



Alcohol and Entertainment Licensing Sub-Committee

Friday 12 July 2024 at 10.00 am

This will be held as an online virtual Meeting

Membership:

Members

Councillors:

Ahmed (Chair)
Mahmood
Hylton

Substitute Members

Councillors:

Bajwa, Chohan, Hack, Long, Lorber, Ethapemi, Rajan
Seelan

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

For electronic copies of minutes and agendas please visit:
[Council meetings and decision making | Brent Council](#)

The press and public are welcome to attend this meeting as an online virtual meeting by following the proceedings via the webcast available [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 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 Mr Kashif Cheema for the premises known as Flames Burger Kitchen, 787 Harrow Road, Wembley, HA0 2LP, pursuant to the provisions of the Licensing Act 2003	1 - 24

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 a New Premises Licence

1. The Application

Name of Applicant:	Mr Kashif Cheema
Name & Address of Premises:	Flames Burger Kitchen, 787 Harrow Road, Wembley, HA0 2LP
Applicants Agent:	

1. Application

The application is for a new premises licence as follows:

To provide: Late Night Refreshment and to remain open from 11pm to 1am Sunday to Thursday and 3am Friday & Saturday.

2. Background

The applicant originally applied for Late Night Refreshment until 5am Monday to Sunday, however agreed to reduce the hours as above.

3. Promotion of the Licensing Objectives

See page 2 of the application

4. Relevant Representations

Representations have been received from Ward Councillors.
Conditions have been agreed with the Licensing Officer

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 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. Cllr Reps
- C. Agreed Licensing Conditions
- D. OS Map

LICENSING ACT 2003

Licence: Premises Licence New Application

Application No: 31577

Dear Sir/Madam,

Applicant: Mr Kashif Cheema

Date Received: 29 April 2024

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

27 May 2024.

Yours faithfully

Vanessa Haulkhory
Licensing Support Officer
Regulatory Services

Part 1 – Premises Details

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

Flames Burger Kitchen
787 Harrow Road, Wembley, Brent, HA0 2LP

Telephone Number at premises (if any):

Non domestic rateable value:

Part 2 Applicant Details

Proposed Licence Holder:

Mr Kashif Cheema

[Redacted]
[Redacted]
[Redacted]

Part 3 Operating Schedule

When do you want the premises licence to start? 01-05-2024

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: Fast food restaurant

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

Section I: Provision of late night refreshment: Indoors

The times the licence authorises the carrying out of licensable activities

Section I: Provision of Late Night Refreshments:Indoors		
Day	Start Time	End Time
Monday	23:00	05:00
Tuesday	23:00	05:00
Wednesday	23:00	05:00
Thursday	23:00	05:00
Friday	23:00	05:00
Saturday	23:00	05:00
Sunday	23:00	05:00

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

Concerns in respect of Children: None

The opening hours of the premises

Day	Start Time	End Time
Monday	11:00	05:00
Tuesday	11:00	05:00
Wednesday	11:00	05:00
Thursday	11:00	05:00
Friday	11:00	05:00
Saturday	11:00	05:00
Sunday	11:00	05:00

a) General – all four licensing objectives (b, c, d, e): To ensure health and safety for staff and public.

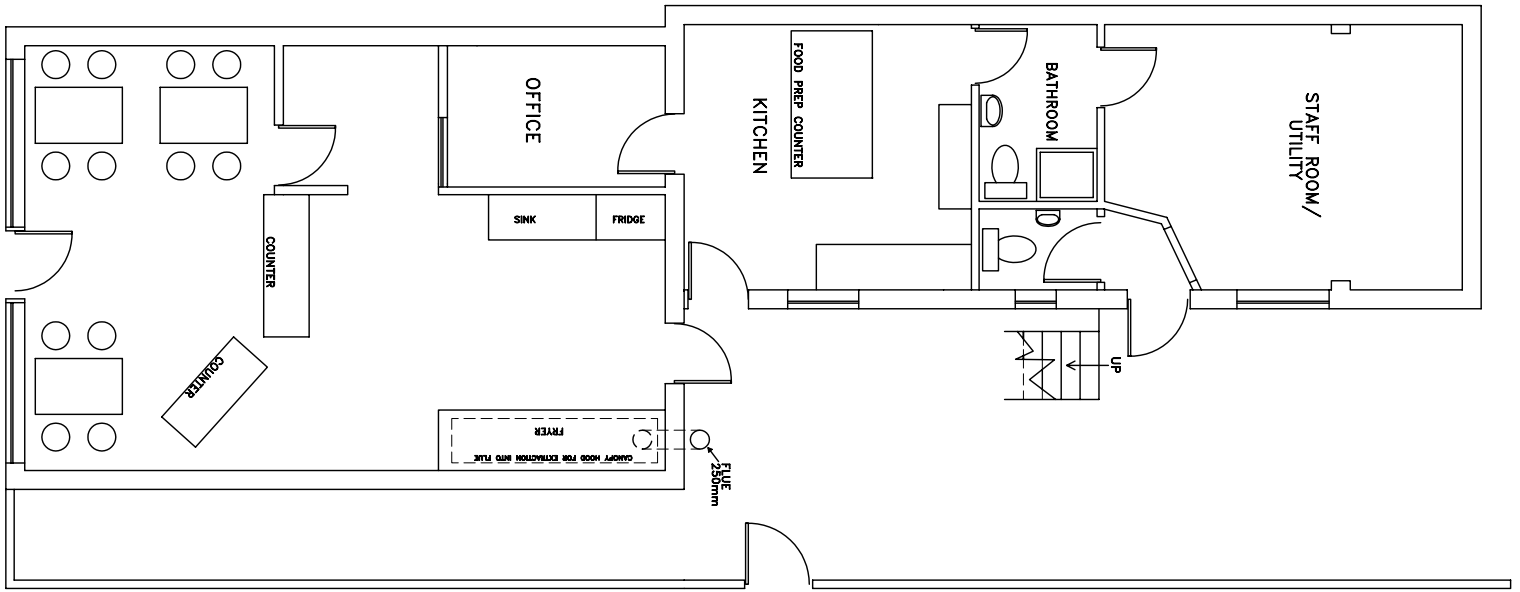
b) The prevention of crime and disorder: CCTV coverage

c) Public safety: No obstruction in emergency exits, smoke alarms installed, fire extinguisher and blankets in place.

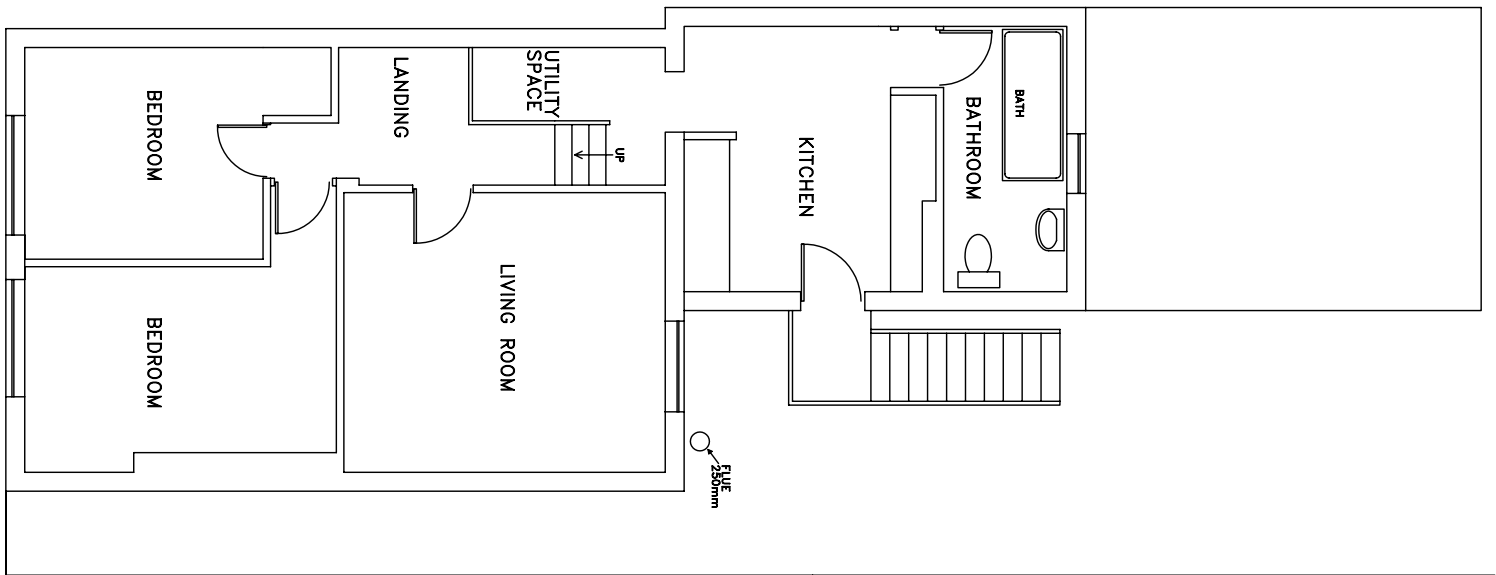
d) The prevention of public nuisance: To ensure customers are not too noisy.

e) The protection of children from harm: Not applicable to the sale of alcohol

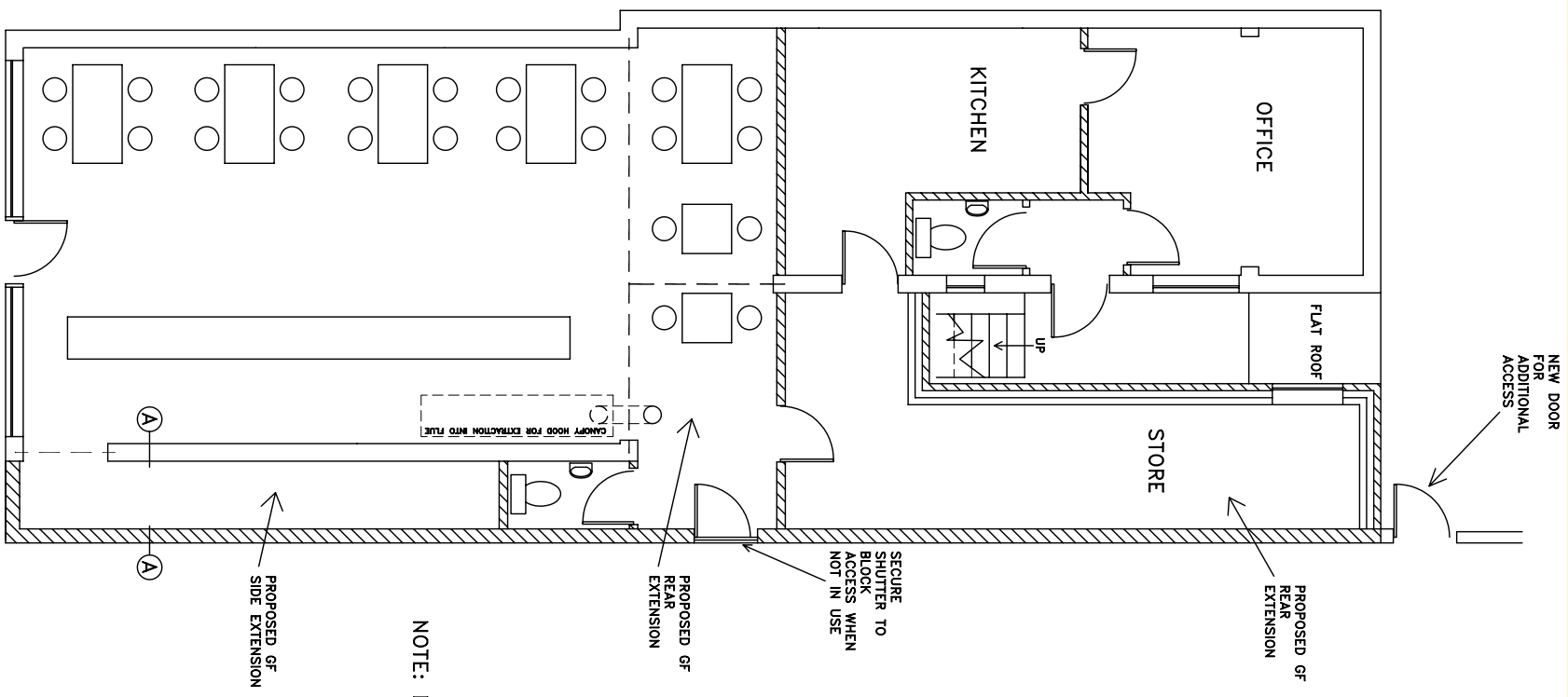
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GROUND FLOOR PLAN

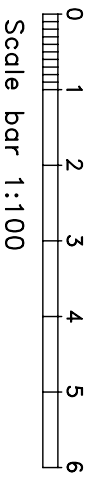


FIRST FLOOR PLAN



PROPOSED GROUND FLOOR PLAN

NOTE: NO CHANGE TO FIRST FLOOR



Client

MR K ALI & MR U SHAIKH

Drawing Title

EXISTING AND PROPOSED FLOOR PLANS

Job Title

PROPOSED SINGLE STOREY SIDE EXTENSION WITH AN ERECTION OF BALCONY SITTING AREA ON THE REAR AND SIDE FIRST FLOOR, AT: 787 HARROW ROAD

Scale

1:100

Date

OCTOBER 2014

Drawing No.

787/HR/01

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From: Benea, Councillor Teo <Cllr.Teo.Benea@brent.gov.uk>
Sent: Monday, April 29, 2024 3:54 PM
To: Business Licence <business.licence@brent.gov.uk>;
Subject: Re: New premises licence application 31577 - Sudbury

Thanks very much for confirming this. Despite no sale of alcohol being involved, I am still worried this will increase anti-social behaviour in the area, being open until 5am seems quite unreasonable and we are struggling already with people hanging on the streets late night in Sudbury Town. On this basis, I would like to oppose this application.

Kind regards,
Teo Benea
Cllr for Sudbury ward

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From: Lorber, Councillor Paul <Cllr.Paul.Lorber@brent.gov.uk>

Sent: Wednesday, May 1, 2024 8:12 AM

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

Subject: Re: New premises licence application 31577 - Sudbury

I note the reduced opening hours to 3am but still for 7 days per week.

I object to this application as this will lead to further intensification of late night/early morning activities in Sudbury Town and more nuisance in a residential area which already suffers from street drinking and littering.

Paul

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From: Benea, Councillor Teo
Sent: Monday, May 6, 2024 3:32 PM
To: Business Licence; Lorber, Councillor Paul; towncentreregeneration
Cc: Legister, Linda; Prashar, Anu
Subject: Re: New premises licence application 31577 - Sudbury

Hi Vanesha,

I am still opposed to these as we already have a lot of anti-social behaviour on the streets in Sudbury and these increase hours will make the matters worse late at night.

Thanks,
Teo Benea
Cllr for Sudbury ward

From: Business Licence
Sent: 03 May 2024 09:30
To: Benea, Councillor Teo; Lorber, Councillor Paul; towncentreregeneration
Cc: Legister, Linda; Prashar, Anu
Subject: RE: New premises licence application 31577 - Sudbury

Dear all,

The applicant has further reduced the licensable activity hours from 23:00hrs to 03:00hrs to the following:

Late Night Refreshment	
Sunday - Thursday	23:00hrs to 01:00hrs
Friday - Saturday	23:00hrs to 03:00hrs

Regards,
Vanesha Haulkhory
Licensing Support Officer
Regulatory Services

From: Business Licence
Sent: Tuesday, April 30, 2024 10:20 AM
To: Benea, Councillor Teo; Lorber, Councillor Paul towncentreregeneration
Cc: Legister, Linda ; Prashar, Anu
Subject: RE: New premises licence application 31577 - Sudbury

Dear all,

The applicant has reduced the licensable activity hours from 23:00hrs – 05:00hrs to **23:00hrs to 03:00hrs.**

Councillor Benea – please confirm if this addresses any of your concerns? If so, you are in a position to withdraw your objections. If not, a hearing will be scheduled after the consultation end date.

Regards,
Vanesha Haulkhory
Licensing Support Officer

From: Business Licence
Sent: Monday, April 29, 2024 11:12 AM
To: Benea, Councillor Teo; Lorber, Councillor Paul; towncentreregeneration
Cc: Legister, Linda; Prashar, Anu
Subject: New premises licence application 31577 - Sudbury

Dear Councillors & Town Centre Regeneration team
Name of Premises: Flames Burger Kitchen
Address of Premises: 787 Harrow Road, HA0 2LP

Application Details: The applicant has applied for the following licensable activities:

Licensable Activity	Days	Times
Late Night Refreshment	Monday – Sunday	23:00hrs to 05:00hrs

If you would like to comment on this application, it will be appreciated if a reply can be sent to us by **27th May 2024**.

Details of the application can be found on the public register: [Licence registers](#)

Regards,
Vanesha Haulkhory
Licensing Support Officer

From: Lorber, Councillor Paul
Sent: Tuesday, May 7, 2024 6:29 AM
To: Business Licence
Subject: Re: New premises licence application 31577 - Sudbury

Thanks for advising.

This is still unacceptable in a residential area which already suffers from far too many problems of anti social behaviour.

I still object to opening times beyond midnight.

Regards
Paul

From: Business Licence
Sent: Friday, May 3, 2024 9:30:21 AM
To: Benea, Councillor Teo; Lorber, Councillor Paul; towncentreregeneration
Cc: Legister, Linda; Prashar, Anu
Subject: RE: New premises licence application 31577 - Sudbury
Dear all,

The applicant has further reduced the licensable activity hours from 23:00hrs to 03:00hrs to the following:

Late Night Refreshment	
Sunday - Thursday	23:00hrs to 01:00hrs
Friday - Saturday	23:00hrs to 03:00hrs

Regards,
Vanesha Haulkhory
Licensing Support Officer
Regulatory Services

From: Business Licence
Sent: Tuesday, April 30, 2024 10:20 AM
To: Benea, Councillor Teo; Lorber, Councillor Paul towncentreregeneration
Cc: Legister, Linda; Prashar, Anu
Subject: RE: New premises licence application 31577 - Sudbury
Dear all,

The applicant has reduced the licensable activity hours from 23:00hrs – 05:00hrs to **23:00hrs to 03:00hrs.**

Councillor Benea – please confirm if this addresses any of your concerns? If so, you are in a position to withdraw your objections. If not, a hearing will be scheduled after the consultation end date.

Regards,
Vanesha Haulkhory
Licensing Support Officer
Regulatory Services

From: Business Licence
Sent: Monday, April 29, 2024 11:12 AM
To: Benea, Councillor Teo; Lorber, Councillor Paul; towncentreregeneration
Cc: Legister, Linda; Prashar, Anu
Subject: New premises licence application 31577 - Sudbury

Dear Councillors & Town Centre Regeneration team

Name of Premises: Flames Burger Kitchen
Address of Premises: 787 Harrow Road, HA0 2LP
Application Details: The applicant has applied for the following licensable activities:

Licensable Activity	Days	Times
Late Night Refreshment	Monday – Sunday	23:00hrs to 05:00hrs

If you would like to comment on this application, it will be appreciated if a reply can be sent to us by **27th May 2024**.

Details of the application can be found on the public register: [Licence registers](#)
Regards,
Vanesha Haulkhory
Licensing Support Officer
Regulatory Services

From: Maldoom, Edwin
Sent: Thursday, May 2, 2024 5:15 PM
To: kashif ali
Cc: Business Licence; Legister, Linda
Subject: RE: New Premises Licence Application: Flames Burger Kitchen (REF: 31577)

Good afternoon Kashif,

Thank you for coming back to me and confirming.

Consequently, given the below agreement regarding the attached annex two proposed conditions and the further amendment to the hours permitted for licensable activity, I can confirm on behalf of the Licensing Authority that I have no objection to make against the premises licence application.

Regarding amending the blue A4 notice, I don't think that is necessary. I'd advise you to email business.licence@brent.gov.uk first before doing anything else.

Many thanks,

Edwin Maldoom
Licensing Enforcement Officer
Regulatory Services

From: kashif ali
Sent: Thursday, May 2, 2024 5:03 PM
To: Maldoom, Edwin
Subject: Re: New Premises Licence Application: Flames Burger Kitchen (REF: 31577)

Good afternoon Edwin

Thank you for your email. I really appreciate your support and advice in this matter. I am in agreement with the proposed annex two conditions. I am also in agreement with the suggested hours of Sunday- Thursday 23:00-01:00 and Friday- Saturday 23:00 - 03:00.

I will also update the blue notice displayed on the shop front with the new hours and arrange for a public notice to be published in the local newspaper.

If there's anything else I need to do kindly do let me know.

Kindest regards

Kashif

From: Maldoom, Edwin
Sent: 02 May 2024 11:02
To: Kashif Ali
Subject: RE: New Premises Licence Application: Flames Burger Kitchen (REF: 31577)

Good afternoon Kashif,

Thank you for coming back to me so promptly, I really appreciate it.

From my point of view, I do have concerns regarding the terminal hour for licensable activity being 03:00 during the week (even if it has been reduced from originally applied for 05:00 terminal hour). I fully understand and appreciate your right as a proprietor of a business to try and make as much profit as you can, especially in the current financial climate.

As the Responsible Authority on behalf of the Licensing Department, my duty is to scrutinize each premises licence application paying mind to the cause and effect that this application will have on the four licensing objectives. Whilst I am satisfied that the risk factor has been inherently reduced by premises not selling alcohol, I am mindful that there could be a reasonable assumption that having a terminal hour so late during the week could undermine the licensing objective of “the prevention of public nuisance” on nearby residents, even if the premises is closed to members of the public.

Therefore, I would like to see the operating schedule reduced to the following for the provision of late night refreshment:

Sunday – Thursday: 23:00 – 01:00

Friday – Saturday: 23:00 – 03:00

There is of course much more scope and acceptance that premises are more likely to be open later outside the standard working week.

I would also be most grateful if you could let me know if you would be satisfied with taking on the attached conditions to form annex two of your premises licence. I don't believe the ones I have put forward are too dissimilar with what is already in your operating schedule and your response to my email below – I have simply translated this information into workable conditions that are proportionate, justifiable, and capable of being met.

Of course, you are free to accept, amend or reject the attached annex two conditions and amendment to the operating schedule. I would advise you to have a think, read the conditions carefully and make sure that they fit the business model. It's important to find the right balance between promoting the four licensing objectives and having conditions in place that work for you.

With that said, if no agreement can be found by way of mediation between the amended operating schedule and the proposed conditions, then I would most likely submit a formal representation against the premises licence application.

If you have any questions regarding the above, then please don't hesitate to let me know.

Many thanks,

Edwin Maldoom
Licensing Enforcement Officer
Regulatory Services

From: kashif ali

Sent: Wednesday, May 1, 2024 3:41 PM

To: Maldoom, Edwin <Edwin.Maldoom@brent.gov.uk>

Subject: Re: New Premises Licence Application: Flames Burger Kitchen (REF: 31577)

Good Afternoon Edwin

Hope you're well. In response to your two questions-

1) the premises will be closed to public and will operate as takeaway only via collection/Ubereats after 23:00.

2) in order to keep the noise level down we will not be open for public to sit in the restaurant. We will only be operating as collection/delivery.
Also there will be no music on the premises.

If there's anything else you can advise which would promote the four licensing objectives do let me know.

Kindest regards
Kashif

From: Maldoom, Edwin
Sent: 01 May 2024 13:38
To: Kashif Ali
Subject: New Premises Licence Application: Flames Burger Kitchen (REF: 31577)

Good afternoon,

I am the delegated officer of the Licensing Authority, in whose area the above-mentioned premises is situated, and who is authorised for the purposes of exercising its statutory function as a 'Responsible Authority' under the Licensing Act 2003.

Having read the new premises licence application, I'm concerned that that there is not enough information within the operating schedule to ascertain how the premises will promote the four licensing objectives whilst undertaking permitted licensable activities (i.e the provision of late-night refreshment).

Therefore, I would be most grateful if you could answer the below questions, so I can put forward some conditions based on those answers:

1) I understand you have already agreed to a reduction in hours permitted for licensable activity, and subsequently the premises licence application has been amended insofar as the terminal hour for late night refreshment is now 03:00. Just as a point of clarification, are you able to confirm if the premises will remain open to members of the public to walk in until 03:00, or are you closing the premises to the public after a certain point and only selling hot food by way of delivery thereafter? (i.e., via Uber Eats, Just Eat, Deliveroo etc..)

2) What measures will you put in place to ensure that noise/disruption is kept to a minimum whilst the premises are open beyond 23:00?

There is no right or wrong answer to the above, I am just seeking further information so that I can put forward some conditions to be agreed that promote the four licensing objectives whilst also fitting the proposed business model.

Many thanks,

Edwin Maldoom

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Proposed Annex Two Conditions
Flames Burger Kitchen, 787 Harrow Road, HA0 2LP

1. The premises shall install, operate, and maintain a digital colour CCTV system. The CCTV system shall continually record whilst the premises are open and all recordings shall be kept for at least 31 days.
2. CCTV footage shall be made available to the Police and any authorised Officers from Brent Council upon request. CCTV footage shall be provided on removable media (i.e., USB, hard drive, CD etc..) within 48 hours of request.
3. The CCTV system shall display on any recordings, the correct date and time of the recording.
4. Signage stating that CCTV is in operation shall be clearly and prominently displayed at the premises.
5. An incident log shall be kept at the premises, and always made available for inspection upon request by an authorised officer of Brent Council or the Police. The incident log shall include the time/date of the incident, description of the incident and signed off by the relevant staff member. The incident log shall record the following:
 - (a) any complaints received.
 - (b) any incidents of crime or disorder.
 - (c) any faults in the CCTV system.
 - (d) any visit by a responsible authority or emergency service.
6. A prominent, clear, and legible notice shall be displayed at the exit requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
7. A prominent, clear, and legible notice shall be displayed at the exit requesting patrons to dispose of their waste in litter bins.
8. A prominent, clear, and legible notice shall be displayed facing the street that stipulates that the premises is closed for walk-in customers after 23:00, and that all orders must be made by way of arranged collection or delivery.
9. All orders placed must be made by way of arranged collection or delivery while the premises is conducting licensable activities.
10. The premises shall be closed to walk-in customers while conducting licensable activities, except for those collecting pre-placed orders.
11. There shall be no provision for customers, delivery drivers nor anyone else to remain inside the premises unless collecting pre-placed orders during the hours permitted for licensable activities.
12. There shall be no provision for customers to consume their meal on the premises during the hours permitted for licensable activities.

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Basemap Map



1:1250

0 0.02 0.04 kilometres



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