

DUSK, ONGAR ROAD, PILGRIMS HATCH CM15 9SS

APPENDIX 3

REPRESENTATION

Responsible Authorities

Mr. John Fairweather – Environmental Health Officer

Plus

Mrs. Jackie Cooper – Essex Police Licensing Officer

Recommended Conditions agreed with the Applicant

MEMO

From Mr John Fairweather

To: Licensing

Our ref 19/001508/LICON

Your ref

cc

Date 6th September 2019

| | |
|----------|--|
| Location | Dusk, Ongar Road, Pilgrims Hatch, Essex |
| Details | The application seeks to ensure that the restaurant venue, which currently boasts no sale of alcohol and trades until 0200hrs at weekends, does not breach the Licensing Act legislation with regards to regulated entertainment and late night refreshment. Whilst it is the intended business plan to continue with the no sale of alcohol policy (hence no DPS nomination), they do have a private function suite for hire and may wish to exercise the ability to supply of alcohol at a later date. |

I would wish to express my concerns about the above application.

Noise

The premises are in a semi-rural location. At night the main source of sound is traffic noise. It is my experience in similar locations that the sound levels dropped markedly after midnight, when road traffic noise reduces.

The applicant wishes to have live and recorded music at the premises. The DJ booth is located next to the smoking area which by its nature is open to the air. I am concerned particularly late at night the sound of music will be audible in nearby residential properties. I cannot see how music can be played in this area other than as background music that will not disturb neighbours.

The application makes a virtue of not selling alcohol but does not restrict the clientele from bringing their own. This creates a potential problem of people consuming large quantities of alcohol and then leaving the premises late at night. The car park abuts residential properties, In the absence of any other noise source late at night the patrons leaving is very likely to disturb nearby residents.



Mr John Fairweather
Environmental Health Officer

Dave Leonard

From: Jackie Cooper 42072594 <Jackie.Cooper@essex.police.uk>
Sent: 13 August 2019 12:45
To: Dave Leonard
Subject: FW: Application for a Premises Licence - Dusk, Ongar Road, Pilgrims Hatch, Brentwood CM15 9SS
Attachments: Email-Signature.jpg; Dusk Proposed Conditions.docx

Hi Dave

Please see attached the proposed conditions which Mr Uddin has agreed to have attached. You will have to take a look and just attach the ones that appear relevant to the application.
Kind regards

72594 Jackie Cooper MB11

Essex Police Licensing Officer
Brentwood & Thurrock
LPSU
Grays Police Station
Brooke Road,
Grays
Essex
RM17 5BX

07973 881097 (only answered when on duty)
101 Internal Ext: 360381
e-mail: Jackie.cooper@essex.police.uk



From: Sharif D U S K <sharif@duskbrentwood.co.uk>
Sent: 12 August 2019 15:26
To: Jackie Cooper 42072594 <Jackie.Cooper@essex.police.uk>
Subject: Re: Application for a Premises Licence - Dusk, Ongar Road, Pilgrims Hatch, Brentwood CM15 9SS

Hi Ms Cooper

All read and understood, we will remain an unlicensed premises as per our other venues.

I don't intend to get any alcohol related licence unfortunately when filling the form it did not give me an option to unmark no alcohol licence is needed.

Thank you
Sharif Uddin

On Mon, 12 Aug 2019 at 13:53, Jackie Cooper 42072594 <Jackie.Cooper@essex.police.uk> wrote:

Dear Mr Uddin

I have received a copy of your application for a Premises Licence for the above.

I have noted that in Section L of the application that your closing time will be the same as the times that all the rest of your entertainment finishes including the sale of alcohol, when you obtain your Personal Licence. I would like to suggest that you change this time by 30mins to enable to activities to finish before closing the doors so to speak.

This change can be made by contacting Brentwood Licensing Department.

Section O of the application relates to the Promotion of the Licensing Objectives. I have attached to this e-mail a set of 11 conditions which the police would seek to be added to the Premises Licence when it issued. I understand that currently you do not sell alcohol but an agreement would negate an variation to the licence when or if you should decide to sell in the future.

Could you please read through the attached and let me know so that we may reach an agreement.

Any problems please contact me on the telephone number below so that we discuss.

Kind regards

72594 Jackie Cooper MB11

Essex Police Licensing Officer

Brentwood & Thurrock

LPSU

Grays Police Station

Brooke Road,

Grays

Essex

RM17 5BX

☎ 07973 881097 (only answered when on duty)

☎ 101 Internal Ext: 360381

e-mail: Jackie.cooper@essex.police.uk

Member



BII

BRITISH INSTITUTE OF BUNKERING



Institute of Licensing



Help people



Keep people safe



Catch criminals

This email and any other accompanying document(s) contain information from Kent Police and/or Essex Police, which is confidential or privileged. The information is intended to be for the exclusive use of the individual(s) or bodies to whom it is addressed. The content, including any subsequent replies, could be disclosable if relating to a criminal investigation or civil proceedings. If you are not the intended recipient, be aware that any disclosure, copying, distribution or other use of the contents of this information is prohibited. If you have received this email in error, please notify us immediately by contacting the sender or telephoning Kent Police on 01622 690690 or Essex Police on 01245 491491, as appropriate. For further information regarding Kent Police's or Essex Police's use of personal data please go to <https://www.kent.police.uk/policy/privacy,-cookies-and-legal-notice/> or <https://www.essex.police.uk/copyright-privacy/>



This linked image cannot be displayed. Your file may have been moved, renamed, or deleted. Verify that the link points to the correct file and location.

T: 01277 424 957

E: info@duskbrentwood.co.uk

I: [@duskbrentwood](https://twitter.com/duskbrentwood)

W: www.duskbrentwood.co.uk

This email and any other accompanying document(s) contain information from Kent Police and/or Essex Police, which is confidential or privileged. The information is intended to be for the exclusive use of the individual(s) or

bodies to whom it is addressed. The content, including any subsequent replies, could be disclosable if relating to a criminal investigation or civil proceedings. If you are not the intended recipient, be aware that any disclosure, copying, distribution or other use of the contents of this information is prohibited. If you have received this email in error, please notify us immediately by contacting the sender or telephoning Kent Police on 01622 690690 or Essex Police on 01245 491491, as appropriate. For further information regarding Kent Police's or Essex Police's use of personal data please go to <https://www.kent.police.uk/policy/privacy,-cookies-and-legal-notice/> or <https://www.essex.police.uk/copyright-privacy/>

Brentwood Borough Council, Town Hall, Ingrave Road, Brentwood, Essex. CM15 8AY. This email (including any attachments) is intended only for the recipient(s) named above. It may contain restricted or privileged information and should not be read, copied or otherwise used by any other person unless express permission is given. If you are not a named recipient, please contact the sender and delete the email from the system. It is the recipient's responsibility to ensure that appropriate measures are in place to check for software viruses.

We will use your information to provide the service requested. We may share your personal data between our services and with partner organisations, such as government bodies and the police. We will do so when it is of benefit to you, or required by law, or to prevent or detect fraud. To find out more, go to www.brentwood.gov.uk/privacy.

Suggested Conditions – Dusk

| | |
|---|---|
| 1 | <p>The premises shall have installed and maintain a closed circuit television surveillance (CCTV) system which at all times complies with the below requirements:</p> <ul style="list-style-type: none"> i. CCTV will be provided in the form a recordable system, capable of providing pictures of evidential quality {in all lighting conditions} particularly facial recognition; ii. CCTV cameras shall cover all entrances {and exits} and the areas where alcohol sales take place; iii. Equipment must be maintained in good working order, be correctly time and date stamped, recordings must be kept in good working order and kept for a minimum period of 31 days; <p>Upon the reasonable request of the police or licensing authority staff, within 48 hours viewable copies of recordings will be provided.</p> |
| 2 | <p>Signs must be displayed at all entrances advising customers that CCTV is operating at the premises and shall be a minimum size of 200 x 148 mm and clearly legible at all times when the premises conducts licensable activities.</p> |
| 3 | <p>An incident log shall be kept at the premises, and made immediately available to police or licensing authority staff upon reasonable request.</p> <p>The log must be completed as soon as is possible and within any case within 4 hours of the occurrence and shall record the following:</p> <ul style="list-style-type: none"> (a) {all crimes reported to the venue} (b) {all ejections of patrons} (c) {any complaints received concerning crime and disorder} (d) {any incidents of disorder} (e) {all seizures of drugs or offensive weapons} (f) {any faults in a CCTV system, searching equipment or scanning equipment mandated as a condition of the licence} <p>The incident log shall either be electronic or maintained in a bound document with individually numbered pages and be retained for at least 12 months from the date of the last entry.</p> |
| 4 | <p>Where SIA licensed door supervisors are used at the premises a record shall be maintained (on the premises) which is legible and details:</p> <ul style="list-style-type: none"> i. The day and date when door supervisors were deployed; ii. The name and SIA registration number of each door supervisor on duty at the premises; and iii. The start and finish time of each door supervisor's worked duty period. |

| | |
|----|--|
| | <p>This record shall be retained on the premises for 31 days and be immediately provided to police or licensing authority staff upon reasonable request.</p> |
| 5 | <p>Where SIA licensed door supervisors are employed at the premises (either directly or via a third party) a check of the current validity of each door supervisor's licence shall be conducted via the SIA website at the commencement of employment at the premises and monthly thereafter and recorded in a log.</p> <p>This log shall be retained for at least 6 months after the last recorded check and be immediately provided to police or licensing authority staff upon reasonable request.</p> |
| 6 | <p>At all times drinks must only be served in polycarbonate/plastic and/or toughened glass containers.</p> |
| 7 | <p>Clear and legible notices must be prominently displayed at all exits requesting customers to respect local residents and leave the area quietly.</p> <p>These signs shall be a minimum size of 200mm x 148 mm.</p> |
| 8 | <p>A Challenge 25 scheme shall be operated, whereby any person who appears to be under the age of 25 years of age is required to produce on request an item which meets the mandatory age verification requirement and is either a:</p> <ul style="list-style-type: none"> • Proof of age card bearing the PASS Hologram; • Photocard driving licence; • Passport; or <p>Ministry of Defence Identity Card.</p> |
| 9 | <p>The premises shall clearly display signs at the each point of sale and in areas where alcohol is displayed advising customers that a 'Challenge 25' policy is in force.</p> <p>At the point of sale, such signs shall be a minimum size of 200mm x 148mm.</p> |
| 10 | <p>A refusals record shall be maintained at the premises, which details all refusals to sell alcohol. Each entry shall, as a minimum, record the date and time of the refusal and the name of the staff member refusing the sale.</p> <p>All entries must be made as soon as possible and in any event within 4 hours of the refusal and the record must be made immediately available to police, trading standards or licensing authority staff upon reasonable request.</p> <p>The refusals record shall either be electronic or maintained in a bound document and retained for at least 12 months from the date of the last entry.</p> |

| | |
|----|--|
| 11 | <p>All staff engaged in the sale or supply of alcohol on the premises shall have received training in relation to the protection of children from harm (including under-age sales), how to recognise drunkenness and the duty not to serve drunk persons. Refresher training shall be carried out at least every six months.</p> <p>Training records shall be kept on the premises (or otherwise be accessible on the premises) for a minimum of 12 months and made immediately available to police, trading standards or licensing authority staff upon reasonable request.</p> |
|----|--|

