



HILLINGDON  
LONDON



# NOTICE OF HEARING

## Virtual Licensing Sub-Committee

**Date:** FRIDAY, 7 AUGUST 2020

**Time:** 10.00 AM

**Venue:** VIRTUAL - LIVE ON THE COUNCIL'S YOUTUBE CHANNEL: HILLINGDON LONDON

If this is a public hearing, the agenda is available online at [www.hillingdon.gov.uk](http://www.hillingdon.gov.uk) or you can use a smart phone camera and scan the code below:



### Councillors on the Sub-Committee:

Martin Goddard, Chairman

Colleen Sullivan

Janet Gardner

### IMPORTANT INFORMATION

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

**Tuesday 4 August 2020**

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:** Thursday, 23 July 2020

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**Putting our residents first**

Lloyd White  
Head of Democratic Services  
London Borough of Hillingdon,  
Phase II, Civic Centre, High Street, Uxbridge, UB8 1UW

# Agenda

## CHAIRMAN'S ANNOUNCEMENTS

### Hearing Protocol

- 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

	<b>Title of Report / Address of application</b>	<b>Ward</b>	<b>Time</b>	<b>Page</b>
<b>5</b>	Application for the Grant of a Premises Licence: Fusion Tadka	Northwood	10:00 (joining time – 09:45)	3 - 54

## Order of proceedings – application under the Licensing Act 2003

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.

**Introduction by the Regulatory Services/Licensing Officer**



**The Applicant / Licence Holder**



**Responsible Authorities (if present)**



**Other Parties (residents etc...)**



### **DISCUSSION LED BY THE SUB-COMMITTEE**

The Chairman will lead the discussion. This will be a chance for all parties to provide comments on any submissions that have been made to the Sub-Committee.



**Closing remarks from each party**



**Sub-Committee deliberates**



**Chairman announces the decision**

The Council's Regulatory Services/Licensing Officer will introduce the report and will outline the matter before the Sub-Committee, giving any relevant background information. The Sub-Committee may ask questions of the officer.

The Applicant, licence holder or the person representing him/her will be invited to address the Sub-Committee. They will be allowed sufficient time to present his/her case. The Sub-Committee may ask questions.

Responsible Authorities will be invited to address the Sub-Committee and will be allowed sufficient time. The Sub-Committee may ask questions of the Responsible Authorities.

Other parties will be invited to address the Sub-Committee. Where there are a number of parties making similar representations the Chairman will expect the parties to nominate a spokesperson to make the representations and all will be allowed sufficient time. The Sub-Committee may ask questions of the Other Parties.

The Chairman will invite the Responsible Authorities and Other Parties to make brief closing remarks on the application. The Applicant / licence holder makes the final closing remarks.

The Sub-Committee will remain in the room to deliberate and make their decision, with only the Legal Advisor and the Clerk to the Sub-Committee remaining. All others present will be asked to leave the room. If the meeting is being broadcast, any filming will be stopped for this part.

Parties may return to the room when invited to do so and the Chairman will announce the decision. The Chairman will remind the Applicant / licence holder that the decision will be sent to them in writing. There can be no further questions or statements.

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## Application for the grant of a Premises Licence: Fusion Tadka

<b>Committee</b>	Licensing Sub-Committee
<b>Officer Contact</b>	Mark McDermott Licensing Officer Ex 01895 277262
<b>Papers with report</b>	<b>Appendix 1</b> - Application for the grant of a new premises licence <b>Appendix 2</b> - Representation from Licensing Authority <b>Appendix 3</b> - Representation from local resident, Seema Parmar <b>Appendix 4</b> - Representation from Northwood Residents Association <b>Appendix 5</b> - Representation from local residents, Mr & Mrs Malkan <b>Appendix 6</b> - Map of the area <b>Appendix 7</b> - Photo of the premises <b>Appendix 8</b> - Lapsed Licence
<b>Ward name</b>	<b>Northwood</b>

### 1.0 SUMMARY

To consider an application for a premises licence as seen in **Appendix 1** in respect of Fusion Tadka, 36 High Street, Northwood HA6 1BN. This has attracted representations from 1 responsible authority and 3 interested parties.

### 2.0 RECOMMENDATION

To grant the licence with additional conditions as proposed in the Licensing Authority's representation in **Appendix 2**. The operating schedule set out in the application is too brief and not robust enough to uphold the Licensing Objectives.

### 3.0 APPLICATION

#### 3.1 Licensable Activities

<u>Activity</u>		<u>Proposed for new premises licence</u>
Recorded Music	Indoors	x
Late Night Refreshment	Indoors	x
Sale of alcohol	Consumption on the premises	x

3.2 Opening Hours and proposed hours for licensable activity

	Recorded Music	Proposed hours for sale by retail of alcohol
<b>Monday</b>	23:00 - 23:30	12:00 - 23:30
<b>Tuesday</b>	23:00 - 23:30	12:00 - 23:30
<b>Wednesday</b>	23:00 - 23:30	12:00 - 23:30
<b>Thursday</b>	23:00 - 23:30	12:00 - 23:30
<b>Friday</b>	23:00 - 23:30	12:00 - 23:30
<b>Saturday</b>	23:00 - 23:30	12:00 - 23:30
<b>Sunday</b>	23:00 - 23:30	12:00 - 23:30

	Proposed Late Night Refreshment hours	Opening hours of the premises
<b>Monday</b>	23:00 - 23:30	12:00 - 23:30
<b>Tuesday</b>	23:00 - 23:30	12:00 - 23:30
<b>Wednesday</b>	23:00 - 23:30	12:00 - 23:30
<b>Thursday</b>	23:00 - 23:30	12:00 - 23:30
<b>Friday</b>	23:00 - 23:30	12:00 - 23:30
<b>Saturday</b>	23:00 - 23:30	12:00 - 23:30
<b>Sunday</b>	23:00 - 23:30	12:00 - 23:30

The new premises licence application has been made by **Fusion Tadka Limited** for a bar/restaurant situated at 36 High Street, Northwood HA6 1BN.

3.3 Type of application applied for

New Premises Licence application under Licensing Act, 2003

3.4 Description of the premises

The premise is a single unit restaurant on the ground floor with residential flats above situated on a parade of shops on a busy high street.

### 3.7 Other licensed premises nearby

<b>Premises</b>	<b>Activities Authorised</b>	<b>Times Authorised</b>
Red Klove 48 High Street Northwood	The sale by retail of alcohol Provision of regulated entertainment The provision of late night refreshment	<p><b><u>Sale of alcohol</u></b> From 11.00 hours until 24.00 hours, Monday to Saturday From 11.00 hours until 22.30 hours on Sunday</p> <p><b><u>Regulated Entertainment</u></b> From 11.00 hours until 24.00 hours, Monday to Saturday From 11.00 hours until 22.30 hours on Sunday</p> <p><b><u>LNR</u></b> From 23.00 hours until 24.00 hours, Monday to Saturday</p>
Bina Tandoori 110 High Street Northwood	The sale by retail of alcohol Provision of regulated entertainment The provision of late night refreshment	<p><b><u>Sale of alcohol</u></b> From 10.00 hours until 24.00 hours, Monday to Saturday From 12.00 hours until 23.30 hours on Sunday</p> <p><b><u>Regulated Entertainment</u></b> The provision of recorded music is not time restricted</p> <p><b><u>LNR</u></b> From 23.00 until 30 minutes after the terminal time for the sale of alcohol.</p>

### 3.8 Operating Schedule and Conditions

Section 18 of the operating schedule of the Application demonstrates the steps the applicant proposes to take in order to promote the licensing objectives.

#### The Prevention of crime and disorder

1. We are installing CCTV in the premises to prevent crime and disorder.

#### Public Safety

2. We are installing CCTV, Having appropriate insurances, Managing Hygiene standard and following safe business guidance.

#### The Prevention of Public Nuisance

3. We are installing CCTV in the premises and ask our guests to leave quietly and respect our neighbours.

## The Protection of Children From Harm

4. We are installing CCTV in the premises and providing training to the staff to ask and see proof of age id for anyone buying alcohol and look younger.

### **4.0 CONSULTATION**

- 4.1 Closing date for representations  
10 July 2020
- 4.2 Public Notice published in local newspaper  
25 June 2020 - Harrow Times

### **5.0 REPRESENTATIONS**

- 5.1 We have received two representations from Responsible Authorities:

<b>Responsible Authorities</b>	<b>Ground for Representation</b>	<b>Appendix</b>
Licensing Authority	Crime and Disorder Prevention of Public Nuisance.	<b>Appendix 2</b>

- 5.2 We have received three representations from residents:

<b>Interested Parties</b>	<b>Ground for Representation</b>	<b>Appendix</b>
Miss Seema Parmar	Prevention of Public Nuisance. Protection of Children From Harm	<b>Appendix 3</b>
Northwood Resident Association	Prevention of Crime and Disorder, Prevention of Public Nuisance	<b>Appendix 4</b>
Mr and Mrs Malkan	Prevention of Public Nuisance, Protection of Children From Harm	<b>Appendix 5</b>

### **6.0 BACKGROUND INFORMATION**

- 6.1 Designated Premises Supervisor

The proposed Designated Premises Supervisor is Dip Bhartkumar Sukhadiya, a personal licence holder number 845121 issued by the London Borough of Southwark.

- 6.2 Map of the area and photos of the premises and the surrounding area are attached as **Appendices 6 and 7.**

- 6.3 There have been no recorded Members' Enquiries for this premises.

### **7.0 OFFICER'S OBSERVATIONS**

- 7.1 This is an application for a premises licence for a bar/restaurant. This premises previously benefitted for a premises licence for a restaurant known as Delhi Spice Lounge that lapsed on 21 January 2020 attached as **Appendix 8.** You will note on the application form, recorded music has been applied for between the hours of 08.00 and 23.00; this not licensable due to deregulation and has not been included at 3.2.

- 7.2 The representations received mainly raise the following issues:

- a) **The Prevention of Crime and Disorder**- The Licensing Authority's representation in **Appendix 2** refers to upholding the Crime and Disorder objective and this is certainly a concern as the Operating Schedule is too vague and not extensive enough to uphold this Objective; I believe that the addition of conditions as suggested would deal with this.
- b) **The Prevention of Public Nuisance** - The three representations received from interested parties in **Appendix 3, 4 and 5** refer to the public nuisance objective. They have concerns that if this application is granted it could have a direct impact in relation to noise and disturbances from the premises. The main concerns raised appear to relate to issues at the premises under a previous tenant and the applicant cannot be held responsible for issues with the previous licence holder. Also, one of these representations refers to off sales but this application is for on sales only so it is not relevant. I believe that the conditions as suggested in the Licensing Authority's representation in **Appendix 2** will help in upholding this objective.
- c) **The Protection of Children From Harm** - The Licensing Authority's representation in **Appendix 2** refers to upholding this objective and I believe that the addition of conditions as suggested would deal with this.

## 8.0 Relevant sections of S.182 Guidance

### Determining actions that are appropriate for the promotion of the licensing objectives

**At paragraph 9.42** it states that "Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be".

**At paragraph 9.43** it states that "The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve".

**At paragraph 9.44** it states that "Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives.

However, the Revised Guidance issued under section 182 of the Licensing Act 2003 informs that it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination".

### Proportionality

**At paragraph 10.10** it states that "The 2003 Act requires that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises concerned. Conditions should be determined on a case-by-case basis and standardised conditions which ignore these individual aspects should be avoided. For example, conditions should not be used to implement a general policy in a given area such as the use of CCTV, polycarbonate drinking vessels or identity scanners where they would not be appropriate to the specific premises. Conditions that are considered appropriate for the prevention of illegal working in premises licensed to sell alcohol or late night refreshment might include requiring a premises licence holder to undertake right to work checks

on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check is retained at the licensed premises. Licensing authorities and other responsible authorities should be alive to the indirect costs that can arise because of conditions. These could be a deterrent to holding events that are valuable to the community or for the funding of good and important causes. Licensing authorities should therefore ensure that any conditions they impose are only those which are appropriate for the promotion of the licensing objectives".

### **Hours of Trading**

**At paragraph 10.13** it states "The Government acknowledges that different licensing strategies may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions about the hours during which premises can conduct licensable activities as part of the implementation of its licensing policy statement. Licensing authorities are best placed to make decisions about appropriate opening hours in their areas based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application"

**At paragraph 10.15** it states "Shops, stores and supermarkets should normally be free to provide sales of alcohol for consumption off the premises at any times when the retail outlet is open for shopping unless there are good reasons, based on the licensing objectives, for restricting those hours".

### **Licensing Hours**

**At paragraph 14.51** it states "With regard to licensing hours, the Government acknowledges that different licensing approaches may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions regarding licensed opening hours as part of the implementation of its licensing policy statement and licensing authorities are best placed to make such decisions based on their local knowledge and in consultation with other responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application".

**At paragraph 14.52** it states "Statements of licensing policy should set out the licensing authority's approach regarding licensed opening hours and the strategy it considers appropriate for the promotion of the licensing objectives in its area. The statement of licensing policy should emphasise the consideration which will be given to the individual merits of an application. The Government recognises that licensed premises make an important contribution to our local communities, and has given councils a range of tools to effectively manage the different pressures that licensed premises can bring. In determining appropriate strategies around licensed opening hours, licensing authorities cannot seek to restrict the activities of licensed premises where it is not appropriate for the promotion of the licensing objectives to do so".

### **The Need For Licensed Premises**

**At paragraph 14.19** it states "There can be confusion about the difference between the "need" for premises and the "cumulative impact" of premises on the licensing objectives, for example, on crime and disorder. "Need" concerns the commercial demand for another pub or restaurant or hotel and is a matter for the planning authority and for the market. This is not a matter for a licensing authority in discharging its licensing functions or for its statement of Revised Guidance issued under section 182 of the Licensing Act 2003 I 109 licensing policy".

## **9.0 Relevant sections of the Licensing Policy**

### **Licensing Hours**

**At Paragraph 21.1** it states that "Prior to the introduction of the Licensing Act 2003, it was believed that fixed and artificially early closing times (established under the Licensing Act 1964) were one of

the key causes of rapid binge drinking prior to closing times and one of the causes of disorder and disturbance when large number of customers were required to leave the premises simultaneously".

**At Paragraph 21.2** it states that "The aim through promotion of the licensing objectives should be to reduce the potential for concentrations and achieve a slower dispersal of people from licensed premises through flexible opening times".

**At Paragraph 21.3** it states that "Arbitrary restrictions that would undermine the principle of flexibility will therefore be avoided. The four licensing objectives will be paramount at all times and the Council will always consider the individual merits of each case".

**At Paragraph 21.4** it states that "In accordance with guidance there is no fixed restriction on terminal hours for any particular areas of the borough. Such a restriction could cause the migration of patrons from one area to another and create the circumstances that the legislation is attempting to avoid. Each application will be dealt with on its merits. It is for the applicants to detail in their Operating Schedule exactly what times they intend to open and close the premises and what measures they will take to ensure that they do not cause nuisance or disturbance to their neighbours in the vicinity. The later the terminal hour applied for, the greater will be the need to address the issues of disturbance and nuisance".

**At Paragraph 21.5** it states that "Shops, stores and supermarkets licensed to sell alcohol will normally be allowed to do so for the full duration of their trading hours. Restrictions may be applied, for example where representations are made indicating the particular premises or patrons of the premises are linked to disorder and or disturbance".

### **Licence Conditions**

**At Paragraph 17.1** it states that " Conditions on premises licences and club certificates are determined by:

- a) The measures put forward on the Operating Schedule
- b) Mandatory conditions within the Act
- c) Measures decided at a hearing by the Licensing Sub Committee"

**At Paragraph 17.2** it states that "Any conditions attached to licences following relevant representations will focus on matters within the control of the Premises Licence Holder or Club Management Committees. They will address matters which have a direct impact on those living, working or engaged in normal activities in the vicinity, as well as patrons of the licensed premises. They will not be used as a means of attempting to attach responsibility to Premises Licence Holders or Club Management Committees for matters outside their reasonable control, such as anti-social behaviour once away from the premises or licensable activity".

**At Paragraph 17.3** it states that "The Licensing Authority will not impose standard conditions upon every licence issued, however it may have regard to model conditions produced by the Government and/or the Institute of Licensing and it may choose to impose these in appropriate circumstances".

## **10.0 LEGAL CONSIDERATIONS**

### LEGAL COMMENTS

1. When considering an application for a grant of a new Premises Licence, the Sub-Committee shall carry out its functions with a view to taking steps it considers appropriate for promoting the licensing objectives. The licensing objectives are:
  - Prevention of Crime and Disorder
  - Public Safety
  - Prevention of Public Nuisance
  - Protection of Children From Harm
2. Members should note that each objective is of equal importance. There are no other licensing objectives, and the four objectives are paramount considerations at all times.

3. The Sub-Committee must ensure that all licensing decisions:
  - Have a direct relationship to the promotion of one or more of the four licensing objectives
  - Have regard to the Council's statement of licensing policy
  - Have regard to the Secretary of State guidance
  - Must not be subject to a blanket policy to the extent that it is applied so rigidly that an exercise of discretion in each individual case is precluded.
4. Relevant representations are those that relate to the effect of the granting of the application on the promotion of the licensing objectives made by an interested party or responsible authority that have not been withdrawn and are not, in the opinion of the relevant licensing authority, frivolous or vexatious s.18(7) Licensing Act 2003.
5. The Sub-Committee can only consider matters within the application that have been raised through representations from interested parties and responsible authorities. Interested parties must live in the vicinity of the premises. This will be decided on a case to case basis.
6. Following a hearing, the Sub-Committee must consider all relevant representations, and having taken into account the promotion of the licensing objectives, under s.18(3)(b) and (4) Licensing Act 2003, a decision can be taken:-
  - i. To grant the licence, subject to the mandatory conditions and conditions consistent with the operating schedule;
  - ii. To impose additional relevant conditions to such an extent as is considered necessary for the promotion of the licensing objectives;
  - iii. To exclude any of the licensable activities to which the application relates;
  - iv. To amend the times for all or some of the licensable activities;
  - v. To refuse to specify a person in the licence as the Premises Supervisor;
  - vi. To reject the application
7. Conditions will not be necessary if they duplicate a current statutory requirement. The Licensing Authority may therefore only impose such conditions that are necessary to promote the licensing objectives arising out of the consideration of the representations.
8. If the Sub-Committee determines that it is necessary to modify the conditions, or to refuse the application for a Premises Licence application, it must give reasons for its decision.
9. The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under section 149 of the Equality Act 2010. In summary, section 149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to-
  - i. eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act;
  - ii. advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it; and
  - iii. foster good relations between persons who share a relevant protected characteristics and persons who do not share it.
10. Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, race, religion or belief, sex sexual orientation, marriage and civil partnership and pregnancy and maternity.
11. Interested Parties, Responsible Authorities and the applicant have the right to appeal the decision of the Sub-Committee to the Magistrates' Court within a period of 21 days beginning with the day on which the applicant was notified by the licensing authority of the decision to be appealed against.



**Hillingdon**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[applicationsprocessingteam@hillingsdon.gov.uk](mailto:applicationsprocessingteam@hillingsdon.gov.uk)  
 Telephone: 01895 558170

\* required information

### Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference		You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
Are you an agent acting on behalf of the applicant? <input type="radio"/> Yes <input checked="" type="radio"/> No		Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

### Applicant Details

* First name	Dip Bharatkumar	
* Family name	Sukhadiya	
* E-mail		
Main telephone number		Include country code.
Other telephone number		
<input type="checkbox"/> Indicate here if you would prefer not to be contacted by telephone		

Are you:

- Applying as a business or organisation, including as a sole trader  
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

### Applicant Business

Is your business registered in the UK with Companies House?	<input checked="" type="radio"/> Yes <input type="radio"/> No	Note: completing the Applicant Business section is optional in this form.
Registration number	12428662	
Business name	Fusion tadka ltd	If your business is registered, use its registered name.
VAT number	-	Put "none" if you are not registered for VAT.
Legal status	Private Limited Company	

*Continued from previous page...*Your position in the business Home country 

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

Building number or name Street District City or town County or administrative area Postcode Country **Section 2 of 21****PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

 Address     OS map reference     Description
**Postal Address Of Premises**Building number or name Street District City or town County or administrative area Postcode Country **Further Details**Telephone number Non-domestic rateable value of premises (£)

**Section 3 of 21****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

**Confirm The Following**

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

**Section 4 of 21****NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

*Continued from previous page...***Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

\* Date of birth  /  /   
dd mm yyyy

\* Nationality  [Documents that demonstrate entitlement to work in the UK](#)

**Section 5 of 21****OPERATING SCHEDULE**

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of 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.

We have taken this premises from 1st of March 2020. This premises had all the licenses but we have been informed by council that we need apply new premises license again because old license has been lapsed.

*Continued from previous page...*

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

### Section 6 of 21

#### PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes  No

### Section 7 of 21

#### PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes  No

### Section 8 of 21

#### PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes  No

### Section 9 of 21

#### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes  No

### Section 10 of 21

#### PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes  No

### Section 11 of 21

#### PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes  No

#### Standard Days And Timings

Continued from previous page...

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors
  Outdoors
  Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

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.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Section 12 of 21****PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes  No

**Section 13 of 21****PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes  No

**Section 14 of 21****LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

Yes  No

YES: 23.00 TO 23.30 - 7 DAYS A WEEK.

**Section 15 of 21****SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption:

- On the premises     
  Off the premises     
  Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

*Continued from previous page...***Name**First name Family name Date of birth  /  /   
dd mm yyyy**Enter the contact's address**Building number or name Street District City or town County or administrative area Postcode Country Personal Licence number  
(if known) Issuing licensing authority  
(if known) **PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known) 

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 21****ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

Continued from previous page...

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

[Empty box for continuation]

**Section 18 of 21**

**LICENSING OBJECTIVES**

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

[Empty box for general licensing objectives]

b) The prevention of crime and disorder

We are installing CCTV in the premises to prevent crime and disorder.

c) Public safety

We are installing CCTV, Having appropriate Insurances, Managing Hygiene standard and following safe business guidance.

d) The prevention of public nuisance

We are installing CCTV in the premises and ask our guest to leave quietly and respect our neighbors.

e) The protection of children from harm

We are installing CCTV in the premises and providing training to the staff to ask and see proof of age id for anyone buying alcohol and look younger.

**Section 19 of 21**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

### **Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

### **Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

*Continued from previous page...*

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

**Continued from previous page...**

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

**Home Office online right to work checking service**

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

**Section 20 of 21****NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

*Continued from previous page...*

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 21 of 21****PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Premises' licence fees are determined by the non-domestic rateable value of the premises. To find out a premises' non-domestic rateable value, go to the Valuation Office Agency website at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm). For full details, refer to the 'Fees for Applications' webpage: <http://www.hillingdon.gov.uk/media.jsp?mediaid=22879&filetype=pdf>

\* Fee amount (£)

190.00

**DECLARATION**

\* I/we understand it is an offence, liable on conviction to a fine up to 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

Dip Bharatkumar Sukhdiya

\* Capacity

Director

\* Date

07	/	06	/	2020
dd		mm		yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/hillingdon/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

*Continued from previous page...*

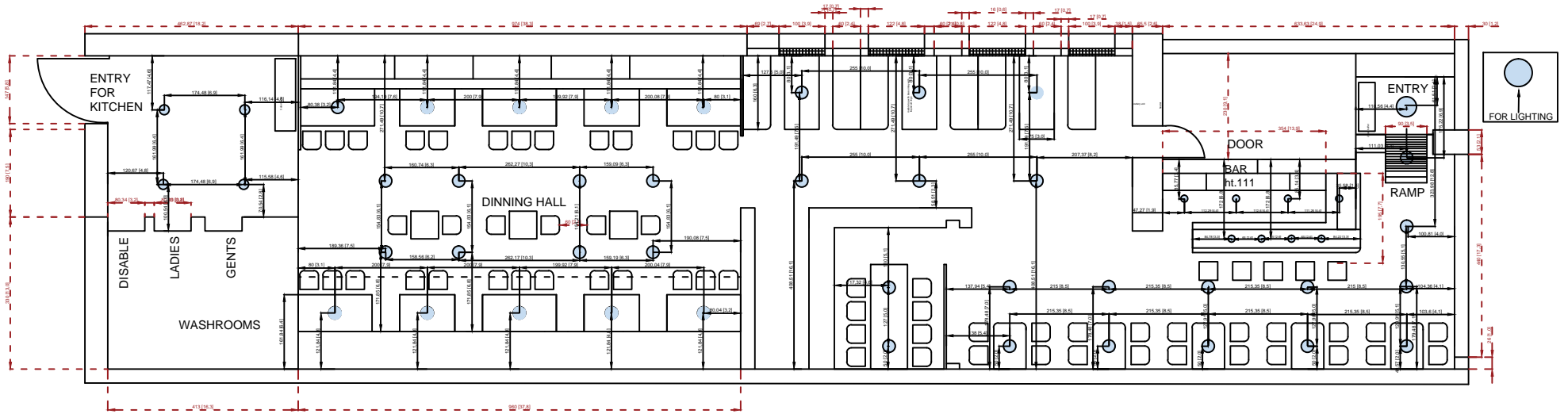
**IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**

**OFFICE USE ONLY**

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)





# HILLINGDON

LONDON

Mr. Mark McDermott  
Licensing Officer  
The Licensing Service  
London Borough of Hillingdon  
Civic Centre  
High Street  
Uxbridge  
UB8 1UW

**E-MAIL ONLY**

Date: 8<sup>th</sup> July 2020

Dear Mr. McDermott,

**LICENSING ACT 2003**  
**FUSION TADKA, 36 HIGH STREET, NORTHWOOD HA6 1BN**

I am writing to you as the Officer duly authorised to make representations on behalf of the Licensing Authority, in relation to the application for a new premises licence submitted by Fusion Tadka Limited.

The application proposes for the sale of alcohol and recorded music from 12:00 hours to 23:30 hours Monday to Sunday. In addition, the applicant has applied for the provision of late night refreshment from 23:00 hours to 23:30 hours Monday to Sunday. The applicant states under Section 5 of their application that, "We have taken this premises from 1st of March 2020. This premises had all the licenses but we have been informed by council that we need apply new premises license again because old license has been lapsed."

The Licensing Authority wishes to make a representation against this application based on the following licensing objectives:

**The prevention of crime and disorder**  
**The prevention of public nuisance**  
**The protection of children from harm**

Firstly, although this is not expressly stated in the application, it appears from the plans that the premises will be operating as a restaurant. If this is the case then the Licensing Authority would expect confirmation of this and we would suggest the following conditions to be attached to the licence which makes this so:

1. The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.
2. The supply of alcohol shall be by waiter or waitress service only.

**The prevention of crime and disorder**

In their operating schedule, Section 18, of their application, the applicant states that they are installing CCTV. However, we feel that this does not go far enough in promoting this licensing objective and would advise that appropriate CCTV conditions to be attached to the premises licence. In addition, we would also

Licensing Service  
Residents Services  
T.01895 277 753 F.01895 250011  
dferrer@hillington.gov.uk  
London Borough of Hillingdon,  
3S/08, Civic Centre, High Street, Uxbridge, UB8 1UW  
www.hillingdon.gov.uk

expect a good operator to keep an incident log book and record certain situations so that the relevant authorities can have confidence that Management are taking the appropriate action. We would suggest the following conditions:

3. A CCTV system shall be maintained in good working order and shall record at all times the premises are open and recordings shall be kept for 31 days and be provided to authorised officers of the council and police on request.
4. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open.
5. An incident log shall be kept at the premises and made available on request to an authorised officer of the Council or the Police. It will record the following: (a) all crimes reported to the venue (b) any complaints received concerning crime and disorder (c) any incidents of disorder (d) any faults in the CCTV system, (e) any refusal of the sale of alcohol (f) any visit by a relevant authority or emergency service.

### **The prevention of public nuisance**

The applicant has applied for the provision of recorded music and it is a concern that the applicant has not proposed any measures to say how they intend to deal with any potential noise escape. In addition, the application is silent on how they will address any potential disturbances from outside customers or dispersal of them. Residents are in very close proximity, living across the High Street and we would suggest at a minimum, the following conditions to be attached:

6. No noise generated on the premises, or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
7. Notices will be displayed at the exterior of the premises and at the exit point asking customers to respect the needs of the local community and to leave or use the outside area quietly.

### **The protection of children from harm**

Although it will be a mandatory condition of their licence for the applicant to have an Age Verification Policy, the applicant has not submitted any additional measures to promote this licensing objective. We would expect a responsible operator for these type of premises to have additional safe guards and I would suggest the following condition:

8. A challenge 21 policy will be in force, where any person looking under the age of 21 shall be asked to prove their age when attempting to purchase alcohol and signs to this effect will be displayed at the premises.

The applicant may wish to discuss the above suggestions and so there may be some movement forward where issues may be resolved. I will keep you fully updated as matters progress.

If you have any queries regarding this matter, then please feel free to contact me.

Yours sincerely,



- Daniel Ferrer - Licensing Team Manager



---

**REPRESENTATION for Fusion Tadka Ltd 36 High Street, Northwood, HA61BN**1 message

---

**Seema Parmar**

20 June 2020 at 17:29

To: "licensing ." <licensing@hillingdon.gov.uk>,  
rlewis@hillingdon.gov.uk, cmelvin@hillingdon.gov.uk, sseaman-digby@gov.uk

**MISS SEEMA PARMAR**

Dear all,

I hope you are well.

I am writing to you with regards to an application made by Fusion Tadka Ltd requesting a late-night alcohol licence at [36 High Street, Northwood, HA6 1BN](#).

Since living at the property directly across the street, we have encountered countless issues which we have reported to the council a number of times with very little action or support. This is a residential street and area which houses local families with young children whose bedrooms face the main road and who are therefore disrupted by business such as these.

I am therefore objecting the planning application and making a representation for the following reasons. [Please find attached the completed representation form.](#)

## Representation Form from Interested Parties

(Please read notes on reverse before completing)

### Your details (See notes 2 & 3);

Your Name	Seema Parmar
Your residential address	
Your email address	
Your phone number	
The name of the body or organisation you represent	

### About the premises;

Name of the premises you are making a representation about	FUSION TADKA LTD
Address of the premises you are making a representation about	36 HIGH STREET NORTHWOOD HAG 1BN

### The Licensing Objectives (See note 4);

Licensing Objective	Reasons for your representation and any supporting evidence
<p><i>Please tick;</i></p> <p><input type="checkbox"/> Prevention of Crime/Disorder</p> <p><input checked="" type="checkbox"/> Prevention of Public Nuisance</p> <p><input type="checkbox"/> Protection of Children From Harm</p> <p><input checked="" type="checkbox"/> Public Safety</p>	<p>PLEASE SEE ATTACHED ACCOMPANYING LETTER WHICH DETAILS THE FULL REPRESENTATION.</p>

### The outcome you are seeking from the Licensing Authority (See note 6);

SEE ATTACHED LETTER.
----------------------

Signed: ..

Page 32

Date: .....

20/06/2020

**Saturday 20<sup>th</sup> June 2020**

Dear all,

I am writing to you with regards to an application made by Fusion Tadka Ltd requesting a late-night alcohol licence at 36 High Street, Northwood, HA6 1BN.

Since living at the property directly across the street, we have encountered countless issues which we have reported to the council a number of times with very little action or support. This is a residential street and area which houses local families with young children whose bedrooms face the main road and who are therefore disrupted by business such as these.

I am therefore objecting the planning application and making a representation for the following reasons:

**SMOKING / DRUNKEN & DISORDERLY BEHAVIOUR / ANTI-SOCIAL BEHAVIOUR**

All previous owners have used the area directly outside the premises, on the residential road, as a designated smoking area. They even have a wall mounted ashtray outside for customers to use.

Drunken disorderly customers would often get loud and rowdy leading to fights and anti-social behaviour, with police having to be called out.

Closing time (supposedly 11pm but always later) would always entail people lingering outside waiting on taxis or groups talking loudly and showing no respect for this being a residential area. The business was clearly not supportive either.

Once the daytime traffic dies down, the noise from the premises is greatly amplified up and down the street. This includes any group of people congregating on the street.

**STAFF MEMBERS ANTI-SOCIAL DRUNKEN BEHAVIOUR**

At the end of the shifts, staff members would use the outside as a social place to catch up with each other and have boisterous conversations. Staff would also leave drunk. Staff members would also have open and loud arguments with managers outside late at night, when all noises are amplified.

In one particular case, we had a staff member attempt to drive when drunk, and in the process of turning his car around, he crashed into ours. Police were called.

This is not the only time police have been called. A member of staff that lived above the property would regularly get so drunk he would be heard by a number of residents on the street shrieking in the middle of the night and the police would have to be called a number of times, and on one occasion it was so loud the police had to break the door in.

### **SIGNAGE LAWS NOT ADHERED TO**

The previous tenants also did not adhere to the local signage laws and we had to report this to the council due to light intrusion into our property. This was a lengthy process and long standing case where we had to continuously chase this up with the council as they were not providing any updates. This took months to finally be resolved after countless emails and phone calls to the council to get this sorted. The signs were eventually changed as the signage laws were not adhered to.

On one occasion, I went into the property to politely enquire about the lights in question and was verbally abused by management and a customer who threatened me and aggressively told me that it was none of my business and I should buy blinds. Again, we had to report this to the police as I felt unsafe in my own house. This was also reported to the council.

### **PARKING PROBLEMS**

There were constant parking problems on the street. Customers and staff members would always park in front of private residential drive ways, drop kerbs or in front of entrance ways on the street. Again, we have had to continuously chase up the council or report these issues which after a while is exhausting! I don't understand why we don't have regular parking wardens keeping this in check is from all of the complaining from residents on this street. Whilst there is a number to call this number closes at 10pm and is usually unmanned from 9pm.

### **LATE NIGHT MUSIC LICENCE**

Please advise if there be a late night music licence granted to the premises? The previous landlords would regularly (most weekends) have discos and parties - almost like a nightclub – causing rowdy customers, disruption from smoking, drunken and disorderly behaviour.

### **LOCAL RUMOUR**

Redacted in accordance with Legal Advice.

To date, and with regards the previous owners of the premises, the council has not been proactive in making sure that they adhere to the signage guidelines, that the timings of the late night liquor licence was adhered to (the premises would definitely serve alcohol later than 11am), checking of the use of premises as a discotheque / nightclub and with regards to the ongoing parking issues, and made no stipulation for them to use the rear of the premises as a designed smoking area instead of the front which was disturbing for residents.

As residents that live directly opposite the property in question, we are shocked that no councillors have been in touch with us or have even requested any feedback from us as the residents of this street. We were told by Join Mukherjee that it is the councillors

remit to inform us as we are within their ward. Part of their duty when such an application is made, is to reach out to local residents and let them know what is ongoing and to give them the opportunity to voice concerns or objections. To date, we have not heard from anyone. We believe the councillors in question are Richard Lewis, Carol Melvin and Scott Seam-Digby. It is as if this application is being treated as a foregone conclusion.

With respect, it feels as though the council is more concerned with collecting business rates than looking after the residents raising families in the local area.

### **DESIRED OUTCOME**

In terms of an outcome from this objection, I would like the following:

1. I do not want a late-night alcohol licence to be permitted as this is a quiet, family residential area
2. I want the business to be forbidden to use the front of the restaurant as a designated smoking area
3. I want to ensure the doors are closed at 11pm promptly and customers are out of the building
4. I do not want glassware to be allowed outside the premises

I hope that upon reading our concerns you will understand our reasons for not wanting the extension to be granted. This has been an ongoing issue, and most local residents echo our concerns about the business and will be submitting their forms too.

I await your response.

Kind regards,  
Seema

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## Representation Form from Interested Parties

(Please read notes on reverse before completing)

### Your details (See notes 2 & 3);

Your Name	Trevor Sherling
Your residential address	For and On Behalf of the Northwood Residents Association
Your email address	
Your phone number	
The name of the body or organisation you represent	Northwood Residents Association

### About the premises;

Name of the premises you are making a representation about	Fusion Tadka Ltd
Address of the premises you are making a representation about	36 High Street, Northwood, HA6 1BN

### The Licensing Objectives (See note 4);

Licensing Objective	Reasons for your representation and any supporting evidence
<p><i>Please tick;</i></p> <p>Prevention of Crime/Disorder</p> <p>Prevention of Public Nuisance (x)</p> <p>Protection of Children From Harm</p> <p>Public Safety</p>	<p>The NRA is objecting to the application on the grounds of public nuisance as it will affect the residential properties close-by to the property. The nuisance will be from those shopping, particularly later on in the evening, on foot as well as by car and the latter will have a particular and unavoidable noise impact on those living close-by.</p> <p>The premises are a restaurant and the NRA considers any alcohol sold should be with a meal and not sold separately for consumption off-site.</p> <p>The sale of alcohol separately increases the likelihood of consumption in the local area, potentially in groups, not in the unit but potentially close by and that impacts the local residents.</p>

### The outcome you are seeking from the Licensing Authority (See note 6);

<p>The restriction of the sale of alcohol as part of the meal, and not for sale separately for consumption off-site.</p> <p>The Licence to apply to only the hours the restaurant is open as a restaurant and not for selling as a separate item and with an end time of 11:00 pm and not 11:30 pm</p>
--

**Notes:**

- 1) All representations must be submitted before the conclusion of the 28 day consultation period. This will be advertised on the public notices and also on the Councils website.
- 2) Persons who may make representation include; persons who reside near to the premises to which the application relates and who are likely to be affected by licensable activities; residents associations who are representing residents who reside near to the application premises; Ward Councillors representing their constituents; any person who lives or works in the area and has concerns about the application premises.
- 3) Please note that representations cannot be anonymous. Copies of all representations will be published in any Committee papers and will be sent to all persons involved with the hearing including the applicant. If you have concerns about the use of your information and would like to discuss this further, please contact one of our Licensing Officers for a discussion, on the contact details below.
- 4) In order to be considered 'relevant', the representation must relate to one or more of the 'Licensing Objectives'. These objectives are;
  - a) Prevention of Crime/Disorder - This relates to any criminal activity, disorder or anti-social behaviour related to the application premises.
  - b) Prevention of Public Nuisance - This relates to noise nuisance and vibration, litter, noxious smells, light pollution.
  - c) Protection of Children from harm - This relates to the protection of children whilst on the application premises.
  - d) Public Safety - This relates to the physical condition of the premises and the safety features provided for members of the public such as; fire safety, health & safety.
- 5) Upon submitting a representation, it is expected that you will attend the Licensing Sub-Committee hearing to deliver your representation verbally and answer any queries that the Committee may have. If you are unable to attend, your written representation will be considered.
- 6) You may wish to suggest an outcome to the Licensing Sub-Committee.

8) Please submit all completed forms to:

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

[licensing@hillington.gov.uk](mailto:licensing@hillington.gov.uk)

Tel - 01895 277433

[www.hillingdon.gov.uk/licensing](http://www.hillingdon.gov.uk/licensing)

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## Representation Form from Interested Parties

(Please read notes on reverse before completing)

## Your details (See notes 2 &amp; 3);

Your Name	MR M MALKAN & MRS P MALKAN
Your residential address	
Your email address	
Your phone number	
The name of the body or organisation you represent	OURSELVES

## About the premises;

Name of the premises you are making a representation about	36 HIGH STREET NAME: FUSION TADKA LTD
Address of the premises you are making a representation about	36 HIGH STREET NORTHWOOD HARIEN

## The Licensing Objectives (See note 4);

Licensing Objective	Reasons for your representation and any supporting evidence
<i>Please tick;</i>	PLANNING APPLICATION MADE FOR LATE ALCOHOL LICENCE.
<input checked="" type="checkbox"/> Prevention of Crime/Disorder	- this is a residential house opposite the restaurant
<input checked="" type="checkbox"/> Prevention of Public Nuisance	- we do not want smoking & drunkenly behaviour opposite our house
<input type="checkbox"/> Protection of Children From Harm	- noise concerns
<input checked="" type="checkbox"/> Public Safety	- antisocial behaviour - LATE NIGHT MUSIC - PARKING CONCERNS

## The outcome you are seeking from the Licensing Authority (See note 6);

Decline <del>OR</del> LIMIT ALCOHOL LICENCE IN INTERESTS OF GENERAL PUBLIC
---

Signed: ..... Date: 6-7-2020

**Notes:**

- 1) All representations must be submitted before the conclusion of the 28 day consultation period. This will be advertised on the public notices and also on the Councils website.
- 2) Persons who may make representation include; persons who reside near to the premises to which the application relates and who are likely to be affected by licensable activities; residents associations who are representing residents who reside near to the application premises; Ward Councillors representing their constituents; any person who lives or works in the area and has concerns about the application premises.
- 3) Please note that representations cannot be anonymous. Copies of all representations will be published in any Committee papers and will be sent to all persons involved with the hearing including the applicant. If you have concerns about the use of your information and would like to discuss this further, please contact one of our Licensing Officers for a discussion, on the contact details below.
- 4) In order to be considered 'relevant', the representation must relate to one or more of the 'Licensing Objectives'. These objectives are;
  - a) Prevention of Crime/Disorder - This relates to any criminal activity, disorder or anti-social behaviour related to the application premises.
  - b) Prevention of Public Nuisance - This relates to noise nuisance and vibration, litter, noxious smells, light pollution.
  - c) Protection of Children from harm - This relates to the protection of children whilst on the application premises.
  - d) Public Safety - This relates to the physical condition of the premises and the safety features provided for members of the public such as; fire safety, health & safety.
- 5) Upon submitting a representation, it is expected that you will attend the Licensing Sub-Committee hearing to deliver your representation verbally and answer any queries that the Committee may have. If you are unable to attend, your written representation will be considered.
- 6) You may wish to suggest an outcome to the Licensing Sub-Committee ie. grant the application with extra conditions; grant the application with fewer hours/activities; reject the application. Please note that the Licensing Sub-Committee will only make reasonable and proportionate decisions based upon the evidence they are presented with, and in line with the laws and regulations governing Licensing Hearings.
- 7) You may continue on separate sheets of paper if necessary and you may also attach any evidence which supports your representation.
- 8) Please submit all completed forms to:

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

[licensing@hillingdon.gov.uk](mailto:licensing@hillingdon.gov.uk)

Tel - 01895 277433  
[www.hillingdon.gov.uk/licensing](http://www.hillingdon.gov.uk/licensing)



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Tel: 08, 0 871 100  
Fax: 087 . 871 2003

PURE VEGETARIAN

# Karaikudi Sambar

FEAST ON THE FLAVOURS F CHETTINAD

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**LICENSING ACT 2003**  
**Section 24**



**HILLINGDON**  
 LONDON

**PREMISES LICENCE**

**Dissolved 21 January 2020**

Ref:

LBH/MAU7609/MMD

Premises Licence Number:

LBHIL 905/11

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

Signature:

Date: 28<sup>th</sup> August 2018

**Part 1 – Premises Details**

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

Delhi Spice Lounge  
 36 High Street

Post Town - Northwood

Postcode – HA6 1BN

Telephone number – 01923 841561

Where the licence is time limited, the dates -

N/A

Licensable activities authorised by the licence -

Provision of late night refreshment

Sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities –

**Provision of late night refreshment:**

From 23.00 hours until 23.30 hours everyday

**Sale by retail of alcohol:**

From 12.00 hours until 23.30 hours everyday

The opening hours of the premises –

From 12.00 hours until 23.30 hours everyday

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 -

Nelsons Management Limited  
36 High Street  
Northwood  
HA6 1BN

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

10631947

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

Mr Varun Verma

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

Royal Borough of Hounslow 1077

**Annex 1 – 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 shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children–
    - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
    - (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;
    - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on–
      - (i) the outcome of a race, competition or other event or process, or
      - (ii) the likelihood of anything occurring or not occurring;
    - (e) 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.
5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) 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 a holographic mark.
8. The responsible person shall 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; and
- (b) customers are made aware of the availability of these measures.
9. 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.

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).

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.

(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.

#### **Annex 2– Conditions consistent with the operating Schedule**

**The premises licence holder shall ensure that the following licence conditions are fully complied with:**

**Prevention of crime and disorder**

CCTV shall be installed and maintained to cover both the inside and outside the premises.

**Protection of children from harm**

Children shall only be allowed on the premises when accompanied by an adult.

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

**N/A**

#### **Annex 4 – Plans**

**Licensing Services Registered Plan Number: 1463/12**

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