



Alcohol and Entertainment Licensing Sub-Committee

Wednesday 14 April 2021 at 10.00 am

This will be held as an online virtual Meeting

Details on how to access the link in order to view the meeting will be made available online via the following link: [HERE](#)

Membership:

Members

Councillors:

Long (Vice-Chair)
Hylton
Maurice

Substitute Members

Councillors:

Chohan, Denselow, Hector, McLeish,
W Mitchell Murray and RS Patel, Shahzad,

For further information contact: Devbai Bhanji, Governance Assistant
Tel: 020 8937 6841; Email: devbai.bhanji@brent.gov.uk

For electronic copies of minutes, reports and agendas, and to be alerted when the minutes of this meeting have been published visit:

www.brent.gov.uk/committees

The press and public are welcome to attend this meeting as an online virtual meeting. The link to view the meeting will be made available via the following link: [HERE](#)

Notes for Members - Declarations of Interest:

If a Member is aware they have a Disclosable Pecuniary Interest* in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent and must leave the room without participating in discussion of the item.

If a Member is aware they have a Personal Interest** in an item of business, they must declare its existence and nature at the start of the meeting or when it becomes apparent.

If the Personal Interest is also significant enough to affect your judgement of a public interest and either it affects a financial position or relates to a regulatory matter then after disclosing the interest to the meeting the Member must leave the room without participating in discussion of the item, except that they may first make representations, answer questions or give evidence relating to the matter, provided that the public are allowed to attend the meeting for those purposes.

***Disclosable Pecuniary Interests:**

- (a) **Employment, etc.** - Any employment, office, trade, profession or vocation carried on for profit gain.
- (b) **Sponsorship** - Any payment or other financial benefit in respect of expenses in carrying out duties as a member, or of election; including from a trade union.
- (c) **Contracts** - Any current contract for goods, services or works, between the Councillors or their partner (or a body in which one has a beneficial interest) and the council.
- (d) **Land** - Any beneficial interest in land which is within the council's area.
- (e) **Licences** - Any licence to occupy land in the council's area for a month or longer.
- (f) **Corporate tenancies** - Any tenancy between the council and a body in which the Councillor or their partner have a beneficial interest.
- (g) **Securities** - Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.

****Personal Interests:**

The business relates to or affects:

- (a) Anybody of which you are a member or in a position of general control or management, and:
 - To which you are appointed by the council;
 - which exercises functions of a public nature;
 - which is directed is to charitable purposes;
 - whose principal purposes include the influence of public opinion or policy (including a political party or trade union).
 - (b) The interests of a person from whom you have received gifts or hospitality of at least £50 as a member in the municipal year;
- or

A decision in relation to that business might reasonably be regarded as affecting the well-being or financial position of:

- You yourself;
- a member of your family or your friend or any person with whom you have a close association or any person or body who is the subject of a registrable personal interest.

Agenda

Introductions, if appropriate.

Item	Page
1 Apologies for absence and clarification of alternate members	
2 Declarations of Interests	
Members are invited to declare at this stage of the meeting, the nature and existence of any relevant disclosable pecuniary or personal interests in the items on this agenda and to specify the item(s) to which they relate.	
3 Application for a New Premises Licence by Ageva Ltd for the premises known as Orfeo, 75 Chamberlayne Road, NW10 3ND, pursuant to the provisions of the Licensing Act 2003	1 - 38

Date of the next meeting: Date Not Specified



Please remember to ***SWITCH OFF*** your mobile phone during the meeting.

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LICENSING ACT 2003

Application for New Premises Licence

1. The Application

Name of Applicant:	Ageva Ltd
Name & Address of Premises:	Orfeo, 75 Chamberlayne Road, NW10 3ND
Applicants Agent:	

The application is for a new premises licence:

- 1 For Regulated Entertainment, the sale of alcohol and to remain open from 12:00hrs to midnight Monday – Sunday and for Late Night Refreshment from 23:00hrs to midnight Monday to Sunday.

2. Background

None

3. Promotion of the Licensing Objectives

See page 13 of the application

4. Relevant Representations

Representations have been received and withdrawn from the Police and Public Safety Officer. Representations remain outstanding from local residents.

5. Interested Parties

None

6. Policy Considerations

Policy 1 – Process for Applications

Conditions on the licence, additional to those voluntarily sought/agreed by the applicant, may be considered. Conditions will focus on matters which are within the control of individual licensee and which relate to the premises or areas being used for licensable activities, the potential impact of the resulting activities in the vicinity. If situations arise where the licensing objectives may be undermined but cannot be dealt with by the use of appropriate conditions the Licensing Authority will consider whether it is appropriate for a licence to be granted or continue to operate.

7. Determination of the Application

Members can take the following steps when determining a new premises licence application:

- grant the licence;
- exclude from the scope of the licence any of the licensable activities to which the application relates;
- refuse to specify a person in the licence as the premises supervisor;
- reject the application

8. Associated Papers

- A. Copy of Application Form & Plan
- B. Residents Representations
- C. Applicant Response to Residents Representations
- D. Residents Responses to Applicant
- E. Police Representation and withdrawal
- F. Public Safety Representation and withdrawal
- G. OS Map



Brent

NEW PREMISES LICENCE APPLICATION FORM

Application for a premises licence to be granted
under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers
are inside the boxes and written in black ink. Use additional sheets if necessary.
You may wish to keep a copy of the completed form for your records.

I/we VALERIO ORFEO DIRECTOR OF AGEVA LTD

.....apply for a premises licence under
section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the
premises) and I/we are making this application to you as the relevant licensing authority in
accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

75 CHAMBERLAYNE ROAD

Post town LONDON

Post code NW10 3ND

Telephone number of premises (if any)

07459 432987

Non-domestic rateable value of premises

£ 15 000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick ✓ Yes

- a) An individual or individuals* ☐ please complete section (A)
- b) a person other than an individual* ☒ please complete section (B)
- i. as a limited company/limited liability partnership ☐ please complete section (B)
- ii. as a partnership (other than limited liability) ☐ please complete section (B)
- iii. as an unincorporated association or ☐ please complete section (B)
- iv. other (for example a statutory corporation) ☐ please complete section (B)
- c) a recognised club ☐ please complete section (B)
- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick ✓ Yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☐
- I am making the application pursuant to a ☐
- o Statutory function or ☐
- o A function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other title ☐
(for example, Rev)

Surname

First names

Date of Birth

I am 18 years old or over ☐ (Please tick yes)

Nationality

Current postal
address
if different from
premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr ☐

Mrs ☐

Miss ☐

Ms ☐

Other title

(for example, Rev) ☐

Surname

First names

Date of Birth

I am 18 years old or over ☐ (Please tick yes)

Nationality

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

Current postal address
if different from
premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address
(optional)

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name

VALERIO ORFEO DIRECTOR OF AGEVA LTD

Address

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Registered number (where applicable)

[REDACTED]

Description of applicant (for example, partnership, company, unincorporated association etc.)

LTD COMPANY

Telephone number (if any)

E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

Day		Month		Year			
1	5	0	3	2	0	2	1

If you wish the licence to be valid only for a limited period, when do you want it to end?

--	--	--	--	--	--	--	--

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

--

Please give a general description of the premises (please read guidance note 1)

I AM SUBMITTING THIS APPLICATION TO OPEN AN ITALIAN RESTAURANT 'ORFEO', PLANS OF PREMISES ATTACHED.

Please tick ✓ Yes

What licensable activities do you intend to carry on from the premises?
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☐
- f) recorded music (if ticking yes, fill in box F) ☒
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☒

Provision of late night refreshment (if ticking yes, fill in box I) ☒

Sale of alcohol (if ticking yes, fill in box J) ☒

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick [✓] (please read guidance note 3).	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed					
Thur			State any seasonal variations for performing plays (please read guidance note 5)		
Fri					
Sat					
Sun			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6)		

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick [✓] (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	12:00	24:00	Please give further details here (please read guidance note 4) ONLY PLAYING BACK GROUND MUSIC, UNAMPLIFIED, WILL BE MONITORED AS SOFT PLAY AS CUSTOMERS HAVING THEIR MEAL.	Both	
Tue	12:00	24:00			
Wed	12:00	24:00	State any seasonal variations for playing recorded music (please read guidance note 5)		
Thur	12:00	24:00			
Fri	12:00	24:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	12:00	24:00			
Sun	12:00	24:00			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick [✓] (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 4)	Both	
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing BACK GROUND MUSIC	
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors <input checked="" type="checkbox"/>
Mon	12:00	00:00		Outdoors <input type="checkbox"/>
	12:00			Both <input type="checkbox"/>
Tue	12:00	00:00	<u>Please give further details here</u> (please read guidance note 4) PLAYING BACK GROUND RECORDS MUSIC UNAMPLIFIED	
Wed	12:00	00:00		
Thur	12:00	00:00	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)	
Fri	12:00	00:00		
Sat	12:00	00:00	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)	
Sun	12:00	00:00		

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (✓) (please read guidance note 3).	Indoors	
Day	Start	Finish		Outdoors	
				Both	✓
Mon	23:00	00:00	Please give further details here (please read guidance note 4) INDOORS PROVIDING MUSIC, DRINKS AND BACK GROUND MUSIC. OUTDOORS PROVIDING MUSIC - DRINKS BUT NO MUSIC.		
Tue	23:00	00:00			
Wed	23:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	23:00	00:00			
Fri	23:00	00:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)		
Sat	23:00	00:00			
Sun	23:00	00:00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption (Please tick box ✓) (please read guidance note 8)	On the premises	
Day	Start	Finish		Off the premises	
				Both	✓
Mon	12:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Tue	12:00	00:00			
Wed	12:00	00:00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Thur	12:00	00:00			
Fri	12:00	00:00			
Sat	12:00	00:00			
Sun	12:00	00:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name... CAROLINE D. LISA
 Date of Birth... [REDACTED]
 Address... [REDACTED]
 Postcode... [REDACTED]
 Personal Licence number (if known) ... [REDACTED]
 Issuing licensing authority (if known)... [REDACTED]

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9)

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variation (please read guidance note 5)
Day	Start	Finish	
Mon	12:00	00:00	
Tue	12:00	00:00	
Wed	12:00	00:00	Non-standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 6)
Thur	12:00	00:00	
Fri	12:00	00:00	
Sat	12:00	00:00	
Sun	12:00	00:00	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General - all four licensing objectives (b, c, d, e) (please read guidance note 10)

ALL STAFF WILL BE PROVIDED WITH TRAINING IN REGARDS OF THE LICENSING OBJECTIVES THAT ARE COMMENSURATE WITH THEIR DUTIES. THIS WILL BE RECORDED IN A PERSONNEL FILE COMPLETE WITH INDIVIDUAL RESPONSABILITIES, AGE VERIFICATION AND LICENSING DEFENCES AS APPROPRIATE. THE TRAINING WILL BE REFRESHED AND RECORDED AT REGULAR INTERVALS.

b) The prevention of crime and disorder

CCTV SYSTEM WILL BE IN PLACE (INDOORS - OUTDOORS) AND A MEMBER OF STAFF WILL BE TRAINED ON HOW TO PROVIDE COPIES FOR THE AUTHORITIES. RECORDING TIME WILL BE UP TO 30 DAYS. INCIDENT BOOK WILL BE IN PLACE, ANY MEMBER OF THE PUBLIC WILL BE REFUSED ENTRY IF INTOXICATED OR WILL BE REFUSED TO BE SERVED IF WE THINK THAT HE/SHE HAS TOO MUCH TO DRINK AND POLITELY ASKED TO LEAVE. NO ALCOHOLIC BEVERAGES WILL BE TAKEN FROM PREMISES.

c) Public safety

ALL SAFETY MATTERS AT THE PREMISES ARE COVERED BY STATUTORY PROVISION:

- HEALTH AND SAFETY AT WORKS ACT 1974
- THE REGULATORY REFORM (FIRE SAFETY) ORDER 2005.

d) The prevention of public nuisance

NO GATHERING OUTSIDE THE PREMISES, SIGN DISPLAYING TO CAUSE QUIETNESS WILL BE DISPLAYED ON EXIT AND A MEMBER OF STAFF WILL BE RESPONSIBLE TO SUPERVISE THE PREMISES AT ALL TIMES TIME OF OPENING.

e) The protection of children from harm

CHALLENGE 25 SCHEME WILL BE IN PLACE IN COMPLIANCE WITH THE AGE VERIFICATION CONDITION, CUSTOMERS THAT APPEAR TO BE UNDER 25 YEARS OF AGE WILL BE ASKED TO PROVIDE IDENTIFICATION (PASSPORT - 'PASS' CARD OR ANY IDENTIFICATION RECOGNISED BY LICENSING AUTHORITY).

Checklist

Please tick ✓ Yes

- I have made or enclosed payment of the fee ☐
- I have enclosed the plan of the premises ☐
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☐
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable ☐
- I understand that I must now advertise my application ☐
- I understand that if I do not comply with the above requirements my application will be rejected ☐
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☐

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent. (Please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Declaration

- (Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership) I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).
- The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)

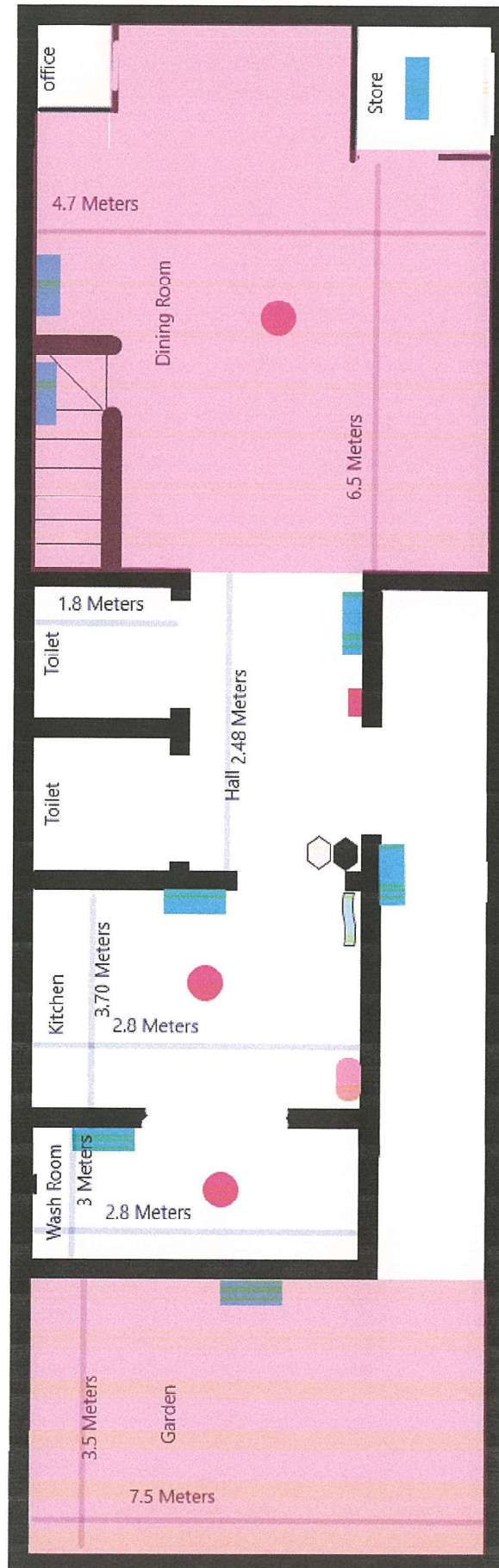
Signature

Date

Capacity

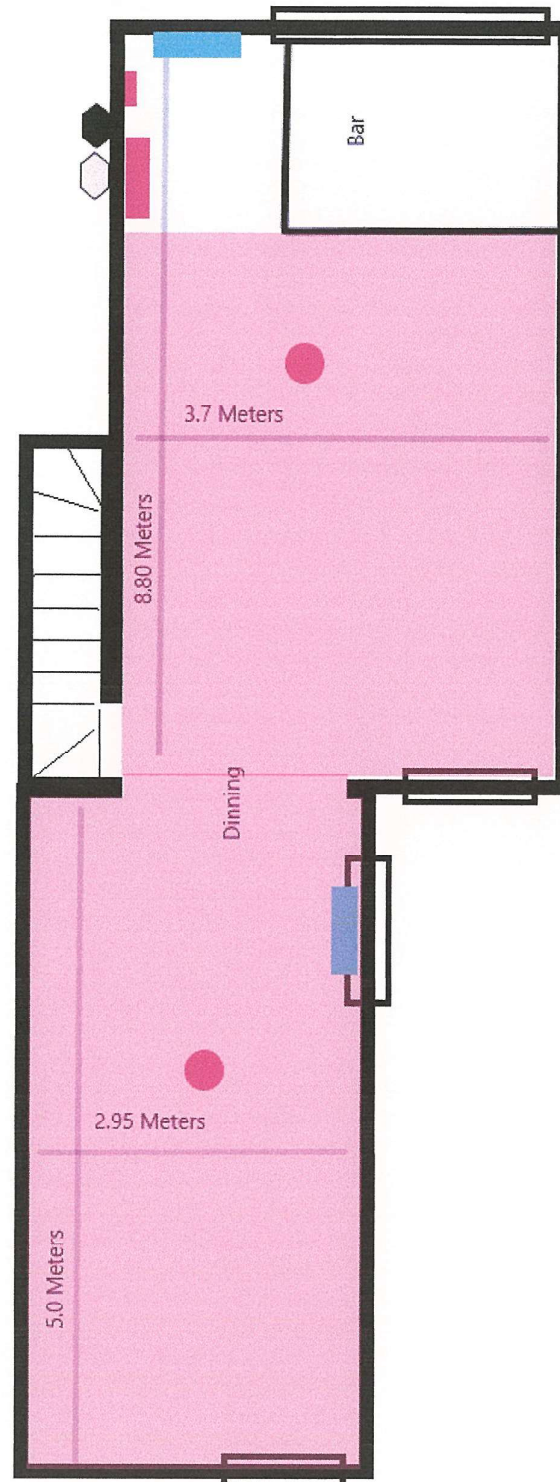
For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 13). If signing on behalf of the applicant please state in what capacity.

Basement



- Smoke sounder beacon
- Manual call point
- Emergency light
- Main Electric
- Boiler
- Foam fire Extinguisher
- CO2 fire Extinguisher
- Fire Blanket

Ground floor



Area's where
Alcohol is
consumed

28-02-2021

We are totally opposed to this application as we consider it goes against all four licensing objectives.

Use of the back garden: - This is a residential area and the use of the garden by customers would represent a substantial and continuous nuisance to the whole neighbourhood. - Our kitchen, bathroom and bedroom have windows at the back of the property. Already now, and even with our windows closed, we can often hear the noise generated by customers; and when the premise windows are open it is extremely disruptive and irritating as the noise resonates heavily in the back courtyard. - From time to time, the previous staff used to take cigarette breaks in the back courtyard. Because of the layout of the buildings, conversations resonate and can be very disturbing even when there are only two or three people. Plus the cigarettes smoke gets pushed towards our building and sometimes infiltrates our flat even with our windows closed; and if our windows are open, the smell covers our flat in no time. We can't even start to imagine what kind of hell it would be if the back courtyard and garden were to be filled with customers. - As highlighted by the London Fire And Emergency Planning Authority in September 2013 in response to a similar application, the use of the back garden would pose a real safety risk.

Background music: - Based on our long and painful experience with all the previous owners, we are against the use of so-called background music. - This is a residential area, with solid party walls that propagate sound from both customers and music. - Also, having any kind of noise late in the evening is absolutely not acceptable in such a residential area. There are families, working people and school children who need to get up early, and we all have the right to peaceful nights!

Late night refreshments: - Whether indoors or outdoors, this is again not compatible with a residential area like ours as it naturally leads to both noise and behavioural issues. - And the idea of allowing alcohol outside, like on the front decking for example, is absolutely not acceptable.

Opening times: - The proposed operating hours are completely inappropriate. Serving until midnight and 7 days a week is way too late and too much for a residential area. - Customer will be noisy when in the premises, and noisy too when leaving. - The staff will still work beyond midnight for cleaning and garbage, and this can be very noisy as we have sadly experienced in the past.

In conclusion, allowing the proposed licence would make our lives a daily and nightly nightmare both in terms of noise nuisance and of air pollution. As residents, we have a right to clean air and to a reasonably quiet environment.

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Sent: 01 March 2021 12:58

To: Business Licence <business.licence@brent.gov.uk>

Subject: Licence Application 20677 (Ageva 75 Chamberlayne Rd)

Dear Sir/Madam,

I am writing with regards to the Notice for Application that was posted to me on 1 March 2021.

I would like to refuse the application for The Use of the back Garden for Customers.

A previous owner of the Bar, did use the back garden prior to the Police and Licensing having to close the area as it created too much noise and they didn't have a licence. I do believe they tried to apply for a licence but at Wembley council meeting which I attended they withdrew the licence and apologised for the nuisance they had caused. I believe this was around 2015 though I am unable to remember the exact date,

The issues with the back garden area is that the noise travels down through all the gardens and especially late at night when it's supposed to be quiet the noise is loud from shouting /Cheering / general Euphoria. It's like an enclosed stadium with Brick built houses on both sides which make the noise travel,

If you could acknowledge you have received this mail and I would like to confirm I do not want them using the back garden as a Bar/Drinks area

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Sent: 01 March 2021 15:34

To: Business Licence <business.licence@brent.gov.uk>

Subject: LICENCE APPLICATION 20677

I am contacting you as had a letter through my door today at [REDACTED], regarding application to use the back garden for customers by Ageva Ltd at 75 Chamberlayne road London NW10 3ND.

I am strongly objecting to this application, as this garden backs on to my garden and bedroom, and the noise would be unbearable, especially if they were allowed to have alcohol consumption in to the evening.

This would affect my ability to be able to use my own garden and property.

I have tried to put objection on website but has not given me this option. Please advise.

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Concerning the application made by the new owners of 75 Chamberlayne Road for the use of the premises to be a new 'Italian' restaurant, I have no objection in principle to the creation of a new restaurant in the area. What does concern me about this application as the [REDACTED] [REDACTED], is the request for an extension of the garden area, to presumably include outside dining facilities. Also of concern is the requested implementation of extensive opening hours-until midnight 7 days a week! Previous owners of the same premises made very similar requests in 2013, which subsequently went to a hearing and were refused owing to the great potential for disruptive behaviour and intrusive noise caused to surrounding flats and gardens. I live [REDACTED] in the [REDACTED] the garden area of no 75 and to the side what will be the restaurant area, is less than [REDACTED] feet away! I therefore have a vested interest in the sort of premises 75 Chamberlayne Road is used for. I work at [REDACTED] [REDACTED] and my shift entails rising early at 6.00am each day. I therefore baulk at premises just below [REDACTED] area being used for late night dining and drinking, with the attendant noise and inconvenience this causes. As my neighbour [REDACTED] has mentioned in his objections, the premises in question is in a residential area, surrounded by flats and backing on to the gardens in Keslake and Chevening Road I am also concerned at the volume of the background music! At what level is this to be set at? I am in very close proximity to the premises at the rear of my flat and have already in the past had sleepless nights due to previous owners and the use of music in the premises. No 75 Chamberlayne Road was originally I believe an off licence and since the off licence closed all the planning applications have been for bars, restaurants etc However, the premises are in a residential as well as a shopping area and the residents do have a certain right in not wanting any public order or noise issues. I therefore believe this application should be refused as it is not conducive to the surrounding area. The requested licensing hours are too long and too late for a working week and can only lead to anti-social behaviour. The use of the outside space behind the shop as an open-air dining/drinking area is also not acceptable to the surrounding residents, who have a right to enjoyment of their own gardens and indoor space without disruptive and intrusive noise.

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From: valerio orfeo
Sent: 21 March 2021 20:46
To: Business Licence <business.licence@brent.gov.uk>
Subject: Re: 75 Chamberlayne Road,NW10 3ND - 20677

Dear Vanesha,

After carefully acknowledge the matter of representation I can confirm that no music will be played in a garden and no late seating outside will be allowed.

All garden will be refurbished with surrounding panels so any noise will be kept to a minimum. Maximum 4 people for each table will be allowed to seat outside and of course only summer time. winter time the garden will be closed.

in regarding to the music issue I'm confirming that it's a background music in an authentic Italian Restaurant. For sure we will not allow any loud music as people having a nice dinner.

Yours sincerely

Valerio Orfeo

Director of Ageva Ltd

From: Carmine Di Liso
Sent: 22 March 2021 11:14
To: Business Licence <business.licence@brent.gov.uk>
Subject: Re: Premises licence 75 Chamberlayne road

Hi Vanesha,

After our Phone conversation I will confirm that all of the Police conditions have been accepted, once again I would like to reassure the members of public that no late or party seating outside will be allowed and will tend to get people back in a restaurant at the latest 22.30. No music will be played outside and only summer time we will use the space.

We do run a Restaurant in a listed building situated in Fairford called Colosseo please see our feed back from TRIP ADVISOR, GOOGLE, FACE BOOK PAGE

COLOSSEO RESTAURANT FAIRFORD and food & hygiene rating all of the above 5 star. We do take our pride on what we do and achieve. The premises as had a complete sound isolation by the landlord and noise pollution it's virtually none.

Many Thanks
Carmine Di Liso

From: Carmine Di Liso
Sent: 22 March 2021 12:01
To: Business Licence <business.licence@brent.gov.uk>
Subject: 75 Chamberlayne road

Hi Vanesha,

My last point it's that we will create 12 full time positions and 6 part time positions, so in this difficult time we try to help as much as we can to create work for people.

Many thanks
Carmine Di Liso

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Resident 1 Response to Applicant

From:

Sent: 22 March 2021 19:54

To: Business Licence <business.licence@brent.gov.uk>

Cc:

Subject: Re: New Premises Licence - 75 Chamberlayne Road,NW10 3ND - 20677

Hi,

We are *NOT* satisfied with the applicant's response and we maintain our strong objection to the use of the back garden.

Regards,

Resident 2 Response to Applicant

From:

Sent: 22 March 2021 13:59

To: Business Licence <business.licence@brent.gov.uk>

Subject: Re: New Premises Licence - 75 Chamberlayne Road,NW10 3ND - 20677

I don't agree with the reply for the owner of the restaurant,

The noise pollution will ruin the lives of the people who live in Residential property on both Chevening Road & Keslake Rd.

We experienced this previously and it was unbearable.

Please do include me with regards to the meeting which I will make additional comments,

Regards

Resident 3 Response to Applicant

From:

Sent: 22 March 2021 14:24

To: Business Licence <business.licence@brent.gov.uk>

Subject: Re: New Premises Licence - 75 Chamberlayne Road,NW10 3ND - 20677

Am afraid this does not solve the issues I have raised at all.

Those premises have been used as restaurant and bar over many years but they have NEVER used the outside space as it would cause huge issues for all the surrounding residents.

The noise would mean I would not be able to use my own garden, [REDACTED]

[REDACTED] - they are proposing to have an outdoor restaurant right by my bedroom window ?

This is just not acceptable. I bought my property as an [REDACTED] to be a quiet space, and the proposed licence would hugely affect my use of my own property.

It would also compromise my privacy as my garden would no longer be private.

As well as noise, there is the issue of people smoking outside which would be a health issue for me.

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**METROPOLITAN
POLICE**

Working together for a safer London

TERRITORIAL POLICING

The Licensing Authority

*Brent Civic Centre
Engineers Way
Wembley
Middlesex
HA9 0FJ*

Your ref: 20677

Our ref: 41/21/2965NW

Brent Borough Licensing Department

*Harrow Police Station
74, Northolt Road
Harrow
Middlesex
HA2 0DN*

E-mail: Gary.L.R.Norton@met.police.uk

Web: www.met.police.uk

Date: 12/03/2021

Police representations to a New Premises Licence application for:

“Orfea (Ageva Ltd), 75 Chamberlayne Road, London, NW10 3ND”.

I certify that I have considered the application shown above and **I wish to make representations** that the likely effect of the grant of the application is detrimental to the Council's Licensing Objectives for the reasons indicated below.

**Police Officer: Gary Norton
Licensing Constable PC 2965NW**

An officer of the Metropolitan Police, in whose area the premises are situated, who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

The application has been made for a new premises licence under section 17 of the act, in accordance with section 12 of the Licensing Act 2003. The Police representations are primarily concerned with crime and disorder, public nuisance and protecting children from harm.

The terraced premises sits on the busy business/shopping parade area of Chamberlayne Road, with residential premises behind and overlooking the venue rear garden area. The roads that run at right angles, either side of the premises and parallel to one another, are Chevening Road and Keslake Road. The rear gardens of these Victorian style houses sit back-to-back and run side-by-side in regimental fashion. The same venue had previously been a licensed premises had come to notice a number of times due to noise pollution and anti-social behaviour complaints. This is still an area of concern as the new premises licence applicant wishes to use the rear garden area of the basement floor, measuring 7.5m by 3.5m, until midnight each evening. The application states that recorded music would be required until this time “only playing background music, unamplified, will be monitored as soft, play as customers having their meals.” The applicant's intention would appear to be

requesting ambient, low volume music for the diners, but clearly recorded music is amplified in order to play it and as such could be turned up. The application does request for permission to play recorded music between the hours of 1200 and 2400hrs, so the comments made in the “please give further details here” are contradictory.

Police licensing would seek to include conditions that uphold the licensing objectives and ensure local residents are not disturbed by the restaurant being open late into every evening. The area which would likely prove to be most contentious is the rear garden area. We would ask that all licensable activities conducted in this area be in line with restaurant style service: waiter/waitress table service, seated guests and low level volume music only. Given how sound and vibration can carry, I would recommend the doors and windows are kept closed whenever licensable activities are taking place to reduce the likelihood of noise pollution and ASB issues with local residents. Some of the following requested conditions are very similar to what the applicant has stated they intend to do. The police wording may vary some of these slightly. This is in order to have a clear, uniform definition to the licensing conditions in order to avoid misunderstandings or misinterpretation.

Police licensing would request the following conditions be included on the premises licence.

1. CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council upon request. This must comply with the Data Protection Act including signage.
2. A “Challenge 25” policy shall be adopted and adhered to at all times.
3. The supply/sale of alcohol shall be by waiter or waitress service only.
4. An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) any faults in the CCTV system or searching equipment or scanning equipment
 - (f) any refusal of the sale of alcohol
 - (g) any visit by a relevant authority or emergency service.
5. A copy of the premises licence summary including the hours which licensable activities are permitted shall be visible from the outside of each entrance to the premises.
6. A suitable intruder alarm complete with panic button shall be fitted and maintained.
7. The level of music shall be arranged so as not to cause a nuisance to local residents.
8. Any staff directly involved in selling or supplying alcohol for retail to consumers shall undergo basic training of Licensing Act 2003 legislation. This shall be documented and signed for by the DPS and the member of staff receiving the training. This

training log shall be kept on the premises and made available for inspection by police and relevant authorities upon request.

9. Notices asking customers to leave quietly shall be conspicuously displayed at all exits.
10. The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for the consumption by such a person as ancillary to their meal.

If these conditions were accepted in full, I would withdraw police presentations.

Yours Sincerely,

Gary Norton



GARY NORTON
Police Constable 2965NW –
Brent Licensing Officer
Mobile: 07500 993 899
Harrow Police Station, 74,
Northolt Road, Harrow, HA2
0DN
Web: www.met.police.uk Email:
Gary.L.R.Norton@met.police.uk

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From: Gary.L.R.Norton@met.police.uk <Gary.L.R.Norton@met.police.uk>
Sent: 22 March 2021 09:27
To: agevalimited@gmail.com
Cc: Business Licence <business.licence@brent.gov.uk>; Legister, Linda <Linda.Legister@brent.gov.uk>
Subject: RE: AGEVA 75 CHAMBERLAYNE ROAD REPS 11 03 2021

Dear All,

As the applicant has accepted police licensing conditions regarding the new premises licence application, I withdraw police representations.

Yours Sincerely,

Gary Norton



GARY NORTON
Police Constable 2965NW – Brent
Licensing Officer

GSC Marking: OFFICIAL and may be subject to handling instructions and/or an additional caveat

From: valerio orfeo
Sent: 21 March 2021 20:16
To: Norton Gary L.R - NW-CU
Subject: Re: AGEVA 75 CHAMBERLAYNE ROAD REPS 11 03 2021

Dear Gary Norton,
I do agree with all of the conditions and for reassurance we do not play any music outside.

Yours Sincerely

Valerio Orfeo
Director of Ageva ltd.

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From: ENS Public Safety <ens.publicsafety@brent.gov.uk>
Sent: 23 February 2021 14:31
To: valerio orfeo
Cc: Business Licence <business.licence@brent.gov.uk>; Islam, Shamsul <Shamsul.Islam@brent.gov.uk>
Subject: RE: FW: CONSULT: New Premises - 75 Chamberlayne Road, NW10 3ND - 20677

Dear Valerio Orfeo

Thank you for your correspondence below, stating that your client accepts the conditions set out in our representation.

I can confirm that Public Safety now withdraws the current representation and do not make any further representations regarding this application.

The agreed conditions will appear on the licence schedule.

Kind regards,

Laura Davies
Public Safety Officer
Regeneration and Environment

From: valerio orfeo
Sent: 23 February 2021 12:59
To: ENS Public Safety
Subject: Re: FW: CONSULT: New Premises - 75 Chamberlayne Road, NW10 3ND - 20677

Dear Laura Davies,
I will accept all the condition.

Many Thanks
Valerio Orfeo

Il giorno mar 23 feb 2021 alle ore 10:33 ENS Public Safety <ens.publicsafety@brent.gov.uk> ha scritto:

Dear Valerio Orfeo,

Thank you for your email containing your detailed floor plans and fire risk assessment.

In relation to the application for a new licence for the above named premises. After assessing the application, the Public Safety Team will be making the following representations to the Licensing Authority on the grounds of Public Safety.

Providing the licensee is willing to accept the following conditions Public Safety Team would withdraw the representation.

1. The locks and flush latches on the exit doors shall be unlocked and kept free from fastenings other than push bars or pads whilst the public are on the premises.

2. Any socket outlets (or other power supplies used for DJ equipment, band equipment and other portable equipment) that are accessible to performers, staff or the public shall be suitably protected by a residual current device (RCD having a rated residual operating current not exceeding 30 milliamps).

3. No person shall be permitted to sit on the floor, on stairs or in gangways and passageways.

4. Where chairs and tables are provided, internal gangways are kept unobstructed.

5. A capacity specific risk assessment shall be conducted by a competent risk assessor. This assessment will include holding capacity, exit capacity and the calculations to demonstrate how that was reached, the lower of the two numbers shall be the final capacity. The guidance used to reach this capacity must be quoted. This risk assessment shall be appraised annually or at the time of any building or layout structural works. The capacity assessment must be made available to an authorised officer upon request.

In relation to point 5, I am happy to accept the calculations provided in the risk assessment you sent.

In order for the Public Safety Team to withdraw this representation, it will be necessary for you or your client to **confirm in writing or via Email** that you accept the above licence conditions.

We will require these conditions to appear on the licence schedule should the licence be granted.

Please provide the capacity calculations as soon as they are completed to prevent a delay in the license being granted.

Please let me know if I can assist you further.

Kind regards,

Laura Davies

Public Safety Officer

Orfeo OS Map



1:1250

0 0.02 0.04 kilometres



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