



LICENSING AUTHORITY
CRAWLEY BOROUGH COUNCIL

08/DEC/2023

MON AMI, 20 BROAD WALK, NORTHGATE, CRAWLEY, RH10 1HQ – 23/02900/LAPRE

Dear [REDACTED] and [REDACTED],

Acknowledgment of Correspondence

Your email and Warning Letter has been forwarded to me as the Licensing Agent acting on behalf of Mon Ami 30 The Boardwalk, Crawley RG10 1HQ 23/02900/LAPRE, also copied into this is [REDACTED] (advising Barrister No 12 Chambers)

I have in all of my dealings with the Licensing Authority felt that a fair and proportionate view has always been adopted and I hope this will continue to be the case.

I have in some depth spoken with the Premises Licence Holder and the DPS and have reminded them of their obligations under their current licensing conditions.

As you are no doubt aware that a Variation has been submitted following consultation with the Responsible authorities (licensing Police, Licensing Authority) as became most apparent that the existing licence - **Annex 2 – Conditions consistent with the Operating Schedule.**

Condition 2. The sale, supply, and consumption of alcohol on the premises, shall be restricted to patrons seated at tables, and ancillary to them partaking of a table meal, In this instance is unfit for purpose. The current condition restricts the business being able to benefit financially from being able to sell alcohol to clients and provide this service. We note that the Regulators' Code details that economic prosperity is a key goal and submitting the variation would not only reflect the business aims better, but also allow for more appropriate conditions and systems to be implemented.

However, he is now fully aware of the forementioned condition and has taken the appropriate steps, the Kitchen is now fully functional, he also assures me that alcohol is only available to seated customers with table service only, partaking of a table meal. Guidance was offered in what constitutes a meal has been taken from caselaws *Timmis v Millan* and *Soloman v Green*.

With regards to the smoking of Shisha he is also now fully aware of the Laws around Shisha Smoking, that is to say that he will only permit shisha to be purchased /smoked when the roof has been fully retracted giving a Designated Smoking area that is 50% open.

Signage has also been displayed advising customers that the smoking of shisha will only be permitted when the roof is fully retracted.

With regards to the warning Letter received yesterday from [REDACTED], we very much hope that it is just that and not just a precursor to further action without giving the opportunity to adopt written advise as per the Regulators' Code para 2.2.

We are under no illusion that should the licensing conditions not be adhered to that the Licensing Authority has every right to take the appropriate action that it feels fit.

We do agree that mistakes have been made but hope that with your cooperation this venue can become an asset to the community.

Should you wish to discuss this matter further please do not hesitate to contact me.

Kind Regards

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Licensing Consultant

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