

Licensing Sub-Committee

Agenda

Wednesday 12 January 2022

6.30 pm

Online - Virtual Meeting

MEMBERSHIP

Administration:	Opposition:
Councillor Natalia Perez (Chair) Councillor Fiona Smith	Councillor Dominic Stanton

CONTACT OFFICER:

Charles Francis
Committee Co-ordinator
Governance and Scrutiny
☎: 07776 672945
E-mail: Charles.Francis@lbhf.gov.uk

Public Notice

Members of the press and public are welcome to attend at the YouTube link below:

Speaking at Licensing meetings is restricted to those who have submitted a representation and registered to speak.

THIS MEETING WILL BE HELD REMOTELY It will be streamed via YouTube on:

<https://youtu.be/d9nZLXck5aU>

Licensing Sub-Committee Agenda

12 January 2022

<u>Item</u>		<u>Pages</u>
1.	APOLOGIES FOR ABSENCE	
2.	DECLARATIONS OF INTEREST	
	<p>If a Councillor has a disclosable pecuniary interest in a particular item, whether or not it is entered in the Authority's register of interests, or any other significant interest which they consider should be declared in the public interest, they should declare the existence and, unless it is a sensitive interest as defined in the Member Code of Conduct, the nature of the interest at the commencement of the consideration of that item or as soon as it becomes apparent.</p> <p>At meetings where members of the public are allowed to be in attendance and speak, any Councillor with a disclosable pecuniary interest or other significant interest may also make representations, give evidence or answer questions about the matter. The Councillor must then withdraw immediately from the meeting before the matter is discussed and any vote taken.</p> <p>Where Members of the public are not allowed to be in attendance and speak, then the Councillor with a disclosable pecuniary interest should withdraw from the meeting whilst the matter is under consideration. Councillors who have declared other significant interests should also withdraw from the meeting if they consider their continued participation in the matter would not be reasonable in the circumstances and may give rise to a perception of a conflict of interest.</p> <p>Councillors are not obliged to withdraw from the meeting where a dispensation to that effect has been obtained from the Standards Committee.</p>	
3.	FULHAM CABIN CONVENIENCE STORE, 51 FULHAM BROADWAY LONDON SW6 1AE.	3 - 59

Agenda Item 3

<u>Contents</u>	<u>Page</u>
1. THE APPLICATION	4
1.1. Application Requested	4
1.2. Applicants Operating Schedule	4
2. BACKGROUND	4
3. CONSULTATION	5
3.1 Relevant Representations	5
4. OTHER INFORMATION	5
4.1 Enforcement History	5-6
4.2 Temporary Event Notices (“TENS”)	6
5. POLICY CONSIDERATIONS	6-9
6. DETERMINATION	9

APPENDICES

Copy of application and plan	10-29
Agreed conditions and relevant correspondence from the Police	30-33
Relevant correspondence from Health and Safety Authority	34-35
Map showing location of premises and neighbouring licenced premises	36-39
Copy of representation from Cllr Belinda Donovan objecting to the application	40
Copy of representation from Licensing Authority objecting to the application	41-45
Copy of representation from Trading Standards Authority objecting to the application	46-49
Copy of representation from Town Ward Panel objecting to the application.....	50
Copy of representation from Barclay Road Residents Group objecting to the application.....	51-53
Copy of representation from Fulham Broadway Ward Panel objecting to the application.....	54
Copy of representation from Parsons Green and Walham Safer Neighbourhood Team objecting to the application	55
Copy of representation from a local resident objecting to the application	56
Background and Enforcement History Summary	57-59

1. THE APPLICATION

On 13 September 2021, Manpreet Singh Kapoor (“the agent”) submitted an application on behalf of Prabakaran Shanmugaratnam (“the applicant”) for a Premises Licence to be granted in respect of the premises to be known as Fulham Cabin Convenience Store, located at 51 Fulham Broadway London SW6 1AE.

1.1 Application Requested

The applicant has applied for a new premises licence for the sale of alcohol off the premises only as outlined below:

Sale of Alcohol – Off the Premises Only

Monday to Sunday 08:00 - 23:00

Hours open to public:

Monday to Sunday 08:00 - 23:00

A copy of the application form and plan can be seen on pages 10-29 of this report.

1.2 Applicants Operating Schedule

The applicant has proposed a number of steps to promote the four licensing objectives if the application is granted. A copy of these steps can be seen on pages 20-21 of this report.

On 14 December 2021, following correspondence received from the Police, the applicant agreed to add extra conditions to their licence if granted. A copy of this amendment and relevant correspondence can be seen on pages 30-33 of this report.

On 17 December 2021, following correspondence received from Trading Standards, the applicant agreed to add extra conditions to their licence if granted. A copy of this amendment and relevant correspondence can be seen on pages 48-49 of this report.

On 17 December 2021, following correspondence received from the Health and Safety Authority, the applicant has sent some further clarifications regarding their risk and safety assessments. A copy of relevant correspondence can be seen on pages 34-35 of this report.

2. BACKGROUND

The main access to the premise’s unit is proposed to be located at Fulham Broadway. There is a mixture of both residential and commercial premises within the area. A map showing the location of the premises and neighbouring licensed premises can be seen on pages 36-39 of this report.

There are several options for transport away from the area including buses and taxis which run from in and around the Fulham Broadway area. Fulham Broadway tube station is a 2-minute walk away and Parsons Green tube station is a 11-minute walk away.

3. CONSULTATION

A public notice was displayed at the premises for 28 days. The application was advertised in a local circular and all statutory consultees were notified as required by the Regulations. The Council has served written notice of hearing upon the applicant and all those parties that have made representations in respect of the application.

3.1. Relevant Representations

The licensing section received one representation from Cllr Belinda Donovan objecting to the licence application. A copy of this representation can be seen on page 40 of this report.

The licensing section received one representation from the Licensing Authority objecting to the licence application. A copy of this representation can be seen on pages 41-45 of this report.

The licensing section received one representation from the Trading Standards Authority objecting to the licence application. A copy of this representation can be seen on pages 46-49 of this report.

The licensing section received one representation from the Town Ward Panel objecting to the licence application. A copy of this representation can be seen on page 50 of this report.

The licensing section received one representation from the Barclay Road Residents Group objecting to the licence application. A copy of this representation can be seen on pages 51-53 of this report.

The licensing section received one representation from the Fulham Broadway Ward Panel objecting to the licence application. A copy of this representation can be seen on page 54 of this report.

The licensing section received one representation from the Parsons Green and Walham Safer Neighbourhood Team objecting to the licence application. A copy of this representation can be seen on page 55 of this report.

The licensing section received one representation from a local resident objecting to the licence application. A copy of this representation can be seen on page 56 of this report.

4. OTHER INFORMATION

4.1 Enforcement History

By way of background this case has been ongoing for over 2 years with some of the original offences taking place in 2017.

The licence was originally reviewed asking for revocation in October 2018 after multiple licensing breaches and the sale of alcohol to a child; this revocation was

granted by the Sub-Committee in December 2018. The decision was then appealed early in 2019 and in July 2019 a consent order was agreed on the basis that the two individuals who managed the premises previously should not be involved in any licensable activities at the premises – these two people were specifically named in a condition which was then added to the licence.

In January 2020 during an inspection one of the individuals was found selling alcohol behind the counter. This person was also seen on CCTV purchasing alcohol from someone who the Police later identified as a known shoplifter. The licence was reviewed again in May 2020 but wasn't heard until July 2020 due to Covid. The licence was revoked for the second time in July 2020 and subsequently appealed again. Further Licensing and Trading Standards breaches were found in August 2021 which were also used in evidence for the case.

A copy of a detailed summary regarding the Background and Enforcement History can be seen on pages 57-59 of this report.

4.2 Temporary Event Notices (“TENs”)

Two TENs have been submitted in respect of this premises in the past twelve months:

Temporary Event Notice - 2021/01583/LATEMP

Licensable activities sought:

The sale of alcohol off the premises only for no more than 15 people.

Friday 31st December 2021 to Wednesday 5th January 2022 between the hours of 08:00 to 23:00 each day.

Late Temporary Event Notice - 2021/01582/LATEML

Licensable activities sought:

The sale of alcohol off the premises only for no more than 15 people.

Friday 24th December to Wednesday 29th December between the hours of 08:00 to 23:00 each day.

5. POLICY CONSIDERATIONS

5.1 Section 5.1 page 12 of the Statement of Licensing Policy (“SLP”) states that where there is a relevant representation, the Licensing Authority will consider each particular case on its merits having regard in particular to the following matters:

- Whether the licensed activities are likely to have an adverse impact especially on local residents and, if there is potential to have an adverse impact, what, if any, appropriate measures will be put in place to prevent it;
- Whether there will be a substantial increase in the cumulative adverse impact from these or similar activities, on an adjacent residential area;
- Whether there is a suitable level of public transport accessibility to and from the premises at the appropriate times;
- Whether the activity will be likely to lead to a harmful and unmanageable increase in car parking demand in surrounding residential streets suffering high levels of parking stress or on roads forming part of the Strategic London

Road Network or the London Bus Priority Network leading to a negative impact on the Licensing Objectives relating to the prevention of crime, disorder and nuisance; and

- Whether there have been any representations made by Responsible Authorities, or other relevant agency or representative.

5.2 Section 5.2 page 12 of the SLP states that the Licensing Authority will closely scrutinise extended hours applications to ensure that the Licensing Objectives are met. In determining an application, the licensing committee might decide that the circumstances are such that a restriction on hours is the only appropriate means to achieve the Licensing Objectives. If an 'hours' restriction is imposed, the Licensing Authority will normally require that customers should be allowed a minimum of thirty minutes to consume alcohol. For example, if the closing time on the application is stated as 12 midnight, the latest time that a licence would be granted to serve alcohol would be 11:30pm, as the Licensing Authority will normally allow a minimum of 30 minutes to consume alcohol that has been purchased before the terminal hour.

5.3 Section 5.4 page 13 of the SPL states that the Licensing Authority advises applicants that it would be beneficial if a lawful planning use can be demonstrated for the activities proposed in all applications for premises licences.

5.4 Section 6.1 page 13 of the SLP state that in determining an application where there has been a relevant representation the Licensing Authority will, where appropriate, take into account the cumulative (collective) effect of the number, type and density of licensed premises already existing in the area. A saturation of licensed premises can attract customers to an area to such a degree that it has an adverse impact on the surrounding area beyond the control of individual licence holders.

5.5 Section 6.2 page 13 of the SLP state that in accordance with paragraph 13.30 of the Secretary of State's current Guidance, where the cumulative effect of many licensed premises within an area gives rise to problems of public disorder and nuisance in the surrounding area, the Licensing Authority may consider it inappropriate for any further licensed premises to be established in the area, or extension to licensed hours of existing premises to be approved. In such circumstances, an application for a licence for activities which would undermine the promotion of any of the four Licensing Objectives would be refused.

5.6 Section 6.8 page 14 of the SLP states that in coming to any decision regarding cumulative impact the Licensing Authority will also have regard to other mechanisms outside of the licensing regime which may also be available to address this issue, these are:

- Planning controls (where development or change of use is involved, or where trading hours are limited by planning conditions)
- Police enforcement of the normal law concerning disorder and anti-social behaviour.
- Prosecution of any personal licence holder or member of staff at such premises who is selling alcohol to people who are drunk
- Prosecution of any personal licence holder or member of staff at such premises who is selling to underage persons or selling illegal alcohol or tobacco

- Police powers to close down instantly any licensed premises or temporary events on grounds of disorder, the likelihood of disorder or excessive noise emanating from the premises, for up to 24 hours.
- The power of the police, other responsible authorities, a local resident, business or Councillor to seek a review of the licence or certificate in question.
- Police and Local Authority power to issue a Closure Notice for up to 48 hours where serious antisocial behavior is taking place at licensed premises under the Anti-social Behaviour, Crime and Policing Act 2014.

5.7 Section 8.1 page 15 of the SLP states that the Licensing Authority will require applicants to detail in their operating schedule the steps proposed to ensure the deterrence and prevention of crime and disorder on, and in the vicinity of, the premises, having regard to their location, character, condition, the nature and extent of the proposed use and the persons likely to use the premises.

5.8 Sections 15.11 pages 30 and 31 of the SLP states that the following provides a non-exhaustive list of risks associated with the public nuisance objective that applicants may want to consider when preparing their Operating Schedule:

- **Deliveries/collections** – noise from deliveries to and/or collections (e.g. refuse) from the premises are another common source of complaint. Consider the times of such deliveries/collections and make sure you specify to any contractors that deliveries/collections should not be made at antisocial times. As a guide, the Noise and Nuisance Service recommend that deliveries/collections should only be made between the hours of 7:30am and 9:00pm, depending on the proximity of residential and/or other noise-sensitive properties.
- **Late night refreshment** - applicants in respect of late night takeaways should demonstrate that they have assessed the risk of persons congregating in large numbers in the vicinity of their premises. Where appropriate, applicants should demonstrate suitable measures to address this problem.
- **Light pollution** – this is an increasingly common source of complaint, particularly from illuminated signs and external security lighting. Where provided, illuminated signs should not cause glare to neighbouring properties, ideally being turned off at night, and external lighting should be angled and/or diffused to also prevent nuisance.
- **External Areas** – External areas such as gardens can be the source of noise disturbance to surrounding premises. Consider limiting the use of the garden to a reasonable time and number of people.
- **Odour** – odour from cooking is a common source of complaint, particularly from restaurants and fast-food takeaways. The Council's Noise and Nuisance Service may therefore require evidence that the kitchen ventilation and/or extract systems are regularly maintained and serviced to ensure that it is operating efficiently and with minimal nuisance to neighbours arising from odour and also noise. This includes the siting of BBQs.
- **Queue management** - establishing appropriate procedures to avoid the need for customers to queue before entering the premises or, where queuing cannot be avoided, to manage queues so as to minimise the potential for crime and disorder or public nuisance by customers who are queuing.
- **Waste** – consider how and where waste will be stored/disposed of at the end of trading hours, particularly if trading until late at night. This is important

because the disposal of glass and/or cans to outside bin areas can be very noisy and give rise to complaints, so it may be necessary to store such items and other non-degradable refuse inside the premises until the next trading day. Consideration should also be given to the time of deliveries to minimize disruption to local residents.

- **Litter** – for example, litter patrols for late night take-away premises

6. DETERMINATION

6.1 In determining this application, the Committee must have regard to the representations and take such of the following steps as it considers necessary for the promotion of the licensing objectives. The steps are:

- (a) Grant the application in full
- (b) Grant the application in part – modifying the proposed hours, activities or conditions.
- (c) Reject the application.

It is the Council's duty under the Licensing Act 2003 ("The Act") to determine applications with a view to promoting the four licensing objectives; Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

In reaching a decision the Council shall consider the details of any relevant representations received; the applicant's Operating Schedule; the Council's adopted Statement of Licensing Policy and the guidance issued by the Secretary of State under section 182 of the Act.

If the Committee is minded to grant the application, conditions may be attached to the licence to alleviate the concerns raised through any representation(s).

* 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

Not Currently In Use

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?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

PRABAKARAN

* Family name

SHANMUGARATNAM

* E-mail

Main telephone number

Include country code.

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.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

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

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 21

PREMISES DETAILS

Continued from previous page...

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

Postal Address Of Premises

Building number or name	<input type="text" value="FULHAM CABIN CONVENIENCE STORE"/>
Street	<input type="text" value="51 FULHAM BROADWAY"/>
District	<input type="text"/>
City or town	<input type="text" value="LONDON"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="SW6 1AE"/>
Country	<input type="text" value="United Kingdom"/>

Further Details

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text" value="48,000"/>

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

PRABAKARAN

Family name

SHANMUGARATNAM

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

Street

District

City or town

County or administrative area

Postcode

Country

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

Telephone number

Other telephone number

* Date of birth

* Nationality

Right to work share code

[Documents that demonstrate entitlement to work in the UK](#)
[Right to work share code if not submitting scanned documents](#)

Add another applicant

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

Continued from previous page...

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.

NEWSAGENTS, OFF LICENCE AND CONVENIENCE STORE

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

Section 6 of 21

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](#)

Continued from previous page...

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?

- Yes No

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

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- 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

Continued from previous page...

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

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

NONE

Non-standard timings. Where the premises will be used for the supply of alcohol 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.

NONE

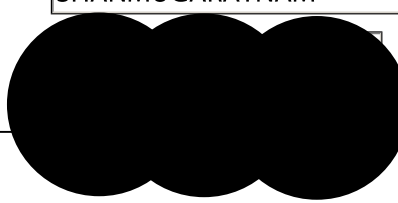
State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth



Continued from previous page...

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

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

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.

NONE

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.

Continued from previous page...

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.

NONE

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.

NONE

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)

Continued from previous page...

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

1. Strict implementation of challenge 25 policy
2. CCTV to be installed and 31 days recording system
3. All staff to be trained in responsible alcohol retailing

b) The prevention of crime and disorder

1. The premises shall install and maintain a comprehensive CCTV system which records 24 hours a day. All CCTV recordings shall be stored for a minimum period of 31 days and all recordings will be stamped with the correct date and time. Viewing of recordings shall be made available, subject to Data Protection legislation, immediately upon the request of Police or an authorised council officer.

2. That licensing activities are only carried out at the premises at times when the CCTV system is fully operational

3. A staff member from the premises who is conversant with the operation of the CCTV system shall always be on the premises when the premises are open. This staff member must be able to provide a police or authorised council officer copies of recent CCTV images or data with the minimum of delay when requested.

4. An incident logbook will be maintained by the premises that details incidents of note that occur in the premises. This shall include refused sales, disorder, and ejections as a minimum. The logbook shall always be kept on the premises, for a minimum of 1 year from each entry, and be available for inspection, at all times the premises is open. Management shall regularly check the book to ensure all staff are using it.

5. All staff responsible for selling alcohol shall receive regular training in the Licensing Act 2003. Written records of this training shall be retained and made available for inspection to Police or Council Officers on request.

6. There must be no stock or sale of high strength canned beer, lager or cider (above 6.0% ABV). All beer, lager or cider must be clearly price marked.

7. There must be no single cans of beer, lager, cider or ale sold at the premises.

8. All goods, including those subject to duty payments i.e. alcohol and tobacco products will be brought from cash and carries only on invoices and they will be available upon request. All alcohol will be purchased from AWRS registered cash & carry or wholesalers.

9. All staff employed at the premises will have UK right to work status checked, once passed that stage they shall be offered employment.

10. The premises licence holder shall not permit Mrs Nageswary Shanmugaratnah, Mr Suganthan Sinnathurai and Mr Thayalam Ratnam to be employed by the business or involved in the management of licensable activities at the premises.

c) Public safety

1. Installation of appropriate safety equipment
2. Fire exit signs displayed
3. To comply with all current, fire, health and safety laws
4. CCTV working at all times

d) The prevention of public nuisance

1. Notice displayed asking customers to leave quietly from premises also customers will be told in person to leave quietly and not to disturb the local neighbourhood
2. Strict policy in place to tell all staff not to serve alcohol to drunks at all
3. Appropriate signage will be displayed, in prominent position informing customers they are being recorded on CCTV

Continued from previous page...

4. A notice shall be prominently displayed at the exit from the premises asking patrons to dispose of any litter in waste bins

e) The protection of children from harm

1. A challenge 25 policy will be in force, where any person looking under the age of 25 shall be asked to prove their age when attempting to purchase alcohol and signs to this effect will be displayed at the premises. Challenge 25 posters displayed where alcohol is sold.

2. The only acceptable ID will be those with photographic identification documents; including passport, photo-card, driving license or proof of age card bearing the PASS hologram.

3. An refusal book shall be kept at the premises and updated as and when required, and made available for inspection on request to an Licensing Officer, Police or other responsible authority.

4. A challenge 25 proof of age scheme shall operate at the premises. Signage shall be displayed advising customers that the scheme is in place. All staff authorised to sell alcohol will be trained in the Challenge 25 scheme and this training will be documented to include the date the training was given, the name of the person who gave the training, the person who received the training and signatures by both trainer and trainee

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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 the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

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 (£)

315.00

DECLARATION

Continued from previous page...

* I/we understand 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.

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

* Capacity

* Date / /
dd mm yyyy

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 <https://www.gov.uk/apply-for-a-licence/premises-licence/hammersmith-and-fulham/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

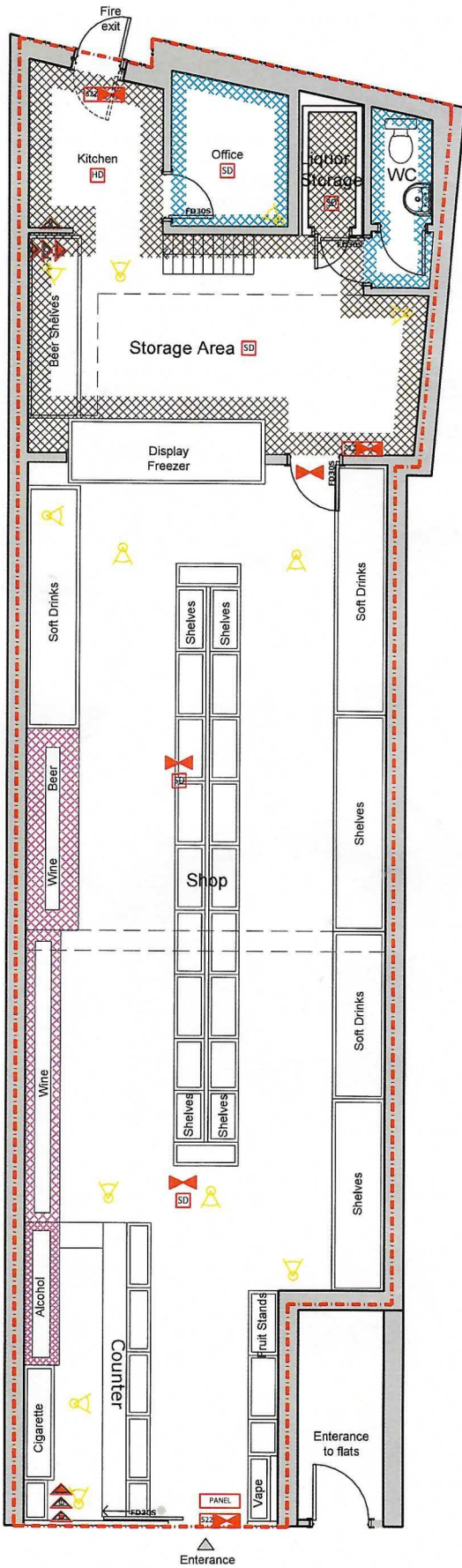
IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

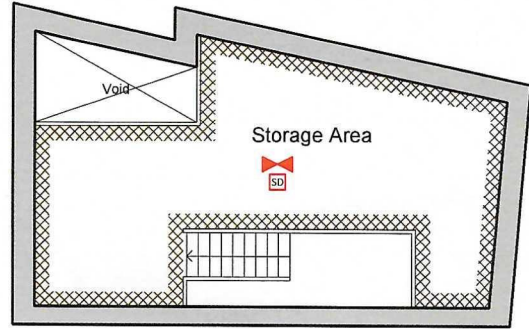
OFFICE USE ONLY

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"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)



Ground Floor Plan
Scale 1:100



Mezzanine Floor Plan
Scale 1:100

LEGEND

- AMBIT OF LICENSED PREMISES
 - LIQUOR STORAGE
 - LIQUOR SALES
 - WC, PASSAGEWAY, ETC
 - + SAFETY LIGHTING
 - HD HEAT DETECTOR
 - SD SMOKE DETECTOR
 - C CARBON DIOXIDE FIRE EXTINGUISHER
 - W 9L. WATER FIRE EXTINGUISHER
 - F FOAM FIRE EXTINGUISHER
 - B FIRE BLANKET
 - W WET CHEMICAL FIRE EXTINGUISHER
 - S2 INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
 - FD30S 30min FIRE RESISTANCE DOOR (fire door to have intumescent strips and self closer)
 - CPA CALL POINT FIRE ALARM (BS 5839)
 - S FIRE SOUNDER
 - PANEL ALARM PANEL
 - C CCTV OPERATING SYSTEM
- TOTAL AREA: 131.3 m²

Notes

- 1- This drawing is not for construction
- 2- All Dimensions are in millimeters
- 3- Dimensions are not to be scaled directly from drawings
- 4- All dimensions are to be checked on site and the Architect is to be informed of any discrepancies before construction commences
- 5- All references to drawings refer to current revision of that drawing
- 6- The Copyright of this drawing belongs to Architectural Design Point Limited.



scale 1:100

Rev.	Date	Revisions
FOR LICENSING		
ARCHITECTURAL DESIGN POINT 8-10 Silver Street, Enfield, EN1 3ED Office: 0208 367 7479 Tel: 0796 029 9656 Email: info@adplondon.co.uk		
Client		Mr Praba
Project 51 Fulham Broadway, London, SW6 1AE		
Scale	1/100@A4	Date 07/2021
Drawn By	M.C.S	Checked By H.C
Project No.	Drawing No.	Revision
21062901	A101	-
Drawing title		
Ground Floor Plan and Mezzanine		

From: Kristen Cardwell
Sent: 14 December 2021 13:15
To: Licensing HF: H&F
Cc: Stewart Tom - AW-CU
Subject: FW: Fulham Cabin Convenience Store 51 Fulham Broadway London SW6
1AE: - Premises Number: 2021/01448/LAPR

Good Afternoon Licensing,

Please find the agreed conditions (highlighted in red below) between the Police and the applicant for the above application.

1. Strong beer, lager, cider or stout above 5.5% ABV shall not be displayed or sold.
2. On any day that Chelsea Football Club are playing a home fixture, on any day that Chelsea Football Club Men's First Team play in any Cup Final, specifically European Cup Finals and on any day that a Chelsea Football Club Victory Parade takes place, the premises shall stop the sale of alcohol three hours before the advertised kick off time until two hours after the match has been completed. During this time frame, all alcohol shall be locked behind shutters and not displayed.

Kind regards,

Kris.

Kris Cardwell
Police Constable 3286AW
Licensing Officer - Hammersmith and Fulham (Central West BCU)
Metropolitan Police Service

From:

Sent: 14 December 2021 12:29

To: Cardwell Kris J - AW-CU

Subject: RE: Fulham Cabin Convenience Store 51 Fulham Broadway London SW6
1AE: -Premises Number: 2021/01448/LAPR

Dear Kris

Apologies for the delayed reply, having discussed with applicant he is happy to accept the proposed 2 additional condition mentioned in you below email.

Kind Regards

Manpreet S Kapoor BA (Hons)

Licensing Consultant, Personal Licence Courses UK Ltd

From: Kristen Cardwell

Sent: 14 December 2021 12:26

To:

Cc: shan; Tom.Stewart

Subject: RE: Fulham Cabin Convenience Store 51 Fulham Broadway London SW6
1AE: -Premises Number: 2021/01448/LAPR

Good Afternoon Mr Kapoor,

Has your client considered the conditions I have proposed?

Kind regards,

Kris.

Kris Cardwell

Police Constable 3286AW

Licensing Officer - Hammersmith and Fulham (Central West BCU)

Metropolitan Police Service

From: Cardwell Kris J - AW-CU
Sent: 13 December 2021 13:30
To:
Cc:; Stewart Tom - AW-CU
Subject: Fulham Cabin Convenience Store 51 Fulham Broadway London SW6
1AE:-Premises Number: 2021/01448/LAPR

Good Afternoon Mr Kapoor,

It was good to meet with yourself and your client on the 3rd of December to discuss the operation of the business. As discussed at the meeting, the Police have two real concerns with this application, firstly the requirement for certain alcohol to be restricted to nothing more than 5.5%abv. This is to remove the potential for street drinkers to purchase alcohol of their choice. Your client has offered 6.0%abv, however as discussed, several other similar licensed premises are restricted to 5.5%abv and this has seen a significant reduction in street drinker related issues in a specific locality. It cannot be one rule for one and not for another.

The second and more concerning issue, is the requirement to cease off sales when Chelsea play a home fixture. Sadly, football violence still exists today, and this was again well evidenced during last Saturdays fixture against Leeds. Alcohol is the catalyst that fuels the potential for disorder and therefore it is essential that every licensed premises on the football footprint is conditioned accordingly to restrict or prevent these sales.

Even when Chelsea FC play in specific finals, such as European Finals and Wembley fixture, supporters gather to celebrate or commiserate in Fulham Broadway directly outside 51 Fulham Broadway. These gatherings regularly result in disorder taking place and it is again well evidenced that when this has happened, people have purchased alcohol from 51 Fulham Broadway and then drunk it in the street. As mentioned above, alcohol is often the catalyst that fuels disorder. For this reason, I am requesting that your client cannot sell alcohol when Chelsea play a home fixture or during any other time of concern as detailed in the proposed condition below.

I am aware that the Local Authority were collating the conditions from the respective Responsible Authorities and forwarding them to yourself. I have not been copied into anything and I am therefore assuming you may have not received the proposed conditions from the Police.

As the LDO is this Thursday and I am off after tomorrow and would therefore like to establish as to whether your client is willing to add the following two conditions to the application: -

1. Strong beer, lager, cider or stout above 5.5% ABV shall not be displayed or sold.
2. On any day that Chelsea Football Club are playing a home fixture, on any day that Chelsea Football Club Men's First Team play in any Cup Final, specifically European Cup Finals and on any day that a Chelsea Football Club

Victory Parade takes place, the premises shall stop the sale of alcohol three hours before the advertised kick off time until two hours after the match has been completed. During this time frame, all alcohol shall be locked behind shutters and not displayed.

I look forward to hearing from you,

Kind regards,

Kris.

Kris Cardwell
Police Constable 3286AW
Licensing Officer - Hammersmith and Fulham (Central West BCU)
Metropolitan Police Service

From:

Sent: 17 December 2021 13:26

To: Christian Shaafiek: H&F

Cc: Overton Adrian: H&F; Dimitriou Maria: H&F

Subject: RE: Fulham Cabin: Review of Public Safety Licensing Objectives

Dear Shaafiek Christian

Thanks for your email and we have noted the contents and the requirements.

Just to let you know that the premises is trading for over 25 years and all safety measures are in place but for your assurance and the safety of all concerned we have instructed for a Fire Risk assessment to be carried out. We will be able to provide that earliest by next week.(22nd December). The risk assessment will include required measures indicated.

There is a staff training Manual in place. We are being informed that as the shop is on the ground floor there is a disable excess .

There is provision for Ventilation and all Covid-19 risks are followed with the new government rules.

Kind Regards

Mr S.Panchal

From: Christian Shaafiek: H&F

Sent: 14 December 2021 10:36

To:

Cc: Overton Adrian: H&F; Dimitriou Maria: H&F

Subject: Fulham Cabin: Review of Public Safety Licensing Objectives

Dear Manpreet,

I write in reference to the premises licensing application submitted for Fulham Cabin Convenience Store, 51 Fulham Broadway, SW6 1AE and received on 24 November 2021.

I am the member of the Health and Safety team, allocated to review the steps you intend to take to promote the Public Safety Licensing Objective.

Upon review of the licensing application, it is noted that the following measures will be in place: 1. Installation of appropriate safety equipment 2. Fire exit signs displayed 3. To comply with all current, fire, health and safety laws 4. CCTV working at all times.

It would be much appreciated if you could provide me with the following key information which will aid the review process:

- 1) As your premises will be situated beneath residential accommodation, I would like to make sure this arrangement is safe and that you have all necessary measures in place to prevent fire and evacuate people safely if fire does occur. Please provide a copy of your Fire Risk Assessment.
- 2) Disabled access and evacuation – what is your policy regarding admittance for disabled customers? How are you going to assure their safety at the premises?
- 3) Checks on equipment at specified intervals, e.g. gas safety checks and Portable Appliance Testing.
- 4) Standards to be maintained, e.g. Fixed electrical installations to comply with British Standards;
- 5) The provision of air conditioning and ventilation for general welfare and Covid-19 management;
- 6) Measures to protect against overcrowding;
- 7) Training for staff.

In the in the meantime I would refer you to our licensing policy, available on our website under this link [Statement of Licensing Policy 2017 - 2022.doc \(lbhf.gov.uk\)](#), especially pages 17-18, 26-27 and 30 which are relevant to public safety. Please familiarise yourself with it and elaborate on the specific measures which you are going to take to meet this objective. Please provide me with a response by **Friday, 17 December 2021.**

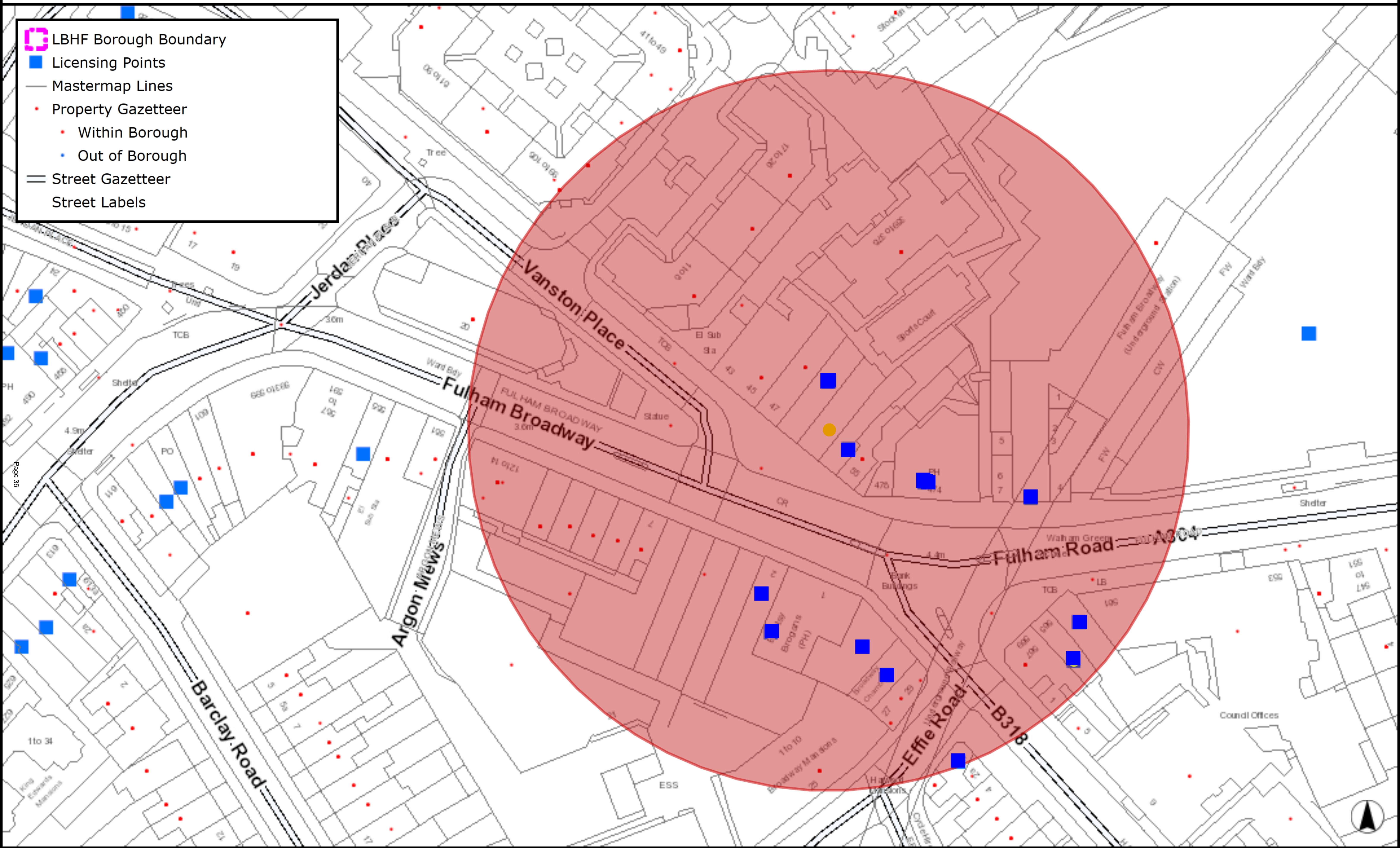
Thank you in advance of your co-operation.

Sincerely

Shaafiek Christian
Environmental Health Practitioner
Health and Safety
Hammersmith and Fulham Council

London Borough of Hammersmith & Fulham

- LBHF Borough Boundary
- Licensing Points
- Mastermap Lines
- Property Gazetteer
 - Within Borough
 - Out of Borough
- Street Gazetteer
- Street Labels



Reference Number	Trading As	Premises Address	Activities	Monday to Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
2021/00475/LAPR	Whole Foods	2 - 6 Fulham Broadway London SW6 1AA	Sale of Alcohol Off the Premises		08:00:00 - 22:00:00	08:00:00 - 22:00:00	08:00:00 - 22:00:00	08:00:00 - 22:00:00	08:00:00 - 22:00:00	08:00:00 - 22:00:00	10:00:00 - 20:00:00
			Sale of Alcohol On the Premises		10:00:00 - 21:30:00	10:00:00 - 21:30:00	10:00:00 - 21:30:00	10:00:00 - 21:30:00	10:00:00 - 21:30:00	10:00:00 - 21:30:00	11:00:00 - 17:00:00
2021/00555/LAPR	Broadway Bar & Grill - Members & Roof Terrace	474 - 476 Fulham Road London SW6 1BY	Playing of Recorded Music	10:00:00 - 01:30:00							
			Provision of Late Night Refreshment	23:00:00 - 02:00:00							
			Sale of Alcohol On and Off the Premises	10:00:00 - 01:30:00							
2021/00556/LAPR	Broadway Bar & Grill - Ground & First Floor	474 - 476 Fulham Road London SW6 1BY	Exhibition of a Film	10:00:00 - 01:00:00							
			Performance of Live Music	10:00:00 - 01:00:00							
			Playing of Recorded Music	10:00:00 - 01:00:00							
			Entertainment Similar to Music or Dance	10:00:00 - 01:00:00							
			Provision of Late Night Refreshment	23:00:00 - 01:00:00							
			Sale of Alcohol On and Off the Premises	10:00:00 - 02:00:00							
2019/01417/LAPR	McGettigan's Fulham	1 Fulham Broadway London SW6 1AA	Performance of Dance		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 00:00:00
			Performance of Live Music		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 00:00:00
			Playing of Recorded Music		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 00:00:00
			Entertainment Similar to Music or Dance		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 00:00:00

			Provision of Late Night Refreshment		23:00:00 - 00:30:00	23:00:00 - 00:30:00	23:00:00 - 00:30:00	23:00:00 - 00:30:00	23:00:00 - 00:30:00	23:00:00 - 00:30:00	
			Sale of Alcohol On the Premises		12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 22:30:00

From: Cllr Belinda Donovan

Sent: 15 December 2021 15:20

To: Licensing HF: H&F; Overton Adrian: H&F

Subject: Licensing application 2021/01448/LAPR Address 51 Fulham Broadway, SW6 1AE premises license case officer Maria Dimitriou

I am as a Councillor, backing the local residents association in objection to this application.

This premises has caused problems for a long time and the new applicant is a relative of the previous premises license holder.

There is a history of selling to underage drinkers which is of great concern and in total breach of one of your licensing objectives - protecting children from harm. I gather that this has been a huge temptation for children living in the Samuel Lewis Trust housing to regularly purchase alcohol from this premises as it is so conveniently placed for them.

I ask for the sake of local children (and their parents) that this License is not granted. I gather that all licensing objectives have been abused in the past.

Cllr Belinda Donovan

Shadow Cabinet Assistant for Crime and Housing

Hammersmith and Fulham Council

From: Overton Adrian: H&F

Sent: 16 December 2021 13:24

To: Dimitriou Maria: H&F

Cc: Perez-Trillo Cristina: H&F; White Lisa: H&F; Henry Kandis: H&F; Cardwell Kris J - AW-CU; Love Doug: H&F

Subject: Fulham Cabin Convenience Store, 51 Fulham Broadway - Licensing representation

Hi Maria,

I have been trying to contact the applicant for this case to see if they would be willing to amend their operating schedule to include a number of conditions (please see below). At this stage I have not had a reply to my email so I would like to make to formal representation to this application in relation to the following licensing objectives:

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

There has been a history of non-compliance at this premises (breaches of conditions and failed test purchases) dating back to 2018 which most recently culminated in the licence being revoked on appeal at Westminster Magistrates Court. I therefore think that any decision on this new licence should be made by a licensing sub-committee, notwithstanding any future agreement on conditions.

I will send over further information in relation to my representation in due course but wanted to register an initial representation from the licensing service in the first instance.

Regards

Adrian Overton
Licensing Policy & Enforcement Manager
Licensing
The Environment Department
Hammersmith & Fulham Council

From: Overton Adrian: H&F
Sent: 14 December 2021 18:50
To: shan
Cc: Perez-Trillo Cristina: H&F; Cardwell Kris J - AW-CU; Henry Kandis: H&F; Licensing HF: H&F; Love Doug: H&F
Subject: Fulham Cabin Convenience Store, 51 Fulham Broadway - Licensing representation

Dear Mr Panchal / Shan,

Further to our meeting on the 3rd December I have included a list of conditions below that the licensing service would like to see attached to any new licence granted. At this stage we would like to register our representation to your application but will consider this position if these conditions can be agreed as a formal amendment to your operating schedule.

Please note that the list below is inclusive of conditions already suggested by the Police and the Council's Trading Standards team.

Regards

Adrian Overton
Licensing Policy & Enforcement Manager
Licensing
The Environment Department
Hammersmith & Fulham Council

1. High Definition CCTV shall be installed, operated and maintained, at all times that the premises are open for licensable activities or customers are on the premises and;
 - shall be checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to the Police or authorised Council officers on request.
 - at least one camera will show a close-up of the entrance/entrances to the premises, to capture a clear, full length image of anyone entering.
 - shall cover any internal or external area of the premises where licensable activities take place.
 - recordings shall be in real time and stored for a minimum period of 31 days with date and time stamping.
 - footage shall be provided free of charge to the Police or authorised Council officer within 24 hours of a request.
 - a staff member from the premises that is conversant with the operation of the CCTV system shall be on the premises at all times. This staff member will be able to show Police or authorised officers of the Licensing Authority recent data footage with the minimum of delay

when requested. This data or footage reproduction shall be almost instantaneous.

2. Appropriate signage shall be displayed in prominent positions, informing customers they are being recorded on CCTV.
3. The premises license holder shall not permit Mrs Nageswary Shanmugaratnah, Mr Suganthan Sinnathurai or Mr Thayalam Ratnam to be employed by the business, involved in the management of licensable activities at the premises, or allowed onto the premises other than as a customer.
4. No single cans or bottles of beer or cider shall be sold.
5. All alcoholic drinks shall be clearly labelled or marked with the name of the premises.
6. Strong beer, lager, cider or stout above 5.5% ABV shall not be displayed or sold.
7. On any day that Chelsea Football Club are playing a home fixture, on any day that Chelsea Football Club play in any Cup Final, including European Cup Finals and on any day that a Chelsea Football Club Victory Parade takes place, the premises shall stop the sale of alcohol three hours before the advertised kick off time until two hours after the match has been completed. During this time frame, all alcohol shall be locked behind shutters and not displayed.
8. A notice shall be prominently displayed at the exit from the premises asking patrons to dispose of any litter in waste bins.
9. A responsible member of staff shall carry out proactive litter patrols outside the premises at least twice throughout the premises' opening hours and specifically at the end of trading hours to ensure that there is no litter associated with the premises in the immediate vicinity and any such litter found shall be collected and returned to the premises for disposal with the premises' normal waste / refuse collection.
10. A written record of proactive external litter patrols shall be kept for a minimum of 31 days from the date of the last entry in the record and this record shall be available for inspection on request by authorised officers of the Licensing Authority at all times the premises are open.
11. A notice shall be prominently displayed at the exit from the premises asking patrons not to loiter immediately outside the premises and to respect the neighbours when moving away.
12. The Licence Holder shall require staff to note any refusals in a refusals log. The refusals log shall record the date and time of the refusal; the name of the staff member refusing; and the reason for refusal. It must be checked and signed monthly by the designated premises supervisor. The refusals log shall

be made available for inspection upon request by the Licensing Team, Police or Trading Standards.

13. Only alcoholic drinks which are detailed on headed paper invoices shall be purchased or accepted as part of a 'free' offer. Invoices for all alcoholic goods on the premises shall be made available to officers of the council, police or HMRC upon request.
14. The Licensee shall adopt 'Challenge 25', the Retail of Alcohol Standards Group's advise for off-licences, and promote it through the prominent display of posters.
15. The licensee shall put arrangements in place to ensure that before serving alcohol or other age restricted goods to customers they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the customer.
16. The Licensee shall report to Trading Standards any instance of a caller to the shop attempting to sell alcohol or tobacco products within 24 hours.
17. All staff responsible for selling alcohol shall receive relevant training before making any unsupervised sales. The training shall include:
 - the Licensing Act 2003 in terms of the licensing objectives and offences committed under the Act;
 - the conditions of the Premises Licence;
 - the sale of age-restricted products.

This training will be refreshed at least every six months. Staff shall sign to confirm that they have received and understood the training. Written records of this training shall be retained and made available to the Police or authorised officers of the Licensing Authority upon request.

18. Age-restricted products training shall cover the following steps: the assessment of age; how and when to challenge for proof of age; acceptable proof of age and how to check; and recording refusals.
19. A daily incident log (electric or paper based) shall be kept at the Premises and made available on request to an authorised officer of the Council or the Police or the Fire Service which shall record the following:
 - (a) all crimes reported to the venue
 - (b) all ejection of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system
 - (g) any visit by a relevant authority or emergency service.

The incident record shall be kept on the premises and be available for inspection by the Police or authorised officers of the Licensing Authority at all times the premises is open.

20. Signs shall be prominently displayed at the exit from the premises asking customers to leave quietly.

To: LBHF Licensing Team

Date: 14/12/21

Please ask for: Doug

Love

LICENSING ACT 2003: REPRESENTATIONS BY RESPONSIBLE AUTHORITY

Fulham Cabin Convenience Store, 51 Fulham Broadway, SW6 1AE **Trading Standards representation to premises licence application**

1. This application is made by Prabakaran Shanmugaratnam at the premises that previous traded as Broadway Food and Wine. The Licensing Sub-Committee has twice revoked licences at this premises.
2. On the first occasion in December 2018, the Committee revoked the licence due to persistent breaches of conditions, the presence of illicit alcohol on the premises and an underage sale. The premises licensee at that time was Suganthan Sinnathurai and Mrs Nageswary Shanmugaratnam was involved in managing the business. A consent order was agreed before the appeal was heard, with an attempt to ensure there was a genuine change of management by conditioning against the involvement of Mr Sinnathurai and Mrs Shanmugaratnam
3. On the second occasion, in July 2020, the premises licensee, Thayalan Ratnam, lost the licence after persistent breaches of conditions, including allowing Mrs Shanmugaratnam to work at the business. Mr Ratnam was not seen by officers at the shop and did nothing to suggest he could improve the management of the business when he was called to meet with officers of the responsible bodies. The Council's decision was upheld by City of London Magistrates in November 2021.
4. The applicant attended an online meeting with officers from responsible authorities. He told us that he'd had a financial interest in the business for some years, but had not been involved in the day-to-day management. Mrs Shanmugaratnam is his mother and Mr Slnnuthurai his brother-in-law. His intention, if this application succeeds is, he says, to be involved in the day-to-day management of the business.
5. Mr Shanmugratnam spoke well at the meeting. He appears to understand the previous issues at the business and gave me some confidence that the business may not cause similar concerns in future. Further, it would not be just to consider this application in the light of the actions of his relatives.
6. However, it is a fact that the applicant was financially involved in the business during the period of the issues and can be presumed to have been aware of the issues, at least by the time they became significant enough for applications to review the premises licences to be made. It may be thought strange that the responsible authorities only became aware of the applicant when an application to transfer the licence into his name was received, only days before the appeal against revocation was heard.

7. For this reason, I believe that the application should go before the Licensing Sub-Committee for them to judge whether it should succeed.
8. If it is possible – and my knowledge and understanding of the Licensing Act is fairly limited on this point - I would like the licence, if granted, to be issued for a limited period only, maybe between 6 months and a year. This would enable the responsible bodies to make fully informed representations should a new application be made at the end of that period: if there continue to be problems, these representations could be made with knowledge of the new management; if there are not, it is likely that the application would receive no objections.
9. In any case, I believe the operating schedule on the application needs to be amended, with the following conditions (taken from the current pool of conditions) added:
 - The Licensee shall report to Trading Standards any instance of a caller to the shop attempting to sell alcohol or tobacco products within 24 hours.
 - All staff responsible for selling alcohol shall receive relevant training before making any unsupervised sales. The training shall include:
 - the Licensing Act 2003 in terms of the licensing objectives and offences committed under the Act;
 - the conditions of the Premises Licence;
 - the sale of age-restricted products.

This training will be refreshed at least every six months. Staff shall sign to confirm that they have received and understood the training. Written records of this training shall be retained and made available to the Police or authorised officers of the Licensing Authority upon request.

 - Age-restricted products training shall cover the following steps: the assessment of age; how and when to challenge for proof of age; acceptable proof of age and how to check; and recording refusals.
10. A similar condition to the first of these was on the revoked licence and, given the previous incidence of illicit alcohol being purchased for the business and the suspicion that stolen alcohol has been purchased for the business (a suspicion which the revoking Committee in 2020 did not find evidence to support), I see no reason why something similar should not be on any new licence. It is reasonable to assume that there will be attempts to sell illicit or stolen goods made by people visiting the shop and it promotes the prevention of crime and disorder if this is reported.
11. The last two conditions on training are more detailed than and should replace the two proposed by the applicant (effectively that training is done and written records of it will be kept and made available). I argue that the detail is necessary to clarify the nature of the training required, but should also be helpful to the licensee to have on the condition as a checklist of what training should cover.

I believe this representation is consistent with the LBHF Statement of Licensing Policy and the promotion of the Licensing Objectives,

Doug Love
Senior Trading Standards Officer

From: Love Doug: H&F
Sent: 17 December 2021 10:20
To:
Cc: Licensing HF: H&F; Perez-Trillo Cristina: H&F
Subject: RE: Fulham Cabin Convenience Store, 51 Fulham Broadway - TS representation

Hi, Manpreet.

Thank you for confirming that. For clarity, I assume you are only agreeing to the suggested conditions, and not that the licence should be time limited in any way? Assuming that you are, I will not withdraw my representation entirely, as I'd like the Committee to take a view on this.

Kind regards,

Doug

Doug Love
Senior Trading Standards Officer
Hammersmith & Fulham Council

From:
Sent: 16 December 2021 15:30
To: Love Doug: H&F
Subject: RE: Fulham Cabin Convenience Store, 51 Fulham Broadway - TS representation

Dear Doug

We are happy to accept your proposed conditions as mentioned in your attachment.

Kind Regards

Manpreet S Kapoor BA (Hons)
Licensing Consultant, Personal Licence Courses UK Ltd

From: Love Doug: H&F
Sent: 14 December 2021 15:07
To:
Cc:
Subject: FW: Fulham Cabin Convenience Store, 51 Fulham Broadway - TS representation

Hi, Shan.

Please see below – sorry, I introduced a typo to you e-mail first time around.

Doug

Doug Love
Senior Trading Standards Officer
Hammersmith & Fulham Council

From: Love Doug: H&F
Sent: 14 December 2021 15:03
To: Licensing HF: H&F <
Cc: Perez-Trillo Cristina: H&F; Overton Adrian: H&F; Cardwell Kris J - AW-CU;
Subject: Fulham Cabin Convenience Store, 51 Fulham Broadway - TS representation

Hi,

Please accept the attached as the TS representation with respect to the application for a new licence at the premises above.

Shan / Panchal – happy to discuss, if you would like. I'll be around the rest of today, Thursday morning and on Friday, but less so tomorrow or Thursday afternoon.

Kind regards,

Doug

Doug Love
Senior Trading Standards Officer
Hammersmith & Fulham Council
Hammersmith Town Hall, W6 9JU

From: noreply@lbhf.gov.uk <noreply@lbhf.gov.uk>
Sent: 15 December 2021 15:29
To: Dimitriou Maria: H&F <Maria.Dimitriou@lbhf.gov.uk>
Subject: Comments for Licensing Application 2021/01448/LAPR

Comments summary

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 15/12/2021 3:28 PM from Miss Annabel Cottrell.

Application Summary

Address:	51 Fulham Broadway London SW6 1AE
Proposal:	Licensing Act - Premises Licence
Case Officer:	Maria Dimitriou

[Click for further information](#)

Customer Details

Name:	Miss Annabel Cottrell
Email:	
Address:	Shottendane Road London

Comments Details

Commenter Type:	Residents Group
Stance:	Customer objects to the Licensing Application

Reasons for comment:

Comments: 15/12/2021 3:28 PM This application makes a mockery of the Licencing Law. Having broken their Conditions and violated the Licencing Principles numerous times, it has taken the police, the Council, the residents and the Courts two years to get their Licence rescinded yet within a few weeks they have reapplied.

The prospective Licencee is part of the previous management team who failed to run the premises properly and with total disregard for public safety and child protection, he is therefore unfit to hold a Licence.

The Ward Panel representing the Town Ward residents therefore strongly objects to the application.

Yours

The Town Ward Panel Chair

Comments summary

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 15/12/2021 10:21 AM from Charlotte Dexter.

Application Summary

Address: 51 Fulham Broadway London SW6 1AE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Charlotte Dexter

Email:

Address: Barclay Road London

Comments Details

Commenter Type: Amenity Group

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 15/12/2021 10:21 AM This Premises has been a problem for Fulham Broadway for too long. The new applicant is related to the Premises License holder (revoked Dec 2018 and appeal not granted Nov 2021) in that he is the 'finance' guy who says he is not 'management' but if you don't 'manage' finances what do you do?! We ask the Committee to use everything in its power to not grant this license for all the 4 Lic Objective reasons. ALL of them have been abused in the past. We have a mother on Barclay Road who goes into this shop everyday to make sure they are not selling alcohol as she knows too well that they have sold to under age children in the past. The Police and Trading Standards have collected so much evidence and they finally were successful in shuttering the alcohol only last month, after you, the Committee, revoked the license in 2018. If nothing else, this type of shop is too close to the residential Samuel Lewis Trust housing just a few doors down to the left which is full of under age children who are tempted to frequent this shop and buy alcohol. The LBHF Licensing Policy specifically mentions dense residential areas; pls use it to not grant this License.
Charlotte Dexter for myself and for Barclay Road Residents.

From: Charlotte Dexter
Sent: 16 December 2021 17:47
To: Overton Adrian: H&F; Asante William: H&F
Cc: Annabel Cottrell; Sarah Chambers
Subject: 2021/01448/LAPR 51 Fulham Broadway

I was unable to submit this online. I now submit by email. Pls confirm receipt.

From: Charlotte Dexter for and with Barclay Road Residents

2021/01448/LAPR 51 Fulham Broadway

This is an addendum dated today 16 Dec (last day to submit) to my Representation already submitted by email.

I would like to make the Committee aware of the fact that this Premises at 51 Fulham Broadway is well known for not asking for ID and so 'children' go in to buy alcohol; usually tall children. I have made a point of standing many times outside this Premises to watch this after-school 'activity'. A few wait outside whilst one musters up the courage to go give it a try. Often, just one girl waits outside, quite far away but within view of nr 51's facade.

The point is that unless a totally different type of operator takes over number 51, it will be the same story all over again. The Council does not have the resources to do blind test purchases every few weeks. Once a year they can coordinate such an effort, if that. It takes huge manpower, gathering of evidence into drop bags, working with Police etc. And it has to be repeated a few times for the evidence to be upheld in court.

Fulham Broadway needs shopkeepers who obey the law and go above and beyond to keep children from being tempted to try to buy things that they are not legally allowed to buy.

Please consider that a few THOUSAND school children pass this nr 51 shop/area everyday to use the tube and major buses at Fulham Broadway.

A mother confirmed again to me this past week that school children are attracted to this Premises as word is out that they don't always ask for id etc. it's a challenge, a game; sad but true. Brompton Oratory 1,300 students, Fulham Boys School, 685 students, Lady Margaret, 783 Students and many more schools right on our doorstep.

Could the Committee please consider the high density of underage children in this key town centre neighbourhood. The LBHF Licensing Policy specifically addresses the Committee's ability to not grant a license in highly dense residential areas. Not only is this a highly residential area, it is a highly densely populated school area.

We contend that this is exactly the case here.

In addition, although the Fulham Broadway CIP (Cumulative Impact Policy) is in Limbo due to Covid restrictions that led to Premises being closed or hours curtailed, and thus not much evidence is available at the moment to review this important Policy at its fixed, five year review point of 2021, which of course did not foresee the COVID-induced closures, Fulham Broadway is and continues to be negatively impacted by Premises. Fulham Broadway is an area that must be evaluated based on cumulative impact. Your Policy states this clearly. I call on the Committee to consider section 6.5 of their Policy:

"The absence of a special policy in other areas does not prevent any Responsible Authority or other persons from making representations on the grounds that the

premises will give rise to a negative cumulative impact in the area in question, on one or more of the four Licensing Objectives (The Secretary of State's Guidance – March 2015)."

The Licensing Policy of LBHF specifically states in Section 22 Consideration of our Residents:

"22.3 Population densities in this borough are high, with many residential premises located above or in close proximity to licensed premises. This means that the public nuisance and crime and disorder objectives will be of paramount concern when evaluating Operating Schedules. Licensing Committees will place high regard on the control measures in place by the applicant in order to ensure our residents are protected from the potential detrimental effects of any licensed premises." On this point of highly dense residential area as well as school children circulating around the transport hub, we believe the License should be refused.

Giving this Applicant a License will simply tell every child that it's time to go give it a try, again. Why would the Committee want to even open up such a possibility, again?

Charlotte Dexter for myself and for and with Barclay Road Residents.
Barclay Rd
London SW6 1EJ

Comments summary

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 15/12/2021 10:02 PM from Ms Sarah Chambers.

Application Summary

Address: 51 Fulham Broadway London SW6 1AE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Ms Sarah Chambers

Email:

Address: Gironde Road London

Comments Details

Commenter Type: Residents Group

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 15/12/2021 10:02 PM I am Chair of the Fulham Broadway Ward Panel, made up of residents and representatives of businesses and other organisations. We work with the police, council and other groups to reduce crime and anti-social behaviour in this ward.

We object to this application on the grounds that the proposed licensee is connected to the previous licensee, who regularly breached the licensing conditions and failed to run the premises properly. Westminster Magistrates Court last month ordered the previous licensee to pay the council's costs of £12,500 and stop selling alcohol.

This premises is located a few metres from a housing estate and is close to the heart of Fulham Broadway and Stamford Bridge. It is imperative that this premises is well run and the licensee obeys all licensing conditions and principles.

We fear the impact on the surrounding area if the license is granted to this close associate of the previous licensee.

Comments summary

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 15/12/2021 5:15 PM from Mr Simon Enoch.

Application Summary

Address: 51 Fulham Broadway London SW6 1AE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Mr Simon Enoch

Email:

Address: Chiddingstone Street London

Comments Details

Commenter Type: Residents Group

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 15/12/2021 5:15 PM I am the Chair of the Parsons Green and Walham Safer Neighbourhood Team. We object on the grounds that the proposed licensee is connected with the previous one, which was subject to substantial court proceedings to stop the sale of alcohol, with Westminster Magistrates making the former licensee pay £12,500 in costs just over a week ago.

There is no evidence to suggest that the new licensee is a fit and proper person to run licensed premises and the grant of a licence could cause substantial issues not only to the immediate area but the wider area including Parsons Green and Walham which is adjacent to 51 Fulham Broadway.

Kind regards

Comments summary

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 15/12/2021 1:29 PM from Mr Simon Jones.

Application Summary

Address: 51 Fulham Broadway London SW6 1AE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Mr Simon Jones

Email:

Address: Effie Place London

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 15/12/2021 1:29 PM I understand this applicant was found to be selling alcohol to minors and out of hours which was enough to loose their license to sell alcohol. Additionally, we are in a high footfall area where there are fans going to football matches at Chelsea FC and Fulham FC - meaning strict laws for the sale of alcohol not to happen a certain number of hours before or after a match commensurate with local hospitality establishments. We understand the new applicant is related directly to the last applicant and poses as a finance man. The matter remains they broke the law so there needs to be a period of no sales as a result. I cannot understand an immediate reinstatement.

Kind regards

Background

The premises currently operates as a convenience store and was previously known as Broadway Food and Wine. The premises operated under a premises licence (2019/01450/LAPR) which permitted the following: Sale of alcohol for consumption off the premises Monday to Sunday 08:00 until 23:00 hours. Hours the premises are opened to the public: Monday to Sunday 08:00 hours to 23:00 hours. There were twenty-three conditions attached to the licence to promote the licensing objectives.

Based on the Council's database, a new premises licence was applied for on the 11 March 2011 by Convenience Store Retailing Ltd. The application was for the sale of alcohol off the premises between 08:00 hours and 23:00 hours. This application was granted on the 14 April 2011.

On 3 February 2015, Mrs Thurka Jeyakumar submitted an application to transfer the premises licence from Convenience Store Retailing Ltd to Mrs Thurka Jeyakumar. On the 5 February 2015, an application was submitted to vary the Designated Premises Supervisor (DPS) to Mrs Thurka Jeyakumar.

On 28 November 2017 Mr Suganthan Sinnathurai submitted an application to transfer the premises licence from Mrs Thurka Jeyakumar to Mr Suganthan Sinnathurai. Additionally, an application was submitted to vary the DPS to Mr Suganthan Sinnathurai.

On the 12 October 2018, Hammersmith and Fulham Council Licensing Authority submitted an application to review the premises licence on the grounds of the prevention of crime and disorder, the protection of children from harm and public safety. On the 5 December 2018, the Licensing Sub-Committee considered the application and revoked the premises licence.

On 15 February 2019 an Appeal was lodged against the decision to revoke the licence, subsequently discussions were held between all parties. As a result of these discussions, an agreement was made between the Authority and the Appellant. This agreement resulted in the licence remaining active,

however further conditions were attached to the licence to promote the four licensing objectives. A consent order was signed by the District Judge on the 25 September 2019.

On 4 September 2019, Ms Gill Sherratt of Licensing Matters Limited, submitted an application to transfer the premises licence from Mr Suganthan Sinnathurai to Mr Thayalan Ratnam and also submitted an application to vary the Designated Premises Supervisor (DPS) to Mr Thayalan Ratnam. The licence was issued on the 15 October 2019. The licence issued on the 15 October 2019 to Mr Ratnam did not include the new conditions agreed as part of the consent order on the 25 September 2019.

On the 23 January 2020 the licence was reissued to Mr Ratnam with the conditions agreed as part of the consent order.

On the 12 May 2020 a suspension notice was sent to Mr Ratnam. The suspension notice advised Mr Ratnam that the licence will be suspended on the 20 May 2020 for non-payment of annual fee due on the 14 April 2020. Our database shows that the licence was suspended between the 20 May 2020 and the 23 July 2020 when the fee was paid. In accordance with Section 55A of the Licensing Act 2003 if a premises licence is suspended licensable activities should not be carried out. Any activities carried out would be an offence under the Act.

Enforcement History

On the 5 May 2020, the administration team received a copy of the review application which was submitted by Adrian Overton Licensing Enforcement and Policy Manager. Mr Overton applied for a review of the premises licence under Section 51 of the Licensing Act 2003.

The application for a review of the premises licence was made on the grounds of the prevention of crime and disorder, the prevention of public nuisance and the protection of children from harm following continuous breaches of licence between January 2020 and March 2020.

On the 6 May 2020, licensing received a representation from the Trading Standards Team of the London Borough of Hammersmith and Fulham in support of the review application.

On the 7 May 2021, licensing received a representation from the Police Licensing Officer on behalf of the Metropolitan Police Service in support of the review application.

On the 22 July 2020, the licensing sub-committee considered the application. The licensing committee considered the application and revoked the premises licence in effect for 51 Fulham Broadway.

On the 17 September 2020 we received a summons and letter of complaint which stated that the premises licence holder had lodged an appeal with the Magistrates' Court against the decision of the Licensing Sub-Committee.

On the 12 November 2021 the Magistrates' Court dismissed the appeal for Broadway Food and Wine on all counts and upheld the Council's decision to revoke the premises licence in July 2020.