



HILLINGDON
LONDON



Notice of Hearing

Licensing Sub Committee

Date: WEDNESDAY, 16
SEPTEMBER 2015

Time: 2.00 PM

Venue: COMMITTEE ROOM 6
CIVIC CENTRE
HIGH STREET
UXBRIDGE
UB8 1UW

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

Councillors on the Sub-Committee:

David Yarrow (Chairman)
Janet Gardner
Judy Kelly

Important Information

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

Friday 11 September 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: Tuesday, 1 September 2015

Contact: Jon Pitt
Tel: 01895 277655
Email: democratic@hillington.gov.uk

This Agenda is available online at:
<http://modgov.hillingdon.gov.uk/ieListMeetings.aspx?CId=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

Useful information for residents and visitors

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Attending, reporting and filming of meetings

For the public part of this meeting, residents and the media are welcomed to attend, and if they wish, report on it, broadcast, record or film proceedings as long as it does not disrupt proceedings. It is recommended to give advance notice to ensure any particular requirements can be met. The Council will provide a seating area for residents/public, an area for the media and high speed WiFi access to all attending. The officer shown on the front of this agenda should be contacted for further information and will be available at the meeting to assist if required. Kindly ensure all mobile or similar devices on silent mode.

Please note that the Council may also record or film this meeting and publish this online.

Emergency procedures

If there is a FIRE, you will hear a continuous alarm. Please follow the signs to the nearest FIRE EXIT and assemble on the Civic Centre forecourt. Lifts must not be used unless instructed by a Fire Marshal or Security Officer.

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

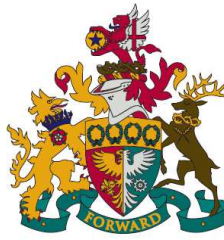
Pages 1 - 8

- 1 Apologies for Absence
- 2 Declarations of interest in matters coming before this meeting
- 3 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
- 4 Matters that have been notified in advance or urgent

Part I - Members, Public and Press

	Title of Report / Address of application	Ward	Time	Page
5	Application for the Variation of Premises Licence 'Re Bar', 163 Field End Road, Pinner, HA5 1QL Appendix 1 Appendix 2 Appendix 3 Appendix 4 Appendix 5	Eastcote & East Ruislip	Briefing 1:45 pm Hearing 2:00 pm	9 - 86 19 - 36 37 - 48 49 - 56 57 - 76 77 - 86

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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.

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:

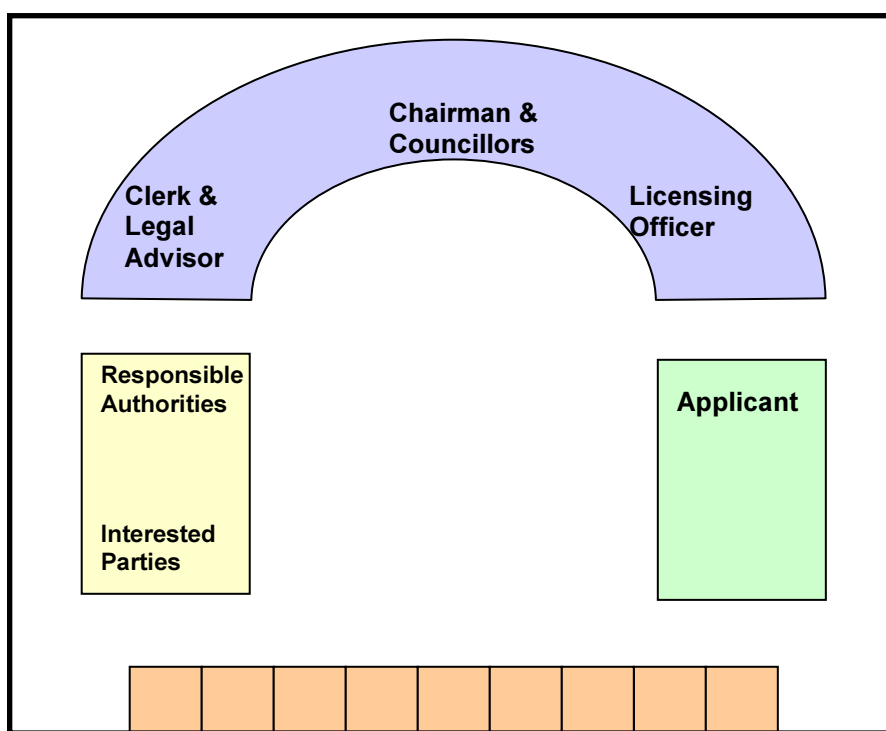
- The **Council's Licensing Officer** who will introduce the Officer report and outline his/her role.
- A **Legal Adviser** whose role is to assist the Committee with legal advice and to ensure that a fair and balanced hearing takes place.
- A **Clerk to the Committee** whose role is to summarise and 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?

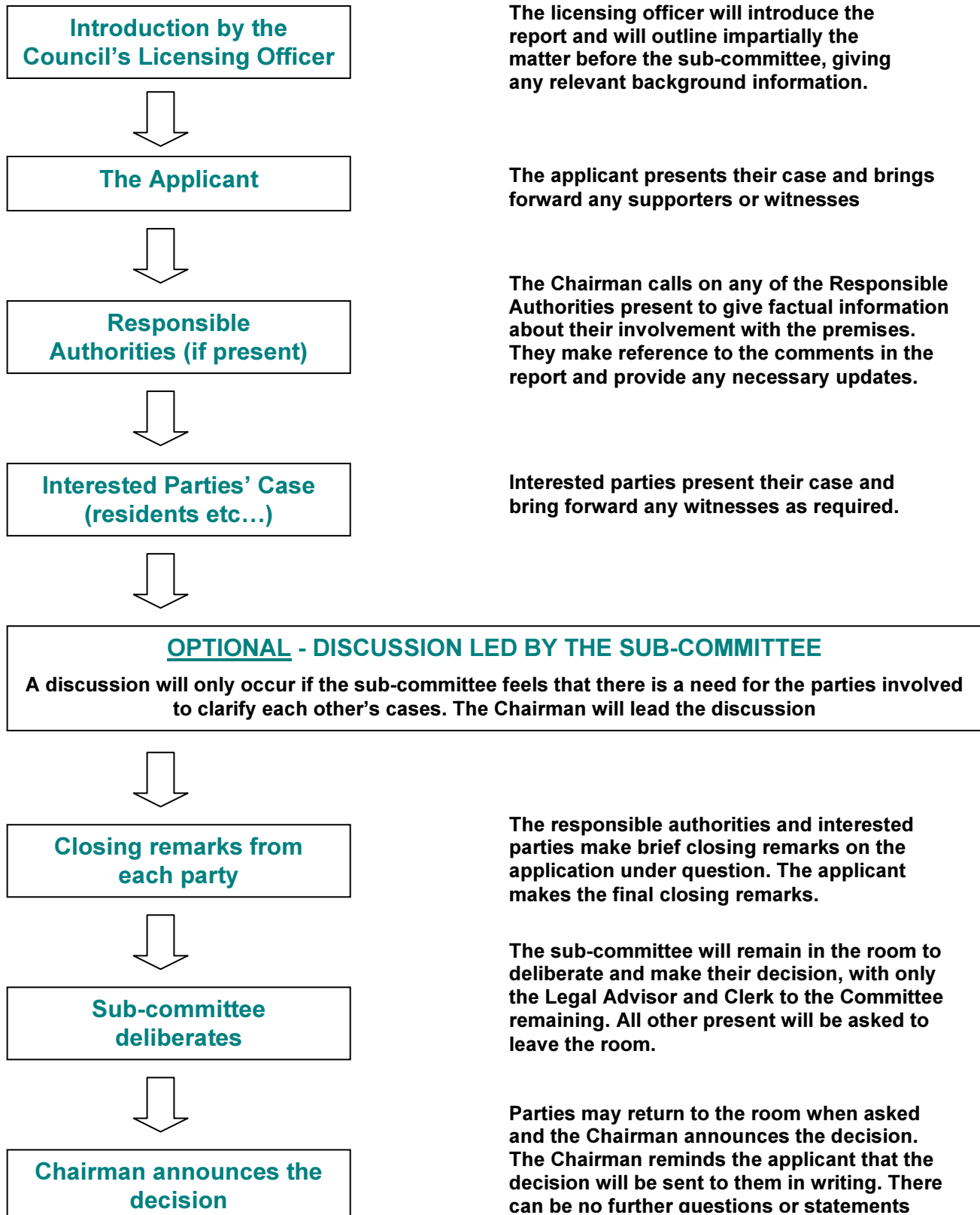
The procedure to be followed at the hearing will normally be as shown in the flow chart below, although all procedural matters will be subject to the discretion of the Chairman. All persons present will be requested to identify themselves and to give the reason for their presence. The sub-committee may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

Application for the Variation of Premises Licence

Committee	Licensing Sub-Committee
Officer Contact	Charlene Ellis - Licensing Officer (Ex 7433)
Papers with report	Appendix 1 - Application form Appendix 2 - Site map of local area & photos of premises Appendix 3 - Representations from Responsible Authorities Appendix 4 - Representations from Interested Parties Appendix 5 - Existing licence and premises plan
Ward name	Eastcote & East Ruislip

1.0 SUMMARY

To consider a variation application for the 'Re Bar', 163 Field End Road, and relevant representations from Responsible Authorities and Interested Parties against the application.

2.0 RECOMMENDATION

That the Licensing Sub-Committee GRANT the application subject to the conditions proposed by the applicant and the Responsible Authorities which will promote the Licensing Objectives and comply with national and local policy requirements.

3.0 APPLICATION

3.1 Name of applicant
Mr Darren Farrell

3.2 Type of application applied for
A variation of premises licence to alter the operating times and to extend the times to provide licensable activities; Late Night Refreshment; Regulated Entertainment; and sale of alcohol.

3.3 Description of premises taken from the application form
Public House

3.4 A copy of the application form and premises plan is attached as **Appendix 1**

3.5 A site map of the local area and photos of the premise are attached as **Appendix 2**

3.6 Licensable Activities

<u>Activity</u>		<u>Permitted now</u>	<u>Proposed</u>
Sale of Alcohol:	Consumption on the premises	✓	✓
	Consumption off the premises		
Regulated Entertainment:	Plays		
	Films		
	Live Music (Indoors Only)	✓	✓
	Recorded Music (Indoors Only)	✓	✓
	Performances of dance		
	Indoor Sporting Events		
	Boxing/Wrestling		
Late Night Refreshment (Indoors Only)		✓	✓

3.7 Licensable Activity Hours

	Sale of Alcohol		Regulated Entertainment		Late Night Refreshment	
	Existing	Proposed	Existing	Proposed	Existing	Proposed
Monday	10:00-00:00	No Change	10:00-00:00	No change	23:00-00:00	No change
Tuesday	10:00-00:00	No Change	10:00-00:00	No change	23:00-00:00	No change
Wednesday	10:00-00:00	No Change	10:00-00:00	No change	23:00-00:00	No change
Thursday	10:00-00:00	No Change	10:00-00:00	No change	23:00-00:00	No change
Friday	10:00-01:00	10:00-02:00	10:00-01:00	10:00-02:00	23:00-01:00	23:00-02:00
Saturday	10:00-01:00	10:00-02:00	10:00-01:00	10:00-02:00	23:00-01:00	23:00-02:00
Sunday	10:00-23:30	No Change	10:00-23:30	No Change	23:30-23:30	No Change

3.8 Opening Hours

	Existing	Proposed
Monday	10:00-00:30	No Change
Tuesday	10:00-00:30	No Change
Wednesday	10:00-00:30	No Change
Thursday	10:00-00:30	No Change
Friday	10.00-01.30	10.00- 02:30
Saturday	10.00-01.30	10.00- 02:30
Sunday	10.00-00:00	No Change

3.9 The Premises Licence has provision to extend the licensable activity hours and the opening times by 1 extra hour on the following days;

- Burns Night
- 14th February, Valentines Day
- 1st March, St David's Day
- 14th March, Commonwealth Day
- Commencement of British Summertime
- 23rd April, St George's Day
- Easter Sunday
- Easter Monday
- May Day Bank Holiday Monday
- Spring Bank Holiday Monday
- FA Cup Final Day
- Summer (August) Bank Holiday Monday
- 31st October, Halloween
- 5th November, Guy Fawkes Night
- 30th November, St Andrews Day

3.10 The premises licence has provision to extend the licensable activity hours and the opening times by 2 extra hours on the following days;

- 17th March, St Patrick's Day
- Sunday preceding May Day Bank Holiday
- Sunday preceding Spring Bank Holiday Monday
- Sunday preceding Summer (August) Bank Holiday Monday
- 24th December, Christmas Eve
- 26th December, Boxing Day
- 27th December
- 28th December
- 29th December
- 30th December

3.11 Operating Schedule and Conditions

The operating schedule as proposed by the Applicant can be found within Appendix 1; application form.

Section M of the operating schedule denotes the applicants' intention of demonstrating the steps he proposes to take, in order to further promote the licensing objectives.

The Licensing Authority considers that the language used in respect of some of the proposed steps, when transposed, would not result in an enforceable condition, and therefore the following have been rewritten by the Licensing Authority for consideration by the Sub-Committee in order to achieve certainty:

- Two Door Supervisors shall be employed at the premises on Fridays and Saturdays from 20:00 hours until 30 minutes after closure of the premises
- Use of the patio / rear garden will be prohibited to customers after 20:00 hours; except in the event of an emergency

These conditions are in addition to the existing conditions which will remain in place and can be viewed within Annex 2 of Appendix 5.

4.0 **CONSULTATION**

4.1 Closing date for representations
28th August 2015

4.2 Public Notice published in local newspaper
29th July 2015

4.3 The application was published on the Councils website on **31st July 2015**. Responsible Authorities and Ward Members were notified of the application on **31st July 2015**.

Four Responsible Authorities and **Seven** interested parties have responded - See 5.0

5.0 **REPRESENTATIONS**

5.1 Responsible Authorities - Appendix 3

Responsible Authority	Ground for Representation
Licensing Authority	Public Nuisance
Police	Crime & Disorder, Public Nuisance
Environmental Protection Unit	Public Nuisance
Fire Authority	
Public Health	Public Nuisance

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Trading Standards	
Planning Authority	
Safeguarding Children	
Food, Health & Safety	

5.2 Interested Parties - Appendix 4

Interested Party	Address	Grounds for Representation	Representative Body
Hillingdon Anti-Social Behaviour Investigations Team	[REDACTED]	Public Nuisance	N/A
Adrian Redgewell	[REDACTED]	Public Nuisance	N/A
Jane Cogan	[REDACTED]	Public Nuisance	N/A
Sarah West	[REDACTED]	Crime & Disorder; Public Nuisance	Presenting a petition containing 24 signatures
Fiona Sheehan	[REDACTED]	Crime & Disorder; Public Nuisance	N/A
Cllr Nick Denys	[REDACTED]	Public Nuisance	Ward Councillor of Eastcote & East Ruislip writing on behalf of Cllr Catherine Dann and Cllr Becky Haggar and representing residents in the ward.
Caroline Blackmore	[REDACTED]	Crime & Disorder; Public Nuisance	N/A

5.3 The following Responsible Authorities have responded and indicated that they do not wish to make a representation and therefore have no concerns about this application:

Fire Authority

5.4 The following Responsible Authorities have not responded and are therefore considered to have no concerns about this application:

- Trading Standards Service
- The Planning Authority
- Safeguarding (Child Protection)
- Food, Health and Safety Team

6.0 BACKGROUND INFORMATION

6.1 Current Licences held

The premises have been licensed as a public house, under the Licensing Act 2003, since 24th November 2005.

Members attention is drawn to the provision for extra hours contained within the current premises licence on certain days of the year. Should Members be minded to grant this variation, it should be noted that the extra 1 hour and extra 2 hours will apply in addition to any new hours specified on the licence, where those special days fall on a Friday or Saturday. In effect, this would mean that the hours for licensable activities would be extended to 3am and 4am respectively and that the opening hours would be extended to 3.30am and 4.30am respectively.

6.2 Current Designated Premises Supervisor

Mr Darren Farrell - no change is currently proposed

6.3 Description of the Premises

The premises occupies a small retail style unit inclusive of rear outdoor patio space. The premises is in a terraced position facing out onto Field End Road, Eastcote and adjoins two neighbouring retail outlets.

Directly positioned above the property are a number of residential dwellings.

There are no parking facilities at the premises but to the rear of the property runs a service road leading to two council operated car parks.

A number of the photos in Appendix 2 demonstrate the above details.

6.4 Other licensed premises nearby

The RE Bar is situated in a high street setting, nestled amongst various eateries and is sited approximately 68 metres from Changers Bar and 89m from The Ascott public house, which both currently hold premises licences and operate a similar style of business.

Details of these operations and activities are noted below:

Changers Bar -

The sale of alcohol by retail and regulated entertainment

Friday and Saturday between 10.00 and 01.30 the following day

Late night refreshment

Friday and Saturday between 23.00 and 02.00 the following day

Opening Hours

Friday and Saturday between 10.00 and 02.00 the following day

The Ascott public house

The sale of alcohol by retail and regulated entertainment

Thursday, Friday and Saturday between 11.00 hours and 01.00 hours the following day

Late night refreshment

Thursday, Friday and Saturday between 23.00 hours and 01.00 hours the following day

Opening Hours

Thursday, Friday and Saturday between 11.00 hours and 01.20 hours the following day

There are also a number of other licensed premises situated nearby. These include:

- Tesco Express closing at 23:00
- Budgens closing at 00:00 hours
- Shapla Restaurant operating Monday - Friday until 00:00
- Best Kebabs operating Sunday - Thursday until 00:00 and Friday-Saturday 02:00.

7.0 OFFICER'S OBSERVATIONS

7.1 Applicant history

The RE Bar has been licensed under the Licensing Act 2003 since 2005 and in that time has seen 2 changes in management, Mr Darren Farrell being the third. The current occupier, Darren Farrell, has been the licence holder and DPS at the premises since February 2014.

Since Mr Farrell's involvement with the premises there has been one application to alter the premises licence by way of minor variation, in March 2015. This was to amend an existing condition which stipulated entry to the premises was restricted to persons aged 21 or over; the revised condition now reads "Persons under 18 years of age shall not be admitted into the premises"

7.2 Visits made by Licensing Officers

October 2014

A Licensing Officer visited the premises on 9th October 2014 following a complaint that the premises may have been operating outside of licensed hours. The Licensing Officer checked the CCTV system to ascertain whether the premises were in use after licensed hours and whether the CCTV system was compliant with the licence conditions detailed on the premises licence. The CCTV system did not produce the requested images and also appeared not to be retaining the images for the period of 30 days as required by the premises licence.

The Licensing Officer spoke to the premises licence holder who agreed to call an engineer to rectify the issues with the CCTV immediately. The Licensing Officer agreed to carry out a further check at a later date.

December 2014

Following the investigation in October 2014 regarding the non-compliant CCTV system, the same Licensing Officer visited the premises to check whether the issues had been resolved. The CCTV system was demonstrated to the Officer and was found to be recording images in compliance with the conditions on the premises licence. No further action was taken in respect of this matter.

August 2015

A compliance visit was made on 19th August 2015, during the consultation stage for this application. This was carried out by a Licensing Officer and the inspection was made by appointment.

The Officer met three members of staff Kevin Bates - Premises Assistant, Jane Hanson - Site Manager and Karen Dawood - Office Assistant.

The focus of the visit was to ensure all current conditions were currently being complied with and the findings overall were satisfactory. However, there were slight inconsistencies with an existing condition which reads;

“Two Door Supervisors shall be employed at the premises on Fridays and Saturdays from 20.00 hours until close of the premises”.

CCTV footage was checked on the following dates and the noted observations were made:

- 18/07/2015 - security staff not seen until approximately 9pm (exact time of arrival was not confirmed)
- 07/08/2015 - One doorman seen at 20:00 hours, doorman number two did not arrive until 20:22
- 14/08/2015 - 1 doorman seen at 20:00 hours, doorman number 2 did not arrive until 20:08 hours

Due to the nature of objections received in relation to the current variation application, the CCTV was also checked for evidence of garden use into the late hours. On all occasions viewed, except for one occasion, the garden was closed and not in use after 20:00 hours. On the occasion it was being used, usage ceased at approximately 20:30 hours.

7.3 Complaints received

A number of complaints and communications were received by Regulatory Services between 3rd May and 23rd June 2014 by a local resident of The Close, Eastcote. The resident contacted the service five times during this period complaining of loud noise and issues with noise escape, due to the doors opening to the rear patio area. The complainant was seeking remedial action from the Council.

These complaints resulted in an investigation by the Antisocial Behaviour Investigations Team (ASBIT) and the Environmental Protection Unit (EPU). A voluntary agreement was put in place between the licence holder, the EPU Officer and the ASBIT Officer, to close the rear doors at 10pm each night, however this agreement was not imposed upon the licence as no formal application was made. A Licensing Officer advised the complainant and the ASBIT Officer of the premises licence review process and explained how licence conditions are imposed.

This set of complaints was also the subject of a Members Enquiry.

7.4 Temporary Event Notice history

In the preceding 12 months, one application to extend the opening and operating times has been received by the Regulatory Services team. This was a late notice and was for the period 12 April to 13 April 2014, ceasing licensable activities at 4am. The Environmental Protection Unit objected under the prevention of public nuisance objective and the Temporary Event Notice was subsequently refused.

7.5 Relevant Sections of the S182 Guidance

The Committee's attention is drawn to the following, particularly relevant sections of the S182 Guidance:

Imposed conditions

- 10.8 The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives. This provision also applies to minor variations.
- 10.9 It is possible that in some cases no additional conditions will be appropriate to promote the licensing objectives.

7.6 Relevant Sections of the Hillingdon Licensing Policy

The Committee's attention is drawn to the following, particularly relevant sections of the Hillingdon Licensing Policy:

Appendix B - Prevention of Crime and Disorder (Page 17)

Appendix D - Prevention of Public Nuisance (Page 21)

8.0 LEGAL COMMENTS

8.1 When considering licence applications the Sub-Committee shall carry out its functions with a view to promoting the licensing objectives. The licensing objectives are:

- Prevention of crime and disorder
- Public Safety
- Prevention of public nuisance
- Protection of children from harm

8.2 The Sub-Committee must ensure that all licensing decisions have:

- taken into account all relevant representations
- a direct relationship to the promotion of one or more of the four licensing objectives
- regard to the Council's statement of licensing policy
- regard to the Secretary of State guidance
- there must not be a blanket policy to the extent that it is applied so rigidly that an exercise of discretion in each individual case is precluded

8.3 Applications must be considered with regard to the principles of fair process and the Human Rights Act 1998.

8.4 Officers have provided the Sub-Committee with recommendations related to this application. Subject to the above-mentioned factors having been properly considered, the Sub-Committee may depart from the recommendations if there are good reasons for doing so.

- 8.5 When considering an application for the variation of an existing licence, only the variation is subject to determination. No changes can be made to a licence or conditions attached unless they are subject to the variation application.
- 8.6 The Sub-Committee is advised that when considering applications to vary an existing licence, regard must be had to any relevant representations that are made before taking such steps (if any) as it considers necessary for the promotion of the licensing objectives. The steps are
- grant the application (or part of the application) to vary the licence
 - modify the conditions of the licence (conditions are deemed to be modified if they are altered/omitted or new conditions are added);
 - reject the application to vary the licence

Application to vary a premises licence 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 DARREN FARMER

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number	LBH1476/05.
-------------------------	-------------

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
163 FIELD END ROAD. PINNER HA5 1QL			
Post town	PINNER	Postcode	HA5 1QL

Telephone number at premises (if any)	0208427 2175.
Non-domestic rateable value of premises	£

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)			
Current postal address if different from premises address			
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

WE WOULD LIKE TO EXTEND OUR OPENING HOURS ON A FRIDAY AND SATURDAY NIGHT. TO 2AM FOR LICENSABLE ACTIVITIES (ALCOHOL SALES & MUSIC). CLOSING AT 0230.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of late night refreshment (if ticking yes, fill in box I)



Sale by retail 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)			Will the performance of a play 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	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed					
			State any seasonal variations for performing plays (please read guidance note 4)		
Thur			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 (please read guidance note 5)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films 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	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur								
Fri						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 (please read guidance note 5)		
Sat								
Sun								

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 4)
Tue			
Wed			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 (please read guidance note 5)
Thur			
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"/>			
				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								
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 checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3) MUSIC AMPLIFIED EXTEND OUR HOURS ON FRIDAY AND SATURDAY TO 2AM.		
Tue					
Wed					
Thur			State any seasonal variations for the performance of live music (please read guidance note 4)		
Fri	1200 0100	0200 0200			
Sat	1200 0100	0200 0200			
Sun			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) 2AM FRIDAY 2AM SATURDAY.		

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 checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) EXTEND OUR HOURS ON FRIDAY AND SATURDAY TO 2AM MUSIC AMPLIFIED.		
Mon					
Tue					
Wed			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur					
Fri	1200 0100	0100 0200	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) 2AM FRIDAY 2AM SATURDAY		
Sat	1200 0100	0200 0200.			
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors <u>or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
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

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<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)		
Fri					
Sat			<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)		
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"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri	1200 0100	0200 0200	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 (please read guidance note 5) FRIDAY 2AM SATURDAY 2AM.		
Sat	1200 0100	0200 0200			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri	1200 0100	0200 0200			
Sat	1200 0100	0200 0200			
Sun					
			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)		
			2AM FRIDAYS 2AM SATURDAYS		

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p> <p>2AM FRIDAYS 2AM SATURDAYS.</p>
Tue			
Wed			
Thur			
Fri	1100 0130	0200 0230	
Sat	1100 0130	0200 0230-	
Sun			

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

LIVE MUSIC & RECORDED MUSIC WILL STOP AT 0200.
FRIDAYS AND SATURDAYS, WITH 30 MINS TO CLOSE DOWN

b) The prevention of crime and disorder

WE WILL BE EXTENDING OUR SECURITY UNTIL 2300H.

c) Public safety

WE WILL BE HANDING OUT LOCAL CAB COMPANY CARDS.
WE WILL ALSO PROVIDE A SERVICE ALLOWING CUSTOMERS
USE OF OUR LANDLINE.

d) The prevention of public nuisance

MAKING SURE CUSTOMERS LEAVE THE PREMISES QUIETLY AND
NO HANGING AROUND.
NO ACCESS TO REAR GARDEN AFTER 8PM MON - SUN.

e) The protection of children from harm

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- 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 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	31-7-15
Capacity	LICENCE HOLDER.

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) 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	

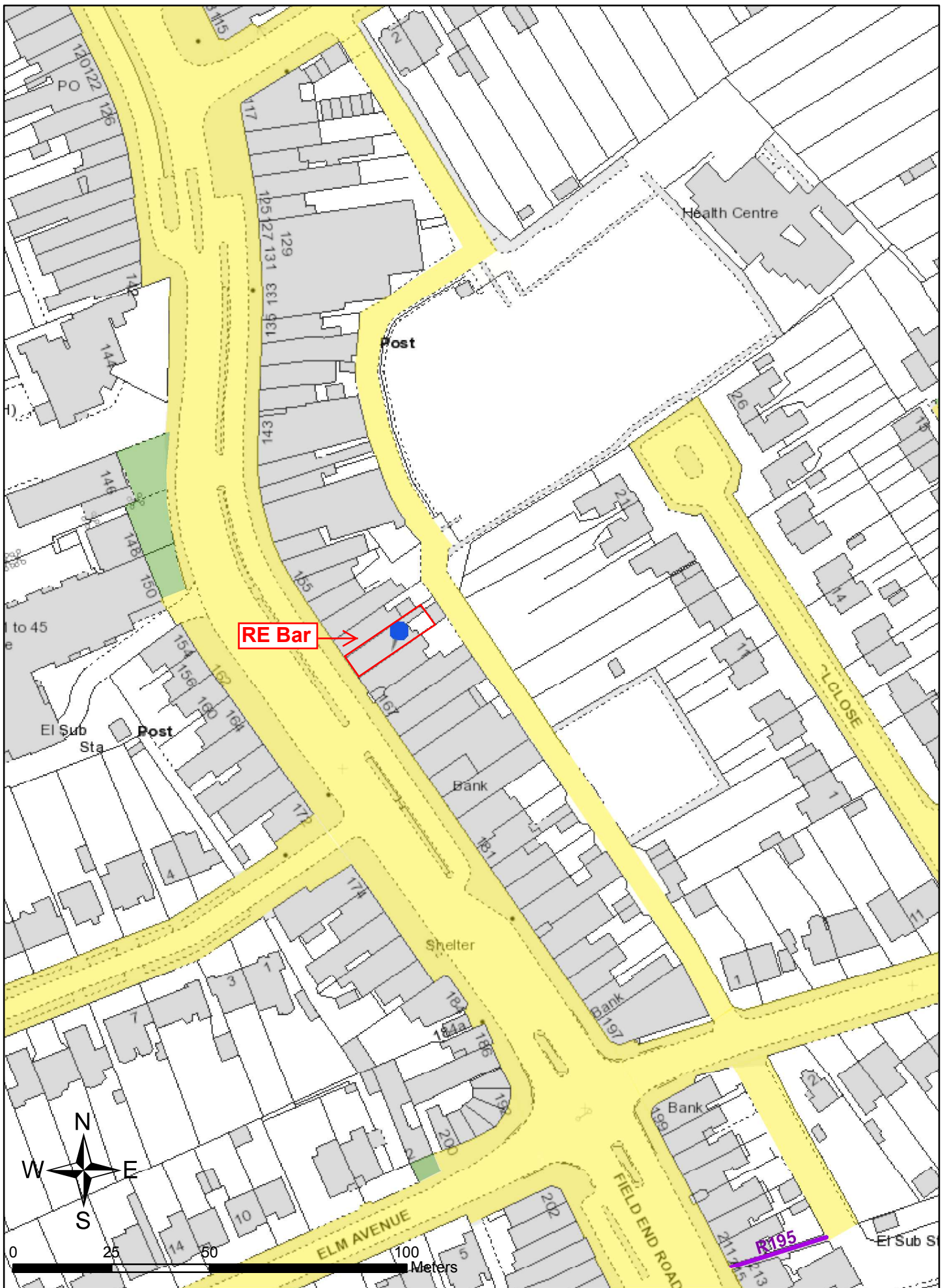
Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

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 state 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 applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



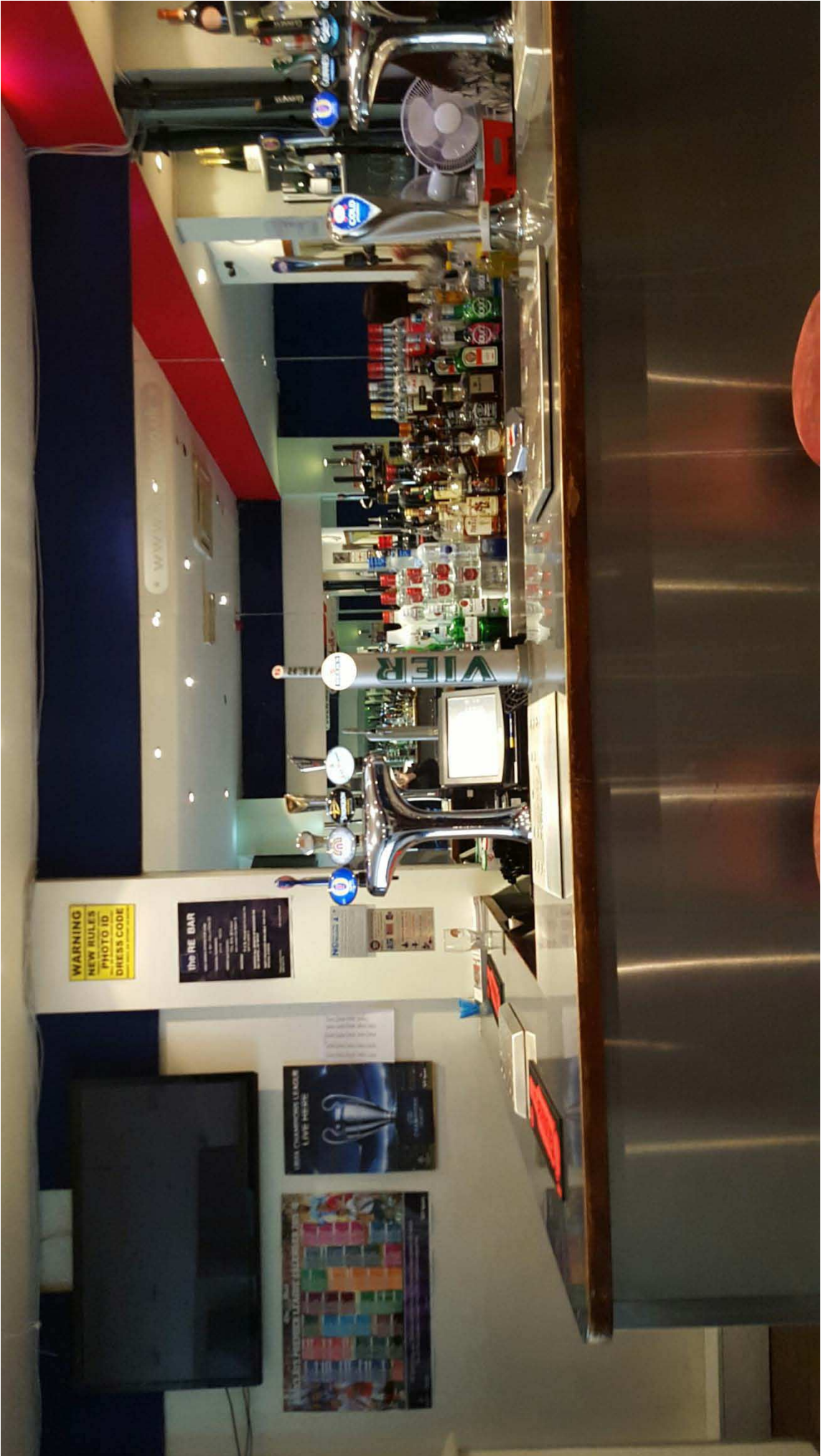




















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**METROPOLITAN
POLICE**

TOTAL POLICING

Date: 11th August 2015.

Mrs Claire Freeman
The Licensing Service
London Borough of Hillingdon
Civic Centre
Uxbridge
UB8 1UW.

Hillingdon Borough
Licensing Department
Ruislip Police Station
The Oaks
Ruislip
HA4 7LE.

Telephone: 020 8246 1933
Mobile: 07785 226483
Email: Licensing - xh@met.pnn.police.uk

Your Ref

Dear Mrs Freeman,

Re; Application to Vary a Premises Licence;

The RE Bar, 163 Field End Road, Eastcote, HA5 1QL.

On behalf of the Commissioner of Police I wish to make a representation to the application to vary the premises licence at the above venue.

Our representation is in support of the licensing objectives. The prevention of crime and disorder, and the prevention of public nuisance.

This application is from a premises that is an established business running as a bar and currently holds a premises licence to sell/supply alcohol:

Monday through to Thursday 10.00 hours until Midnight.
Friday and Saturday 10.00hours until 01.00 hours the following day.
Sunday 10.00hours until 23.30 hours.

The applicant is applying to increase the times of the existing authorised licensable activities on Friday and Saturday until 02.00hours the following day and to extend the hours the premises is open to the public until 02.30hours the following day on Friday and Saturday.

The police have received very little reported incidents of crime and disorder and nuisance in this area but do have concerns that should this premises be granted an extension to 02.30hours there may be an increase in anti social behaviour and nuisance, and therefore the police have had a meeting with the applicant to discuss the application.

During the meeting with the applicant Mr Farrell and the police licensing team discussed their concerns about the extended hours and recommended the following conditions to be considered for Friday and Saturday nights:

- No Entry to new customers after 00.30 hours.
- Supply of alcohol until 01.30 hours.
- Live music until 01.30 hours.
- Recorded music until 01.30 hours.
- Late Night Refreshment until 02.00 hours.
- Hours premises are open to the public 10.00 hours until 02.00 hours.

Mr Farrell stated at the meeting that he is very keen to work together with the police and to promote the four licensing objectives and that he is willing to accept the above recommendations.

The police also informed Mr Farrell that they had concerns about the additional hours on the days listed below and if the premises were granted the extension of hours the premises could be open until 03.00 and 04.00 hours on these days.

In addition to the hours detailed above Licensable Activities may be provided for 1 extra hour on the following days:

- Burns Night
- 14th February, Valentines Day
- 1st March, St David's Day
- 14th March, Commonwealth Day
- Commencement of British Summertime
- 23rd April, St George's Day
- Easter Sunday
- Easter Monday
- May Day Bank Holiday Monday
- Spring Bank Holiday Monday
- FA Cup Final Day
- Summer (August) Bank Holiday Monday
- 31st October, Halloween
- 5th November, Guy Fawkes Night
- 30th November, St Andrews Day

Licensable Activities may be provided for 2 extra hours on the following days:

- 17th March, St Patrick's Day
- Sunday preceding May Day Bank Holiday
- Sunday preceding Spring Bank Holiday Monday
- Sunday preceding Summer (August) Bank Holiday Monday
- 24th December, Christmas Eve
- 26th December, Boxing Day
- 27th December
- 28th December
- 29th December
- 30th December



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



HILLINGDON
LONDON

Regulatory Services
3S/08

Ref: SH/BB

7th August 2015

Dear Claire

Re: Bar - 163 Field End Road Eastcote

I note the proposal to extend the license hours for the above premises to 2am on Friday and Saturday nights.

Given that there are private residences above the premises and in the immediate vicinity, I have significant concerns about the potential for noise nuisance. I do not believe that we should consider any extension of hours at this establishment unless and until they have deployed noise mitigation technologies to be operative after 11pm every night. These should apply to all live and recorded entertainment at the premises.

Please do not hesitate to contact me if you wish to discuss the matter further.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Steve Hajjoff'.

Dr Steve Hajjoff MB BCh MSc MRCGP FFPH MFMLM
Director of Public Health

Public Health
Residents Services
T.01895 277574 F.01895 250223
shajjoff@hillington.gov.uk www.hillingdon.gov.uk
London Borough of Hillingdon,
2N/07, Civic Centre, High Street, Uxbridge, UB8 1UW



HILLINGDON
LONDON

Ms Charlene Ellis
Licensing Officer
Regulatory Services

Reference;

Your Reference;

Date; 27th August 2015

Dear Madam,

**RE BAR, 163 FIELD END ROAD, EASTCOTE, HA5 1QL
THE LICENSING ACT 2003**

With reference to the variation of premises licence application in respect of the above premises, you are advised that I am writing to you as the Officer duly authorised to make representations on behalf of the Licensing Authority.

I have had the opportunity to assess the application documentation; representations received during the consultation period and have also gathered feedback from Licensing Officers in respect of the premises history.

In addition I have made enquiries with Officers to ascertain whether there have been any Members Enquiries in relation to this premises, and can confirm that one was made in May 2014, relating to a series of complaints from a resident of The Close in Eastcote. The complaint was made in respect of continuing noise issues with the premises, particularly in relation to noise escape, from the rear exit door, leading to the patio.

Based on this assessment, I would like to make a representation to the Licensing Sub-Committee under the Public Nuisance objective.

Having viewed the application form and operating schedule, I have noted a number of additional steps which the applicant has promoted in order uphold the licensing objectives. It has been further noted, that fellow responsible authorities i.e. Police and Environmental Protection Unit, have proposed further measures which they believe are necessary for the promotion of the licensing objectives.

Regulatory Services
T.01895 277433
Cfreeman1@hillington.gov.uk
www.hillingdon.gov.uk
London Borough of Hillington,
Civic Centre, High Street, Uxbridge, UB8 1UW



INVESTOR IN PEOPLE

The main subject of the complaints from residents and also the Members Enquiry, centres around noise escape from the rear door when patrons are using the rear patio or garden area.

I concur with and wholly support the condition promoted by applicant which seeks to restrict access to the rear garden from 20.00 hours each evening and support the conditions proposed by the Police and Environmental Protection Unit. It is the opinion of the Licensing authority, that the Public Nuisance licensing objective can be met through the addition of conditions. There are however, further measures which the Sub-Committee could consider, should they be minded to grant this licence.

These further measures are:

- A Door Supervisor to be charged with monitoring the rear door, to restrict access to the rear garden unless in the event of an emergency.
- The door fittings located on the rear emergency exit door to be changed to incorporate an alarm system, which would alert staff if the door is opened.
- An announcement to be made by staff 30 minutes before closing time, requesting customers to leave quietly.

I have concerns about the one extra hour and two extra hours permitted on certain special event days, as listed on the current licence. Should the variation be granted and should the special event days fall on a Friday or Saturday evening, then the extra hours for licensable activities will extend to 3:00 am and 4:00 am, and the extra hours for opening will extend to 3.30am and 4.30am. Public Nuisance is more likely during the early hours of the morning when the ambient noise level is much lower. With this in mind, should the licence be granted, I would request that the Sub-Committee disapply the variation on the special event days listed.

I intend to be present at the hearing to verbally deliver my representation and also to answer any queries from the Licensing Sub-Committee.

Yours faithfully



Claire Freeman
Regulatory Service Manager

ENVIRONMENTAL PROTECTION UNIT

MEMORANDUM

From: Jo Smith	To: Licensing Officer
Location: 3S/02 Ext: 7466	<u>3S/09</u>
My Ref:	
Your Ref:	Date: 25 August 2015

Dear Sir or Madam,

Re: Application to vary a Premises Licence - Licensing Act 2003
Address: The Re Bar, 163 Field End Road, Ruislip, HA5 1QL

I refer to the application to vary 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'.

In preparing this representation I, Jo Smith, visited the premises, with colleagues from Anti-social Behaviour on the 20th May 2014 and again on the 26th June 2014. A recent visit was also made on the 21st August.

The Re Bar is located on Field End Road, a busy main road through Ruislip leading to the A40. The premises is on the main shopping street with commercial premises on ground floors with residential premises above many of the properties. There are also residential streets surrounding the premises. There is a Council car park to the rear of the property. The nearest residential property is above the Re Bar, and to either side.

The premises currently has two large speakers, one to the front and one to the rear, fixed on non-acoustic mounts close to the ceiling. These are the only speakers in the premises, bar the 4 Televisions fixed to the walls, again on non-acoustic mounts.

The premises now has a lobby fitted to the rear, and signs informing patrons that the door to the outside will be locked after 8pm.

The Premises wishes to extend their opening hours until 2am on Friday and Saturday nights. Currently their operating hours are:

Monday - From: 10:00 To: 23:59
 Tuesday - From: 10:00 To: 23:59
 Wednesday - From: 10:00 To: 23:59
 Thursday - From: 10:00 To: 23:59
 Friday - From: 10:00 To: 01:00
 Saturday - From: 10:00 To: 01:00
 Sunday - From: 10:00 To: 23:30

The grounds for this objection are:

1. There have been 8 complaints since March 2013 regarding these premises:
 - 24/04/2013 - Complaint regarding Loud Amplified Music (LAM). No visit made.
 - 21/07/2013 - Complaint regarding LAM which then stopped at 23.04.
 - 29/09/2013 - Complaint regarding LAM - Visit made at 00.30, no nuisance at time of visit.
 - 21/12/2013 - Complaint regarding LAM - Visit made 22/12/2014 at 00.25 but no LAM witnessed as the back doors of the club had just been closed, some noise witnessed, but not Statutory Noise Nuisance (SNN).
 - 15/02/2014 - Complaint regarding LAM - Witnessed SNN over a 10 minute period caused by patrons using the rear door in a very overcrowded bar. Visit made to the premises at 23:50, officer spoke with the manager (Darren) and gave a warning for LAM.
 - 13/04/2014 - Complaint regarding LAM - Not witnessed.
 - 07/06/2014 - Complaint regarding LAM - Visit made at 22:20, SNN witnessed, officer visited the premises and gave advice regarding music escaping through the back door & causing disturbance.
 - 31/10/2014 - Complaint regarding LAM - not witnessed.
2. A Noise Abatement Notice was served on the 3rd March 2014 and the premises licence holder has been verbally warned after breaching this notice on the 7th June 2014.
3. The current licence allows for an extra hour for 15 special event days in the year, and a 2 hour extension for a further 10 special events. This in effect allows the Re Bar to stay open until 3am and 4am respectively. The likelihood of complaints may increase as a result.

Should the Licensing Sub-Committee be minded to grant the licence the following actions and conditions are recommended:

- The beer garden/external patio areas to the rear shall be cleared of all patrons, lights switched off and closed after 20:00 hours

- The designated premises supervisor or his representative shall conduct regular assessments of the noise coming from the premises on each occasion there is regulated entertainment, and shall take steps to reduce the level of noise where it is likely to cause a disturbance to local residents. A written record shall be kept in a log book and shall include the time and date of the checks, the person making them and the findings, including any remedial action.
- Any noise making device such as Speakers or Televisions, to be fitted on acoustic mounts to minimise the passage of structure borne noise. The replacement of the two larger speakers with more smaller speakers also on acoustic mounds would also help to minimise noise transmission.
- Loudspeakers shall not be located near wall or ceiling mounted extractor fans.
- A suitable interlock device shall be installed and maintained to both the front and rear lobbies to prevent the inner and outer doors from being opened simultaneously.

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

Yours sincerely,

J. Smith

Miss Jo Smith
Principal Environmental Health Officer
Jsmith26@hillingdon.gov.uk

FAO - The Licensing Officer,
Regulatory Services,
London Borough of Hillingdon
Civic Centre
High Street
Uxbridge
UB8 1UW.

25th August 2015

By email and post.

Dear Licensing,

**Re: Application to Extend Licensing Hours
LBHIL476/05 – 163 Field End Road, Eastcote trading as The Re Bar**

Further to our petition, I am writing to inform you about the reasons why the residents of The Close decided to start a petition against the extension of hours.

The reason why we started the petition was because we felt very strongly about the potential impact an extension of hours would have on our quality of life. Residents felt compelled to put pen to paper when they heard about the potential of a bar being open until 2.30am in the vicinity of their houses.

All of the residents were deeply concerned about the impact this would have on their quality of life. In addition, other concerns raised by residents signing the petition were noise from the rear garden, noise from the car park, crime and disorder/youths loitering in the local area and people coming in from neighbouring authorities late at night. The residents were in agreement that an extension of hours should not be allowed. The overwhelming feeling was that Eastcote was a residential area and a late night bar open until 2.30am was completely inappropriate.

More detailed objections are listed below, along with the table of complaints (to follow, under separate cover)

1. **The Prevention of Public Nuisance**

The Re Bar state in their application that they will be no access to the rear garden from 8pm - Monday to Sunday. Access is currently via two routes. (1) via the front door and through the bar (rear door adjacent to bar) or (2) from the service road/car park – (gated locked door). For the purposes of this letter, we are assuming the Re Bar mean there will be no access to the rear garden via both routes from 8pm Monday to Sunday, effectively closing all access to the rear garden from 8pm.

From a noise point of view, we would absolutely love the rear garden to be closed from 8pm every day! However, we find the concept of the Re Bar suddenly agreeing to close their rear garden access at 8pm questionable. The reasoning behind this is as follows:-

The Re Bar play music on Thursday, Friday, Saturday and sometimes Sunday nights. The Re Bar garden is roughly 30 metres from the rear of our gardens. The bar currently has 10pm deadline which was agreed with the Council after a series of complaints received between September 2013 and February 2015 (**The complaint was regarding the rear**

door opening every 10/20 minutes for people wishing to go outside and smoke from 9.30pm until 1am. Loud music and people shouting could be heard during these hours) they finally agreed to shut their rear garden door.

On at least five separate occasions in 2014 (despite their agreement with the Council) they ignored the regulations, and kept opening their rear garden door after the hours of 22.00pm which ultimately resulted in the Council taking action against them.

Unfortunately, due to their repeated failure to adhere to the regulations enforced by the Council, we find it very doubtful and questionable they would suddenly adhere to their own new ruling of 8pm, as the anti social issues which drove the 10pm closing condition still exist.

The most recent complaint was on 20th August 2015, when the door was opened again on five separate occasions between the hours of 11pm and 1am.

During the summer of 2014, there was an increase in more noise in the early evenings (after work) and match days. On both occasions there was groups of men shouting, and swearing in the garden. Some evenings it was impossible to sit in our garden without hearing shouting and swearing coming from the Re Bar garden.

My neighbour has complained directly to the bar about this and also complained under the recent planning application notes.

- (a) We would also be interested to know why they could not shut their door at 8pm two years ago? Instead, we have been subjected to their constant noise.. If they do adhere to closing the garden at 8pm? How will they enforce this? More importantly, how will they stop people from opening the door at 2am in the morning!

At the moment, there are two A4 laminated posters on the back of the door saying "no smoking" and "in the interests of our neighbours please shut the door". There are currently no security guards on the back door ensuring that customers do not go into the garden and this has been witnessed by members of the Council, and additionally, this has been proved by the fact that on endless occasions including the weekend of 20th August 2015, the door was opened between 11pm and 1pm on five separate occasions.

- (b) Their current planning application for redevelopment work states that the new patio/garden area is going to be refurbished. Surely, then this is going to be used? Are they saying they are doing refurbishment works to their garden but it is only going to be used part of the day? What about during the summer evenings? Although, it is a separate matter, nevertheless the refurbishment works will subject residents to more noise from the bar, during normal working hours and on Saturdays. **(Incidentally, I have to point out a majority of us never received notice about the planning application, which we will be asking for it to be noted on the records to that effect)** once that work has finished we will be potentially subjected to further noise in the evenings if the extension of hours is permitted.

2. **Setting a precedent in the local area.**

Eastcote is a residential area with a good balance of amenities within the town centre. Taking into account bar opening times within the London Borough of Hillingdon, there are no bars within the immediate vicinity that stay open until 2.30am. We are also not aware of any others within a 4 mile radius of the area (Ruislip, Northwood, Harrow, Harrow on the Hill, Ickenham, Uxbridge, Hatch End, Rickmansworth) that are open beyond this time and are within a residential area.

Therefore, we feel if you agree, to allow this extension to go ahead, you will effectively be setting a precedent for other bars within Hillingdon and possibly neighbouring areas to apply to open late night hours. Ultimately, tipping the balance of late night amenities in the local areas.

We are deeply concerned as residents, that once you open the door to late night openings in residential areas, it will be hard for you to close, and this could essentially ruin the fabric of what is a nice residential area in the long term. We do not wish Eastcote to turn into the next Ibiza!

3. **The prevention of public safety and the prevention of crime and disorder.**

The Re Bar have quoted in their application that they are going to be “making sure customers leave the premises quietly and no hanging around”.

With respect, we would like to know how the Re Bar think they are going to control customers after they have been drinking all night and more importantly, how they think they are going to stop them from “hanging around” by saying they will be extending their security.

We hardly think that two security officers will be enough to handle groups of people under the influence of alcohol.

Once the general public become aware of the fact that this is a late night bar open within a four mile radius, you will give rise to a situation of people coming into the local area from neighbouring areas.

Other than taxis and cars, there is no provision for these people to leave the area at 2.30am in the morning. If they are leaving by car they will be using the adjacent car parks either side of The Close, after 2.30 am in the morning, encouraging people to loiter even longer in this area. Not to mention the additional noise, from people entering into a residential area late at night.

As residents of The Close, we already have to tolerate noise from gangs of people arriving in their cars and revving their engines on a frequent basis at weekends often this is during the early hours of the morning. Frequently, neighbours are asking youths to politely remove their vehicles away from the boundary line adjacent with the Devonshire Road Car Park and The Close.

Taking all of the above evidence into account, we would strongly urge you to refuse the extension of hours.

Lastly, to increase the hours would upset the balance of night time amenities, such that the additional hours would cause nuisance and disturbance to local residents and negatively impact on the quality of life of nearby residential properties.

We look forward to your response.

Kind regards



For and on behalf of the Residents of The Close, Eastcote, Pinner

Enc

Your petition to the Council

1. Petition Details

<p>Petition Topic:</p> <p>Petition <u>Against</u> the Extension of Opening Hours The Re Bar 163 Field End Road, Eastcote</p>
<p>What is the desired outcome?</p> <p>Refusal of Request to extend hours.</p>
<p>Further address or location details:</p> <p>163 Field End Road, Eastcote.</p>

2. Planning application / licensing petitions (if applicable)

Planning application number / licensed premises:

LBHIL476/05

3. Your details - the lead petitioner

Name of the lead petitioner?

Ms S West /
**The Residents of The Close, Eastcote,
 Pinner, HA5 1PH.**

Your contact details (address, email, telephone number etc...)

The name and contact details of the lead petitioner **must** be included. For petitions about planning applications, please also include your reasons for objecting or supporting the application.

To be a valid petition that the Council can consider, a minimum of 20 or more names, full addresses and signatures must be clearly given of people who work, live or study in the Borough.

At the top of each page of your petition, please state clearly the topic again so people are clear what they are signing up to.

You may include other supporting information, e.g. photos, in your submission.

Completed petitions should be sent to:
 Head of Democratic Services
 3E/05 Civic Centre
 London Borough of Hillingdon
 High Street, Uxbridge
 Middlesex, UB8 1UW

Tel: 01895 250636
 Or by email: petitions@hillingsdon.gov.uk



Petition Topic and Desired Outcome:

Petition AGAINST Extension of Opening Hours of The Re Bar, 163 Field End Road, Eastcote to 2.30 am on Friday and Saturday evenings.

Premises Licence Number: LBHIL476/05

Desired Outcome: Refusal of Extended Hours.

Please note that when signing this petition, by their very nature, they are publicly available documents. For further information about Hillingdon's Petition Scheme, please refer to the Council's Constitution available on the Council's website: www.hillingdon.gov.uk

Printed Name	Full Address – including postcode (this should be an address in the Borough at which you live, work or study)	Signature	Please state whether you live, work or study in the London Borough of Hillingdon
C. S. DODD.			YES - LIVE
SLOEST			YES - LIVE
JANE COGAN			YES - LIVE
FIONA SHILHAN			YES - LIVE
Pat Downs			Yes - LIVE
Bob Downs			YES - LIVE
TOM DUFFY			YES - LIVE
Man & Jan			Yes - Live
David Gau			Yes - Live
KATIE SHEKRIKIN			YES - LIVE
C BLACKMORE			Live
MARK BLACKMORE			Yes - LIVE
KIRAN THIGALE			Yes - LIVE
M. A. Malley			Live
LOUISE ROYLE			Yes - Live

Petition Topic and Desired Outcome: [please insert below]

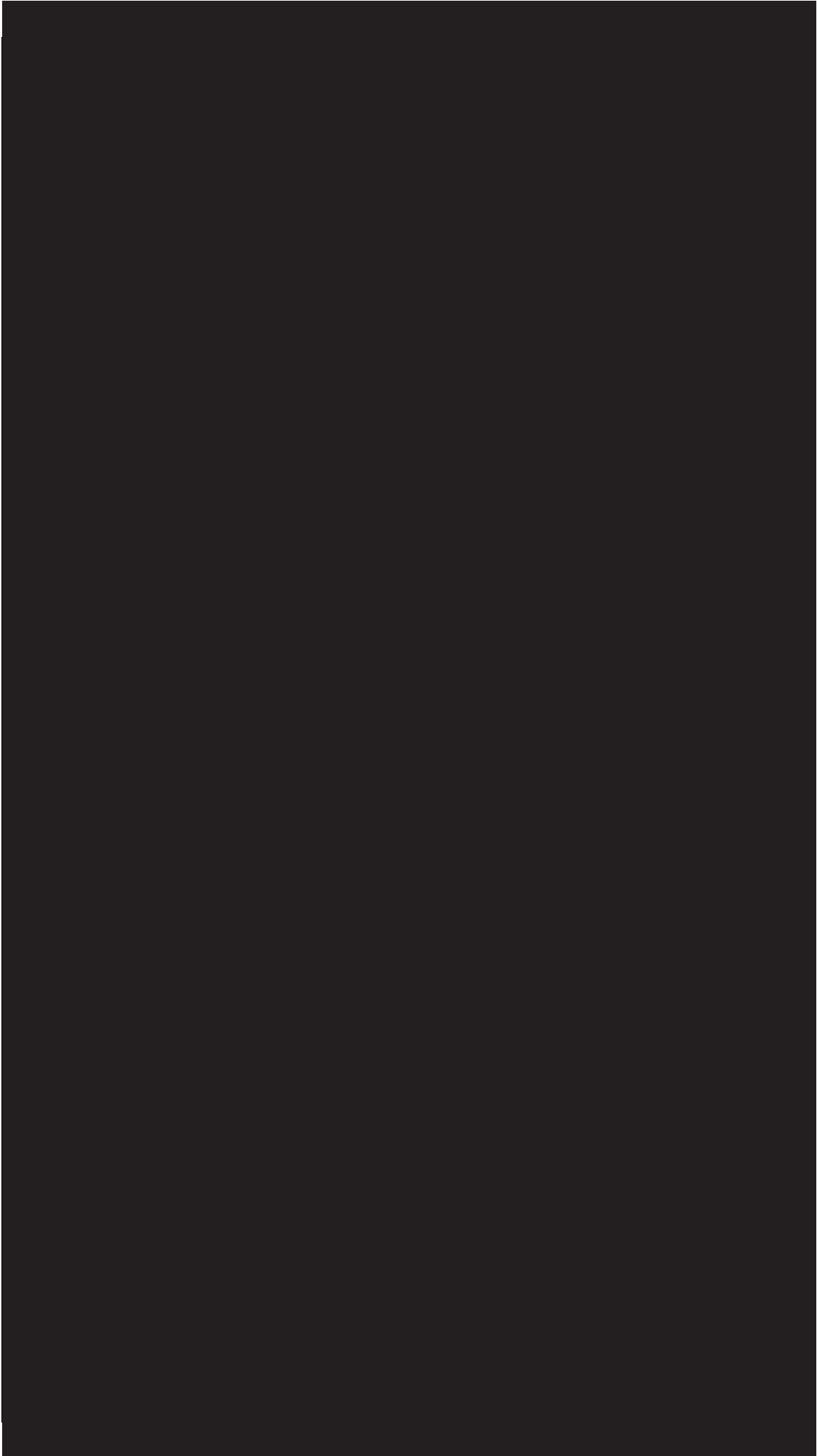
Petition AGAINST Extension of Opening Hours of The Re Bar, 163 Field End Road, Eastcote to 2.30 am on Friday and Saturday evenings.

Premises Licence Number: LBHIL476/05

Desired Outcome: Refusal of Extended Hours.

Please note that when signing this petition, by their very nature, they are publicly available documents. For further information about Hillingdon's Petition Scheme, please refer to the Council's Constitution available on the Council's website: www.hillingdon.gov.uk

Printed Name	Full Address – including postcode <i>(this should be an address in the Borough at which you live, work or study)</i>	Signature	Please state whether you live, work or study in the London Borough of Hillingdon	
Olena Fedyaeva			Yes - Live	
ADRIAN RODGONCU			YES LIVE	
- J. Gillen				YES LIVE
TO Gillen				LIVE
BARBARA HOURS				LIVE
M. PORTER				LIVE
Mae Kyung Porter				Live
Derek Healy				live



[Redacted]

[Redacted]



The Licensing Officer,
L.B.Hillingdon,
Civic Centre.

Mr. Adrian Redgewell



7th August 2015

To whom it may concern,

Ref: Application 7031 for the Ruislip, Northwood. Pinner constituency for RE bar
163 Field end road , Eastcote HA5 1QL

I have objections to the granting of this application for an extension to 2 a.m. for
serving alcohol and music with closing at 2.30 a.m. for the following reasons;
I live at 11a The Close Eastcote HA5 1PH. The boundary of my rear garden is
approx.. 60 metres from the rear of the RE bar.


Currently at weekends even with their rear premises door closed the music, both live
or recorded, can be heard even with our bedroom double glazed windows closed.
Predominately it is the base frequencies that resonate the most and are the hardest
to ignore.

To date I accept this as part of "normal" background sound of an area that is
both residential and commercial. There are various vehicles using the service road
between the rear of field end road and my garden from early morning.

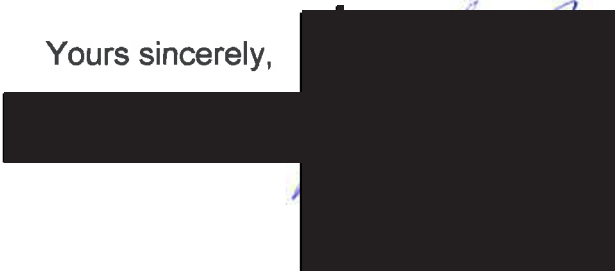
However I feel that if granted the sounds from the RE bar will be the sole disruption
and therefore exponentially harder to treat as background noise.

Also if granted the Re bar will be one of very few bars in a large catchment area with
such a late license causing clients to travel and arrive late with consequences of
public disorder should they be dis-satisfied or noise from using the Council car park
which is directly at the rear of my garden.

I am happy to be contacted on the above address/telephone or e-mail

 (n.b I have sent a copy of this letter to
licensing@hillington.gov.uk)

Yours sincerely,



10 AUG 2015



17 AUG 2015

The Licensing Officer
Regulatory Services
London Borough of Hillingdon
Civic Centre
High Street
Uxbridge
UB8 1UW

12th August 2015

RE Bar 163 Field End Road, Eastcote HA5 1QL Application to Extend Licensing Hours

Dear Sirs

I wish to object to the above application to extend the licensing hours of the RE Bar on Friday and Saturday to 2.00 am and closing at 2.30 am.

I moved into the close December 2013 and live diagonally opposite the RE Bar. I never realised how noisy a venue could be, especially with people drinking and talking outside irrespective of the late hour and the local residents.

During the week, and in particular at the weekend, I can hear the heavy base of the music, especially when the weather is warm and people are using the outside area.

On Friday and Saturday, I have to resort to closing the windows at the back and side of the house, as the music disturbs my sleep.

I resorted to regularly resort to wearing ear plugs!

Even when sitting in the lounge which is at the front of the maisonette I still can hear the base of the music which affects the quality of my leisure time

As my property is parallel to the car park I am further disturbed by customers leaving the car park and who often remain outside the back of the RE Bar chatting into the early hours.

Considering we are continually asked to be Alcohol Aware I do not consider the extension of the Licensing Hours to be in the best interests of the local residents.

Yours faithfully

Jane Cogan (Mrs)





24th August 2015

Dear sirs

Ref Licensing Application: RE Bar 163 Field End Road, Eastcote

I am writing to object to the licensing application made by the RE Bar to extend their opening hours to 2am (licensable activities) with closing at 2.30am on Friday and Saturday nights.

I am objecting as granting this extension of the license will not promote the licensing objectives, particularly the prevention of public nuisance and the prevention of crime and disorder. Eastcote is a residential area and we are already increasingly suffering from such antisocial issues. With such a late closing time it is highly likely to attract more people to the area, including undesirables creating noise and disorder, stretching our already overstretched police force.

More drinking time and loud music will increase the number of people who are inebriated. The application states that they will make sure customers leave quietly and that they don't hang around; I'm not sure how they expect to be able to do that and this and the increase of security will not deal with the knock on effect of drunk people behaving inappropriately throughout Eastcote, including the car parks. Leaving the premises at around 2.30am inebriated persons are likely to cause serious public safety issues crossing the main road to one of the taxi offices and at the traffic lights at North View to the other taxi office.

The area already suffers noise nuisance and antisocial behaviour, including in the public car parks behind the RE Bar (including racing and loitering in the Devonshire Lodge car park).

Granting this extension provides an extra hour of drinking in our residential area and there will be significant knock-on effects as stated above.

Yours Faithfully



Fiona Sheehan

FAO - The Licensing Officer,
Regulatory Services,
London Borough of Hillingdon
Civic Centre
High Street
Uxbridge
UB8 1UW.

26th August 2015

By email and post.

Dear Licensing,

**Re: Application to Extend Licensing Hours
LBHIL476/05 – 163 Field End Road, Eastcote trading as The Re Bar**

I am writing to inform you that the Councillors for Eastcote & East Ruislip oppose this application.

We support residents' concerns that any extension would negatively impact their quality of life. This would mainly be due to the potential for noise from the rear garden, noise from the car park, and the rise in risk of late night anti-social behaviour.

Residents are concerned that the Re Bar has previously broken conditions about the use of the garden late at night. This means that residents are not confident that the Re Bar will abide by any conditions attached to this application. I understand that the Council are aware of the numerous times when the current conditions were broken. The most recent complaint was made on 20th August 2015, when the door was opened again on five separate occasions between the hours of 11pm and 1am. This is just six days before I'm writing this letter, and after when the Re Bar submitted their extension request.

The applicant has not provided sufficient detail as to how they plan to control customers who leave the premises late at night or how they will ensure that they do not cause problems in the local area.

Eastcote is a residential area the introduction of a late night bar will be out of character with the location.

Yours sincerely,

Cllr Nick Denys
Eastcote & East Ruislip,
London Borough of Hillingdon



HILLINGDON

LONDON

28 August 2015

To the Licensing Authority

Re - Application to vary a Premises Licence - Licensing Act 2003

Address - The RE Bar, 163 Field End Road, Ruislip, Middlesex, HA5 1QL.

I refer to the application to vary a Premise Licence under the Licensing Act 2003, relating to the above premises.

The Anti Social Behaviour Investigations Team (ASBIT), in its capacity as an interested party, is making a representation in relation to the Licensing objective 'Prevention of Public Nuisance' to The Re Bar's application to vary a Premises Licence.

In preparing this representation I have detailed the number of visits made by the Anti Social Behaviour Investigation Team, which includes the time and date and the subsequent action made. 5 officers from the Anti Social Behaviour Investigation Team have either visited the premises or investigated complaints regarding noise between the period of 27 April 2013 and 3rd November 2014 which are detailed below.

- Call from complainant on 27th April 2013 at 23:43 hours. A call to the complainant was made at 23.51 hours. The complainant only wanted to report the issue and no visit was required. Details of the complaint were emailed to the Environmental Protection Unit (EPU).
- A local resident reported Loud Amplified Music (LAM) coming from The RE Bar on 28th April 2013.
- A local resident called on 20th July 2013 at 22:48 hours. Mr Stanley Downey, ASBIT officer, returned the call at 22:50 hours and left a voicemail. The complainant returned the call at 23.04 hours and informed that the LAM had stopped.
- Complainant called on 29th September 2013 at 00.01 hours. Mr Craig Lloyd, ASBIT officer visited the complainant at 00.30 hours and no nuisance was witnessed at the time of visit.

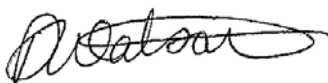


- LAM reported on 24th November 2013. Ms Tina Phillips, ASBIT officer, spoke to the acting manager, Kelly Jones and a verbal warning was given.
- Ms Tina Phillips, ASBIT officer, attended The RE Bar following a complaint made by a local resident on 25 November 2013. Ms Phillips witnessed a Statutory Noise Nuisance (SNN) at 23.59 hours. Ms Phillips spoke to Ms Kelly Jones who advised Ms Phillips that the manager was not present; however, she was an acting manager. Advice was given in the form of a 2nd verbal warning.
- A local resident called 21 December 2013 at 23:54 hours. Mr Stanley Downey and another officer attended at 00:25 hours on 22nd December 2013 but no LAM was witnessed as the back doors of The RE Bar had allegedly just been closed. Some noise was witnessed, but was not a Statutory Noise Nuisance. An email was sent to Adam Stitson, Deputy ASBIT Manager and Stephanie Waterford, Licensing Officer for information.
- Mr Stanley Downey visited the complainant on 15th February 2014 at 23:30 hours and witnessed LAM at SNN level from The RE Bar over a 10 minute period. The LAM and SNN was caused by patrons of The RE Bar opening the rear door of the bar allowing very loud music to escape from the very over crowded bar. Mr Downey visited The RE Bar and spoke with Darren (the manager) and gave him a verbal warning regarding the LAM being too loud on 15th February 2014 at 23:50 hours. An email was then sent to the Licensing Team and the Environmental Protection Unit.
- A Noise Abatement Notice was served on 3rd March 2014.
- A complaint was made by a local resident on 13th April 2014 at 23:50 hours. Mr Craig Lloyd left a message with the complainant asking them to call back to discuss further.
- A local resident called on 7th June 2014 at 21.46 hours. Mr Stanley Downey and another officer attended at 22:20 hours and witnessed SNN. Officers attended The RE Bar and advice was given regarding music escaping through the back door and causing disturbance. Additionally a verbal warning was given to the premises licence holder after breaching the Noise Abatement Notice served on 3rd March 2014.
- Complaint made to the Council's Contact Centre on 31st October 2014, regarding a party taking place in The RE Bar.
- Complaint made on 3rd November 2014. Mr Nathan Welch left a voicemail with the complainant.

The Antisocial Behaviour Investigations Team have serious concerns regarding the applicants abilities to uphold the prevention of public nuisance licensing objective, as Mr Farrell has been issued with a number of verbal warnings following the issue of the Noise Abatement Notice. This has demonstrated the licence holders disregard for the affect of the licensable activities on the surrounding residents.

We would therefore request the Licensing Sub-Committee to reject the variation application' if you were so minded to make that request

Yours Sincerely



Danielle Watson

ANTI SOCIAL BEHAVIOUR INVESTIGATION TEAM

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LICENSING ACT 2003
Section 24



HILLINGDON
LONDON

PREMISES LICENCE

Ref:

LBHIL 006923

Premises Licence Number:

LBHIL 476/05

This Premises Licence has been issued by Claire Freeman on behalf of the Licensing Authority, London Borough of Hillingdon, Civic Centre, High Street, Uxbridge, UB8 1UW

Signature:

Date: 20 March 2015

Part 1 – Premises Details

Postal Address of Premises or, if none, Ordnance Survey map reference or description -

The RE Bar
163 Field End Road

Post Town - Eastcote

Postcode – HA5 1QL

Telephone number – 020 8462 2175

Where the licence is time limited, the dates -

N/A

Licensable activities authorised by the licence –

The sale by retail of alcohol

The provision of regulated entertainment (indoors only) being:-

- performance of live music
- playing recorded music
- performance of dance and
- entertainment of a similar description

The provision of late night refreshment (indoors only)

Regulated entertainment and the sale by retail of alcohol

On Sundays between 10.00 hours and 23.30 hours

On Mondays, Tuesdays, Wednesdays and Thursdays between 10.00 hours and 00.00 hours

On Fridays and Saturdays between 10.00 hours and 01.00 hours the following day

Late night refreshment

On Sundays between 23.00 hours and 23.30 hours

On Mondays, Tuesdays, Wednesdays and Thursdays between 23.00 hours and 00.00 hours

On Fridays and Saturdays between 23.00 hours and 01.00 hours the following day

In addition to the hours detailed above Licensable Activities may be provided for 1 extra hour on the following days:

- Burns Night
- 14th February, Valentines Day
- 1st March, St David's Day
- 14th March, Commonwealth Day
- Commencement of British Summertime
- 23rd April, St George's Day
- Easter Sunday
- Easter Monday
- May Day Bank Holiday Monday
- Spring Bank Holiday Monday
- FA Cup Final Day
- Summer (August) Bank Holiday Monday
- 31st October, Halloween
- 5th November, Guy Fawkes Night
- 30th November, St Andrews Day

Licensable Activities may be provided for 2 extra hours on the following days:

- 17th March, St Patrick's Day
- Sunday preceding May Day Bank Holiday
- Sunday preceding Spring Bank Holiday Monday
- Sunday preceding Summer (August) Bank Holiday Monday
- 24th December, Christmas Eve
- 26th December, Boxing Day
- 27th December
- 28th December
- 29th December
- 30th December

From the start of licensed hours on New Year's Eve to the start of licensed hours on New Year's Day

When international sporting events are broadcast by terrestrial, or non-terrestrial transmissions, and they are to be shown within the premises at times not specified above, then all licensable activities may be carried out for one hour before the start of the event and for one hour after the event subject to details of the proposed international sporting event, the date and the times being notified to both the Licensing Service and the Metropolitan Police Service at least 14 days in advance of the event. The premises shall only be used for the licensable activities on receipt of a consent from the Metropolitan Police Service.

The opening hours of the premises -

On Sundays between 10.00 hours and 00.00 hours

On Mondays, Tuesdays, Wednesdays and Thursdays between 10.00 hours and 00.30 hours the following day

On Fridays and Saturdays between 10.00 hours and 01.30 hours the following day

Opening hours may be extended for 1 extra hour on the following days:

- Burns Night
- 14th February, Valentines Day
- 1st March, St David's Day
- 14th March, Commonwealth Day
- Commencement of British Summertime
- 23rd April, St George's Day
- Easter Sunday
- Easter Monday
- May Day Bank Holiday Monday
- Spring Bank Holiday Monday
- FA Cup Final Day
- Summer (August) Bank Holiday Monday
- 31st October, Halloween
- 5th November, Guy Fawkes Night
- 30th November, St Andrews Day

Opening hours may be extended for 2 extra hours on the following days:

- 17th March, St Patrick's Day
- Sunday preceding May Day Bank Holiday
- Sunday preceding Spring Bank Holiday Monday
- Sunday preceding Summer (August) Bank Holiday Monday
- 24th December, Christmas Eve
- 26th December, Boxing Day
- 27th December
- 28th December
- 29th December
- 30th December

From the start of opening hours on New Year's Eve to the start of opening hours on New Year's Day.

When international sporting events are broadcast by terrestrial, or non-terrestrial transmissions, and they are to be shown within the premises at times not specified above, then the premises may be open for one hour before the start of the event and for one hour after the event subject to details of the proposed international sporting event, the date and the times being notified to both the Licensing Service and the Metropolitan Police Service at least 14 days in advance of the event. The premises shall only be used for the licensable activities on receipt of a consent from the Metropolitan Police Service.

Where the licence authorises supplies of alcohol whether these are on and/or off supplies -

ON SUPPLIES ONLY

Part 2

Name, (registered) address, telephone number and e-mail (where relevant) of holder of Premises Licence –

[REDACTED]

Registered number of holder, for example company number, charity number (where applicable) -

N/A

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol –

[REDACTED]

Personal Licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol –

London Borough of Hillingdon - LBHIL 2706

Annex 1 – Mandatory Conditions

Mandatory Conditions - Alcohol

1. No sale/supply of alcohol shall be made when there is no Designated Premises Supervisor in respect of the premises licence
2. No sale/supply of alcohol shall be made when the Designated Premises Supervisor does not hold a Personal Licence or when his/her Personal Licence is suspended.
3. Every sale/supply of alcohol under the premises licence shall be made, or authorised, by a person who holds a Personal Licence
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

Mandatory Condition - Permitted Price

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(6);

(b) “permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,
 (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence-

(i) the holder of the premises licence,
 (ii) the designated premises supervisor (if any) in respect of such a licence, or
 (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994(7).

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Door Supervisors

All Door Supervisors employed at the premises shall be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001 or be entitled to carry out that activity by virtue of Section 4 of that Act.



Annex 2– Conditions consistent with the operating Schedule

The Licence Holder shall ensure that the following licence conditions are fully complied with:

General

The council's rules of management for public houses shall be fully complied with.

Prevention of Crime & Disorder

The Manager shall actively participate in and support the local Pubwatch scheme.

All glassware used within the premises shall be made of safety/toughened glass.

Two Door Supervisors shall be employed at the premises on Fridays and Saturdays from 20.00 hours until close of the premises.

Any crime and disorder incidents shall be logged and recorded in a log book. The log book shall be available for inspection by authorised officers of the Metropolitan Police Service and the Licensing Authority.

The toilets shall be checked at 2 hourly intervals and a log of check times/dates will be available for inspection by authorised officers of the Metropolitan Police Service and the Licensing Authority.

The premises shall operate a proof of age scheme.

The public shall not be allowed to enter the premises during the last hour before the end of the licensable activities.

Known troublemakers shall not be allowed into the premises.

The CCTV system shall be maintained in effective working order at all times.

The CCTV system shall be set to record a clear facial image of any person entering the premises via the main entrance/exit lobby

The recorded CCTV images, which have recorded each individual evening/night, shall be stored in a secure location for a period of at least 30 days. The images shall be available for inspection on request by authorised officers of the Council and the Metropolitan Police Service.

Public Safety

Public transport and taxi information shall be available to customers

Prevention of Public Nuisance

Signs shall be displayed to encourage customers to leave the premises quietly and recognise the rights of local residents.

Door supervisors and management shall monitor the behaviour of customers leaving the premises and they shall encourage them to do so quietly.

Any deliveries to the premises shall be conducted during the daytime.

Protection of children from harm

Persons under 18 years of age shall not be admitted into the premises

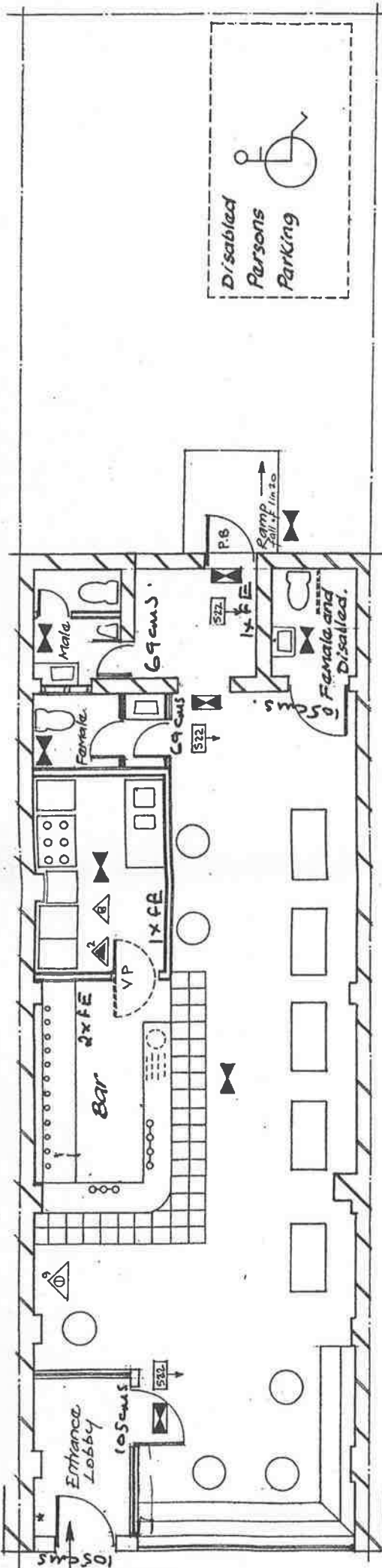
Annex 3 – Conditions attached after a hearing by the licensing authority

N/A

Annex 4 – Plans

Licensing Service registered plan number: 527/05

* door latched back in open position when in use under the licence

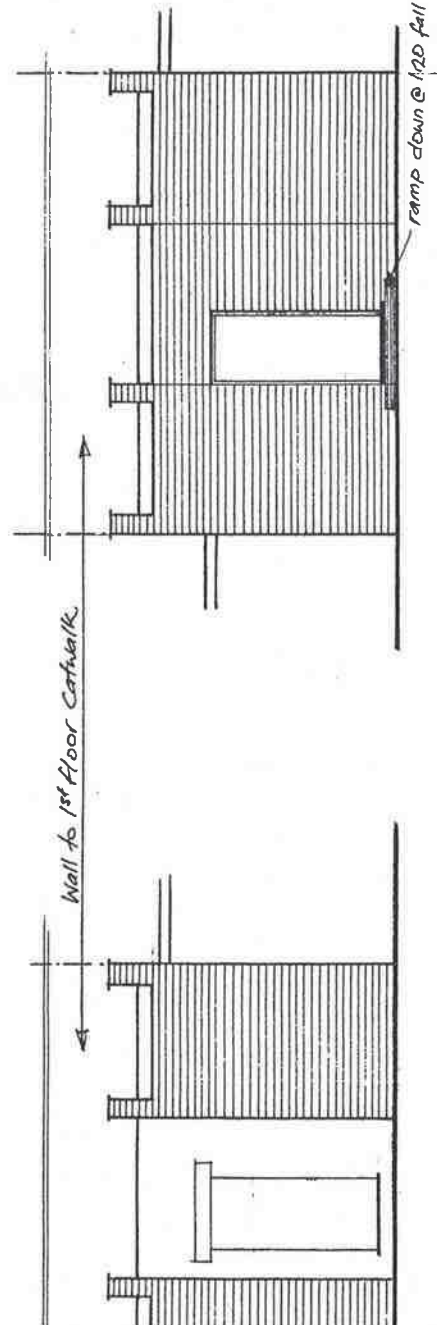


Floor Plan 1:100

~~888888~~

FE ⇒ FIRE EXTINGUISHER
 FB ⇒ FIRE BLANKET

RECEIVED
 RE BAR 30 AUG 2005
 163 FIELD END ROAD
 EASTCOTEAN NO: 527105
 PINNER
 MIDDLESEX



Proposed Rear Elevation.
 (Face brickwork to match existing finish)

ing Rear Elevation.