

**From:** Charlotte Dexter

**Sent:** 12 January 2022 16:12

**To:** Dimitriou Maria: H&F

**Cc:** Overton Adrian: H&F; Licensing HF: H&F; Francis Charles: H&F; White Amrita: H&F; Belinda Donovan; White Lisa: H&F

**Subject:** 51 Fulham Broadway use of TENS to get around revoked License and new application 2021/01448/LAPR hearing tonight 12 Jan

51 Fulham Broadway use of TENS to get around revoked License and new application 2021/01448/LAPR

Addendum, Charlotte Dexter

Dear Licensing Authority (sent to Officer Maria Dimitriou, Adrian Overton and [Licensing@lbhf.gov.uk](mailto:Licensing@lbhf.gov.uk)),

At tonight's hearing regarding 51 Fulham Broadway's application for a new LAPR, I feel that it is imperative that the Licensing Committee is made fully aware of the tactics being used by this Premises to get around their revoked license (revoked back in 2018 but only upheld finally on 12 Nov 2021 in Mag Court). It is also important to include this email in the agenda pack so that we have the details on record for any future Magistrate's Court hearing.

As we gather tonight to discuss 2021/01488/LAPR this very Premises is selling alcohol by a 'work around', namely, they/someone they know has applied, for the third time since 12 November 2021, for another Temporary Event Notice (TEN) inside the Premises.

3rd LATEMP

2021/01606/LATEMP | Temporary Event Notice | Current Licence | 51 Fulham Broadway London SW6 1AE

Total Number of Events 1 Total Number of Days 11 (5 days carried over from TEN in 2021)

Friday 7th January 2022 - Wednesday 12th January 2022

This third TEN is again not for a party, or a gathering of well-meaning residents or parents at a school, or to celebrate this now unlicensed Premises announcing that it is turning over a new leaf and won't be abusing its License from this moment forward; no, this TEN is for customers of 51 Fulham Broadway to buy alcohol.

The applicant (Prabakaran Shanmugaratnam) knows exactly what he/she is doing as he/she also 'carried over' five days from a personal license from 2021 for this specific TEN.

Every trick in the book, and beyond the book is being used at this address, 51 Fulham Broadway.

An absolute abuse of a TEN, an abuse of the 2003 Lic Act and a spit in the face of the Council, residents and parents who know that this Premises should be shut down for good.

The various Licensed Premises in the immediate area who are doing their part to uphold the four Licensing Objectives do not deserve to have to put up with this blatant abuse; this address/Premises and everyone associated with it, past and present (as well as the present applicant for a new LAPR and the associated TENs applicants have NO interest in LBHF's standards for businesses, nor for Leader Steven Cowan's call for more proud businesses to operate in our borough.

Leader Cowan wants shining examples of businesses that go above and beyond the call of duty! This one has not been and clearly is determined to continue to not be anything but a thorn in the side of residents and businesses, Police, Trading Standards and all others who are time strapped trying to set best examples and best practices for everyone in our borough.

These almost fake, but unfortunately, real TENs make a mockery of the entire Licensing system, the LBHF Licensing Authority and the LBHF Licensing Committee.

Second TEN, since revocation:

Previously, a TEN was applied for and not objected to for 2021/01582/LATEML, Fri 24th Dec to Wed 29th, 08:00 to 23:00.

First TEN, after revocation:

As well, a TEN was applied for and not objected to for 2021/01583/LATEMP, Fri 31 Dec 2021 to 5th Jan 2022, 08:00 - 23:00

The future:

And more TENs are sure to come. With 50 available each year at 7 days a shot, the year will be covered, soon, without a proper LAPR.

Fulham Broadway has enough Premises selling alcohol properly. We don't need this Premises anymore; it 'accepts' and 'agrees' Conditions and then does not uphold them. It costs the Council and Police, time, energy and a lot of money. A waste of money for a Premises that is determined to not uphold the four Licensing Objectives.

We ask the Committee to take cumulative impact into consideration here, as the Sec of State allows fully in the Guidance, even with the Fulham Broadway Cumulative Impact Policy zone in limbo, due to Covid and lack of Premises having been open. On these grounds alone, the application for a new LAPR should not be granted and the Magistrates Court is sure to support your decision here.

I reiterate that we have mothers going into this Premises every day and now asking why this Premises is selling alcohol if the License has been revoked. How does the Lic Committee respond to these concerns?

We feel obliged to bring this blatant abuse to the Lic Committee's attention. No discussions, no emails or updates about all this have been made to the Licensing Committee members, apparently.

A final question: Has this Premises paid the £12,500 in partial court costs as required at the 12 Nov 2021 appeal hearing at the Magistrate's Court? We assume

not, and if not, we ask the Lic Committee to do everything in its power to not grant the new LAPR and to stop these TENS; is it not reason enough if they have not paid up? Why help them when all that they do is hinder you, and all of us?

Thank you.

C Dexter for Barclay Road Residents

12 Jan 2022