



HILLINGDON
LONDON



Notice of Hearing

Licensing Sub Committee

Date: FRIDAY, 5 JUNE 2015

Time: 2.00 PM

Venue: COMMITTEE ROOM 5
CIVIC CENTRE
HIGH STREET
UXBRIDGE
UB8 1UW

Meeting Details: Members of the Public and Press are welcome to attend this meeting

This agenda and associated reports can be made available in other languages, in Braille, large print or on audio tape on request. Please contact us for further information.

Councillors on the Sub-Committee:

Dominic Gilham, (Chairman)
Lynne Allen
Brian Stead

Important Information

On receipt of this notice, you **MUST** notify the Committee Clerk (contact details below) by the following date:

Tuesday 2 June 2015

If you don't notify you may lose your right to speak at the hearing. When notifying you must confirm:

- 1) Whether you intend to attend or to be represented by someone at the hearing;
- 2) If you consider a hearing to be unnecessary and;
- 3) Whether to request that another person attends (other than your representative) as a witness

Published: Wednesday, 20 May 2015

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<http://modgov.hillingdon.gov.uk/ieListMeetings.aspx?CIId=352&Year=0>

Putting our residents first

Lloyd White
Head of Democratic Services
London Borough of Hillingdon,
3E/05, Civic Centre, High Street, Uxbridge, UB8 1UW
www.hillingdon.gov.uk

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Please enter from the Council's main reception where you will be directed to the Committee Room.

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In the event of a SECURITY INCIDENT, follow instructions issued via the tannoy, a Fire Marshal or a Security Officer. Those unable to evacuate using the stairs, should make their way to the signed refuge locations.



Agenda

CHAIRMAN'S ANNOUNCEMENTS

Hearing Protocol - Reviews - Premises Licences & Certificates

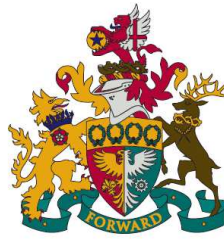
- 1 Apologies for Absence
- 2 Declarations of interest in matters coming before this meeting
- 3 Minutes of the meeting held on 20 March 2015
- 4 To confirm that the items of business marked Part I will be considered in Public and items marked Part II will be considered in Private
- 5 Matters that have been notified in advance or urgent

Part I - Members, Public and Press

	Title of Report / Address of application	Ward	Time	Page
6	Application for a New Premises Licence The White Bear Ickenham Road Ruislip	West Ruislip	2.00 p.m. Briefing 1.50 p.m.	13 - 60

Part II - Members Only

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HILLINGDON
LONDON

Licensing Act 2003

Licensing Sub-Committee Hearing Protocol for determining new & variation premises/club licences

This protocol outlines the procedures that will apply:

Full details of the regulations surrounding sub-committee hearings are available for download on the Department of Culture, Media and Sport's website by [clicking here](#).

It is important that you carefully read these procedures before you make representations to an application or wish to attend and be heard at a Licensing sub-committee hearing

1. On receiving the Notice of Hearing

What is the Notice of Hearing?

The Licensing sub-committee hearing will normally be held within the period of 20 working days from when the consultation period ends. The Hillingdon Licensing Service will give appropriate notice of the hearing, which depends upon the type of application to be considered. Exact timings are attached in the Appendix (parts 2&3).

A Notice of the Hearing will be sent to all parties accompanied by:

- Date, time and location of the actual hearing and a procedural briefing to be held beforehand;
- This procedure note, the report from the Council's Licensing Officer with relevant representations attached;
- Confirmation that a party may be assisted / represented by a person who does not have to be legally qualified;
- Confirmation that a party to the hearing may address the authority, give further information on a point on which the authority requires clarification and, if considered by the authority to be required, question another party to the hearing;
- The consequences of not attending or being represented at a hearing (which normally will be that the hearing will proceed in the party's absence); and
- A note of any particular points on which the Hillingdon Licensing Service wants clarification.

Contact Information:

To give notice or any queries relating to the hearing please contact:

Clerk to the Committee

Tel: 01895 277655

Email: democratic@hillingdon.gov.uk

Write to: Clerk to the Committee, Cabinet Office, 3E/05, Civic Centre, Uxbridge, UB8 1UW

What do I do when I receive the Notice of Hearing?

On receipt of the Notice of Hearing, all parties must inform the Clerk to the Committee – **normally no later than 2 working days before the hearing*** – whether they:

- Intend to attend or to be represented at the hearing;
- Consider a hearing to be unnecessary; and
- Wish to request that another person appear at the hearing (other than their representative) as a witness. If such a request is made, it should be accompanied by details of the name of that person and a full description of the points about which that person may be able to assist the hearing.

*In the Appendix (part 4), full details are given of the deadline by which you should give your notice. All objectors and applicants are also reminded of their right to have a legal representative at the hearing.

If a party does not notify the above to the Clerk to the Committee before the relevant deadline they will not be entitled to speaking rights at the hearing.

IT IS IMPORTANT THAT YOU REPLY TO THE NOTICE

If I want to withdraw my representations - how do I do this?

Any party may withdraw their representations by contacting the Clerk to the Committee by phone, letter or email, providing they give notice no later than 24 hours before the hearing. If, during hearing, any party wishes to withdraw their representations they may do so orally by informing the Chairman.

What happens if I cannot attend the sub-committee hearing?

If you have made a representation and are unable to attend the sub-committee hearing, the sub-committee will only hear and consider any evidence and arguments put forward by or on behalf of the applicant and other parties present in relation to the written objections received. The sub-committee will take into account, in considering the importance to be attached to the objection that the objector was not available to be questioned about their statements.

Can you accommodate any special needs I may have?

Yes, if any person, who intends to be present at the hearing, has any special needs, (for example in connection with access, hearing, language or vision) this should be brought to the attention of the Clerk to the Committee prior to the hearing in order that appropriate provision may be made.

Can the date of the hearing be changed?

Unfortunately, the Hillingdon Licensing Service cannot be flexible in the dates for hearings as the Licensing Act 2003 sets a strict legal deadline by which hearings must be heard.

2. Before the Hearing

You will have been notified of the date and time of the Licensing Sub-committee hearing. The hearings will normally take place at the Civic Centre, High Street, Uxbridge in one of the Committee Rooms.

How do I get to the Civic Centre?

Parking may be available via the entrance to the Civic Centre in the High Street by contacting the Clerk to the Committee in advance. Parking is also available in the nearby Chimes Shopping Centre Car Park. Bus routes 207, U1, U3, U4 and U7 all stop at the Civic Centre. Uxbridge underground station, with the Piccadilly and Metropolitan lines, is a short walk away.

Please enter from the main reception where you will be directed to the relevant Committee Room. Please switch off your mobile phone when entering the room and note that Hillingdon Council operates a no-smoking policy in its offices.

Will the hearing be in public?

There may be other members of the public and press that attend the hearing to observe the proceedings, but they will not be allowed to speak. At any hearing, the applicant may attend in person or, if the application or objection is made by an organisation or corporate body, a duly authorised representative may be present, who is able to speak on their behalf can do so.

The hearing will take place in public. However, in exceptional circumstances, when the sub-committee considers that it is in the public interest, it may exclude the public from all or any part of a hearing. Hearings will normally take place during the day.

I have some new evidence - may I present it?

The sub-committee **will not** normally allow the production of new written evidence not previously submitted as relevant representations by any party. In the case where the sub-committee does allow new evidence, all other parties must give their consent before it is heard.

If new material is permitted, the hearing may need to be adjourned to allow time to consider it and for other parties to respond to it. Accordingly, any application to have new material considered should demonstrate exceptional reasons for its admission. It is, therefore important for parties to ensure that all evidence is submitted in writing as soon as possible and in accordance with the relevant timescales.

Will I be briefed on procedure before the hearing?

Yes, in the notice of hearing, you will have been asked to attend a procedural briefing before the hearing starts. All parties will be asked to attend this briefing so that the Council's Licensing Officer or Legal Advisor can outline the procedures to be followed at the hearing.

What if there are a number of objectors present?

At the briefing, in the event of a large number of representations, the Licensing Officer or Legal Advisor will ask that a spokesman is agreed amongst those present who have similar representations.

Who are the people on the Licensing sub-committee?

Three elected Councillors of the London Borough of Hillingdon sit on a Licensing sub-committee and it is only they who can determine the application. Its minimum membership is two. Councillors who sit on the sub-committees have been trained in the new Licensing regulations and have experience of determining applications of various kinds.

One of the Councillors will be the Chairman of the hearing and it will be he/she who will call interested parties and responsible authorities to speak and ensure time limits are adhered to as set out in the procedures.

Other people who will be present along with the Councillors include:

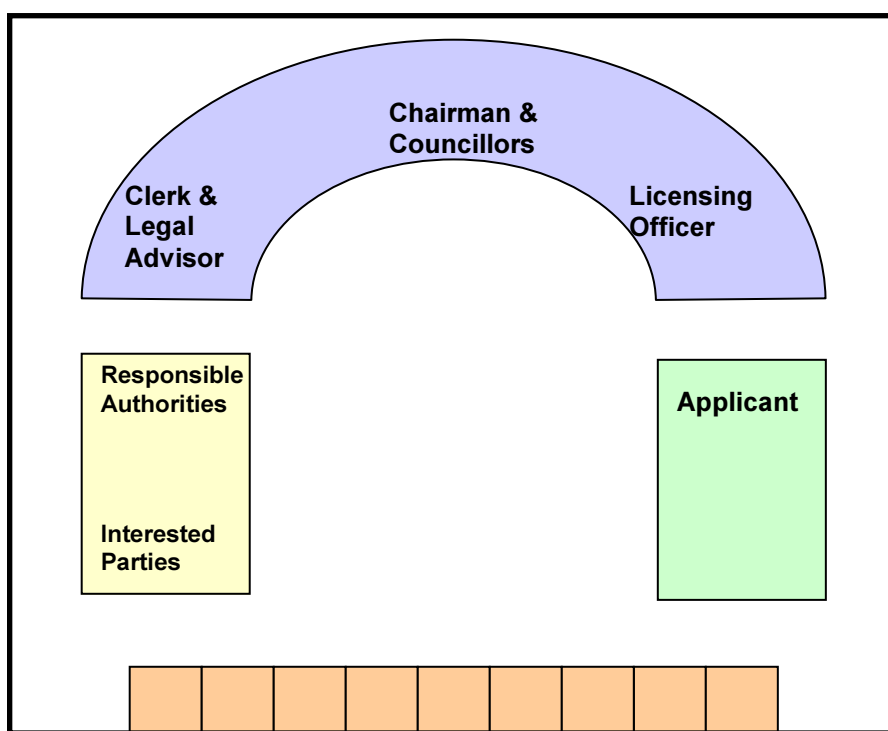
- The **Council's Licensing Officer** who will introduce the Officer report and outline his/her role.
- A **Legal Adviser** whose role is to assist the Committee with legal advice and to ensure that a fair and balanced hearing takes place.
- A **Clerk to the Committee** whose role is to summarise and record decisions on individual matters and to provide help and assistance to members of the public attending such meetings.

3. During the Hearing

The procedure at the sub-committee hearing will, in general, be based on those used in a court of law. Although the strict rules of evidence will not apply, they will be observed to a great extent, because this is the best way of hearing the evidence from all parties. The hearing will take the form of a discussion led by the sub-committee Councillors. The sub-committee will seek clarification on the issues from the parties as it considers appropriate.

Where shall I sit at the hearing?

Once you have attended the procedural briefing, you will be directed into the relevant Committee Room. The set up of the room for those involved will generally be as shown below:



General seating for Public & Press

In general, how will the hearing be conducted?

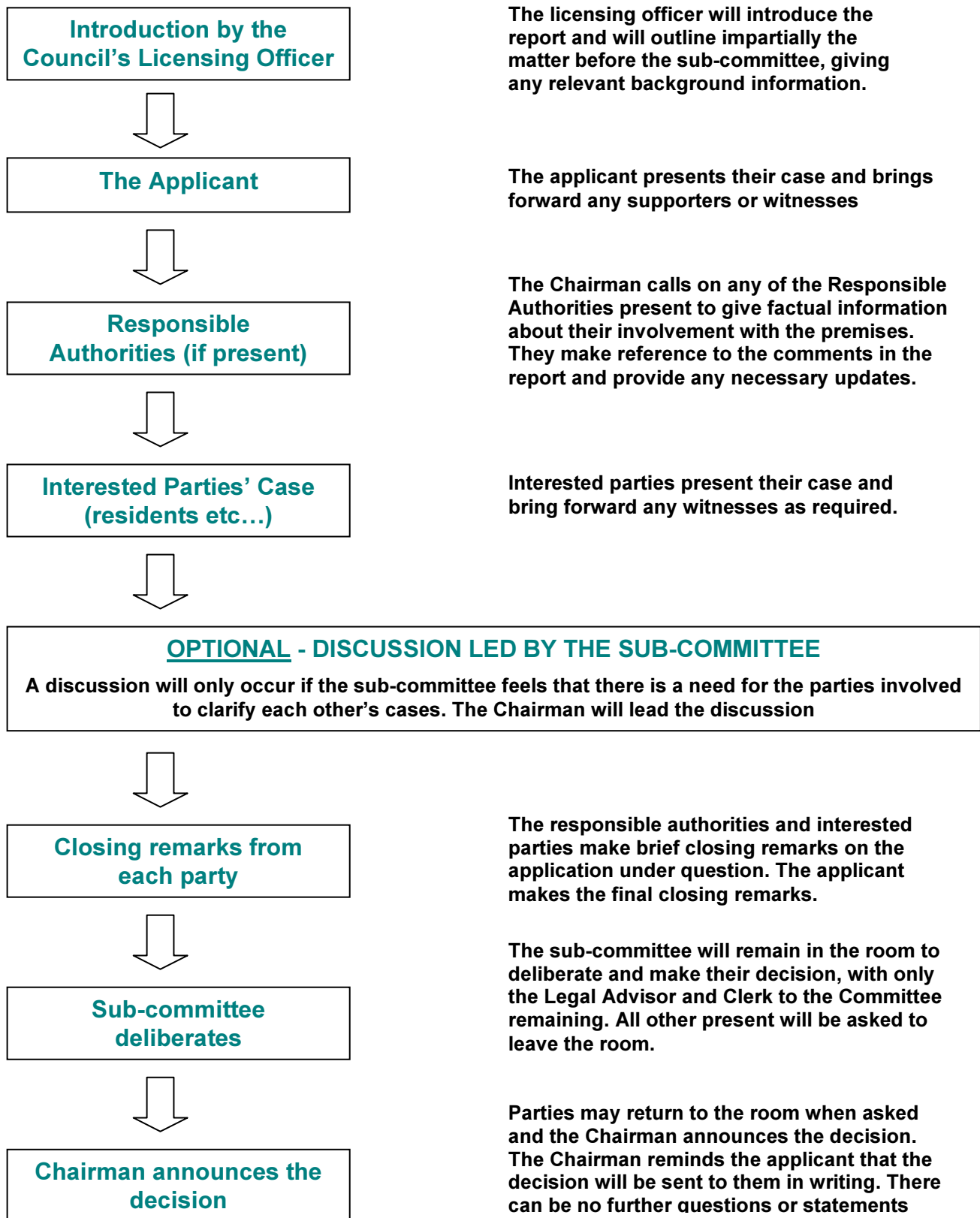
The procedure to be followed at the hearing will normally be as shown in the flow chart below, although all procedural matters will be subject to the discretion of the Chairman. All persons present will be requested to identify themselves and to give the reason for their presence. The sub-committee may consider any request from a party for another person to appear at the hearing as their representative.

It is important to note that cross-examination will not normally be permitted. Evidence, discussion and address must be relevant to the four licensing objectives. Repetition should also be avoided. The sub-committee will seek to prevent irrelevant and repetitive matters.

If, during its deliberations, the sub-committee considers that it is necessary for any person present at the hearing to provide further information or clarification on a particular point the hearing may be reconvened to deal with that issue. The sub-committee can also ask for procedural, technical or legal matter from officers present at any time during the proceedings.

What is the order of proceedings?

The Chairman of the sub-committee will open the hearing by introducing the Councillors explaining the purpose of the proceedings and the general procedure. The Chairman will then check that there are no additions or alterations to the list of those appearing at the hearing, which will have been prepared in advance by the Clerk to the Committee and will then outline the procedure that will be followed for the remainder of the hearing. The procedure is as follows:



Can a Councillor sit on a sub-committee if the application is in their ward?

Councillors who sit on a sub-committee are advised to take steps to minimise their involvement in any application prior to its consideration by the sub-committee so that decisions are seen to be reached at the hearing impartially and with an open mind. Councillors should not appear to be acting both as an advocate on behalf of their residents and as an adjudicator on an application.

If a Councillor on the sub-committee has already taken a view on an application in advance of the hearing, they should not be present for the hearing of the application and should leave the meeting room for that item. They should also not visit any premises under consideration prior to the hearing. In any cases of doubt, the Councillor should not sit on the sub-committee for a particular application. In this instance, a substitute Councillor may need to be found from the main Licensing committee of the Council or the hearing may continue as long as two of the three Councillors are still present.

The agenda papers will show which ward each Councillor sits for and the reports from the Council's Licensing Officer will detail which ward the application is in.

Can an Elected Member make a representation and or speak at a hearing?

If an Elected Member, who does not sit on the sub-committee, wishes to make a formal objection to an application they may only do so, if they make a written relevant representation as would apply to an Interested Party and in the same way as any other member of the public using the procedures outlined in this protocol. If the Elected Member believes they have a personal or prejudicial interest in the application, they may still submit a relevant representation.

Elected Members, who do not sit on the sub-committee, may also speak at a sub-committee hearing in support or against an application, for example on behalf of their constituents. They may also speak as an advocate or witness on behalf of the applicant or an Interested Party, even if they believe they have a personal or prejudicial interest. However, for the purposes of transparency, at the hearing, the Elected Member should disclose what their personal or prejudicial interest is and whether they have been in contact with the applicant, agent, Interested Party or responsible authority beforehand or have visited the premises concerned.

Elected Members making either a written relevant representation or wish to speak at a hearing should not communicate about the application before the hearing with any Councillors who sit on the sub-committee. This is so the sub-committee makes their decision with an open mind.

What power does the Chairman have to control the meeting?

Under the Licensing act 2003, the Chairman may require any person attending the hearing who is behaving in a disruptive manner to leave the hearing and may refuse to permit that person to return, or may permit the person to return only on such conditions as he or she may specify.

How will the sub-committee make its final decision?

Once the sub-committee has heard from officers and the parties to the hearing and has had answers to its questions, the sub-committee will usually withdraw to make its decision on the application. The sub-committee must disregard any information given or evidence produced by a party or witness, which is not relevant to the application, representations or notice or the promotion of the licensing objectives.

Members of the sub-committee have a duty to behave impartially, not to predetermine the issue and not to discuss matters with press or residents. In making its decision the sub-committee must state in respect of premises licences why refusal or attachment of conditions is necessary in order to promote a particular licensing objective, and in respect of all other applications the reasons why applications are refused or revoked, taking into account the evidence presented by all parties during the hearing.

4. After the Hearing

When will we get formal notice of the decision?

The Chairman will normally announce the sub-committee's decision in public at the end of the hearing and the reasons for the sub-committee's decision. This decision will then be communicated in writing to the parties as soon as possible after the hearing.

The Council's Legal Advisor will send applicants a decision letter shortly after the meeting outlining the decision and any conditions that are attached to the application. In addition, a letter will be sent to all those who made relevant written representations in connection with the application. This will confirm the decision made; any conditions attached to an approval or the reasons for refusal. Details of the respective appeal rights will also be sent with this notice.

The minutes of the meeting will be made available on the Council's website at:

www.hillingdon.gov.uk

Can we appeal against the decision?

Following the decision, the applicant or any person who has made a relevant representation in respect of a particular application can appeal to the Magistrates Court.

How can I find out about other applications in my area?

Applicants for new premises licences and club premises certificates; applications for provisional statements and applications for variations of existing premises licences or club premises certificates must display a notice on the premises and advertise the application in a local newspaper.

All applications once they are lodged will be available for viewing on Hillingdon Council's website at www.hillingdon.gov.uk and in the Civic Centre Offices by appointment with the Licensing Service during working hours.



Minutes

LICENSING SUB COMMITTEE

20 March 2015

**Meeting held at Committee Room 5 - Civic Centre,
High Street, Uxbridge UB8 1UW**

	<p>Committee Members Present: Councillors Dominic Gilham (Chairman), Lynne Allen and Roy Chamdal.</p> <p>Responsible Authorities: James Rankin (Legal representative, Metropolitan Police Service), Acting Police Sergeant (APS) Ian Wares (Metropolitan Police Service), Sergeant Nick Davies (Metropolitan Police Service), Claire Freeman (Regulatory Services Manager).</p> <p>Licence Holders Mr. Prashant Patel and Mrs. Poonna Sharma.</p> <p>LBH Officers Present: Stephanie Waterford (Licensing Service), Beejal Soni (Licensing Lawyer), Gill Oswell (Democratic Service Officer) and Jon Pitt (Democratic Services Officer).</p>
17.	<p>APOLOGIES FOR ABSENCE (<i>Agenda Item 1</i>)</p> <p>There were no apologies for absence received.</p>
18.	<p>DECLARATIONS OF INTEREST IN MATTERS COMING BEFORE THIS MEETING (<i>Agenda Item 2</i>)</p> <p>None.</p>
19.	<p>TO CONFIRM THAT THE ITEMS OF BUSINESS MARKED PART I WILL BE CONSIDERED IN PUBLIC AND ITEMS MARKED PART II WILL BE CONSIDERED IN PRIVATE (<i>Agenda Item 3</i>)</p> <p>It was confirmed that items marked Part 1 would be heard in public and those marked Part 2 would be heard in private.</p>
20.	<p>MATTERS THAT HAVE BEEN NOTIFIED IN ADVANCE OR URGENT (<i>Agenda Item 4</i>)</p> <p>No matters were notified in advance or as urgent.</p>
21.	<p>REVIEW OF PREMISES LICENCE - BLUE LAGOON (<i>Agenda Item 5</i>)</p> <p>Introduction by Regulatory Services</p> <p>Claire Freeman, Regulatory Services Manager at LBH, introduced the report relating to the Review of the Premises Licence for the Blue Lagoon Public House in 3 Wood End Green Road, Hayes, Middlesex, UB8 1PG. The review had been initiated following a S165 Closure Notice issued by Uxbridge Magistrates Court on 9 March 2015. The</p>

Closure Order had been obtained by the Metropolitan Police Service pursuant to the Anti-Social Behaviour, Crime and Policing Act 2014. The Order closed the premises for 3 months.

It was confirmed that all interested parties had been notified of the meeting and notices had also been displayed at the premises and published on the Council website.

It was Resolved: That:

The meeting moved to Part II and the members of the public present were asked to leave the room.

The Police's legal representative and the applicant provided evidence to the Sub-Committee.

It was Resolved: That:

The meeting moved back to Part I to hear from the Lead Petitioner, who made the following points:

- The petitioner had worked at the premises since November 2014.
- Staff had tried their best to turn the premises around but more time was needed to allow the work to be completed.
- The Blue Lagoon provided employment to its staff.

It was Resolved: That:

The meeting moved back to Part II and the members of the public present were asked to leave the room.

The Sub-Committee was provided with a summary of the case presented by the Police and by the applicant.

All those present were asked to leave the meeting to enable the Sub-Committee to reach a decision.

It was Resolved: That:

The meeting moved back to Part I for the Chairman to announce the decision reached by the Sub-Committee.

Decision

The Sub-Committee considered all the relevant representations 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, the Licensing Objectives and the Public Sector Equality Duty. The Licensing Sub-Committee decided on balance of probability to:

- 1. REVOKE the existing premises licence that had previously been granted to Mahadev Pubco Ltd for the premises known as Blue Lagoon, Wood End Green Road, Hayes, UB3 2SB.**

The Chairman clarified that the decision to revoke the licence and the existing Closure

	Notice had the effect that the licensee could not re-open the premises.
	The meeting, which commenced at 2.00 pm, closed at 3.30 pm.

These are the minutes of the above meeting. For more information on any of the resolutions please contact Jon Pitt on 01895 277655. Circulation of these minutes is to Councillors, Officers, the Press and Members of the Public.

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APPLICATION FOR A NEW PREMISES LICENCE

Committee	Licensing Sub-Committee
Officer Contact	Sharon Garner, Licensing Officer 01895 277230
Papers with report	Appendix 1 - Application for The White Bear & Plan Appendix 2 - Letter from the Metropolitan Police Appendix 3 - Representation from Environmental Protection Unit Appendix 4 - Representation from the Licensing Authority Appendix 5 - Representations from local residents Appendix 6 - Map of the area Appendix 7 - Photographs of the premises
Ward affected	West Ruislip

1.0 SUMMARY

- 1.1 To consider an application for a new premises licence in respect of The White Bear, Ickenham Road, Ruislip HA4 7DF and representations for and against the application received from 3 responsible authorities and a number of representations from local residents.

2.0 RECOMMENDATION

- 2.1 That the Licensing Sub Committee determine the application.

3.0 INFORMATION

- 3.1 An application for a new premises licence for The White Bear was received from Berwin Leighton Paisner, on behalf of The White Brasserie Company Limited on 17th April 2015.

3.2 **Details of the application are as follows:**

The application is for the sale of alcohol, on and off sales and the provision of late night refreshment indoors only. The applicant has not applied for the provision of regulated entertainment.

- 3.2.1 The sale of alcohol from 10:00 hours until 00:00 hours everyday and from the start time of New Year's Eve until the finish time of New Year's Day.

The provision of late night refreshment from 23:00 hours until 01:00 hours everyday and from the start time of New Year's Eve until the finish time of New Year's Day.

- 3.3 A copy of the application form and plan are attached to this report as **Appendix 1**.

- 3.4 In accordance with the legislation, the applicant is required to send copies of the application to the responsible authorities, being:

- The Metropolitan Police Service
- London Fire & Emergency Planning Authority

- Child Protection Service, LBH
- Food, Health & Safety, LBH
- Environmental Protection Unit, LBH
- Trading Standards Service, LBH
- Planning Service, LBH
- Public Health, LBH

3.5 The application was advertised in the local paper by the applicant in accordance with the Licensing Act 2003. The expiry date for making representations was 15th May 2015.

3.5 A letter supporting the application was received from the Metropolitan Police, as the enforcing authority for matters relating to crime and disorder.

A copy of the letter is attached to this report as **Appendix 2**.

3.6 A representation was received from the Council's Environmental Protection Unit, as the enforcing authority for matters relating to public nuisance.

A copy of the representation is attached to this report as **Appendix 3**.

3.7 A representation was received from the Licensing Authority in support of the representation made by the Environmental Protection Officer.

3.8 A copy of this representation is attached to this report as **Appendix 4**.

3.9 5 representations were received from local residents against the application.

Copies of these representations are attached to this report as **Appendix 5**.

4.0 List of Representations

	Prevention of Crime & Disorder	Public Safety	Prevention of Public Nuisance	Protection of Children from Harm
A/PS Ian Wares	X			
Environmental Protection			X	
Claire Freeman Regulatory Services Manager			X	
Kevin & Yvette Bowler	X		X	
Greg Maxwell			X	
Henry & Marina Jackson			X	

Michael & Suzanne Bowry			X	
Robert Johns	X		X	

5.0 General Information

- 5.1** The premise is a 19th Century Public House, situated in a residential area on Ickenham Road. It has front and rear garden areas, with a car park to the rear. Access to the premises is obtained from both the front and rear doors. Currently substantial internal works are being carried out to upgrade the premises.
- 5.2** The applicant has stated in the application that the premises is a bar with substantial dining facilities. Steps shall be taken to ensure there is no disturbance to local residents by departing customers and Notices shall be prominently displayed reminding customers to leave the premises and the area in a responsible manner bearing in mind the residential nature of the locality.
- 5.3** The premises is currently licensed for the sale of alcohol, provision of regulated entertainment for films, indoor sporting events, live music, recorded music and provision of late night refreshment.

6.0 LEGAL IMPLICATIONS

6.1 Principles for making the determination

6.2 The general principle is that an application for a new Premises Licence must be granted unless relevant representations are received. This is subject to the proviso that the applicant has complied with regulations in advertising and submitting the application.

6.3 Relevant representations are those which:

- Are about the effect of the granting of the application on the promotion of the licensing objectives
- Are made by a Responsible Authority or other persons
- Have not been withdrawn
- Are not, in the opinion of the relevant Licensing Authority, frivolous or vexatious.

6.4 The four licensing objectives are:

- Prevention of crime and disorder;
- Public safety;
- Prevention of nuisance; and
- Protection of children from harm.

6.5 Members should note that each objective is of equal importance. There are no other licensing objectives, and the four objectives are paramount considerations at all times.

- 6.6** The Licensing Sub-Committee must also consider the London Borough of Hillingdon's Statement of Licensing Policy when deciding whether or not to grant the application. The terms of the Statement of Licensing Policy are highly persuasive, but not binding, on the Licensing Sub-Committee. The Licensing Sub-Committee may depart from the guidance contained in the Statement of Licensing Policy if it considers there are clear and convincing reasons to do so.
- 6.7** Where there is a conflict between the Licensing Act 2003 and the Statement of Licensing Policy, the Licensing Act 2003 must prevail.
- 6.8** Members are required to have regard to the Home Office Guidance issued under section 182 of the Licensing Act 2003 in carrying out the functions of licensing authority. However, guidance does not cover every possible situation, so long as the guidance has been properly and carefully understood, members may depart from it if they have reason to do so. Full reasons must be given if this is the case
- 6.9** When relevant representations are received then the Sub-Committee must have regard to them. Representations based on commercial reasons or need are not in themselves relevant representations. For example, a representation from a bar owner, that the grant of a premises licence to another bar, will take customers away from his/her premises, is not a relevant representation, nor is a representation from other persons that another off licence in the parade of local shops is not needed.
- 6.10** The Licensing Sub-Committee can attach a "weight" to any relevant representations, such factors that could influence the "weight" to be placed on a representation could include:
- Whether the representation can be clearly related to any one of the four licensing objectives;
 - Whether the representation concerns matters over which the applicant is able to exercise control;
 - Whether the representation is based on "hearsay" evidence;
 - Whether the representation is supported by firm evidence;
 - Whether the person making the representation has attended the hearing in person.
- 6.11** Having considered all relevant representations, and having taken into account the promotion of the licensing objectives, a decision can be taken:
- To grant the licence, subject to the mandatory conditions and conditions consistent with the operating schedule;
 - To impose additional relevant conditions to such an extent as is considered necessary for the promotion of the licensing objectives;
 - To exclude any of the licensable activities to which the application relates
 - To amend the times for all or some of the licensable activities;
 - To refuse to specify a person on the licence as the designated premises supervisor
 - To reject the application

7.0 Conditions

- 7.1 Conditions will not be necessary if they duplicate a current statutory requirement.
- 7.2 Members are also referred to the Home Office guidance on conditions, specifically section 10 which states that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises. Conditions should be determined on a case by case basis and standardised conditions, which ignore these individual aspects, should be avoided. Licensing authorities and other responsible authorities should be alive to the indirect costs that can arise because of conditions.
- 7.3 Licensing authorities should therefore ensure that any conditions they impose, are only those which are appropriate for the promotion of the licensing objectives.

8.0 Reasons

- 8.1 If the Sub-Committee determines that it is necessary to modify the conditions, or to refuse the application for a Premises Licence application, it must give reasons for its decision.

9.0 The Role of the Licensing Sub-Committee

- 9.1 Sub-Committee members will note that, in relation to this application, the Council has multiple roles. Council officers from various departments have been asked to consider the application from the perspective of the Council as an authority responsible respectively for environmental health, trading standards, health and safety, safeguarding children, public health and as the planning authority.
- 9.2 Members should note that the Licensing Sub-Committee is meeting on this occasion solely to **perform the role of licensing authority**. The Sub-Committee sits in quasi-judicial capacity, and must act impartially. It must offer a fair and unbiased hearing of the application. In this case, Members should disregard the Council's broader policy objectives and role as statutory authority in other contexts. Members must direct themselves to making a determination solely based upon the Licensing Law, Guidance and the Council's Statement of Licensing Policy.
- 9.3 As a quasi-judicial body the Licensing Sub-Committee is required to consider the application on its merits. The Sub-Committee must take into account only relevant factors, and ignore irrelevant factors. The decision must be based on evidence, that is to say material, which tends logically to show the existence or non-existence of relevant facts, the occurrence of which would be relevant.
- 9.4 The Licensing Sub-Committee must give fair consideration to the contentions of all persons entitled to make representations to them.
- 9.5 The Licensing Sub-Committee is entitled to consider events outside of the premises if they are relevant, i.e. are properly attributable to the premises being open. The proprietors do not have to be personally responsible for the incidents for the same to be relevant. However, if such events are not properly attributable to the premises being open, then the evidence is not relevant and should be excluded. Guidance is that the licensing authority will primarily focus on the direct impact of the activities taking place at

the licensed premises on members of the public, living, working or engaged in normal activity in the area concerned.

- 9.6 The Sub-Committee can only consider matters within the application that have been raised through representations from Responsible Authorities and other persons. This will be decided on a case to case basis.
- 9.7 Under the Human Rights Act 1998, the Sub Committee needs to consider the balance between the rights of the applicant and those making representations to the application, when making their decision. The Sub-Committee has a duty under section 17 Crime and Disorder Act 1998 when making its decision, to do all it can to prevent crime and disorder in the Borough.
- 9.8 Responsible Authorities, other persons making representations and the applicant, have the right to appeal the decision of the Sub-Committee to the Magistrates' Court within a period of 21 days, beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against.

10.0 FINANCIAL IMPLICATIONS

- 10.1 Members should be aware that the Regulatory Services directorate does not have a budget provision for costs, should the applicant be successful in appealing to the Magistrates Court against a decision of the Council. In the event that a Court was to uphold an appeal, officers would need to identify how the costs would be funded before action could be taken in order to comply with Council financial policy.

11.0 BACKGROUND DOCUMENTS

- The Licensing Act 2003
- Guidance under Section 182 of the Licensing Act 2003
- The Council's Statement of Licensing Policy

[Insert name and address of relevant licensing authority and its reference number (optional).]

**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 The White Brasserie Company Limited

(Insert name(s) of applicant)

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			
The White Bear Ickenham Road			
Post town	Ruislip	Postcode	HA4 7DF
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£27,300	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|----|---|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| | ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| | iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv. other (for example a statutory corporation) | <input type="checkbox"/> | 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)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
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 The White Brasserie Company Limited
Address 106 – 108 High Street Teddington TW11 8JD
Registered number (where applicable) 07118269
Description of applicant (for example, partnership, company, unincorporated association etc.) Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
2	2	05
2	0	15

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

D	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Bar with substantial dining facilities

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 any that apply

- 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 late night refreshment (if ticking yes, fill in box I) **Supply of alcohol** (if ticking yes, fill in box J) **In all cases complete boxes K, L and 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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				<u>Please give further details here</u> (please read guidance note 3)	
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<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)		
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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon				Both	<input type="checkbox"/>
Tue				<u>Please give further details here</u> (please read guidance note 3)	
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<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)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur			<p><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)</p>		
Fri					
Sat			<p><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)</p>		
Sun					

I

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 checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23.00	01.00	<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	23.00	01.00			
Wed	23.00	01.00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur	23.00	01.00		From the start time on New Year's Eve to the finish time on New Year's Day	
Fri	23.00	01.00	<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	23.00	01.00			
Sun	23.00	01.00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – <u>please tick</u> (please read guidance note 7)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon	10:00	24:00	State any seasonal variations for the supply of alcohol (please read guidance note 4) From the start time on New Year's Eve to the finish time on New Year's Day	Both	<input checked="" type="checkbox"/>
Tue	10:00	24:00			
Wed	10:00	24:00			
Thur	10:00	24:00	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)		
Fri	10:00	24:00			
Sat	10:00	24:00			
Sun	10:00	24:00			

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

Name Jane Beels	
Address 111 Finchley Road, London NW11 7AA	
Postcode	NW11 7AA
Personal licence number (if known) 123 456789	
Issuing licensing authority (if known) Barnet	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

b) The prevention of crime and disorder

CCTV will be provided in accordance with the requirements of ~~Surrey~~^{MET} Police.

c) Public safety

Health and safety risk assessments will be undertaken and staff trained therein

d) The prevention of public nuisance

Steps will be taken to ensure no disturbance to local residents by departing customers.

Notices shall be prominently displayed reminding customers to leave the premises and the area in a responsible manner bearing in mind the residential nature of the locality.

e) The protection of children from harm

A Challenge 25 scheme will be in operation at the premises.

Checklist:

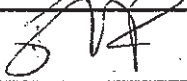
Please tick to indicate agreement

- 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 designated 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 SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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	16 th April 2015
Capacity	Solicitors for Applicant

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)

Craig Baylis
BLP
Adelaide House
London Bridge

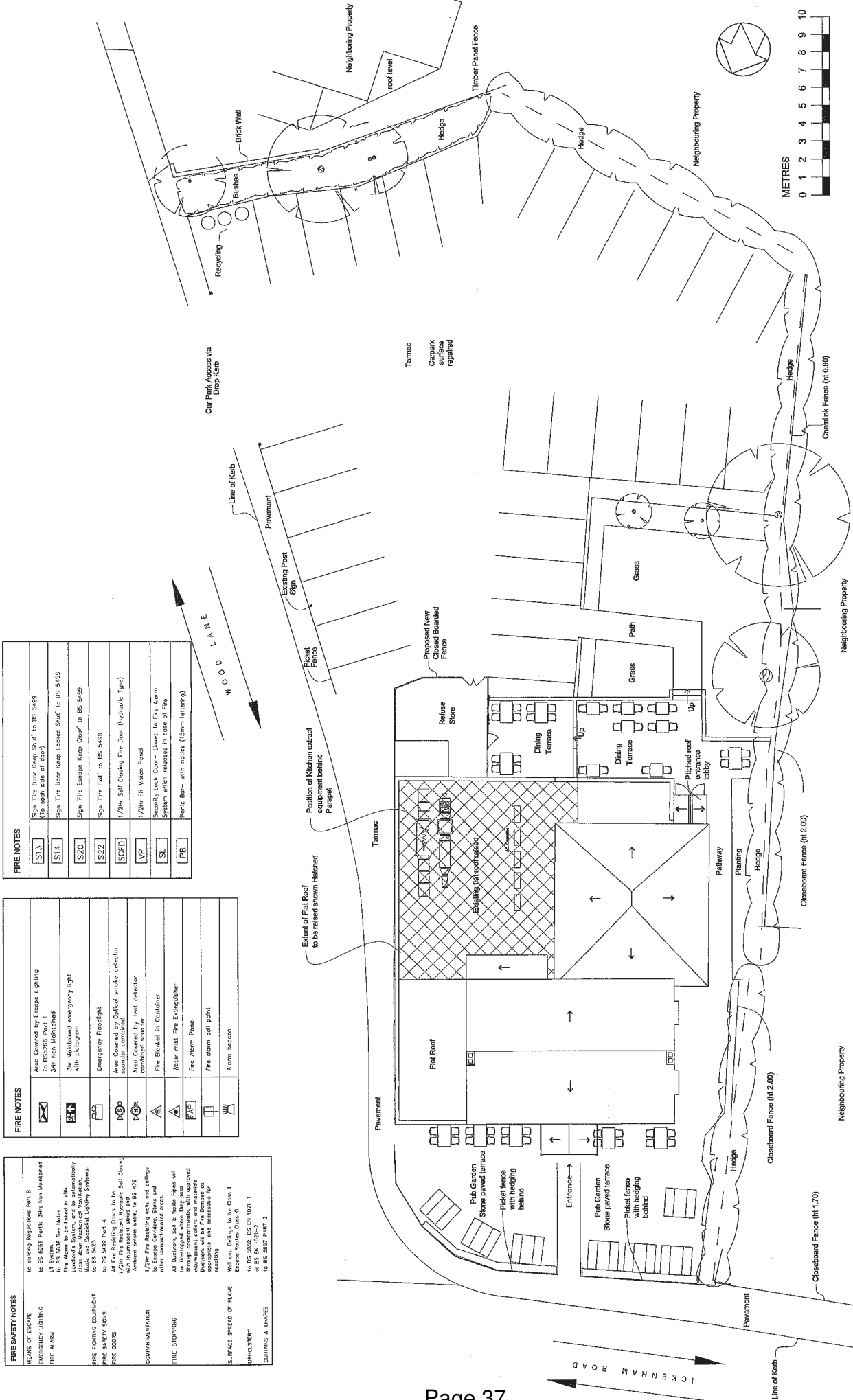
Post town	London	Postcode	EC4R 9HA
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Telephone number (if any)	0203 400 2326
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
craig.baylis@blplaw.com

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



FIRE NOTES	
S13	Sign 'Fire Door Keep Shut' to BS 5499 (to top side of door)
S14	Sign 'Fire Door Keep Locked Shut' to BS 5499
S20	Sign 'Fire Escape Keep Clear' to BS 5499
S22	Sign 'Fire Exit' to BS 5499
SCFD	1/2hr Self Closing Fire Door (Hydraulic Type)
VP	1/2hr FR Vision Panel
SL	Security Lock Door - Linked to Fire Alarm System which releases in case of fire
PB	Panic Bar - with notices (brown lettering)

FIRE NOTES	
⊠	Area Covered by Escape Lighting to BS5266 Part 1 (to main side of door)
⊠	3hr Non-ducted fire alarm with pictogram
⊠	Emergency floodlight
⊠	Area Covered by Optical smoke detector siren/combined
⊠	Area Covered by Heat detector combined/sounder
⊠	Fire Binnet in Corridor
⊠	Water mist Fire Extinguisher
⊠	Fire Alarm Panel
⊠	Fire alarm call point
⊠	Alarm beacon

FIRE SAFETY NOTES	
MEANS OF ESCAPE	to Building Regulations Part B to BS 5266 Part 1: 2hrs Non-ducted LI System
EMERGENCY LIGHTING	to BS 5266 Part 1: 2hrs Non-ducted LI System
FIRE ALARM	to BS 5266 Part 1: 2hrs Non-ducted LI System
FIRE FIGHTING EQUIPMENT	to BS 5499 Part 4
FRS SAFETY SIGNS	All Fire Retarding Doors to be 1/2hr Fire Resistant (Hydraulic Self Closing)
FIRE DOORS	to BS 5499 Part 4
COMPARTMENTATION	1/2hr Fire Resisting walls and ceilings to Escape Corridors, Stairs and other escape routes
FIRE STOPPING	to BS 5499 Part 4
SURFACE SPREAD OF FLAME	to BS 5499 Part 4
UPHOLSTERY	to BS 5499 Part 4
CURTAINS & DRAPES	to BS 5499 Part 4

■ CLIENT: The White Brasserie Co Ltd
 ■ PROJECT: The White Bear Public House
 Wood Lane, Ruislip. HA4 7DF
 ■ DRAWING TITLE: Licensing Site Plan
 ■ SCALE: 1:200
 ■ DRAWING NUMBER: 1569:11
 ■ REVISION: /
 ■ DATE: 20:01:2015
 ■ FIRM: NW Design Ltd

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Date 11th May 2015.

Mrs Sharon Garner
Licensing Office
Civic Centre
Uxbridge
UB8 1UW.

Hillingdon Borough
Licensing Dept.
Ruislip Police Station
The Oaks
Ruislip
HA4 7LE.
Telephone: 020 8246 1933
Mobile: 07785 226483
Email: Licensing - xh@met.police.uk

Your Ref

Dear Mrs garner,

**Re; Premises licence application;
The White Bear, Ickenham Road, HA4 7DF.**

On Friday 17th April 2015, the Metropolitan Police Licensing Department at Hillingdon received an application for the grant of a Premises Licence at the above address, I am writing to you to inform you that the Metropolitan Police Service will not be making any representation with regards to this premises licence application.

Yours Sincerely

A/Sergeant IAN C.R. WARES.
Police Licensing Enforcement Officer
Hillingdon Borough

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ENVIRONMENTAL PROTECTION UNIT

MEMORANDUM

From: Elisabeth Tilbury EPU	To: Licensing Officer
Location: 3S/02 Ext: 8272	<u>3S/09</u>
My Ref: 107271	
Your Ref: White Bear	Date: 12/05/15

Dear Sir or Madam,

Re: Application for a Premises Licence- Licensing Act 2003
Address: The White Bear Public House, Wood Lane, Ruislip, HA4 7DF

I refer to the application for a Premises Licence under the Licensing Act 2003, relating to the above named premises.

The Environmental Protection Unit, in its capacity as a responsible authority, is making a representation to this application, in relation to the licensing objective 'Prevention of Public Nuisance'.

The White Bear is located on Wood Lane, in a mainly residential area. The nearest residential accommodation are the houses on Seaford Close.

The grounds for this objection are:

The potential for noise nuisance from the use of the external areas to the rear of the premises, particularly the rear dining terrace and rear garden.

Should the Licensing Sub-Committee be minded to grant the licence, the following condition is recommended:

- The rear dining terrace and rear garden shall be cleared of all patrons and closed between 22:00 and 09:00 except for access to the car park.

I would therefore invite the Licensing Sub-committee to consider this representation when making their decision regarding this application.

Yours faithfully,

Elisabeth Tilbury
Environmental Protection Officer
etilbury@hillingdon.gov.uk



HILLINGDON

LONDON

Sharon Garner, Licensing Officer
Regulatory Services
Civic Centre

Reference: Lic/15/

Your Reference:

Date: 12th May 2015

Dear Sharon Garner,

The White Bear, Ickenham Road, Ruislip

With reference to the application for a Premises Licence at the above premise by the White Brasserie Company Limited, I am writing to you in my capacity as the duly authorised officer to make representations on behalf of the Licensing Authority.

I have had the opportunity to assess the application and the documentation supplied to support it.

I have also spoken with the Councils Licensing Officers to gather further information regarding the history of the premises.

It is evident from the officers' information that the building has been a Public House for many years and is currently still licensed as such. The premise has had a number of operators in recent years, with many of these being keen to have music for entertainment as a main element of the late evening operation. This has resulted in a level of complaints from local residents.

I note that the new application comes from a pub food chain which is successfully running other outlets.

I also note that there is no application for any live or recorded music and that the applicant's business practice is mainly food led dining. Given that the noise issues in the past have been related to the live and recorded music elements there is likely to be less impact on the public nuisance licensing objective than with previous business models at this premises.



In addition, the hours for the sale of alcohol have been requested for midnight and the hours for late night refreshment and closing have been requested for 01:00. This affords a period for drinking up and allows patrons to leave the premises gradually thereby managing the noise levels.

It is therefore the view of the Licensing Authority that the applicant is intending to promote the measures proposed and they are considered appropriate for the type of operation.

However, the Licensing Authority does have one area of concern relating to the rear garden area. The drawing no 1569:11 in the application identifies two dining terraces at the rear of the premises and a pub garden at the front.

Given the history of the premises, in particular the previous issues of noise from the rear garden, the application time of midnight for drinking in this particular area, may in the opinion of the Licensing Authority, cause some local noise nuisance. A maximum end time of 23:00 hours for the use of the rear dining area would therefore be more suitable in order to uphold the public nuisance licensing objective.

Yours sincerely,



Claire Freeman
Regulatory Services Manager



INVESTOR IN PEOPLE

Hillingdon Licencing Service

4W/01 Civic Centre

High Street, Uxbridge

Middlesex, UB8 1UW

8th May 2015

Dear Sirs,

Kevin and Yvette Bowler



The White Bear, Ickenham Road Ruislip-

We are writing to register our objection to the application for a premises licence by The White Brasserie Company Limited for the White Bear, Ickenham Road, Ruislip, HA4 7DF. We live in the vicinity of the premises, [REDACTED]. The basis for this opposition is that granting a licence for these premises will not promote the licensing objectives, particularly (1) the prevention of crime, disorder and (3) the prevention of Public Nuisance.

The application proposes that:

- Alcohol will be sold for consumption on and off the premises between 10:00 and 24.00, seven days a week with a seasonal variation for 24 hour supply of alcohol on New Year's Eve and New Year's Day.
- Late night refreshment will take place between 23:00 to 01:00 seven days a week with a seasonal variation for 24 hour late night refreshment through New Year's Eve and New Year's Day

This is in contradiction to the hours stated in the recent Planning Application approval (Condition 7) 'hours that the garden areas can be occupied by customers' where the hours were stated as 'External areas opening hours limited between 09:00 and 22:00 for Planning Application purposes. These hours formed the basis for local residents to review the Planning Application and for the Planning Application to be granted. The limitation of hours to 10pm reflect the historical public nuisance generated by this Pub. This new premises licence application proposes a significant extension to the hours than those proposed originally.

Residents in this area have historically suffered noise nuisance and antisocial behaviour at all hours of the day and night from this premises. The noise nuisance and anti-social behaviour has been well documented by the London Borough of Hillingdon Environmental Protection Unit and Noise Service and has been regularly reported to the out of hours Service and has resulted in attendance on several occasions by Police Officers. Residents have endured this inconvenience since 2003 when the licensing legislation was first amended, and has occurred during each different tenancy of the pub since. It is the opinion locally that it is totally unacceptable to expect them to continue to do so.

We would further note that the recent planning application has resulted in a substantial change to the access and egress arrangements for the building. The main door to the building has historically been on the Ickenham Road side of the premises, adjacent to the main road. The Planning

Application has resulted in the rear door (next to the adjacent properties) now becoming the new main entrance and egress from the Premises- this will become the main way in and out. There can be little argument that there will be an increased public nuisance from noise from customers and staff leaving the premises between the hours of 23:00 and for the hours after the finish time of 1am every night seven days a week, bearing in mind also the subsequent noise/public nuisance from vehicles and taxis in the car park, if the application is successful.

Currently, the licence requires that the rear door is not used for access and egress (it's a fire door) and customers are required to exit via the Ickenham Road door at late hours. Although this stipulation was generally ignored without the regular intervention of the Local Authority, this will no longer be the case with the new layout of the premises. Therefore increased public nuisance to the local residents from those leaving at 11pm to 1am and beyond is inevitable if the licence application is successful in extending the hours.

We would urge the Committee to consider the new layout of the premises and , and also the well documented history of crime disorder, anti-social behaviour and public nuisance particularly during the hours that the new premises application would be extended to if successful.

We fully support the change of use for the premises from a Public House to a restaurant and support the documented opening hours detailed in their planning application conditions of 'external areas opening hours limited between 09:00 and 22:00' and wish the new venture well, however in view of the above, we would urge the Licensing Authority to refuse the application.

Yours faithfully,

A large black rectangular redaction box covering the signature area.

Kevin and Yvette Bowler

Reports to Hillingdon Environmental Team from K & Y Bowler, [REDACTED]

White Bear closed before Christmas 2014

Date	Service	Reference/Status	Notes
30 Nov 2014	Rubbish accumulation	4071545: Closed	Vehicle Repairs carried out daily in the car park
30 Nov 2014	Fallen tree obstructing footpath	4071546: Logged	Sales of Christmas Trees in the White Bear car park, blocking public footpath with trees
17 Oct 2014	Commercial - Music noise	3990834: Logged	
05 Oct 2014	Commercial - Music noise	3964606: Logged	
05 Oct 2014	Commercial - Music noise	3964608: Logged	
05 Oct 2014	Commercial - Music noise	3964609: Logged	
27 Sep 2014	Commercial - Music noise	3950929: Logged	
27 Sep 2014	Noise	3950930: Logged	loud singing and shouting from customers in the white bear car park and beer garden still at 1.20am. Staff still serving drinks, and we've asked the staff nicely to keep it quieter and they have told us to 'fuck off'. Be great if you can do something as this is every weekend these days. If not we will have to call the noise team out.
25 Aug 2014	Commercial - Music noise	3884096: Logged	
14 Aug 2014	Noise	3868198: Logged	Difficult to sleep tonight as the pub still trading with several customers in and out of the fire door for smoking etc. Plenty shouting and singing. All very jolly over there by the look of it but its nearly 2.30am and we're all kept awake again.
22 Jul 2014	Commercial - Odour or smoke	3819716: Logged	

05 May 2014	Commercial - Music noise	3663998: Logged	
05 May 2014	Noise	3664000: Logged	Loud music until 2.30 am and a fight in the beer garden for 20 mins at 3.45am then a break and then more shouting, screaming and fighting at 4.30 am
06 Apr 2014	Noise	3613048: Logged	
28 Mar 2014	Noise	3599774: Closed	
21 Mar 2014	Commercial - Music noise	3587133: Logged	
09 Nov 2013	Noise	3356438: Closed	same as usual really load of shouting at kicking out time out front of the pub and in car park
24 Jun 2013	Noise	3114920: Closed - Duplicate	Fighting in car park. Police attended. Can't sleep.
15 Jun 2013	Anti-social behaviour	3101096: Closed	woken up by screaming
06 May 2013	Click here if you live in the North of the Borough	3036370: Closed	
06 May 2013	Noise	3036371: Logged	loud Kareoke as usual well past midnight. our windows all shut but can't sleep.
29 Mar 2013	Noise	2980188: Logged	Cant sleep. We have recorded the noise but file too big.
29 Sep 2012	Noise	2712044: Logged	loud music again from the pub, loud enough to move cups in the kitchen cupboard and can't hear the tv
15 Oct 2011	Music - commercial noise	2171483: Closed	Loud party music from the Pub

18
Sep 2011 Music - party noise 2127232:
Closed - Duplicate

18
Sep 2011 Music - commercial noise 2127233:
Closed

24 Jul 2011 Music - party noise 2043992: Closed Apparently Hillingdon Council have granted a 3am licence to the White Bear. Thanks a lot.



Sharon Garner <sgarner@hillington.gov.uk>

Re: Fwd: New Premises Application

1 message

Kevin Bowler [REDACTED]

15 May 2015 at 18:18

To: John [REDACTED]

Cc: Cllr Philip Corthorne <pcorthorne@hillington.gov.uk>, [REDACTED], Sharon Garner <sgarner@hillington.gov.uk>, Residents Services Members Enquiries <ResidentsServicesMembersEnquiries@hillington.gov.uk>

Thanks John, maybe also worth noting, that the opening hours for the other pub/brasserie's in the White Brasserie chain (the new owners of the White Bear) are:

Opening times**Brasserie**

Mon-Thurs: 12pm to 10pm

Fri & Sat: 12pm to 10.30pm

Sun: 12pm to 9pm

Pub

Mon-Sat: 11am to 11pm

Sun: 12pm to 10pm

For a comparison

Regards

Kevin

On 14 May 2015 at 16:13, [REDACTED] wrote:

Quoting Cllr Philip Corthorne <pcorthorne@hillington.gov.uk>:
Philip and Louise

With reference to Sharon's email and The Orchard, I have visited the manager to establish the bar's opening hours. The last bell is at 10.30 p.m. Sun-Tues, 11 p.m. Weds-Thurs, and midnight Fri-Sat, with 15 minutes drinking up time. Let's hope The White Bear's hours are no later, as it is closer to neighbouring properties.

Kind regards,

Robert

Louise,

Many thanks for this.

By copy I am asking Sharon to attach and send the guidance to you.

Philip

On 13 May 2015 at 17:45, Louise Richardson [REDACTED] wrote:



Sharon Garner <sgarner@hillington.gov.uk>

Fwd: PREVENTION OF NUISANCE AT THE WHITE BEAR PUB

1 message

licensing . <licensing@hillington.gov.uk>
To: Sharon Garner <sgarner@hillington.gov.uk>

18 May 2015 at 15:39

----- Forwarded message -----

From: **Greg Maxwell** [REDACTED]
Date: 15 May 2015 at 16:42
Subject: PREVENTION OF NUISANCE AT THE WHITE BEAR PUB
To: "licensing@hillington.gov.uk" <licensing@hillington.gov.uk>

To whom it may concern,

PREVENTION OF NUISANCE AT THE WHITE BEAR PUB

My name is Greg Maxwell and I live at [REDACTED] with my mother and rest of my family.

We just wanted to make it clear that we are not pleased to hear about the White Bear's request for extended licensing hours until 1:00am, as the extended hours of noise will disrupt me, my family and my neighbours.

Thank you for listening and I look forward to hearing your response in due course.

Kind regards,

Greg Maxwell and family

Sent from my iPad

Regulatory Services
London Borough of Hillington
Civic Centre
High Street
Uxbridge UB8 1UW
(T) 01895 277433
(F) 01895 250011
licensing@hillington.gov.uk



Sharon Garner <sgarner@hillington.gov.uk>

Fwd: Prevention of Nuisance at The White Bear, Ruislip

1 message

licensing . <licensing@hillington.gov.uk>
To: Sharon Garner <sgarner@hillington.gov.uk>

15 May 2015 at 16:21

----- Forwarded message -----

From: Gaynor Maxwell [REDACTED]
Date: 15 May 2015 at 16:19
Subject: Prevention of Nuisance at The White Bear, Ruislip
To: licensing@hillington.gov.uk

Dear Sir,

PREVENTION OF NUISANCE AT THE WHITE BEAR PUB

I live at [REDACTED] and am VERY CONCERNED to hear that The White Bear is requesting licensing hours until 1.00am.

I strongly object to these hours as the noise will be keeping us and all surrounding neighbours awake. Normal licensing hours are up to 11.00pm, we do not object to those.

Yours sincerely

Henry and Marina Jackson.

Regulatory Services
London Borough of Hillington
Civic Centre
High Street
Uxbridge UB8 1UW
(T) 01895 277433
(F) 01895 250011
licensing@hillington.gov.uk



Sharon Garner <sgarner@hillington.gov.uk>

Fwd: PREVENTION OF NUISANCE AT THE WHITE BEAR PUB

1 message

licensing . <licensing@hillington.gov.uk>
To: Sharon Garner <sgarner@hillington.gov.uk>

15 May 2015 at 16:37

----- Forwarded message -----

From: **Michael Bowry** [REDACTED]
Date: 15 May 2015 at 16:35
Subject: PREVENTION OF NUISANCE AT THE WHITE BEAR PUB
To: "licensing@hillington.gov.uk" <licensing@hillington.gov.uk>

Dear Sir,

PREVENTION OF NUISANCE AT THE WHITE BEAR PUB

My name is Michael Bowry and my wife and I live at [REDACTED] I wanted to make it clear that we are extremely concerned about the White Bear's request for licensing until 1:00am.

For as long as we've lived here, the White Bear has been a pub and has operated until normal licensing hours of 11:00pm, but we strongly object to the extended hours requested above.

We look forward to hearing your response.

Yours sincerely,

Michael and Suzanne Bowry

--
Regulatory Services
London Borough of Hillingdon
Civic Centre
High Street
Uxbridge UB8 1UW
(T) 01895 277433
(F) 01895 250011
licensing@hillington.gov.uk

Date:	Thu, 14 May 2015 19:05:14 +0100 [14/05/2015 19:05 14/05/2015 19:05 BST]
From:	Robert Johns
To:	licensing@hillingdon.gov.uk
Cc:	
Subject:	Application for the grant of a new Premises Licence for The White Bear

To Hillingdon Licensing Service

From Robert Johns, [REDACTED]

As I live in the immediate vicinity of The White Bear, I support its improvement and would like to offer the following comments:

1) The application is for "a bar with substantial dining facilities." To avoid public nuisance (noise, especially during sleeping hours) and reduce the risk of crime and disorder (e.g. damage to nearby properties by late-night drinkers), both of which have been suffered by neighbours in recent years, the licensing hours should respect the residential location of the premises. (The White Bear stands alone, closely surrounded by family houses.)

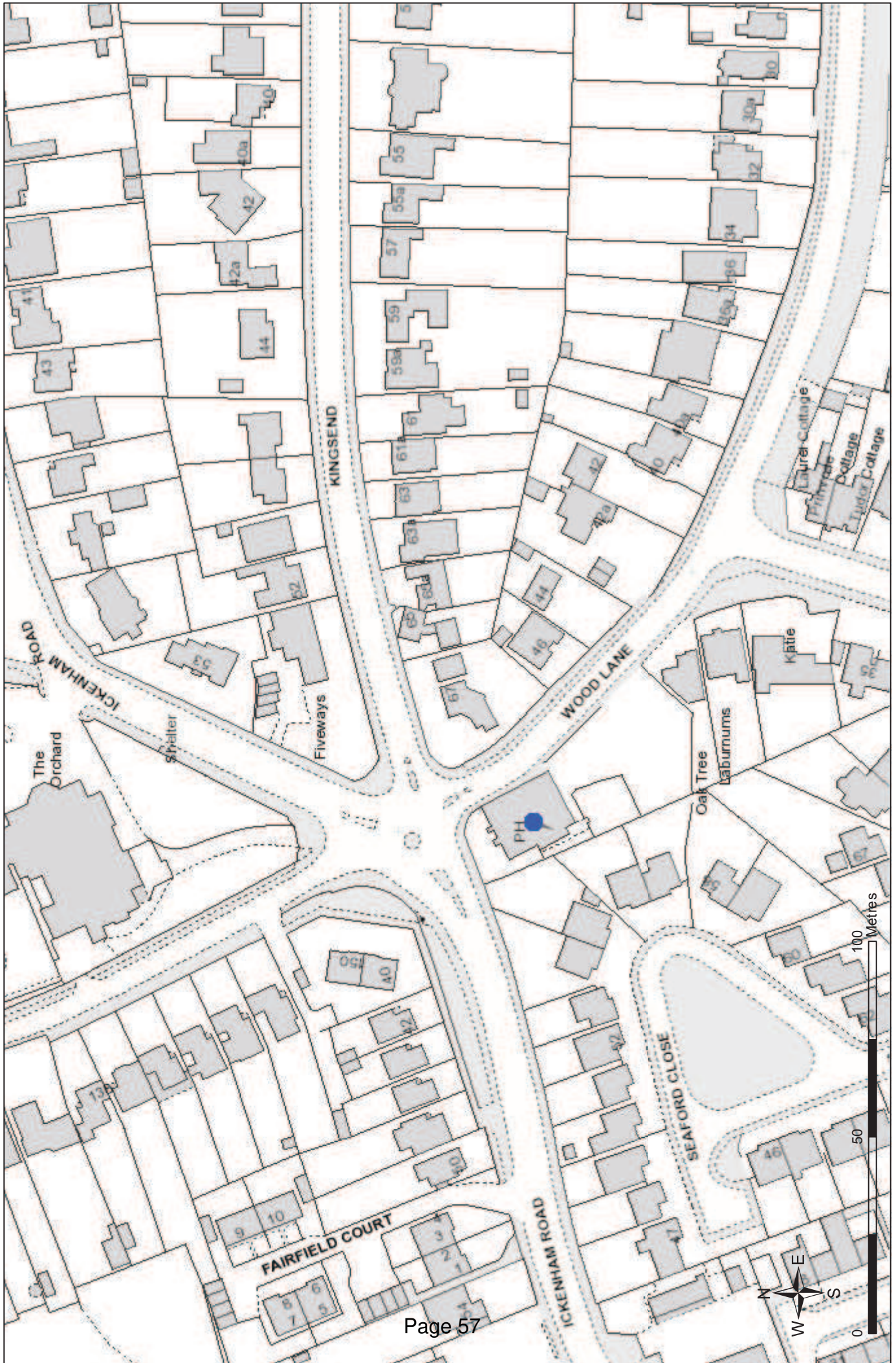
Normal closing time for a similar restaurant in such a location would be no later than 22.30- 23.00. I would not expect the sale of alcohol for consumption off the premises to be permitted.

2) Condition 7 of the Grant of Planning Permission for the development of The White Bear, dated 28 January 2015, stipulates that " the external seating area to the rear of the premises shall not be used outside the hours of 09.00 and 22.00, to safeguard the residential amenity of the occupiers of adjoining and nearby properties..." For the same reason, I believe a similar condition should attach to the use of the area to the front of the premises. If access is required for smokers, they should be required to leave their glasses inside. In view of the risk to public safety to people sitting so close to the busy roundabout, I would also question whether such use should be permitted.

3) The Conditions attached as Annex 3 to the previous premises licence, dated 14 April 2011, to reduce noise nuisance from the premises, should also be attached to the new licence. This will allow the developer to include the necessary work in the current refurbishment programme.

I would appreciate it if the Committee would kindly consider these points.





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