



Alcohol and Entertainment Licensing Sub-Committee

Tuesday 1 April 2025 at 10.00 am

Boardrooms 7&8 - Brent Civic Centre, Engineers Way,
Wembley HA9 0FJ

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)
Long
Clinton

Substitute Members:

Councillors:

Akram, Bajwa, Chohan, Hylton, Mahmood,
Rajan-Seelan, L. Smith

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](#)

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 Variation to a Premises Licence by Sparta Card Gaming Ltd for the premises known as Zombie Games Café, 15 Cricklewood Broadway, NW2 3JX , pursuant to the provisions of the Licensing Act 2003	1 - 80



- 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.

This page is intentionally left blank

LICENSING ACT 2003

Application for a Variation to a Premises Licence

1. The Application

Name of Applicant:	Sparta Card Gaming Ltd
Name & Address of Premises:	Zombie Games Café, 15 Cricklewood Broadway, NW2 3JX
Applicants Agent:	

1. Application

The application is to vary the licence as follows:

This application is to update the premises plan, so that the back room can be included as part of the premises licence. Also to extend hours for licensable activities to 4am Friday & Saturday and to close at 4.30am Friday and Saturdays. To include the off sales provision (mainly for the purposes of food delivery), and to include Plays, performances of dance and remove/add the following conditions:

To replace Annex 2, Condition 9 from “Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated and a copy of these training records available for inspection by Police and local authority enforcement officers” to “The DPS shall produce a written list of all staff members who are authorised to sell alcohol on behalf of the DPS. This list shall have the staff members name, the signature of the staff member and the authorisation date.”

To remove Annex 2, Condition 14 “No noise or vibration shall be detectable at any neighbouring noise sensitive premises”. This basis for this is that inaudibility conditions have been quashed due to lack of precision. As per *Developing Retail Ltd v East Hampshire Magistrates' Court* [2011] EWHC 618 (Admin)].

To remove Annex 2, Condition 22 & Condition 23 - “Toilets shall be checked every 2 hour(s) for the use of drugs and other illegal activities.” & “A toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council.”

To remove Annex 2, Condition 25 “Notices explaining the licensee’s policy on admission and searching shall be placed at each entrance.”

To remove Annex 2, Condition 30 “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 howthat 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.”

To remove Annex 2 Condition 18 “The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times”

Alternatively To amend Annex 2 Condition 18 and increase the maximum number of persons smoking from 5 to 15.

2. Background

The premises are currently licensed for:

Film - from 7.00pm to 11.30pm Sunday to Thursday & until 12.30pm Friday & Saturday

Late Night Refreshment - from 4pm to 11.30pm Sunday to Thursday and until 2.00am Friday & Saturday

Sale of Alcohol – 12pm to 11.30pm Sunday to Thursday and until 2.00am Friday & Saturday

Opening Hrs – 7.00am to Midnight Sunday to Thursday and until 2.30am Friday & Saturday

3. Promotion of the Licensing Objectives

See page 11 of the application

4. Relevant Representations

Representations have been received and withdrawn from the Police.

Representations remain outstanding from the Licensing Officer and Nuisance Control 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. Associated Papers

- A. Application Form & plan
- B. Licensing Representation
- C. NCT Representation
- D. Police Rep & Withdrawal
- E. Current Licence
- F. OS Map



APPLICATION TO VARY A PREMISES LICENCE

Application to vary a premises licence
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.....Sparta Card Gaming Ltd.....

..... *[insert name of applicant(s)]* being the
premises licence holder, apply to vary a premises licence under section 34 of the Licensing
Act 2003 for the premises described in Part 1 below

Premises licence number

28381

Part 1 – Premises Details

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

Zombie Games Cafe
15 Cricklewood Broadway, Brent

Post Town London

Post Code NW2 3JX

Telephone number at premises (if any)

[REDACTED]

Non-domestic rateable value of premises

£ 15,750

Part 2 - Applicant details			
Daytime contact telephone number		[REDACTED]	
E-mail address (optional)		[REDACTED]	
Current postal address if different from premises address		[REDACTED]	
Post Town	[REDACTED]	Post Code	[REDACTED]

Part 3 - Variation

Please tick Yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day	Month	Year
[]	[]	[]

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)
 Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)
This application is to update the premises plan, so that the back room can be included as part of the premises licence. (I have included updated floor plans with my application). I would also like to extend my hours, include the off sales provision (mainly for the purposes of food delivery), Including in our licence, Plays, performances of dance.and remove/add the following conditions:
To replace Annex 2, Condition 9 from "Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated and a copy of these training records available for inspection by Police and local authority enforcement officers" to "The DPS shall produce a written list of all staff members who are authorised to sell alcohol on behalf of the DPS. This list shall have the staff members name, the signature of the staff member and the authorisation date."
To remove Annex 2, Condition 14 "No noise or vibration shall be detectable at any neighbouring noise sensitive premises". This basis for this is that inaudibility conditions have been quashed due to lack of precision. As per Developing Retail Ltd v East Hampshire Magistrates' Court [2011] EWHC 618 (Admin)].
To remove Annex 2, Condition 22 & Condition 23 - "Toilets shall be checked every 2 hour(s) for the use of drugs and other illegal activities." & "A toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council."
To remove Annex 2, Condition 25 "Notices explaining the licensee's policy on admission and searching shall be placed at each entrance."
To remove Annex 2, Condition 30 "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 howthat 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."
To remove Annex 2 Condition 18 "The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times"" **Alternatively To amend Annex 2 Condition 18 and increase the maximum number of persons smoking from 5 to 15**

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Part 4 – Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Please tick Yes

Provision of regulated entertainment (please see guidance note 3)

- 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 by retail 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 8)			Will the performance of a play take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 4). (please read guidance note 5)	Indoors	✓	
Day	Start	Finish		Outdoors		
Mon	12:00	23:30	Please give further details here _____	Both		
Tue	12:00	23:30				
Wed	12:00	23:30		State any seasonal variations for performing plays (please read guidance note 6)		
Thur	12:00	23:30				
Fri	12:00	04:00		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 7)		
Sat	12:00	04:00				
Sun	12:00	23:30				

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 4).	Indoors		
Day	Start	Finish		Outdoors		
Mon	12:00	23:30	Please give further details here (please read guidance note 5) _____	Both	✓	
Tue	12:00	23:30				
Wed	12:00	23:30		State any seasonal variations for the exhibition of films (please read guidance note 6)		
Thur	12:00	23:30				
Fri	12:00	04:00		Non standard timings. Where you intend to use the premises for the exhibition _____ of films at different times to those listed in the column on the left, please list _____ (please read guidance note 7)		
Sat	12:00	04:00				
Sun	12:00	23:30				

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 5)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 6)
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
			Both		
Mon			Please give further details here (please read guidance note 5)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

E

Live Music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 4)	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	12:00	23:30	Please give further details here (please read guidance note 5) Amplified Music	Both	
Tue	12:00	23:30			
Wed	12:00	23:30	State any seasonal variations for the performance of live music (please read guidance note 6)		
Thur	12:00	23:30			
Fri	12:00	04:00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 7) New Years Eve to New Years Day till 05:00		
Sat	12:00	04:00			
Sun	12:00	23:30			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 4)	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	12:00	23:30	Please give further details here (please read guidance note 5) Amplified Music	Both	
Tue	12:00	23:30			
Wed	12:00	23:30	State any seasonal variations for playing recorded music (please read guidance note 6)		
Thur	12:00	23:30			
Fri	12:00	04:00	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 7) New Years Eve to New Years Day till 05:00		
Sat	12:00	04:00			
Sun	12:00	23:30			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 4).	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	12:00	23:30			
Tue	12:00	23:30	State any seasonal variations for the performance of dance (please read guidance note 6)		
Wed	12:00	23:30			
Thur	12:00	23:30	Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri	12:00	04:00			
Sat	12:00	04:00	New Years Eve to New Years Day till 05:00		
Sun	12:00	23:30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
			Will this entertainment take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 4).	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri					
Sat					
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick <input type="checkbox"/> (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon	12:00	23:30	Please give further details here (please read guidance note 5)	Both	✓
Tue	12:00	23:30			
Wed	12:00	23:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Thur	12:00	23:30			
Fri	12:00	04:00	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 7) New Years Eve to New Years Day till 05:00		
Sat	12:00	04:00			
Sun	12:00	23:30			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box <input type="checkbox"/>) (please read guidance note 9)	On the premises	
Day	Start	Finish		Off the premises	
Mon	12:00	23:30	State any seasonal variations for the supply of alcohol (please read guidance note 6)	Both	✓
Tue	12:00	23:30			
Wed	12:00	23:30	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 7) New Years Eve to New Years Day till 05:00		
Thur	12:00	23:30			
Fri	12:00	04:00			
Sat	12:00	04:00			
Sun	12:00	23:30			

IN ALL CASES PLEASE COMPLETE K, L, & M BELOW

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 10)

We may screen with no access to children films for restricted age groups

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			<u>State any seasonal variation (please read guidance note 6)</u>
Day	Start	Finish	<u>Non-standard timings. Where you intend 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 7)</u> New Years Eve to New Years Day till 05:30
Mon	12:00	00:00	
Tue	12:00	00:00	
Wed	12:00	00:00	
Thur	12:00	00:00	
Fri	12:00	04:30	
Sat	12:00	04:30	
Sun	12:00	00:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

To replace Annex 2, Condition 9 from "Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated and a copy of these training records available for inspection by Police and local authority enforcement officers" to "The DPS shall produce a written list of all staff members who are authorised to sell alcohol on behalf of the DPS. This list shall have the staff members name, the signature of the staff member and the authorisation date."

To remove Annex 2, Condition 14 "No noise or vibration shall be detectable at any neighbouring noise sensitive premises". This basis for this is that inaudibility conditions have been quashed due to lack of precision. As per Developing Retail Ltd v East Hampshire Magistrates' Court [2011] EWHC 618 (Admin)].

To remove Annex 2, Condition 22 & Condition 23 - "Toilets shall be checked every 2 hour(s) for the use of drugs and other illegal activities." & "A toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council."

To remove Annex 2, Condition 25 "Notices explaining the licensee's policy on admission and searching shall be placed at each entrance."

To remove Annex 2, Condition 30 "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."

"To remove Annex 2 Condition 18 "The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway.

When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times"

" Alternatively To amend Annex 2 Condition 18 and increase the maximum number of persons smoking from 5 to 15

Please tick Yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

M Describe any additional steps that you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 11)

As already included in our original Licence

b) The prevention of crime and disorder

As already included in our original Licence

In regards to our off premises sales part of our application and the Cumulative Impact Zone While you we seeking to add “off sales” as part of our premises licence, it’s neither a newsagent, corner shop, minimarket etc...in which persons would buy a can of beer and drink it on the street away from the premises.

c) Public safety

As already included in our original Licence

d) The prevention of public nuisance

As previously agreed with Mrs Diane Lewis from Nuisance Control

“Any live or recorded music undertaken in the basement shall not exceed 95 - 100db.”

“Any live or recorded music undertaken on the ground floor front main bar (underneath flats) shall not exceed 75 - 80db.”

“A decibel level reading device shall be fixed onto the wall and shall be monitored by staff to ensure that it does not exceed the agreed levels for both the basement and the ground floor.”

“Ex-Office Area New Back room Area live or recorded music noise db Levels to be decided if arising noise complaints deem it necessary

“The premises shall install and operate a custom amplifier that allows the licence holder to override the music controls and reduce the bass if necessary”.

“Staff will be trained and monitor outside area to make sure customers are respecting the neighbourhood”

“Customers will be verbally informed to keep noise outside the premises to a minimum and respect the neighbourhood”

“Additional signs for customers to stay / leave quietly and respect the neighbourhood outside the premises will be put into place”

e) The protection of children from harm

As already included in our original Licence

Please tick Yes

- I have made or enclosed payment of the fee
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent. (Please read guidance note 13). If signing on behalf of the applicant please state in what capacity.

Signature 

Date 28/01/2025




Capacity Director / 

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent. (Please read guidance note 14). If signing on behalf of the applicant please state in what capacity.

Signature

Date

Capacity

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 15)	
	
Post town London	Post code 
Telephone number 	

NOTES FOR GUIDANCE

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.

- o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application.

Data Protection: The London Borough of Brent will use this information for the purposes of The Licensing Act 2003 and related purposes. Any member of the public may examine the application form on request. Further information can be found at www.brent.gov.uk/privacy

You are providing your information to Brent Council, contact details business.licence@brent.gov.uk. The Council's Data Protection Officer can be contacted via dpo@brent.gov.uk, or 020 8937 1402.

Your information is collected for the purpose of processing your licence application as required to fulfil the council's duties under the following legislation, statutory or contractual requirement or obligation.

*Legislation
Licensing Act 2003*

*Context
For the processing of licensing applications and the prevention of fraud*

The information may be shared with the Metropolitan Police, London Fire Brigade and teams within Brent Council, as statutory consultees, the Home Office to ascertain the right to work and HM Revenue and Customs, at their request, to identify potential fraud. The information shall be retained until the licence is surrendered and shall be processed in adherence to your legal rights, including but not limited to the right to withdraw consent, right to copies of your information and right to be forgotten. You have a right to lodge a complaint with the Information Commissioner's Office (www.ico.org.uk)

Please return the completed form and accompanying documents to:-

Licensing Department
Brent Council
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

020 8937 5359

Email: business.licence@brent.gov.uk

Cheques should be crossed and made payable to: London Borough of Brent.

Follow the instructions in the checklist, to submit the relevant copies to the Chief Office of Police and/or the Responsible Authorities. Contact details shown below:

Chief Officer of Police
Brent Licensing Department
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8733 3206

North West Area 1
London Fire Brigade
169 Union Street
London
SE1 0LL

Tel: 020 8555 1200 x38778

Trading Standards
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5555

Environmental Health
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5252

Children's Services
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Licensing Authority
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5359

Planning Department
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ

Tel: 020 8937 5210

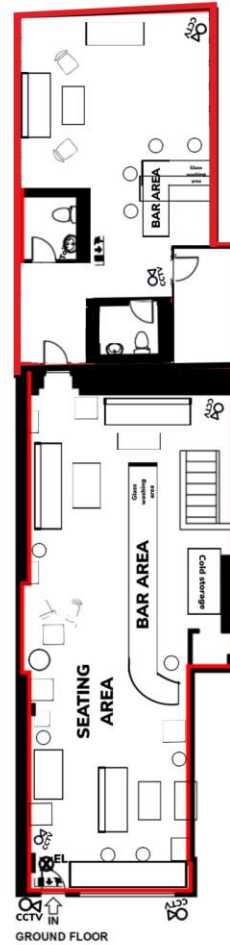
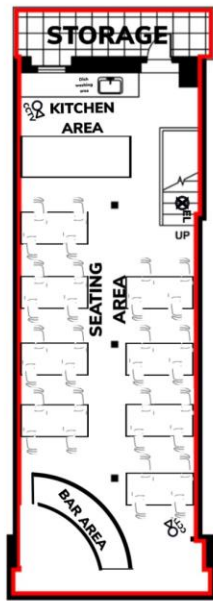
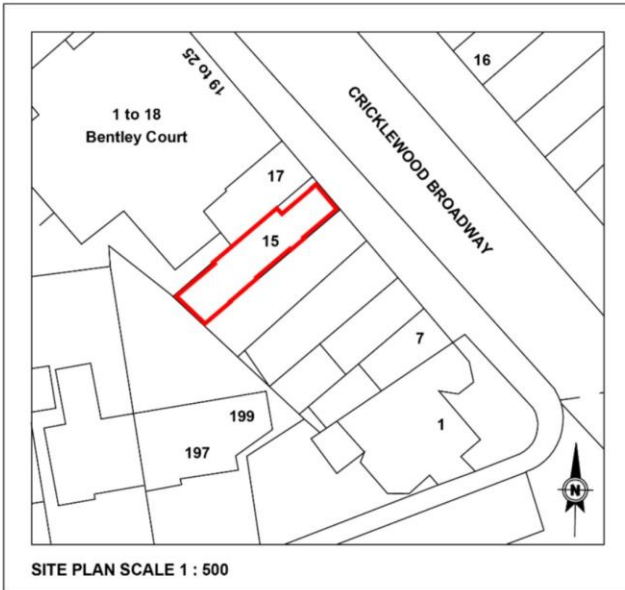
Public Safety Team
Fifth Floor
Brent Civic Centre
Engineers Way
Wembley
HA9 0FJ
Tel: 020 8937 5359

DAAT
Public Health Directorate
Wembley Centre for Health
and Care
116 Chaplin Road
Wembley
HA0 4UZ

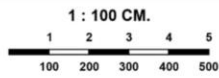
Home Office Immigration Enforcement
Alcohol Licensing Team
Lunar House
40 Wellesley Road
Croydon
CR9 2BY
alcohol@homeoffice.gsi.gov.uk

<u>Official Use Only.</u>	Existing Premises Licence (or explanation) <input type="checkbox"/>	Plan x 2 (if applicable) <input type="checkbox"/>
	Advertising <input type="checkbox"/>	Fee <input type="checkbox"/>

This page is intentionally left blank



RED OUTLINED AREAS ARE PART OF PREMISES



Scale : For the plan to be in scale, the above scale bar must measure correct. e.g. 5 centimeters when printed.

Photoplan - Property Marketing Specialists
 1 St Katharine's Way,
 St Katharine's & Wapping,
 London E1W 1UN
 Telephone 0203 384 7766

project 15 CRICKLEWOOD BROADWAY, NW2

drawing title
 LP - 15 CRICKLEWOOD BROADWAY, NW2

scale 1 : 100 AT A3	date
Copyright photoplan.co.uk	revision

116

This page is intentionally left blank

Sparta Card Gaming Ltd
Zombie Games Café
15 Cricklewood Broadway
London
NW2 3JX

5 March 2025

Our Ref: 34040

Dear Sir/Madam,

Licensing Representation to the Variation Application for the Premises Licence at Zombie Games Café, 15 Cricklewood Broadway, London, NW2 3JX

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 to vary the premises licence under section 34 of the Act.

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; and
- the protection of children from harm.

Background

The original application for a new premises licence was granted in June 2023 for the following licensable activities:

Films

Sunday – Thursday from 19:00hrs – 23:30hrs

Friday – Saturday from 19:00hrs – 00:30hrs

Late Night Refreshments (Indoors)

Sunday – Thursday from 16:00hrs – 23:30hrs

Friday – Saturday from 16:00hrs – 02.00hrs

Sale/Supply of Alcohol (On the Premises)

Sunday – Thursday from 12:00hrs – 23:30hrs

Friday – Saturday from 12:00hrs – 02:00hrs

Opening Hours

Sunday – Thursday from 07:00hrs – 00:00hrs

Friday – Saturday from 07:00hrs – 02.30hrs

In July 2023, an application to vary the premises licence was submitted to include **additional regulated entertainment activities**, which was granted to include the following:

Live Music

Sunday – Thursday from 12:00hrs – 23:30hrs

Friday – Saturday from 12:00hrs – 02:00hrs

Recorded Music

Sunday – Thursday from 08:00hrs – 23:30hrs

Friday – Saturday from 08:00hrs – 02:00hrs

Performance of Dance

Sunday – Thursday from 12:00hrs – 23:30hrs

Friday – Saturday from 12:00hrs – 02:00hrs

The current variation application seeks to:

- modify conditions
- extend the hours for licensable activities
- include off/outdoor sales for various licensable activities
- amend/extend the plan

History of Complaints

Complainant	Date Of Complaint	Nature of Complaint	Action
Resident 1	30 October 2023	28 & 29 October 2023 - Loud music is playing in the pub on the ground floor from a party.	29 October 2023 Nuisance Control Team advised complainant to keep records of three or four separate nuisance-level incidents over a 4 week period to open an investigation.
Resident 2 (on the behalf of 3 residents)	13 May 2024	Noise and other licensing breaches. Cafe operate a "Sunday Barbecue" and a Bazar in the pedestrian area	16 May 2024 – Licensing Officer EM conducted inspection. 21 May 2024 – Warning Letter Issued (Appendix EC/01).
Resident 2 Resident 3	18 October 2024	1. Excessive Noise and Lack of Soundproofing: The café frequently operates late into the night with amplified	22 October 2024 – 6 November 2024 Licensing Officer EM informed PLH

		<p>music, yet there seems to be no proper soundproofing in place. The noise levels are excessive and clearly audible in the flats above, making it difficult for residents to rest, especially during weekends and extended hours.</p> <p>2. Alcohol Consumption Outside the Premises: Despite the conditions stated in the premises license, I have observed groups of more than 5-10 people drinking and creating noise outside the venue. This activity not only disrupts the peace but also violates the licensing requirements that limit alcohol consumption to within the premises.</p> <p>3. Lack of Security Personnel: The venue seems to lack appropriate security measures when it reaches full capacity. Although the licence conditions state that SIA-licensed door supervisors should be present and risk assessments conducted based on the event or crowd size, there appears to be insufficient supervision of patrons during busy periods.</p>	(Premises Licence Holder of complaint) (Appendix EC/02).
Resident 1	23 October 2024	After that was very loud music, DG, live music, people talking, laughing loudly outside, sometimes people are in front of our building door, drinking, smoking, sitting in a chair attached to our building door.	25 October 2024 – 9 December 2024 Licensing Officer EM informed PLH of complaint exchange emails (Appendix EC/03)
Resident 2	1 January 2025	The premises have consistently operated outside their approved hours. Music has been played, and patrons have been served well past the permitted closing times,	2/3 January 2025 - Response from PLH providing photos showing that the premises was closed, and that no sales of alcohol took place. PLH

		<p>particularly on weekdays and weekends when their licensing hours explicitly such as today from 12am-1am during week days and after 2 am to over 5am with patrons frequently gathering outside to smoke or when leaving the premises are loud or keep screaming.</p>	<p>stated that it was a private gathering between close friends. In response to the PLH, advise was given that whilst no offences took place, he should be mindful as it could be considered that on this occasion, his actions led to the licensing objective of "the prevention of public nuisance" being undermined.</p>
--	--	--	---

Under the Licensing Act 2003, the Licensing Authority does not support the extension of licensing and opening hours for the premises in question. Although the premises are situated on a busy road, there are residential dwellings in close proximity, including those located above the premises. The business has already attracted complaints, primarily related to noise disturbances, and breaches of the licensing conditions have been identified.

An extension of both the operating area and hours would allow the premises to increase its capacity and alter its business model, essentially transforming it into a club/bar. This raises significant concerns regarding the potential for increased noise and disruption, which could adversely affect the local residential community. However, the Licensing would not have an objection to off sales to support the business with the current hours embedded on the premises licence and added conditions.

Proposed Extension of Timings for Licensable Activities

Section B: Films (to **add** Outdoors) – Refuse

Section E: Live music (Indoors only) – Refuse

Section F: Recorded music (Indoors only) – Refuse

Section G: Performances of dance (Indoors only)- Refuse

Section I: Provision of late night refreshment (to **add** Outdoors) – Refuse on extension of hours.

Accept for 'Outdoor/Off Sales'

Section J: Sale of alcohol (to **add** Outdoors) - Refuse on extension of hours. Accept for 'Outdoor/Off Sales'

Proposal to Modify Conditions

To replace Annex 2, Condition 9 from "Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated and a copy of these training records available for inspection by Police and local authority enforcement officers" to "The DPS shall produce a written list of all staff members who are authorised to sell alcohol on behalf of the DPS. This list shall have the staff members name, the signature of the staff member and the authorisation date."

Decision – The Licensing Authority recommend refusal. *It would not be sufficient to change the training requirement in the way you propose. The provision you mentioned from the Licensing Act 2003 focuses on regular, documented staff training on licensing legislation and operating*

procedures. It requires training to be signed and dated, and the records must be available for inspection by the police and local authority enforcement officers.

Simply providing a list of staff members who are authorised to sell alcohol, with their names, signatures, and authorisation dates, does not fulfill the requirement for regular documented training on licensing legislation and operating procedures. The intention behind the training provision is to ensure staff are consistently educated on their responsibilities and the law, rather than just being listed as authorised.

The list you propose would cover the staffing authorisation but not address the broader training needs specified in the Licensing Act 2003. Therefore, you would still need to include a provision for regular documented training on licensing laws and procedures, along with the signed and dated training records.

To remove Annex 2, Condition 14 - No noise or vibration shall be detectable at any neighbouring noise sensitive premises. This basis for this is that inaudibility conditions have been quashed due to lack of precision.

Decision – The Licensing Authority **accept removal of condition.**

To remove Annex 2, Condition 22 & Condition 23 - “Toilets shall be checked every 2 hour(s) for the use of drugs and other illegal activities.” & “A toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council.”

Decision – The Licensing Authority **accept removal of condition.**

To remove Annex 2, Condition 25 - Notices explaining the licensee’s policy on admission and searching shall be placed at each entrance.

Decision – The Licensing Authority **accept removal of condition.**

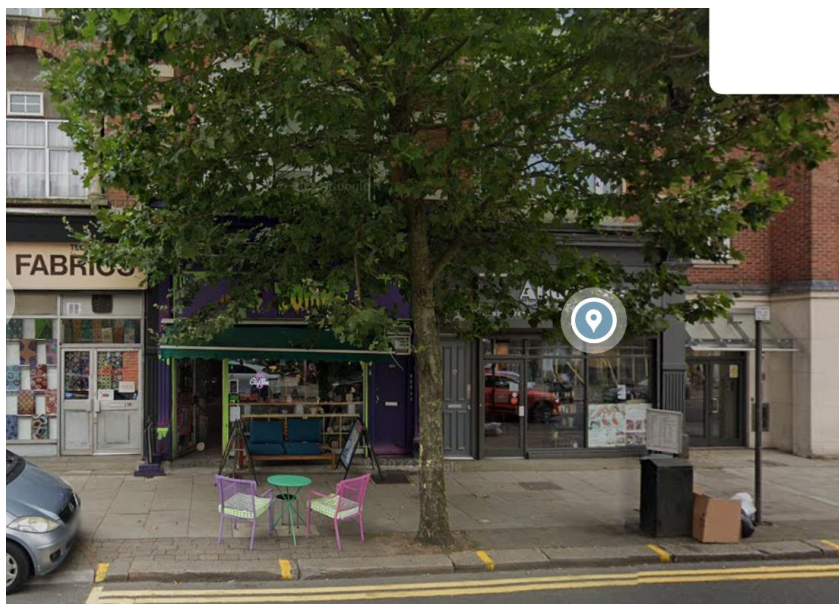
To remove Annex 2, Condition 30 “A capacity specific risk assessment shall be conducted by a competent risk assessor. This assessment will include holding capacity, exit capacity and the calculations to demonstrate how that was reached, the lower of the two numbers shall be the final capacity. The guidance 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.

Decision – The Licensing Authority **accept removal of condition on the grounds that you provide a fire safety assessment that includes the capacity covering the new operating area formally known as the ‘Office Space’ by 18 March 2025.**

To remove Annex 2 Condition 18 “The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times”” Alternatively To amend Annex 2 Condition 18 and increase the maximum number of persons smoking from 5 to 15.

Decision – The Licensing Authority **recommend refusal.**

The forecourt outside the premises is highly restricted, and the increase in capacity results in elevated noise levels. Additionally, patrons spilling onto the public highway create obstructions, further exacerbating the situation.



In regards to the objective related to the *prevention of public nuisance*, I understand that the applicant has communicated with Nuisance Control Team to discuss the following conditions, which have been agreed in principle (subject to further assessment). As such, the Licensing Authority have no comments.

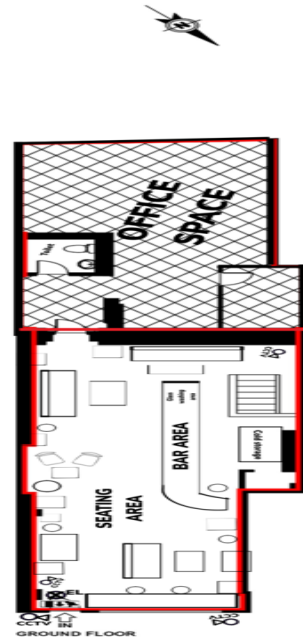
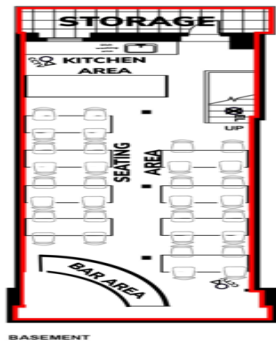
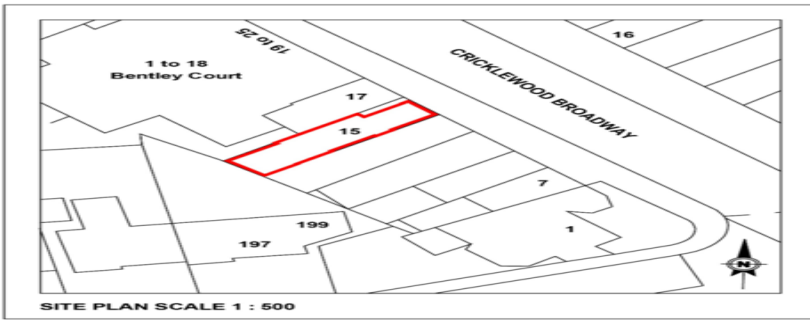
As previously agreed with Mrs Diane Lewis from Nuisance Control

- Any live or recorded music undertaken in the basement shall not exceed 95 - 100db.
- Any live or recorded music undertaken on the ground floor front main bar (underneath flats) shall not exceed 75 - 80db.
- A decibel level reading device shall be fixed onto the wall and shall be monitored by staff to ensure that it does not exceed the agreed levels for both the basement and the ground floor.
- Ex-Office Area New Back Room Area live or recorded music noise db Levels to be decided if arising noise complaints deem it necessary.
- The premises shall install and operate a custom amplifier that allows the licence holder to override the music controls and reduce the bass if necessary.
- Staff will be trained and monitor outside area to make sure customers are respecting the neighbourhood.
- Customers will be verbally informed to keep noise outside the premises to a minimum and respect the neighbourhood.
- Additional signs for customers to stay / leave quietly and respect the neighbourhood outside the premises will be put into place.

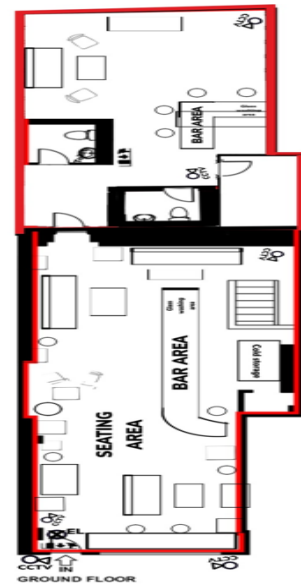
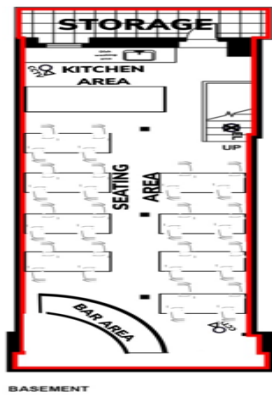
Proposal to amend the plan

The Licensing Authority have no objection providing an up date to date fire risk assessment that includes the capacity as mentioned above.

Current Plan



Proposed New Plan – To convert the ‘Office Space’ to a licenable area which feature an additional bar.



■ RED OUTLINED AREAS ARE PART OF PREMISES

The Licensing Authority require the following points to be included in the operating schedule or added as conditions 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. This must comply with the Data Protection Act including signage.
2. CCTV camera shall be installed to cover the entrance of the premises and further cameras installed to cover the full interior of the premises. This will include both the ground floor and basement areas.
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 be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises.
5. The CCTV images shall be kept in an easily downloadable format.
6. The CCTV system shall display on any recordings the correct date and time of the recording.
7. A "Challenge 25" policy shall be adopted and adhered to at all times.
8. A sign stating "No proof of age – No sale" shall be displayed at the point of sale.
9. Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated and a copy of these training records available for inspection by Police and local authority enforcement officers.
10. 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.
11. 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) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.

Amend to add - **Any entries into the log shall be made within 24 hours of any incident and shall contain the time/date of the incident, the nature of the incident, a description of the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident.**

12. All deliveries shall take place during the normal working day (i.e. 09:00hrs to 18:00hrs daily).

13. A refusal book detailing date and time of the refused sale (of alcohol), the name of the person refusing the sale and a description of the person attempting to purchase alcohol, shall be kept and maintained and made available for inspection by authorised officers from Brent Council or the police.

Amend to add - **Any entries into the log shall be made within 24 hours of any refusals and shall contain the time/date of the refusal, the nature of the refusal, a description of the people involved, the action taken and details of the person responsible for the management of the premises at the time of the refusal.**

~~14. No noise or vibration shall be detectable at any neighbouring noise sensitive premises.~~ **To be Removed**

15. Notices asking customers to leave quietly shall be conspicuously displayed at all exits.

16. Customers shall not be permitted to take glassware or any other open drink container save for recognisable soft drink containers, outside the premises as defined on the plan submitted to and approved by the Licensing Authority.

~~17. There shall be no licensable activities including the consumption of alcohol undertaken in the 'OFFICE SPACE'.~~

To be Removed

18. The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times.

19. Nudity, striptease and other entertainment of an adult nature shall not be permitted on the premises.

20. Substantial food and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided.

21. A personal licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.

~~22. Toilets shall be checked every 2 hour(s) for the use of drugs and other illegal activities.~~ **To be Removed**

~~23. A toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council.~~ **To be Removed**

24. A suitable intruder alarm complete with panic button shall be fitted and maintained.

~~25. Notices explaining the licensee's policy on admission and searching shall be placed at each entrance.~~ **To be Removed**

26. Customers carrying open or sealed bottles or glasses shall not be admitted to the premises.

27. SIA door supervisors of a suitable number, gender mix and other suitable measures shall be put in place after undertaking a sufficient and suitable risk assessment based on the proposed event at the premises.

28. SIA Security shall wear clothing that can be clearly and easily identified on CCTV.

29. A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept at the premises and made available to the Police and Licensing Authority.

~~30. 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. To be Removed~~

31. Unaccompanied children shall not be permitted on the premises at any time. All children under the age of 18 shall be accompanied by a responsible adult at all times.

On Line Orders / Deliveries

32. Full name and address details, including postcode, must be given when placing an order.

33. 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

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

35. No idling of delivery vehicles

Proposed New Conditions by the Licensing Authority

- a) Alcohol 'Off' Sales shall be restricted to home deliveries or collection as part of a food order.
- b) All staff shall be made aware of the Ask for Angela/Clive Campaign or any other similar initiative. Posters shall be displayed at the premises to raise awareness for customers.

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

- Acceptance that the proposed extension of hours for licensable activities are refused.
- Confirm you happy to accept the aforementioned conditions (A&B) proposed by the Licensing Authority.
- Provide a fire safety assessment that includes the capacity covering the new operating area formally known as the 'Office Space' by 18 March 2025.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Esther Chan". The signature is written in a cursive, flowing style.

Esther Chan
Licensing Inspector
Regulatory Services

This page is intentionally left blank

Panteleimon Vaisnnis
Sparta Card Gaming Ltd
Zombie Games Cafe
15 Cricklewood Broadway
London
NW2 3XJ

21 May 2024

Ref: 10706

Dear Panteleimon Vaisnnis,

**Licensing Act 2003: Non-compliance of conditions
Zombies Games Café, 15 Cricklewood Broadway, NW2 3JX
(Premises licence number: 28381)**

Following on from an inspection carried out at the above premises on Thursday 16 May 2024, Brent London Borough Council's Licensing Department do not have any major concerns regarding your management of the premises.

It is the view of the Licensing Authority that whilst you are not undermining any of licensing four objectives (The prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm) – it does seem that there are a few issues regarding the compliance of certain conditions set out within annex two of your premises licence.

I do appreciate that you were fully co-operative and helpful during my visit. Whilst it was apparent that there were some conditions that you were not aware of, I do note there was an element willingness and engagement from you to be compliant with the terms of your premises licence.

I think you should be mindful of the fact that failure to adhere to any of the conditions stipulated within your premises licence could result in you committing a criminal offence each you undertake licensable activities (i.e., the sale of alcohol). This is pursuant to Section 136(1)(a) of the Licensing Act 2003 (Unauthorised licensable activities) as any sale of alcohol made would not be in accordance with the lawful authorisation of your premises licence.

Offences committed under the Licensing Act 2003 and/or further non-compliance of conditions could result in the premises licence being called into review where it could ultimately be revoked.

Furthermore, as you are personally liable for any offences committed under the Licensing Act 2003 in relation to the premises licence, you could also face an unlimited fine and/or be imprisoned for up to 6 months if prosecuted.

Page 1 of 6

As such, I believe it's only fair that we give you one calendar month to try and rectify the matters relating to the non-compliance of your conditions. I don't foresee any of them being particularly difficult to resolve.

I therefore request that you contact me by **Friday 28 June 2024** via email to confirm that you have carried out the necessary provisions to be compliant with the conditions of your premises licence. I have included guidance that can be found enclosed at the rear of this letter.

I have also included an informative regarding street trading, pavement licensing and the automatic temporary lawful entitlement regarding permitted off sales of alcohol which we also discussed during my visit.

Of course, if you do have any questions regarding this letter, please feel free to email me using the above details at any time and I will be willing to assist you as much as possible.

Yours sincerely

A handwritten signature in black ink that reads "E. Maldoom". The signature is written in a cursive style and is underlined with a single horizontal stroke.

Edwin Maldoom
Licensing Enforcement Officer

Attached: List of conditions and recommended actions.

Recommend actions for Mr Vaisnnis to take to rectify breaches of premises licence annex two conditions in respect to Zombies Games Café, following an inspection on Thursday 16 May 2024:

Annex 2, Condition 9.

9. Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated, and a copy of these training records shall be available for inspection by Police and local authority enforcement officers.

Inspection – There is no staff training undertaken by the premises nor is there any log recording this information.

Recommendation – I note that you mentioned that any additional staff are hired on an ad hoc basis. I have attached a document at the rear of this letter named “*Authorisation list for the sale of alcohol*”. Completing and maintaining this document each time you hire a member of staff who sells alcohol at the premises works two-fold for you. It ensures compliance with the above condition and provides a written record that you have given authorisation for that member of staff to sell alcohol.

As discussed, this also gives you an opportunity to go through the terms of your premises licence (i.e., permitted hours & conditions) and the challenge 25 policy undertaken by the premises for any staff engaged with selling alcohol. Upon completion of the training, the staff member can include their name, signature and date to the list.

Offence – Failure to adhere to this condition breaches Section 136(1)(a) of the Licensing Act 2003 (Unauthorised licensable activities).

Annex 2, Condition 13.

13. A refusal book detailing date and time of the refused sale (of alcohol), the name of the person refusing the sale and a description of the person attempting to purchase alcohol, shall be kept and maintained and made available for inspection by authorised officers from Brent Council or the police

Inspection – There is no refusal book/log kept at the premises. I do note however that you confirmed that there hadn't been a situation in which you had to refuse any sale of alcohol due to the nature of your business.

Recommendation – During the visit, I acknowledge that you went onto Amazon to purchase a refusal log. Similar to the incident log, it's important to keep this on the premises and maintain it when necessary.

Offence – Failure to adhere to this condition breaches Section 136(1)(a) of the Licensing Act 2003 (Unauthorised licensable activities).

Annex 2, Condition 22 & 23.

22. Toilets shall be checked every 2 hour(s) for the use of drugs and other illegal activities.

23. A toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council.

Inspection – You confirmed that whilst you do inspect the toilets to ensure that they are clean on a regular occasion, you do not visit them every 2 hours nor is there a written checklist that is updated every 2 hours.

Recommendation – We spoke about how this condition probably doesn't fit the nature of the business. As such, it's advisable that you submit a minor variation to remove both of these conditions.

Offence – Failure to adhere to this condition breaches Section 136(1)(a) of the Licensing Act 2003 (Unauthorised licensable activities).

Annex 2, Condition 25.

25. Notices explaining the licensee's policy on admission and searching shall be placed at each entrance.

Inspection – There are no notices displayed in respect of the above condition.

Recommendation – We spoke about how this condition probably doesn't fit the nature of the business. As such, it's advisable that you submit a minor variation to remove this condition.

Offence – Failure to adhere to this condition breaches Section 136(1)(a) of the Licensing Act 2003 (Unauthorised licensable activities).

Annex 2, Condition 30.

17. 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

Inspection – There had been no risk assessment undertaken by a competent risk assessor.

Recommendation – I understand that you had concerns about this condition as you stated that you did not have the finances to pay for a verified risk assessor. I believe you have a few options regarding this condition, and I have listed these below:

- A) Contact a risk assessor to this for you. You can apply to amend this condition to remove the wording that states that it needs to be appraised annually by way of a minor variation.
- B) Carry out the risk assessment yourself, guidance can be found by following this link - <https://www.gov.uk/workplace-fire-safety-your-responsibilities/fire-risk-assessments>. You can apply to amend this condition to remove the wording that it needs to be appraised annually by way of a minor variation application.

- C) You can apply to remove this condition entirely and replace it with a capacity limit of your choice after conducting your own fire risk assessment. This is on the basis that a fire risk assessment must be conducted under the provisions of Regulatory Reform (Fire Safety) Order 2005. Further guidance can be found by following this link - <https://www.london-fire.gov.uk/safety/the-workplace/fire-safety-law-explained/>

Offence – Failure to adhere to this condition breaches Section 136(1)(a) of the Licensing Act 2003 (Unauthorised licensable activities).

Street Trading

Part of my visit to your premises was to speak about the unauthorised garage sale that took place on Sunday 12 May 2024. I am mindful of the fact that you were unaware that a street trading licence was required.

Just as a point for your information, only persons licensed by Brent Council may trade from the street. A street includes any road, footway or other area that is within seven metres of a road or footway and is not enclosed and to which the public have access without payment. Street trading means the selling, exposing for sale or offering for sale of any article (including a living thing) or the supplying or offering to supply any service in a street for gain or reward.

I have spoken to my colleague Christine White and she has confirmed that you have contacted business.licence@brent.gov.uk to obtain further information in relation to applying for a street trading licence.

Pavement Licence

If you are looking to have an outside seating area on Cricklewood Broadway, then you can apply for a pavement licence issued under the Business and Planning Act 2020. A pavement licence allows you to place tables and chairs outside on the relevant highway (i.e., any land that is not on private land). The fee is £500 for a new application, however it drops down to £350 upon renewal. The pavement licence lasts for two years. Further information can be found by following the below link:

<https://www.brent.gov.uk/business/licences-and-permits/street-trading-licences/pavement-licence>

Temporary Off Sales Provision

As discussed, I understand that your intention was to include “off sales” as part of your premises licence permission. I think it would be remiss of me not to let you know that under the Business and Planning Act 2020, any licenced premises that permits “on sales of alcohol” has an automatic entitlement to provide “off sales” in addition. This is only a temporary provision that was introduced during the Covid-19 pandemic, and this automatic entitlement will cease on 31 March 2025.

The government are currently undertaking a public consultation to ascertain their next steps in relation to this provision. Two options proposed are to either keep it as it is, or have the provision only apply to a premises with a pavement licence issued under the Business and Planning Act 2020.

Nonetheless, just as a point of clarification – you are lawfully entitled to provide “off sales” of alcohol despite your premises licence stipulating that you are permitted to only have “on sales”. This is pursuant to Section 172F of the Licensing Act 2003 which sets out the amendments to the Act by the Business and Planning Act 2020.

The only restrictions are that you can only make off sales of alcohol until 23:00, and that you must keep a Section 172F statement at your premises. I have completed this statement on your behalf and have enclosed it at the rear of this letter.

Conclusion

I fully appreciate that this is a lot of information for you to take in all at once. I would advise you to carefully read the above and carry out the recommendations. I have nonetheless condensed the below so that it is more palatable:

1) If you have any staff members working at the premises who are engaged with the sale of alcohol at the premises, then please complete the authorisation list that is attached to this letter. This list provides evidence that you have authorised them to sell alcohol and that they have undertaken the relevant training with you (i.e., challenge 25 policy and terms of the premises licence).

2) If not already purchased, please buy a refusal log that will need to be kept on site.

3) Submit a minor variation application to either remove or amend certain conditions that we spoke about. These include (but are not limited to) annex two condition 16, 18, 22, 23, 25 & 30. This can be done by emailing business.licence@brent.gov.uk.

4) Conduct a risk assessment/capacity risk assessment yourself if you do not want an external person to undertake this. This is to comply with the Regulatory Reform (Fire Safety) Order 2005.

5) If you are looking for a pavement licence to have a seated outdoor area for patrons on the pavement, then please email business.licence@brent.gov.uk.

6) If you do wish to conduct off sales of alcohol, then please ensure that the attached 172F statement is kept at your premises. Please be mindful that this entitlement to allow off sales of alcohol is only valid up until 23:00 each day and that the provision will cease to exist in its current format on 31 March 2024.

Appendix EC/02

From: Maldoom, Edwin
Sent: 06 November 2024 12:16
To: panteleimon Vaiannis
Subject: RE: Complaints - Zombies Games Café, 15 Cricklewood Broadway, NW2 3JX

Good afternoon Padelis,

Thank you for your response. Since returning to this week, I have had an opportunity to catch up with Diane Lewis and she has filled me in with the conversations that she has had with you. I appreciate that you have once again engaged with the Council (both Licensing and Noise) and are at least trying to resolve the alleged issues.

I'll duly await your report on how you have been taking necessary actions, however I would also be most grateful if you could also answer the below five questions (unless they are all answered directly in your report).

Many thanks,

Edwin Maldoom
Licensing Enforcement Officer
Regulatory Services
Brent Council

www.brent.gov.uk
@Brent_Council

From: panteleimon Vaiannis
Sent: Friday, October 25, 2024 3:05 PM
To: Maldoom, Edwin <Edwin.Maldoom@brent.gov.uk>
Subject: Re: Complaints - Zombies Games Café, 15 Cricklewood Broadway, NW2 3JX

Hi there, Thank you for letting me know regarding all the reported issues, and apologies for the late reply! I am putting together a full report on how we have been taking all necessary actions to stay on top of the situation and cause no further disturbance as well as being in constant communication with Mrs, Diane Lewis from Brent council who she is fully updated and aware of the case. I will be reporting to you next week and i will be more than happy to meet you when you are back from leave in November!

Padelis Vaiannis

On Tue, Oct 22, 2024 at 3:41 PM Maldoom, Edwin <Edwin.Maldoom@brent.gov.uk> wrote:

Good afternoon Panteleimon,

I hope you have been keeping well since we spoke earlier on in the year.

Unfortunately, I need to bring to your attention several issues that have recently been raised by nearby residents concerning your premises licence. These principally relate to noise complaints but also refer to the conditions of your premises licence, the use of tables and chairs outside the premises, and the permitted hours of your premises licence. I am mindful of my visit earlier this year, during which you undertook measures following my warning letter

and demonstrated a level of cooperation and willingness to address these matters in good faith

Nonetheless, as I mentioned during my visit in May, it is my duty as the Licensing Enforcement Officer to inform you of any complaints I receive and give you the opportunity to either respond and/or rectify any concerns.

I've broken down the concerns raised to make them easier for you to digest and respond accordingly:

Noise Complaints

Recently, a number of noise complaints have been received regarding disturbances caused by music and patrons outside the premises. I've summarised these complaints below:

"The café frequently operates late into the night with amplified music, yet there seems to be no proper soundproofing in place. The noise levels are excessive and clearly audible in the flats above, making it difficult for residents to rest, especially during weekends and extended hours."

"The problem persists and has become a significant disturbance, particularly on weekends and during events when patrons gather outside to drink, often occupying the tables placed outside the premises. The noise level is particularly disruptive during these times, extending beyond acceptable limits."

"It becomes unbearable, particularly when the owner hosts events with DJs, drawing large crowds outside who drink and make excessive noise."

"The ongoing disturbances significantly impact the residents' quality of life."

"The issue is typically unbearable on Fridays and Saturdays"

While I have no evidence to substantiate these allegations, they do suggest a potential pattern of behaviour that may constitute to the premises undermining the licensing objective of "the prevention of public nuisance". I would ask you to carefully consider these complaints and let me know what measures you will implement to mitigate against them (i.e., noise breakout from the recorded music undertaken inside the premises and conversational noise from patrons outside the front of the premises).

Use of the patio and compliance of conditions

There are also concerns relating to the compliance of conditions and the lawful authorisation to use the front patio area.

In relation to your premises licence, I note that Annex 2 Condition 18 states; *"The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times"*. I have received video and photographic evidence showing that more than five people were using this area and that it was not being supervised. As such, breaching this condition might put you in a position where you are committing a criminal offence under Section 136 of the Licensing Act 2003.

Furthermore, the footage also shows the encroachment of tables and chairs onto Cricklewood Broadway. If you intend to place any street furniture (i.e., tables and chairs) on the public highway, you are required to obtain a pavement licence under the Business and Planning Act 2020.

The sofa positioned directly outside the frontage of the premises is on private land, and therefore does not require any authorisation. On the other hand, the use of chairs and tables on public land on Cricklewood Broadway does. I've included a screengrab below to illustrate this. As you can see, I've marked the boundary between the private land outside your premises and the public highway for clarity.



Additionally, I also observed patrons taking open drinks of alcohol outside. As established earlier this year, the temporary off-sales provision permits a premises licenced for “on sales” to also allow “off sales”, thus allowing patrons to take their drinks outside. This provision also suspends Annex 2 Condition 16, which states “*Customers shall not be permitted to take glassware or any other open drink container save for recognisable soft drink containers, outside the premises as defined on the plan submitted to and approved by the Licensing Authority*”.

Please note however that you are legally required to keep a Section 172F statement at your premises, and this temporary provision is only in effect until 23:00 on each day. After this time, patrons taking drinks outside would breach the condition and would be considered an unauthorised “off sale”. As such, this would constitute an offence pursuant to Section 136 of the Licensing Act 2003. Of course, as you are aware, this temporary provision will expire on 31 March 2025.

Conclusion

I understand that this once again is a lot of information to take in all at once. I would therefore be most grateful if you could respond to the following points:

- 1) What measures will you (or do you) put in place to address the complaints relating to music played at the premises?
- 2) What measures will you (or do you) put in place to negate the complaints relating to noise from patrons using the front patio area on Cricklewood Broadway?
- 3) What measures will you (or do you) implement to ensure that the designated smoking area complies with Annex 2 Condition 18, which limits the smoking area to five persons and ensures that it must be under supervision at all times?
- 4) Can you confirm that all tables and chairs (except the sofa or other furniture placed on private land) have been removed from the part of the pavement that is public highway?
- 5) Can you confirm that after 23:00, patrons are not allowed to take their drinks outside onto Cricklewood Broadway? What measures do you have in place to ensure compliance with this? (i.e., signage on the door stating "Due to licensing restrictions, no drinks can be taken outside after 23:00").

Your response to these points would be much appreciated. Please note that there are no right or wrong answers; I'm simply looking to work with you to resolve these issues. If a site visit would be helpful, I'd be more than happy to arrange one after I return from annual leave in November.

Best regards,

Edwin Maldoom

Licensing Enforcement Officer

Regulatory Services

Brent Council

www.brent.gov.uk

@Brent_Council

Appendix EC/03

From: Maldoom, Edwin
Sent: 09 December 2024 17:55
To: panteleimon Vaiannis
Subject: RE: Automatic reply: Complaints - Zombies Games Café, 15 Cricklewood Broadway, NW2 3JX

Good afternoon Pantelis,

Thank you for confirming. I really appreciate it. I've updated our records accordingly and I shall close the outstanding case file. Just to reiterate, I'm grateful for the level of engagement from you as a business owner / premises licence holder.

Before you submit a minor variation application, it might be worthwhile considering the addition of several conditions that already form part of your business operation – especially ones that promote the licensing objective of “the prevention of public nuisance”.

I.e.,

“Any live or recorded music undertaken in the basement shall not exceed 100db.”

“Any live or recorded music undertaken on the ground floor shall not exceed 80db.”

“A decibel level reading device shall be fixed onto the wall and shall be monitored by staff to ensure that it does not exceed the agreed levels for both the basement and the ground floor.”

“The premises shall install and operate a custom amplifier that allows the licence holder to override the music controls and reduce the bass if necessary”.

Of course, this is entirely up to you, it's your premises licence and your application. It's merely a suggestion as it might be something useful for you to consider or include as part of the application, but I respect that the choice is entirely yours.

If you do have any questions regarding your premises licence in future, please feel free to email me. I'll be happy to help as far as I feasibly can.

Best regards,

Edwin Maldoom
Licensing Enforcement Officer
Regulatory Services
Brent Council

www.brent.gov.uk
@Brent_Council

From: panteleimon Vaiannis
Sent: Monday, December 9, 2024 3:03 PM
To: Maldoom, Edwin <Edwin.Maldoom@brent.gov.uk>
Subject: Re: Automatic reply: Complaints - Zombies Games Café, 15 Cricklewood Broadway, NW2 3JX

Amazing! Thanks a lot for the help,
We agreed for the basement between 90 to max 100 db. And between 70 to 80 absolute max (75 ideally but depending s9ng or genre sometimes it peaks a bit higher) on the ground floor.

That's all based on the monitoring device I have in place to keep an eye on.
I will submit the minor variation in the next days and will be applying for a full variation from the next year! I really really appreciate all the help.

On Mon, 9 Dec 2024, 09:46 Maldoom, Edwin, <Edwin.Maldoom@brent.gov.uk> wrote:

Good morning Pantelis,

That's great to hear, if you could let me know the decibel levels for both the basement and the ground level, that would be much appreciated. I can thereafter close the current case file.

I've had a think, and I surmise that it would be best to leave out the inclusion of the "off sales" provision, until you update the premises by way of a full variation. Of course, you still have three months to permit off sales (up until 23:00 each day) under the current Business and Planning Act 2020 provision.

It might also be worth including some text in the description of the minor variation application to state that you have engaged with the Licensing Authority (or simply put, Edwin Maldoom) over the course of the year to ensure that you to address issues that you were made aware of, and to ensure that you are compliant and acting under the terms of your premises licence.

Best regards,

Edwin Maldoom

Licensing Enforcement Officer

Regulatory Services

Brent Council

www.brent.gov.uk

@Brent_Council

From: panteleimon Vaiannis

Sent: Monday, December 9, 2024 1:15 AM

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

Subject: Re: Automatic reply: Complaints - Zombies Games Café, [15 Cricklewood Broadway, NW2 3JX](#)

Dear Edwin,

Diane's visit was a success and we have agreed on Decibel levels!

On Fri, Dec 6, 2024 at 5:21 PM panteleimon Vaiannis wrote:

Amazing thanks a lot! I won't submit then till Monday when we will have a more clear image of the off-licence provision.

On Fri, 6 Dec 2024, 16:57 Maldoom, Edwin, <Edwin.Maldoom@brent.gov.uk> wrote:

Good afternoon Pantelis,

Thank you for sending this across.

Once Diane has conducted the noise assessment on 7 December 2024, and you subsequently have an agreed decibel level for both the basement and the ground floor, I would be most grateful if you could email me to confirm this. Hopefully, everything goes well this time.

In relation to the condition pertaining to DSA. It's up to you, you can either apply to remove it, or amend it. I can't say if it would be accepted, or not, but in the worse instance, you might be able to arrive at an agreement to possible increase the figure (i.e., from 5 people to 6, 7, or 8).

So, if you wanted to remove the condition, you can put "To remove Annex 2 Condition 18 "The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times""

Equally, if you just wanted to increase the number, you can put "To amend Annex 2 Condition 18 and increase the maximum number of persons smoking from 5 to xxxx (insert number of your choice)."

Hopefully, that makes sense, it's ultimately to you.

In relation to the "off sales" provision, I will speak to the respective consulting officer, and let you know on Monday.

Best regards,

Edwin Maldoom

Licensing Enforcement Officer

Regulatory Services

Brent Council

www.brent.gov.uk

@Brent_Council

From: panteleimon Vaiannis

Sent: Friday, December 6, 2024 1:14 AM

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

Subject: Re: Automatic reply: Complaints - Zombies Games Café, [15 Cricklewood Broadway, NW2 3JX](#)

Dear Edwin,
Hope you are well!

I have attached a copy of the minor variation im planing to submit, Please advice if there is anything that i need to include or change. I have added "To replace Annex 2, Condition 18 The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When

the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times"

I am not sure if thats correct or how i should word it

Can i apply through the minor variation for adding off licence rights to the licence or is that done via a full licence variation?

I have enclosed the premises licence/club premises certificate I have enclosed the relevant part of the premises licence/club premises certificate I have included a copy of the plan (necessary if the proposed variation will affect the layout)

As seen above the form asks to enclose the plan in case layout is affected. Does this mean i could attempt to licence the office space or do i just make a full licence variation as discussed?

On Page 5 it asks for further information to support the variation. I am not really sure what to write there

I really appreciate all your help! I'm expecting Diane On Saturday and will be informing you after her visit!

Kind Regards
Paddy

On Fri, Nov 22, 2024 at 3:29 PM Maldoom, Edwin <Edwin.Maldoom@brent.gov.uk> wrote:

Good afternoon Pantelis,

Thank you for taking the time to speak with me yesterday. I think it was beneficial for both of us to go through the points raised in the previous email sent on 11 November 2024.

It's worthwhile stating that your efforts to engage with the Council (i.e., with both the Nuisance Control Team and the Licensing Authority) to negate any current issues are really appreciated. I have full confidence in your management of the premises and gratefully recognise the extensive steps you have taken to mitigate against the concerns that both Diane and I have raised.

Once Diane has conducted the noise assessment on 7 December 2024, and you subsequently have an agreed decibel level for both the basement and the ground floor, I would be most grateful if you could email me to confirm this.

In relation to the minor variation application – I have attached the requisite application form and the corresponding A4 notice, which is to be printed on white paper. Upon completion of the application form, please send it to business.licence@brent.gov.uk. They will then provide you with a link to make payment of £89.00. Once payment has been made, the 10-working

day consultation period begins the following day. You will need to display the A4 notice throughout the 10-working day consultation period, ensuring that it is visible to members of the public walking past 24/7. As you might be aware, there is no requirement for a newspaper advert for this application.

On page 3, you have can include the variation details such as the conditions that you may wish to either amend or remove. I'm more than happy for you to send the application form to me before you send it to Business Licence.

You may wish to consider the below:

To replace Annex 2, Condition 9 from *“Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated and a copy of these training records available for inspection by Police and local authority enforcement officers”* to *“The DPS shall produce a written list of all staff members who are authorised to sell alcohol on behalf of the DPS. This list shall have the staff members name, the signature of the staff member and the authorisation date.”* – Note: I've attached a copy of this list for your convenience.

To remove Annex 2, Condition 14 *“No noise or vibration shall be detectable at any neighbouring noise sensitive premises”*. This basis for this is that inaudibility conditions have been quashed due to lack of precision. As per *Developing Retail Ltd v East Hampshire Magistrates' Court [2011] EWHC 618 (Admin)*].

To remove Annex 2, Condition 22 & Condition 23 - *“Toilets shall be checked every 2 hour(s) for the use of drugs and other illegal activities.” & “A toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council.”*

To remove Annex 2, Condition 25 *“Notices explaining the licensee’s policy on admission and searching shall be placed at each entrance.”*

To remove Annex 2, Condition 30 *“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.”*

If you have any questions regarding the above, or any other questions that relate to your premises licence, please feel free to email me.

Many thanks,

Edwin Maldoom

Licensing Enforcement Officer

Regulatory Services

Brent Council

www.brent.gov.uk

@Brent_Council

From: panteleimon Vaiannis

Sent: Thursday, November 14, 2024 5:52 PM

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

Subject: Re: Automatic reply: Complaints - Zombies Games Café, [15 Cricklewood Broadway, NW2 3JX](#)

Thank you and see you soon!

On Thu, 14 Nov 2024, 17:03 Maldoom, Edwin, <Edwin.Maldoom@brent.gov.uk> wrote:

Good afternoon Pantelis,

Don't worry about not being able to make today, sometimes things happen that we can't control. Nonetheless, thank you for confirming - I'll see you at 15:00 Thursday next week.

Best regards,

Edwin Maldoom

Licensing Enforcement Officer

Regulatory Services

Brent Council

www.brent.gov.uk

@Brent_Council

From: panteleimon Vaiannis

Sent: Thursday, November 14, 2024 4:56 PM

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

Subject: Re: Automatic reply: Complaints - Zombies Games Café, [15 Cricklewood Broadway, NW2 3JX](#)

That would be amazing and thank you for understanding. I feel really disappointed with myself for not making it today and managing the day. Again my apologies.

On Thu, 14 Nov 2024, 16:51 Maldoom, Edwin, <Edwin.Maldoom@brent.gov.uk> wrote:

Good afternoon Pantelis,

That's fine, don't worry about it - I understand these things happen and I appreciate that it was probably outside your control.

Shall we reschedule for the same time next week? If so, please confirm.

Best regards,

Edwin Maldoom

Licensing Enforcement Officer

Regulatory Services

Brent Council

www.brent.gov.uk

@Brent_Council

From: panteleimon Vaiannis

Sent: Thursday, November 14, 2024 4:04 PM

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

Subject: Re: Automatic reply: Complaints - Zombies Games Café, [15 Cricklewood Broadway, NW2 3JX](#)

I'm really really sorry for this and my inability to inform you. Would you like to re arrange?

On Thu, 14 Nov 2024, 16:02 panteleimon Vaiannis wrote:

Hello,my sincere apologies. I run off to an emergency and my problematic phone was not charging anymore. I'm on my way back now however I feel awful for not being able to notify you in advance. I just managed to turn on my device and email you.

On Thu, 14 Nov 2024, 15:00 Maldoom, Edwin, <Edwin.Maldoom@brent.gov.uk> wrote:

Good afternoon Pantelis,

Just to let you know, I'm outside the premises however the shutters are down and the lights are off. I assume that you're not in at the moment, which is fine, but if you could confirm that's the case, I would be most grateful.

Best regards,

Edwin.

From: panteleimon Vaiannis

Sent: Monday, November 11, 2024 5:39 pm

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

Subject: Re: Automatic reply: Complaints - Zombies Games Café, [15 Cricklewood Broadway, NW2 3JX](#)

Your response is highly appreciated and has taken a huge stress off my shoulders!

I'll be very happy to meet you on Thursday.

On Mon, 11 Nov 2024, 17:02 Maldoom, Edwin, <Edwin.Maldoom@brent.gov.uk> wrote:

Good afternoon Pantelis,

Thank you for your comprehensive response, I appreciate that you must have taken quite a bit of time out of your busy schedule to reply to each point with such detail.

In terms of a site visit, unfortunately, I can't do tomorrow as I will be in Kingsbury. If you are free on Thursday, around the same time, that would be ideal. If you could confirm if that works for you, that would be much appreciated.

I'll address each point accordingly below:

1) Measures in place to address complaints relating to music

I gratefully acknowledge the steps that you have undertaken to mitigate against the noise led complaints that relate to live/recorded music played at the premises. These include:

- Turning off the speakers directly below flat 2 and ensuring that the rest of the speakers on the ground floor are always at a reduced volume level.
- Ensuring that the basement, which is predominantly where the later night events are held, has adequate sound insulation.
- The installation of a custom amplifier that allows you to override the music controls and reduce the bass if necessary.
- If customers wish to make a private booking, you make them aware that you cannot permit music to be played at an excessive volume.
- On 16 November, Diane Lewis (Brent Council NCT) will be conducting a noise monitoring with you and the flats above to decide on a reasonable decibel level for both the basement and the ground floor.
- Once the decibel level has been agreed by Brent Council's NCT, a decibel reading device will be displayed onto the wall so that it can be always monitored by staff, as to not go above the agreed level for both the basement and the ground floor.
- Any third-party musicians (DJ's, bands, artists etc..) will be informed of the relevant decibel level and that there is an expectation that the decibel levels will not exceed what has been agreed.

2) Measures in place to address complaints relating to patrons using the front patio area & 3) measures in place to ensure that the smoking area is limited to five persons at any given time.

I gratefully acknowledge the steps that you have undertaken to mitigate against the noise led complaints that relate to recorded patrons standing outside the premises. These include:

- During busier events, you employ SIA licenced door supervisors who are instructed to keep the number of patrons outside to a total of 5 people. The door supervisor(s) are also instructed to ask patrons to keep conversational noise to a reduced level. On occasions when SIA door supervisors are not used, staff are aware and implement this policy instead.
- Upon closing time, all staff request that patrons leave the premises quietly and to move further down the road if they are waiting for an Uber (thus preventing crowds congregating outside the premises and any subsequent noise issues that may result from this).

- All staff are trained on these operating procedures and are aware that the premises must uphold all four licensing objectives, with particular mind be given to “the prevention of public nuisance”.

- Any customers looking to hire the venue are made aware of the outside smoking area policy, the dispersal policy and are reminded to keep any noise to a minimum when outside.

- Signage displayed that reminds customers to avoid disturbing local residents and that only 5 patrons can use the outside area at any given time.

4) Confirmation that any tables and chairs placed on the public highway (not withstanding any on private land) have been removed from the relevant pavement.

I gratefully acknowledge that you have removed any “street furniture” (i.e., tables or chairs) that were on public highway pavement. I note from your photo that the tables and chairs that are directly outside the frontage of your shop are on private land, and therefore no authorisation is required for this.

5) Confirmation that patrons are not allowed to take their drinks outside beyond 23:00.

I gratefully acknowledge that you have informed your staff, any SIA door supervisors working, and have put up signage reminding customers of this provision.

As you are aware, this temporary provision will expire on 31 March 2025. If you wish to include “off sales” as part of your premises licence, so that customers can take their drinks outside beyond this date, I would suggest emailing business.licence@brent.gov.uk to see if this can be done by either a minor variation application or by a full variation application.

6) Insulation matters.

During my meeting with Diane, she summarised what you have said about the insulation and the issues that you have had trying to get this sorted with your neighbour. Just as a point of clarification, this is completely up to you, and the Licensing Authority is neither saying that this should or shouldn't be done. I fully understand and appreciate that it is a huge expense to pay for a business of your size, and as the respective Licensing Enforcement Officer for the local area, it's not something that we would insist for you to complete.

7) Summary

I think your descriptive response, and the explanation of each measure you have undertaken displays robust management practises and demonstrates that you take the licensing objectives with the utmost seriousness. As such, I haven't got any concerns with your management, and I am very mindful that you have engaged with the Council each time that you have been made aware of an alleged issue.

I'm also encouraged by Diane's visit on 16 November 2024. I hope that this will be a huge step in drawing a line under any potential issues. Of course, I will speak to Diane and her team after this has taken place.

Unfortunately, as the Licensing Authority, we must take each complaint at face value for the most part. I understand and appreciate that you have questions regarding the veracity of the allegations that have been made against the premises. As you know, I must strike a fair and balanced approach to both the complainant and you, as the premises licence holder.

Nonetheless, I will continuously speak to Diane and see what she does with the investigation on her end.

If you've got any questions about the above, please let me know. I've tried to summarise what you have already said, so that we are on the same page in relation to what measures you have undertaken. As stated above, if you could let me know about Thursday, that would be great.

Many thanks,

Edwin Maldoom

Licensing Enforcement Officer

Regulatory Services

Brent Council

www.brent.gov.uk

@Brent_Council

From: panteleimon Vaiannis

Sent: Friday, November 8, 2024 10:04 PM

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

Subject: Re: Automatic reply: Complaints - Zombies Games Café, [15 Cricklewood Broadway, NW2 3JX](#)

Hello and my apologies for the late reply,
I have been battling a broken coffee machine the last 3 days.
Tuesday around 14:00 / 15:00 sounds great and I'll be more than happy to meet you and get into more details about all complaints and our actions towards the overall situation.
I will first reply to all your questions and the measures we have taken and planning to take to ensure there will be no further complaints.
In regards to your questions.

1) What measures will you (or do you) put in place to address the complaints relating to music played at the premises?

I have taken multiple measures in order to keep music levels appropriate and to not disturb the flats above the premises. On our ground floor which is situated just underneath flat 2 of the main complaint we have been keeping the music speakers just underneath said flat completely turned off, with only the back speakers situated further away from the flat in operation and we have been making sure to keep the music on the operational speakers to ambient levels.

We only play louder music in our basement function (at reasonable levels) which is noise insulated, with further noise insulation to be installed within the ceiling/ floor and wall gaps to further reduce the noise.

I custom made a pre amplifier that i connected to my main amplifier in order to have the ability to individually reduce the levels of bass in the music as the complainant has mentioned in the past that they were disturbed by the sound of bass and vibration traveling to their flat, this new device has allowed me to keep the bass levels to minimum.

I have been communicating with customers looking to book the venue for their birthday parties that we are not willing to play music at extreme levels in order to avoid disturbing the neighborhood.

I am expecting miss Diane to visit us on the 16th of November around midnight along with one of her colleagues where they will be accessing our premises as well as the flats above in order to mutually decide a reasonable level of sound decibels that will be determined on a decibel meter device I have ordered and expecting to arrive next week. This device will be displayed on the wall so I can monitor the decibel levels on event nights and musicians to be aware to not exceed the decibel level agreed between me, Diane and the flat tenants. Additionally on the night we will be agreeing on a decibel level for both ground floor and basement and I will be purchasing a second device which I will have displayed on the ground floor. I hope these measures will help prevent any further disturbance and complaints.

2) What measures will you (or do you) put in place to negate the complaints relating to noise from patrons using the front patio area on Cricklewood Broadway?

I have taken multiple measures in order to negate the complaints relating to noise from the front patio area. During big events with big numbers of attendees we hire security that has been trained to ensure only 5 patrons at the time are situated outside the premises and also making sure to keep reminding them to keep the noise at a reasonable level.

By closing time we make sure to inform all patrons to leave quietly and move further down while waiting for their Uber in order to prevent big crowds gathering outside the premises.

All our staff have been trained and are aware of the following objectives:

Maintain 5 patrons at a time in the front smoking area.

Remind them to stay quiet within reasonable levels.

That ensures our team is aware and vigilant and we can stay on top of our licensing objectives. Furthermore, I make sure to communicate in advance with customers interested to hire our venue about our objective to prevent public nuisance at the front of the premises in order to inform their guests in advance. Lastly, I have ordered to print a sign that will be displayed by the front door that states the allowed number of patrons at a time outside our premises and we already have a sign to inform patrons to leave the premises quietly. I have attached pictures of both signs.

3) What measures will you (or do you) implement to ensure that the designated smoking area complies with Annex 2 Condition 18, which limits the smoking area to five persons and ensures that it must be under supervision at all times?

As mentioned above, Our team being trained to stay vigilant of the smoking area in combination with signage and security guards during bigger events will ensure we stay compliant with the maximum number allowed in the smoking area.

4) Can you confirm that all tables and chairs (except the sofa or other furniture placed on private land) have been removed from the part of the pavement that is a public highway?

We have indeed for a long time now removed everything from the public highway and I have attached a new picture of how the front of our premises looks like now ensuring everything stays within our private patio.

5) Can you confirm that after 23:00, patrons are not allowed to take their drinks outside onto Cricklewood Broadway? What measures do you have in place to ensure compliance with this? (i.e., signage on the door stating "Due to licensing restrictions, no drinks can be taken outside after 23:00").

I have ordered signage that states the following : “Due to licensing restrictions, no drinks can be taken outside after 23:00”. Please find the attached picture.

Our team is trained to ensure no drinks are to be taken outside after 23:00

Security is in place during big events ensuring drinks are not to be taken outside after 23:00. Furthermore I have attached the licensing act provided by you signed and dated in our front window display.

Earlier this year there was a suggestion to our landlord to finance noise insulation above our ground floor, I reached out to multiple noise insulation professionals and after managing to get a quote of £7800 for the job (the best I could find) I contacted the landlord back to inform him of the price. He told me that the tenant did not wish for the job to be completed from the flat, the engineer informed us that in order to complete the job from our premises the quote would double as well as the time to perform the job being increased to 2 weeks (completed from the shop) instead of 1 if the job was being completed from the flat. The tenant continued to not want to allow us to complete the job from the flat, as a result of the landlord deciding to not wanting to finance it anymore and deeming it too troublesome to go forward. In all honesty I personally cannot afford to spend £7800 or double if I was to decide to do the job from our side and I also cannot afford to stay closed for 2 weeks as we really struggle as a new small business.

I hope I have answered all questions to a satisfactory level and I'll be really happy to see you on Tuesday and also meet with Diane on the 16th in order to set the decibel noise levels. I have much more to discuss relating to the whole situation as I have strong suspicion and reasons to believe that these complaints have been taking place in a malicious way in order to harm the well being of the business. I do strongly believe that the main complainant has made this into a personal issue with me and has been deliberately trying to rally other members of the neighborhood in order make them stand against the business, I also have strong suspicion of the complainant manufacturing disturbance level noise recordings through the council application by taking samples from the communal corridor instead of her flat. I won't lie that i have been very stressed regarding this and all i want is to find middle ground and peace so i can focus on growing this shop and making it stable financially, however the tenant has been against cooperating and communicating with me on a personal level, I have some video proof relating to these suspicions which i will be presenting on Tuesday. Diane is fully aware of the above and I hope she has managed to fill you in the meantime.

Please find attached all relevant documents.

Yours sincerely,
Pantelis Vaiannis

On Fri, 25 Oct 2024, 15:05 Maldoom, Edwin, <Edwin.Maldoom@brent.gov.uk> wrote:

Thank you for your email - I will be on annual leave from Thursday 24 October 2024 and shall return on Monday 4 November 2024.

During this time, my emails will not be monitored. Should there be any urgent matters, I would advise you to contact business.licence@brent.gov.uk. If not, I shall endeavour to reply upon my return.

From: Esther, Chan
Sent: 11 March 2025 09:10
To: info@zombiegamescafe.com
Cc: Business Licence; Legister, Linda
Subject: RE: CONSULT: Variation - Zombie Games Cafe, 15 Cricklewood Broadway, NW2 3JX - 34040

Dear Panteleimon Vaiannis,

Thank you for your email.

Once I am receipt of a satisfactory fire/capacity risk assessment, I will be able to withdraw my representation.

Kind Regards

Esther Chan
Licensing Inspector
Regulatory Services
Brent Council

From: panteleimon Vaiannis
Sent: 10 March 2025 15:26
To: Esther, Chan
Subject: Re: CONSULT: Variation - Zombie Games Cafe, 15 Cricklewood Broadway, NW2 3JX - 34040

Amazing , we are working on the new Fire / Capacity assessment and expectin to be able to provide it to you by the end of the week.

On Thu, Mar 6, 2025 at 8:54 AM Esther, Chan wrote:

Dear Panteleimon Vaiannis,

Thank you for your response.

In respect of the DSA, I have no issues with customers using the area for consumption of food and drink save for alcohol and service is ceased by 11pm.

If you wish to include the external area for the purpose of consumption of alcohol, you will need to submit a minor variation application.

Once I am in receipt of requested fire risk assessment with the capacity calculations, I will be in a position to withdraw my representation.

Kind Regards

Esther Chan
Licensing Inspector
Regulatory Services
Brent Council

From: info@zombiegamescafe.com>

Sent: 05 March 2025 20:10

To: Esther, Chan

Cc: Business Licence ; Legister, Linda

Subject: Re: CONSULT: Variation - Zombie Games Cafe, 15 Cricklewood Broadway, NW2 3JX - 34040

Thank you for your email.

We accept the conditions and recommendations and are happy to proceed with everything proposed, accepted and refused. I only have one question, will guests be able to consume drinks in our DSA and up to what time? For example we have a 1 small table in the DSA that we occasionally would love to serve food, coffee and drinks, will this be accepted?

Kind Regards
Paddy

From: Lewis, Diane
Sent: 14 March 2025 14:16
To: Business Licence
Cc: info@zombiegamescafe.com
Subject: RE: CONSULT: Variation - Zombie Games Cafe, 15 Cricklewood Broadway, NW2 3JX - 34040

Good afternoon team,

Paddy and I discussed the decibel readings and agreed that the wording regarding the basement music level should be changed to reflect an average reading. Therefore:

• The music noise level in the basement shall be measured at an average of 90dB over a 15 minute period

Kind regards,

Diane Lewis
Nuisance Control Officer

From: panteleimon Vaiannis
Sent: 10 March 2025 15:51
To: Lewis, Diane
Subject: Re: CONSULT: Variation - Zombie Games Cafe, 15 Cricklewood Broadway, NW2 3JX - 34040

Dear Diane, We accept all proposals, I just wanted to enquire to keep decibel levels to the amount of decibels we measured on the evening of inspection. On the basement we had an average of 95 decibel and on the ground floor we had an average of 70 decibel, if we could amend the wording to say 90 to 100 decibel for basement and ground floor to say 70 to 75 decibel, as different genres of music or tracks might exceed momentarily and cause a breach of agreed levels. Basically what I'm proposing is to allow the licence to have a minus / plus decibel on the agreed level to avoid inaccuracies of sound and maintain a sufficient amount of noise without causing any nuisance to neighbors. On the night of inspection we were reaching db levels of 97 / 98 in the basement and 75 decibels in the ground floor without causing any disturbance (I have a video recording of the basement from the night of inspection). It would be highly appreciated if we average it at 90 to 95 and 70 without capping it at an exact specific level.

Your consideration on this would be highly appreciated and would allow the condition to be more manageable and reasonable without causing big levels of stress while we operate.

We are aiming to maintain music levels below the average and comply fully into maintaining a healthy balance between our operation and the needs of nearby residents.

Kind Regards
Paddy

On Thu, Mar 6, 2025 at 12:41 PM Lewis, Diane <Diane.Lewis@brent.gov.uk> wrote:

Dear Sir/Madam,

Applicant: **Sparta Card Gaming Ltd**

Premises: **Zombie Games Cafe, 15 Cricklewood Broadway, NW2 3JX**

I certify that I have considered the application shown above and **I wish to make representation** that the likely effect of the approval of the Variation is detrimental to the Licensing Objectives with regards to the prevention of public nuisance. Representation is made on the grounds that the application is likely to give rise to public nuisance from:

- Airborne entertainment noise
- Noise from patrons both internally and externally

Supporting Information and discussion

This application has been considered with due regard to ongoing reports of loud amplified music and noise from patrons from the premises from local residents at noise sensitive hours.

Under current licence conditions, the premises is able to provide regulated entertainment on the basement and ground floor levels. The area is of a mixed commercial/residential nature with residential properties directly adjoining the premises.

History of complaints

Complaints have been received from two local residents as detailed below:

Date	Resident	Resident comments (redacted)
04/11/23	Resident A	Coffeeshop plays music from afternoon to up to 2am/late. There is always people smoking outside and making noise after 11pm. It is unbearable.
29/10/24	Resident B	Excessive Noise and Lack of Soundproofing: The café frequently operates late into the night with amplified music, yet there seems to be no proper soundproofing in place. The noise levels are excessive and clearly audible making it difficult for residents to rest, especially during weekends and extended hours.

We have also received complaints from local residents regarding the talking of patrons both inside and outside the premises. Whilst the premises is along a main thoroughfare, background noise levels at noise sensitive hours is typically quite low and not sufficiently loud enough to mask the noise from patrons. Mitigation measures

can be implemented to reduce music noise levels as perceived by the residents, but noise from patrons cannot be controlled without the installation of costly sound insulation.

Investigations to date

A visit to one of the complainant's homes on 17/12/23 at 01:00 had established that music from both the basement and from the ground floor were considered to be unacceptable, and bass levels were particularly noticeable. Similarly, Noise App reports submitted by the complainant have identified unreasonable levels of music at noise sensitive hours. The investigation is ongoing.

On 07/12/24 at 23:15, a noise assessment was carried out to establish the level of music perceived in one of the adjacent flats, both from the premises basement and on the ground floor. We agreed suitable decibel levels that were to the satisfaction of the resident and that to be acceptable for the purposes of providing entertainment in the basement. We were unable to establish an agreeable level of music on the ground floor that could be heard at a reasonable level by patrons, whilst keeping below statutory nuisance levels as perceived in the flat. My advice was therefore that with the current level of insulation, the ground floor was unsuitable for hosting party events and only background music should be played.

Proposed Extension of Timings for Licensable Activities: films, live music, recorded music and performances of dance

Due to the history of noise complaints, which are still currently being investigated, I would recommend **refusal**.

Proposal to Modify Conditions

To remove Annex 2, Condition 14 - *No noise or vibration shall be detectable at any neighbouring noise sensitive premises. This basis for this is that inaudibility conditions have been quashed due to lack of precision.* **Accepted by the Nuisance Control Team**

To remove Annex 2 Condition 18 *"The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times"* **Alternatively To amend Annex 2 Condition 18 and increase the maximum number of persons smoking from 5 to 15.**

Due to the history of complaints by local residents regarding noise from patrons talking loudly, **the Nuisance Control Team recommend refusal.**

Proposal to amend the plan

The Nuisance Control Team have no objection, subject to agreement of the proposed conditions.

Proposed new conditions

Communication with the Nuisance Control Team has been positive and we have been able to discuss measures to deal with the complaints from loud amplified music and noise from patrols. We would therefore encourage further engagement and I would recommend the following conditions:

- The level of music shall be arranged so as not to cause a nuisance to local residents
- Any live or recorded music undertaken in the basement shall not exceed 90dB.
- Any live or recorded music undertaken on the ground floor front main bar (underneath flats) shall not exceed 70dB.
- A decibel level reading device shall be fixed onto the wall and shall be monitored by staff to ensure that it does not exceed the agreed levels for both the basement and the ground floor.
- Ex-Office Area New Back Room Area live or recorded music noise dB levels to be decided if arising noise complaints deem it necessary.
- The premises shall install and operate an amplifier that allows the licence holder to override the music controls and reduce the bass if necessary.
- All speakers shall be mounted on anti-vibration mountings to prevent transmission of sound energy to adjoining properties
- Staff will be trained and monitor outside area to make sure customers are respecting the neighbourhood.
- Customers will be verbally informed to keep noise outside the premises to a minimum and respect the neighbourhood.
- Additional signs for customers to stay / leave quietly and respect the neighbourhood outside the premises will be put into place.

If you are willing to accept the conditions outlined above, the Nuisance Control Team will be in a position to withdraw the representation

Kind regards,

Diane Lewis
Nuisance Control Officer



**METROPOLITAN
POLICE**

Working together for a safer London

TERRITORIAL POLICING

**Mr Panteleimon Vaiannis
Zombie Games Cafe
15, Cricklewood Broadway
Cricklewood
NW2 3JX**

NW BCU Licensing Department - Brent

Wembley Police Station
603, Harrow Road
Wembley
HA0 2HH

Tel: 07500 087 115

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

Your Ref: 34040

Our ref: 01QK/083/25/3122NW

Date:

Police representations to vary the Premises Licence for 'Zombie Games Café, 15 Cricklewood Broadway, Cricklewood NW2 3JX'

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: PC 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 to vary the premises license under section 34 of the Licensing act 2003. The Police representations are concerned with all four of the licensing objectives, namely:

- The prevention of crime and disorder;
 - Public safety;
- The prevention of public nuisance; and
- The protection of children from harm.

The Application

The application is a full variation wishing to extend the licensable hours at the weekend, extend the licensable area (office space at the rear) and remove other conditions from the license. Below are the current opening and licensable activities on the premises license.

Opening Hours

Monday	07.00	to 00.00hrs
Tuesday	07.00	to 00.00hrs
Wednesday	07.00	to 00.00hrs
Thursday	07.00	to 02.30hrs
Friday	07.00	to 02.30hrs
Saturday	07.00	to 02.30hrs
Sunday	07.00	to 00.00hrs

Supply of alcohol

Monday	12.00	to 23.30hrs
Tuesday	12.00	to 23.30hrs
Wednesday	12.00	to 23.30hrs
Thursday	12.00	to 02.00hrs
Friday	12.00	to 02.00hrs
Saturday	12.00	to 02.00hrs
Sunday	12.00	to 23.30hrs

Late Night Refreshments

Monday	23.00	to 23.30hrs
Tuesday	23.00	to 23.30hrs
Wednesday	23.00	to 23.30hrs
Thursday	23.00	to 23.30hrs
Friday	23.00	to 02.00hrs
Saturday	23.00	to 02.00hrs
Sunday	23.00	to 23.30hrs

Films

Monday	19.00	to 23.30hrs
Tuesday	19.00	to 23.30hrs
Wednesday	19.00	to 23.30hrs
Thursday	19.00	to 23.30hrs
Friday	19.00	to 00.30hrs
Saturday	19.00	to 00.30hrs
Sunday	19.00	to 23.30hrs

Hours

The extension in hours is requested from 02.00 hours to 04.00 hours Friday and Saturday for the supply of alcohol, late night refreshments, performance of dance, recorded music, live

music, films and plays. The closing times extensions requested on Friday and Saturday are 04.30 hours, half an hour after licensable activities cease.

I am aware of a visit conducted by Edwin Maldoom (licensing officer from Brent council) on Thursday the 16th of May 2024. Copy of warning letter sent attached. The main points of his visit are as follows:

1. The licensee was not aware of some of the conditions on his premises license
2. There had been no staff training regarding the licensing act of 2003 and no training records present
3. There was no refusal log book kept or used at the venue
4. Toilet checks were not conducted every who hours as per the license
5. No capacity risk assessment had been completed

The main points mentioned above show that the licensee had a poor knowledge of his premises license and appeared too had not actually read the conditions on his license. Saying that I visited the Zombie Café on Saturday the 22nd of February 2025 where I met Mr Vaiannis. A majority of the issues raised by Mr Maldoom had been addressed and Mr Vaiannis appeared a supportive PLH.

The application is asking to extend its licensable hours, licensable area, increase the numbers attending the venue and to increase the number of people in the smoking area out the front of the venue. In addition to this the variation is asking to remove conditions that have been ignored in the past and not adhered to. I not believe that just removing conditions is the correct way forward and each condition should be taken on its own merit.

I am also conscious that there are flats directly above the venue with residents residing in them. Complaints of noise have already been made against the venue to the noise team at Brent Council, who now want to increase their hours and the number of people allowed out the front. Photo below showing flats directly above Zombie Café.



Removal / change of conditions - Below is a cut and paste of the proposed amendments to the premises license. The writing in red are my views / concerns over the changes

This application is to update the premises plan, so that the back room can be included as part of the premises licence. (I have included updated floor plans with my application). *With*

all the appropriate health, safety and capacity regulations in place I have no issues with the increase of the licensable area.

I would also like to extend my hours, include the off sales provision (mainly for the purpose of food delivery), Including in our licence, Plays, performances of dance and remove/add the following conditions: *I believe that allowing licensable activities to extend to 04.00 hours and a close time of 04.30 hours Friday and Saturday is too late on this residential street*

To replace Annex 2, Condition 9 from “Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated and a copy of these training records available for inspection by Police and local authority enforcement officers” to

“The DPS shall produce a written list of all staff members who are authorised to sell alcohol on behalf of the DPS. This list shall have the staff member’s name, the signature of the staff member and the authorisation date.” *The Licensing training is a key part of upholding the licensing objectives. A venue that has already failed to train its staff or keep training records raises concerns. A detailed list of all staff, their training and the dates they were trained must be maintained to a high standard.*

To remove Annex 2, Condition 14 “No noise or vibration shall be detectable at any neighbouring noise sensitive premises”. This basis for this is that inaudibility conditions have been quashed due to lack of precision. As per Developing Retail Ltd v East Hampshire Magistrates' Court [2011] EWHC 618 (Admin)]. *An agreed level of decibels for both floors should be agreed with the local authority’s noise team*

To remove Annex 2, Condition 22 & Condition 23 - “Toilets shall be checked every 2 hour(s) for the use of drugs and other illegal activities.” & “ A toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council.” A daily check list *I agree that a two hourly toilet check is not necessary. A daily check list and additional checks on days when the venue trades past midnight would be adequate.*

To remove Annex 2, Condition 25 “Notices explaining the licensee’s policy on admission and searching shall be placed at each entrance.” *This notice was not present when I attended and I agree it is not necessary*

To remove Annex 2, Condition 30 “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.” *Again this is another condition that hadn’t been adhered to. Just removing this condition without any agreed set of patrons is not a safe option. An agreed number of staff and customers’ needs to be in place for the business to trade in a safe and legal manner.*

“To remove Annex 2 Condition 18 “The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall

be supervised at all times alternatively to amend Annex 2 Condition 18 and increase the maximum number of persons smoking from 5 to 15. *Adding additional hours and increasing the number of people outside the venue is going to create a noise nuisance, especially with people under the influence of alcohol who have been drinking for longer periods of time.*

Below is an amendment of the existing license. I have made changes to this license (highlighted in yellow) to try and find a compromise in the desires of the applicant, the licensing objectives and the surrounding neighbours and residents.

Police Representations

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. This must comply with the Data Protection Act including signage.
2. CCTV camera shall be installed to cover the entrance of the premises and further cameras installed to cover the full interior of the premises. This will include both the ground floor and basement areas.
3. A member of staff trained in the use of the CCTV system shall be available at the premises at all times that the premises are open to the public.
4. 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.
5. The CCTV images shall be kept in an easily downloadable format.
6. The CCTV system shall display on any recordings the correct date and time of the recording.
7. A "Challenge 25" policy shall be adopted and adhered to at all times
8. A sign stating "No proof of age -- No sale" shall be displayed at the point of sale.
9. Training records of all staff that sell alcohol shall be kept. This training shall be done at least once a year for each individual staff member. The training records shall detail:-
 - (a) Staff member's name
 - (b) Staff member's signature
 - (c) Name of person providing the training
 - (d) Date of training
 - (e) Training on the licensing objectives
 - (f) Training on use of the incident log
 - (g) Training on refusal of sale
 - (h) Training on challenge 25 policy
 - (i) Training on the use and downloading (providing copies) of the CCTV system

This training shall be kept at the venue and made available immediately upon request to the police or authorised officers from Brent Council

10. 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.

11. 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) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

Any entries into this log shall be made within 24 hours of the incident

12. All deliveries shall take place during the normal working day (i.e. 09:00hrs to 18:00hrs daily).

13. A refusal book detailing date and time of the refused sale (of alcohol), the name of the person refusing the sale and a description of the person attempting to purchase alcohol, shall be kept and maintained and made available for inspection by authorised officers from Brent Council or the police.

Any entries into this log shall be made within 24 hours of the incident

~~14. condition removed~~

~~15. condition removed by police – council noise team to agree conditions / noise level~~

16. Customers shall not be permitted to take glassware or any other open drink container save for recognisable soft drink containers, outside the premises as defined on the plan submitted to and approved by the Licensing Authority

~~17. condition removed~~

18. The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This smoking area shall be monitored so the level of noise generated does not disturb neighbours.

19. Nudity, striptease and other entertainment of an adult nature shall not be permitted on the premises.

20. Substantial food and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided

21. A personal licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.

22. Toilets shall be checked once a day for drugs and any other illegal activity. On the days that the venue opens passed midnight one extra check shall be completed between midnight and the close of business

23. The toilet checks conducted shall be displayed on the walls of the relevant toilet(s). Staff shall use these checklists to record their name and certify the time of the check. These checks shall be kept for a month and supplied immediately to the police or authorised officers from Brent Council upon request

24. A suitable intruder alarm complete with panic button shall be fitted and maintained.

~~25. condition removed~~

26. Customers carrying open or sealed bottles or glasses shall not be admitted to the premises.

27. SIA door supervisors of a suitable number, gender mix and other suitable measures shall be put in place after undertaking a sufficient and suitable risk assessment based on the proposed event at the premises.

28. SIA Security shall wear clothing that can be clearly and easily identified on CCTV.

29. A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept at the premises and made available to the Police and Licensing Authority.

30. A capacity risk assessment shall be conducted for both the basement and ground levels with separate numbers quoted for each floor. These numbers shall be agreed in writing with Brent Council prior to any licensable activity taking place. These capacity numbers shall be reassessed whenever any building or layout work takes place.

31. Unaccompanied children shall not be permitted on the premises at any time. All children under the age of 18 shall be accompanied by a responsible adult at all times.

On Line Orders / Deliveries

32. Full name and address details, including postcode, must be given when placing an order.

33. 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

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

35. No idling of delivery vehicles

36.

Opening Hours

Monday	07.00	to 00.00hrs
Tuesday	07.00	to 00.00hrs
Wednesday	07.00	to 00.00hrs
Thursday	07.00	to 02.30hrs
Friday	07.00	to 03.30hrs
Saturday	07.00	to 03.30hrs
Sunday	07.00	to 00.00hrs

37.

The Supply of alcohol and other licensable activities shall not exceed:-

Monday	12.00	to 23.30hrs
Tuesday	12.00	to 23.30hrs
Wednesday	12.00	to 23.30hrs
Thursday	12.00	to 23.30hrs
Friday	12.00	to 03.00hrs
Saturday	12.00	to 03.00hrs
Sunday	12.00	to 23.30hrs

New Year's Eve (into New Year's Day) shall be extended by one (1) extra hour for all licensable activities

If the above conditions were agreed 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

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

Sent: 05 March 2025 08:45

To: Business Licence

Cc: info@zombiegamescafe.com

Subject: RE: Variation - Zombie Games Cafe, 15 Cricklewood Broadway, NW2 3JX - 34040 - Police Reps

Paddy,

I'm reluctant to increase the number of people in the smoking area when there are on-going noise complaints. However, if you agree different wording / conditions with Brent's noise team I will accept their proposals and them replaced with mine.

Brent – pending any amendment on this condition (18) both myself and the applicant are in agreement with the attached police conditions, therefore police withdraw reps.

Thanks,

Phil

From: panteleimon Vaiannis

Sent: 03 March 2025 18:42

To: Graves Phil S - NW-CU

Subject: Re: Variation - Zombie Games Cafe, 15 Cricklewood Broadway, NW2 3JX - 34040 - Police Reps

Hi there, I am more than happy with all the conditions proposed and happy to agree, i only wan to ask if it is possible to increase the number of guests at the smoking area to 10 guests up to an a specific time e.g 11pm and then reduce to 5 as traffic will be less, only requesting this given that we are on noisy high street already and monitoring the smoking area is quite challenging and challenging especially with summer period coming up. I would fully understand if you do not agree to this, it would be a massive improvement for us given that we stay on top of guests and noise levels and we continusly monitor and inform guests to respect the neiborhood.

Other than this I am mpre than happy to go ahead with all the proposals above.

Panteleimon Vaiannis

On Sat, 1 Mar 2025, 14:16 , <Phil.S.Graves@met.police.uk> wrote:

Good afternoon Paddy,

Thank you for taking the time to discuss your variation at Zombie Café last week. Please find my attached reps for the application. I've explained my rationale behind my proposals and I have edited your current license to try and find a compromise to our

joint concerns. If you are in a position to agree to the attached conditions police will withdraw representations. I have also attached the warning letter that Edwin sent to you as I make reference to this in my proposals.

Thanks,

Phil

CC Brent Council

|

London Borough of Brent

Premises Licence

Part A

This Premises Licence was granted by Brent Council, Licensing Authority for the area of the Borough of Brent under the Licensing Act 2003

Original grant date: 23 June 2023
Current issue date: 23 June 2023



Authorised signatory

Premises licence number: 28381

Part 1 – Premises Details

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

Zombie Games Cafe
15 Cricklewood Broadway, London, Brent, NW2 3JX

Where the licence is time limited the dates

Licensable activities authorised by the licence

Section B: Films
Section I: Provision of late night refreshment: Indoors
Section J: Sale of alcohol: On the premises

The times the licence authorises the carrying out of licensable activities

Section B: Films

Day	Start Time	End Time
Monday	19:00	23:30
Tuesday	19:00	23:30
Wednesday	19:00	23:30
Thursday	19:00	23:30
Friday	19:00	00:30
Saturday	19:00	00:30
Sunday	19:00	23:30

Casual old movie nights on a non standard bases as pop up events, sound will be amplified.

Section I: Provision of Late Night Refreshments:Indoors

Day	Start Time	End Time
Monday	16:00	23:30
Tuesday	16:00	23:30
Wednesday	16:00	23:30
Thursday	16:00	23:30
Friday	16:00	02:00
Saturday	16:00	02:00
Sunday	16:00	23:30

Christmas Eve, New Years Bank Holidays

Section J: Sale or Supply of Alcohol: On the premises

Day	Start Time	End Time
Monday	12:00	23:30
Tuesday	12:00	23:30
Wednesday	12:00	23:30
Thursday	12:00	23:30
Friday	12:00	02:00
Saturday	12:00	02:00
Sunday	12:00	23:30

Christmas Eve, New Years, Bank Holidays

The opening hours of the premises

Day	Start Time	End Time
Monday	07:00	00:00
Tuesday	07:00	00:00
Wednesday	07:00	00:00
Thursday	07:00	00:00

Friday	07:00	02:30
Saturday	07:00	02:30
Sunday	07:00	00:00

Christmas Eve, New Years, Bank Holidays

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of the premises licence

**SPARTA CARD GAMING LTD
15 Cricklewood Broadway, Brent, NW2 3JX**

Registered number of holder, for example company number, charity number (where applicable)

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Panteleimon Vaiannis

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

**Licence Number
Issuing authority:**

Annex 1 – Mandatory conditions

No Irresponsible Drinks Promotions

(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises--

(a) games or other activities which require or encourage,

or are designed to require or encourage, individuals to-- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to

sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

Free Water

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

Age Verification Policy

(1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either--

(a) a holographic mark, or

(b) an ultraviolet feature.

Small Measures to be Available

The responsible person must ensure that--

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures--

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available

Minimum Price of Alcohol

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1--

(a)—duty|| is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b)—permitted price|| is the price found by applying the formula--

$$P = D + (D \times V)$$

where--

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c)—relevant person|| means, in relation to premises in respect of which there is in force a premises licence--

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) —relevant person|| means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e)—valued added tax|| means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4.(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (—the first day||) would be different from the permitted price on the next day (—the second day||) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Requirement for a DPS

(1) No supply of alcohol may be made under the premises licence-

(a) at a time when there is no designated premises supervisor in respect of the premises licence, or

(b) at a time when the designated premises supervisor does not hold a personal licence or their personal licence is suspended.

(2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Door Supervisors and Security Staff to be Licensed by the SIA (when required)

Where the licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each individual must be licensed by the Security Industry Authority, with the following exceptions:

a) premises where the premises licence authorises plays or films

b) any occasion mentioned in paragraph 8(3)(b) or (c) of Schedule 2 to the Private Security Industry Act 2001 (premises being used exclusively by a club with a club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or

c) any occasion within paragraph 8(3)(d) of Schedule 2 to the Private Security Industry Act 2001

Film Classification When required

(i) The admission of children to the exhibition of any film must be restricted in accordance with the recommendation of the designated film classification body unless section (ii) applies.

(ii) Where the licensing authority notifies the holder of the licence that this subsection applies the admission of children must

be restricted in accordance with any recommendation made by the licensing authority.

In this section-

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c. 39) (authority to determine suitability of video works for classification).

Annex 2 – Conditions consistent with the operating schedule

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. This must comply with the Data Protection Act including signage.
2. CCTV camera shall be installed to cover the entrance of the premises and further cameras installed to cover the full interior of the premises. This will include both the ground floor and basement areas.
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 be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering or leaving the premises.
5. The CCTV images shall be kept in an easily downloadable format.
6. The CCTV system shall display on any recordings the correct date and time of the recording.
7. A "Challenge 25" policy shall be adopted and adhered to at all times
8. A sign stating "No proof of age -- No sale" shall be displayed at the point of sale.
9. Regular documented staff training on licensing legislation and operating procedures shall be given. The training shall be signed and dated and a copy of these training records available for inspection by Police and local authority enforcement officers.
10. 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.
11. 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) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
12. All deliveries shall take place during the normal working day (i.e. 09:00hrs to 18:00hrs daily).
13. A refusal book detailing date and time of the refused sale (of alcohol), the name of the person refusing the sale and a description of the person attempting to purchase alcohol, shall be kept and maintained and made available for inspection by authorised officers from Brent Council or the police.
14. No noise or vibration shall be detectable at any neighbouring noise sensitive premises

15. Notices asking customers to leave quietly shall be conspicuously displayed at all exits.
16. Customers shall not be permitted to take glassware or any other open drink container save for recognisable soft drink containers, outside the premises as defined on the plan submitted to and approved by the Licensing Authority
17. There shall be no licensable activities including the consumption of alcohol undertaken in the "OFFICE SPACE".
18. The designated smoking area (DSA) shall be located at the front of the premises facing Cricklewood Broadway. When the premises licence is in operation the DSA shall be limited to no more than 5 (five) people at any one time. This shall be supervised at all times
19. Nudity, striptease and other entertainment of an adult nature shall not be permitted on the premises.
20. Substantial food and non-intoxicating beverages shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided
21. A personal licence holder shall be present on the premises and supervise the sale of alcohol throughout the permitted hours for the sale of alcohol.
22. Toilets shall be checked every 2 hour(s) for the use of drugs and other illegal activities.
23. A toilet check list shall be displayed on the wall in all toilets. Staff shall use these checklists to record their name and certify the time of the check. Checklists are to be replaced daily and old checklists must be retained and made available for inspection by the Police and authorised officers from Brent Council.
24. A suitable intruder alarm complete with panic button shall be fitted and maintained.
25. Notices explaining the licensee"s policy on admission and searching shall be placed at each entrance.
26. Customers carrying open or sealed bottles or glasses shall not be admitted to the premises.
27. SIA door supervisors of a suitable number, gender mix and other suitable measures shall be put in place after undertaking a sufficient and suitable risk assessment based on the proposed event at the premises.
28. SIA Security shall wear clothing that can be clearly and easily identified on CCTV.
29. A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept at the premises and made available to the Police and Licensing Authority.
30. 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.
31. Unaccompanied children shall not be permitted on the premises at any time. All children under the age of 18 shall be accompanied by a responsible adult at all times.

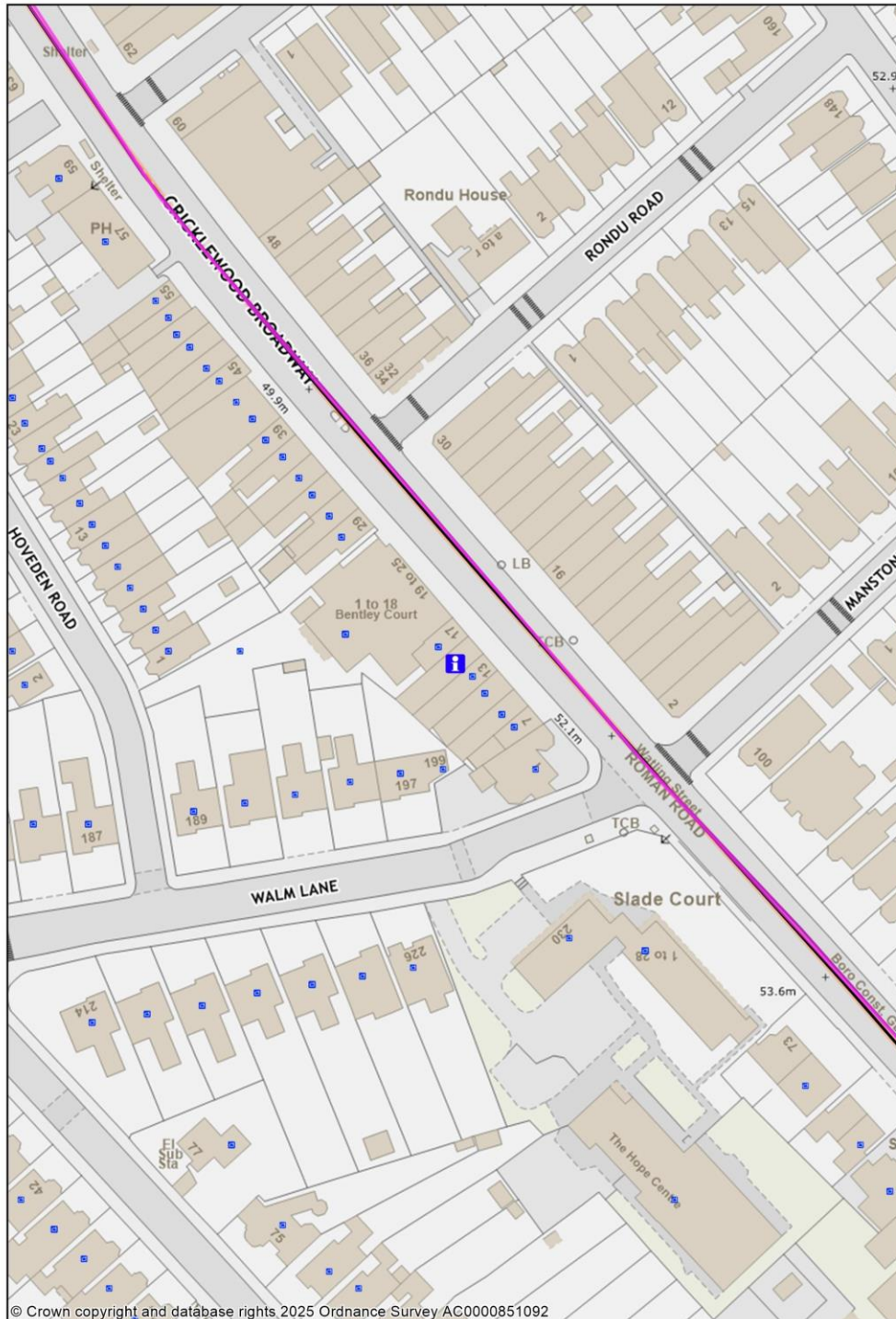
On Line Orders / Deliveries

32. Full name and address details, including postcode, must be given when placing an order.
33. 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
34. Delivery drivers should be asked to keep noise to a minimum when collecting takeaways and must not be permitted to loiter unnecessarily
35. No idling of delivery vehicles

Annex 3 – Conditions attached after a hearing by the licensing authority

See attached

Basemap Map



1:1250

0 0.02 0.04 kilometres



This page is intentionally left blank