



Alcohol and Entertainment Licensing Sub-Committee

Thursday 14 December 2023 at 2.30 pm

Boardrooms 1 & 2, 3rd Floor, Brent Civic Centre

Please note that this meeting will be held in person with members of the Sub-Committee required to attend in person.

The press and public are also welcome to attend this meeting in person. Please note the meeting is not scheduled for live webcast

Membership:

Members

Councillors:

Ahmed (Chair)
Chohan
Collymore

Substitute Members

Councillors:

Bajwa, Ethapemi, Hack, Long, Mahmood, Lorber,
Rubin

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

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 a 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 ACSS Limited for the premises known as Indulge, Kitchen 11, 26A Manufacturing Estate, Mount Pleasant, HA0 1NR, pursuant to the provisions of the Licensing Act 2003 1 - 26

Date of the next meeting: Date Not Specified



- Please remember to **SWITCH OFF** your mobile phone during the meeting.
- The meeting room is accessible by lift and seats will be provided for members of the public.

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LICENSING ACT 2003

Application for New Premises Licence

1. The Application

Name of Applicant:	ACSS Limited
Name & Address of Premises:	Indulge, Kitchen 11, 26A Manufacturing Estate, Mount Pleasant, HA0 1NR
Applicants Agent:	

The application is for a new premises licence:

- 1 To provide Late Night Refreshment and to remain open from 5.30pm to 1am Sunday to Thursday and 3am Friday & Saturday.

2. Background

None

3. Promotion of the Licensing Objectives

See page 3 of the application.

4. Relevant Representations

Representations have been received and withdrawn from the Police and Licensing Officers. Representations remain outstanding from local ward Councillors.

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. Application Form & Plan
- B. Councillors representations
- C. Police Representation
- D. Licensing Representation
- E. OS Map



Regulatory Services
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

TEL: 020 8937 5359
EMAIL: business.licence@brent.gov.uk
WEB: www.brent.gov.uk

Online Ref. No: 15783

Application No: 29981

Date: 31 October 2023

LICENSING ACT 2003

Licence: Premises Licence New Application

Application No: 29981

Dear Sir/Madam,

Applicant: ACSS Limited

Date Received: 31 October 2023

An application was made to Brent Council under the Licensing Act 2003 by the above-named applicant. If you would like to make a representation please email business.licence@brent.gov.uk. Representations must specify in detail the grounds of opposition and must relate to the promotion of the licensing objectives.

In order that consideration of the application may not be delayed, it will be appreciated if a reply can be sent to us by

28 November 2023.

Part 1 – Premises Details

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

Indulge

Kitchen 11, 26A, Abbey Manufacturing Estate, Mount Pleasant, Wembley, HA0 1NR

Telephone Number at premises (if any):

Non domestic rateable value:

Part 2 – Applicant Details

Proposed Licence Holder:

ACSS limited

20 Milman Close, Pinner, HA5 3LF



Part 3 – Operating Schedule

When do you want the premises licence to start?

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: A takeaway only restaurant (dark kitchen) operating on uber eats and deliveroo. It's a takeaway desserts restaurant. No alcohol sold. There is no seats and dine in services available - strictly takeaway only

What licensable activities do you intend to carry on from the premises?

Section I: Provision of late night refreshment: Off the premises

The times the licence authorises the carrying out of licensable activities

Section I: Late Night Refreshment		
Day	Start Time	End Time
Monday	23:00	01:00
Tuesday	23:00	01:00
Wednesday	23:00	01:00
Thursday	23:00	01:00
Friday	23:00	03:00
Saturday	23:00	03:00
Sunday	23:00	01:00

It's a dark kitchen in an industrial estate, we'll be accepting orders on Uber eats and other platforms and using delivery partners to deliver the food to the customers

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Date of birth:

Licence Number:

Issuing authority:

Concerns in respect of Children: No adult entertainment

The opening hours of the premises

Day	Start Time	End Time
Monday	17:30	01:00
Tuesday	17:30	01:00
Wednesday	17:30	01:00
Thursday	17:30	01:00
Friday	17:30	03:00
Saturday	17:30	03:00
Sunday	17:30	01:00

From the end of the permitted hours on New Years Eve to the start of the permitted hours on New Years Day.

a) General – all four licensing objectives (b, c, d, e): Please see below

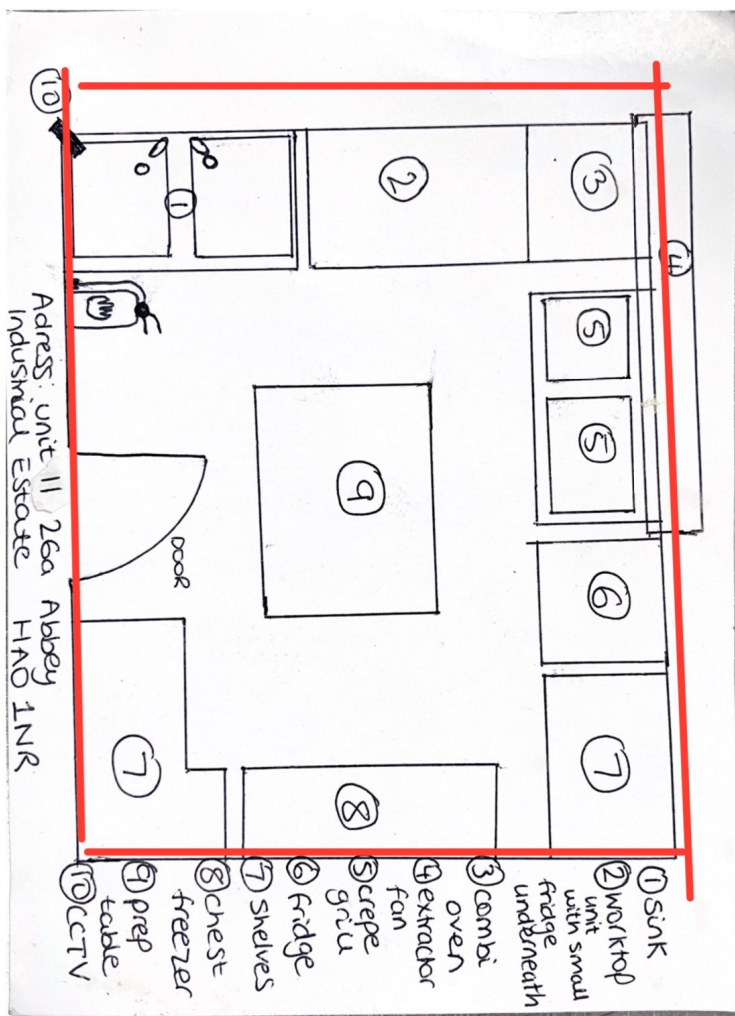
b) The prevention of crime and disorder: be abit more cautious when passing food to take away couriers (E.G. Uber eats drivers) there are other kitchens in the premises that operate past 11pm so collectively we make sure its all safe

c) Public safety: It's a take away restaurant in the middle of an industrial estate, only couriers will be coming to get the food, but we'll make sure area around is lit up aswell as cameras

d) The prevention of public nuisance: Keep lights around the place on and cameras on

e) The protection of children from harm: No children will be at the premises

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From: Georgiou, Councillor Anton
Sent: 03 November 2023 09:28
To: Business Licence; Chohan, Councillor Bhagwanji; Matin, Councillor Hannah
Cc: Legister, Linda; Prashar, Anu
Subject: RE: New premises licence application 29981 - Alperton

To whom it may concern,

As one of the Councillors for Alperton ward, I am writing to oppose the granting of a New Premises License for the following business:

Name of Premises: Indulge

Address of Premises: Kitchen 11, 26A Abbey Manufacturing Estate, Mount Pleasant, HA0 1NR

Application Details:

Licensable Activity	Days	Times
Late Night Refreshment	Sunday – Thursday Friday - Saturday	23:00hrs to 01:00hrs 23:00hrs to 03:00hrs

Residents, who live close to the Manufacturing Estate, have shared with me their concerns about having another business offering late night refreshments.

There is the potential for a further increase in local traffic and noise from customers and delivery drivers visiting the premises and disturbing residents.

Also, there is the potential for the disposal of food packaging and cans/ bottles in the street and surrounding areas thereby causing additional distress to residents.

In view of these potential difficulties to the residents, I do not see how the residents would benefit from the granting of this application and would therefore urge you to reject it.

Kind regards,

Cllr Anton Georgiou

Liberal Democrat Councillor, Alperton

Leader of the Liberal Democrat Group

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From: Matin, Councillor Hannah
Sent: 06 November 2023 13:57
To: Georgiou, Councillor Anton; Business Licence; Chohan, Councillor Bhagwanji
Cc: Legister, Linda; Prashar, Anu
Subject: Re: New premises licence application 29981 - Alperton

Dear team,

I hope this finds you well.

As one of the elected Councillors in the ward of Alperton, I too would urge you to reject this application.

As Cllr Georgiou has highlighted, this runs the risk of causing further disruption and distress for local residents.

Residents within close proximity to this location are rightly concerned about the impact another business offering late night refreshments may have on their quality of living in the area.

Thank you for your time and consideration.

All the best,

Cllr Hannah Matin
Liberal Democrat Councillor for Alperton
London Borough of Brent

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TERRITORIAL POLICING

**Kitchen 11
26a Abbey Manufacturing Estate
Mount Pleasant
Wembley
HA0 1NR**

NW BCU Licensing Department - Brent

Harrow Police Station
74, Northolt Road
Harrow
HA2 ODN

Tel: 07500 087 115

Email: Phil.S.Graves@met.police.uk

Web: www.met.police.uk

Your Ref: 29981

Our ref: 01QK/749/23/3122NW

Date: Monday 20th November 2023

Police representations to the application for a new Premises Licence for 'Indulge Kitchen 11, 26a Abbey Manufacturing Estate, Wembley HA0 1NR'

Police certify that we have considered the application shown above and 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 are of the opinion that the risk to the Council's objectives can be mitigated by removing the requested variations or attaching conditions to the Licence as shown below. If these conditions were accepted in full, police would be in a position to withdraw their representations.

**Officer: Phil Graves
Licensing Constable 3122NW**

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 Licensing act 2003. The Police representations are concerned with all four of the licensing objectives.

Police require the following points should be included in the operating schedule or added as conditions on the premises licence.

The Application

The application is for Late Night Refreshments only to facilitate a delivery deserts restaurant. The venue is on an industrial estate which wishes to supply food to residents mainly via a delivery service but with the occasional collection from the venue. The application states that no customers would be permitted inside the venue, only staff.

Late Night Refreshments are Requested as:-

Monday	23.00 to 01.00 hours
Tuesday	23.00 to 01.00 hours
Wednesday	23.00 to 01.00 hours
Thursday	23.00 to 01.00 hours
Friday	23.00 to 03.00 hours
Saturday	23.00 to 03.00 hours
Sunday	23.00 to 01.00 hours

Closed Circuit Television (CCTV)

Good quality CCTV is a basic requirement to help deter and detect criminal activity for all reputable license holders. Therefore a decent quality CCTV system is an essential tool and should be installed and maintained in accordance with Home Office Guidance. The system should be fully operational during the hours of business, with a member of staff present who can operate and if required download footage upon request of the police or other recognised authority from Brent Council.

Notices will also be displayed advertising the presence of the CCTV to help promote a secure and safe dining and working environment.

Police require the following points should be added as conditions on the premises licence as below:

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.
2. CCTV cameras shall be installed to cover all the entrances and exits of the premises
3. A member of staff trained in the use of the CCTV system shall be available at the premise at all times that the premises are open to the public.
4. The CCTV system shall display on all recordings with the correct date and time of the recording.
5. The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulder image of every person entering or leaving the premises.
6. 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.
7. No customers shall be allowed inside the venue, only staff members will be permitted.

8. All deliveries (to the venue) shall take place during the normal working day i.e. 09.00hrs to 18.00hrs daily.

9. Staff training must be documented and based on legislation and operating procedures. All training shall be signed and dated, and a copy of such records will be available for inspection by Police and local authority enforcement officers

10. An incident and refusals 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) Any complaints received.
- b) Any incidents of disorder.
- c) Any faults in the CCTV system.
- d) Any visit by a relevant authority or emergency service.

On Line / Take-away Orders

11. No idling of delivery vehicles.

12. Drivers shall not deliver to any person anywhere other than that at the residential / business address given when the order was placed. There shall be **NO** deliveries made to any open/public spaces

13. Delivery drivers should be asked to keep noise to a minimum when collecting takeaways and must not be permitted to loiter unnecessarily

If the above conditions can be met in full, police would be in a position to withdraw representations.

Yours Sincerely,

PC Phil Graves 3122NW
NW BCU - Brent Licensing
Philip.Graves@met.police.uk

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From: Phil.S.Graves@met.police.uk

Sent: 21 November 2023 08:01

To: Business Licence

Cc:

Subject: RE: Indulge, Kitchen 11, 26A Abbey Manufacturing Estate, HA0 1NR - 29981 - Police Reps

Good morning Brent,

Myself and Arlind are both in agreement with the attached conditions, therefore police withdraw representations.

Thanks,

Phil

CC Arlind thank you for the prompt response, I hope the business goes well

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To:

ACSS limited.

20 Milman Close, Pinner,

Middlesex,

London HA5 3LF

RE: LICENSING ACT 2003

Licence: Premises Licence New Application

Application No: 29981

Applicant: ACSS Limited

21 November 2023

Our Ref: 29981

Dear Sir, Madam,

Licensing Representation to the Initial Application for the Premises Licence Application related to **Indulge Kitchen, unit 11, 26A Abbey Manufacturing Estate, HA0 1NR.**

I certify that I have considered the application shown above and I wish to make a representation that the likely effect of the grant of the application is detrimental to the Licensing Objectives for the reasons indicated below.

An officer of the Licensing Authority, 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.

The Application:

The location of the premises is situated in an industrial estate surrounded by residential dwellings.

The application is for Late Night Refreshments to provide a delivery only restaurant services. The applicant wishes to supply food to residents mainly via a delivery service but with the occasional collection from the venue. The application states that no customers would be permitted inside the venue, only staff.

The Licensing Authority representations are primarily concerned with the four licensing objectives.

- the prevention of crime and disorder.
- public safety.
- the prevention of public nuisance.
- the protection of children from harm.

Licensable activity applied for: Late Night Refreshments (LNR)

Monday	23.00 to 01.00 hours
Tuesday	23.00 to 01.00 hours
Wednesday	23.00 to 01.00 hours
Thursday	23.00 to 01.00 hours
Friday	23.00 to 03.00 hours
Saturday	23.00 to 03.00 hours
Sunday	23.00 to 01.00 hours.

In addition:

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.
2. The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises.
3. The CCTV system shall display on any recordings, the correct date and time of the recording.
4. A member of staff trained in the use of the CCTV system shall be available at the premise at all times that the premises are open to the public.
5. A CCTV camera shall be installed to cover the entrance of the premises and further cameras installed to cover the internal area and servery counter.
6. Signage stating that CCTV is in operation at the premises will be clearly displayed at the premises.
7. 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.
8. A clear and unobstructed view into the premises shall be maintained at all times.
9. Drivers shall not deliver to any person anywhere other than that at the residential / business address given when the order was placed. There shall be NO deliveries made to any open/public spaces.
10. Delivery drivers should be asked to keep noise to a minimum when collecting takeaways and must not be permitted to loiter unnecessarily.

11. Staff training must be documented and based on legislation and operating procedures. All training shall be signed and dated, and a copy of such records will be available for inspection by Police and local authority enforcement officers.
12. Adequate and appropriate first aid equipment shall be available on the premises.
13. 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
 - (f) any visit by a relevant authority or emergency service.
14. Deliveries shall be accepted between the hours of 09.00hrs and 18.00hrs.
15. Waste must not be placed externally between the hours of 21.00hrs and 08.00hrs.
16. No customers shall be allowed inside the venue, only staff members will be permitted.
17. No idling of delivery vehicles.
18. No children under the age of 16 allowed on the premises after 00:00.
19. The premises shall be staffed by a minimum of 2 persons after 21:00 hours until the close of business.
20. A suitable intruder alarm complete with panic button shall be fitted and maintained.

In order for the Licensing Authority to withdraw this representation, it will be necessary for you to confirm in writing that you are willing to accept the above conditions.

Yours faithfully,

Mohammed Serdouk

Licensing Enforcement Officer

Brent Council

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From: Serdouk, Mohammed
Sent: 22 November 2023 13:44
To: Arlind Ceraj
Cc: Business Licence Legister, Linda
Subject: RE: Representation Indulge Kitchen, unit 11, 26A Abbey Manufacturing Estate, HA0 1NR ref 29981

Hi Mr Ceraj Arlind

Thank you for your response and acceptance of the proposed conditions to your premises license. The therefore formally withdraw my representation.

Regards

Mohammed Serdouk
Licensing Enforcement Officer
Brent Council

From: Arlind Ceraj
Sent: 21 November 2023 17:05
To: Serdouk, Mohammed
Subject: Re: Representation Indulge Kitchen, unit 11, 26A Abbey Manufacturing Estate, HA0 1NR ref 29981

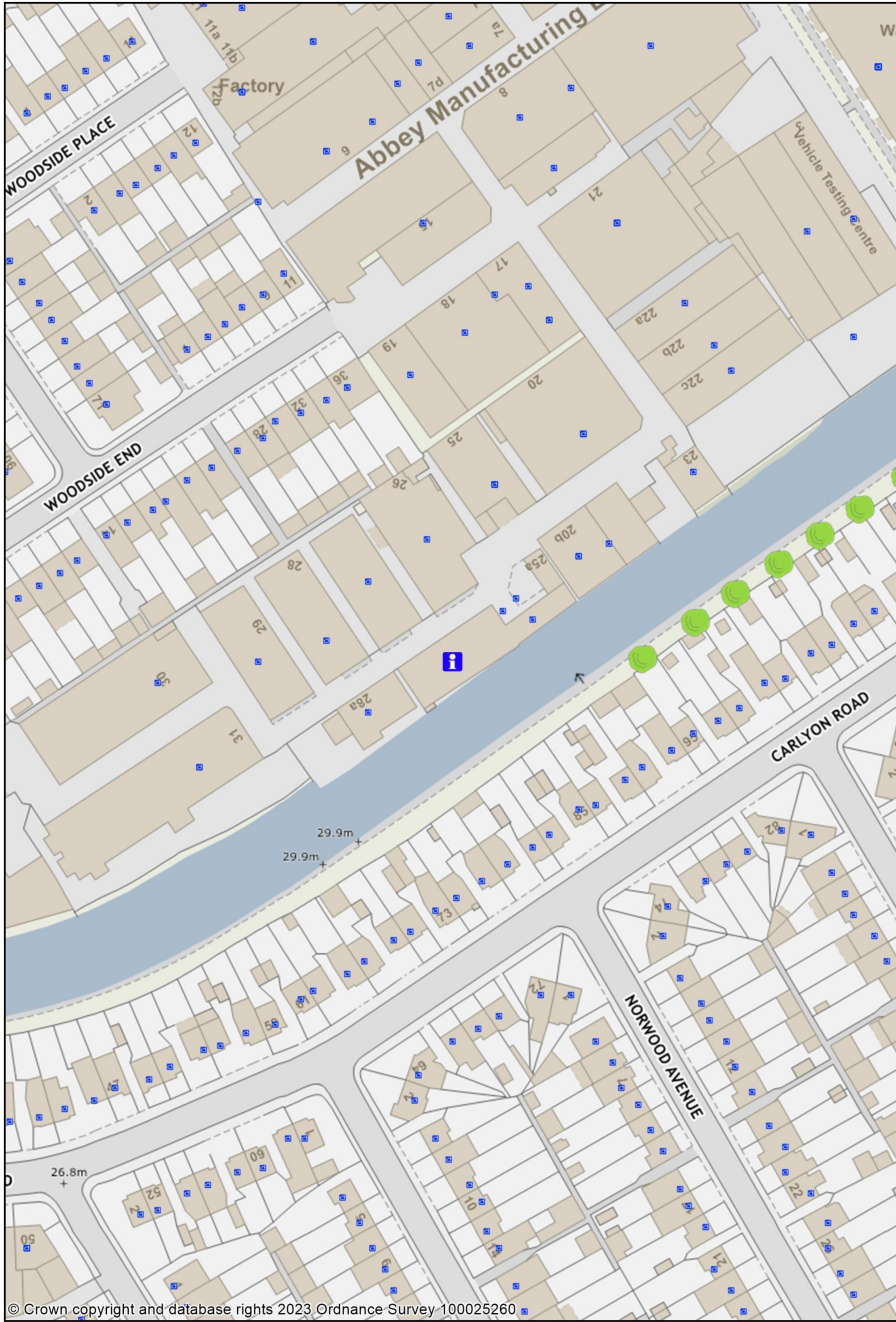
Hi Mohammed

Hope all is well
ACSS Limited accepts the conditions sent in the email

Kind Regards,
Arlind

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Basemap Map



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