

Harrow

Application for a minor variation to a premises or club certificate
Licensing Act 2003

For help contact

<u>licensing@harrow.gov.uk</u> Telephone: 020 8901 2600

Section 1 of 9		
	y time and resume it later. You do not need to	be logged in when you resume.
System reference	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	PRE-MIN-VAR-408-410-UXB-RD-19	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		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	Andreau	
* Family name	Surace	
* E-mail		
Main telephone number		Include country code.
Other telephone number		
	oplicant would prefer not to be contacted by te	lephone
Is the applicant:		
<ul><li>Applying as a busines</li><li>Applying as an individ</li></ul>	ss or organisation, including as a sole trader dual	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.
Applicant Business		
Is the applicant's business registered in the UK with Companies House?		Note: completing the Applicant Business section is optional in this form.
Is the applicant's business registered outside the UK?		
Business name	Minori Pizzeria	If the applicant's business is registered, use its registered name.
VAT number GB		Put "none" if the applicant is not registered for VAT.

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Legal status	Sole Trader	
Applicant's position in the business	Owner	
Home country	United Kingdom	The country where the applicant's headquarters are.
<b>Applicant Business Address</b>		If the applicant has one, this should be the
Building number or name	Minori Pizzeria, 408-410	applicant's official address - that is an address required of the applicant by law for receiving communications.
Street	Uxbridge Road	receiving communications.
District	Hatch End	
City or town		
County or administrative area	Middlesex	
Postcode	HA5 4HP	
Country	United Kingdom	
Agent Details		
* First name	Joshua Simons & Associates	
* Family name	Ltd	
* E-mail		
Main telephone number		Include country code.
Other telephone number		
☐ Indicate here if you wou	ld prefer not to be contacted by telephone	
Are you:		
<ul> <li>An agent that is a business or organisation, including a sole trader</li> </ul>		A sole trader is a business owned by one person without any special legal structure.
<ul> <li>A private individual actir</li> </ul>	ng as an agent	7.4
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	0803680	
Business name	Joshua Simons & Associates Ltd	If your business is registered, use its registered name.
VAT number GB	154176021	Put "none" if you are not registered for VAT.
Legal status	Private Limited Company	

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Your position in the business	Director		
Home country	United Kingdom	The country where the headquarters of your business is located.	
<b>Agent Registered Address</b>		Address registered with Companies House.	
Building number or name	4 Imperial Place		
Street	Maxwell Road		
District			
City or town	Borehamwood		
County or administrative area	Hertfordshire		
Postcode	WD6 1JN		
Country	United Kingdom		
Section 2 of 9			
PREMISES DETAILS			
Refer to the guidance notes w	hile completing this form.		
Premises licence number/club premises certificate number	LN/000001888/2015/3		
* Name of premises	Minori Pizzeria		
Premises Location			
* Are you able to provide a pos	stal address, OS map reference or description of	f the premises?	
<ul><li>Address</li><li>OS map</li></ul>	o reference O Description		
* Building number or name	Minori Pizzeria, 408-410		
* Street	Uxbridge Road		
District	Hatch End		
* City or town	Pinner		
County or administrative area	Middlesex		
Postcode	HA5 4HP		
* Country	United Kingdom		
Premises Contact Details			
E-mail			
Telephone number			
Other telephone number			

# Continued from previous page... \* Brief description of premises (See Guidance Note 2) At present the premises are vacant and are being refurbished into an Italian style Pizzeria. The premises was formally known as Chikiyan a Chinese style restaurant and it is proposed that it be converted to an Italian restaurant and pizzeria. Section 3 of 9 **APPLICANT DETAILS** \* Are you the premises licence holder/club premises certificate holder? Yes $\bigcirc$ No Are the applicants address and contact details the same as the premises address and contact details given in section 2? Yes ○ No Section 4 of 9 PROPOSED VARIATION Would you like the variation to take effect from as soon as possible? Yes Do you want the proposed variation to have effect in relation to the introduction of the late night levy? No See guidance note 3. Describe the proposed variation(s) in detail in the box below and explain why you consider that they could not have an adverse effect on the promotion of any of the licensing objectives. (See Guidance Note 1) This should include whether new or increased levels of licensable activities will be taking place indoors or outdoors (indoors may include a tent). Details of proposed variation(s) (See Guidance Note 4) At present the premises are closed but were formerly a Chinese style restaurant and it is proposed that it be converted to an Italian pizzeria to be named Minori Pizzeria. The alterations relate to some of the fixtures and fittings and can be summarised as follows (i) install of a new gas fired pizza oven and servery counter area (ii) removal of an office to make way for new pizza servery, (iii) new cloakroom and staff toilets, (iv) new reception desk, (v) new bi folding panel doors. The alterations and updated plan of the premises can be located on Drawing No: 046 / Revision: A by Christopher Tredway Architects. This application also seeks to remove the following conditions: Condition 10 under Annex 2 states Alcohol only served with a table meal Condition 2 under Annex 3 states Alcohol will only be sold ancillary to a table meal. The applicant would like these two conditions to be removed in order that there is not a restriction to permit a small number of persons up to 10 at any one time to be able to purchase alcoholic beverages such as traditional Italian beers, wines and or spirits without a full meal. The numbers would not convert any part of the premises into a vertical drinking establishment as patrons would be seated and have access to apertisers and main meals from the restaurant menu. Pre application guidance from Harrow Metropolitan Police has suggested and the applicant accepts the addition of the following control measure as a licensing condition under annex 2 of the premise licence: Substantial food and non-

intoxicating beverages including drinking water shall be available in all parts of the premises where alcohol is sold/

Continued from manipus none					
Continued from previous page [supplied for consumption on the premises during the periods when alcohol	is authorised for sale.				
From the information provided in this section of this application it is our opin	nion that the changes in layout:				
(i) do not increase the licensable floor space or capacity for the retail sale of a (ii) nor do they create facilities for vertical drinking.	alcohol or any other licensable activity,				
That the request to omit conditions 10 and 2 as specified do not change the nature of the premises as a restaurant as it does not create facilities for the vertical consumption of alcohol where the applicant accepts the additional condition proposed by Harrow Police. On this basis this application would not undermine or have an adverse impact on the promotion of any of the 4 licensing objectives and can be considered as minor in nature.					
Section 5 of 9					
OPERATING SCHEDULE					
See guidance on regulated entertainment					
Select those parts of the Operating Schedule which would be subject to change if this application to vary were successful (check all that apply)					
Provision of regulated entertainment					
a. plays					
☐ b. films					
c. indoor sporting events					
d. boxing or wrestling entertainments					
e. live music					
f. recorded music					
g. performance of dance					
h. anything of a similar description to that falling within (e), (f) or (g)					
Provision of late night refreshment and alcohol					
i. late night refreshment					
j. sale by retail of alcohol	This can only relate to reducing licensed hours, or moving them without any overall increase between 7am and 11pm.				
Section 6 of 9					
ADDITIONAL INFORMATION					
Are you able to submit the premises licence/club premises certificate (or relevant part)?					
<ul><li>Yes</li><li>No</li></ul>					
Are you able to submit a copy of the plan?					
<ul><li>Yes</li><li>No</li></ul>	This is necessary if the proposed variation will affect the layout.				

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Any further information to support your application. You should use this box to provide any additional evidence to support your claim that the proposed variation is `minor' and could not have an adverse impact on the promotion of the licensing objectives.
As detailed in section 4 of this application.
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NOTES FOR GUIDANCE

1. <u>General Note</u>: The minor variations process can only be used for variations that could have no adverse impact on the promotion of any of the four licensing objectives. (These are: the prevention of crime and disorder; public safety; the prevention of public nuisance; and the protection of children from harm.)

#### It cannot be used to:

- extend the period for which the licence has effect;
- vary substantially the premises to which it relates;
- specify, in a premises licence, an individual as the designated premises supervisor;
- add the sale by retail or supply of alcohol as an activity authorised by a licence or certificate;
- authorise the sale by retail or supply of alcohol at any time between 11pm and 7am;
- authorise an increase in the amount of time on any day during which alcohol may be sold by retail or supplied;
- include the alternative licence condition referred to in section 41D(3) of the Licensing Act 2003 in a premises licence.
- 2. <u>Description of premises</u>: For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. This should include any activities in or associated with 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, the presence of gaming machines etc.
- 3. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
- 4. Give full details of all the proposed variation(s). Failure to provide sufficient information may lead to the refusal of your application. Details should include a description of the proposed variation(s) in terms as precise as possible. If you are not precise, the licensing authority may decide that the changes you propose would be potentially broader in scope than you intend and reject your application as not being a `minor' variation. You should also include a statement about why you consider the variations proposed could not have an impact on the licensing objectives listed in section 4(2) of the Act. You should cover each of the objectives that could possibly apply to your proposal (or if more than one, to each proposal) and say why you think there could be no adverse impact on that objective. Your application will be assisted by including as much information as you can about this. (However, there is a box at the end of the form for `further information', and this should be used for any relevant background information not directly related to the variation.) Relevant information includes:
- a) **Variations to licensable activities/licensing hours** (all timings should be given in 24 hour clock e.g. 16.00. Only give details for the days of the week when you intend the premises to be used for the activity), such as:
  - Whether new or increased levels of licensable activities will be taking place indoors or outdoors (indoors may include a tent);
  - Relevant further details, for example whether music will be amplified or unamplified;
  - Standard days and timing when the activity will take place, including start and finish times;
  - Any seasonal variations in timings, e.g. additional days during the summer; and
  - Non-standard timings, e.g. where you wish the activity to go on longer on a particular day such as Christmas Eve.

- b) **Variations to premises/club layout**: If you are applying for a variation to the layout of your premises, you must include a revised plan. You should be aware that your application is likely to be refused if the proposed variation could:
  - increase capacity for drinking on the premises;
  - affect access between the public part of the premises and the rest of the premises or the street or public way, e. g. block emergency exits or routes to emergency exits; or
  - impede the effective operation of a noise reduction measure.
- c) **Revisions**, **removals** and additions of conditions: The minor variation process may be used to remove conditions which are out of date or invalid and to revise conditions which are unclear (as long as the intention and effect remains the same). It can also be used to add a new condition volunteered by the applicant or mutually agreed between the applicant and a responsible authority, such as the police or the environmental health authority (subject to impact on the licensing objectives).
- d) Variations to opening hours: Details of any changes to hours when the premises or club is open to the public.
- 5. <u>Further information</u>: You should use this box to provide any additional evidence to support your claim that the proposed variation is `minor' and could not have an adverse impact on the promotion of the licensing objectives.
- 6. Signatures: The application form must be signed.
- 7. <u>Authorised agent</u>: An applicant's agent (e.g. solicitor) may sign the form on their behalf and, in so doing, will be confirming that they have actual authority to do so.
- 8. <u>2nd Applicant</u>: Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- 9. This is the address which we shall use to correspond with you about this application. This might not be the same as the address of the premises or applicant, but these addresses must also be provided.

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#### **NOTES ON REGULATED ENTERTAINMENT**

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.

- 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.

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## **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.

This formality requires a fixed fee of £89

#### **DECLARATION**

I/WE UNDERSTAND THAT IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE

STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE AFALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

Joshua Simons & Associates

\* Capacity

Duly Authorised Licensing Agents

\* Date

25 / 10 / 2019 dd mm yyyy

Add another signatory

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

- 1. Save this form to your computer by clicking file/save as...
- 2. Go back to <a href="https://www.gov.uk/apply-for-a-licence/premises-licence/harrow/change-8">https://www.gov.uk/apply-for-a-licence/premises-licence/harrow/change-8</a> 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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

OFFICE USE ONLY		
Applicant reference number	PRE-MIN-VAR-408-410-UXB-RD-19	
Fee paid		
Payment provider reference		
ELMS Payment Reference		
Payment status		
Payment authorisation code		
Payment authorisation date		
Date and time submitted		
Approval deadline		
Error message		
Is Digitally signed		
1 <u>2</u> <u>3</u> <u>4</u>	<u>5</u> <u>6</u> <u>7</u> <u>8</u> <u>9</u> Next >	