



# HILLINGDON

LONDON

Mr Steven Dormer  
Licensing Officer  
The Licensing Service  
London Borough of Hillingdon  
Civic Centre  
High Street  
Uxbridge  
UB8 1UW

Date: 20<sup>th</sup> October 2021

Dear Mr. Dormer

**LICENSING ACT 2003**  
**PINK HOSPITALITY LTD, (TOKYO FIZZ), 109 HIGH STREET, RUISLIP HA4 8JN**

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 Pink Hospitality Limited.

The application proposes for the sale of alcohol from 14:00 hours to 00:00 Monday to Sunday.

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**
- Public Safety**
- The protection from children from harm**

Firstly, at Section 5 of their application, the applicant describes the premises as a “Sushi & Champagne bar”. Looking at their full operating schedule and the plans, it is unclear whether the premises will be a restaurant or predominantly a vertical drinking premises. The plans make reference to “Fixed Seating” and “Customer Dining”. Therefore, the Licensing Authority would expect restaurant conditions to be placed on the operating schedule if indeed the premises will be more food led. We would suggest the following conditions to be attached to the licence for these type of premises:

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.

We note that the applicant has not applied for late night refreshment.

It may be that the applicant proposes for the premises to change in operation later in the evening so as to become a more vertical drinking premises. If this is the case we would have the following points to raise.

**The prevention of crime and disorder**

In their operating schedule, Section 18(b), of their application, the applicant makes reference to having "CCTV in place". However, we feel that this does not go far enough in promoting this licensing objective and would advise that appropriate wording for CCTV conditions to be attached to the premises licence. In addition, we would also expect a good operator operating as a bar restaurant 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**

It should be noted that the applicant has not applied for the provision of live music, recorded music or the performance of dance. However, their operating schedule makes reference to "entertainment" and indeed Section 18(c) gives us examples of measures they will take to control noise nuisance. If entertainment is proposed during licensable hours and outside the Live Music Act exemptions, we would ask for the following conditions to be considered so residents are not adversely affected.

6. A noise limiter must be fitted to the musical amplification system so as to ensure that no noise nuisance is caused to local residents or businesses.
7. 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.
8. A written dispersal policy shall be kept at the premises and the licence holder shall ensure that all staff members are trained and briefed in implementing this policy.

**Public Safety**

In Section 18(b) the applicant states, "Sufficient number of door supervisors (if required)". However, we feel that specific times as to when SIA staff shall start and finish should be clarified. For example, an appropriate condition may read,

9. A minimum of 2 SIA licensed door supervisors shall be on duty at the premises on Friday and Saturday from ..... hours and .....hours

In addition, consideration should also be given to escape routes for customers and staff, such as:

10. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.

### **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, we would expect a responsible operator of a bar type premises to have additional safe guards to their measures stated in Section18(e) and we would suggest the following condition:

11. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

### **Recent History**

The Council has had to engage with Management at the premises in relation to certain compliance issues. Firstly, on 10<sup>th</sup> September 2021 Licensing Officers visited the premises and found the premises serving alcohol without the authorisation of the premises licence being in place. As a result, on 14<sup>th</sup> September 2021 a meeting was held with Licensing, Police Licensing, Mr. Myles Golding and his business partner to discuss concerns regarding unlicensed activity. Management responded by stating that they would operate 'Bring Your Own', cover up/remove the alcohol on site and submit Temporary Event Notices where they intended to sell alcohol.

In addition, the premises received a Fixed Penalty Notice on 29<sup>th</sup> September 2021 from the Council's Environmental Enforcement Team for wilful obstruction of the Highway contrary to the Highways Act 1980. This FPN concerned an Advertising rickshaw that had been placed on the public highway outside the premises. Mr. Myles Golding had previously been warned by Officers before the issuing of this FPN.

These incidents raise some concerns for us in relation to the confidence we have in Management upholding the licensing objectives in the future if a premises licence were to be granted. Mr. Golding is the proposed named DPS for this application and the Director of Pink Hospitality Limited.

I am happy to attend a hearing, if required, to verbally deliver my representation and also to answer any queries from the Licensing Sub-Committee.

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

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