

From: Charlotte Dexter
Sent: 17 October 2022 22:32
To: Layug Karen: H&F
Subject: Further Supplementary Agenda item for Ringo Pizza 2022/00986/LAPR

Dear Licensing,
Please include this in a further Supplementary Agenda for 40 Fulham Palace Road Licensing Application:

We submit the following as a summary of our concerns and various other submissions by email and photos.

Point 1

To clarify, we understand the hours and what is allowed as follows:

This Premises is at 40 Fulham Palace Road
The name of the Premises is unclear, in our experience.
—is open from 08:00 to 02:00, 7 days a week
—Hot food (& Late Night Refreshment, licence required from 23:00) is served:
'Indoors' and 'Outdoors' from 08:00-23:00 and 23:00 to 02:00.

This means that Customers may sit down to order/eat or take away food between 08:00 and 02:00, 7 days a week

Sale of alcohol off the Premises 08:00 - 02:00 7 days a week
This means that alcohol is not sold if you sit down to eat. Alcohol may be sold if you TakeAway food/alcohol or food/alcohol is delivered to you.

Further, to be specific
—Hot food & (Late Night Refreshment, licence required from 23:00) is served:
'Outdoors' only, but Condition 6 says by delivery only, from 02:00-04:00, Sun-Thurs
'Outdoors' only, ie but Condition 6 says by delivery only, from 02:00-05:00, Fri and Sat

The Application: In short... The Applicant would like to be able to allow people to come inside from 02:00 to order food and take it away.

Please note that I have not mentioned a name of the Premises, nor a trading name, nor legal name.

We submit that the Applicant should not be allowed to provide TakeAway service from 2am (so collect in person from 2am) because the Police have explained to the Applicant, and to us, that during these very late, ie early morning hours, there are huge problems in Premises such as this one around Hammersmith/upper Fulham Palace Road with drunk people coming in to order, to eat, they won't leave even if the licence is only for TakeAway, they start fighting about paying (or not paying). Simply, put, there are too many crime, disorder and Anti-social behaviour problems. The risk is very high for those serving and preparing the food right there in front of the customers (a proper plan of the Premises would help the Sub-Committee understand the layout and the high risk).

The Applicant explained that despite these risks (for which there is no risk assessment made by the Applicant, and no updated plan of the layout) there is business to be had from workers on their way home.

That said, it is very unclear to us why the Police, after explaining the high risks involved in trying to consistently promote the licensing objectives inside a takeaway shop like this one, the Police went on to suggest that it might be possible to promote the Licensing Objectives of Prevention of Crime and Disorder, and have submitted the 3 Conditions on page 4 ; we suggest it is not possible.

Police stated on page 43:

“We discussed the later hours and the impact that this could have on Crime and disorder in the area, we made you aware of our concerns with regards to the premises attracting those customers that are possibly intoxicated and the possibility of disorder should they be encouraged to loiter in the area.”

Only last week there was a bomb threat at the Hammersmith Apollo theatre with 6,000 people suddenly outside, in the very surrounds of 40 Fulham Palace Road. Police had no ability to control such crowds at short notice. This is the reality of this area. Prevention of Crime and Disorder is very, very difficult, if near to impossible when sudden surges like this happen, at any time of day or night.

Police are not patrolling this area or any area around here at these hours. It is up to the public and Premises to ring 999 should things get out of order inside or outside a premises. The Police admit the high risk of disorder. Disorder quickly becomes a huge threat to life; the Police know this and therefore have made it clear, in writing.

If granted, suggested CONDITION:

a) Although we ask that TakeAway not be granted, were the Sub-Committee minded to grant the 'TakeAway only' hours of 23:00-04:00 on Sunday-Thursdays and 23:00 - 05:00 Fri and Sat, then

SUGGESTED CONDITION

--an SIA Security Guard should be on duty during these times, from 23:00 to 04:00 Sun - Thurs and 23:00 - 05:00 Fri and Sat.

The Council has various Pool of Conditions suggestions for SIA security guards, their responsibilities and ongoing twice-yearly training regarding licensing. These security Guards cost about £12-15 per hour. Assuming that there is enough trade to justify what the Applicant calls trade from emergency service personnel in the area, surely the cost of a well-trained security guard would be justified.

b)

A NEW PLAN of the internal layout; where customers will wait for TakeAway, how seating will be blocked off

Further, we suggest that the Plan on page 21, dating from 2005, does not at all reflect the Premises today. It mentions a news agent area where there are now hot kebab vertical grills and an open counter which does not protect staff in any way.

We ask for the plan to be updated, although the 2003 Act does not require it to be updated.

c)

FURTHER CONDITIONS

We also suggest that four further Conditions be added, which have been approved by the Licensing Authority as enforceable

- *Every incident of crime or disorder on, or in the vicinity of the Premises shall be reported immediately to the police by the Designated Premises Supervisor or a nominated member of staff. A record of incidents of crime or disorder reported shall be kept at the Premises and made available on request to an authorised officer of the Council or the Police. (This supports the promotion of the Lic Objective to Prevent Crime and Disorder)*
- The Designated Premises Supervisor and all members of staff shall ensure that all lawful and reasonable instructions and/or directions given by the police are complied with.

- *Delivery drivers at any and all times shall only use zero emission 2-wheeled vehicles with registration number plates. (This supports the Lic Objective Prevention of Nuisance, both emissions nuisance as well as noise nuisance; and Crime and Disorder in that registration plates make it possible for Police to track vehicles)*
- *A responsible member of staff shall carry out proactive litter patrols outside the premises at least 3 times 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. (This supports Prevention of nuisance)*

d)

CONDITION SPECIFICALLY REGARDING ALCOHOL and area outside the Premises

Finally, we suggest that

--a Condition make it clear that after 02:00 no alcohol should be ordered for delivery, or for takeaway. Although this is already clear in the Current Licence, a change in the Licence (which we do not support) regarding the possible change to TakeAway only after 02:00 needs clarification regarding alcohol sales — it would make this very clear, it would spell it out in clear text to employees, the Applicant, the possible SIA security Guard etc, and signs could be posted regarding this, so that employees could easily point to the sign, to avoid possible conflict with customers— Police have made clear in writing that such conflicts arise all too often in TakeAway situations in built-up areas in our Borough.

—a Condition to make clear that customers after 02:00 cannot loiter in and around the Premises to eat their food/drink the alcohol they bought inside.

— a Condition that no tables/chairs will be placed outside after 02:00; to avoid nuisance, asb ie Promote the Licensing objectives of Prevention of nuisance

Point 2

THE Agenda Pack states: "On 27 June 2022, Mr Shakeeb Ayash ("the applicant") submitted an application to vary the premises licence in respect of the premises known as Ringo Pizza, located at 40 Fulham Palace Road London W6 9PH."

I would point out to the Sub-Committee that in fact, the Application DOES NOT mention a Premises name anywhere; neither in Part 1 - Premises Details nor on the signature page, page 38.

Point 3:

Site visit:

I was having trouble finding Ringo Pizza on Google Maps.

I was having trouble finding Ring Pizza on Deliveroo, Ubereats and JustEats. There was no custom website to order from

On August 11, 2022, I visited the address 40 Fulham Place Road. There was no Ringo Pizza to be found.

The Premises is NOT known as Ringo Pizza. It is known with a big overhead blue sign as Lebanese Taverna, 40 Fulham Palace Road.

I have submitted various evidence from my site visits, with photos, and with screen grabs. I was told by the person who spoke to me that Ringo Pizza went under during the pandemic, especially once the petrol stations 'starting making up fake names and delivering alcohol in a big way'.

As of mid-August, but definitely as of today, Mon Oct 17, Ringo Pizza has disappeared from delivery order apps.

Lebanese Taverna, 40 Fulham Palace Road is definitely to be found on delivery apps.

I see on Google Maps that Lebanese Taverna was previously at 38 Fulham Palace Road, to the right of 40 Fulham Palace Road.

The Committee might want to know at what point that signage for Lebanese Taverna was moved to/new signage was placed for Lebanese Taverna at number 40 Fulham Palace Road.

Morphed from Ringo Pizza to Lebanese Taverna

July 2019: Accord to Google Maps, signage showing Ringo Pizza was in place at 40 Fulham Palace Road, July 2019

July 2019: According to Google Maps, signage showing Lebanese Taverna was in place at 38 Fulham Palace Road, July 2019

Oct 2020: Google shows Lebanese Taverna at 40 Fulham Palace Road and an empty shell of a shop and no signage at 38 Fulham Palace Road

Nov 6, and Nov 21, 2020: Warning letters issued to 40 Fulham Palace Road (but mentioning the signage as Lebanese Taverna)

March 11, 2021 third warning letter issued to Lebanese Taverna, 40 Fulham Palace Road.

Note:

March 16, 2021 Lebanese Taverna LTD dissolved

Point 4:

Warning letters. Three warning letters to the Premises are to be part of the Supplementary agenda (most likely marked 'A' or 'B')

Questions remain regarding why three warning letters were not acted upon, taken further.

These official Warning letters were apparently pushed off by the recipients (which proves that they were received) who suggested that the three warning letters from Responsible Authorities were sent to the 'wrong address'. In Licensing, it is the actual street address that is paramount, we have learned most recently from the Council's legal counsel at a hearing two weeks ago for 30 North End Crescent, where the names of the Premises were all deregistered from Companies House. I have also learned that some Councils avoid the trading name of the Premises altogether in order to avoid this very situation that seems to have taken place, three times, here, with apparently no follow-up.

We suggest that the Sub-Committee needs answers regarding why these 3 warning letters were never taken further; 40 Fulham Palace Road has been trading outside of its permitted hours; the Police witnessed it, three times and were thwarted due to the address/the recipients calling on a technicality that was not at all a technicality.

Either the address is the address or it is not the address. The three warning letters were addressed, clearly, to 40 Fulham Palace Road.

Whoever is trading at 40 Fulham Palace Road is using the Licence of 40 Fulham Palace Road.

Misrepresentation, in this case the recipients of the three warning letters, trying it on with a mere, 'you contacted the wrong address' is deception at best and most definitely misrepresentation.

Point 5:

Companies House:

I also see on Companies House that

Lebanese Taverna 38 Fulham Palace Road was dissolved 16 March 2021.

I see no other Lebanese Taverna, or similar on Companies House.

Mr Shakeeb Ayash (the applicant) was a director of RingoMoe Ltd (10994694) at 40 Fulham Palace Road but this company's status is 'dissolved'.

He is not shown as a director on Companies House.

Ringo Pizza Ltd in Oxfordshire is listed as Company Status: Active proposal to strike off. Last accounts submitted 30 Nov 2018.

It is unclear if this is the defunct former Ringo Pizza associated possibly with 40 Fulham Palace Road. Could the Sub-Committee please ask questions to clarify these vital points.

When searching '40 Fulham Palace Road' there are no entries

Point 6:

Could the Sub-Committee please clarify for us:

QUESTION

What position does Mr Shakeeb Ayash hold with which company, as it relates to the licence at 40 Fulham Place Road? Or, is he a sole trader?

Were further warning letters to be sent, to which address and which entity should they be sent?

Point 7:

Comments made by the Applicant/his agent, imply various negative comments about my/our Representations.

First:

I refer on the 2018 Guidance:

Home Office: Revised Guidance issued under section 182 of the Licensing Act 2003 April 2018

Regarding 'other persons', called 'other interested parties in the 2003 Act,

Page 51 of the 2019 Guidance states,

"Other persons

"8.13 As well as responsible authorities, any other person can play a role in a number of licensing processes under the 2003 Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to applications for the grant, variation, minor variation or review of premises licences and club premises certificates, regardless of their geographic proximity to the premises. In addition, these persons may themselves seek a review of a premises licence. Any representations made by these persons must be 'relevant', in that the representation relates to one or more of the licensing objectives. It must also not be considered by the licensing authority to be frivolous or vexatious." Our concerns are about the Premises 40 Fulham Palace Road. We are concerned about possible misrepresentation in the past and how this will be remedied for the future.

Second:

a) Ward Panels are an active voice in H&F

The Ward Panels in Hammersmith and Fulham are working together to look at most Licensing Applications across the Borough, to engage actively and positively in the process. We are involved in this application for that very reason.

b) Anonymity is becoming a problem for residents:

We have learned that residents and businesses are fearful of making Representations due to the somewhat arcane rules of the almost pre-data protection era of the 2003 Licensing Act. People no longer want to show their names and street names. They would rather that Ward Panels represent their interests.

Ward Panel Chairs/Co-Chairs and some Ward Panel members are willing to put their names in the public domain, for the sake of the community's best interests, regarding Prevention of Crime, Disorder and Anti-social Behaviour, as well as Prevention of Noise and Nuisance, Promoting Public Safety and Protecting Children from Harm.

Point 7:

It remains unclear whether or not the Application made is valid, with no company name or trading name, nor an explanation of the relationship between the Applicant and the Premises address, beyond being the Premises Licence holder for an address using a different trading name.

Residents/Ward Panels have expended a great deal of energy to unearth what is going on at the Premises. We are still unclear and hope that tonight answers many unknowns.

We believe that the Sub-Committee will find all this research useful and in the end, we ask the Sub-Committee to reject the application for the reasons we have detailed from

--possible misrepresentation,

--to finding ways to avoid warning letters from the Licensing Authority,

--to not making clear the name of the Premises (even if only for future correspondence, to avoid the mishaps of the recent past),

--to lack of risk assessment regarding the severe concerns made by the Police regarding crime and disorder and ASB in this busy area of Fulham Palace Road, especially after 02:00.

Thank you.

C Dexter

From: Charlotte Dexter
Sent: 17 October 2022 15:28
To: Layug Karen: H&F
Subject: ADD to Supplementary Agenda pls Fwd: Ringo Magic Noodle (Not Ringo Pizza??) and ‘with Off License” SCREENSHOTS 40 FulPalRd

Dear Karen.

Photo here of Ringo Pizza is from before 2020.

Ringo Pizza no longer has signage at 40 Fulham Palace Road.

The signage at 40 FPR is for Lebanese Taverna and has been since 2020, it seems.

I thought that this email below with photos would be part of the agenda pack. It is not. Please add this email of today Monday 17 and trail below with photos.

Charlotte Dexter Murray
Barclay Rd

From: Charlotte Dexter
Date: 5 August 2022 at 09:56:33 BST
To: Karen Layug
Cc: Overton H&F Licensing
Subject: Ringo Magic Noodle (Not Ringo Pizza??) and ‘with Off License” SCREENSHOTS 40 FulPalRd

K

I am going to make a site visit because this place seems “permanently closed” and they seem to deliver alcohol?? See screen grabs.

I’ve tried to order at various times on Deliveroo. Just realised: Maybe they are only with one or two of the other Big Three delivery services.

To be honest, it can’t be my job to do this research but I am going to do it today in the interest of a more transparent Licensing process. I suggest that you NOT send this email, nor these photos or concerns to anyone until we have more



Ringo Magic Noodle

2.9 ★★★★★ (45) ⓘ · 🌈 See your match

Restaurant · 🚗 7 min

Permanently closed

- Directions
- Start
- Call
-



- OVERVIEW**
- MENU
- REVIEWS
- PHOTOS

No-nonsense carry-out spot for Chinese noodles, stir-fries & rice dishes, with vegetarian options. >

40 Fulham Palace Rd, London W6 9PH, United Kingdom

Permanently closed ▾

ringomagicnoodle.com

Suggest an edit


info.




Ringo Pizza and Off License - Hammersmith

Alcohol · Burgers · Pizza

1.40 miles away · Opens at 15:00 · £2.00
delivery · £15.00 minimum


 Info 
Map, allergens and hygiene rating

 Delivered by Ringo Pizza and Off License -
Hammersmith
This means you won't be able to follow your
order or get live updates

Ordering alcohol? We may ask for ID on delivery.

DEALS

15" Nice To Meat U

 This place is currently closed. Check back
during business hours to place an order.

From: Charlotte Dexter
Date: 11 August 2022 at 17:30:32 BST
To: Karen Layug
Cc: Overton H&F Licensing
Subject: UPDATE pls 12 Aug Re: Ringo Pizza DOES NOT EXIST. 2022/00986/LAPR: Ringo Pizza: 40 Fulham Palace Road London W6 9PH

Dear Karen (or Maria as she is the officer)
Since reporting, below and attached photos, this rather strange anomaly last Friday 5th Aug to Karen Layug/you/Licensing, I have heard nothing from anyone at LBHF Licensing regarding this.

I want to make clear that my Representation stands.

I am assuming that you are investigating with urgency as it appears to me that both the Police and the Lic Auth have been deceived, and actually lied to. These are criminal offences under the Lic Act, are they not?

Charlotte Dexter Murray
Barclay Rd

On 5 Aug 2022, at 17:37, Charlotte Dexter wrote:

CONFIDENTIAL

Dear Licensing

Ringo got killed off during the pandemic, so tells me 'the owner' of Lebanese Taverna at RINGO address 40 Fulham Palace Road. Apparently once Petrol stations started delivering under all sorts of fake names Ringo could not compete, he told me.

I asked where Ringo is now. He said they do not exist.

From old Google maps it looks like Lebanese Tavern has been at nr 40 for at least a year or more. They have a licence for 38 Fulham Palace Road, it seems, which is now "Truth"?? [looks a bit nightclubish. EDIT AUG 11–Truth. double shop 38 and 36 FulPalRd is a breakfast/Lunch place says Google Maps. It definitely exists as in photo I took].

Karen, Lic Officer sent me a response to my Rep from ' Tony Hunte on behalf of Ringo Pizza'. Who is he and what is he representing?

Photos attached. I am here at 17:17 on Fri Aug 5 Aug 2022.



Charlotte Dexter Murray