



# LICENSING SUB COMMITTEE

**Jimmy's World Grill and Bar  
134 High Street**

**Tuesday, 25th November, 2014**

**10.30 am**

**Town Hall, Watford**

**Please note the start time of this meeting**

Publication date: 17 November 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/Alan Garside in Democracy and Governance on 01923 278376 or by email to [legalanddemocratic@watford.gov.uk](mailto: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, K Hastrick, P Jeffree, H Lynch, M Mills, G Saffery, D Scudder, S Williams, M Hofman, A Khan and B Mauthoor

*The Sub-Committee to comprise 3 members from those listed above.*

## AGENDA

### PART A - OPEN TO THE PUBLIC

1. **DISCLOSURE OF INTERESTS (IF ANY)**
2. **COMMITTEE MEMBERSHIP/ELECTION OF A CHAIR**
3. **REVIEW OF PREMISES LICENCE: JIMMY'S WORLD GRILL AND BAR, 134 HIGH STREET, WATFORD, WD17 2EN** (Pages 1 - 42)

Report of the Head of Community and Customer Services

This report asks the Licensing Sub-Committee to consider an application for a review of the premises licence at the above premises.

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## PART A

**Report to:** Licensing Sub-Committee  
**Date of meeting:** Tuesday 25 November 2014  
**Report of:** Head of Community and Customer Services  
**Title:** Application for Review of a Premises Licence  
Jimmy's World Grill & Bar, 134 High Street, Watford WD17 2EN  
14/01268/LAINPT

### 1.0 SUMMARY

- 1.1 An application for a review of a Premises Licence has been received from Collette Fahy (a local resident) in respect of Jimmy's World Grill & Bar, 134 High Street, Watford WD17 2EN.

The application is made on the grounds that the premises are undermining the licensing objective of the prevention of public nuisance.

Three representations have been received in support of the review from interested parties.

### 2.0 RECOMMENDATIONS

- 2.1 That the Licensing Sub-Committee determines with reasons which, if any, actions available to it as detailed in this report are appropriate for the promotion of the licensing objectives.

#### **Contact Officer:**

For further information on this report please contact:  
Austen Young, Licensing Officer  
Tel: 01923 278474 Email: [austen.young@watford.gov.uk](mailto:austen.young@watford.gov.uk)

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

### 3.0 APPLICATION

#### 3.1 Type of application

Application for a review of a Premises Licence under section 51 of the Licensing Act 2003.

3.2 The review application is attached at appendix 1.

#### 3.3 Description of premises

The premises are a restaurant (as defined in Policy LP1 of Watford Borough Council's statement of licensing policy) located within the Town Centre. There are residential properties above and behind the development. The customer entrance to the property is from the High Street. Deliveries and collections are made via a rear yard which is accessed from Smith Street.

3.4 A map of the location of the premises is attached at appendix 2.

3.5 A plan of the premises is attached at appendix 3.

#### 3.6 Licensable activities

The following activities are permitted by the existing licence:

Licensable activity	Permitted
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	

#### 3.7 Licensable hours

	Alcohol	Late night refreshment	Opening hours
Monday	11:00 – 00:00	23:00 – 00:00	08:30 – 00:30
Tuesday	11:00 – 00:00	23:00 – 00:00	08:30 – 00:30
Wednesday	11:00 – 00:00	23:00 – 00:00	08:30 – 00:30
Thursday	11:00 – 00:00	23:00 – 00:00	08:30 – 00:30

Friday	11:00 – 00:00	23:00 – 00:00	08:30 – 00:30
Saturday	11:00 – 00:00	23:00 – 00:00	08:30 – 00:30
Sunday	11:00 – 23:30	23:00 – 23:30	08:30 – 00:00
Monday (after Bank Holiday)	11:00 – 23:30	23:00 – 23:30	08:30 – 00:00
Tuesday (after Bank Holiday)	11:00 – 23:30	23:00 – 23:30	08:30 – 00:00
New Year's Eve	11:00 – 00:00	23:00 – 00:00	08:30 – 00:30

3.8 A copy of the current licence is attached at appendix 4.

#### 4.0 **BACKGROUND INFORMATION**

4.1 The following background information is known about these premises:

4.2 Designated premises supervisor  
Rajesh Selvaraju since 2 April 2014.

4.3 Current licences held  
The current licence is 14/01025/LAPRE and was granted on 11 August 2014, when the licence was transferred to Jimmy's Worlds Restaurants Limited.

The premises was initially licensed on 18 July 2011 following a hearing in front of a Licensing Sub-Committee. The hours and licensable activities are the same as when the licence was initially granted. With the exception of condition 4 of annex 3 of the licence, the conditions of the licence are also the same as when the licence was initially granted.

4.4 Closing date for representations  
5 November 2014.

The consultation period was extended by 1 day due to issues with the public notice. Please see paragraphs 9.10 – 9.13 for the details.

4.5 Visits and Enforcement action  
The licensing authority was first contacted by Collette Fahy, the applicant, on 2 Jan 2013. The initial contact was as a result of a complaint made to the planning department.

At this time, the complaint was with regards to how units within the development had started operating by Christmas 2012 despite the rear service yard not being open for deliveries or collections, and the problems which this was causing.

Since this time, Mrs Fahy has regularly contacted the licensing authority with regards to the servicing of the development, including supplying photographs, as we have sought to resolve the issues faced by residents.

With regards to Jimmy's World Grill & Bar, the following complaints have

been received:

- Bins being left in the rear yard rather than in the bin storage areas
- Waste collections made outside of permitted hours
- Glass waste being deposited in external bins outside of permitted hours
- Deliveries occurring out of permitted hours
- Failure to display signage requesting patrons to leave quietly

A visit to the premises on 12 June 2013 identified breaches of the licence, specifically that there was no personal licence holder on duty at the premises (as required under condition 2 of annex 2) and that there were no notices on display requesting patrons to leave the area quietly (as required under condition 6 of annex 2). On 1 August 2013 the director of East West Restaurants Limited (the licence holders at the time) was issued a Formal Warning for these breaches.

In November 2013, a minor variation was submitted to change the licence to allow the use of the service yard from 07:00 instead of 09:00. In support of this application, it was claimed that it was not possible to find a waste carrier who would collect after 09:00. This was supported by research conducted by the licensing authority. As a result, the minor variation was granted. This condition is still on the existing licence, which is attached at appendix 4.

However, it would appear that another operator within the development has been able to secure a waste carrier who does collect after 09:00, because such collections have been witnessed.

Since the minor variation, and after numerous visits to check compliance and following complaints, the premises have been found to be operating within the conditions of the licence. Both Licensing Officers and Environmental Health Officers have inspected the systems in place to ensure glass waste is not emptied outside. The bins are collected after 07:00 and before 21:00 as required by the licence and planning permission.

The licensing authority have been advised that the collection times are routed directly to the waste carrier's Transport Manager. Any deviation from this collection pattern is flagged to the manager's mobile phone at the time of collection. This system allows the collection times to be monitored, and prevent repeatedly collecting before the permitted hours.

The licensing authority were provided with pictures of waste carriers arriving before the agreed hours after the licence had been varied. However, these waste carriers were found to not be servicing Jimmy's World Grill & Bar, and instead were servicing other units within the development.

Bins do continue to be stored in the rear yard area. The licensing authority have been advised that this is not a breach of the planning condition. By storing bins in this manner, this may be in contravention of the agreement between the landlord and the premises, but this is not a matter in which the



licensing authority have any power to intervene.

Numerous noise issues continue to be raised in relation to this development and the operation of businesses both within and adjacent to the development, not just Jimmy's World Grill & Bar. The premises do contribute to this noise when their collections are made, albeit when in compliance with their licence conditions.

In the 22 months since these issues were first raised, there have been times when the situation has improved, and there have been times when the situation has deteriorated. It must be noted that after an escalation in March/April 2014 and the involvement of Mr Andrew Potts, acting for the licence holders, the situation in regard to this specific premises has significantly improved.

## 5.0 RESPONSIBLE AUTHORITIES

5.1 No representations have been received from the responsible authorities.

5.2 Although Environmental Health and Planning have not submitted representations on the merits of the review, they have provided information with regards to their involvement with this premises. These comments are reproduced over the following paragraphs.

### 5.3 Response from Environmental Health

Environmental Health have been involved in setting the hours of use for the Met Quarter service yard, accessed from Smith Street, from the planning stages of the development through to the initial licensing and subsequent minor variation. There has been further involvement with various businesses on the specifics of their operation, however these are outside the scope of this summary.

As part of the planning process it was identified that although the development is in a Town Centre location it would have the potential to cause disturbance to local residents. We therefore ensured that conditions were attached to the planning permission to restrict the hours when the service yard could be used to service the development. Specifically the following conditions were attached:

- No servicing of the development from the service yard on Smith Street shall take place before 07.00 or after 21.00 Mondays to Fridays, before 08.00 or after 13.00 on Saturdays and not at all on Sundays and Public Holidays.
- There shall be no outside storage of goods, materials, waste, or packaging within the service yard at any time.

It was felt at the time the planning permission was granted that these conditions would adequately protect the residents from statutory noise nuisance as set out in the Environmental Protection Act 1990. Specifically the hours in which the service yard could be used were set having considered

the nature of the locality, a consideration which must be taken into account when considering statutory nuisance. Although Smith Street is predominately residential it is located within the town centre and activity in the area after 07.00 is significant. The second condition prohibiting the storage of items, including rubbish, in the service yard was included in order to minimise the noise from items being placed into the bins.

When the licence was first granted in 2011 the Licensing Sub-Committee attached more stringent conditions to Jimmy's World Grill and Bar restricting the use of the service yard to between 09.00 and 21.00 Monday to Fridays and between 09.00 and 13.00 on Saturdays and at no times on Sundays or Public Holidays.

A minor variation was made on 27 November 2013 which altered the hours the service yard could be used to bring them into line with those imposed through planning condition. As part of this variation Environmental Health carried out monitoring of refuse collections and deliveries made to the Met Quarter between 06.30 and 09.00 and it was felt that deliveries to this area at these times were in keeping with the character of the neighbourhood and would not constitute a statutory nuisance. This decision was made on the understanding that no deliveries or collections would take place before 08.00 on Saturdays and not at all on Sundays.

Following notification of this review we carried out monitoring over seven working days from 07.00 until between 08.00 and 09.00. We found that the situation had not changed from that found in 2013 and that we again felt that the use of the service yard from 07.00 Monday to Friday and from 08.00 on Saturdays would not give rise to a statutory nuisance. This decision was made having considered the character of the neighbourhood which is in a town centre location and is active from 07.00 with street cleaning, buses, and deliveries being made to businesses in King Street all generating significant noise in Smith Street. This means that the activities in the service yard are in keeping with the other activities in this area.

It was also noted that deliveries and collections made in King Street were subjectively noisier than those made in the service yard at certain locations in Smith Street, this is likely due to attenuation provided by the service yard wall.

#### 5.4 Response from Planning

Conditional Planning Permission for a major development at High Street/King Street was granted on the 10th March 2011. The reference number for this application is 10/01236/FULM.

Condition 17 of the planning permission deals with the servicing of the yard at the rear of the development, the entrance and exit to which is located on Smith Street. The condition states as follows:

"No Servicing of the development from the service yard on Smith Street shall take place before 7.00 or after 21.00 Mondays to Fridays, before 08.00 or

after 13.00 on Saturdays and not at all on Sundays and Public Holidays.”

Condition 18 states:

"There shall be no outside storage of goods, materials, waste, or packaging, within the service yard at any time."

The approved plans show that the restaurants within the development were to construct internal bin storage areas. These areas have been constructed as shown on the approved plans.

The intention of providing the internal bin stores was to keep the bins out of the service yard. However, the wording of the condition does not explicitly prohibit bins from being stored in the service yard, and the use of the bin stores can not be enforced.

There have been numerous complaints to the planning enforcement team with regards the rear service area. Complaints have been received about the times of the deliveries, outside of the hours under condition 17. However, emptying the glass bins late at night, or the noise from deliveries and collections, is not something that can be dealt with under planning legislation.

## 6.0 INTERESTED PARTIES

6.1 Representations have been received from the following interested parties in support of the review.

Reference letter	Name	Address	Representative Body (Yes/No)	Relevance to which licensing objective
A	Klaudia Buggaj	12 Smith Street, Watford	No	Public nuisance
B	Lynda Gelfs	11 Smith Street, Watford	No	Public nuisance
C	Emma Ryder	1A Smith Street, Watford	No	Public nuisance

6.2 These representations are attached at appendices 5A to 5C.

6.3 The representations are on similar lines to the review, and concern allegations of emptying the glass bins late at night and deliveries occurring outside of permitted hours. The representations also call for measures to keep the bins stored inside of the premises and soundproofing to reduce the escape of noise.

6.4 No representations were received opposing the review.

## 7.0 POLICY CONSIDERATIONS

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

- Sections 51 and 52  
These sections details how a review application should be made and the process which should be followed in determining the application.
- The Licensing Act 2003 (Hearings) Regulations 2005 (as amended)  
These regulations detail how hearings should be conducted to determine applications submitted under the Licensing Act.

## 7.2 Statutory guidance

This application was validated on 7 October 2014, before the most recent statutory guidance was issued on 13 October 2014. Therefore, the guidance which applies to this application is the version issued in June 2014.

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

- Chapter 11  
This chapter gives guidance around the review process and determining an application for a review.

## 7.3 Statement of licensing policy

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

- LP13 (Licence Reviews)  
This policy explains which matters will be considered very seriously upon a review of a Premises Licence; that an evidentiary basis for the allegations made must be laid before the licensing authority; that it is not always appropriate for responsible authorities to exhaust the relevant legal powers at their disposal before calling for a review; and that it is not for the Licensing Sub-Committee to attempt to go behind the finding of the Courts or other legal bodies with regards to convictions or failure to take action.
- Appendix 1 (Licence Review Guidelines)  
These guidelines were produced to maintain a degree of consistency and transparency in decision-making with regards to reviews.

7.4 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.

7.5 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. For this reason, the licensing authority's statement of licensing policy requires any party making an application for a licence review to prove the facts on the balance of probabilities (that is, they are more likely than not to have occurred). Robust evidence must be presented and not just anecdotal or hearsay evidence.

## 8.0 SUMMARY OF APPLICATION

### 8.1 Collette Fahy's case

Mrs Fahy is seeking amendments to the conditions which are currently attached to the licence for Jimmy's World Grill & Bar on the grounds that these are necessary to promote the licensing objective of the prevention of public nuisance. The full application is attached at appendix 1.

8.2 The application details a number of concerns as to how it is felt that the operation of the premises is undermining the licensing objectives. The issues are with regards to rubbish disposal and collection, when and where these activities take place, and alleged breaches of the licence and planning conditions.

8.3 The application specifically requests that the following should be applied to the premises, either by amended existing licence conditions, or by attaching new conditions to the licence.

- No bottle dumping, or moving of the rubbish bins, should be permitted to take place outside after 7pm
- Rubbish collections should take place after 9am
- Bins should be located inside the premises, with external doors to be fitted with sound proofing insulation and kept shut at all times

### 8.4 Response of Jimmy's Worlds Restaurants Limited

At the time of writing this report, no formal response to the review had been received from or on behalf of the licence holder, Jimmy's Worlds Restaurants Ltd.

8.5 We have been advised by Collette Fahy that there was a meeting on Friday 7 November 2014 between herself and representatives of Jimmy's World Restaurants Ltd to discuss the review. The licensing authority were not represented at this meeting.

It is understood that the matters discussed at this meeting included the following.

- details of a new contract with the waste carrier which confirms that

rubbish is not to be collected before 7am Monday to Thursday, and not before 8am Friday to Sunday

- signs placed within the kitchen and bin store which state that rubbish and bottles should not be moved after 9pm
- staff to sign an agreement to the effect that no rubbish or bottles should be moved after 9pm, a breach of which will result in the company taking disciplinary action
- that all bottle bins will be kept inside the bin store
- that the doors to the bin store will be insulated with sound proof material, this action to be completed within 7 days of the meeting

Officers did contact the solicitors to confirm the details of this meeting, but had not received any reply by the time of publishing this report.

## 9.0 OFFICERS OBSERVATIONS

9.1 It should be noted that the rear yard at this development is a communal yard, the use of which is not just limited to licensed premises. There are two premises which use this yard and which are not required to hold a licence under the Licensing Act 2003. The yard is also used by the residents who live in the flats above the development.

9.2 Members are advised to not consider taking any action in connection with this review unless they are satisfied that there is a direct link between the nuisance identified in the review application, and in the representations in support of the review, and the premises of Jimmy's World Grill & Bar.

9.3 Members are also advised that it must be established that there is a direct correlation between the nuisance caused by these activities and the use of the premises for licensable activities.

9.4 It has already been mentioned that the planning permission for this development contains the following condition regarding the servicing of premises:

17 No servicing of the development from the service yard on Smith Street shall take place before 07.00 or after 21.00 Mondays to Fridays, before 08.00 or after 13.00 on Saturdays and not at all on Sundays and Public Holidays.

9.5 The timings in this condition are very similar to the current licence condition regarding the use of the rear yard, which reads as follows:

4 No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2100 hours and 0700 hours the next day Monday to Thursday and on Friday and Saturdays 2100 hours and

0800 hours the next day.

- 9.6 Members should be wary about varying any conditions which result in greater division between the terms of the licence and the planning permission. Although planning and licensing are two separate regimes, it would be practical to ensure that the two authorisations are similar with regards to their conditions and permitted activities.
- 9.7 Members are also reminded of paragraph 1.16 of the statutory guidance, which states that licence conditions 'should not duplicate other statutory requirements or other duties or responsibilities placed on the employer by other legislation'. This is of particular relevance to this premises because there are already conditions which are duplicated across the licence and planning permission. The planning permission also does contain some restrictions with regards to servicing from the rear yard and to the use of the rear yard.
- 9.8 It has also been mentioned that the planning permission contains the following condition regarding the use of the rear area:
- 16 There shall be no outside storage of goods, materials, waste or packaging within the service yard at any time.
- 9.9 The planning authority has advised that this condition does not apply to the physical bins because the condition does not explicitly state that there shall be no outside storage of the bins.
- 9.10 Under condition 4 of the licence, no rubbish shall be emptied into any bins in the outside areas between 2100 hours and 0700 hours the next day Monday to Thursday, and between 2100 hours and 0800 hours the next day Friday and Saturday. No bins should also be stored outside during these hours.
- 9.11 Should the Sub-Committee find it appropriate to amend the licence by attaching additional conditions, officers suggest the following conditions may be sufficient to address the issues raised within the review and the supporting representations. These conditions do not restrict the Sub Committee's power to attach conditions from the pool of model conditions (amended or otherwise), or to draw up their own conditions based upon the submissions put to them, if they consider that they are appropriate, proportionate, justifiable and within the applicant's power to comply with.
- No rubbish, including bottles, or bins shall be moved within the outside areas between 2100 hours and 0700 hours the next day Monday to Thursday, and between 2100 hours and 0800 hours the next day on Friday and Saturday

This would prohibit moving the bins within the outside area during the evenings or early mornings, and addresses a specific point of the review that the movement of bins late at night causes a nuisance. This is similar to the condition on the current licence, but would potentially allow the bins to be

stored outside at any time because it does not explicitly prohibit the storage of bins.

- All rubbish, including bottles, must only be placed into bins or other waste receptacles used by the premises within the purpose-built bin store. No rubbish shall be placed in these bins between 2100 hours and 0700 hours the next day Monday to Thursday, and between 2100 hours and 0800 hours the next day on Friday and Saturday

This would prohibit emptying rubbish into any outside bin at any time. By restricting this activity to within the bin store only the level of noise would be controlled by the natural sound insulation of the construction of the bin store. Not storing all bins within the bin store would allow the premises space to empty rubbish into the bins and be able to comply with this condition. This is similar to the condition on the current licence, and contains the same controls with regards to the hours to prevent disturbances late at night or early in the morning.

- All doors which lead from the purpose-built bin store to the rear service yard shall be kept closed at all times, except to remove the bins to place them out for collection, and to return the bins once such rubbish has been collected

This condition is also aimed at addressing the noise of the use of the bins, by requiring the door to the bin store to be closed whenever rubbish is being emptied into the bins and reducing the impact of this activity. This is to address the specific issues of the noise caused by the emptying of rubbish into the bins, and a request identified within the review that the doors to the bin store be kept shut at all times. There is no similar condition currently on the licence.

- 9.12 Officers are aware that the representatives for Jimmy's Worlds Restaurants Limited did question the validity of the review application on the grounds that they had not received a copy of the application form. This query was received on 8 October 2014, the day after the application was received by the licensing authority and other responsible authorities by post. To assist, the licensing authority served a copy of the review application on the agents by email.
- 9.13 It is the responsibility of the applicant to ensure that copies of the review application are served upon the responsible authorities, including the licensing authority, and the holder of the Premises Licence.
- 9.14 A further query was also raised with regards to the validity of the review application because the public notice of review was not immediately available upon the Council's website. The notice was published on 9 October 2014, the day after the date on which the notice should have been published.
- 9.15 The effect of not publishing the notice on the Council's website when required was to extend the consultation period by 1 day so that the notice



was able to be viewed for a full 28 days.

- 9.16 Officers do not consider that the application has been prejudiced or affected in any material terms as a result of these issues. Representatives of the licence holder were served with a copy of the application to maintain full disclosure, far in advance of the arranged hearing date, and a public notice was published on the Council's website for 28 days to advertise the application.
- 9.17 The Sub-Committee have a duty to "have regard" to both the licensing policy and the statutory guidance, but are not bound by either document. However, should Members wish to depart from the policy or guidance then detailed reasons for this must be given as part of any decision.
- 9.18 In determining this application, the Sub-Committee must have regard to the application and any relevant representations and take such steps as it considers appropriate for the promotion of licensing objectives. The steps are:
1. to take no further action;
  2. to issue a formal warning to the premises supervisor and/or the licence holder
  3. to modify the conditions of the licence;
  4. to exclude a licensable activity from the scope of the licence;
  5. to remove the designated premises supervisor;
  6. to suspend the licence for a period not exceeding three months;
  7. to revoke the licence;

and for this purpose the conditions of the licence are modified if any of them are altered or omitted or any new condition is added.

Where the Licensing Sub-Committee takes a step mentioned in 3 or 4 as mentioned above, it may do so either permanently or for a period not exceeding 3 months.

The Licensing Sub-Committee is asked to give full reasons for its decision.

The Licensing Sub-Committee must make its decision within five working days of the end of the hearing. Any decision of the Licensing Sub-Committee does not come into effect until either:

- the expiry of 21 days from the date of the decision (the period given for appealing the decision); or

- If the decision is appealed against, until the appeal is disposed of.

Any party to the proceedings may appeal against the decision of the Licensing Sub-Committee.

#### Appendices

Appendix 1 - application for review

Appendix 2 - map of the premises' location

Appendix 3 - plan of the premises

Appendix 4 - current premises licence

Appendix 5 - representations from interested parties

#### 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

Amended guidance issued under section 182 of the Licensing Act 2003 (June 2014)

Licensing Act (Hearings) Regulations 2005

Watford Borough Council Licensing Policy (January 2013-18)

Watford Borough Council Pool of Model Conditions (March 2013)

#### File Reference

Jimmy's

## WATFORD BOROUGH COUNCIL

Application for the review of a premises licence or club premises certificate under the  
Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.  
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I Collette Fahy*(Insert name of applicant)*

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

## Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description Jimmys Wordl Grill The Met Quarter, High St, Watford, Hertfordshire WD17 2EN 01923 230999	
Post town Watford	Post code (if known) WD17 2EN .

Name of premises licence holder or club holding club premises certificate (if known)
--

Number of premises licence or club premises certificate (if known)
--

## Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

2) a responsible authority (please complete (C) below)

3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT** (fill in as applicable)

Please tick ✓ yes

Mr  Mrs  Miss  Ms  Other title  
(for example, Rev)

**Surname**

Fahy

**First names**

Collette

**I am 18 years old or over**

Please tick ✓ yes

**Current postal address if different from premises address**

3 Smith Street

**Post town**

Watford

**Post Code**

WD18 0AA

**Daytime contact telephone number**

[REDACTED]

**E-mail address (optional)**

[REDACTED]

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Watford Borough Council
Telephone number (if any)
E-mail address (optional)

**This application to review relates to the following licensing objective(s)**

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

- 
- 
- 
-

**Please state the ground(s) for review** (please read guidance note 2)

A review is required and conditions to be reviewed and amended..

Staff currently dump bottles very late at night and most nights on or around 11pm. This causes a great deal of disturbance and noise to the immediate residents which is very loud and causes disruption to us all due to the glass crashing. In particular the summer months as windows are kept open. Bottle bins are kept outside of the internal bin storage which creates a higher noise impact.

A review of this should now be considered that no bottle dumping and rubbish bins to be moved or placed outside should take place after 7pm. We have many children on the road who are very young and live next and opposite to the site and the noise from bottle dumping is excessive. The current condition is 9pm and this is too late due to the noise level of crashing bottles.

The collection of the bottle dumping and refuse is also collected very early, as early as 6am, again this contravenes the current condition. Rubbish collections should be collected after 9am by the refuse company which was the condition that was agreed at the hearing in the first instance.

Rubbish bins are also moved around late at night as staff enter the bin room. The bins are large steel bins and this creates a lot of noise when this is done late at night.

i work nights on occasions and often disturbed by this development. Due the turning point for the refuse collection and delivery drivers they pull up right in front of my house in order to reverse into the site which blocks my downstairs front room window of natural daylight, the vibration of such trucks travel into my home creating noise and disruption to me.

We were told that bottle dumping bins were located inside the premises, why is this not being used? if they are located inside then sound proofing insulation should be fitted to the the external bin doors to reduce the impact to us residents when the staff are disposing of rubbish. The doors should be kept shut at all times.

This complex all have different refuse collection companies and we have as many as 4 refuse trucks turning up each morning which adds to the disturbance of the residents.

**Please provide as much information as possible to support the application (please read guidance note 3)**

numerous reports have been made the Council about early collection for rubbish by the refuse collection companies as early as 6am.

Bottle dumping is made as late as 11pm most nights by the restaurant, again numerous reports have been made to the Council.

rubbish is placed outside the premises late at night and bins are left out on a permanent basis which was not the agreement.

Please tick ✓ yes

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day		Month		Year				
+	+	+	+	+	+	+	+	+

**If you have made representations before relating to the premises please state what they were and when you made them**

a hearing was held for the Met quarter development in July 2011.

numerous residents set out objections for the licensing hearing:-

no bottling late at night or early morning and concerns over the rubbish collection, delivery restrictions for early morning or late night deliveries.

following on from the hearing the following was agreed to by the applicant.

conditions were set out for rubbish collections, including bottle dumping not to be placed or moved outside during the hours of 2100 and 0900. bottle disposal units were held inside the premises.

deliveries will only be permitted during the hours of 0900 and 2100 except on a Saturday when it would be 0900- 1300

Enclosed are the original representations that were submitted prior to the restaurent opening.



Please tick ✓ yes

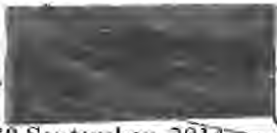
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 3 – Signatures** (please read guidance note 4)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date 30 September 2014

Capacity resident

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 6)  
as above

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

**Notes for Guidance**

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

**Watford Licensing Authority  
Licensing Act 2003**

Ref No:  
Reg 7:

**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	Collette Fahy
Organisation name/name of body you represent (if appropriate)	
Postal and email address	3 Smith Street Watford WD18 0AM
Contact telephone number	[REDACTED]

Name of the premises you are making a representation about	Jimmy Spices
Address of the premises you are making a representation about.	Unit 3, 134 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 separate sheet
Public safety	NO	
To prevent public nuisance	Yes	See separate sheet
To protect children from harm	NO	

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 separate sheet
---	--------------------

Signed: [REDACTED]

Date: 17/6/11

Please see notes on reverse

**Objections submitted by Collette Fahy –**  
**3 Smith Street – Watford- Herts WD18 0AA**

**Crime and disorder,**

- The local infrastructure is not suitable to allow effective dispersal of customers, considering the size of the premises and large number of customers leaving said premises, the capacity is too big.
- If customers cannot leave the area quickly and effectively, this could create rise to crime and disorder
- Customers leaving would have consumed alcohol, this imposes additional risk to an increase of crime and disorder in the immediate area

**Prevention of Public Nuisance**

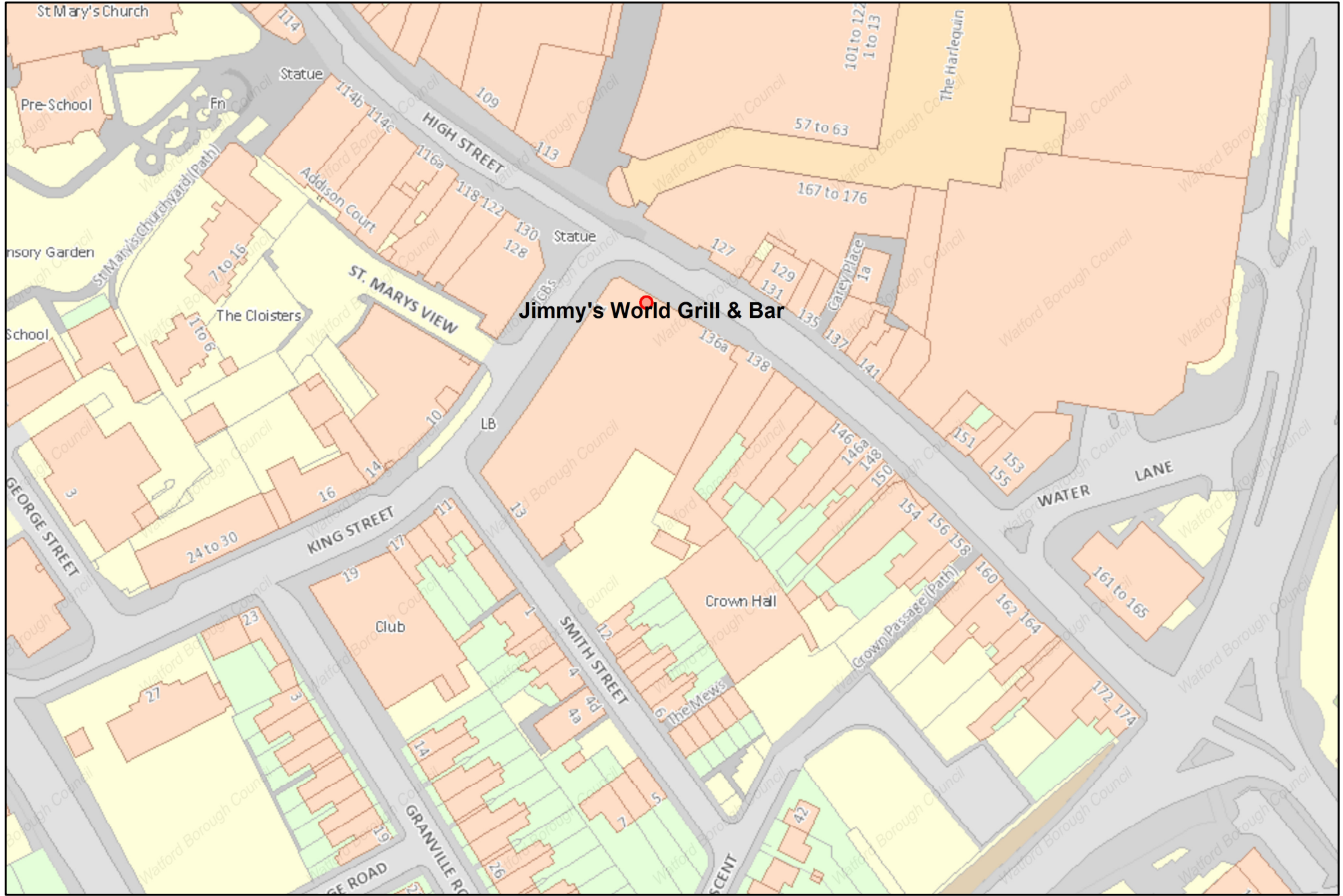
- Residents will incur nuisance from the customers roaming the street having left the bar/restaurant. .
- Increase in licensed premises will create an increase in noise late at night to the residential area
- To allow to 00.30 is beyond the “norm” for this area. We request 00.00
- Noise emanating will have a serious impact on the residents, not to mention the customers leaving the premises, this is including the noise of the customers, and taxi's arriving / leaving
- Staff cleaning up. Bottling up, emptying bins, moving bins to collection points will create noise disturbance.
- Security on the door to control noisy customers and to restrict entry after a certain time
- when loading or unloading takes place consideration should in all cases be given to working methods which minimise noise.
- Hours of operation –
- Cooling/ air-condition units – especially in the summer months when we will have our windows open – the noise
- Litter
- Smell/ odour's – cooking smells
- Cars leaving and arriving in the area, sounding of horns, screeching or cars etc. can cause a disturbance
- noise from the restaurant when in full capacity.

**Suggested licence conditions**

1. “Restaurant condition” alcohol is only served to those seated having a table meal and served by a waiter.
2. Delivery vehicles - Restrict the times, for example, to the normal working day and exclude deliveries and collections at Weekends and Bank Holidays , including minimising the need for vehicle manoeuvring, especially reversing in and out of Smith Street
3. Last drinks at 11.30 –close at 00.00
4. No late night clearing of premises, bottling up, bins being moved at late hours- restrict to normal working hours
5. Signs up for patrons to leave area quietly as residential area.
6. Door staff on the door at the weekend – to control public, turn patrons away if after a certain time, due to the capacity intended to cater for.
7. Reduce the capacity.

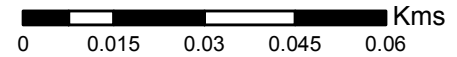
Collette Fahy

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## Appendix 2

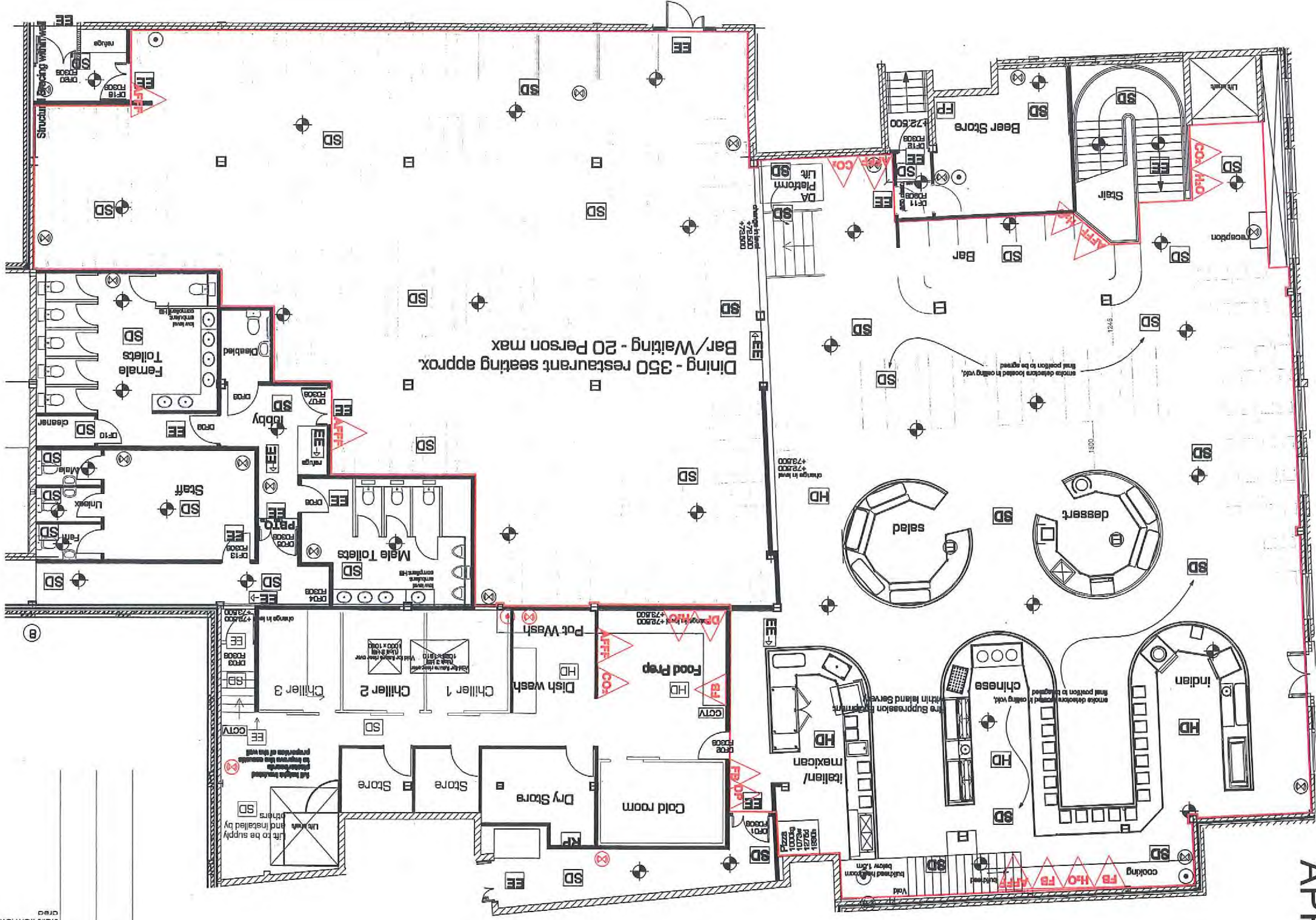
Date: 29/10/2014



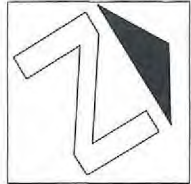
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Rev	Date	Description
A	19.07.12	Took the beer store out of the licensing area
B	31.10.12	General revisions, bar, back food preparation area and stairs internal fire alarm system to BS 5839



**Fire Key**

- AFFF Extinguisher - 8 litre capacity
- CO2 Extinguisher - 2kg capacity
- DP Dry Powder Extinguisher - 2.25kg or 4.5kg capacity
- H2O Water Extinguisher - 9 litre capacity
- Fire Blanket - 1.2m x 1.2m
- Break Glass Fire Alarm Call Point
- Fire Alarm Siren
- Ionisation Smoke Detector
- Fire Alarm System to BS 5839 Part 1 1989
- Heat Detector
- Fire alarm system to BS 5839 Part 1 1989
- Repeater Panel
- Fire Panel
- Maintained Illuminated EXIT signs to BS 5250
- (EXCEPT, where in close proximity to normal emergency lighting a non illuminated sign will be used). Fire solely related signs and notices are to conform to BS 5499 Part 1 1990.
- Maintained Illuminated EXIT signs to BS 5250 Fire alarm system to conform to BS 5499
- Emergency Light To conform to BS 5265 Part 1 1989.
- Part 1 Code of Practice
- PB10 Door fitted with Panic Bar & Push Bar TO CPD7/1990.
- VP Vision Panel - obscure glass to tolerate fire

- Fire Extinguishers to comply with BS 5442 1987 and BS 5306 Part 3 1993.
- Fire fighting equipment to comply with BS 5442
- Updated seating furniture must comply as a minimum Standard Ignition Source 0 (Olefinic Fuel) and 100g ignition source 5 as specified in BS 5892 1990
- Curtains and other textile hangings must be inherently fire retardant or be treated with a durable flame retardant. They must be capable of complying with the Type B performance requirements of BS 5897 Part 2 1990.
- Approved signage and other descriptive affixes are to be in accordance with BS 5897 Part 2 1990.
- Wall finishes to public areas & kitchens are to comply with BS 476 Part 7 1971.
- With ceilings surfaces sprayed of flame and smoke protected escape routes & staircases.
- Class 0 food to existing areas in kitchen and service; Class 1 to all other areas inc. ceiling voids.
- The ceiling areas at service counter to be protected with a fire suppressant system, as installed by specialist.
- Refrigeration ductwork - specialist to record design/position/size/dampers etc. in the ruling of the Fire Division Vial / cavity barrier through which it passes.
- Quarantine / Fire Services Inherent Fire Compartment - Fire alarm system to be installed on either side of division or clamped to new services either side of division or approved.
- All Steel Columns within existing Fire Encasement. CCTV to be installed in liaison with and to meet the requirements of the Police Authority.
- Fire Resisting doors to BS 478 Section A1 fitted with intumescent seal. Fire Resisting partitions to BS 478 or BS 479 as appropriate.
- Fire alarm system to comply with BS 5839 Part 1 Code of Practice/system to be installed with main landline panel.
- FIRE FIGHTING EQUIPMENT
- Portable fire extinguishers to be hung on wall brackets, carrying handles of the extinguisher to be hung from floor level.
- Fire extinguishers to be quick-release containers, hung on wall brackets, with the base of the container 1.5m from floor level.
- Equipment to be placed as to be readily accessible for use, and where appropriate should be placed at, or near, to the exit from a floor, and where extinguishers are provided for special risks, as for as practical, be placed adjacent to the risk for immediate use.

**NOTICES**

GENERAL FIRE NOTICE or 'FIRE ACTION NOTICE', which sets out the procedure to be followed in the event of fire to be provided & made accessible to each fire alarm call point.

All fire safety signs & notices to comply with BS 5499.

**FIRE ALARMS**

Fire alarm system to comply with BS 5839 Part 1 Code of Practice/system to be installed with main landline panel.

**FIRE FIGHTING EQUIPMENT**

Portable fire extinguishers to be hung on wall brackets, carrying handles of the extinguisher to be hung from floor level.

Fire extinguishers to be quick-release containers, hung on wall brackets, with the base of the container 1.5m from floor level.

Equipment to be placed as to be readily accessible for use, and where appropriate should be placed at, or near, to the exit from a floor, and where extinguishers are provided for special risks, as for as practical, be placed adjacent to the risk for immediate use.

**FIRE RESISTANCE**

Fire Resisting doors to BS 478 Section A1 fitted with intumescent seal. Fire Resisting partitions to BS 478 or BS 479 as appropriate.

All Steel Columns within existing Fire Encasement. CCTV to be installed in liaison with and to meet the requirements of the Police Authority.

Fire alarm system to comply with BS 5839 Part 1 Code of Practice/system to be installed with main landline panel.

**FIRE FIGHTING EQUIPMENT**

Portable fire extinguishers to be hung on wall brackets, carrying handles of the extinguisher to be hung from floor level.

Fire extinguishers to be quick-release containers, hung on wall brackets, with the base of the container 1.5m from floor level.

Equipment to be placed as to be readily accessible for use, and where appropriate should be placed at, or near, to the exit from a floor, and where extinguishers are provided for special risks, as for as practical, be placed adjacent to the risk for immediate use.

**MS Master Design Studio**  
 Chartered Architectural, Planning Design and Development Consultant  
 RADWAY CENTRE, RADWAY ROAD, SOLIHULL, B90 4NR  
 Tel: 0121 7093458  
 Email: info@masterdesignstudio.co.uk

**PLANNING**

Client: EAST & WEST RESTAURANT SOUTH LTD  
 Project: Shop front and internal fitout work  
 Project Address: High Street Unit 3 The Met Quarter Watford

DWG. Title: Proposed First floor plan  
 LICENSING DRAWING  
 DWG. No.: 01:06:102 rev: B Drwn by: ASB  
 Scale: 1/100 @ A2 Date: 09:07:2012

This drawing and the building works depicted are the copyright of the practice and may not be reproduced except by written permission.  
 All dimensions are to be checked on site prior to construction.

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**Licensing Act 2003  
Schedule 12  
Part A**

Regulation 33, 34

**Premises Licence**

Premises Licence Number

14/01025/LAPRE

**Part 1 – Premises Details**

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

Jimmy's World Grill and Bar  
134 High Street  
Watford  
WD17 2EN

**Telephone number**      01923 230999

**Where the licence is time limited the dates**

From 11 August 2014

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

Sale of alcohol by retail	Monday to Saturday	11:00 – 00:00
	Sunday	11:00 – 23:30
	Monday or Tuesday (after Bank Holiday)	11:00 – 23:30
	New Years Eve	11:00 – 00:00
Late night refreshment	Monday to Saturday	23:00 – 00:00
	Sunday	23:00 – 23:30
	Monday or Tuesday (after Bank Holiday)	23:00 – 23:30
	New Years Eve	23:00 – 00:00

**The opening hours of the premises**

Monday to Saturday	08:30 – 00:30
Sunday	08:30 – 00:00
Monday or Tuesday (after Bank Holiday)	08:30 – 00:00
New Years Eve	08:30 – 00:30

Premises Licence page 1

P:\Procedures\Licensing\Licensing Act 2003\Licensing Applications\Premises Licence Applications\Jimmy's World Grill and Bar\Part A - Transfer of premises- 11.08.2014.doc

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

Alcohol is supplied for consumption on the premises

**Part 2**

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

Jimmy's World Restaurants Limited  
16 Hanover Square  
London  
W1S 1HT

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

08907047

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

Rajesh Selvaraju  
[Redacted for this report]

**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: EEBC/09/00256/LAPER  
Licensing Authority: Epsom & Ewell Borough Council

## Annex 1 –

### **Mandatory Licensing Conditions – On sales**

Where a Premises Licence authorises the sale of alcohol for consumption on the premises the following conditions must be attached as 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 personal 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. (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.
4. 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).
5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

Premises Licence page 3

P:\Procedures\Licensing\Licensing Act 2003\Licensing Applications\Premises Licence Applications\Jimmy's World Grill and Bar\Part A - Transfer of premises- 11.08.2014.doc

6. (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.
7. 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.
8. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of this condition -

- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) “permitted price” is the price found by applying the formula –

$$P = D + (D \times V)$$

where -

- (i) P is the permitted price,
  - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
9. Where the permitted price would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

10. (1) Sub-paragraph (2) applies where the permitted price on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

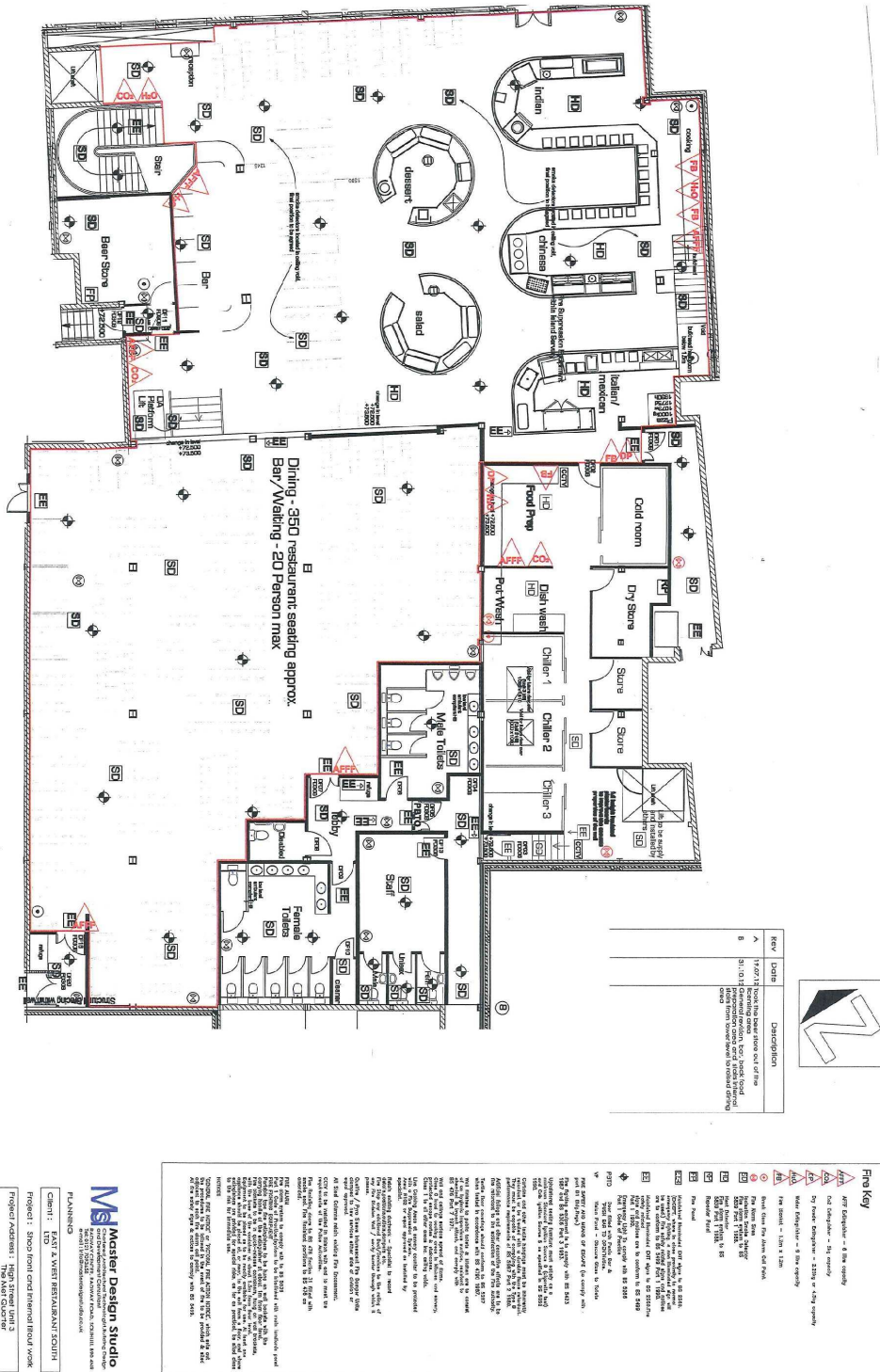
## Annex 2 – Conditions consistent with the Operating Schedule

- 1 The premises shall install and maintain a comprehensive CCTV system to the satisfaction of Hertfordshire Constabulary. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. 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. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
- 2 There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
- 3 No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 4 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.
- 5 There shall be no sales of alcohol for consumption off the premises.
- 6 Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- 7 All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
- 8 The supply of alcohol at the premises shall only be to a person either waiting to be seated or taking a table meal there and for consumption by such person as ancillary to their meal.
- 9 Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises during the periods when alcohol is authorised for sale.
- 10 The designated premises supervisor should attend a formal training course on avoiding underage sales such as National Certificate for Designated Premises Supervisors or the BIIAB Award in Responsible Retailing, and provide evidence of attendance if requested.
- 11 The Licensee shall comply with all reasonable crime prevention and/or public safety measures that may be required by the Licensing Authority and/or the Environmental Health Officer and/or Hertfordshire Constabulary and which are consistent with the premises operating Schedule.
- 12 The Licensee shall make arrangements to ensure so far as is reasonably practicable that no customers shall be permitted to remove from the Premises any open bottles, glasses or foodstuff for consumption or disposal outside the Premises.
- 13 All drinks promotions will be subject to consultation with the police and licensing authority for suitability prior to the promotion.

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

- 1 Deliveries to the premises shall be restricted to the hours of 09:00 to 21:00 on Monday to Friday, 09:00 to 13:00 on Saturdays and no deliveries on Sundays and Bank Holidays.
- 2 No entry to customers to the premises shall be allowed after 23:00 on Monday to Saturday inclusive and 22:30 on Sundays.
- 3 The applicant will commission a Crime Prevention Audit before the premises open for business
- 4 [Condition amended by minor variation 27.11.13]:  
No rubbish, including bottles, shall be moved , removed or placed in outside areas between 2100 hours and 0700 hours the next day Monday to Thursday and on Friday and Saturdays 2100 hours and 0800 hours the next day.

Annex 4 – Plans



The floor plan is for informational purposes only and does not constitute a contract. All dimensions are to be checked on the job prior to construction.

**Master Design Studio**  
 1000 West 1st Avenue, Suite 100  
 Vancouver, BC V6C 1A5  
 Tel: 604-681-1111  
 Fax: 604-681-1112  
 Email: info@masterdesignstudio.com

**Client:** EAST & WEST RESTAURANT GROUP  
**Project:** 3ND01 front and interior floor work  
**Project Address:** High Street Unit 3  
 Vancouver, BC V6C 1A5

**Drawn:** Mike Prosser  
**Checked:** [Name]  
**Scale:** 1/8" = 1'-0"



Objections for Jimmy's licence review,

I Klaudia Buggaj

Of 12 Smith street, Watford WD18 0AA

Hereby support the application for a review of the licence conditions.

I live right next to the development. There have been numerous problems with Jimmy's dumping bottles very late at night. The current restriction is 9pm but most nights this is exceeded.

We have rubbish collections as early as 6 am and as late as 9pm. This is all causing a disturbance to my house hold. I have 2 very young children under the age of 5.

I have had to move the children to the front of the house as their bedroom use to back on to the car park.

I suggest that no rubbish collection is made before 9 am and not after 5pm.

Regarding the bottles, the dustbins should be placed inside the premises and not outside. No bottles after 6pm should be disposed of. Consideration should also be given to sound proofing the relevant area to reduce the impact on us.

Signed



Dated: 28.10.14.

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**From:** Lynda Gelfs [mailto:[Redacted for this report]]  
**Sent:** 28 October 2014 20:30  
**To:** Licensing  
**Subject:** Objections for Jimmy's license review

I would like it to be known that I have serious concerns regarding operations at Jimmy's restaurant in the Lower High Street.

Residing in Smith Street my family and I are often disturbed by the noise of breaking glass and large vehicles manoeuvring in the street and compound. These disturbances start in the early hours; we arise at 5.00am and large vehicles (usually refuse wagons) have arrived before I leave for work at 6.45am. There can still be disturbances long after the children have gone to bed (8.00pm) which wakes them up. I can't see the compound so do not know which restaurant they are visiting but whichever, they should not be arriving at these unsociable hours!

Whilst manoeuvring to reverse into the compound the large wagons have had several near misses (one collision but little damage obvious when I checked) with the parked cars in the resident bays. The street is too narrow for these manoeuvres

Lynda Gelfs

11 Smith Street  
Watford  
Herts  
WD18 0AA

Click [here](#) to report this email as spam.

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## APPENDIX 5C

**From:** Hotmail [[Redacted for this report]]  
**Sent:** 28 October 2014 20:45  
**To:** Licensing  
**Subject:** Objections for Jimmy's licence review

I Emma Ryder of 1A Smith Street, Watford, Hertfordshire WD 18 0AA hereby support the application for a review of the licence conditions.

I live opposite the new development of restaurants and the new service entrance for the businesses. There have been numerous problems with Jimmy's dumping bottles late at night. The noise is extremely loud and disruptive. The current restriction is 9pm but most nights this is exceeded. I would like to suggest that the dustbins should be located inside the premises and not outside and the bottle bins should not be emptied after 6pm. Consideration should also be given to soundproofing the relevant area to reduce the impact of the noise on us living around this area.

There is very often rubbish collections as early as 6am and as late as 9pm. This again causes disruption to me and my family. I would like to suggest that rubbish is only collected between the hours of 9am - 5pm.

Signed  
Emma Ryder

Sent from my iPad

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