



**WATFORD
BOROUGH
COUNCIL**



LICENSING SUB COMMITTEE

Grilled Cottage, 85 Vicarage Road

4 January 2023

10.30 am

Town Hall, Watford

Please note the start time of this meeting

Contact

Ian Smith
democraticservices@watford.gov.uk
01923 278376/278323

For information about attending meetings please visit the council's [website](#).

Publication date: 27 December 2022

Committee Membership

Councillors D Allen-Williamson, M Devonish, S Feldman, P Hannon, M Hofman, A Khan, L Nembhard, T Osborn, K Rodrigues, G Saffery, R Smith, B Stanton, S Trebar, D Watling and R Wenham

The Sub-Committee to comprise 3 members 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 new premises licence - Grilled Cottage, 85 Vicarage Road
Watford WD18 0EJ (Pages 3 - 59)**

PART A

Report to: Licensing Sub Committee
Date of meeting: Wednesday, 4 January 2023
Report of: Licensing Officer (PS)
Title: Application for a new premises licence - Grilled Cottage, 85 Vicarage Road Watford WD18 0EJ

1.0 Summary

- 1.1 An application has been made by Mr Wajatulhah Ahmad for a new premises licence at 85 Vicarage Road Watford WD18 0EJ.
- 1.2 Members are reminded that representations are only relevant if they relate to one or more of the licensing objectives. The four licensing objectives are:
- 1) The prevention of crime and disorder
 - 2) Public safety
 - 3) The prevention of public nuisance
 - 4) The protection of children from harm
- 1.3 During the consultation period representations against this application have been received from Environmental Health in their role as responsible authority and a resident near the premises. They have expressed concerns with regards to public nuisance.

2.0 Risks

Nature of Risk	Consequence	Suggested Control Measures	Response <i>(Treat, tolerate, terminate, transfer)</i>	Risk Rating (the combination of severity and likelihood)
Appeal against decision by applicant or objectors	Decision overturned by the courts with potential of costs being awarded against	Determination of application given with detailed reasons and after considering evidence	Treat	2

	council if decision is not justified or legal	before the committee, the council's licensing policy, statutory guidance and legislation		
Judicial review of decision by applicant, objectors, or consultees	Negative perception of the council and its licensing system	Hearing process held in accordance with the legislation, the statutory guidance, and the council's licensing policy, with both applicants and objectors being given fair chance to present their arguments to the Committee	Treat	1

3.0 Recommendations

3.1 That the Licensing Sub-Committee determines whether to grant the application (Amended as appropriate for the promotion of the licensing objectives) as set out in the report.

Contact Officer:

For further information on this report please
 contact: Parminder Seyan telephone: 01923 278434
 email: parminder.seyan@watford.gov.uk

Report approved by: Justine Hoy, Associate Director, Housing And Wellbeing

4.0 **Application**

4.1 **Type of authorisation applied for**

Application for a new premises licence, attached at appendix 1.

4.2 **Description of premises**

The premises are described as a restaurant/takeaway. The premises are on the pedestrianised area of the Vicarage Road precinct local shopping parade, with residential accommodation above the premises and nearby

4.3 Under Policy LP1, the proposed use would be defined as a restaurant under our licensing policy with the provision of take-away.

4.4 The premises is located within a mixture of residential and commercial units. Under Policy LP2, the premises would be identified as in a residential area.

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

4.6 A plan showing the layout of the premises is attached at appendix 3.

4.7 **Licensable activities**

This application is requesting permission to provide the following licensable activities

Licensable activity	Requested
Plays	
Films	
Indoor sporting events	
Boxing or wrestling entertainment	
Live music	
Recorded music	
Performances of dance	
Entertainment of a similar description to live or recorded music, or dance	
Provision of late-night refreshment	✓
Sale of alcohol for consumption on the premises	
Sale of alcohol for consumption off the premises	

4.8 **Licensable hours**

The hours proposed in this application are detailed in the following table:

	Late night refreshment	*Opening Hours
Monday	23:00 – 01:00	11:00 – 23:00
Tuesday	23:00 – 01:00	11:00 – 23:00
Wednesday	23:00 – 01:00	11:00 – 23:00
Thursday	23:00 – 01:00	11:00 – 23:00
Friday	23:00 – 02:00	11:00 – 23:00
Saturday	23:00 – 02:00	11:00 – 23:00
Sunday	23:00 – 01:00	12:00 – 23:00

*Officers are aware that the proposed hours for the late-night refreshment differ from the opening hours as there is a planning restriction to safeguard the amenities and quiet enjoyment of neighbouring properties. Pursuant to Planning policy SE22 there shall be no public/customers permitted within the premises and no cooking shall take place after 23:00 hours Monday – Sunday and bank holidays.

4.9 The application does not request any non-standard timings or seasonal variations to the hours listed above.

5.0 **Background information**

5.1 **Proposed Designated Premises Supervisor**

Not applicable as there shall be no sale of alcohol at the premises.

5.2 **Current licences held**

None

5.3 **Closing date for representations**

5 December 2022

5.4 **Public notice published in newspaper**

18 November 2022

5.5 **Visits and Enforcement action**

5.6 The committee have requested that we note the history of visits and enforcement actions which is as follows:

16.11.2020 – Noise investigation re: Commercial, Construction and demolition drilling, hammering and noise from extractor fan at the business

5.7 7.12.2022 - Commercial Noise complaint/investigation. Noise from extractor fan/current operation of the premises and public nuisance.

The premises has not been subject to any visits or enforcement action from the licensing authority in respect of its operation. However, it is acknowledged that the premises is not currently licensed.

6.0 **Promotion of the licensing objectives**

6.1 The operating schedule submitted by the applicant to describe the steps that they intend to take to promote the licensing objectives is included within the application form attached at appendix 1.

7.0 **Representations**

7.1 **Responsible Authorities**

7.2 A formal representation has been received from Environmental Health Section and is attached at appendix 4. The representation concerns noise associated with deliveries, the extract system and structural vibration. It proposed some conditions to amend the operating schedule. The representation has not been withdrawn at the time of writing this report.

7.3 Officers are aware that the Environmental Health representation has highlighted the current planning permission for the premises. Members are reminded that planning and licensing are separate regimes, administered under separate legislation and considered under different policies. The fact that controls exist on a planning permission does not mean that the premises are not able to apply for a licence for different hour or controls. Members are reminded that the planning authority were consulted on this application and have made no representations.

7.4 The Police and the applicant have agreed a few conditions to be attached to any licence if granted and as a result of this agreement, the Police did not make any representations. These conditions are covered later in the report.

7.5 **Other Relevant Bodies**

Representations have been received from the persons listed below.

	Address	Representative Body (Yes/No)	Relevance to which licensing objective (s)
Other Person	Vicarage Road	No	Public Nuisance

7.6 These Other Person representations are attached at Appendix 5.

7.7 The representations refer to the proximity of the premises to their flat detail the level of noise being generated at different times and the impact it has had on their lives.

8.0 Policy considerations

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

- Sections 17 and 18 (Application for premises licence):
Section 17 details the process which the applicant must have followed for the application to be considered valid. Section 18 describes the process by which an application for a premises licence is determined, including where relevant representations have been made as in this case.
- 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.

8.2 Statutory guidance

The following provisions of the Secretary of State's guidance (April 2018) apply to this application:

Paragraphs 2.21

This paragraph explains that beyond the immediate area surrounding the premises, individuals are responsible for their own actions and are accountable. However, it may be reasonable for premises, following relevant representations, to display signage encouraging customers to be quiet until they leave the area and to respect the rights of people living nearby to a quiet night.

Paragraphs 8.41 – 8.49

These paragraphs explain how applicants should, be clear in their operating schedules as to the measures they propose to promote the licensing objectives.

It is for the Sub- Committee to decide in the light of this guidance whether the measures offered by the applicant are appropriate to promote the licensing objectives. It is equally important to use the same measures when looking at any steps requested by a party making representations against an application.

Paragraphs 9.31 - 9.41

These paragraphs explain that hearings should be focussed on the steps considered appropriate to the promotion of the particular licensing objectives that have given rise to the specific representations that have been received, and that in determining the application with a view to promoting the licensing objectives in the overall interests of the local community the Sub Committee must give appropriate weight to:

- the steps that are appropriate to promote the licensing objectives
- the representations presented by all parties
- the statutory guidance and
- the licensing authority's statement of licensing policy.

Paragraphs 9.42 – 9.44

These paragraphs explain that when determining applications, the authority's determination should be "evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve." This requires an assessment of what steps would be suitable to achieve that end and requires the Sub Committee to consider the potential burden of a condition on the licence holder as well as the potential benefit in terms of the promotion of the licensing objectives. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.

Paragraph 14.65

This paragraph explains that there may be circumstances when, as a condition of planning permission, a terminal hour may have been set for the use for commercial purposes. Where these hours are different to the licensing hours, the applicant must observe the earlier closing time. Premises operating in breach of their planning permission would be liable to prosecution under planning law.

Chapter 10

This chapter explains that the Sub Committee may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing that it is appropriate to impose conditions to promote one or more of the four licensing objectives. Any additional conditions requested by any party 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, officers would define this premises as a restaurant with a takeaway service.

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. The premises is situated on Vicarage Road precinct area within a mixture of commercial and residential premises; therefore, this will be a residential area and the policy states that restaurants/takeaways 'will generally be allowed late-night refreshment sales to midnight only'.

Policy LP 8 (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 Sub-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 Sub-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 **Conditions**
- 9.1 Members will be aware that an operating schedule forms part of the licensing process. This document outlines what activities are proposed, the opening hours, and how the activities will be managed particularly in respect of the licensing objectives.
- 9.2 The most critical part of the operating schedule is the steps taken by the applicant to promote the four licensing objectives. Applicants are always reminded to take careful consideration as to what is entered in this section as whatever is proposed will be translated as conditions on the licence.
- 9.3 Applicants should consider the local area and reflect this in their application. It should demonstrate an awareness of the local community, local crime and disorder issues, and the local environment.
- 9.4 **Conditions proposed by Environmental Health as a Responsible Authority**
1. All late-night refreshment provided under this licence shall be for consumption off the premises only.
 2. All orders for late night refreshment shall only be accepted if they are made remotely.
 3. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. This includes noise from shutters or gates.

4. The Premises Licence holder shall ensure that the extract unit will be turned off at 23:00 hours and shall not be turned on again until the business reopens the following day.
5. The Premises Licence holder shall ensure that all windows and doors shall be closed at 23:00 hours and remain closed until the business reopens the following day, except for the immediate access or egress of staff.
6. The Premises Licence holder shall ensure that no refuse will be moved into the yard or external bins between 23:00 hours and when the business reopens the following day.
7. The Premises Licence holder shall ensure that all orders taken after 23:00 are online orders and shall be delivered to customers at a bona fide address.
8. The premises licence holder shall ensure that no external signage or advertisements shall be illuminated between the hours of 23:00 and when the business reopens the following day.
9. The premises licence holder shall ensure that the external shutters of the premises' shopfront are fully lowered over the windows of the customer area and the customer entrance when the premises is permitted to provide late night refreshment.
10. Signs shall be clearly displayed at the premises stating that the business is closed from 23:00hrs until the start of business again the next working day with the exception of remote delivery orders.
11. Delivery collections shall only happen via the rear entrance of the premises.
12. Signs shall be clearly displayed at the rear of the premises reminding delivery drivers that between the hours of 23:00hrs and 05:00hrs there shall be no idling of engines nor honking of horns from vehicles waiting for remote delivery orders.

9.5

The following conditions have been agreed between the applicant and the Police and would be attached to any premises licence granted under this application.

1. The premises shall install and maintain a CCTV system. All entry, exit and point of sale areas will be covered by the cameras, and the images shall enable frontal identification of every person entering in any light condition. The system shall continually record whilst the premises is open for licensable activities and during all times when staff and 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 to a Police officer or an authorised officer of the licensing authority upon request throughout the preceding 31-day period, providing that such requests are in connection with the prevention or detection of crime.

2. 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 are open to the public. This staff member shall be able to show a Police officer or an authorised officer of the licensing authority data or footage upon request.
3. The premises shall keep a suitable store of necessary recording media (such as DVD's, SD cards or similar) to enable footage to be recorded from the CCTV system and provided to an authorised officer of the licensing authority or Police officer upon demand.
4. 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 the Watford Police Licensing Unit and the licensing authority until the fault is rectified.
5. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
6. No alcohol to be sold at this premises.
7. An incident log shall be kept at the premises for at least 12 months, and made available on request to an authorised officer of the licensing authority or the Police, which will record the following:
 - (a) all crimes reported to or by the premises to the Police
 - (b) any incidents of disorder
 - (c) any failures or faults in the CCTV system
8. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
9. Customers shall not be permitted to enter the premises after 23:00hrs. Only deliveries shall be made after 23:00hrs till close.
10. Last orders for late night refreshment from customers inside the premises shall be at 22:45hrs on any day.
11. Records of staff training shall be maintained at the premises and made available to a Police Officer or an authorised officer of the Licensing Authority upon request.

- 9.6 **Conditions consistent with the operating schedule**
Officers do not propose any additional conditions which are consistent with the applicant's operating schedule.
- 9.7 **Pool of Model Conditions**
In addition to any conditions proposed by the responsible authorities or objectors, the licensing authority also has its own pool of model conditions that may help mitigate the concerns raised in the representations.
- 9.8 Officers have not identified any specific conditions from the pool of model conditions which are appropriate for the promotion of licensing objectives in this case.
- 9.9 This does not restrict the Sub-Committee's power to attach conditions from the pool (amended or otherwise) if they consider that they are appropriate, proportionate, justifiable and within the applicant's power to comply with.
- 9.10 A draft Premises Licence which reflects this application and the conditions which are proposed in the preceding paragraphs is attached at Appendix 6.
- 10.0 **Officers' observations**
- 10.1 As relevant representations in respect of this application have been received and have not been withdrawn, the Licensing Sub-Committee acting on behalf of the licensing authority must make a determination on this application.
- 10.2 Members are advised that hearing notices were sent to all parties and mediation offered.
- 10.3 Officers can advise that the applicant has been made aware of both the Environmental Health and the resident's concerns with regards to the current operation of the premises and the additional control measures that they are seeking to prevent noise from extractor fan, slamming shut of the door grill, the refuse bins, drilling, loud voices, sawing etc which it is alleged can continue for several hours. Members may wish to enquire whether the applicant wishes to offer any further conditions.
- 10.4 The resident's representations assert that the noise levels have nothing to do with walk-ins. It is the people who work at the premises that allegedly cause the noise. Members are reminded that they must consider this application on its own merits, based upon the submissions put before them. Members may wish to explore more on this matter as where representations have been received applicants have the right to an open and fair hearing, where they can put forward an argument as to why their application should be granted. Likewise, this same right of a fair and open hearing is also extended to parties making representations.

- 10.5 Officers have noted that this application has raised concerns with regards to noise emanating from the premises and also to the proposed operating hours into the night/early morning. Paragraph 2.19 of the Statutory Guidance states:
“Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods.”
- 10.6 The EH representations have specific concerns around the deliveries and noise generated by the extractor system and have proposed some control measures. Paragraph 4.44 of the Statutory Guidance clearly states:
“Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the licensing objectives.”
- 10.7 The resident’s representations assert that people hang around in the area and this application would contribute to unacceptable behaviour in the area. However, it is not stated if these disturbances could be linked to the use of the premises which is not currently licensed for late-night refreshment and there are no proposals for sale of alcohol. Some of these issues are already occurring and any measures may prove hard to enforce. Paragraph 2.20 of the statutory guidance states:
“Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.”
- 10.8 It is noted that a condition has already been proposed and agreed to require the display of signage encouraging customers to respect the needs of local residents and leave the area quietly.
- 10.9 The Sub- Committee will need to consider the proposed hours of operation, the effectiveness of the operating schedule submitted by the applicant, the representations received, the right the applicant has to operate a business and balancing the rights of the residents to the quiet enjoyment and privacy of family life.

- 10.10 The officers' observations and the comments regarding the representations are in no way meant to bind Members. They are for guidance only and Members may attach to them whatever weight they see fit.
- 10.11 The authority's determination should be evidence-based, justified as being appropriate for the promotion of licensing objectives and proportionate to what it is intended to achieve.
- 10.12 Members are also to attach whatever weight they see fit to both the submissions of the applicant, and the submissions of the objector, when considering this application.
- 10.13 The Sub-Committee is reminded that it has a duty to "have regard" to the licensing policy but is not bound by it. However, should Members wish to depart from the policy then detailed reasons for this must be given as part of any decision.
- 10.14 In determining this application, the Sub-Committee must have regard to the representations and take such steps as it considers appropriate for the promotion of licensing objectives. The steps are:
- (a) grant the application in full or
 - (b) modify the conditions of the licence volunteered by the applicant in the operating schedule, or the hours for providing licensable activities requested through this application by altering or omitting or adding them or
 - (c) reject the whole or part of the application.

Appendices

Appendix 1 – Application

Appendix 2 – Location

Appendix 3 – Layout

Appendix 4 – EH Representations

Appendix 5 – Other Representations

Appendix 6 - Draft Premises Licence

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 (Home Office April 2018)

Licensing Act (Hearings) Regulations 2005
Watford Borough Council Licensing Policy (November 2018 – November 2023)
Watford Borough Council Pool of Model Conditions (January 2018)



Watford
Application for a premises licence
Licensing Act 2003

For help contact
licensing@watford.gov.uk
 Telephone: 01923 278476

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

Name

First name

Family name

Contact Details

E-mail

Telephone number

Fax number

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

Is the applicant's business registered outside the UK? Yes No

Note: completing the Applicant Business section is optional in this form.

Continued from previous page...

Commercial register

Registration number

Business name

If the applicant's business is registered, use its registered name.

VAT number -

Put "none" if the applicant is not registered for VAT.

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Applicant Business Address

If the applicant has one, this should be the applicant's official address - that is an address required of the applicant by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

User Profile

Name

First name

Family name

Continued from previous page...

Contact Details

E-mail

Telephone number

Fax number

Other telephone number



Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Your Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK? Yes No

Commercial register

The entity with which your business is registered, for example "Amsterdam Chamber of Commerce".

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Your position in the business

Home country

The country where the headquarters of your business is located.

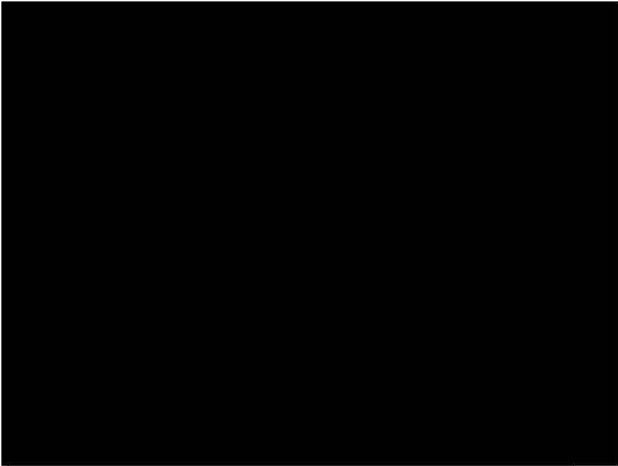
Continued from previous page...

Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

Address

Building number or name	
Street	
District	
City or town	
County or administrative area	
Postcode	
Country	

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PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Continued from previous page...

Postal Address Of Premises

Building number or name	Grilled cottage
Street	85 vicarage road
District	
City or town	watford
County or administrative area	
Postcode	wd18 0ej
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	6,900

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes No


Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes
- No

Building number or name		<input type="text"/>
Street		<input type="text"/>
District		<input type="text"/>
City or town		<input type="text"/>
County or administrative area		<input type="text"/>
Postcode		<input type="text"/>
Country		<input type="text"/>

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes
- No

E-mail		<input type="text"/>
Telephone number		<input type="text"/>
Other telephone number		<input type="text"/>
Date of birth		<input type="text"/>

Nationality

[Documents that demonstrate entitlement to work in the UK](#)

Right to work share code

[Right to work share code if not submitting scanned documents](#)

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Fax number

Other telephone number

Date of birth / /
dd mm yyyy

Nationality

[Documents that demonstrate entitlement to work in the UK](#)

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

it is a takaway food shop located on the parade 85 vicarage road there are around 30 shop on that parade

Continued from previous page...

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

we will not be accepting any collection order or walking customers after 23:00 we will shutt all door for customers and we will only be doing food deliver to customers home

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

no seasonal variation

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
 As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Continued from previous page...

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

no any seasonal variation

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

Section 18 of 21

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

as i said our door will be cosed for waliking and collection customers we will only be doing food delivery we will not allowed any customers to place order after 23:00

b) The prevention of crime and disorder

even we will not be taking any collection order and not allowing walking customers we still have 3 cctv cameras in our shop for crime and our and public safety

c) Public safety

stuff need to be trained well enough for everyone saftey .I myself as ex Burger king resaurants manager running 4 restaurants
i will use all my skills and my customers experince from Burger king experince to make sure that our stuff and public are safe in our store

d) The prevention of public nuisance

all disposal rubbish need to be bined well before the back shop shutter is closed after 23:00 and all stuff on the shift are strictly
not allowed to listen to their mobile music as that can be noicy and disturbance .
we will usr our front door for delivery so its less noisy and more safer because there are 3 cctv cameras and there are around 30 shop on that parade and its more safer

e) The protection of children from harm

as i said we will be shutte for all collection and walking customers we will only be doing online deliveries to customers once our both shutter are closed its more safe for us and public as we will have no people in the shop or around us.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to <https://www.tax.service.gov.uk/business-rates-find/search>.

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

Fee amount (£)

190.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK.

Ticking this box indicates you have read and understood the above declaration

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

Full name	<input type="text" value="wajatullah ahmad"/>
Capacity	<input type="text" value="i am the applicant"/>

- Once you're finished you need to do the following:
1. Save this form to your computer by clicking file/save as...
 2. Go back to to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

Digital Signature Information

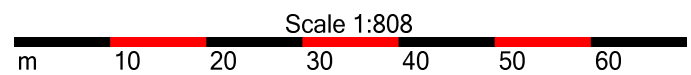
Signer's name	<input type="text"/>
Signer's contact information	<input type="text"/>
Signing time	<input type="text"/>
Signer status	<input type="text"/>
Signature status	<input type="text"/>
Certificate issuer	<input type="text"/>

APPENDIX 2 - Location



Legend

[Empty legend box]

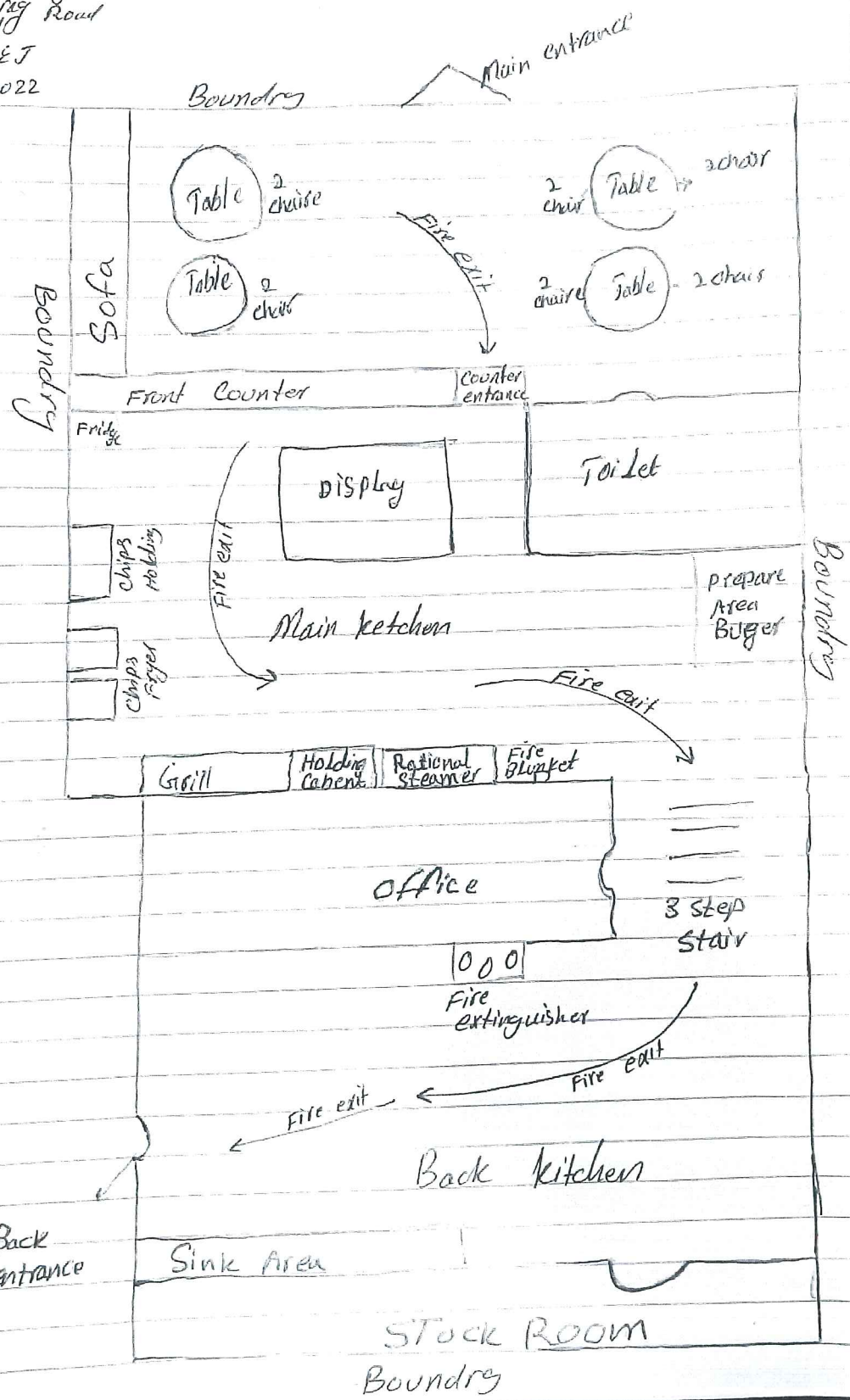


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Organisation	Watford Borough Council
Department	Department
Comments	
Date	07 December 2022
SLA Number	PSMA No 100018689

Grilled Cottage
25 Vicarage Road
Watford
WD18 0ET
03/11/2022



Parminder Seyan

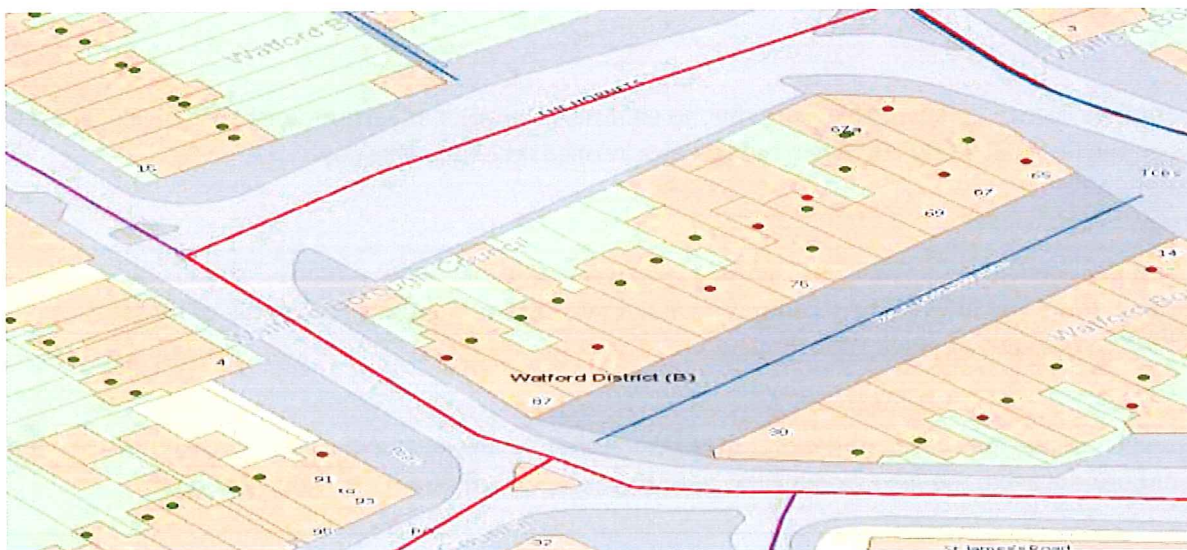
From: Mitch Henson
Sent: 09 December 2022 10:23
To: gcwahmad@hotmail.com
Cc: Parminder Seyan
Subject: 22/05623/GLICON - New application for Grilled Cottage of 85 Vicarage Road Watford WD18 0EJ
Attachments: License application Grilled cottage 2022.pdf; 85 Vicarage road conditions.pdf

Good morning Mr Ahmad,

Premises licence: 22/05623/GLICON - new application for Grilled Cottage of 85 Vicarage Road Watford WD18 0EJ

As discussed with you, after reviewing this application, there was not enough information provided to demonstrate that the prevention of public nuisance licencing objective would be achieved.

The location has a number of residential properties/receptors surrounding it as shown in the map attached and below (Residential properties are marked by a green circle). As such, I have specific concerns around the applicants request for deliveries up until 2pm, as well as the extract system and the noise that will be created from the deliveries/extract, which will only exist due to the licensed activities associated with late night refreshment and will give the residents at this location no respite during the night time period.



Environmental Health recommended refusal – unless you as the applicant could address my concerns detailed below:

- Noise associated with deliveries.
- Noise associated with the extract system.
- Exact location of where deliveries are to be collected.
- What instructions will be provided to delivery drivers, so they do not create noise nuisance upon collection of food items.

Therefore to mitigate my concerns - I propose the attached and below 12 conditions, which should help to ensure that the prevention of public nuisance licencing objective will be achieved:

1. All late night refreshment provided under this licence shall be for consumption off the premises only.

2. All orders for late night refreshment shall only be accepted if they are made remotely.
3. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. This includes noise from shutters or gates.
4. The Premises Licence holder shall ensure that the extract unit will be turned off at 23:00 hours and shall not be turned on again until the business reopens the following day.
5. The Premises Licence holder shall ensure that all windows and doors shall be closed at 23:00 hours and remain closed until the business reopens the following day, except for the immediate access or egress of staff.
6. The Premises Licence holder shall ensure that no refuse will be moved into the yard or external bins between 23:00 hours and when the business reopens the following day.
7. The Premises Licence holder shall ensure that all orders taken after 23:00 are online orders and shall be delivered to customers at a bona fide address.
8. The premises licence holder shall ensure that no external signage or advertisements shall be illuminated between the hours of 23:00 and when the business reopens the following day.
9. The premises licence holder shall ensure that the external shutters of the premises' shopfront are fully lowered over the windows of the customer area and the customer entrance when the premises is permitted to provide late night refreshment.
10. Signs shall be clearly displayed at the premises stating that the business is closed from 23:00hrs until the start of business again the next working day with the exception of remote delivery orders.
11. Delivery collections shall only happen via the rear entrance of the premises.
12. Signs shall be clearly displayed at the rear of the premises reminding delivery drivers that between the hours of 23:00hrs and 05:00hrs there shall be no idling of engines nor honking of horns from vehicles waiting for remote delivery orders.

Therefore, please reply to this email to confirm in writing that you accept and acknowledge the attached and above conditions.

Kind Regards,

Mitch Henson

Environmental Health Officer

Community and Environmental Services

Community Protection

Watford Borough Council

Town Hall, Watford, WD17 3EX

watford.gov.uk

[facebook.com/watfordcouncil](https://www.facebook.com/watfordcouncil) [instagram.com/watfordcouncil](https://www.instagram.com/watfordcouncil)

twitter.com/watfordcouncil [flickr.com/watfordcouncil](https://www.flickr.com/photos/watfordcouncil/)

01923 278 422

22/05623/GLICON - 85 Vicarage road conditions:

1. All late night refreshment provided under this licence shall be for consumption off the premises only.
2. All orders for late night refreshment shall only be accepted if they are made remotely.
3. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. This includes noise from shutters or gates.
4. The Premises Licence holder shall ensure that the extract unit will be turned off at 23:00 hours and shall not be turned on again until the business reopens the following day.
5. The Premises Licence holder shall ensure that all windows and doors shall be closed at 23:00 hours and remain closed until the business reopens the following day, except for the immediate access or egress of staff.
6. The Premises Licence holder shall ensure that no refuse will be moved into the yard or external bins between 23:00 hours and when the business reopens the following day.
7. The Premises Licence holder shall ensure that all orders taken after 23:00 are online orders and shall be delivered to customers at a bona fide address.
8. The premises licence holder shall ensure that no external signage or advertisements shall be illuminated between the hours of 23:00 and when the business reopens the following day.
9. The premises licence holder shall ensure that the external shutters of the premises' shopfront are fully lowered over the windows of the customer area and the customer entrance when the premises is permitted to provide late night refreshment.
10. Signs shall be clearly displayed at the premises stating that the business is closed from 23:00hrs until the start of business again the next working day with the exception of remote delivery orders.

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Parminder Seyan

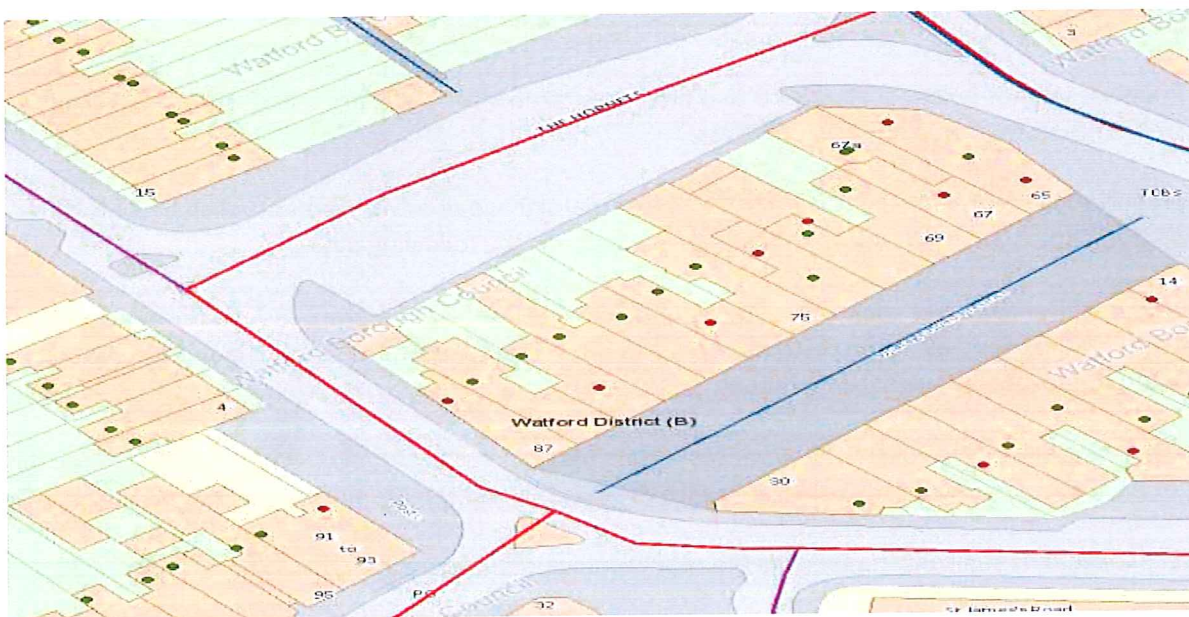
From: Mitch Henson
Sent: 01 December 2022 16:33
To: Parminder Seyan
Cc: gcwahmad@hotmail.com
Subject: Premises licence: new application for Grilled Cottage of 85 Vicarage Road Watford WD18 0EJ

Good Afternoon Parminder,

Premises licence: new application for Grilled Cottage of 85 Vicarage Road Watford WD18 0EJ

This is my representation. After reviewing this application, there is not enough information provided to demonstrate that the prevention of public nuisance licencing objective will be achieved.

The location has a number of residential properties/receptors surrounding it as shown in the map below (Residential properties are marked by a green circle). As such, I have specific concerns around the applicants request for deliveries up until 2pm and the noise that will be created from the deliveries, which will only exist due to the licensed activities associated with late night refreshment and will give the residents at this location no respite during the night time period.



Environmental Health recommend refusal - unless the applicant can address my concerns detailed below:

- Noise associated with deliveries.
- Noise associated with the extract system.
- Exact location of where deliveries are to be collected.
- What instructions will be provided to delivery drivers, so they do not create noise nuisance upon collection of food items.

I had concerns around the extract system but feel this is a good opportunity to make the applicant aware that there is a planning condition under - **11/00147/COU**, with regards the external ducting to rear of 85 Vicarage Road Watford WD18 0EJ, that details that:

'2. No members of the public or customers shall be permitted within the premises and no cooking of food shall take place after the following times:

- 2300 Sunday – Thursday, and bank holidays
- 23:30 Friday and Saturday

Reason: to safeguard the amenities and quiet enjoyment of neighbouring properties pursuant to policy SE22 of the Watford District Plan 2000'.

*The applicant will need to apply to planning to vary the conditions in that application with regards the extract system.

With regards the deliveries, I propose the following conditions:

1. All late night refreshment provided under this licence shall be for consumption off the premises only.
2. All orders for late night refreshment shall only be accepted if they are made remotely.
3. The Premises Licence holder shall ensure that all windows and doors shall be closed at 23:00 hours and remain closed until the business reopens the following day, except for the immediate access or egress of staff.
4. The Premises Licence holder shall ensure that no refuse will be moved into the yard or external bins between 23:00 hours and when the business reopens the following day.
5. The Premises Licence holder shall ensure that all orders taken after 23:00 are online orders and shall be delivered to customers at a bona fide address.
6. The premises licence holder shall ensure that no external signage or advertisements shall be illuminated between the hours of 23:00 and when the business reopens the following day.
7. The premises licence holder shall ensure that the external shutters of the premises' shopfront are fully lowered over the windows of the customer area and the customer entrance when the premises is permitted to provide late night refreshment.
8. Signs shall be clearly displayed at the premises stating that the business is closed from 23:00hrs until the start of business again the next working day with the exception of remote delivery orders.
9. Delivery collections shall only happen via the rear entrance of the premises.
10. Signs shall be clearly displayed at the rear of the premises reminding delivery drivers that between the hours of 23:00hrs and 05:00hrs there shall be no idling of engines nor honking of horns from vehicles waiting for remote delivery orders.

Therefore, I recommend refusal until these issues have been addressed.

Kind Regards,

Mitch Henson
Environmental Health Officer
Community and Environmental Services
Community Protection

Watford Borough Council

Town Hall, Watford, WD17 3EX

watford.gov.uk

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01923 278 422

10

From: xxxxxxxx

Sent: 04 December 2022 19:08

To: Licensing (Watford) <licensing@watford.gov.uk>

Subject: Notice of application by Grilled Cottage, 85 Vicarage Road, Watford.

Dear Parminder Seyan,

I must first apologise that I haven't responded to your letter of November 10th a little sooner but, whether or not it is due to the mail strike action we are all currently enduring, I only received it yesterday, December 3rd.

I must say that I was surprised by this application as I was the under the impression that the people of Grilled Cottage had been doing just what they are applying for for several years! It certainly feels like it for someone unfortunate enough to own the property above them. Just as a couple of off the cuff examples from this past week alone - Tuesday morning (November 29th) at 1.20am I was snapped awake by an unholy row coming from downstairs. It sounded like they were moving the world around. This went on until 2.20 when they finally turned off their dreaded extractor fan followed by the slamming shut of their grill. Never is there any consideration for those who may be asleep (or trying to do so) as the general philosophy would appear to be, "If we're up, then everyone should be up". That was Monday night/Tuesday morning. Move on to last Friday night/ Saturday morning (December 3rd), sleep was a forlorn wish from around midnight. The infamous fan was finally shut off at 2.45am followed by the ceremonial slamming of the grill.

These examples are far from unusual, in fact the 'moving the world around evenings will occur once a week on a random night/morning. Could be Monday, could be Wednesday, could be Sunday, but it will happen and that will almost certainly result in the end of any chance of sleep for the night.

The standard day will begin as they arrive at around ten in the morning. The grill will be clattered open, ten minutes later the fan will be turned on and will be left on for anywhere between 14 and sixteen hours. This sounds like jet airliner taking off from Heathrow and, believe me, can really play on one's nerves. A few minutes later the music will start up and that means it's coming up through my floorboards on and off for at least 14 hours. This is every day, 365 days a year. Yes, 365! 366 on a leap year. The back door - which is just below my bedroom window - will be slammed, I estimate, 60 to 70 times a day right up to the time they choose to close, could be midnight (rare) or anytime through to after 3am. On a warmer day several people will hang about for slabs of time at the bottom of the stairs to my flat (or splayed across my stairs!) having spitting competitions whilst the rats run around. There also seems to be a need to 'shout' conversation even though they are about two feet from each other. This, again, will often go on right under my bedroom window until the early hours. Also, they fill my refuse bins with their industrial size containers of mayonnaise etc. Their sense of entitlement knows no bounds. They do precisely as they please.

Every six months or so, always on a Sunday at around 5.30am, I am awakened by the sounds of banging around, drilling, loud voices, sawing etc which will continue for several hours. On one of these occasions I complained and was told in no uncertain terms that, "If you don't like it, MOVE!"

This past July I had the temerity to complain about the empty cardboard boxes they were constantly leaving strewn around causing me to navigate around them simply to reach my front door. On this occasion I was threatened with physical violence! Since then I have been quite fearful of them especially as I live alone and there are never fewer than four or five of them on the premises. Once in a while I would bang on the floor when they were making horrendous noise in the early hours only for them to bang back to the sounds of raucous laughter. For this reason, the fact that I feel intimidated, I would prefer not to have my identity revealed.

All of this combined has gone a long way to shredding my nerves. I don't expect my words to make an ounce of difference as I feel these applications are granted willy-nilly. There is currently a lot of lip service given to people's mental health but, as far as I can see, that is all it is - lip service.

I apologise for the somewhat haphazard and hurried tone of this letter but I realise that I am nearly out time - for what it's worth. There are plenty of other incidents but time does not allow me to go into further detail.

Yours faithfully,

xxxxxxxxx

xxx Vicarage Road. Watford, Herts. WD18 0EJ

Tel. no. xxxxxxxx

From: xxxxxx

Sent: 05 December 2022 20:25

To: Parminder Seyan <Parminder.Seyan@watford.gov.uk>

Subject: Re: FW: Notice of application by Grilled Cottage, 85 Vicarage Road, Watford.

Dear Parminder Seyan,

Yes, you are quite correct. Due to a typing error I gave you an incorrect telephone number. It should have been - xxxxx

That aside, it does look as if I am wasting my time and that it has already been decided to grant this application. To answer your question about whether I am complaining about the current operation of the premises or to make a representation to the application, I would say both. Yes, I am put through hell on a regular basis by these delightful people and, yes, I consider a further license would be detrimental to my mental health. I don't consider my mental health 'frivolous' or 'vexatious'. I consider it a serious issue. As for 'public nuisance', well, I am a member of the public and I would certainly consider it a nuisance - at the very least. My nerves are shredded already. You don't seem

to understand how much noise these people make and how much noise they will make when you give them licence to do so all night. I can only say that if you think they will be finished by two in the morning it only shows a naivety. They are there until two (or later) now when they don't even have the said license. As I said in my previous letter - they do what they want!

I mentioned before that one random night every week they decide to make an unholy row by what I call 'moving the world around'. Well, last night was the one they have chosen for this week. 1am, BANG, they wake me and then there is no chance of sleep until they ceased at 2.45am. And you're suggesting they will be finished by 1am on Sunday? Dream on. They will close when they decide. The noise levels have nothing to do with walk-ins. It is the people who work at the grammatically incorrect Grilled Cottage that produce the noise and unacceptable behaviour. This, I feel, will take to me the edge.

As I said, this does all seem to be decided anyway. If that is the case I may have to look at other legal channels. I would like it to be known for the record, and I can't stress this enough, that I don't think I can take much more of this. As I type they are banging on my floor and music is blasting through. Thank you for soon allowing them to do so at any time of the day or night.

I noticed, with a wry smile, the words 'community protection' under your name. What community is being protected? Not mine, that's certain.

If we are currently supposed to be pretending that mental health matters then let's at least pretend convincingly.

Your faithfully,

xxxxxxx.

On 05/12/2022 15:01 Parminder Seyan <parminder.seyan@watford.gov.uk> wrote:

Dear xxxxxxx

Thank you for your email and noted the comments therein.

I tried contacting on your mobile it seems the number provided by yourselves is incorrect.

I gather you have raised concerns with regards to noise associated with the current operation of the premises i.e. opening and closing of the grills/shutter, the extractor fan, the drilling, and slamming of the back door noise.

Before I respond I need some further clarification from yourselves with regards to the above application as follows:

1. Are you complaining about the current operation of the premises? Or
2. whether you wish to make a representation to the above application.

The reason being, if you are complaining about noise issues then your request will be logged as a complaint and will be forwarded to the duty Environmental Health Officer, who shall then respond directly to yourselves and deal with it.

However, if you are submitting a representation to the above premises licence application it must relate to one or more of the four licensing objectives of crime prevention, public safety, public nuisance, and child protection. You are required to detail clearly as why you wish to make representations and whether the late-night refreshment with no access to public after 23:00 hours will have on the licensing objectives. Your comments cannot be considered if they relate to anything else – such as planning permission, the need for licensed premises, trade competition, or the effect on house prices. Frivolous and vexatious representations will also be rejected.

For your information, any premises selling hot food or hot drink at any time between 11pm and 5am must be licensed under the licensing act 2003. The applicant has proposed that there shall only be food delivery after 23:00 hours and no walk-ins after 23:00 hours.

The applicant seeks the provision of Late-Night Refreshment as follows:

Friday & Saturday 23:00 - 02:00

Sunday to Thursday 23:00 - 01:00

For reference, attached is a leaflet on ‘Licensing act 2003 - How to Comment’

If you wish to submit a representation on this application, I would be grateful if you would notify me in writing by 5th December 2022. Unfortunately, any comments received after this date from any person cannot be accepted, because this would be outside of the statutory consultation period and the licensing team have no discretion to extend this period or to accept representations received outside of the consultation period.

Any comments received may be forwarded to the applicant to give them an opportunity to respond. Comments may be added to or summarised in any report that may be presented to a council licensing sub-committee and will then be open to public inspection. Only those parties who have made valid objections will be able to speak at any subsequent licensing sub-committee hearing. Please refer to the enclosed leaflet for further information.

I look forward to hearing from yourselves by midnight tonight. If you wish to discuss further, please do not hesitate to contact myself or the licensing team on 01923 278476.

Kind Regards

Parminder Seyan

Licensing Officer

Community Protection

Watford Borough Council

Town Hall, Watford, WD17 3EX

01923 278476

licensing@watford.gov.uk



**Licensing Act 2003
Schedule 12
Part A**

APPENDIX 6

Regulation 33,34

Draft Premises Licence

Premises Licence Number	22/01251/PRE
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Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code	
Grilled Cottage 85 Vicarage Road Watford WD18 0EJ	
Telephone number	

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	
Provision of Late Night Refreshment	
Friday & Saturday	23:00 - 02:00
Sunday to Thursday	23:00 - 01:00

The opening hours of the premises	
Monday to Saturday	11:00 - 23:00
Sunday	12:00 - 23:00



Part 2

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

Wajatullah Ahmad

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

Not applicable

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

Not applicable

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

Not applicable

Annex 1 – Mandatory conditions

None

Annex 2 – Conditions consistent with the Operating Schedule

1. The premises shall install and maintain a CCTV system. All entry, exit and point of sale areas will be covered by the cameras, and the images shall enable frontal identification of every person entering in any light condition. The system shall continually record whilst the premises is open for licensable activities and during all times when staff and 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 to a Police officer or an authorised officer of the licensing authority upon request throughout the preceding 31-day period, providing that such requests are in connection with the prevention or detection of crime.
2. 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 are open to the public. This staff member shall be able to show a Police officer or an authorised officer of the licensing authority data or footage upon request.
3. The premises shall keep a suitable store of necessary recording media (such as DVD's, SD cards or similar) to enable footage to be recorded from the CCTV system and provided to an authorised officer of the licensing authority or Police officer upon demand.
4. 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 the Watford Police Licensing Unit and the licensing authority until the fault is rectified.
5. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
6. No alcohol to be sold at this premises.
7. An incident log shall be kept at the premises for at least 12 months, and made available on request to an authorised officer of the licensing authority or the Police, which will record the following:
 - (a) all crimes reported to or by the premises to the Police
 - (b) any incidents of disorder
 - (c) any failures or faults in the CCTV system
8. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
9. Customers shall not be permitted to enter the premises after 23:00hrs. Only food deliveries shall be made after 23:00hrs till close.
10. Last orders for LNR from customers inside the premises shall be at 22:45hrs on any day.
11. Records of staff training shall be maintained at the premises and made available to a Police Officer or an authorised officer of the Licensing Authority upon request.
12. All late night refreshment provided under this licence shall be for consumption off the premises only.
13. All orders for late night refreshment shall only be accepted if they are made remotely.
14. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. This includes noise from shutters or gates.

15. The Premises Licence holder shall ensure that the extract unit will be turned off at 23:00 hours and shall not be turned on again until the business reopens the following day. 5.
16. The Premises Licence holder shall ensure that all windows and doors shall be closed at 23:00 hours and remain closed until the business reopens the following day, except for the immediate access or egress of staff.
17. The Premises Licence holder shall ensure that no refuse will be moved into the yard or external bins between 23:00 hours and when the business reopens the following day.
18. The Premises Licence holder shall ensure that all orders taken after 23:00 are online orders and shall be delivered to customers at a bona fide address.
19. The premises licence holder shall ensure that no external signage or advertisements shall be illuminated between the hours of 23:00 and when the business reopens the following day.
20. The premises licence holder shall ensure that the external shutters of the premises' shopfront are fully lowered over the windows of the customer area and the customer entrance when the premises is permitted to provide late night refreshment.
21. Signs shall be clearly displayed at the premises stating that the business is closed from 23:00hrs until the start of business again the next working day with the exception of remote delivery orders.
22. Delivery collections shall only happen via the rear entrance of the premises.
23. Signs shall be clearly displayed at the rear of the premises reminding delivery drivers that between the hours of 2300hrs and 0500hrs there shall be no idling of engines nor honking of horns from vehicles waiting for remote delivery orders.

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

No conditions have currently been proposed to be attached to this licence by the objectors to this application and no conditions have been identified from the pool of conditions.

However, this does not restrict the Sub-Committee's power to attach conditions from the licensing authority's pool of model conditions (amended or otherwise), to modify any conditions which have been proposed by the responsible authorities, or to compose their own conditions if they consider that they are appropriate, proportionate, justifiable, and within the applicant's power to comply with.

Annex 4 – Plans

