

Appendix 1



I want to apply for a	Premises licence
Are you an agent?	Yes - I am an agent
Agont Dotails	
Agent Details	
First name	OISIN
Last name	Daly
Name of business	ABSOLUTE LICENCE SOLUTIONS LTD
Name and address	
Email address	
Telephone number	
Does the premises have a name?	Yes
What is the name of the premises?	SHREEJI LOCAL
What is the address or location?	167 Malden Road
	NW5 4HT
	London
What is the type of premises?	Newsagents
Describe the area it is situated in	mixed use commercial
Describe the layout of the premises	Ground floor shop in small parade
Copy of the premises plans	LA2003PLANSSHREEJILOCAL.pdf



Tell us about the premises business hours

Day	Start time	End time
Monday	07:00	23:00
Tuesday	07:00	23:00
Wednesday	07:00	23:00
Thursday	07:00	23:00
Friday	07:00	23:00
Saturday	07:00	23:00
Sunday	07:00	22:30

Are there any seasonal variations for the premises opening times?	No
Is the premises open to the public at times other than those listed?	No
Is the premises an open space?	No
Is the premises currently under construction?	No
What is the non-domestic rateable value (NDRV) of the premises?	10250
How many people are expected to attend the premises at any one time?	Less than 5000 people
Will the premises be exclusively or primarily used to sell alcohol?	No
How are you applying for a premises licence?	As a limited company



Business details

What is the company registration number

Name of business

Name and address

Email address

Telephone number

How long do you want your premises licence for?

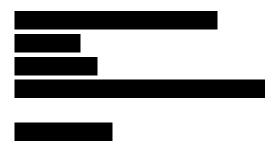
When do you want your licence to start?

Activity you wish to licence

Alcohol supply

Day	Start time	End time
Monday	07:00	23:00
Tuesday	07:00	23:00
Wednesday	07:00	23:00
Thursday	07:00	23:00
Friday	07:00	23:00
Saturday	07:00	23:00
Sunday	07:00	22:30

SHREEJI LOCAL LTD



As soon as possible

Permanently

j. Supply of alcohol



Where will the supplied alcohol be consumed?	Off the premises
Are there any seasonal variations for the activity?	No
Will the activity take place at times other than those listed?	No
DPS details	
Does your designated premises supervisor (DPS) currently hold a personal licence?	Yes
Was their personal licence issued by Camden?	No
Personal licence number	
Issuing local authority	
First name	KENABEN
Last name	ACHARYA
Address	
Signed Copy of the Designated Premises Supervisor (DPS) consent form	 DPSCONSENTACHARYA-FINALSIGNED. pdf
Will there be any activities associated with the premises which may give rise to concern in respect of children?	No

The prevention of crime and disorder

Alcohol shall be stored in areas in



Appendix 2

accordance with the floor plan. All staff responsible for selling alcohol shall receive regular training in the Licensing Act 2003 in terms of the licensing objectives, offences committed under the Act and conditions of the Premises Licence. Written records of staff training in the Licensing Act 2003 shall be retained and made available to police and authorised officers of the Licensing Authority on request. Staff shall receive refresher training in the Licensing Act 2003 at intervals of no more than 6 months. Signed and dated records shall be kept of all staff training and such records kept available for inspection at the premises for a period of at least one calendar year from the last date of entry There shall be CCTV in operation at the premises and a) a member of staff who has been nominated in writing and who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. b) if the premises are not open, and subject to the tests set out by virtue of the Data Protection Act, within 24 hours of a request for access to the CCTV system from either the police or licensing authority, this staff member must be able to show a Police, HMRC or authorised council officer recent data or footage with the absolute minimum of delay when requested. c) CCTV shall record continuously and be retained for not less than 31 days.

A daily incident log shall be kept at the premises for a period of at least 12 months from the date of last entry, which will record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any

Public safety



Appendix 2

The prevention of public nuisance

The prevention of children from harm

complaints received (d) any incidents of disorder (e) any faults in the CCTV repaired within 24hrs (f) any refusal of the sale of alcohol (g) any visit by a relevant authority or emergency service. (h) any lost property found or handed to staff at the premises. (i) any other relevant incidents to be recorded. The premises licence holder shall not sell super strength beer, lager or cider with an alcohol content above 5.5% ABV or greater. This restriction shall not apply in respect of specialist branded premium priced products, for example Craft ales, local or micro-brewery specialist products, boxed gifts or national celebratory/commemorative beer, lager or cider with alcohol content of 5.5% ABV or greater. Alcohol shall not be sold in an open container, be opened in the premises, or be consumed in the premises. All alcohol in the public parts of the premises shall be kept in display units. No alcohol is to be kept under the counter. A "Challenge 25" age verification policy shall be operated at the Premises during the permitted hours for the sale of alcohol and staff shall be trained in respect of the policy. Staff shall ask for proof of age from anyone they suspect of being less than 25 years of age. The only acceptable forms of identification shall be a photo style driving licence, a passport, a photo identification card bearing the PASS logo in a hologram format, military ID or recognised national photographic identity cards from member countries of the European Union. Posters shall be displayed in prominent positions around the premises advising customers of the Challenge 25 policy in force at the premises.



About this form

Issued by	Camden Town Hall
	Judd Street
	London
	WC1H 9JE
Contact phone	020 7974 4444

Form reference

Ref. no. 123165

Data protection

-----Original Message-----From: Work Sent: Wednesday, September 4, 2024 4:53 PM To: licensing inbox <<u>licensing@camden.gov.uk</u>> Subject: APP\PREMISE-NEW\123165

[You don't often get email from https://aka.ms/LearnAboutSenderIdentification]

k. Learn why this is important at

[EXTERNAL EMAIL] Beware – This email originated outside Camden Council and may be malicious Please take extra care with any links, attachments, requests to take action or for you to verify your password etc.

Hello,

I am emailing regarding the premise licence request stated above.

I would like to object to this, I have my business - Court Service Station for many years and it has been an area which has recently increased in theft, drug activities and nuisance. The addition of an off licence will only add to this. We are happy with Malden Wines and The Gipsy Queen as designated and responsible businesses for the purchase of alcohol and there is also the Queens Crescent market where the community can by alcohol.

Thanks,

Sent from my iPhone

Representation	
Premises name	SHREEJI LOCAL
Application reference number	APP\PREMISE-NEW\123165
Last date for representation	25/09/2024

Making a representation asAs an individualYour detailsFirst nameLast nameTelephone number (optional)Email addressAddressRemain anonymousGrounds of representation

- ensuring public safety
- prevention of public nuisance
- protection of children from harm

It is a very quiet residential area which has recently be terrorised by thefts cycles and homes drug dealing blatantly and house break ins . We have enough access to off licences with the very responsible owners of Malden wine and their closing times at 10pm . We have almshouses which need protecting in the evenings . We have two local pubs gipsy queen and Southampton

Details of representation

arms . Plus pubs and off licences in Queens crescent it is more than enough for the local direct vicinity

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Making a representation asAs an individualYour detailsImage: Second s

- ensuring public safety
- prevention of public nuisance

Hi, I object to this licence because we have responsible off licence - Malden Wines in the area and queen's crescent also has off licence. There has been an increase in robberies, dryg activities and public nuisance in the last few months and the introduction of a new off-licence is not necessary, this shop has historical been a newsagent and it should remain this way. Since the introduction of new owners in this

Details of representation

newsagent the owners have not been as present and allowing them to sell alcohol could cause many issues, as the shop owners would not be there at all times. I therefore object to this licence.

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Grounds of representation

Details of representation

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance

Hello, We currently have enough off licences around the area and we also have the gipsy queen pub. Given the inceease in drug activities, theft and general nuisance being caused in the area the introduction of a new offlicence with long hours of opening such as 7am to 11pm is too long and is not necessary. We arw happy with the current off licence and pub and would not like another off licence.

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Grounds of representation

Details of representation

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance

Hi, I would like to object to this licence as we currently have an off-licence within a 5minutes walking distance and The Gipsy Queen pub, both of which are understanding of the neighbourhood needs and wants, and serve alcohol responsibly to customers. Although both of these establishments are very careful and take all caution, there has been an increase in nuisance and the introduction of another offlicence will simply add to this. We are

happy with the number of alcohol shops and pubs in the area and wish not to extend this.

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Making a representation as

- Your details
- First name
- Last name
- **Telephone number (optional)**
- **Email address**
- Address
- **Remain anonymous**
- Grounds of representation

Details of representation

As an individual

No

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance

Hi, I would like to object to this licence as we currently have an off-licence within a 5minutes walking distance and The Gipsy Queen pub, both of which are understanding of the neighbourhood needs and wants, and serve alcohol responsibly to customers. Although both of these establishments are very careful and take all caution, there has been an increase in nuisance and the introduction of another off-

licence will simply add to this. We are happy with the number of alcohol shops and pubs in the area and wish not to extend this.

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Grounds of representation

Details of representation

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance

Hi, We currently have an off-licence and pub in the region which is suffice, and an addition of shops in the Queens crescent. Given the increase in theft, drugs and nuisance in the area - we would not like an introduction of another off-licence with long hours of serving alcohol, 7am to 11pm. Thanks

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- **Telephone number (optional)**
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- Address
- **Remain anonymous**
- **Grounds of representation**

Details of representation

As an individual



No

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance

There is currently a High rate of drug and theft activity around the area and the introduction of a new off licence will add to this For years and years we have had the tipsy queen pub and Malden wines for alcohol purchase and they are great for the community and responsible. We do not need any other shops selling alcohol especially with how high drug and theft activity is.

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Making a representation asAs an individualYour detailsImage: Constraint of the second of t

- ensuring public safety
- prevention of public nuisance

Hello There is currently high level of theft and nuisance in the area and the introduction of another off-licence is not needed. We have enough off licences and pubs in the area. Please reject this for the sake of our community

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Grounds of representation

Details of representation

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance

Hello, I currently work as a mechanic at Service Court Station, and I would like to object to this licence as there has been a massive increase in drug and theft activities which I have witnessed first hand. The introduction of a new off-licence with longer hours is simply outrages in this area, as we already have shops in Queens Crescent, Malden Wines and The Gipsy Queen all serving alcohol to members of the public in a responsible manner - yet there are new

and new issues with drugs and theft arising. I object to this licence and do not see how this would benefit the community.

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- Email address
- Address
- **Remain anonymous**
- Grounds of representation
- **Details of representation**

As an individual

• prevention of crime and disorder

Hi, I would like to object to this licence as we currently have an off-licence within a 5minutes walking distance and The Gipsy Queen pub, both of which are understanding of the neighbourhood needs and wants, and serve alcohol responsibly to customers. Although both of these establishments are very careful and take all caution, there has been an increase in nuisance, drugs and theft activity. And the introduction of another off-licence will Appen Contact Camden Representation for application reference no. APP\PREMISE-NEW\123165

> simply add to this. We are happy with the number of alcohol shops and pubs in the area and wish not to extend this.

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Grounds of representation

Details of representation

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance

I object to this application on the following grounds. We already have a shop that sells alcohol and a pub in the short parade of shops and businesses at the top of Malden Road. Both the shop and the pub sell alcohol very responsibly and have done so for many years, however, anti-social behaviour in the area has still gone up. The more premises that are allowed to sell alcohol in such a tiny geographical area, the more likely that undesirable behaviour will

increase further. This therefore links directly to the other two concerns, of ensuring public safety and prevention of public nuisance. We already have an issue with drug dealing and drug taking in this location and adding more places to procure alcohol is likely to increase this. Furthermore, neither the shop, Malden Wines, nor the pub, The Gipsy Queen, are open early in the morning, thus reducing the number of hours that alcohol is available, which is a protection to local residents and passersby. Local residents are happy with the number of alcohol-licensed premises in the area and we do not wish to see any more.

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Making a representation as As an individual Your details First name Last name **Telephone number (optional) Email address** Address No **Remain anonymous**

Grounds of representation

Details of representation

prevention of crime and disorder

We don't need another off-licence in the area for it to expand the crime rate and anti social behaviour of people buying alcohol

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Making a representation as	As an individual
Your details	
First name	
Last name	
Telephone number (optional)	
Email address	
Address	
Remain anonymous	No
Grounds of representation	 prevention of crime and disorder

Details of representation

Preventing public nuisance and antisocial behaviour

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- ensuring public safety
- prevention of public nuisance
- protection of children from harm

Hi, I would like to object to this licence as we currently have an off-licence within a 5minutes walking distance and The Gipsy Queen pub, both of which are understanding of the neighbourhood needs and wants, and serve alcohol responsibly to customers. Although both of these establishments are very careful and take all

Details of representation

caution, there has been an increase in nuisance and the introduction of another offlicence will simply add to this. We are happy with the number of alcohol shops and pubs in the area and wish not to extend this.

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- ensuring public safety
- prevention of public nuisance
- protection of children from harm

There is increasing unsocial behaviour and drug dealing in our streets happening on Grafton Terrace, Malden Road, quadrant Grove and Malden place already and with more shops selling alcohol more people will get attracted to our area and it'll become even more unsettling. We feel unsafe and stressed out in our neighbourhood due to theft and criminal incidents.

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Making a representation as As an individual Your details First name Last name **Telephone number (optional) Email address** Address **Remain anonymous** No **Grounds of representation** ensuring public safety

Lots of petty crime about, worsened by drugs and alcohol, risk to children as questionable checks of age for underage clients

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- prevention of public nuisance
- protection of children from harm

Sale of alcohol throughout the day likely to lead to public nuisance near a school. There is already an off licence nearby so no need for additional sale of alcohol

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ensuring public safety

- prevention of public nuisance
- protection of children from harm

We don't need another off license close to an existing one and opposite a pub. It is totally unnecessary and given we already have problems with alcohol/drugs and crime, this is completely not what we need. There's a school not far too.

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- Your details
- First name
- Last name
- **Telephone number (optional)**
- Email address
- Address

Yes

As an individual

Remain anonymous

Detail the exceptional circumstances

Hello, I object to this licence request because we already have Malden Wines and The Gipsy Queen - we do not want any more Off licences in the area. We have a high rate of drug and robbery issues, and the introduction of another establishment which provides alcohol will add to this issue. Malden wines and The Gipsy Queen have been the designated area for alcohol purchase and they both understand whom to serve and not to serve, something we value as a neighbourhood and this is more the suffice for us. In addition, having an establishment open serving alcohol until 11pm and 10:30pm on Sunday is not very ideal - especially when we as locals would be looking to get some sleep. I'm the area

on The Gipsy Queen is open until late due to it being a pub and that is enough for the community.

• prevention of crime and disorder

- ensuring public safety
- prevention of public nuisance

Hello, I object to this licence request because we already have Malden Wines and The Gipsy Queen - we do not want any more Off licences in the area. We have a high rate of drug and robbery issues, and the introduction of another establishment which provides alcohol will add to this issue. Malden wines and The Gipsy Queen have been the designated area for alcohol purchase and they both understand whom to serve and not to serve, something we value as a neighbourhood and this is more the suffice for us. In addition, having an establishment open serving alcohol until 11pm and 10:30pm on Sunday is not very ideal - especially when we as locals would be looking to get some sleep. I'm the area on The Gipsy Queen is open until late due to it being a pub and that is enough for the community.

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Grounds of representation

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Your details

First name

Last name

Telephone number (optional)

Email address

Address

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As an individual

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Detail the exceptional circumstances

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Grounds of representation

prevention of public nuisance

Details of representation

Hi, I would like to object to this licence as we currently have an off-licence within a 5minutes walking distance and The Gipsy Queen pub, both of which are understanding of the neighbourhood needs and wants, and serve alcohol responsibly to customers. Although both of these establishments are very careful and take all caution, there has been an increase in nuisance and the introduction of another offlicence will simply add to this. We are happy with the number of alcohol shops and pubs in the area and wish not to extend this. Thanks

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Remain anonymous

Detail the exceptional circumstances

Grounds of representation

Details of representation



As an individual

Yes

I do not wish to be identified due to severe anxiety issues (medical).

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance
- protection of children from harm

More off licences seem unnecessary, there are plenty on Queens Crescent nearby. The current off licence is well managed by long standing owners. There is also a pub across the road and another one opening soon just behind it on Grafton Terrace.

More street drinking could add to the already increasing Anti Social Behaviour in the area and could be unpleasant. I would think that keeping the shop as a newsagents is better for the area please.

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- Detail the exceptional circumstances

Grounds of representation

Details of representation

As an individual

Yes

I object to another alcohol license in this area. We have 3 pubs, one off licence and QC selling alcohol. It's too much for one neighbour.

- prevention of crime and disorder
- ensuring public safety
- prevention of public nuisance

I object to another alcohol license in this area. We have 3 pubs, one off licence and QC selling alcohol. It's too much for one neighbourhood.

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Contact phone

020 7974 4444

Data protection



Claire Mulligan-Ward Commissioning Officer Camden Health and Wellbeing Department/Public Health



24 September 2024

Representation from Camden Health and Wellbeing Department/Public Health Department on behalf of health bodies providing health services in Camden.

SHREEJI LOCAL, 167 Malden Road, London, NW5 4HT

This representation is made on behalf of Camden Health and Wellbeing Department/Public Health as a responsible authority.

It relates to the application for a license of;

SHREEJI LOCAL, 167 Malden Road, London, NW5 4H, with a request to sell alcohol between the hours of Monday to Saturday 07.00-23.00 and Sunday 07.00-22.30, outside of framework hours.

The grounds for the representation are:

- public safety,
- the prevention of crime and disorder, and
- the prevention of public nuisance.

We are concerned that if this application for extended hours is granted, it will increase the availability of alcohol for consumption and the number of people drinking. This could lead to an increase in public nuisance, crime and disorder, hospital admissions and callouts and impact adversely on the health of those buying and consuming the alcohol as well as the health of others who encounter them.

Alcohol harms

The harms caused by alcohol in the UK are substantial. Recent figures show that alcohol costs the NHS £3.5bn a year, and alcohol related crime costs the country £11.4bn annually. In 2020, 7423 deaths were directly attributable to alcohol in England and Wales¹.

Evidence shows that changes in hours or days of trading can have a significant impact on volume of alcohol consumed and rates of alcohol related problems².

¹ https://www.bmj.com/content/375/bmj.n2678

² Popova S et al Hour and days of sale and density of alcohol outlets: Impacts on alcohol consumption and dame: A systemic review. Alcohol and Alcoholism 2009, 44(5) 500 – 516. Available at: https://academic.oup.com/alcalc/article/44/5/500/182556?login=true

Hospital Admissions

Alcohol-specific admissions refer to the number of residents admitted to a hospital because of a condition that was attributable to alcohol. Alcohol-specific admissions do not include those seen in Accident and Emergency but are then sent home (i.e., those who are seen but not admitted).

There were 150 hospital specific (alcohol related) admissions in the Haverstock Ward (where Shreeji Local is situated) due to alcohol in 2021/22, which is higher than the Camden average of 100 in the same period.

Alcohol Data

The impact of alcohol is particularly great in Camden³.

Camden is the London borough with the fifth highest number of deaths due to chronic liver disease (2022/23).

Camden is the second highest London borough for hospital admissions due to alcohol related unintentional injuries (2022/23).

Camden is the thirteenth (13) highest London borough for hospital admissions due to alcohol related conditions (2022/23).

Camden is the eighth highest London borough for hospital admissions for alcohol liver disease (2022/23).

Summary

There is evidence that increased availability of alcohol in terms of the time in which alcohol is available (hours of sale) results in an increase in alcohol-related harm and increases the impact on a number of frontline services and the community as a whole.

Recommendation

Camden Health and Wellbeing Department/Public Health Department recommends that the extended licensed hours of sale to supply alcohol from this premise is not granted.

³ Local Alcohol Profiles for England (LAPE) - GOV.UK (www.gov.uk)

Hello

Based on this, if there is no other representation still in play and the premises is not in a CIA area, I am happy to withdraw my representation.

Many thanks.

Esther Jones heads

Licensing Team Leader
From: O Daly Sent: Monday, September 23, 2024 2:18 PM
To: Steven Dormer Subject: Re: RE: 123165 - Shreeji Local
[EXTERNAL EMAIL] Beware – This email originated outside Camden Council and may be malicious Please take extra care with any links, attachments, requests to take action or for you to verify your password etc.
Hi,
Sorry, to clarify our end -
The applicant fully accepts the conditions and reduced hours contained within the local authority representation
Kind Regards,
Oisin Daty
Director
Tel:
Absolute Licence Solutions Ltd
Co. No. 12211951
This email, including any attachments, is confidential and may be legally privileged or otherwise protected from disclosure. It is intended solely for the person to whom it is addressed. Access and/or use by others is unauthorised and may be unlawful. If you receive this message in error please notify the sender and delete/destroy all copies of the message and any attachments immediately. Do not copy or otherwise disclose the contents to any other person.
On Mon, Sept 23, 2024, 01:28 pm Steven Dormer < k> wrote:

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Yes the Licensing Authority rep can be agreed.

Steven Dormer Licensing Officer From: O Daly Sent: Monday, September 23, 2024 1:25 PM To: Steven Dormer <<u>Steven.Dormer@camden.gov.uk</u>>

Subject: Re: 123165 - Shreeji Local

[EXTERNAL EMAIL] Beware ??? This email originated outside Camden Council and may be malicious Please take extra care with any links, attachments, requests to take action or for you to verify your password etc.

Hi Steven,

Just for the records, the licensing authority rep can be agreed.

Kind Regards,

Oisin Daly

Director

From: licensing inbox To: Steven Dormer; Subject: FW: Police Licensing - SHREEJI LOCAL, 167 Malden Road NW5 4HT, Application NEW\ 123165 Date: 24 September 2024 17:28:35 From: Sent: Tuesday, September 24, 2024 1:36 PM

To: licensing inbox <licensing@camden.gov.uk>;

Subject: RE: Police Licensing - SHREEJI LOCAL, 167 Malden Road NW5 4HT, Application NEW\ 123165

Good afternoon Camden Licensing,

Police Licensing have agreed the following terms with SHREEJI LOCAL, 167 Malden Road NW5 4HT, Application NEW\123165 meaning a Police Representation will not be necessary on the basis the terms set out below are included in the Operating Schedule:

Start time for licensable hours 8am instead of 7am on the application

1. No single sales of any cans, or bottles under 660ml, of beer, lager, cider or perry with an ABV over 6% shall be sold at the premises save that this shall not apply to premium beer, lager, cider or perry with an ABV over 6% such as craft or speciality brands or brands produced by a micro-brewery, or brands produced to commemorate a national or local event.

2. All alcohol in the public parts of the premises shall be kept in display units. All display units for alcohol will be covered fully. Covers will be placed at the end of permitted hours for the sale of alcohol and shall not be removed again until the start of permitted hours the following day

Warm regards, Joel

Conditions consistent with the operating schedule.

1. No single sales of any cans, or bottles under 660ml, of beer, lager, cider or perry with an ABV over 6% shall be sold at the premises save that this shall not apply to premium beer, lager, cider or perry with an ABV over 6% such as craft or speciality brands or brands produced by a micro-brewery, or brands produced to commemorate a national or local event.

2. All alcohol in the public parts of the premises shall be kept in display units. All display units for alcohol will be covered fully. Covers will be placed at the end of permitted hours for the sale of alcohol and shall not be removed again until the start of permitted hours the following day

3. All staff responsible for selling alcohol shall receive regular training in the Licensing Act 2003 in terms of the licensing objectives, offences committed under the Act and conditions of the Premises Licence.

4. Written records of staff training in the Licensing Act 2003 shall be retained and made available to police and authorised officers of the Licensing Authority on request.

5. Staff shall receive refresher training in the Licensing Act 2003 at intervals of no more than 6 months.

6. Signed and dated records shall be kept of all staff training and such records kept available for inspection at the premises for a period of at least one calendar year from the last date of entry

7. There shall be CCTV in operation at the premises and

- a member of staff who has been nominated in writing and who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public.
- b) if the premises are not open, and subject to the tests set out by virtue of the Data Protection Act, within 24 hours of a request for access to the CCTV system from either the police or licensing authority, this staff member must be able to show a Police, HMRC or authorised council officer recent data or footage with the absolute minimum of delay when requested.
- b) CCTV shall record continuously and be retained for not less than 31 days.

8 A daily incident log shall be kept at the premises for a period of at least 12 months from the date of last entry, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) any faults in the CCTV repaired within 24hrs
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service.
- (h) any lost property found or handed to staff at the premises.
- (i) any other relevant incidents to be recorded.

9. The premises licence holder shall not sell super strength beer, lager or cider with an alcohol content above 5.5% ABV or greater.

10. This restriction shall not apply in respect of specialist branded premium priced products, for example Craft ales, local or micro-brewery specialist products, boxed gifts or national celebratory/commemorative beer, lager or cider with alcohol content of 5.5% ABV or greater.

11. Alcohol shall not be sold in an open container, be opened in the premises, or be consumed in the premises.

12. All alcohol in the public parts of the premises shall be kept in display units. No alcohol is to be kept under the counter.

13. A "Challenge 25" age verification policy shall be operated at the Premises during the permitted hours for the sale of alcohol and staff shall be trained in respect of the policy. Staff shall ask for proof of age from anyone they suspect of being less than 25 years of age.

14 The only acceptable forms of identification shall be a photo style driving licence, a passport, a photo identification card bearing the PASS logo in a hologram format, military ID or recognised national photographic identity cards from member countries of the European Union.

15. Posters shall be displayed in prominent positions around the premises advising customers of the Challenge 25 policy in force at the premises.

Section 1: Background comments of the Borough Solicitor

- 1.1 The purpose of Camden's Statement of Licensing Policy is to make it clear to applicants that wider considerations will be taken into account when determining applications. It is intended to guide the Licensing Panel when considering licence applications. However, the Licensing Panel must always consider each application on its own merits and allow exceptions to the normal policy where the circumstances of the application justify allowing an exception. The burden is on the applicant to show that they comply with the policy.
- 1.2 Members should only address those matters that have formed the subject matter of relevant representations. Matters that arise that are not the subject of relevant representations fall outside the function that the Panel is exercising when it holds a hearing
- 1.3 Members must determine, having regard for the evidence, whether granting the application for a premises licence will impact adversely on the policy criteria listed in paragraph 3 of this report.
- 1.4 In accordance with the provisions of Part 1 of Schedule 5 of the Act, where a Licensing Authority rejects in whole or in part, an application for a new premises licence, the applicant may appeal against the decision, to a magistrate's court within 21 days of being notified of the decision.
- 1.5 Similarly, where a person who made relevant representations in relation to the application contends that the licence ought not to have been granted, or that different or additional conditions should have been imposed on the licence, he may appeal against the decision to a magistrate's court within 21 days of being notified of the decision.
- 1.6 **The Human Rights Act 1998** incorporates the key articles of the European Convention on Human Rights into domestic law. Decisions on licensing matters are actions of a public authority and must be compatible with Convention rights. Consequently, Members of the Panel must be aware of the rights contained in the Convention (particularly those set out below) when making licensing decisions.

(a) Article 6: Right to a fair trial

In the determination of his civil rights and obligations, everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

(b) Article 8: Right to respect for private and family life

Everyone has a right to respect for his or her private life, his home and correspondence.

(c) Article 1 of the First Protocol: Protection of property

Every natural or legal person is entitled to the peaceful enjoyment of his possessions, including a licence. No one shall be deprived of his possession except in the public interest and subject to the conditions provided for by law and by the general principles of international law.

(d) Article 10: Freedom of Expression

Everyone has the right to freedom of expression. This right shall include freedom to hold opinions and to receive and impart information and ideas without interference by public authority and regardless of frontiers. This Article shall not prevent States from requiring the licensing of broadcasting, television or cinema enterprises.

The exercise of these freedoms since it carries with it duties and responsibilities may be subject to such formalities, conditions, restrictions or penalties as are prescribed by law and are necessary in a democratic society, in the interests of national security, territorial integrity or public safety, for the prevention of disorder or crime, for the protection of health and morals, for the protection of the reputation or rights of others, for preventing the disclosure of information received in confidence, or for maintaining the authority and impartiality of the judiciary.

(e) Article 14: Prohibition of discrimination

The enjoyment of the rights and freedoms set forth in this Convention shall be secured without discrimination on any ground such as sex, race, colour, language, religion, political or other opinion, national or social origin, association with a national minority, property, birth, or other status.

1.7 When formulating policy local authorities must have regard to the **Equality Act 2010**. The Act provides protection from discrimination in respect of certain protected characteristics, namely: age, disability, gender reassignment, pregnancy and maternity, race, religion or beliefs and sex and sexual orientation. It places the Council under a legal duty to have due regard to the advancement of equality in the exercise of its powers including licensing powers. Members of the panel must be mindful of this duty when determining all licensing applications.

The section 149 Public Sector Equality Duty

(1)A public authority must, in the exercise of its functions, have due regard to the need to—

- (a) eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under this Act;
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it;
- (c) foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

(2) A person who is not a public authority but who exercises public functions must, in the exercise of those functions, have due regard to the matters mentioned in subsection (1).

(3) Having due regard to the need to advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to—

(a) remove or minimise disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic;
(b) take steps to meet the needs of persons who share a relevant protected characteristic that are different from the needs of persons who do not share it;
(c) encourage persons who share a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low.

(4) The steps involved in meeting the needs of disabled persons that are different from the needs of persons who are not disabled include, in particular, steps to take account of disabled persons' disabilities.

(5) Having due regard to the need to foster good relations between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to—

- (a) tackle prejudice, and
- (b) promote understanding.

(6)Compliance with the duties in this section may involve treating some persons more favourably than others; but that is not to be taken as permitting conduct that would otherwise be prohibited by or under this Act.

- 1.8 In determining any application, the Council must comply with the public sector equality duty in s.149 of the 2010 Act. This is a duty to have regard to the need to achieve the statutory goals of s.149, rather than to achieve a particular result. The s149 duty sits alongside and does not override statutory requirements in relation to determining licensing applications, including the duty to consider all evidence on its merits and the legislative criteria listed at paragraphs 3 & 4.
- 1.9 When members have before them representations or other material on issues relevant to s149, even outside the scope of "standard" licensing considerations such material must still be specifically assessed in the context of s149. However, because s149 creates a requirement to "have regard" the fact a matter raised is relevant to s149 will not automatically translate into a reason for refusing an application that would be sustainable in any subsequent appeal, given the legal requirement to determine applications in compliance with licensing legislation.

Section 2: Financial Comments

2.1 Following consideration there are no financial implications concerning this application. The Executive Director Corporate Services has been consulted in the preparation of this report and has no further comments to add.