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## **1. REVIEW APPLICATION:**

On 25 September 2025, an application for a review of a premises licence under Section 51 of the Licensing Act 2003 (the Act) was served by Hammersmith and Fulham Licensing Authority ("The Applicant"). The review application was made in respect of Co-Op – 54 Uxbridge Road, London, W12 8LP ("the Premises") held by Niza Enterprises Ltd ("the Premises Licence Holder").

As Appendix 1 shows, the review application was made on the grounds of the prevention of crime and disorder and prevention of public nuisance.

## **2. CURRENT LICENCE:**

The current premises licence, which can be found at Appendix 2, was originally granted on 6 September 2005 (and in the possession of the current premises licence holder since 7 March 2006), allows for the following licensable activities:

Late Night Refreshment (Indoors Only):

Monday to Sunday: 23:00 to 05:00.

Sale of Alcohol (Off the Premises):

Monday to Sunday: 09:00 to 02:00.

Hours Open to the Public:

Monday to Sunday: 00:00 to 00:00.

## **3. BACKGROUND:**

The main access to the proposed premises is located on Uxbridge Road and the premises operates as a smaller supermarket. The immediate area around the application site could reasonably be described as a mixed area owing to the presence of commercial and residential dwellings around the site.

Owing to the recent IT issues affecting the Council's eGIS system, we are currently unable to provide a map or a list of neighbouring premises. If this matter has been resolved by the time of the Hearing, this information will be supplied by officers by way of a supplementary appendix.

## **4. CONSULTATION:**

A public notice was displayed at the premises for over 28 days, owing to the need to reissue the blue notice as shown in Appendix 3. All statutory consultees were notified as required by the Regulations, as well as a notice being put up at the Town Hall.

The Council has served written notice of hearing upon the Applicant and all those parties that have made Representations in respect of the Application.

#### **4.1 Relevant Representations:**

During the consultation period, representations were received from the following people and groups:

- The Metropolitan Police. (Appendix 4).
- 5 individual representors supporting the review (Appendix 5).

The representations were submitted to the Premises Licence Holder's Agent on 5 November 2025, following the close of the consultation.

### **5. OTHER INFORMATION:**

#### **5.1 Enforcement History:**

The following has been documented by the Council's Licensing Enforcement Team:

<b>Date</b>	<b>Event</b>	<b>Outcome</b>
19 May 2022	Licensing inspection conducted with multiple breaches of premises licences identified (Conditions 6, 9, 16, 18, 19, 20, 29, 30 and 44)	Verbal Warning Issued
13 September 2022	Licensing inspection conducted with multiple breaches of premises licence identified (Conditions 6, 8, 9, 28, 30)	Warning letter issued 13 December 2022 (Appendix 6)
29 June 2023	Licensing inspection conducted with some breaches of the premises licence present (Conditions 8, 9 and 11)	Warning letter issued 10 July 2023 (Appendix 7)
14 December 2023	Licensing inspections carried out - no issues identified.	No further action required
13 June 2025	Licensing inspection conducted with multiple breaches of premises licence identified (Conditions 6, 8, 9, 12, 13, 14)	Warning letter issued 13 June 2025 (Appendix 8)

#### **5.2 Temporary Event Notices ("TENs"):**

There is no recent history of TENs being applied for in respect of these premises.

### **6. POLICY CONSIDERATIONS:**

- 6.1 It is the Council's duty under the Act to determine the review with a view to promoting the four licensing objectives:

- Prevention of crime and disorder;
- Public safety;
- Prevention of public nuisance;
- Protection of children from harm.

6.2 In reaching a decision, the Council must have regard to its adopted Statement of Licensing Policy (“SLP”) and the Guidance issued by the Secretary of State under Section 182 of the Act (the Guidance), both of which can be found below:

[https://www.lbhf.gov.uk/sites/default/files/section\\_attachments/lbhf-statement-of-licensing-policy-2022-2027-150722.pdf](https://www.lbhf.gov.uk/sites/default/files/section_attachments/lbhf-statement-of-licensing-policy-2022-2027-150722.pdf)

<https://www.gov.uk/government/publications/explanatory-memorandum-revised-guidance-issued-under-s-182-of-licensing-act-2003>

Members should be aware that Paragraphs 11.16 to 11.28 of the aforementioned Guidance in particular, which can be found in Appendix 9, gives advice on the review of a premises licence. So too does the Council’s SLP.

6.3 Policy 10 pages 28 and 29 of the SLP in relation to reviews states that the Act describes two “groups” that may make representations to applications and may apply for an existing premises licence or club premises certificate to be reviewed by the Licensing Authority. These groups are Responsible Authorities and “Other Persons”.

At any stage, following the grant of a premises licence, a Responsible Authority, such as the Police or the Fire Authority, or other persons, may apply for a licence to be reviewed because of a matter arising at the premises in connection with any of the four Licensing Objectives.

A licence may be reviewed where it is alleged that the Licensing Objectives are not being promoted and there is evidence to show this. Guidance on grounds for a review are outlined in Annex 5 of the SLP.

6.4 Policy 11 pages 29 and 30 of the SLP states that in relation to the consideration of residents, the Licensing Authority expects that any licence applicant will give due consideration to the needs of Hammersmith & Fulham residents and any negative impacts from licensable activities and business operations.

Any review of a licence would need to be evidence based and as such is best supported by evidence from responsible authorities such as the Police or Environmental Health to be successful.

6.5 Annex 4 page 52 of the SLP in relation to the grounds for considering a review states that the Licensing Authority will regard applications for the review of any premises licence particularly seriously where they involve evidence of:

a) Use of licensed premises for the sale and distribution of drugs and the laundering of drugs money;

- b) Use of licensed premises for the sale and distribution of illegal firearms and the laundering of illegal firearms money;
- c) Evasion of copyright in respect of pirated or unlicensed films and music;
- d) Underage sales and consumption of alcohol;
- e) Use of a licensed premises contrary to any emergency legislation requesting its closure;
- f) Use of licensed premises for prostitution or the sale of unlawful pornography;
- g) Serious risks to children;
- h) Use of licensed premises for unlawful gaming and gambling;
- i) Use of licensed premises as a base for organised criminal activity;
- j) Use of licensed premises for the organisation of racist, homophobic, sexual abuse, attacks or any discriminatory behaviour;
- k) Use of licensed premises for storing or selling illegal alcohol or tobacco or smuggled goods;
- l) The use of licensed premises for the sale of stolen goods;
- m) Incidents of disorder;
- n) Instances of public nuisance where warnings have been disregarded;
- o) Serious risks to public safety which the management is unable or unwilling to correct;
- p) Frequently operating outside permitted hours.
- q) There may be legal implications if activity of child sexual exploitation (CSE) is taking place on licensed premises and there has been a failure to demonstrate due diligence or that adequate safeguards are in place – this may lead to prosecution or any of the licensing sanctions detailed in the paragraph below.

## **7. DETERMINATION:**

In determining this application, the Sub-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) Take no further action.
- (b) Modify the conditions of the licence.
- (c) Exclude a licensable activity from the scope of the licence.
- (d) Remove the Designated Premises Supervisor.
- (e) Suspend the licence for a period not exceeding three months.
- (f) Revoke the licence.

Where the Sub-Committee takes a step mentioned in (b) or (c) above, it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

In making its decision, the Sub-Committee must act with a view to promoting the licensing objectives, as well as having regard to its own SLP and the Guidance.

If the Sub-Committee is minded to amend the licence, conditions may be attached to the licence to alleviate the concerns raised through representations; nevertheless, this is a matter for the Sub-Committee to determine in light of the above matters, and any others it considers material.