



LICENSING SUB COMMITTEE

**Flamingo
135 The Parade**

Monday, 28th April, 2014

10.30 am

Town Hall, Watford

Publication date: 16 April 2014

CONTACT

If you require further information or you would like a copy of this agenda in another format, e.g. large print, please contact Jodie Kloss in Democracy and Governance on 01923 278376 or by email to legalanddemocratic@watford.gov.uk.

Welcome to this meeting. We hope you find these notes useful.

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COMMITTEE MEMBERSHIP

Councillors I Brown, J Brown, J Connal, K Crout, G Derbyshire, J Dhindsa, K Hastrick, P Jeffree, H Lynch, M Meerabux, M Mills, G Saffery, D Scudder, L Scudder and M Turmaine

The Sub-Committee to comprise three councillors from those listed above.

AGENDA

PART A - OPEN TO THE PUBLIC

1. **COMMITTEE MEMBERSHIP/ ELECTION OF A CHAIR**
2. **DISCLOSURE OF INTERESTS (IF ANY)**
3. **APPLICATION FOR A VARIATION OF PREMISES LICENCE: THE FLAMINGO (WATFORD) LTD, 135 THE PARADE, WATFORD (14/00274/LAPRE) (Pages 1 - 46)**

This report asks the Sub-Committee to consider an application to vary the licence at the above premises following the receipt of representations.

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PART A

Report to: Licensing Sub-Committee
Date of meeting: 28 April 2014
Report of: Head of Community and Customer Services
Title: Application for a Variation of Premises Licence:
The Flamingo (Watford) Ltd, 135 The Parade, Watford
14/00274/LAPRE

1.0 **SUMMARY**

1.1 An application has been made by The Flamingo (Watford) Ltd for a variation to the premises licence for Flamingo, 135 The Parade Watford. Three representations have been received from Interested parties.

2.0 **RECOMMENDATIONS**

2.1 That the Licensing Sub-Committee determines whether to grant the variation of the premises licence.

2.2 That the Licensing Sub-Committee determines whether any other appropriate conditions should be added to the licence in light of the representations that have been made.

Contact Officer:

For further information on this report please contact: Parminder Seyan,
Licensing Officer telephone 01923 278476: email:
Parminder.Seyan@watford.gov.uk

Report approved by: Alan Gough, Head of Community and Customer Services

3.0 **APPLICATION**

3.1 Type of authorisation applied for
Variation to a premises licence

3.2 Description of premises

The premises are situated in the 'town centre' as defined in Policy LP3. The premises falls within the description of bar/other entertainment venue given in policy LP1.

3.3 A map of the location of the premises is attached at appendix 1.
A plan of the premises showing the proposed licensed area is attached at appendix 2. The current licensed area is shown on the plan attached to the current premises licence at appendix 3.

3.4 Licensable activities

Licensable activity	Permitted now
Plays	
Films	
Indoor sports events	
Boxing or wrestling entertainment	
Live music	√
Recorded music	√
Performances of dance	√
Anything of a similar description to live or recorded music or dance	
Provision of late night refreshment	
Sale by retail of alcohol for consumption on the premises	√
Sale by retail of alcohol for consumption off the premises	

3.5 Licensable hours

The currently permitted and proposed hours for licensable activities and premises opening are detailed in the table below.

	Existing hours for Live Music	Proposed hours for Live Music	Existing hours for Recorded Music	Proposed hours for Recorded Music
Monday	12:00-00:00	No change	12:00-00:30	No change
Tuesday	12:00-00:00	No change	12:00-00:30	No change
Wednesday	12:00-00:00	No change	12:00-00:30	No change
Thursday	12:00-00:00	No change	12:00-01:00	12:00-01:30
Friday	12:00-00:00	No change	12:00-01:00	12:00-02:30
Saturday	12:00-00:00	No change	12:00-01:00	12:00-02:30
Sunday	12:00-22:30	No change	12:00-22:30	12:00-23:00
New Year's Eve	Existing hours dependent the day	12:00-02:00	Existing hours dependent on the day	12:00-04:30

	Existing hours for Performance of dance	Proposed hours for Performance of dance	Existing hours for on premises supply of alcohol	Proposed hours for on premises supply of alcohol
Monday	12:00-00:30	No change	12:00-00:30	12:00-00:00
Tuesday	12:00-00:30	No change	12:00-00:30	12:00-00:00
Wednesday	12:00-00:30	No change	12:00-00:30	12:00-00:00
Thursday	12:00-01:00	12:00-01:30	12:00-01:00	No change
Friday	12:00-01:00	12:00-02:30	12:00-01:00	12:00-02:00
Saturday	12:00-01:00	12:00-02:30	12:00-01:00	12:00-02:00
Sunday	12:00-22:30	12:00-23:00	12:00-22:30	No change
New Year's Eve	Existing hours dependent on the day	12:00-04:30	Existing hours dependent on the day	12:00-04:00

	Existing Opening times of premises	Proposed Opening times of premises
Monday	12:00-00:30	08:00-00:30
Tuesday	12:00-00:30	08:00-00:30
Wednesday	12:00-00:30	08:00-00:30
Thursday	12:00-01:30	08:00-01:30
Friday	12:00-01:30	08:00-02:30

Saturday	12:00-01:30	08:00-02:30
Sunday	12:00-22:30	08:00-23:00
New Year's Eve	Existing hours dependent on the day	08:00-04:30

- 3.6 There was a discrepancy on the original application. Members should note that closing time for the premises is 20 minutes before the end of recorded music and dance performances on New Year's Eve. This has been brought to the attention of the applicant who has acknowledged that it was an error when completing the application. The hours were amended. The new hours are outlined above.

The applicant has confirmed that the premises will close and all activities will end by 04.30 hours on New Year's Eve.

- 3.7 An extension to all activities and opening times of one hour is requested for the start of British summer time when the clocks go forward and to compensate for their lost trading hour.

4.0 **BACKGROUND INFORMATION**

- 4.1 The following background information is known about these premises:

4.2 Designated premises supervisor
Mr Denis Cook

4.3 Current licences held
13/01133/LAPRMV

4.4 Closing date for representations
3 April 2014

4.5 Public notice published in newspaper
14 March 2014

4.6 Visits and Enforcement action
No formal inspections or visits

5.0 **PROMOTION OF LICENSING OBJECTIVES**

5.1 General

The operating schedule that allows the applicant to describe any additional steps they intend to take to promote the four licensing objectives as a result of the proposed variation has been reproduced at appendix 4.

6.0 REPRESENTATIONS FROM RESPONSIBLE AUTHORITIES

6.1 Police
None

6.2 Fire and Rescue Service
None

6.3 Environmental Health
After discussions with the applicant Environmental Health withdrew their representations when the applicant agreed to the inclusion of a number of additional conditions on their operating schedule. (Appendix 8)

6.4 Planning
None

6.5 Trading Standards
None

6.6 Child Protection
None

6.7 Interested Parties

Reference letter	Name	Address	Representative Body (Yes or No)	Relevance to which licensing objective
A	Peter Young (Central Town Residents' Association & Neighbourhood Watch)	31 St John's Road, Watford	Yes	Public Nuisance
B	Terry White	Flat 1A, Faircross House	No	Public Nuisance
C	Martin White	143 Bar The Parade Watford	No	Public Nuisance, Crime and Disorder, Public Safety

7.0 The recurring theme throughout the representations is regarding public nuisance and disturbance and a concern that later opening will have a negative impact on the interested parties.

8.0 Policy considerations

8.1 The following provisions of the Licensing Act 2003 apply to this application:

- Section 34 and 35 (Variation of licences): Sections 17 and 18
Section 34 details how a licence holder can make an application.
Section 35 details how determinations will be made when an application is made under Section 34.

8.2 Statutory Guidance

The following provisions of the Secretary of State's guidance apply to this application:

- Paragraphs 8.33 - 8.45:
These paragraphs explain how steps should be taken to promote the licensing objectives. It is for the Sub-Committee to decide in light of this guidance whether the measures offered by the applicant are adequate and likely to promote the licensing objectives. It is equally important to use the same measure when looking at any steps requested by a party making representations against an application.
- Paragraph 10.12:
This paragraph refers to there being no general presumption in favour of lengthening licensing hours and how a committee may act when they receive objections to an application.
- Chapter 10:
This chapter looks at best practice in relation to conditions that may be attached to a premises licence by the Sub-Committee, should they believe that these are necessary to promote the licensing objectives. Any additional conditions requested by the responsible authorities should be considered with reference to this chapter.

8.3 Statement of licensing policy

The following paragraphs of the licensing authority's statement of licensing policy apply to this application:

- Policy LP1 (Premises Definitions):
Under this policy the premises are defined as an "Other entertainment venue".
- Policy LP2 (Location and Operation of Premises):
This policy sets out the approach to licensing premises when relevant representations are received, notwithstanding that each application is considered on its own merits.
- Policy LP3 (Creating a family friendly Town Centre)

This is a special policy which applies to this part of the town centre, which is intended to be strictly applied.

Paragraph 2 of LP3 states “When we have received relevant representations for a restaurant, café-bar, other entertainment venue, café or premises providing other non alcohol licensable activities (as defined in policy LP1) are received our starting point will be to grant the application subject to conditions to address those representations. to an application for a pub, night-club or bar (as defined in LP1) in this part of the town centre, our starting point will be to refuse the application”.

Paragraph 6 of LP1 states “Where relevant representations have been received to sell alcohol after 10pm and exceptions can be shown, we will consider whether premises shall be required to install a closed-circuit television system that meets the reasonable requirements of Hertfordshire Constabulary and to have use of a Pubwatch radio”.

(Exceptions to LP3)

1. Exceptions will not be made on the grounds that:
 - (1) the building design is of a high standard; we would expect that all applicants will want to ensure the highest design standards possible;
 - (2) that the applicant is of good character. It is a legal requirement that premises selling alcohol must be under the management of a designated premises supervisor, who must themselves hold a personal licence to sell alcohol;
 - (3) the premises are small. Even small premises can contribute to crime, disorder and nuisance.

 2. We will consider whether to grant an application, even when relevant representations have been received, if:
 - (1) the application contributes to the family-friendly development of the town centre; or
 - (2) to effect a real reduction in capacity of alcohol sales; or
 - (3) to replace vertical drinking establishment with seated consumption and waiter service.

 3. In any case where an applicant wishes an exception to be considered, the responsibility is with them to show why it should be considered and not on our licensing committee to show why an exception should not be made.
- Policy LP6 (Prevention of Crime and Disorder):
Although the applicant has not provided any evidence that a crime prevention audit has been carried out at the premises as suggested by this policy, the applicant’s operating schedule was submitted after consultation with the police who have not made any representations. This policy details the factors that will be considered when a relevant representation is received based on this licensing objective.

- Policy LP8 (Prevention of Public Nuisance)
Under this policy the committee will consider any necessary measures to deal with the potential for public nuisance and/or anti social behaviour where relevant representations have been received.

Policy LP11 (Representations against Applications)

This policy recommends the type of information that should be included in a representation. It also explains how representations will be dealt with.

8.4 The Committee is reminded of their duty under the Crime and Disorder Act 1998 to consider the crime and disorder implications of their decisions and the authority's responsibility to co-operate in the reduction of crime and disorder in the Borough.

8.5 The Committee is reminded that the Human Rights Act 1998 guarantees the right to a fair hearing for all parties in the determination of their civil rights. The Act also provides for the protection of property, which may include licences in existence, and the protection of private and family life.

9.0 **RELEVANT TRADE OR OTHER GUIDANCE**

None

10.0 **CONDITIONS**

10.1 Members will be aware that an operating schedule forms part of the licensing application process. This document outlines what activities are proposed, the opening hours, how the activities will be managed particularly in respect of the licensing objectives.

The most critical part of the operating schedule is the steps taken by the applicant to promote the four licensing objectives. Applicants are always recommended to take careful consideration as to what is entered in this section as whatever is proposed will be translated as conditions on the licence.

Applicants should give consideration to the local area and reflect this in their application. It should demonstrate an awareness of the local community, local crime and disorder issues, and environment.

10.2 Consistent with operating schedule

The applicant has provided a detailed operating schedule (appendix 4) which, if the application is granted, would be translated into licence conditions. In this particular application, the application also seeks to remove and amend conditions attached to the current licence.

Whilst there is no objection to the inclusion of the smoking area in the

licensed area, the Sub-Committee should be aware that the applicant has agreed to the three conditions proposed by Environmental Health. These now form part of the operating schedule and are listed on the draft licence at appendix 6.

With regards to the use of the smoking area, the applicant will still have the condition to have a maximum of 50 people there but has applied to remove condition 31: "No customers shall be permitted to take food or drink into the smoking area". If you consider this request could have an impact on the licensing objectives, the Licensing Sub Committee can either propose additional conditions or place additional restrictions.

During a meeting at the premises with officers, the applicant advised that there will be one doorman who would manage the smoking area at the rear of the premises. However, this is not reflected in the operating schedule. The Licensing Sub-Committee may attach a condition if they think it is appropriate for the management of this area.

The Sub-Committee may wish to note that no suggestions or comments have been put forward regarding amendment to Condition 1(2) to be replaced by: "All ages up to 20:00 hours and over 21s only after 20:00 hours.

11.0 OFFICERS' OBSERVATIONS

11.1 All the representations make reference to potential for public nuisance given the number of residential premises in the vicinity and the increase in the operating hours.

11.2 Representation A from the Central Town Residents' Association suggests that residents have trouble with the late night clientele passing through residential area roads and have had an effect on their quality of life.

The Statutory Guidance paragraph 2.24 makes clear that premises holders cannot be held responsible for the conduct of their customers once they leave the premises. It would be nearly impossible to differentiate between the noise from clients of Flamingo and other premises in the area.

11.3 Regarding the representation from Mr T White (appendix 5B), the key question for the Sub Committee to consider is whether Mr T White is referring to the past premises licence holder and if any of the evidence is relevant to the current premises licence holder how much weight should be attached to it.

11.4 Mr M White's representation (appendix 5C) has made objections on the basis of three licensing objectives. The figures provided by him go back to 2011 and not the most current figures. Furthermore, he has made reference to the Council's LP11, which is engaged only when a representation is considered by a Committee during a hearing and is not in itself a ground for submitting a representation.

Members may wish to seek clarification from the representative as to any evidence to support these objections.

- 11.5 The applicant has been made aware of the representations and he has indicated his willingness to discuss possible changes to the proposed operating schedule.
- 11.6 Officers were advised that the applicant entered into mediation and these discussions did not progress.
- 11.7 The applicant has submitted evidence from the Police, to indicate that the premises is well-run (appendix 7)
- 11.8 A draft licence based on the details contained in the application is attached at appendix 6. It is within the Sub-Committee's discretion whether to refuse the application if it does not promote the licensing objectives, or whether to impose or amend licence conditions to meet concerns expressed in representations.

Appendices

- Appendix 1 – Map of the premises' location
- Appendix 2 – Plan showing proposed area
- Appendix 3 – Current licensed area
- Appendix 4 – Operating schedule
- Appendix 5 – Interested Party Representations
- Appendix 6 – Draft Licence
- Appendix 7 – Applicant's Supporting Info
- Appendix 8 - EHO Representation

Background Papers

The following background papers were used in the preparation of this report. If you wish to inspect or take copies of the background papers, please contact the officer named on the front page of the report.

Licensing Act 2003

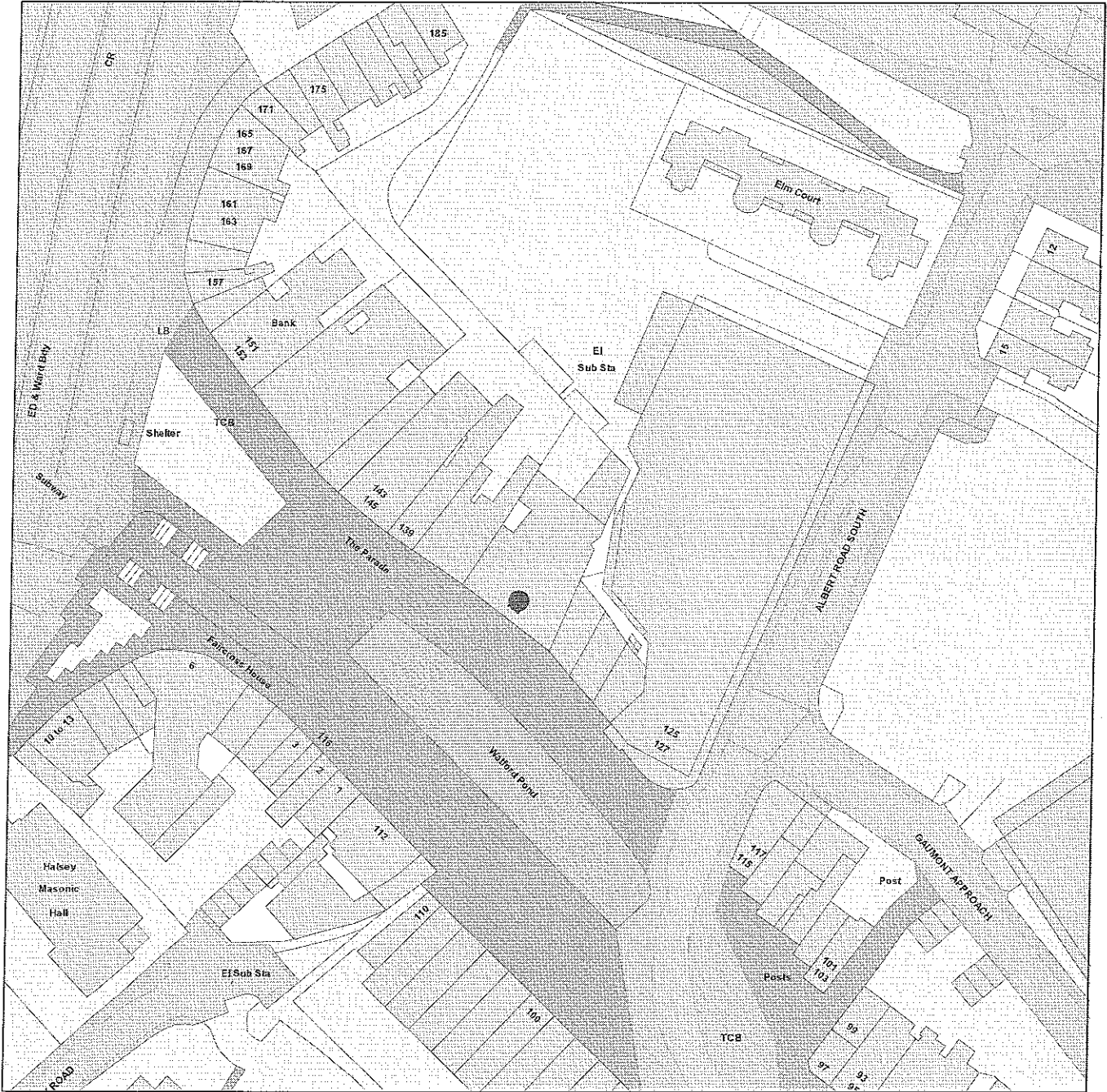
Guidance issued under section 182 of the Licensing Act 2003 – June 2013

Licensing Act (Hearings) Regulations 2005

Watford Borough Council Licensing Policy November 2013 – 2018

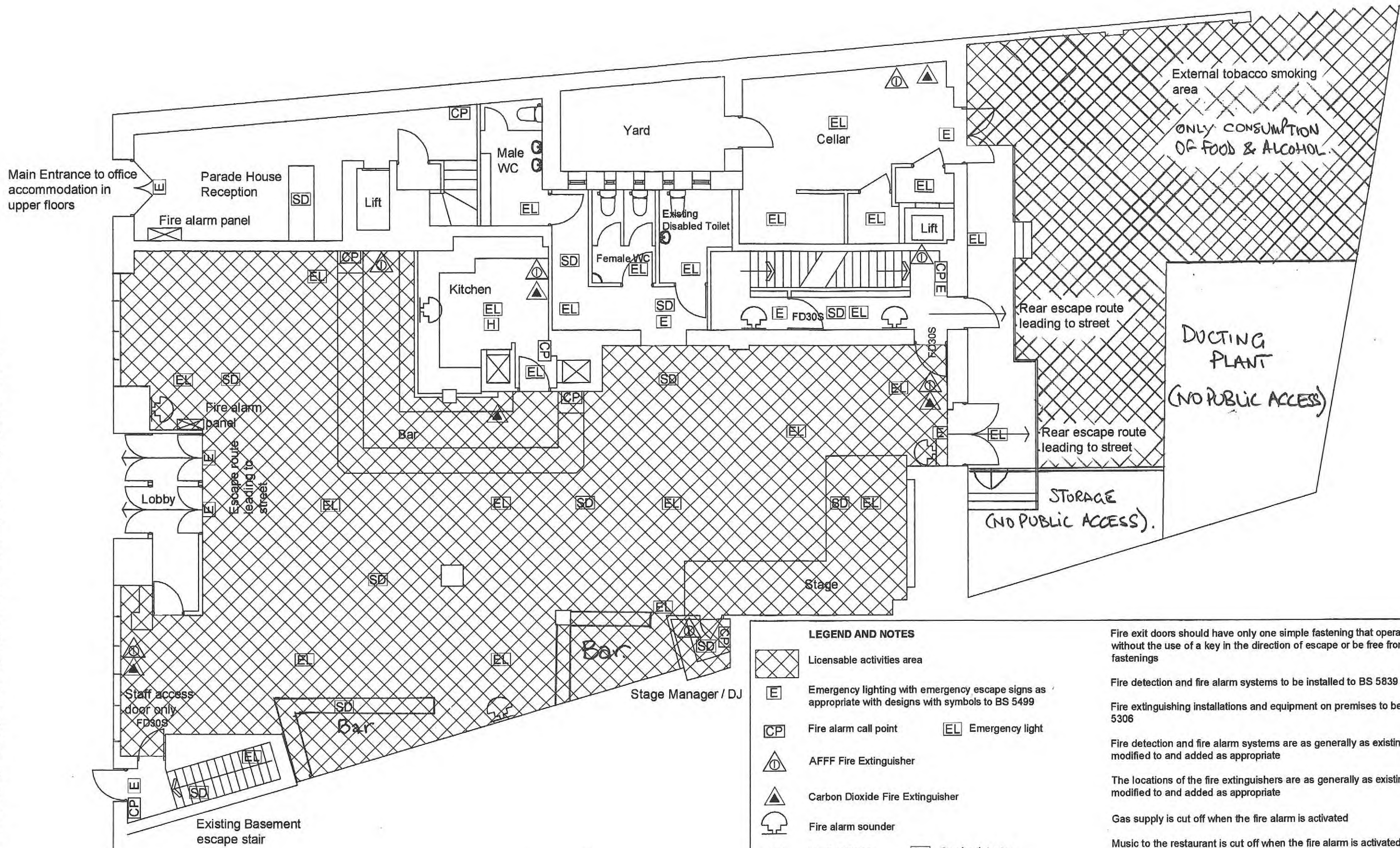
File Reference - Flamingo

APPENDIX 1 – Location of premises



Metres 20 40 60 80 100

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LEGEND AND NOTES

- Licensable activities area
- Emergency lighting with emergency escape signs as appropriate with designs with symbols to BS 5499
- Fire alarm call point
- AFFF Fire Extinguisher
- Carbon Dioxide Fire Extinguisher
- Fire alarm sounder
- Heat detector
- Smoke detector
- Denotes FD30S fire door to BS 476: part 22, to be fitted with fully compliant BS EN 1154 self closing device and using 3 no. 25 x 45mm hinges glued and screwed to frame. Door assembly to be fitted with smoke seals and intumescent fire seals which have a BBA certificate

Fire extinguishers shown here are based on the schedule as provided by Mr. Brian Dobson of Approved Services. Contractor to refer to that schedule dated 11 April 2013 for exact specification and signage requirements for fire extinguishers

Fire exit doors should have only one simple fastening that operates without the use of a key in the direction of escape or be free from all fastenings

Fire detection and fire alarm systems to be installed to BS 5839

Fire extinguishing installations and equipment on premises to be as BS 5306

Fire detection and fire alarm systems are as generally as existing but are modified to and added as appropriate

The locations of the fire extinguishers are as generally as existing but are modified to and added as appropriate

Gas supply is cut off when the fire alarm is activated

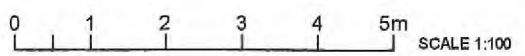
Music to the restaurant is cut off when the fire alarm is activated

The night club's fire alarm is to be linked to the office space above and the basement accommodation

This drawing is subject to a Building Control application and Licensing application to Watford Council and is not issued for construction

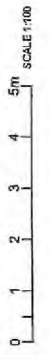
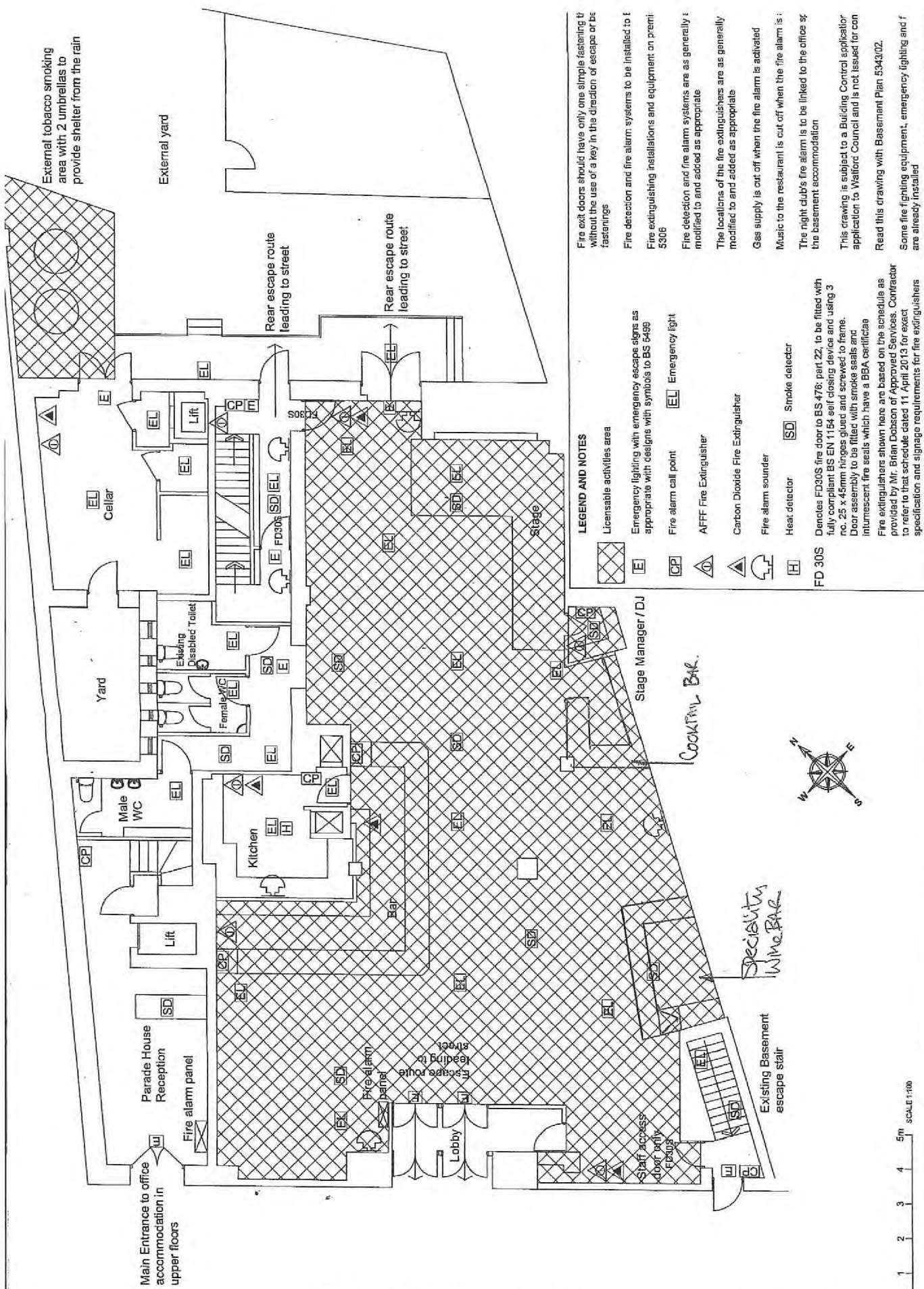
Read this drawing with Basement Plan 5343/02.

Some fire fighting equipment, emergency lighting and fire exit signs are already installed



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Drawing title: Licensing Plan Proposed Ground Floor Plan Project: 138 The Parade, Walford WD17 7AA	Revision: A 13 April 2013	Drawn by: S543/ D1/A	Checked by: S543/ D1/A	Scale: 1:50 at A4 Date: 13 April 2013
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LEGEND AND NOTES

- Licensable activities area
- Emergency lighting with emergency escape signs as appropriate with designs with symbols to BS 6499
- Fire alarm call point
- AFFF Fire Extinguisher
- Carbon Dioxide Fire Extinguisher
- Fire alarm sounder
- Heat detector
- Smoke detector

FD 30S
Denotes FD30S fire door to BS 476: part 22, to be fitted with fully compliant BS EN 1154 self-closing device and using 3 rc. 25 x 45mm hinges glued and screwed to frame. Door assembly to be fitted with smoke seals and intumescent fire seals which have a BBA Certificate

Fire extinguishers shown here are based on the schedule as provided by Mr. Brian Dobson of Approved Services. Contractor to refer to that schedule dated 11 April 2013 for exact specification and signage requirements for fire extinguishers

NOTES

- Fire exit doors should have only one simple fastening without the use of a key in the direction of escape or be fastenings
- Fire detection and fire alarm systems to be installed to BS 5836
- Fire extinguishing installations and equipment on premises to be installed to BS 5836
- Fire detection and fire alarm systems are as generally modified to and added as appropriate
- The locations of the fire extinguishers are as generally modified to and added as appropriate
- Gas supply is cut off when the fire alarm is activated
- Music to the restaurant is cut off when the fire alarm is activated
- The night club's fire alarm is to be linked to the office and the basement accommodation
- This drawing is subject to a Building Control application for application to Walford Council and is not issued for construction
- Read this drawing with Basement Plan 5343/02. Some fire fighting equipment, emergency lighting and fire alarm are already installed

Copyright of this drawing is held by Colin Baggett. CAD files for this drawing are not included. This drawing is subject to a Building Control application and is not issued for construction unless approved by Walford Council and is not issued for construction.

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Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

See attached

b) The prevention of crime and disorder

See attached

c) Public safety

See attached

d) The prevention of public nuisance

See attached

e) The protection of children from harm

General

The Premises Licence Holder will surrender this licence when he disposes of his legal or equitable interests in the property to anyone other than immediate family members.

Prevention of Crime & Disorder.

1. All customers entering the premises must be over the age of 21 if entering between 20:00 hours and the closing time of the premises on that day, unless prior arrangement has been agreed with the Police Licensing Officer.

2. At least 14 days before any "significant event" is held at the premises, the Designated Premises Supervisor must serve on Watford Police Licensing Unit a Hertfordshire Constabulary approved Risk Assessment Form.

A "significant event" is an event that is: (a) promoted/advertised to the public at any time before the event, and (b) predominantly features DJs or MCs performing to a recorded backing track, and (c) is provided between the hours of 10pm and 4am.

3. The Designated Premises Supervisor shall be responsible for maintain a record for at least 12 months of "Significant incidents" that occur on the premises whilst licensing activities are being provided.

"Significant incidents" to be recorded include (but are not limited to)

- (a) Failure of or faults with the electronic identification system.
- (b) Failure of or faults with the cctv system.
- (c) Refusal of alcohol sales.
- (d) Calls to the police arising from illegal drugs on the premises
- (e) Other matters that may affect the licencing objectives.
- (f) Assaults or other injuries whether or not police or medical assistance is required.
- (g) CCTV & electronic identification system records supplied to Police & Licensing Authority Officers
- (h) Seizures of false identification.
- (i) Records of reasonable requests from authorised officers in accordance with condition.

4. The Premises Licence Holder and/or Designated Premises Supervisor shall co-operate with reasonable requests made by authorised officers of responsible authorities under the Licensing Act 2003 to ensure the licensing objectives are not undermined, providing such requests do not involve additional expenditure.

5. The Premises must implement a "Challenge 25" policy whereby all customers who appear to be under 25 must produce photographic identification in the form of a passport, driving license or Proof of Age Scheme (P.A.S.S) approved identification before being allowed to enter the premises whilst licensing activities are taking place.

6. The Designated Premises Supervisor shall ensure there is a ratio of at least 1 door supervisor licenced by the Security Industry Authority for every 100 customers on duty at the Premises at all times licensing activities are taking place (unless authorised by Watford Police Licensing Unit otherwise in writing for a particular event)

7. There shall be no more than 250 customers permitted on the premises at any one time whilst licensable activities are being provided.

8. All licenced door supervisors must wear high-visibility clothing of a style & type agreed with the Watford Police Licensing Officer when working at entrances or exits to the premises.

9. There shall be a dispersal policy for the premises agreed with the relevant responsible authorities & approved by an authorised officer of the Licensing Authority.

10. The Designated Premises Supervisor shall be responsible for implementing a dispersal management plan agreed (and revised from time to time) with the Watford Police Licencing Officer & the Licensing Authority. They will also ensure that licensed door supervisors remain on duty outside the Premises for 30 minutes after the Premises close to assist with dispersal of persons from the Premises & the vicinity of the Premises.

11. A Pubwatch radio must be available for use by staff trained in its use at all times the premises are open to the public. The radio will be kept in good working order, monitored by a responsible member of staff & used to report incidents of crime & disorder to the CCTV control room or police.

12. The Designated Premises Supervisor shall maintain a register/log of licenced door supervisors indicating the number licenced door supervisors on duty, their identity, contact details including addresses and phone numbers & the time they were on duty. A copy should be made available immediately upon request to an authorised employee of Hertfordshire Constabulary or the Licensing Officer.

13. Any person found with illegal drugs must be reported to a Hertfordshire Constabulary immediately.

14. Whilst licensable activities are taking place, the toilets at the premises must be checked at least hourly for illegal drug use or supply. A written log of all checks must be kept at the premises for at least 6 months & made available for immediate inspection on the request of an authorised officer of Hertfordshire Constabulary or the Licensing Authority.

15. (1) The Premises Licence Holder or Designated Premises Holder shall install & maintain a comprehensive CCTV system to the satisfaction of an authorised employee of Hertfordshire Constabulary. All entry & exit points must be covered enabling frontal identification of every person entering.

(2) The Designated Premises Licensing Holder shall ensure that the CCTV system shall continually record whilst the premises is open for licensing activities & during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date & time stamping.

(3) Recordings shall be made available immediately upon the request of the police or authorised officer of the Licensing Authority provided such requests are in connection with the prevention or detection of crime. Recordings are to be supplied to in the form of digital download burned onto a DVD, CD or USB.

(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 to the public. This staff member shall be able to show Police or an authorised officer to the licensing authority recent data or footage with the minimum delay when so requested.

(5) All faults/defects in the CCTV system must be reported to Hertfordshire Constabulary immediately the fault is discovered. The notification must be made to the Hertfordshire Constabulary non-emergency telephone number 101 & a log number obtained from the Police & recorded in the incident book. The Watford Police Licencing Unit must also be notified as soon as reasonably practicable.

(6) All faults with the CCTV system shall be repaired as soon as possible & in any case within three working days after which time, if the system is still inoperative no licensable activities shall take place without the agreement of Watford Police Licensing Officer & Licensing Authority until the fault is rectified.

16. Alcohol is to be served in polycarbonate, plastic or shatter-proof glasses when notified in writing at least 28 days in advance by Hertfordshire Constabulary.

17. The Designated Premises Supervisor shall ensure that all staff & licenced door supervisors receive training on checking customer identification, & in not serving those under the influence of alcohol and drugs. Records of such training shall be maintained by the Designated Premises Supervisor and made available to an authorised employee of Hertfordshire Constabulary or the Licensing Authority on request.

18. No advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.

19. The Premises Holder must install the Scannet electronic identification system. All customers must have their identity verified using the system before entry, except at times agreed in advance in writing by the Police Licensing Officer.

Any faults with the electronic system shall be repaired as soon as possible and in any case within two working days after which time, if the system is still inoperative no licensable activity shall take place until the fault is rectified or an alternative system with Watford Police Licensing Officer.

The Designated Premises Officer must ensure that all data recorded on the Scannet system is kept for at least 31 days and not deleted during that period.

Data recorded by the Scannet system shall be made immediately available upon request by the Police provided that such request is in connection with the prevention or detection of crime.

Public Safety.

At least one First Aider trained to deal with problems associated with alcohol and drugs will be on duty when the premises are open for licensable activities.

Prevention of public nuisance.

No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to nuisance.

The Premises Licence Holder shall arrange for notices to be displayed & announcements to be made within the premises requesting that customers leave the premises quietly.

A sound limiting device located in a separate & lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by & to the satisfaction of an Environmental Health Officer to ensure that no noise nuisance is caused to local residents.

The operational panel of the noise limiter shall then be secured to the satisfaction of an Environmental Health Officer or Licensing Authority Officer.

The keys securing the noise limiter cabinet shall be held by the Premises Licence Holder or authorised manager only, and shall not be accessed by any other person.

The limiter shall not be altered without prior agreement in writing of the Environmental Health Officer.

A system for providing suitable & sufficient air supply and extraction, including air conditioning shall be supplied and maintained in good working order. Any breakdown, which would remove this facility from operation during opening hours, must be notified to the licensing authority as soon as possible.

No more than 50 customers are permitted in the outside smoking area at any one time (unless a different number is agreed in writing in advance with the Watford Police Licensing Officer in consultation with an Environmental Health Officer).

The structure and control of the smoking area (including walls, fences, barriers, lighting and CCTV cameras) is to be of a type and design approved in writing by the architectural liaison officer of the Hertfordshire Constabulary, an Environmental Health Officer and the Local Planning authority.

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REPRESENTATION FORM FROM INTERESTED PARTIES

This representation is made by an Interested Party in the vicinity of the premises to be licensed as detailed below

Your name/organisation name/name of body you represent (see note 3)	P G C Young
Organisation name/name of body you represent (If appropriate) (see note 3)	Central Town Residents' Association and Neighbourhood Watch
Postal and email address	31, St John's Road, Watford, Herts., WD17 1QB
Contact telephone number	(phone)
Name of the premises you are making a representation about	Flamingo, 135, The Parade, High Street, Watford.
Application reference (If known)	
Address of the premises you are making a representation about.	Flamingo, 135 The Parade, High Street, Watford.

Your representation must relate to one of the four Licensing Objectives (see note 4)

Licensing Objective	Yes Or No	Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder	No	(Covered by prevention of public nuisance)
Public safety	No	(Covered by prevention of public nuisance)
To prevent public nuisance	Yes	Our residents object to any increase in the number of drinking venues or the times that they operate. Please see the attached letter.
To protect children from harm	No	(Covered by prevention of public nuisance)
Please suggest any conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. ²²		We have looked to ways of reducing the cumulative effect on residents' quality of life and made proposals to the Pub Watch which have been turned down. Until the balance is redressed, we must very strongly oppose any increase in the operating hours of the bars and clubs

Signed:

Date: 27th March 2014

Please see notes on reverse



CENTRAL TOWN RESIDENTS' ASSOCIATION
AND NEIGHBOURHOOD WATCH GROUP 57

Secretary
T
F
E

31, St John's Road,
Walford,
Hertfordshire,
WD17 1QB.

27th March 2014

The Licensing Authority,
Walford Borough Council,

Flamingo Application for an Extension to their Premises Licence

Our residents have had a lot of trouble with the movement of the late night clientele as they arrive and leave through our residential roads. This has been established at law and with the Planning Inspectorate.

We raised this request at our recent Annual General Meeting and the members passed the following resolution unanimously: "The Central Town Residents' Association and Neighbourhood Watch Group 57 requests its elected officers to raise formal objection to the proposed extension in operating times etc. at the Flamingo, (135 The Parade, Walford, WD17 1NA), on the grounds of the prevention of public nuisance, in accordance with the Licensing Act 2003."

Although this venue is sold primarily as a music forum, it does provide alcohol and the application to open to the early morning (albeit there are errors in the application times we have been advised: eg closing 10 minutes before ceasing playing music) We consider that a small extension to, say opening to 2 am might be acceptable, opening further will reduce the residents' quality of life by increasing the early morning disturbance as clientele leave the district.

Please register our strong objection to the extent of their requested increase in operating hours.

Yours faithfully,

P G C Young
(for and on behalf of the Central Town Residents' Association
and Neighbourhood Watch)

Rec'd 28/03/14

Mr Terry White
Flat 1a Faircross House
116 The Parade
High Street
Watford

Work No

Home No

28th March 2014

Ref - 14/00274/LAPRE - The Flamingo 135, The Parade, Watford

Dear Sir/Madam

I am against the proposed application to vary the premises license for The Flamingo, as I am a resident of long standing - 30 years - at my present address opposite the premises and believe that my assumptions about the public nuisance and noise, which if granted in this application, would disturb my sleep until a much later time.

135 The parade has been a noisy venue in the past causing a lot of problems for the local residents, I believe it is early days to comment on the recently new license holder Mr Cook, but time will tell.

If possible I would like a condition added to the operating license whereby the second set of doors (added as soundproofing) be kept closed if any music recorded or live, or any persons using a microphone is in use. Also that no sound implements - speakers etc be placed between these doors and front entrance doors.

Yours faithfully

Terry White

Recd 3/04/2014

Watford Licensing Authority Ref No:
Licensing Act 2003

REPRESENTATION FORM

This representation is made by the following person/organisation/body in relation to the licensing application for the premises detailed below

Your name/organisation name/name of body you represent	143 BAR
Organisation name/name of body you represent (if appropriate)	MARTIN WHITE
Postal and email address.	143 THE PARADE HIGH STREET WATFORD WORTHING
Contact telephone number	
Name of the premises you are making a representation about	FLAMINGO
Address of the premises you are making a representation about.	135 THE PARADE HIGH STREET WATFORD

Your representation must relate to one of the four Licensing Objectives (see note 4)

Licensing Objective	Yes Or No	Please detail the evidence supporting your representation or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder	YES	SEE ATTACHED
Public safety	YES	SEE ATTACHED
To prevent public nuisance	YES	SEE ATTACHED
To protect children from harm		

Please suggest any conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. (see note 7)	REJECT APPLICATION.
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------

Signed: _____ Date: 2nd APRIL 2014

Please see notes on reverse

03 APR 2014

Martin White

143 Bar

143 Bar The Parade

Watford WD17 1NA

2ND April 2014

Dear Sir/Madam,

I am writing to you in connection with the license variation proposed by Flamingo at 135 The Parade Watford.

The proposed extension of hours cannot be allowed on the grounds of the 3 licensing objectives shown on the representation form, which will have been compromised. I base this argument on the facts and figures produced by Watford Police during an application of mine in 2011, at my appeal hearing at Watford Town Hall, the licensing sergeant produced a graph, showing that there is a spike in drunkenness and violence within the Town Centre from 1:00AM until 2:00 AM, and these figures were used to reject my application (from 12:00AM until 1:00AM), also in the Watford Gazette some 3 months later there was an article showing all the licensed venues in Watford's history (within the ring-road) with regard to Police call outs and arrests but this article, produced under the freedom of information, showed that the main spike in violence was between 2:00AM and 3:00AM. Now, whoever you believe, the Police or the Watford Gazette, the issue is if my licence variation was rejected on the basis of these figures, then they must continue to reject further applications based on figures produced year on year.

Furthermore, the Watford council by law LP11, would stop any further licence variations by any venue wouldn't it! You have been made aware of my feelings on this matter and I shall be looking closely at your final judgement. Remember, if there is one rule for one venue, then this should surely apply to all venues, especially to a new Pub that has just opened with a new licence last year.

Yours Faithfully

Martin White

03 APR 2014

**Licensing Act 2003
Schedule 12
Part A**

Regulation 33,34

Premises Licence

Premises Licence Number

14/00274/LAPRE

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

The Flamingo
135 The Parade
High Street
Watford
WD17 1NS

Telephone number 01923 250510

Where the licence is time limited the dates

From -

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities

Live Music	Monday - Saturday	12:00 – 00:00
	Sunday	12:00 – 22:30
	New Year's Eve	12:00 – 02:00
Recorded Music	Monday, Tuesday and Wednesday	12:00 – 00:30
	Thursday	12:00 – 01:30
	Friday and Saturday	12:00 – 02:30
	Sunday	12:00 – 23:00
	New Year's Eve	12:00 – 04:30
Performances of dance	Monday, Tuesday and Wednesday	12:00 – 00:30
	Thursday	12:00 – 01:30
	Friday and Saturday	12:00 – 02:30
	Sunday	12:00 – 23:00
	New Year's Eve	12:00 – 04:30
Sale of alcohol	Monday, Tuesday and Wednesday	12:00 – 00:00
	Thursday	12:00 – 01:00

Friday and Saturday	12:00 – 02:00
Sunday	12:00 – 22:30
New Year's Eve	12:00 – 04:00

An additional hour at the commencement of British Summertime for all licensable activities.

The opening hours of the premises

Monday, Tuesday and Wednesday	08:00 – 00:30
Thursday	08:00 – 01:30
Friday and Saturday	08:00 – 02:30
Sunday	12:00 – 23:00
New Year's Eve	08:00 – 04:30

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On-premises supplies of alcohol only

DRAFT

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

The Flamingo (Watford) Ltd
135 The Parade
High Street
Watford
WD17 1NA

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

08378212

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

Mr Denis J Cook
(address omitted)

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

Personal Licence Number: 05/00905/LAPER
Licensing Authority: Watford Borough Council

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made under the premises licence:
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a premises licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. Any individual employed on the premises to conduct a security activity (within the meaning of section paragraph 2(1)(a) of schedule 2 to the Private Security Industry Act 2001) must be licensed by the Security Industry Authority.
4. The admission of children under 18 to any film exhibition must be restricted in accordance with any recommendation made by the film classification body specified in section 4, Video Recordings Act 1984 unless the licensing authority notifies the holder of the premises licence that recommendations made by the licensing authority must be followed instead
5. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—
 - i) the outcome of a race, competition or other event or process, or
 - ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
6. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

7. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
8. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
9. The responsible person shall ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - i) beer or cider: ½ pint;
 - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

Annex 2 – Conditions consistent with the Operating Schedule

Prevention of Crime and Disorder

1. All customers will be allowed until 20:00 hours and over 21's after 20:00 hours.

(This condition is taken and modified from the applicant's operating schedule)

2. (1) At least 14 days before any "significant event" is held at the Premises, the Designated Premises Supervisor must serve on the Watford Police Licensing Unit a Hertfordshire Constabulary approved Risk Assessment Form.

(2) A "significant event" is an event that is:
 - (a) promoted / advertised to the public at any time before the event, and
 - (b) predominantly features "DJs" or "MCs" performing to a recorded backing track, and
 - (c) is provided between the hours of 10pm and 4am.
3. (1) The Designated Premises Supervisor shall be responsible for maintaining a record for at least 12 months of "Significant Incidents" that occur on the Premises whilst licensable activities are being provided.

(2) "Significant Incidents" to be recorded include (but are not limited to):
 - (a) failures of or faults with the electronic identification system
 - (b) failures of or faults with the CCTV system
 - (c) refusals of alcohol sales
 - (d) calls to the police arising from illegal drugs on the Premises
 - (e) other matters that may affect the licensing objectives
 - (f) assaults or other injuries whether or not police or medical assistance is required
 - (g) CCTV and electronic identification system records supplied to Police and Licensing Authority officers
 - (h) seizures of false identification
 - (i) records of reasonable requests from authorised officers in accordance with condition
4. The Premises Licence Holder and/or Designated Premises Supervisor shall co-operate with reasonable requests made by authorised officers of responsible authorities under the Licensing Act 2003 to ensure the licensing objectives are not undermined, providing such requests do not involve additional expenditure.
5. The Premises must implement a "Challenge 25" policy whereby all customers who appear to be under 25 must produce photographic identification in the form of a passport, driving licence or Proof of Age Scheme (P.A.S.S) approved identification before being allowed to enter the Premises whilst licensable activities are taking place.
6. The Designated Premises Supervisor shall ensure there is a ratio of at least 1 door supervisor licensed by the Security Industry Authority for every 100 customers on duty at the Premises at all times licensable activities are taking place (unless authorised by Watford Police Licensing Unit otherwise in writing for a particular event).
7. There shall be no more than 250 customers permitted on the premises at any one time whilst licensable activities are being provided.
8. All licensed door supervisors must wear high-visibility clothing of a style and type agreed with the Watford Police Licensing Officer when working at entrances or exits to the Premises.
9. There shall be a dispersal policy for the premises agreed with the relevant responsible authorities and approved by an authorised officer of the Licensing Authority.

10. The Designated Premises Supervisor shall be responsible for implementing a dispersal management plan agreed (and revised from time to time) with the Watford Police Licensing Officer and the Licensing Authority. They will also ensure that licensed door supervisors remain on duty outside the Premises for 30 minutes after the Premises close to assist with dispersal of persons from the Premises and the vicinity of the Premises.
11. A Pubwatch radio must be available for use by staff trained in its use at all times the premises are open to the public. The radio will be kept in good working order, monitored by a responsible member of staff and used to report incidents of crime and disorder to the CCTV control room or police.
12. The Designated Premises Supervisor shall maintain a register/log of licensed door supervisors indicating the number of licensed door supervisors on duty, their identity, contact details including addresses and phone numbers and the times they were on duty. A copy should be available immediately upon request to an authorised employee of Hertfordshire Constabulary or the Licensing Authority.
13. Any person found with illegal drugs must be reported to a Hertfordshire Constabulary immediately.
14. Whilst licensable activities are taking place, the toilets at the Premises must be checked at least hourly for illegal drug use or supply. A written log of all checks must be kept at the Premises for at least 6 months and made available for immediate inspection on the request of an authorised officer of Hertfordshire Constabulary or the Licensing Authority.
15. (1) The Premises Licence Holder or Designated Premises Holder shall install and maintain a comprehensive CCTV system to the satisfaction of an authorised employee of Hertfordshire Constabulary. All entry and exit points must be covered enabling frontal identification of every person entering.

(2) The Designated Premises Licence Holder shall ensure that the CCTV system shall continually record whilst the Premises is open for licensable activities and during all times when customers remain on the Premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping.

(3) Recordings shall be made available immediately upon the request of the Police or authorised officer of the Licensing Authority providing such requests are in connection with the prevention or detection of crime. Recordings are to be supplied to in the form of digital download burned onto a DVD or CD disc.

(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 to the public. This staff member shall be able to show Police or an authorised officer to the licensing authority recent data or footage with the minimum delay when so requested.

(5) All faults/defects in the CCTV system must be reported to Hertfordshire Constabulary immediately the fault is discovered. The notification must be made to the Hertfordshire Constabulary non-emergency telephone number 101 and a log number obtained from the Police and recorded in the incident book. The Watford Police Licensing Unit must also be notified as soon as reasonably practicable.

(6) All faults with the CCTV system shall be repaired as soon as possible and in any case within three working days after which time, if the system is still inoperative no licensable activities shall take place without the agreement of Watford Police Licensing Officer and Licensing Authority until the fault is rectified.
16. Alcohol is to be served in polycarbonate, plastic or shatter-proof glasses when notified in writing at least 28 days in advance by Hertfordshire Constabulary.
17. The Designated Premises Supervisor shall ensure that all staff and licensed door supervisors receive training on checking customer identification, and in not serving those under the influence of alcohol and drugs. Records of such training shall be maintained by the Designated Premises Supervisor and made available to an authorised employee of Hertfordshire Constabulary or the Licensing Authority upon request.
18. No advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture,

tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.

19. (1) The Premise Licence Holder must install the Scannet electronic identification system (or an alternative electronic identification system if agreed in writing with an Watford Police Licensing Officer in advance). All customers must have their identity verified using the system before entry, except at times agreed in advance in writing by the Police Licensing Officer.

(2) Any faults with the electronic identification system shall be repaired as soon as possible and in any case within two working days after which time, if the system is still inoperative no licensable activities shall take place until the fault is rectified or an alternative system agreed with Watford Police Licensing Officer.

(3) The Designated Premises Supervisor must ensure that all data recorded on the Scannet (or alternative electronic identification) system is kept for at least 31 days and not deleted during that period.

(4) Data recorded by the Scannet (or alternative electronic identification) system shall be made immediately available upon request by the Police providing that such request is in connection with the prevention or detection of crime.

Protection of children from harm

20. Children will only be allowed entry if accompanied by a responsible adult.
21. No children will be allowed at the bar.

Prevention of public nuisance

22. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
23. The Premises Licence Holder shall arrange for notices to be displayed and announcements to be made within the Premises requesting that customers leave the premises quietly.
24. A sound limiting device located in a separate and remote lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an Environmental Health Officer to ensure that no noise nuisance is caused to local residents.
25. The operational panel of the noise limiter shall then be secured to the satisfaction of an Environmental Health Officer or Licensing Authority authorised officer.
26. The keys securing the noise limiter cabinet shall be held by the Premises Licence Holder or authorised manager only, and shall not be accessed by any other person.
27. The limiter shall not be altered without prior agreement in writing of the Environmental Health Officer.
28. A system for providing suitable and sufficient air supply and extraction, including air conditioning shall be supplied and maintained in good working order. Any breakdown which would remove this facility from operation during opening hours, must be notified to the licensing authority as soon as possible.
29. No more than 50 customers are permitted in the outside smoking area at any one time (unless a different number is agreed in writing in advance with the Watford Police Licensing Officer in consultation with an Environmental Health Officer).
30. The structure and control of the smoking area (including walls, fences, barriers, lighting and CCTV cameras) is to be of a type and design approved in writing by the architectural liaison officer of the Hertfordshire Constabulary, an Environmental Health Officer and the Local Planning authority.
31. No customers shall be permitted to take food or drink into the smoking area.

32. "Loudspeakers shall not be located in the entrance lobby or outside the premises building. Loudspeakers and other sound amplification equipment must not be directed outwards towards any street or installed externally to the Premises".

(This condition is adapted from the pool of model conditions and is appropriate for the prevention of public nuisance)

FOLLOWING THREE CONDITIONS AGREED WITH ENVIRONMENTAL HEALTH (APRIL 2014)

33. *The rear gates are to be kept closed when the rear yard is to be used by patrons. As this forms part of the escape route, approval must be obtained from the Fire Authority.*
34. *The rear yard is only permitted to be used by patrons at the times alcohol is sold at the premise.*
35. *The front doors are to be kept closed between 9.00pm and 8.00am*

Public safety

36. At least one First Aider trained to deal with problems associated with alcohol and drugs will be on duty when the Premises are open for licensable activities.

General

37. The Premises Licence Holder will surrender this licence when he disposes of his legal or equitable interests in the property to anyone other than immediate family members.

Annex 3 – Conditions attached after a hearing by the licensing authority (June 2013)

Prevention of public nuisance

- 1 At least one door supervisor per 25 people must monitor the smoking area in person when the Premises is open for licensable activities (unless a different number or ratio of licensed door supervisors to customers is agreed in writing in advance with the Watford Police Licensing Officer).
- 2 No rubbish, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours.

DRAFT

Annex 4 – Plans

Plans dated March 2014

DRAFT

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HERTFORDSHIRE

CONSTABULARY

Mr Denis Cook
The Flamingo
135 The Parade
Watford
Hertfordshire
WD17 2ER

4th March 2014

Dear Denis Cook,

Ref: Crime figures per venue.

Please find attached a list of Crimes, URN's and other incidents found to be linked with your venue. These figures cover the period 1st – 28th February 2014.

Should you wish to discuss these figures with the licensing officer or licensing sergeant please contact me by email: susan.franklin@herts.pnn.police.uk or on the contact number below.

Yours sincerely,

Susan Franklin
Business Support Assistant
Community Safety Unit – ASB – Licensing
Watford Central Police Station
Shady Lane
Watford
WD17 1DD
01923 472947

Crime Type	Crime Reference No.	Date Committed	Time Committed	Other Relevant Details	Total
Venue Flamingo - February 2014					
Theft from person					0
Assault					0
Criminal Damage					0
Public Order Offence					0
Drugs					0
Other incidents involving the venue:					0
Section 27's linked to the venue:					0
Incidents which occurred outside the venue but found to be linked to the venue (from Public Order sheets)					
		28/02/2014		NTE Sheet 28/02/2014 refers to Flamingo in the licensing issues section. Flamingos was checked for structure at the rear to see if it was being used. It was barricaded across with wood and there was no indication that any uses had been made of it. Denis the Manager was present at the time of check.	1
Total					1

Parminder Seyan

From: Hardesh Bhatti

Sent: 02 April 2014 12:25

To: Parminder Seyan

Subject: FW: Re. The Flamingo Licence Application. Your Reference 14/00274/LAPRE.

Dear Parminder,

Hope you are well.

I have reviewed the licence application for The Flamingo, 135 The Parade and also met with the applicant, Denis cook.

The application is a variation of the existing licence to amend the times that alcohol is available and the opening and closing times of the premise.

The following table outlines the existing opening and closing hours and the proposed hours:

Day.	Existing opening hour.	Proposed opening hour.	Existing closing time.	Proposed closing time.
Monday	12.00	08.00	00.30	00.30
Tuesday	12.00	08.00	00.30	00.30
Wednesday	12.00	08.00	00.30	00.30
Thursday	12.00	08.00	01.30	01.30
Friday	12.00	08.00	01.30	02.30
Saturday	12.00	08.00	01.30	02.30
Sunday	12.00	08.00	22.30	23.00

The table excludes variations to the opening hours.

The following table outlines the existing hours alcohol is available for sale. The variations that have been requested are excluded from the table:

Day.	Existing time alcohol sale is permitted to begin.	Proposed time alcohol sale is permitted to begin.	Existing time alcohol sale must cease.	Proposed time alcohol sale must cease.
Monday	12.00	12.00	00.30	00.00
Tuesday	12.00	12.00	00.30	00.00
Wednesday	12.00	12.00	00.30	00.00
Thursday	12.00	12.00	01.00	01.00
Friday	12.00	12.00	01.00	02.00
Saturday	12.00	12.00	01.00	02.00
Sunday	12.00	12.00	22.30	22.30

From the table, my observations are that the substantial variation would be on Friday night and Saturday nights as the premise would be open for an extra hour. In addition, on Friday night and Saturday night, the times alcohol is sold will increase by an

additional hour.

Therefore, there is a potential for public nuisance given the number of residential premises in the vicinity and the increase in the hours of operation.

I have reviewed the records on Uniform and it does not appear that we received any complaints whilst The Flamingo has been in business and the area at the rear has been used for smoking. However, there has been one complaint but this has not been substantiated.

Following our meeting with the applicant, these potential impacts could be controlled if the following conditions were accepted.

- The existing conditions on the current licence regarding public nuisance are carried onto the new licence. Furthermore,
- The rear gates are to be kept closed when the rear yard is to be used by patrons. As this forms part of the escape route, approval must be obtained from the Fire Authority.
- The rear yard is only permitted to be used by patrons at the times alcohol is sold at the premise.
- The front doors are to be kept closed between 9.00pm and 8.00am.
- The implementation of the measures put forward by the applicant to prevent public nuisance. These measures are set out in the application dated Wednesday, 5th March 2014.

I have E-Mailed the applicant to determine if he is willing to agree to our requirements. If he is I will withdraw my representation.

Should you have any further queries, please do not hesitate to contact me.

Yours sincerely,

Hardesh Bhatti
Environmental Health Officer