



HILLINGDON
LONDON



NOTICE OF HEARING

VIRTUAL Licensing Sub-Committee

Date: MONDAY, 16 NOVEMBER
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 or you can use a smart phone camera and scan the code below:



Councillors on the Sub-Committee:

Martin Goddard (Chairman)
Lynne Allen
Eddie Lavery

IMPORTANT INFORMATION

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

Wednesday 11 November 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 29 October 2020

Contact: Democratic Services - 01895
250636 or email:
democratic@hillington.gov.uk

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

	Title of Report / Address of application	Ward	Time	Page
5	Application for a grant of a Premises Licence : Just Pizza Plus, 206A Field End Road, Eastcote, HA5 1RD	Eastcote & East Ruislip	Join: 9:40AM Start: 10:00AM	3 - 42

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 a grant of a Premises Licence : Just Pizza Plus, 206A Field End Road, Eastcote, HA5 1RD

Committee	Licensing Sub-Committee
Officer Contact	Steven Dormer, Licensing Officer
Papers with report	Appendix 1 - Application Form Appendix 2 - Representations Appendix 3 - Map of the area Appendix 4 - Photos
Ward name	Eastcote & East Ruislip

1.0 SUMMARY

To determine an application for a Premises Licence in respect of Just Pizza Plus, 206A Field End Road, Eastcote, HA5 1RD. This follows representations from Local Ward Councillors. A copy of the application is included as **Appendix 1**.

2.0 RECOMMENDATION

That the Licensing Sub-Committee not grant the application that has been applied for. The reason for the refusal is based on the representations from Lois King as Responsible Authority, and Local Ward Councillors.

3.0 APPLICATION

The application for a premises licence has been applied for by Mr Sheayar Khan, 206A Field End Road, Eastcote, HA5 1RD.

The application is for Late Night Refreshment to enable the provision of hot food and drink above the ambient temperature after 23:00.

3.1 Type of application applied for

New Premises Licence.

3.2 Description of the Premises

Just Pizza Plus is a take away shop situated on Field End Road. The premises offers a take away service of pizzas, snacks and soft drinks. The premises has a waiting area for customers to wait and collect orders. Customers can also utilise home delivery via digital applications.

3.3 Licensable Activity

<u>Activity</u>		<u>Proposed for new licence</u>
Late night refreshment	Off the premises	✓

3.4 Proposed Licensable Activity & Opening Hours

	Late night refreshment
Monday	23:00 - 03:00
Tuesday	23:00 - 03:00
Wednesday	23:00 - 03:00
Thursday	23:00 - 03:00
Friday	23:00 - 03:00
Saturday	23:00 - 03:00
Sunday	23:00 - 03:00

4.0 CONSULTATION

4.1 Closing date for representations

28th October 2020.

6.0 BACKGROUND INFORMATION

6.1 The premises was previously known as Perfect Pizza which did not hold a licence.

6.2 Other relevant licensed premises nearby

Premises	Activities Authorised	Times Authorised
Village Pizza 214 Field End Road, Eastcote, HA5 1RD	Late night refreshment	Late Night Refreshment Sunday to Thursday between 23.00 to 00.30 Friday to Saturday from 23.00 to 02.00
Champers Wine Bar 184 Field End Road	The sale by retail of alcohol The provision of regulated entertainment The provision of late night refreshment	Sale of alcohol Sunday to Thursday between 10.00 hours and 00.00 hours On Fridays and Saturdays between 10.00 hours and 01.30 hours the following day Regulated Entertainment Sunday to Thursday between 10.00 hours and 00.00 hours

		On Fridays and Saturdays between 10.00 hours and 01.30 hours the following day Late Night Refreshment Sunday to Thursday between 23.00 and 00.30 the following day Friday and Saturday between 23.00 and 02.00 the following day
Captain Morgans 210 Field End Road	The sale by retail of alcohol The provision of regulated entertainment	Sale of alcohol Monday to Sunday between 11.00 and 23.00 hours Regulated Entertainment Monday to Sunday between 11.00 and 23.00 hours
Yaprak Restaurant 180 Field End Road	The sale of alcohol by retail Provision of late night refreshment	Sale of alcohol Monday to Saturday between 10.00 and 00.00 hours. Sunday between 12:00 – 23:30

6.3 Map of the area

Appendix 3.

6.4 Visits made by Local Authority Licensing Officers

On Saturday 24th October 2020 a visit was made to the premises. At the time of the visit no customers were present and the area was quiet. Photos was taken of the premises.

Appendix 4

7.0 OFFICER'S OBSERVATIONS

7.1 Observations

The representations received by Ward Councillors are based on a series of complaints received by the council.

Public Nuisance

Cllr Edwards has highlighted the issues raised by residents via the Members' Enquiry system. Residents have been disturbed by noise as a result of the operating practices. Upon investigation by the Anti-Social Behaviour Team the premises have been found to be operating past permitted hours.

Cllr Haggar concurs with Cllr Edwards' concerns over the premises not being able to uphold the public nuisance objective.

Lois King raises the similar concerns over the management of the premises over recent months. Since the application has been out to consultation the premises have operated without causing a nuisance. The applicant has not come forward with reasons for the authority to believe Mr Khan can uphold the licensing objectives.

8.0 **RELEVANT SECTIONS of the S182 GUIDANCE and LICENSING POLICY**

Classification: Public

Licensing Sub Committee – 16 November 2020

8.48 All parties are expected to work together in partnership to ensure that the licensing objectives are promoted collectively. Where there are no disputes, the steps that applicants propose to take to promote the licensing objectives, as set out in the operating schedule, will very often translate directly into conditions that will be attached Revised Guidance issued under section 182 of the Licensing Act 2003 I 57 to premises licences with the minimum of fuss

9.38 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to: Revised Guidance issued under section 182 of the Licensing Act 2003

- the steps that are appropriate to promote the licensing objectives;
- the representations (including supporting information) presented by all the parties;
- this Guidance;
- its own statement of licensing policy.

Relevant Sections of the Hillingdon Licensing Policy

2.5 In respect of all licensing functions and determination of any licensing policy, the Council has a duty to promote the four licensing objectives:

- The prevention of crime and disorder;
- The protection of children from harm;
- The prevention of public nuisance;
- Public safety.

9.1 Licensing Sub Committees will be mindful that licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises. When addressing public nuisance the applicant should identify any particular issues that are likely to affect adversely the promotion of the licensing objective to prevent public nuisance. They should then include in the operating schedule how they will deal with those matters. The concerns mainly relate to noise nuisance from within the premises or from the use of any outside areas, light pollution, smoke and noxious smells. Due regard will be given to the impact these may have and the Licensing Authority will expect operating schedules to satisfactorily address these issues.

9.7 Applications referred to the Licensing Sub-Committee will be determined on the individual merit of each case. The Licensing Sub-Committee have the power to impose specific conditions when considered necessary in respect of the Prevention of Public Nuisance objective

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 licencing objectives and the four objectives are paramount considerations at all times.

3. An application for a new premises licence may be made pursuant to s.16 and s.17 of the Act, and with regard to the Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005/42 and the licensing Act 2003 (Fees) Regulations 2005/79.
4. 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
5. Where relevant representations are made, the Licensing Authority must hold a hearing to determine the application, unless all are agreed that such a hearing is unnecessary s.18(3)(a) Licensing Act 2003.
6. 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.
7. 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 within the vicinity of the premises. All applications will be decided on a case by case basis.
8. 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.
9. 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.
10. 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.
11. The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under s.149 of the Equality Act 2010. In summary s.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 relevant protected characteristics and persons who do not.

12. Section 149(7) of the Equality Act 2010 defines nine relevant protected characteristics examples are; race, sex, age, disability, gender reassignment and religious beliefs.
13. 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. The Sub-Committee is advised that such departures could give rise to an appeal or judicial review.
14. Interested parties, Responsible Authorities and the Applicant have the right to appeal the decision of the Licensing 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
 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 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?

Yes 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

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- 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 the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

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

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="MANPREET"/>
* Family name	<input type="text" value="KAPOOR"/>
* E-mail	<input type="text" value="info@personalllicencecourses.com"/>
Main telephone number	<input type="text" value="02086060558"/>
Other telephone number	<input type="text"/>

Include country code.

 Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
 A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number	<input type="text" value="10291684"/>
Business name	<input type="text" value="PERSONAL LICENCE COURSES UK LTD"/>
VAT number	<input type="text" value="-"/>
Legal status	<input type="text" value="Private Limited Company"/>
Your position in the business	<input type="text" value="EMPLOYEE"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

*Continued from previous page...***Agent Registered Address**

Address registered with Companies House.

Building number or name	145
Street	STATION ROAD
District	
City or town	WEST DRAYTON
County or administrative area	
Postcode	UB7 7ND
Country	United Kingdom

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	JUST PIZZA PLUS
Street	206 FIELD END ROAD
District	
City or town	PINNER
County or administrative area	
Postcode	HA5 1RD
Country	United Kingdom

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**INDIVIDUAL APPLICANT DETAILS****Applicant Name**

Is the name the same as (or similar to) the details given in section one?

- Yes No

First name

SHEAYAR

Family name

KHAN

Is the applicant 18 years of age or older?

- Yes No

Appendix 1

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Continued from previous page...

Appendix 1

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality

Documents that demonstrate entitlement to work in the UK

Add another applicant

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.

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

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

- Yes No

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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

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

Continued from previous page...

See guidance on regulated entertainment

Will you be providing performances of dance?

- Yes No

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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

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Appendix 1

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

Continued from previous page...

SUNDAY

Start End Start End

Will the provision of late night refreshment 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.

NONE

State any seasonal variations

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

NONE

Non-standard timings. Where the premises will be used for the supply of late night refreshments 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.

NONE

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

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)

Continued from previous page...

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.

NONE

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

Appendix 1

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

Continued from previous page...

Appendix 1

SUNDAY

Start 11:00

End 03:00

Start

End

State any seasonal variations

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

NONE

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.

NONE

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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.

Training manual

b) The prevention of crime and disorder

1. The premises will have CCTV and the system will be maintained in good working order and at all times the premise is open, all images should be stored for a minimum of 31 days
2. The CCTV will have playback facility and all staff member will be able to show and provide recent data footage with the minimum delay when requested.
3. Incident book on premises and updated as and when required.

c) Public safety

1. Installation of appropriate safety equipment
2. Fire exit signs displayed
3. To comply with all current, fire and health and safety law
4. Staff to be qualified in Level 2 Award in Food Safety in catering

d) The prevention of public nuisance

Continued from previous page...

1. No stock deliveries shall be taken between 10pm - 7am
2. Waste collection contract will in place with regular pick up of waste.

e) The protection of children from harm

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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 by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

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 **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **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.
- 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 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, 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.

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.

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.vo.a.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

ATTACHMENTS**AUTHORITY POSTAL ADDRESS****Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

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

Continued from previous page...

* Capacity

AGENT.

Date (dd/mm/yyyy)

30/09/2020

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.

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



HILLINGDON

LONDON

Mr Steven Dormer
Licensing Officer

Reference: LAK/20/LA03

Your Reference:

Date: 28th October 2020

Dear Mr Dormer,

**JUST PIZZA PLUS, 206 FIELD END ROAD, EASTCOTE, HA5 1RD
THE LICENSING ACT 2003**

I am writing to you as the Officer duly authorised to make representations on behalf of the Licensing Authority, in regard to the application for a premises licence submitted by Sheayar Khan, for the above premises.

The application seeks a new premises licence for late night refreshment for a fast food takeaway and delivery business with the licensable activity taking place from 23:00 until 03.00 hours Monday to Sunday. Closing time will be 03.00 hours respectively on those days.

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

**The prevention of crime and disorder
The prevention of public nuisance**

Prevention of Crime and Disorder

The Licensing Authority is concerned about the ability of the applicant to uphold this objective due to the following examples of breaches of legislation.

On 18th August 2020, the Licensing Department received a Members Enquiry in relation to the above premises which contained allegations that the business was operating into the early hours of the morning, sometimes until 4am, seven days a week.

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T.01895 277232

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www.hillingdon.gov.uk

London Borough of Hillingdon,
35/08, Civic Centre, High Street, Uxbridge, UB8 1UW

The provision of late night refreshment, which is the supply of hot food and drink between the hours of 11pm and 5am, requires a premises licence under the Licensing Act 2003. No such licence was in place at the premises at this time.

The requirement for a premises licence in order to offer late night refreshment was communicated by officers to the business by telephone on 18th and 19th August 2020. However, officers from the Council's Anti-Social Behaviour Team visited the premises on 5th and 6th September 2020 and confirmed that the premises still continued to operate after 23:00 hours without the appropriate licence (see attached).

An email was sent to the applicant on 7th September 2020 (see attached) informing them that they needed to refrain from carrying out unlicensed activities immediately. A further warning letter was sent to the applicant on 14th September 2020 (see attached). On 15th September 2020 verbal assurances were received from the applicant's representative that the business would not operate after 23:00 hours without the correct authorisation.

Unfortunately, the applicant's history of non-compliance continued when on Saturday 26th September 2020, my colleague and I observed the business operating past the 22:00 curfew imposed on hospitality businesses by The Health Protection (Coronavirus, Restrictions) (No 2) (England) Regulations 2020. A warning letter was subsequently sent to the applicant on 28th September 2020 (see attached). Further visits were made to the premises on 16th and 24th October 2020 to check compliance with the curfew and it was noted on both occasions that the premises were closed to the public at 22:00 hours.

These incidents are disappointing and do not instil confidence in the ability of the applicant to operate his premises in a responsible manner. It should be noted that breaches of the Licensing Act 2003 and The Health Protection (Coronavirus, Restrictions) (No 2) (England) Regulations 2020 are offences under this legislation.

The Prevention of Public Nuisance

The premises is situated within a parade of shops which have residential properties above, there are residential properties above the shops in the parade opposite and there are residential premises around the corner in Elm Avenue (adjacent to the rear of the premises). Therefore, it is surprising to find that the operating schedule does not contain a more robust nuisance prevention plan, given the proposed licensable activity and hours of operation.

In addition, the Licensing Authority is aware of a Members Enquiry in relation to this premises which contains allegations of anti-social behaviour in the early hours of the morning namely; noise from delivery mopeds, noise from customers coming and going, noise from customer vehicles and noise from car engines left running. At the time of the September visits, the Council's Anti-Social Behaviour Team were unable to substantiate the allegations. However, concerns still remain as to how the applicant will uphold this objective given the lack of a nuisance prevention plan.

The Licensing Authority is also concerned that the proposed hours for the licensable activity to take place would further undermine the public nuisance licensing objective due to creating a noise nuisance to residents in neighbouring properties.

The applicant may wish to discuss this representation and in which case I will keep you fully updated.

The Licensing Authority representative intends to be present at the hearing to verbally deliver their representation and also to answer any queries from the Licensing Sub-Committee.

Yours faithfully

Lois King
Principal Licensing Officer
Licensing Authority Representative

Lois King

From: Craig Lloyd <clloyd@hillington.gov.uk>
Sent: 07 September 2020 00:46
To: licensing .
Subject: Just Pizza, 206 Field End Road

Hi

We received a report of the above premises being open outside of their agreed hours of business, as a result of this report we have carried out site visits during the evening to witness any activity from the premises, please see a breakdown of what officers witnessed.

5/9/20 at 00:39 hours, a sign in the window stated that the premises were closed despite the door being open. At 00:40 we witnessed a male pull up in a car, he entered the premises and walked away with four pizzas, he placed these in an insulated box in the boot of his car the male appeared to be a delivery driver, possibly uber.

6/9/20 at 01:01 hours, door open, sign in window stating that they were open. A white male wearing a black top with a red and black hat left the premises with a pizza box. At 01:10 an asian male with short black hair entered the shop and left with three pizza boxes, he placed them in his car and left the location.

6/9/200 at 23:45, door open and sign in the window stating that the shop was open, we witnessed a male enter the shop and leave with a pizza, he placed this in an insulated box in the boot of his car, possible uber delivery driver.

It would appear that the owners of these premises are pushing their luck as they do not have the required permission to trade during these hours. Is there any action available to you?

Regards

--

Craig Lloyd
London Borough of Hillingdon
Residents Services
ASB & Environment Team
Civic Centre
Uxbridge
Middlesex
UB8 1UW

Lois King

From: Steven Dormer <sdormer@hillingdon.gov.uk>
Sent: 07 September 2020 14:25
To: sheayar786@yahoo.com
Cc: Lois King; Ross Forsyth
Subject: Just Pizza, 206 Field End Road, Eastcote

Dear Sir,

It has come to the attention of the council that your business is operating past permitted hours. In order to serve hot food and drink above ambient temperature after 23:00 a premises licence is required.

I am aware you know this as you have tried to apply for one. Before any serious legal action is taken please refrain from carrying out unlicensed activities immediately.

I understand you have been speaking to Lois King and Ross Forsyth on this matter. Please look at the last correspondence sent by those officers. Follow the instructions set out in the correspondence.

Please be aware enforcement officers are in receipt of complaints and this will be taken into account when your application is submitted.

You may wish to seek legal advice on the above matter.

*Steven Dormer - Licensing Officer
Licensing Services
London Borough of Hillingdon
Civic Centre
High Street
Uxbridge, UB8 1UW
01895 277409*



HILLINGDON

LONDON

Mr Sheayar Khan
Just Pizza Plus
206 Field End Road
Eastcote
HA5 1RD

Our Ref: MAU 026448

Your Ref:

Date: 14th September 2020

Dear Sir,

**JUST PIZZA PLUS, 206 FIELD END ROAD, EASTCOTE, HA5 1RD
THE LICENSING ACT 2003**

The council, as licensing authority, has recently been informed that you may have allowed the above premises to provide licensable activities without the necessary authorisation under the Licensing Act 2003. I refer to the provision of Late Night Refreshment.

You are aware that your application for a Premises Licence for Late Night Refreshment was returned as incomplete as you had not provided Sect 18 details as to how you would promote the 4 main Licensing Objectives.

During a conversation regarding your application, you advised me that you would employ the services of a solicitor or agent to make the application on your behalf. To date the Licensing Department have not received a revised application for the above named premises.

Until such a time that you have been issued with a premises licence for Late Night Refreshment, to permit you to trade between the hours of 23:00 and 05:00, you must not continue to offer hot food or drinks between these times.

The Licensing Service have been made aware that you have continued to trade after 23:00 on a number of occasions recently, which has been witnessed by other Local Authority Officers. I must also inform you that these occasions were also subject to noise

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complaints which are being investigated seperately by the Councils Anti Social Behaviour Team.

You are advised that knowingly allowing licensable activities to take place without the necessary authorisations is an offence under S136 of the Licensing Act 2003 and carries a maximum sentence of 6 months in prison and/or £20,000 fine. It is important therefore that you comply fully with the requirements of the Licensing Act 2003.

Please be advised that the licensing service will not carry out a investigation into your premises opening after 23:00hrs and should you be found to be trading after this hour, a file will be passed to the Authority's legal practice recommending that a prosecution be commenced.

You should contact me immediately on the number provided if you have any comments on this letter.

Yours sincerely,

Ross Forsyth

Licensing Services Officer



HILLINGDON

LONDON

Mr. S. Khan
Just Pizza Plus
206 Field End Road
Eastcote
HA5 1RD

29 September 2020

Dear Mr Khan

RE:- COMPLIANCE WITH COVID BUSINESS REGULATIONS;

- **THE HEALTH PROTECTION (CORONAVIRUS, COLLECTION OF CONTACT DETAILS ETC AND RELATED REQUIREMENTS) REGULATIONS 2020**
- **THE HEALTH PROTECTION (CORONAVIRUS RESTRICTIONS) (OBLIGATIONS OF HOSPITALITY UNDERTAKINGS) (ENGLAND) REGULATIONS 2020**
- **THE HEALTH PROTECTION (CORONAVIRUS, RESTRICTIONS) (NO. 2) (ENGLAND) REGULATIONS 2020**
- **THE HEALTH PROTECTION (CORONAVIRUS RESTRICTIONS) (ENGLAND) (NO.3) REGULATIONS 2020**

You will be aware that the Councils Regulatory Officers have been carrying out regular visits and interventions to business premises since the start of the lifting of the lockdown restrictions.

Ultimately, any second wave of Covid-19 will affect all businesses severely, and restrict livelihoods for a longer period than it already has.

The law for your industry now requires all businesses to comply with the Coronavirus Regulations and it is our best chance of preventing a local lockdown in this area, as is happening right now in other parts of the UK.

On a visit carried out by Officers on the evening of Saturday 26th September 2020, the following breach of the above regulations was found at your premises;

- 1) The premises were found to be operating past the 22.00 curfew. At 22:16 Officers observed 5 members of the public standing at the servery counter inside your premises. After 22:00 takeaways can only sell food or drink for consumption off the premises by making deliveries in response to orders received through a website or

Residents Services

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jean.palmer@hillington.gov.uk

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other online communication, by telephone including orders by text message or by post, or to a purchaser who collects the food or drink in a vehicle and to whom the food or drink is passed without the purchaser or any other person leaving the vehicle.

You are advised that this breach is subject to enforcement by way of a £1,000 Fixed Penalty Notice.

On this occasion, I am prepared to serve you with this letter as a warning and would urge you to rectify this breach immediately or you will be fined if these breaches have not been rectified.

Our enforcement officers will be visiting your business again by Saturday 3rd October to ensure these measures have been implemented.

Yours sincerely

Jean Palmer OBE
Deputy Chief Executive, Corporate Director
Residents Services

Representation from Cllr Edwards

Dear Stephen

I object to this application on the grounds of prevention of public nuisance proven to occur when the business trades until 0300hrs. I have been copied into 7 emails dated 12th July, 27th July, 12th August, 27th August, 4th September, 10th September and 16th September, from a resident reporting nuisance and disturbed sleep as a consequence of Just Pizza operating up to 0300hrs (but without a license). These emails contain numerous incidents of noise and disturbance during the night. This was reported to the Council, investigated by ASBET and the business warned to close by the Licensing Department.

As 206A Field End Road has residential property immediately above and also behind it, the premise is not suitable for operating during night hours (11pm -7am). The license should be refused on the grounds of proven public nuisance.

Regards

Ian

Representation from Cllr Haggar

Dear Steve,

Thank you for the information on Just Pizza.

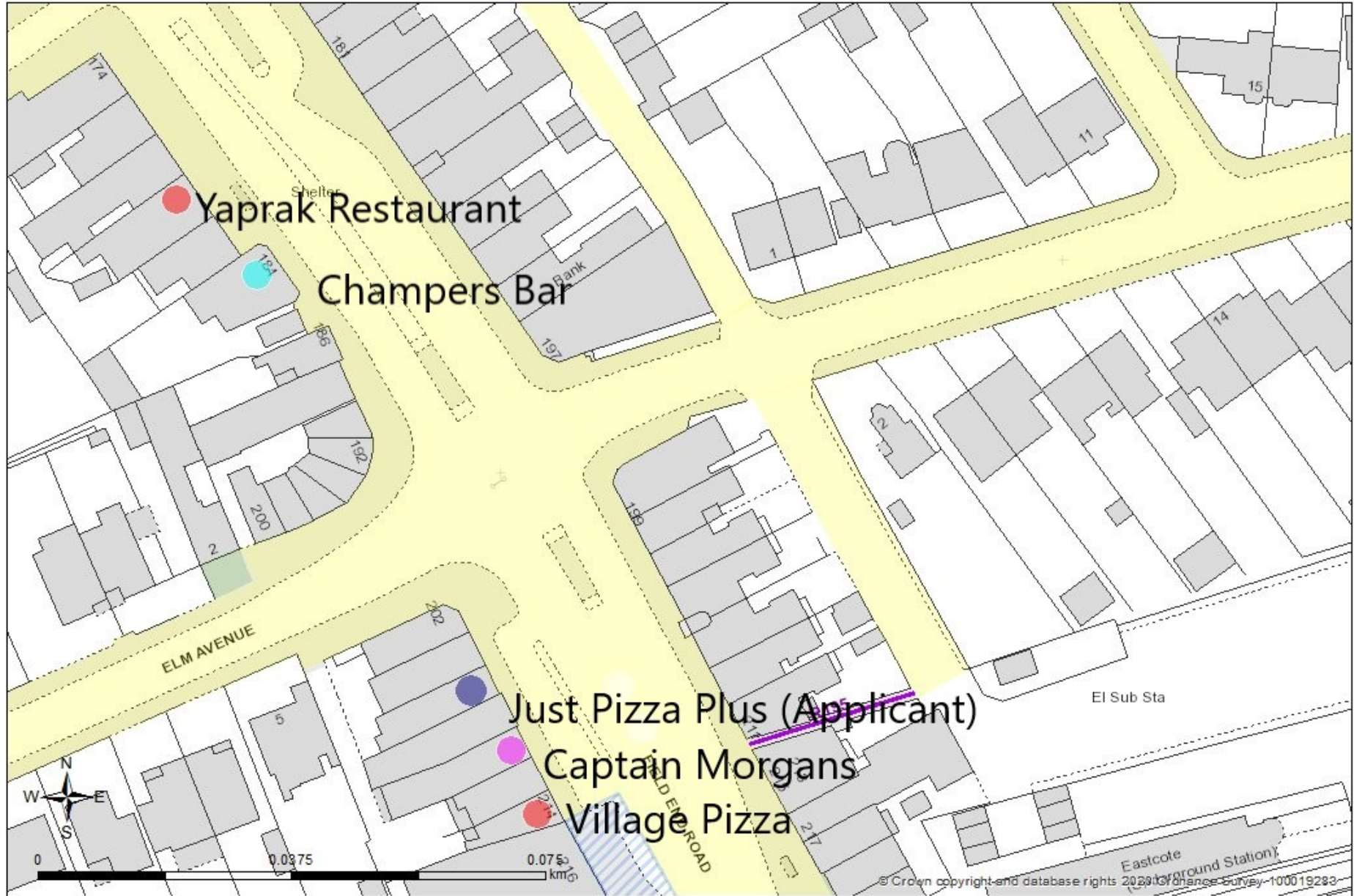
Thank you Ian for picking this up. I also can confirm that I too object on the grounds of public nuisance.

Cllr Becky Haggar

Carers Champion

Eastcote & East Ruislip Ward Councillor

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