

**From:** Walaiti Rathore  
**Sent:** Tuesday, August 29, 2023 10:57 AM  
**To:** [REDACTED]  
**Cc:** Licensing HF: H&F  
**Subject:** RE: 2023/01216 from the Agent Re: Papa John's, 63 Walham Grove - Lic Application

Dear [REDACTED]

Thank you for your reply.

I did not receive any direct contact from the licensing authority with any request to contact you.

I do recall you calling me and I think we may have different recollections of the same conversation, or at least the summary you have presented in your email below suffers from being selective and or a misinterpretation.

Your call very much came out of the blue, and you very quickly resorted to speaking in a very interrogatory manner; and the premise of some of your questions were not fair, relevant or conducive to having a helpful conversation.

I stated that if you have concerns about a licensing application then you were entitled to make a representation, the same way a new applicant is entitled to make new application and have it determined on its own merits regardless of any previous applications by a different applicant.

I understand that there are a number of representations that will be forwarded to me in the next few weeks. The point is that I still have not seen those representations and therefore, I am not aware of your objections specific to our representation.

Also, the last date for representations is not a cut off date for mediation meetings to take place. In fact, it is quite common for productive meetings to take place between the last date for representations and the date of the hearing; especially in a case like this where the representations are not shared with the applicant until after the end of the 28 day consultation period. Therefore, this is not late in the date and in many ways very much at the start of the process for mediation; late in the day would be a few days before the hearing.

Therefore, I would ask once again, if you/the residents would like to meet before the hearing to hopefully resolve this matter by reaching an agreement which could work for everyone then please let me know. There is more than enough time for this. I understand that the hearing will not be listed until around the end of September.

As to your contention that the residents' resentment is "justified", this is not a determination for you to make and will be decided by the committee at a hearing if an agreement cannot be reached.

As alluded to above, any previous decision is not binding on the committee at a hearing and they are perfectly entitled to determine this application on its own merits and based on the information presented. They are equally entitled to reach a different decision on the same basis.

I am not sure if you are aware but we have had very productive meetings and communications with the Police and Environmental Health Department, who now support the application based on amended/reduced hours and additional conditions being added as follows:

**The provision of late night refreshment - Both Indoors and Outdoors**

**Sunday- Thursday between the hours of 23:00 to 00:00**

**Friday and Saturday 23:00-01:00**

**Proposed Opening Hours:**

**Sunday-Thursday 10:00-00:00**

**Friday and Saturday 10:00-01:00**

1. Signs shall be prominently displayed reminding patrons that there are residents living nearby and instructing them to respect neighbours and to conduct their behaviour accordingly.
2. Notices shall be prominently displayed at all exits used by delivery drivers requesting them to respect the needs of local residents and leave the area quietly
3. After 23:00 hours, drivers shall wait inside the premises between deliveries/for deliveries
4. Delivery drivers/riders will be given clear, written instructions to use their vehicles in a responsible manner so as to not cause nuisance to any residents or generally outside the licensed premises; not to leave engines running when the vehicle is parked; and not to obstruct the highway. The licence holder will positively encourage delivery drivers/riders to use quieter vehicles that are less likely to cause a nuisance such as bicycles.

We are hoping that this can be agreed with the residents too.

In the interest of full transparency and to enable this email to be included in the hearing bundle if an agreement cannot be reached, I am copying in the licensing authority.

I look forward to hearing from you.

Regards

Walaiti

**Walaiti Rathore**

Managing Director

Licensing Law Consultancy