



MEMORANDUM

From: Paul Connor
Environmental Health Officer
Environmental Protection Unit

Location: 3S/02 **Ext:** 6874

My Ref: 201005694

Your Ref: 108/05

To: Sharon Garner
Licensing Officer
Licensing Services

Date: 7th June 2010

Re: APPLICATION TO VARY A PREMISES LICENCE UNDER THE LICENSING ACT 2003

RAJDOOT TANDOORI RESTAURANT, 59 & 61 WINDMILL HILL AND 76 PARK WAY, RUISLIP

I refer to the application received by the Environmental Protection Unit (EPU) on the 17th May 2010.

It is noted that this application wishes to see all regulated entertainments that are applied for continue until 03:00 with a subsequent 03:30 closing time. I do not consider this reasonable in this location given the potential for complaints of noise nuisance, in particular from residents residing in dwellings above the recently expanded premises.

I therefore wish to make representation under the grounds of the prevention of public nuisance licensing objective.

I wish to see the standard timings in line with the hours applied for and approved in planning application reference 16366/APP/2009/1873 granted on 12th October 2009 – Change of use of 61 Windmill Hill and 76 Park Way from Class A1 (retail) to Class A3 (Restaurants and Cafes), with new shopfronts and alterations to existing shopfront at 59 Windmill Hill.

My grounds for this recommendation are that these planning restrictions were imposed to protect residential amenity and therefore there is no sound basis for the granting of hours significantly in excess of those currently lawfully available to this premises.

(Continued)



Condition 3 to the aforementioned 2009 planning permission requires;

- 3 - The premises shall only be used for the preparation or sale of food, between the hours of 08:00 and 23:30. There shall be no staff allowed on the premises outside these hours.

REASON

To safeguard the residential amenity of the occupiers and nearby properties, in accordance with Policies OE1 and OE3 of the Hillingdon Unitary Development Plan (Saved Policies September 2007).

Condition 6 is currently not discharged however is also relevant to the application;

- 6 - The development shall not begin until a sound insulation scheme for the control of noise transmission to the adjoining dwellings/premises has been submitted to and approved in writing by the Local Planning Authority. The scheme shall be fully implemented before the development is occupied/use commences and thereafter shall be retained and maintained in good working order for so long as the building remains in use.

REASON

To safeguard the amenity of the occupants of surrounding properties in accordance with Policy OE1 of the Hillingdon Unitary Development Plan Saved Policies (September 2007) and Policy 4A.20 of the London Plan (February 2008).

Planner