offered by the applicant were accepted.
3. Sales of alcohol may only be made to card-carrying members (over the age of 18 years) of the membership scheme operated by the Applicant.
4. The premises may not be used for the purpose of this licence until at least five CCTV cameras were installed and operational to record all activity in the area set aside for the display of alcohol for sale. Additional CCTV cameras shall also be installed in order to record all activity at all payment points and delivery points. CCTV footage from any of the CCTV cameras shall be made available to Metropolitan Police Services and to the Council immediately upon request. Footage recorded by the CCTV cameras must therefore be stored for at least 90 days.

For the avoidance of doubt, the CCTV system referred to above must be fully operational at all times when the premises was being used for the purpose of this licence.

These are the minutes of the above meeting. For information on the resolution, please contact Nav Johal on 01895 250692. Circulation of these minutes are to Councillors, Officers, the Press and Members of the Public.