

BROMLEY CIVIC CENTRE, STOCKWELL CLOSE, BROMLEY BRI 3UH



THE LONDON BOROUGH
www.bromley.gov.uk

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To: Members of the
LICENSING SUB-COMMITTEE

Councillors Mary Cooke, Russell Mellor and Pauline Tunnicliffe

A meeting of the Licensing Sub-Committee will be held at Committee Room 1 -
Bromley Civic Centre on **THURSDAY 9 APRIL 2015 AT 10.00 AM**

There will be a pre-meeting for Council Members and officers at 9.45am.

MARK BOWEN
Director of Corporate Services

A G E N D A

- 1 **APPOINTMENT OF CHAIRMAN FOR THE MEETING**
- 2 **DECLARATIONS OF INTEREST**
- 3 **LICENSING SUB-COMMITTEE HEARING - BAR DU VIN, 32, EAST STREET,
BROMLEY, KENT, BR1 1QU.
Bromley Town**
- 4 **LICENSING SUB-COMMITTEE HEARING - ROYAL BELL, 175, HIGH STREET,
BROMLEY, KENT, BR1 1NN.
Bromley Town**

**Objections to the applications are referred to in the attached reports of the
Director of Environmental Services.**

The Chairman will request the names and addresses of those giving evidence
together with the names of any representatives.

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Agenda Item 3

London Borough of Bromley

Report No.
ES15028

PART 1 - PUBLIC

Agenda
Item No.

Title: **APPLICATION FOR A VARIATION OF THE PREMISES LICENCE AT BAR DU VIN LIMITED, 32, EAST STREET, BROMLEY, KENT, BR1 1QU.**

Decision Maker: **Licensing Sub-Committee**

Decision Date:
09 Apr 2015

Decision Type: Non-Urgent Non-Executive

Non-Key

Budget/Policy
Framework:

Chief Officer: Director of Environmental Services Nigel Davies

Contact Officer: David Candeland, Licensing Officer
Tel: 020 8313 4210 E-mail: david.candeland@bromley.gov.uk

Ward: Bromley Town Ward

1. SUMMARY

- 1.1 To consider the application by Bar Du Vin Limited for variation to the Premises Licence at Bar Du Vin Limited, 32, East Street, Bromley, Kent, BR1 1QU.
- 1.2 A Premises Licence is currently in operation at the premises.

Current Licensable Activities

Sale or Supply of Alcohol on Sunday from 11:00 to 22:30
Sale or Supply of Alcohol on Monday and Tuesday from 11:00 to 23:00
Sale or Supply of Alcohol on Wednesday to Saturday from 11:00 to 00:00
Late Night Refreshment on Wednesday and Thursday from 23:00 to 00:00
Late Night Refreshment on Friday and Saturday from 23:00 to 00:30
Live Music on Thursday from 21:00 to 00:00
Live Music on Friday and Saturday from 21:00 to 00:30
Recorded Music on Timings Same as Live Music
Performance of Dance on Timings Same as Live Music
Facilities for Making Music on Timings Same as Live Music
Provision of Facilities for Dancing on Sunday from 11:00 to 22:30
Provision of Facilities for Dancing on Monday and Tuesday from 11:00 to 23:00
Provision of Facilities for Dancing on Wednesday and Thursday from 11:00 to 00:00
Provision of Facilities for Dancing on Friday and Saturday from 11:00 to 00:30

Hours the current premises open to the public.

Hours Open to the Public on Sunday from 08:00 to 22:30
Hours Open to the Public on Monday and Tuesday from 08:00 to 23:00
Hours Open to the Public on Wednesday and Thursday from 08:00 to 00:00
Hours Open to the Public on Friday and Saturday from 08:00 to 00:30

- 1.3 Details of the variation to the Premises License application:

To extend the hours for the following licensable activities:

Sale or Supply of Alcohol: Thursday 11.00 to 01.00 the morning following, Friday and Saturday 11.00 to 02.00 the morning following and Sunday 11.00 to 00.00.

Late Night Refreshment: Thursday 23.00 to 01.00 the morning following, Friday and Saturday 23.00 to 02.00 the morning following and Sunday 23.00 to 00.00.

Live Music: Sunday 12.00 to 22.00.

Recorded Music: Monday to Wednesday 12.00 to 23.00, Thursday 12.00 to 01.00 the morning following, Friday and Saturday 12.00 to 02.00 the morning following and Sunday 11.00 to 00.00.

Hours premises are open to the public

Monday and Tuesday 11.00 to 23.30, Wednesday 11.00 to 00.00, Thursday 11.00 to 01.30 the morning following, Friday and Saturday 11.00 to 02.30 the morning following and Sunday 11.00 to 00.30 the morning following.

Seasonal Variations

Sale or Supply of Alcohol: Christmas Eve until 02.00 the morning following and New Year's Eve until 04.00 the morning following.

Late Night Refreshment: Christmas Eve until 02.00 the morning following and New Year's Eve until 04.00 the morning following.

Recorded Music: Christmas Eve until 02.00 the morning following and New Year's Eve until 04.00 the morning following.

Hours premises are open to the public

Christmas Eve until 02.30 the morning following and New Year's Eve until 04.30 the morning following.

As contained in the application form and external plan as **appendix 1**.

2. RECOMMENDATIONS

2.1 Members are asked to decide on this application having received written and oral evidence. The options include: -

1. Grant the applications as made.
2. Grant the application as made but imposing conditions or restrictions
3. Refuse the application.

3. COMMENTARY

3.1 SUMMARY OF LICENSING LAW - LICENSING ACT 2003.

3.2 The Licensing Act 2003 states that any premises in the London Borough of Bromley requires a licence / certificate issued by the Council (premises licence / club premises certificate) where the following activities occur:-

Provision of regulated entertainment

- a) plays.
- b) films.
- c) indoor sporting events.
- d) boxing or wrestling entertainment.
- e) live music.
- f) recorded music.
- g) performances of dance.
- h) anything of a similar description to that falling within (e), (f) or (g)

Provision of entertainment facilities for:

- i) making music.
- j) dancing
- k) entertainment of a similar description to that falling within (i) or (j).

Provision of late night refreshment (between 2300hrs and 0500hrs).

Supply of alcohol (on and off sales).

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club.

The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place.

Licences / Certificates may be issued subject to any terms, conditions or restrictions the Council feels are appropriate to address any or all of the four licensing objectives.

The Council has previously agreed on 25th October 2010 Bromley's Statement of Licensing Policy for the Period 2011 – 2016.

The Licensing Appeals Committee must consider the Statement of Licensing Policy and any Special Policy of Cumulative Impact currently in force when making any decisions in respect of these applications.

4.0 Information about the premises

- 4.1 Copy of the current license as **appendix 2.**
- 4.2 History of the Premises **as appendix 3.**
- 4.3 Letter of objection from Police and Planning attached at **appendix 4.**
- 4.4 Short Matrix at **appendix 5.**
- 4.5 Plan of the premises at **appendix 6.**
- 4.6 Photographs of the premises attached at **appendix 7.**
- 4.7 Maps of location of the premises at **appendix 8.**
- 4.8 Map of the area subject to "Cumulative Impact Policy" Bromley at **appendix 9.**
- 4.9 Map of area subject to an "Alcohol Exclusion Zone" Bromley at **appendix 10.**

5.0 POLICY IMPLICATIONS

The Licensing Appeals Committee is a sub committee of the General Purpose and Licensing Committee. The decisions will have an impact on three of the key areas identified in the "Building a Better Bromley Strategy" these are

- Safer Communities

- A Quality Environment
- Vibrant thriving Town Centres

6.0 FINANCIAL IMPLICATIONS AND LEGAL IMPLICATIONS

Should the application be refused or granted with conditions the applicant, responsible authorities or interested party have the right of appeal to the Magistrates Court and then to the Crown Court. The cost of defending such an appeal would have to be met, but cannot be quantified at this time.

Non-Applicable Sections:	LEGAL IMPLICATIONS, PERSONNEL IMPLICATIONS
Background Documents: (Access via Contact Officer)	Licensing premises file and computer records.

Appendix 1



KR 1465 8724 5GB SIGNED FOR



2 FEB 2015

OF BROMLEY

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 Elaine Stockbridge
(Insert name(s) of applicant)

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	13/00867/LAPRE
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
32 East Street			
Post town	Bromley, Kent	Postcode	BR1 1QU

Telephone number at premises (if any)	0208 313 9620
Non-domestic rateable value of premises	£

Part 2 – Applicant details

Daytime contact telephone number	04852 251 9620		
E-mail address (optional)	Lainay3608@msn.com		
Current postal address if different from premises address	4a Paget Terrace Plumstead		
Post town	London	Postcode	SE18 3PX

Part 3 - Variation

Please tick as appropriate

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

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

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)

We are looking to extend our hours slightly at the weekends.
Extra times being 00:00 - 01:00 Thursdays
00:00 - 02:00 Friday & Saturdays
22:30 - 00:00 Sundays

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:

250

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.

Provision of regulated entertainment

Please tick all that apply

- 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

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both -- please tick (please read guidance note 3)	Indoors <input checked="" type="checkbox"/>	
				Outdoors <input type="checkbox"/>	
				Both <input type="checkbox"/>	
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon			We would sometimes like an afternoon singer ie Rat Pack, Buble etc to sing on Sundays then background music after.		
Tue					
Wed					
Thur			State any seasonal variations for the performance of live music (please read guidance note 5)		
Fri			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 6)		
Sat					
Sun	12:00	22:00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors <input checked="" type="checkbox"/>	
				Outdoors <input type="checkbox"/>	
				Both <input type="checkbox"/>	
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	12:00	23:00	DJ on premises Thursday + Friday evening for diners Background Sunday Background music extended othertimes		
Tue	12:00	23:00			
Wed	12:00	23:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	12:00	01:00	DJ on premises Christmas Eve till 2am and New Years Eve 4am.		
Fri	12:00	02:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	12:00	02:00			
Sun	11:00	00:00			

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon	No Change		Please give further details here (please read guidance note 4) Would like 1hr added to our licence on Thursdays, 2hrs on Friday and Saturdays and 1hr 30mins for Sundays.			
Tue	No Change					
Wed	No Change		State any seasonal variations for the provision of late night refreshment (please read guidance note 5) Christmas Eve 02:00 New Years Eve - 04:00			
Thur	23:00	01:00				
Fri	23:00	02:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)			
Sat	23:00	02:00				
Sun	22:30	00:00				

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)		On the premises	<input checked="" type="checkbox"/>
					Off the premises	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) Extra hour on Thursdays and Extra 2 hours on Friday & Saturdays			
Mon						
Tue			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) Christmas Eve 11:00 - 02:00 New Years Eve 11:00 - 04:00			
Wed						
Thur	11:00	01:00				
Fri	11:00	02:00				
Sat	11:00	02:00				
Sun	11:00	00:00				

K

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

None

L.

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	11:00	23:30	<p>Drinking up time 30mins.</p> <p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)</p> <p>04:30 New Years Eve 02:30 Christmas Eve</p>
Tue	11:00	23:30	
Wed	11:00	00:00	
Thur	11:00	01:30	
Fri	11:00	02:30	
Sat	11:00	02:30	
Sun	11:00	00:30	

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.

None.

Please tick as appropriate

- 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 not enclosed the premises licence or relevant part of premises licence.

local authority have not issued the new one yet.

M

Describe any additional steps 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 and e) (please read guidance note 10)

We feel after the six week period using our TENS it should be noted we are a responsible establishment.

b) The prevention of crime and disorder

By ensuring 80% of the floor area is dedicated to tables booths & seating. This will have a negative impact on any crime & disorder. We employ 2/3 Door Supervisors registered with SIA visible to the public & using a capacity counter. We promote responsible drinking and anti drug establishment toilet attendants Friday & Saturday. We log any incidence.

c) Public safety

An additional 1/1metre was put in place for emergency exit. Fire alarm procedures in place, First Aid updated with accident reports on site. Employees & Public liability on show reception area.

d) The prevention of public nuisance

There is virtually no residential properties in East St. all upper floors are offices. Due to Viv's 4am licence we are leaving earlier (2am) therefore reducing over spill into East Street. Noise limiter has been fitted. Dedicated cab company in place for Bardwin.

e) The protection of children from harm

Children under the age of 18 must be accompanied by an adult and not allowed near the bar area.

Checklist:


Please tick to indicate agreement

- 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, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 11)

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

Signature	
Date	28th January 2015
Capacity	Proprietor

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 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)

Elaine Stockbridge
32 East Street

Post town	Bromley, Kent	Post code	BR1 1QU
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Telephone number (if any)	07852251908
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

Appendix 2

LICENSING ACT 2003

**Premises Licence
London Borough of Bromley**

Premises licence number

14/00876/LMPRE

Signed

Paul Lehane
Head of Food Safety, Occupational Safety and Licensing

Licence Granted **14th August 2010** Issue Number **011**

This licence consists of **13** pages (Including Licence Summary)

Part 1 – Premises Details

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

Bar Du Vin
32A East Street
Bromley
BR1 1QU

Where the licence is time limited the dates

Not applicable.

Licensable activities authorised by the licence

Sale or Supply of Alcohol
Late Night Refreshment
Live Music
Recorded Music
Performance of Dance
Facilities for Making Music
Provision of Facilities for Dancing

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

On the Premises Only

The opening hours of the premises

Hours Open to the Public on Sunday from 08:00 to 22:30
Hours Open to the Public on Monday and Tuesday from 08:00 to 23:00
Hours Open to the Public on Wednesday and Thursday from 08:00 to 00:00
Hours Open to the Public on Friday and Saturday from 08:00 to 00:30

The times the licence authorises the carrying out of licensable activities.

Sale or Supply of Alcohol on Sunday from 11:00 to 22:30
Sale or Supply of Alcohol on Monday and Tuesday from 11:00 to 23:00
Sale or Supply of Alcohol on Wednesday to Saturday from 11:00 to 00:00
Late Night Refreshment on Wednesday and Thursday from 23:00 to 00:00
Late Night Refreshment on Friday and Saturday from 23:00 to 00:30
Live Music on Thursday from 21:00 to 00:00
Live Music on Friday and Saturday from 21:00 to 00:30
Recorded Music on Timings Same as Live Music
Performance of Dance on Timings Same as Live Music
Facilities for Making Music on Timings Same as Live Music
Provision of Facilities for Dancing on Sunday from 11:00 to 22:30
Provision of Facilities for Dancing on Monday and Tuesday from 11:00 to 23:00
Provision of Facilities for Dancing on Wednesday and Thursday from 11:00 to 00:00.
Provision of Facilities for Dancing on Friday and Saturday from 11:00 to 00:30

Part 2

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

Bar Du Vin Limited
of
43 East Street
Bromley
Kent
BR1 1QQ

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

8698237 - Private Limited Company

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

Full Name: Ms Elaine Mary Stockbridge
Address: 4A Paget Terrace Paget Lodge Plumstead London

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

DPS Licence Ref: 1002425744 501/1494/3 - issued by Ofqual / Welsh Government

Mandatory Conditions

1. Supply of Alcohol:

(1) No supply of alcohol may be made at a time when no designated premises supervisor has been specified in the licence or at a time when the designated premises supervisor does not hold a personal licence or the personal licence has been suspended.

(2) Every sale of alcohol under the premises licence must be authorised by a personal licence holder.

2. Irresponsible 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).

3. Free Potable Water:

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

4. Age Verification:

(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.

5. Minimum Measures:

(1) 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.

6. Permitted Price:

(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 (1);

(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) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994 (2).
- (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.

7. Films:

(1) The admission of children must be restricted in accordance with the recommendations laid down by the British Board of Film Classification.

OR

(2) In circumstances where the licensing authority has reclassified a film. Then access of children should be restricted to meet this reclassification standard.

Note:- "Children" means any person under 18 years of age.

8. Door Supervision:

(1) Any individual employed at the premises as a door supervisor must

(a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or

(b) be entitled to carry out that activity by virtue of section 4 of that Act.

Conditions consistent with the Operating Schedule

9. Entertainment may be provided by the reproduction of wireless (including television) broadcasts or of programmes included in any other service (within the meaning of the Broadcasting Act 1990)

Or

Entertainment by way of music and singing only which is provided solely by the reproduction of recorded sound,

Both of which must be at a level that must not exceed background levels as determined by the licensing authority.

10. The incidental performance of live music. This is where it is incidental to another activity which itself is not entertainment or provision of entertainment facilities. The live music must be at a level that must not exceed background levels as determined by the licensing authority.

The Prevention of Crime & Disorder

11. The premises shall have an approved, effective and well managed CCTV system installed by an NS1 - Nacoss Gold Standard / SSAIB registered installer in accordance with NACP 20 and shall be capable of supplying images in all lighting conditions. The installed system shall be compliant with the requirements of the Data Protection Act 1998 and the licensee shall be the data controller for any images caught on the system and register and notify the ICO.

12. The system installed shall be subject to a regular maintenance contract as stipulated by the installer, have the capability to download images on request of a lawful, relevant authority by a responsible staff member. A responsible staff member must be present at all times to be able to provide to any relevant authority on request images necessary for investigating or preventing crime or apprehending or prosecuting an offender.

All images shall be kept on a secure data base for a minimum of 31 days.

13. All staff shall receive training in their roles and responsibilities under the Licensing Act 2003 that records relating to this training are kept and that those records are made available to Police or Council Officers on request.

14. Alcohol will not be permitted to be taken from the premises.

15. At Police request (and following consultation with the premises licence holder or their representative), the venue will take part in reasonable crime prevention initiatives, (including the submission of form 696 - promoted event risk assessment-) if considered necessary in targeting any prevailing crime trend identified at the premises.

Public Safety

16. Compliance with statutory requirements

17. The external area on East Street identified on the plan submitted with the variation application for Bar Du Vin dated 7th April 2014, shall not be used unless the appropriate safety barriers approved and installed by the Local Authority to protect customers against vehicle intrusion when seated at tables are in place

The Prevention of Public Nuisance

18. An in-line noise limitation device shall be employed which is set and sealed to the satisfaction of the local authority (inaudible within nearest residential property).

19 . All doors and windows to remain closed whilst regulated entertainments is taking place (except to allow access and egress).

20. Signs shall be displayed asking customers to leave quietly when leaving the premises and to have consideration for the local community.

21. No regulated entertainment shall take place externally in any part of the premises.

22. The ceiling shall be soundproofed.

Protection of Children from Harm

23. Children shall not be allowed near the bar areas and must be accompanied by a responsible adult.

24. That the premises adopts the 'challenge 25 scheme' whereby any person that appears under 25 year of age has to prove they are over 18 by providing identification by means of Passport, Photographic Identity drivers licence or identification card approved by the proof of age standards scheme (PASS) and bearing the PASS logo. In addition a refusals log be kept and maintained. This log must be available to Police or Council Officers on request.

25. Staff training shall be regularly carried out to ensure that staff are aware of the need to be vigilant when dealing with young people and shall ensure that no adult purchases alcohol for anyone under the age of 18.

26. Challenge 25 posters shall be displayed in an appropriate places around the bar area.

27. The premises must operate in accordance with the submitted application form and is subject to additional conditions as specified within, Part 3 (Operating Schedule) of the Form, held by the Licensing Authority.

Stamped Reference Number: **10/00462/LAPRE** Dated: **14th August 2010**.

Conditions attached after a hearing by the Licensing Authority

28. Waiter/Waitress service will always be available.

29. 80% of the floor space shall be allocated for Tables and Chairs.

30. The Floor Layout Plan submitted with the variation application (that shows seating for a minimum of 60 persons) shall not be altered without the written consent of the licensing authority.

31. Preference will be given to single people wishing to dine at the Bar.

32.. Before the variations permitted are introduced the CCTV system and noise limitation device required by this licence shall be installed and working to the satisfaction of the licensing authority. The CCTV system shall have a minimum of 7 interior and 2 exterior cameras.

Plans

Held by the Licensing Authority Stamped Reference Number: **10/00658/LAPRE**
Dated: **27th October 2010**.

LICENSING ACT 2003

Premises Licence Summary

Premises licence number

14/00876/LMPRE

Signed

Paul Lehane
Head of Food Safety, Occupational Safety and Licensing

Licence Granted **14th August 2010** Issue Number: **011**

This licence summary consists of **3** pages

Premises Details

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

Bar Du Vin
32A East Street
Bromley
BR1 1QU

Where the licence is time limited the dates

Not applicable.

Licensable activities authorised by the licence

Sale or Supply of Alcohol
Late Night Refreshment
Live Music
Recorded Music
Performance of Dance
Facilities for Making Music
Provision of Facilities for Dancing

The opening hours of the premises

Hours Open to the Public on Sunday from 08:00 to 22:30
Hours Open to the Public on Monday and Tuesday from 08:00 to 23:00
Hours Open to the Public on Wednesday and Thursday from 08:00 to 00:00
Hours Open to the Public on Friday and Saturday from 08:00 to 00:30

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

On the Premises Only

The times the licence authorises the carrying out of licensable activities

Sale or Supply of Alcohol on Sunday from 11:00 to 22:30
Sale or Supply of Alcohol on Monday and Tuesday from 11:00 to 23:00
Sale or Supply of Alcohol on Wednesday to Saturday from 11:00 to 00:00
Late Night Refreshment on Wednesday and Thursday from 23:00 to 00:00
Late Night Refreshment on Friday and Saturday from 23:00 to 00:30
Live Music on Thursday from 21:00 to 00:00
Live Music on Friday and Saturday from 21:00 to 00:30
Recorded Music on Timings Same as Live Music
Performance of Dance on Timings Same as Live Music
Facilities for Making Music on Timings Same as Live Music
Provision of Facilities for Dancing on Sunday from 11:00 to 22:30
Provision of Facilities for Dancing on Monday and Tuesday from 11:00 to 23:00
Provision of Facilities for Dancing on Wednesday and Thursday from 11:00 to 00:00.
Provision of Facilities for Dancing on Friday and Saturday from 11:00 to 00:30

Name, (registered) address of holder of premises licence

Bar Du Vin Limited
of
43 East Street
Bromley
Kent
BR1 1QQ

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

8698237 - Private Limited Company

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Full Name: Ms Elaine Mary Stockbridge

State whether access to the premises by children is restricted or prohibited

As specified in the Operating Schedule Stamped Reference Number:
10/00462/LAPRE Dated: 14th August 2010

Appendix 3

Application for a variation of the Premises Licence

**Bar Du Vin Limited (Previously Sultans)
32, East Street
Bromley
Kent
BR1 1QQ**

Premises History.

5th July 2010

Application made for a new premises licence at Sultans, 32, East Street, Bromley made by Mr Mehmet Mustafa and Huseyin Jaffer.

No objections received so the licence was granted for the following:

Sale or Supply of Alcohol on Monday and Tuesday from 11:00 to 22:30
Sale or Supply of Alcohol on Wednesday and Thursday from 11:00 to 23:30
Sale or Supply of Alcohol on Friday and Saturday from 11:00 to 00:30
Sale or Supply of Alcohol on Sunday from 11:00 to 22:00
Late Night Refreshment on Wednesday and Thursday from 23:00 to 00:00
Late Night Refreshment on Friday and Saturday from 23:00 to 01:00
Live Music on Thursday from 21:00 to 00:00
Live Music on Friday and Saturday from 21:00 to 01:00
Recorded Music Timings Same as for Live Music
Performance of Dance Timings Same as for Live Music
Facilities for Making Music Timings Same as for Live Music
Provision of Facilities for Dancing on Monday and Tuesday from 11:00 to 23:00
Provision of Facilities for Dancing on Wednesday and Thursday from 11:00 to 00:00
Provision of Facilities for Dancing on Friday and Saturday from 11:00 to 01:00
Provision of Facilities for Dancing on Sunday from 11:00 to 22:30

Open to the public on the following times:

Hours Open to the Public on Monday and Tuesday from 11:00 to 23:00
Hours Open to the Public on Wednesday and Thursday from 11:00 to 00:00
Hours Open to the Public on Friday and Saturday from 11:00 to 01:00
Hours Open to the Public on Sunday from 11:00 to 22:30

Conditions:

An in-line noise limitation device shall be employed which is set and sealed to the satisfaction of the local authority (inaudible within nearest residential property).

Continued.....

(2)

The premises shall have an approved, effective and well managed CCTV system installed by an NS1 - Nacoss Gold Standard / SSAIB registered installer in accordance with NACP 20 and shall be capable of supplying images in all lighting conditions. The installed system shall be compliant with the requirements of the Data Protection Act 1998 and the licensee shall be the data controller for any images caught on the system and register and notify the ICO.

The system installed shall be subject to a regular maintenance contract as stipulated by the installer, have the capability to download images on request of a lawful, relevant authority by a responsible staff member. A responsible staff member must be present at all times to be able to provide to any relevant authority on request images necessary for investigating or preventing crime or apprehending or prosecuting an offender.

All images shall be kept on a secure data base for a minimum of 31 days.

A "Challenge 25" scheme shall be implemented at the premises. This Scheme must be approved by the Council. No sale of age restricted products shall take place save in accordance with the scheme.

Where it is necessary to request proof of age it shall be proven by either the production of a passport, driving licence or Government-approved PASS (Proof of Age Standards Scheme) Accredited cards.

27th September 2010

Application made to vary the existing premises licence.

The variation was for the following:

The premises were enlarged by including number 32b, East Street, Bromley and the both Mr Mustafa and Mr Jaffer wanted to extend the premises licence to cover both 32 and 32b.

No changes were made to the hours or licensable activities on the premises licence.

No objections were received, so the licence was granted.

22nd October 2012

Transfer of premises licence to a single operator of the premises licence by Mr Huseyin Jaffer. Mr Mehmet Mustafa was removed as the joint operator of the licence.

Continued.....

(3)

18th December 2013

Application to transfer the premises licence to Bar Du Vin Limited.

22nd December 2013

Application to vary the premises licence by Bar Du Vin Limited. Current application.

17th February 2014

Licensing Sub-Committee Hearing held at the LB Bromley, the outcome decision was as follows:

Present:

Councillors Russell Mellor, Tim Stevens and John Canvin

1. DECLARATIONS OF INTEREST

There were no declarations of interest.

2. APPOINTMENT OF CHAIRMAN

Councillor Russell Mellor was appointed Chairman for the meeting.

3. Application for a variation to the Premises Licence for “Bar Du Vin Limited”, 32, East Street, Bromley, Kent, BR1 1QQ.

4. The Licensing Sub-Committee has made the following decision having regard to:

The application

The original variation application summarised the variations sought as an amended internal layout to match that of the planning consent, removal of conditions 12 and 13 and an extension of the opening hours also to match those of the planning consent. Representations were received in response to the application. The applicant advised Members that the application is now amended so as to reduce the licensing and opening hours on Friday and Saturday evening. The premises will stop serving customers at midnight on those evenings with all customers off the premises by half past midnight.

As a result of the amendments all representations were withdrawn other than those from the Police. The Police had objected to the hours originally sought but also proposed new conditions to allow a degree of flexibility whilst retaining the link with alcohol and food.

(i) The case for the applicant

With reference to the licensing objectives, the applicant argued that the reduction in licensing hours and requirement of table seating for 80% of the floor area should further the crime and disorder objective. An additional 1.1 m emergency fire escape should improve public safety. The reduction in licensing hours so as not be at the same time as O'Neils or VuVu nightclub should assist in connection with public nuisance. Measures would be put in place to protect children from harm. The planning consent was for a A3 and A4 use. The offer of the premises would have a French theme would include reasonably priced food. The healthy food with table service was felt to provide a particularly female friendly café bar that would generate 24 new jobs for local people. The central island bar would be designed to work for single person dining and the spaces will be able to be reserved in advance. So as not to encourage vertical drinking, draft beers would not be sold. The previous restaurant had not been financially successful which was felt to demonstrate that the site could not support a restaurant only use. With reference to the cumulative impact policy, the application was not for a new licence but for a reduction of the opening hours and a reduction of the licensed area for an existing licence. The Council had recently granted licences, including at an address in East Street without a "substantial meal" condition.

(ii) The case for the Police

The Police in reply drew attention to the area as being subject to a special policy on cumulative impact. Whilst the policy had been successful in bringing down crime levels, High Street Bromley and surrounding streets (including East Street) are still viewed as a crime hot spot when considering the night time economy. The crimes involved violence and disorder – criminal damage, public order offences such as affray, assault ranging up to GBH and sexual offences. The Police did not object to the previous licensing application for a restaurant because of its style of business and because alcohol was tied to the supply of food. So as not to add to the cumulative impact, the Police suggested two new conditions which, whilst allowing for a degree of flexibility, would retain the link with alcohol and food. If allowed as applied for, the venue could become a wine bar with a limited menu.

There would be no guarantee or condition to prevent it moving away from even that style of operation. To evidence issues arising from cumulative impact, Members were shown CCTV images of events involving disorder in East Street during night time.

Reasons for decision

Members considered the amended application, the written and oral representations, the Council's Statement of Licensing Policy and statutory guidance.

With reference to the special policy, Members considered whether the variation proposed would contribute to problems of cumulative impact.

Members considered that the reduction in hours proposed would assist the dispersal of customers from licensed premises in East Street at closing time. Although the Police were concerned that it would be possible for the premises to operate solely as a wine bar, the premises would be laid out with dining tables, provided with waiter/waitress service and with a reasonably priced food offer. The applicant pointed out that the Council had allowed a licence in East Street without a substantial refreshment condition. Members have to judge the application that it has. We were satisfied that a French style café bar with the food offer described should not add to the problems of cumulative impact. Additional conditions were offered to ensure that the premises should not become attractive as a vertical drinking establishment. For these reasons Members concluded that the amended application was one that could be permitted without harm to the licensing objectives subject to the imposition of additional conditions. The Police representations and the other representations had raised concerns about the extended hours originally applied for. In view of the concession made by the applicant not to pursue these hours we did not need to make a final judgment. However had the terminal hours originally applied been sought at the hearing, we were of the view that such an application could well have added to issues of cumulative impact in terms of dispersal of customers and other issues and may well have been refused.

Decision

That the application to vary the premises licence be permitted as follows:

Amended hours:

Sale or Supply of Alcohol on Monday and Tuesday from 11:00 to 23:00.

Sale or Supply of Alcohol on Wednesday, Thursday, Friday & Saturday from 11:00 to 00:00.

Sale or Supply of Alcohol on Sunday from 11:00 to 22:30.

Late Night Refreshment on Wednesday and Thursday from 23:00 to 00:00.

Late Night Refreshment on Friday and Saturday from 23:00 to 00:30.

Live Music on Thursday from 21:00 to 00:00.

Live Music on Friday and Saturday from 21:00 to 00:30.

Recorded Music Timings Same as for Live Music.

Performance of Dance Timings Same as for Live Music.

Facilities for Making Music Timings Same as for Live Music.

Provision of Facilities for Dancing on Monday and Tuesday from 11:00 to 23:00.

Provision of Facilities for Dancing on Wednesday and Thursday from 11:00 to 00:00.

Provision of Facilities for Dancing on Friday and Saturday from 11:00 to 00:30.

Provision of Facilities for Dancing on Sunday from 11:00 to 22:30

Hours open to the public

Hours Open to the Public on Monday and Tuesday from 08:00 to 23:00

Hours Open to the Public on Wednesday and Thursday from 08:00 to 00:00
Hours Open to the Public on Friday and Saturday from 08:00 to 00:30
Hours Open to the Public on Sunday from 08:00 to 22:30

Conditions 12 and 13 are removed from the licence. All other conditions remain.

Additional Conditions

The following additional conditions be imposed on the licence:

- Waiter/Waitress service will always be available.
- 80% of the floor space shall be allocated for Tables and Chairs.
- The Floor Layout Plan submitted with the variation application (that shows seating for a minimum of 60 persons) shall not be altered without the written consent of the licensing authority.
- No draft beers shall be supplied at the premises.
- Preference will be given to single people wishing to dine at the Bar.
- Before the variations permitted are introduced the CCTV system and noise limitation device required by this licence shall be installed and working to the satisfaction of the licensing authority. The CCTV system shall have a minimum of 7 interior and 2 exterior cameras.

7th April 2014

Variation application for minor amendment to seating layout and addition of Outside Dining Area.

The outside dining area to be licensed for the sale and supply of alcohol until 22.00 each day of the week.

Variation granted.

6th October 2014

Change of Designated Premises Supervisor from Gavin Boyer to Elaine Stockbridge.

4th December 2014

Minor variation application to remove the condition "No draft beers shall be supplied at the premises. No objections received, minor variation granted.

4th February 2015

Current application for variation.

Appendix 4

Application to vary a Premises Licence; Bar Du Vin 32 East Street Bromley Kent BR1 1QU

On Monday 2nd February 2015 Bromley Borough Police received a copy of an application made in respect of the above venue. It was submitted by Elaine Stockbridge the designated premises supervisor (DPS) of the premises

Current Situation

The premise is currently trading. It is to be found in East Street directly next to VuVus nightclub. Previously the venue traded as 'Sultans' a restaurant with restaurant style conditions. These were removed/watered down at a licensing sub committee hearing on 17th February 2014 following assurances given at that time by the applicant a Mr Ivor Andrews.

Cumulative Impact policy/Alcohol exclusion Zone

East Street and the surrounding area are subject to a 'cumulative impact policy'. This premise is wholly within the area prescribed by the Council. This policy was introduced because of the high number of licensed premises which have impacted on the licensing objectives. East Street, along with the High Street, is a 'hot spot' for crime and it is well known that the customers that use the licensed premises in this area are responsible for, if not the victims of, the high number of alcohol related assaults that take place. They are also involved in public disorder and issues round public nuisance.

These problems are normally associated with public houses and nightclubs. However other licensed premises, such as off licences and restaurants can also contribute to the issues to be found in this area.

This same area is subject to an 'alcohol exclusion zone'. This was brought in to combat the problems identified round street drinking, including young people who drink alcohol on the way to, or between venues as a way of 'pre-loading'. Increasingly those making use of the night time economy are also drinking at home and are affected by alcohol before they arrive at their chosen venue. Both practises add to the level of drunkenness at the end of the evening.

The Application

In broad terms the applicant is looking to increase the hours for these premises

e) Live Music (indoors) - the applicant is asking to add live music for a Sunday between the hours of 12:00 and 22:00. Live Music is no longer licensable for a premise such as these between the hours of 08:00 and 23:00 (and for an audience of no more than 200)

f) Recorded Music (indoors) - the applicant is asking for the following; Monday to Wednesday between the hours of 12:00 and 23:00, Thursday between the hours of 12:00 and 01:00, Friday and Saturday between the hours of 12:00 and 02:00 and Sunday between the hours of 11:00 and 24:00.

Under further details the applicant states that there will be a DJ on the premises Thursday and Friday evenings (and Saturdays?) for diners, background music on Sundays and at other times. Background music is not licensable. Under seasonal variations the applicant has asked for Christmas Eve until 02:00 hours the following day and New Years Eve (NYE) until 04:00 hours the following day (for a DJ). There are no non standard timings asked for

i) Late night refreshment (LNR) (indoors) - The applicant has asked for Thursday between the hours of 23:00 and 01:00 hours, Friday and Saturday between the hours of 23:00 and 02:00, and Sunday between the hours of 22:30 (23:00) and 24:00. Under seasonal variations the applicant has asked for Christmas Eve up to 02:00 the following day and NYE up to 04:00 the following day. There are no non standard timings asked for.

j) Supply of alcohol (on the premises) - The applicant has asked for the following; Thursday between the hours of 11:00 and 01:00, Friday and Saturday between the hours of 11:00 and 02:00 and Sunday between the hours of 11:00 and 24:00. The applicant has asked (under non standard timings this time) for these hours to be extended on Christmas Eve and NYE, 11:00 to 02:00 and 11:00 to 04:00 respectively

l) Hours premises are open to the public - the applicant has asked for the following; Monday and Tuesday between the hours of 11:00 and 23:30, Wednesday between the hours of 11:00 and 24:00, Thursday between the hours of 11:00 and 01:30, Friday and Saturday between the hours of 11:00 and 02:30, Sunday between the hours of 11:00 and 00:30. In effect the applicant is asking for a 30 minute drinking up time at the end of each day. Under non standard timings the applicant has asked for a similar increase on Christmas Eve and NYE, 02:30 and 04:30 respectively

Part 'M' - I have no comment to make

Police View

Police indexes have been checked looking at offences within the High Street and East Street areas, which involve violence and are connected to the night time economy by either time of night, alcohol or both. This venue is situated wholly within the cumulative impact policy area. In fact it is in the 'centre of the action'

There was a drop between 2009 and 2012, starting off at a total 125 crimes for the High Street and East Street and reaching a low of 75 in 2012. There was an increase to 92 recorded crimes for 2013 and a staggering 201 recorded crimes for 2014. The figure for 2014 does not include the 66 crimes found by this office after searching Local Authority CCTV and the Police CAD system looking for offences either not reported or attended by Police.

Looking at the crime figures for East Street in particular shows that the recorded crimes for 2014 (44) are more than double those for 2013 (20). If the crimes found on Council CCTV etc are factored in, the figure for 2014 stands at 70 incidents. This increase is troubling. Recently, because of the perceived success of the cumulative impact policy, the licensing regime has been relaxed somewhat. The offences looked at include criminal damage, common assault, GBH, affray and sexual assault.

Since 1st January 2015 the figures for East Street, for both recorded offences and those found by this office, suggest another increase this year; 13 offences this year so far, with 4 during the same period in 2014.

The above figures do not include offences that have occurred away from the High street/East Street as people disperse to go home

The doubling of crime and disorder connected to the night time economy cannot be allowed to continue unchecked. Whilst action is being taken against identified premises, a large proportion of disorder and violence cannot be attributed to any one premise.

Conclusion

The Morphing of this establishment from restaurant to bar is almost complete. This is exactly what the applicant Mr Andrews promised would not happen at the hearing on the 17th February 2014. And exactly what Police warned would happen at that same hearing. I visited the premises on a night duty shift 31st January 2015. What I saw was an extremely busy bar with the majority of customers standing round the bar drinking or dancing to a loud DJ. There was at least one drunken female present who was brought to the attention of management

I have no desire to make things overly difficult for the applicant Mrs Stockbridge. At the February 2014 hearing Mr Andrews, in his desperation to get the licence he wanted, suggested a ridiculous condition restricting the premises to bottled beer only. I stated at the time that I would never seek such a condition as I regarded it unreasonable. When this was found to be the case by the current management/owners I did not stand in the way of a minor variation to have the condition removed. However this application is a step too far.

Although the applicant states that the venue has run on temporary event notices without trouble I would counter that these events are just that, temporary. The applicant is now seeking permanent increased hours; in a cumulative impact policy area. As regards trouble at the premises; between July 2010 and Feb 2014 when it operated as a restaurant with restaurant style conditions - no recorded incidents/offences. Between June 2014 and February 2015 under its current licence - two incidents on the 28th and 29th November separated by about 2 hours - fights/assaults

The Cumulative impact policy was brought into effect because the concentration of licensed premises in the High Street area was having a significant impact on the promotion of the licensing objectives. The policy is still relevant as disorder/violence and public nuisance is still evident either at or nearby to the pubs, club and restaurants to be found within the borders of the policy area. In fact it has increased/is increasing.

The effect of the cumulative impact policy is to create a 'rebuttable presumption' that applications for the grant or variation of premises or club licences (which are likely to add to the existing cumulative impact) would normally be refused or subject to certain limitations, unless the applicant can demonstrate in the operating schedule that there will be no negative cumulative impact on the licensing objectives.

Bromley Borough Police oppose the increase in hours put forward by the applicant. It is a busy venue and with longer hours will be putting people onto the streets who would have had an increased opportunity to drink. They would then find themselves competing for travel and food options with other crapulent patrons; this can only lead to conflict.

Police ask that the application be refused.

NB a breakdown of figures can be supplied for any scheduled hearing date

Candeland, David

From: Cottrell, Dee
Sent: 23 February 2015 13:51
To: Double, Paul; Devarajulu, Esther
Subject: Bar Du Vin 32 East Street

Reference no CONLIC/14/00016 premises as above

I refer to the application from E. Stockbridge relating to the above site.

Planning Enforcement raise objections to the hours of operation.

Permission has been granted for the following opening hours:

Monday and Tuesday 08.00-23.00.

Wednesday and Thursday 08.00-00.00.

Friday and Saturday 08.00-02.00 the following day.

Sunday 08.00-22.30.

A planning application for the Variation of Condition 3 from Town Planning Application ref: DC/10/00924 is required.

Regards,

John Stephenson
Acting Planning Investigation
Development Control Manager
London Borough of Bromley
Tel: (020) 8461 7887
Mobile: 07951 068 186
john.stephenson@bromley.gov.uk

Dee Cottrell
Technical Clerk
Planning Investigation
planninginvestigation@bromley.gov.uk
Tel:020 8464 3333

Appendix 5

Name of Premises

Address

Bar Du Vin Limited

32, East Street, Bromley, Kent, BR1 1QQ.

	Retail Alcohol	Club Alcohol	Regulated Entertainment	Late Night Refreshment	Comments
CURRENT OPERATION	Y	N	Y	Y	This premises falls within the Bromley Cumulative Impact Zone and Alcohol Exclusion Zone. They are located in a Highly Residential Area and Busy Street.
PROPOSED OPERATION	Y	N	Y	Y	Variation Application

Premises Profile Matrix

	YES or NO	Comments
Seated (Inside) / Seated (Outside)	Y	Internal seating for 160. External 20 persons at tables on East Street.
Themed	N	
Vertical Drinking	Y	Permitted at the premises. Large central bar.
Off Sales	N	
Dedicated Children's area	N	
Garden / Patio	Y	Allowed to serve food and drink to the external allocated area in East Street.
Waiter / Waitress service	Y	Service of food and drink to the tables.
Age Profile 18-24 / 25-35 / 35+		18-24 = 10% / 25-35 = 60% / 35+ = 30%
Amplified Music	Y	Not outside. Friday and Saturday Nights DJ.
Live Music	Y	Not outside. Thursday, occasional (1 per month) live singer.

Piped Music	Y	Not outside. Background music.
Adult Style Entertainment	N	
AWP's / Electronic Games	N	
Pool Tables	N	
Big Screen	N	
Karaoke	Y	Wednesday, occasionally (1 per month).
Other	N	

OCCUPANCY NUMBERS	Maximum capacity.
200	

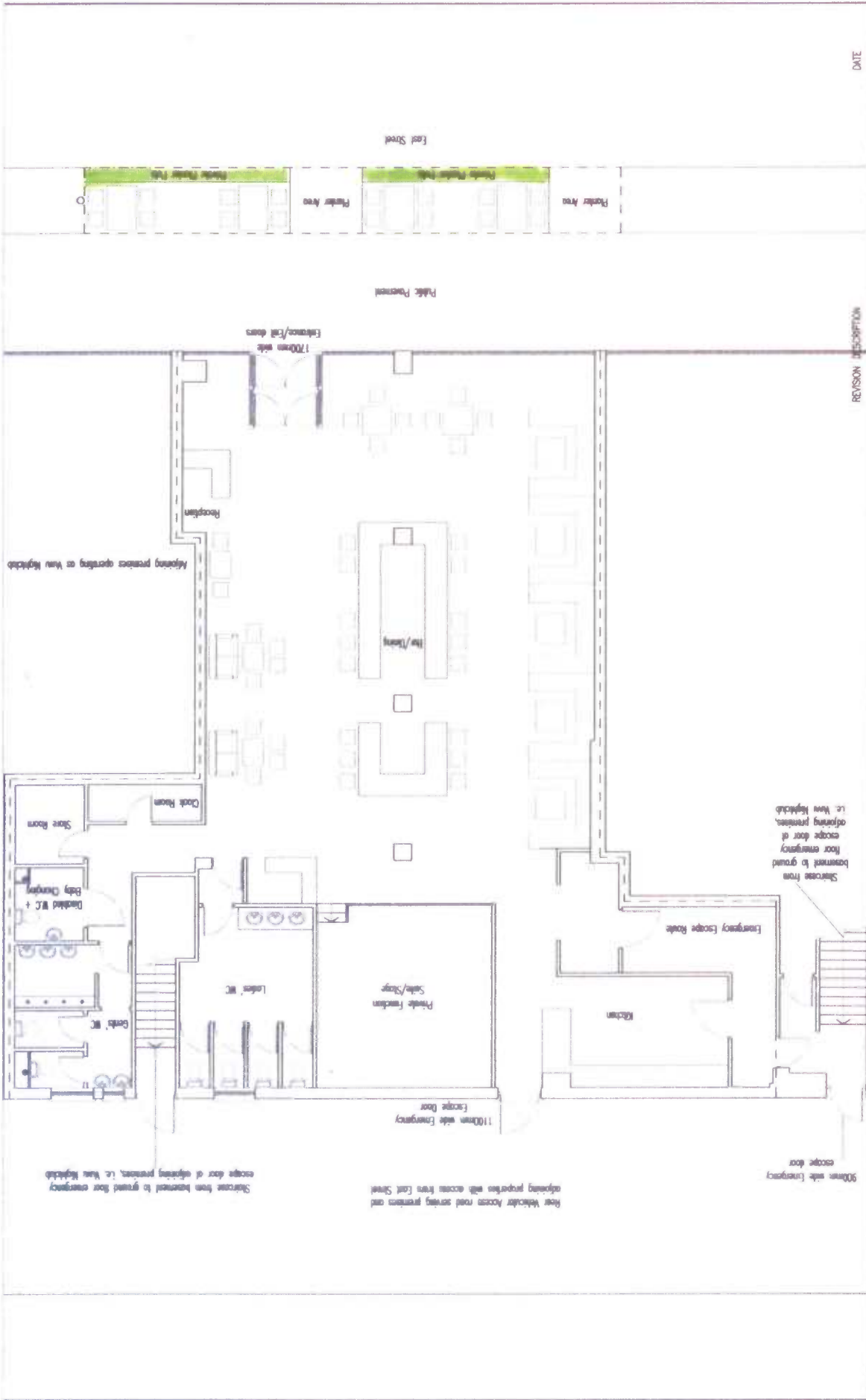
HOURS OF OPERATION	Current hours for licensable activity	Proposed hours for licensable activity	Proposed Time of opening/closing to the public
Alcohol "On" Sales, Regulated Entertainment and Late Night Refreshment	<p>Sale or Supply of Alcohol on Sunday from 11:00 to 22:30, Monday and Tuesday from 11:00 to 23:00, Wednesday to Saturday from 11:00 to 00:00.</p> <p>Late Night Refreshment on Wednesday and Thursday from 23:00 to 00:00. Friday and Saturday from 23:00 to 00:30.</p> <p>Live Music on Thursday from 21:00 to 00:00</p>	<p>Sale or Supply of Alcohol: Thursday 11.00 to 01.00 the morning following, Friday and Saturday 11.00 to 02.00 the morning following and Sunday 11.00 to 00.00.</p> <p>Late Night Refreshment: Thursday 23.00 to 01.00 the morning following, Friday and Saturday 23.00 to 02.00 the morning following and Sunday 23.00 to 00.00.</p>	<p>Monday and Tuesday 11.00 to 23.30, Wednesday 11.00 to 00.00, Thursday 11.00 to 01.30 the morning following, Friday and Saturday 11.00 to 02.30 the morning following and Sunday 11.00 to 00.30 the morning following.</p> <p>Seasonal Variations Christmas Eve until 02.30 the morning following and New Year's Eve until 04.30 the morning following.</p>

	<p>Friday and Saturday from 21:00 to 00:30.</p> <p>Recorded Music Timings Same as Live Music</p> <p>Performance of Dance Timings Same as Live Music</p> <p>Facilities for Making Music Timings Same as Live Music</p> <p>Provision of Facilities for Dancing Sunday from 11:00 to 22:30. Monday and Tuesday from 11:00 to 23:00 Wednesday and Thursday from 11:00 to 00:00 Friday and Saturday from 11:00 to 00:30.</p>	<p>Live Music: Sunday 12.00 to 22.00.</p> <p>Recorded Music: Monday to Wednesday 12.00 to 23.00, Thursday 12.00 to 01.00 the morning following, Friday and Saturday 12.00 to 02.00 the morning following and Sunday 11.00 to 00.00.</p> <p><u>Seasonal Variations</u></p> <p>Sale or Supply of Alcohol: Christmas Eve until 02.00 the morning following and New Year's Eve until 04.00 the morning following.</p> <p>Late Night Refreshment: Christmas Eve until 02.00 the morning following and New Year's Eve until 04.00 the morning following.</p> <p>Recorded Music: Christmas Eve until 02.00 the morning following and New Year's Eve until 04.00 the morning following.</p>	
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Existing and Proposed Controls

Control measures	Existing Yes / No	Proposed Yes / No	Comments
CCTV	Y	N/A	Digital system to an evidential standard. Records for 31 days. Cameras x 7 internally and 2 externally.
Noise Limiter fitted (Set and sealed)	Y	N/A	Already a condition on the licence. Set by Public Protection.
Nearest residential premises Double Glazed	N	?	Flats above premises within East Street.
Air Conditioned	Y	N/A	Installed.
Ventilation	Y	N/A	As above
Lobbied Access / Egress	Y		However, there is a set of doors that fold open.
Door Supervisors	Y	N/A	Friday & Saturday Nights x 2. On special occasions this increases to 3.

Appendix 6

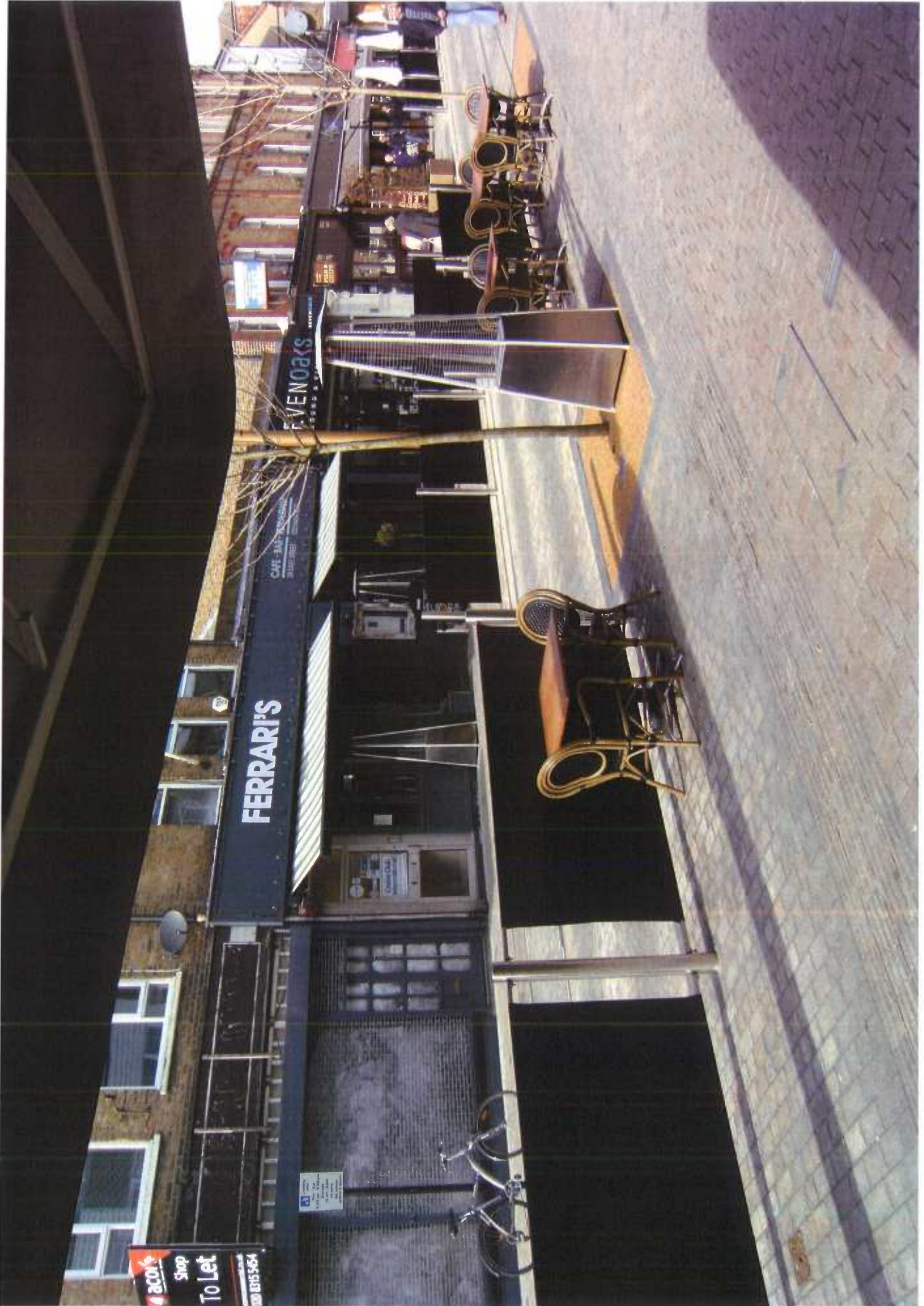


FH PROPERTY SERVICES 65 St Pious Wood Hill Oppington Kent BR5 2SU Tel: 07949 928 170 Email: fethi.huseyni@yahoo.com	CLIENT Bar du Vin Ltd	SCALE 1:100 @ A3	DATE April 2014
	JOB Bar du Vin, 32 East Street, Bromley, BR1	REVISION DESCRIPTION 	DRAWING NO. 01
TITLE Proposed Ground Floor Plan	JOB NO. 140109	REVISION NO. 	DATE

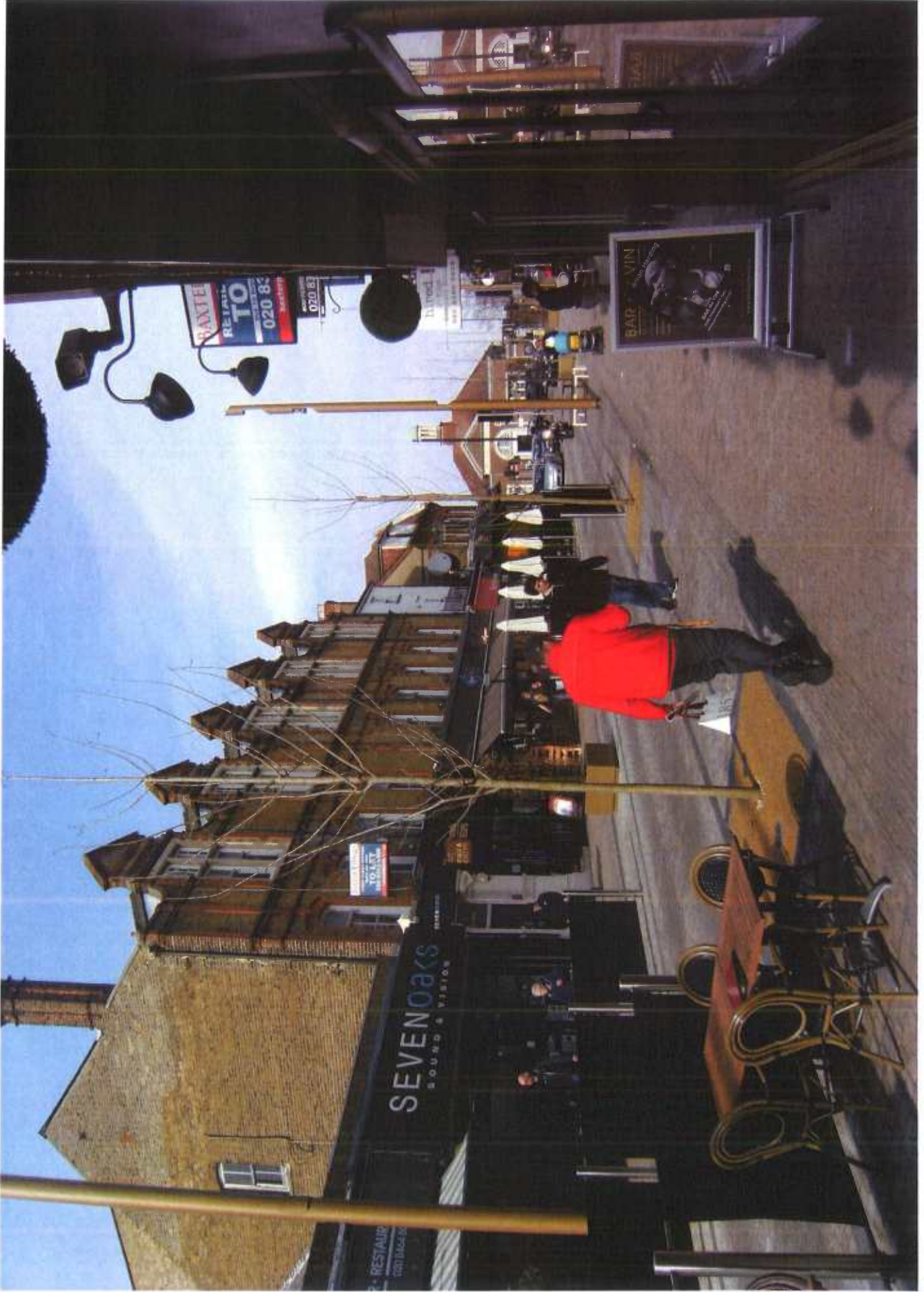
Appendix 7



Bar Du Vin



Bar Du Vin Outside Dining Area



View from Bar Du Vin towards Bromley North Station



View from Bar Du Vin towards Market Square



View of Main Bar in the centre of the establishment



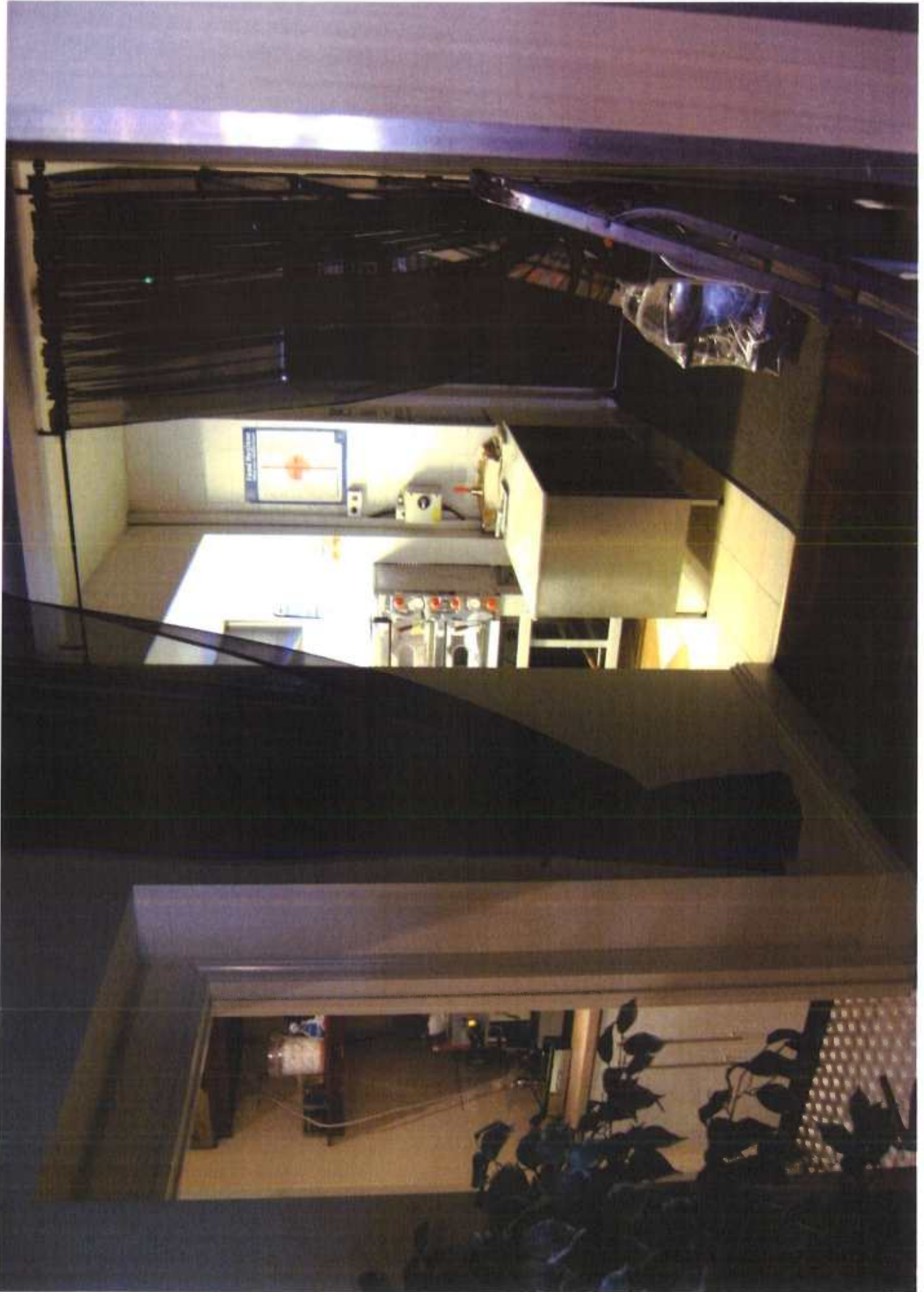
View of the dining seating area



View of dining seating area



View of raised drinking area



View to the kitchen area



View towards the entrances of Bar Du Vin (sliding doors to the right)

Appendix 8



Bar Du Vin



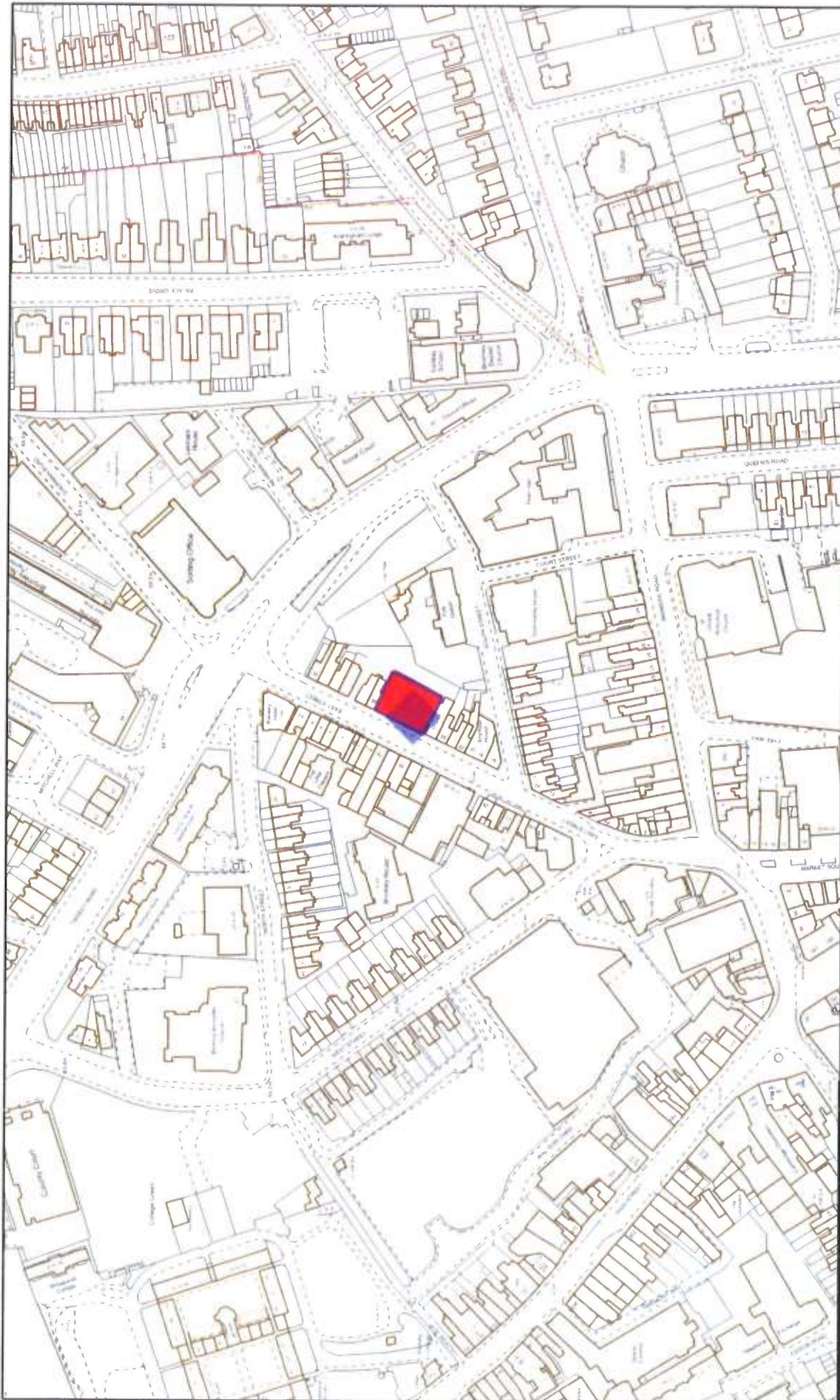
Public Protection

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Tuesday, March 10,
2015

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Bar Du Vin

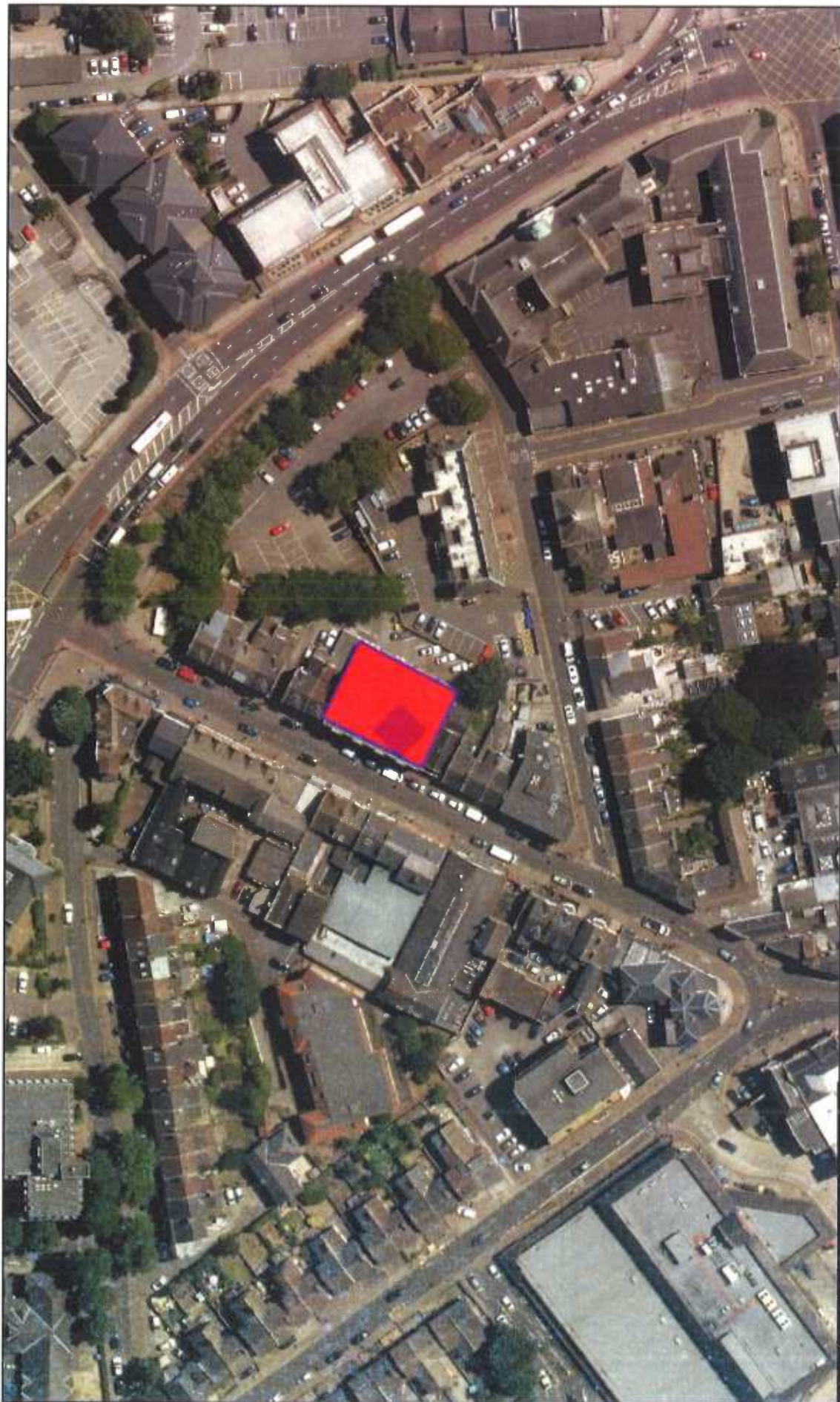


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Tuesday, March 10, 2015

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Bar Du Vin



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0 20 40 60 80 100 120 metres 



Public Protection

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2014, Ordnance Survey 100017661.

Tuesday, March 10, 2015

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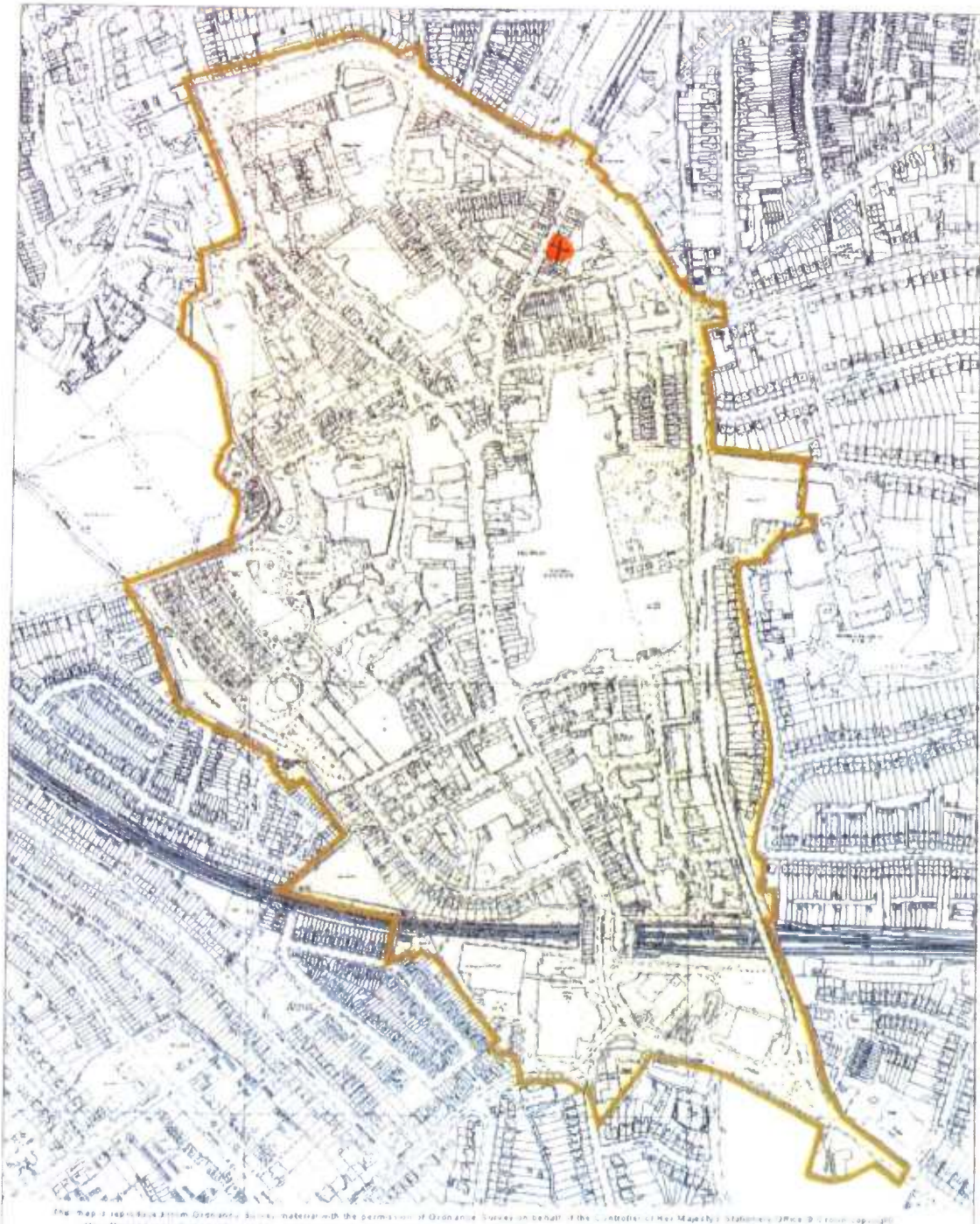
Bromley
London Borough of Bromley

Bar Du Vin

0 25 50 75 100 125 150 metres

Appendix 9

Appendix E: Map of Bromley Town Centre



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ENVIRONMENT AND LEISURE SERVICES



GORDON HARRISON
DIRECTOR OF
ENVIRONMENT AND LEISURE SERVICES
CIVIL CENTRE, TROCKWELL CLOSE
BROMLEY, SEB17 8AR
Tel: 020 5481 1000

**LICENSING ACT 2003 - BROMLEY TOWN CENTRE
AREA SUBJECT TO A SPECIAL POLICY
OF CUMULATIVE IMPACT.**

Scale 1:4000



03/11/04

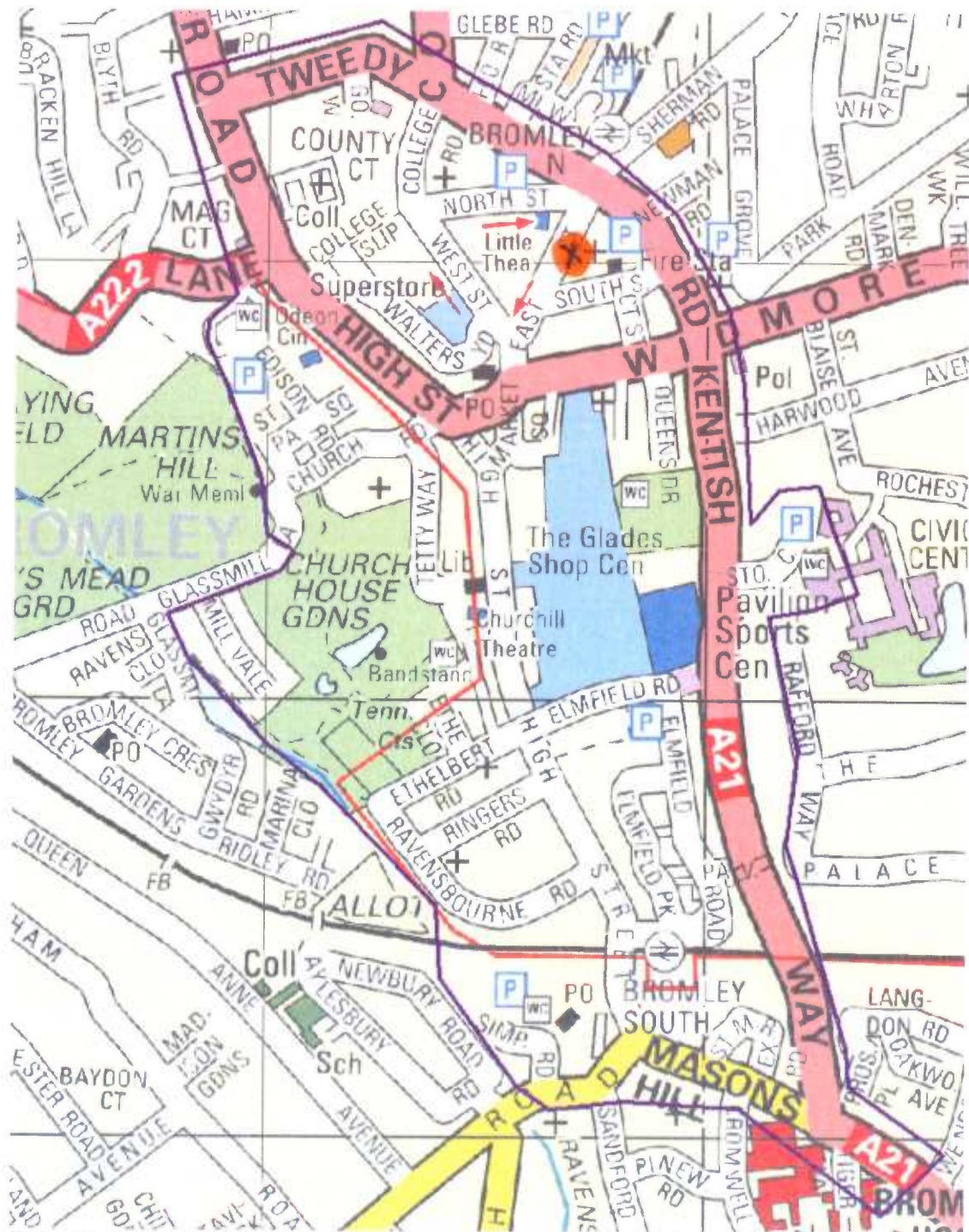
BTC 83



BAR DU VIN


Appendix 10

Bromley Town Centre Alcohol Exclusion Zone



Digital Map Data © Bartholomew 2000 and Postcode Boundary Data © the Post Office 2000.

- ❖ The exclusion zone is the area within the purple line.

 Bar Du Vin

Agenda Item 4

London Borough of Bromley

Report No.
ES15030

PART 1 - PUBLIC

Agenda
Item No.

Title: **APPLICATION FOR A VARIATION OF THE PREMISES LICENCE AT ROYAL BELL, 175, HIGH STREET, BROMLEY, KENT, BR1 1NN.**

Decision Maker: **Licensing Sub-Committee** Decision Date: **09 Apr 2015**

Decision Type: Non-Urgent Non-Executive Non-Key

Budget/Policy Framework:

Chief Officer: Director of Environmental Services Nigel Davies

Contact Officer: David Candeland, Licensing Officer
Tel: 020 8313 4210 E-mail: david.candeland@bromley.gov.uk

Ward: Bromley Town Ward

1. SUMMARY

- 1.1 To consider the application by Gregarious Limited for variation to the Premises Licence at Royal Bell, 175, High Street, Bromley, Kent, BR1 1NN.
- 1.2 A Premises Licence is currently in operation at the premises.

Current Licensable Activities

Sale or Supply of Alcohol on Sunday to Wednesday 10:00 to 23:00
Sale or Supply of Alcohol on Thursday to Saturday 10:00 to 23:30
Alcohol Off Sales timings as for the Sale and Supply of Alcohol.
Late Night Refreshment on Sunday to Saturday 23:00 to 23:30
Live Music timings as for the Sale and Supply of Alcohol.
Recorded Music timings as for the Sale and Supply of Alcohol.
Similar to Live, Recorded or Dance timings as for the Sale and Supply of Alcohol.
Facilities for Making Music timings as for the Sale and Supply of Alcohol.
Entertainment similar to above timings as for the Sale and Supply of Alcohol.

Hours the current premises open to the public.

From the start of permitted hours until 30 minutes after the end of permitted hours.

- 1.3 Details of the variation to the Premises License application:

Sale or Supply of Alcohol and Off Sales: Sunday to Wednesday 10.00 to 00.00, Thursday to Saturday 10.00 to 00.30.

Late Night Refreshment: Sunday to Wednesday 23.00 to 00.30, Thursday to Saturday 23.00 to 01.00.

Provision of Plays: Sunday to Saturday 12.00 to 23.00.

Recorded Music: Monday to Wednesday 10.00 to 00.00, Thursday to Sunday 10.00 to 00.30.

Hours premises are open to the public

Sunday to Wednesday 10.00 to 00.30, Thursday to Saturday 10.00 to 01.00.

Non-Standard Timings Variations

Sale or Supply of Alcohol: New Year's Eve from the end of permitted hours on the 31st December to the start of permitted hours on the 1st January.

Late Night Refreshment: New Year's Eve from the end of permitted hours on the 31st December to the start of permitted hours on the 1st January.

Hours premises are open to the public

New Year's Eve from the end of permitted hours on the 31st December to the start of permitted hours on the 1st January.

Brief Description of the proposed variation.

To submit plans to alter layout to reflect a food led pub and to allow the opening of an iconic building at the heart of the high street.

To vary the hours by adding an additional hour throughout the week to the sale of alcohol, the opening hours, recorded music and late night refreshment.

Remove conditions imposed in 2006 reference 06/00850/LAPRE and 2007 reference 07/00616/LAPRE. Remove condition 12.

Change smoking restrictions to follow revised opening hours. Condition 14.

To allow the showing of films each day from 12:00 until 23:00

As contained in the application form and external plan as **appendix 1**.

2. RECOMMENDATIONS

2.1 Members are asked to decide on this application having received written and oral evidence. The options include: -

1. Grant the applications as made.
2. Grant the application as made but imposing conditions or restrictions
3. Refuse the application.

3. COMMENTARY

3.1 SUMMARY OF LICENSING LAW - LICENSING ACT 2003.

3.2 The Licensing Act 2003 states that any premises in the London Borough of Bromley requires a licence / certificate issued by the Council (premises licence / club premises certificate) where the following activities occur:-

Provision of regulated entertainment

- a) plays.
- b) films.
- c) indoor sporting events.
- d) boxing or wrestling entertainment.
- e) live music.
- f) recorded music.
- g) performances of dance.
- h) anything of a similar description to that falling within (e), (f) or (g)

Provision of entertainment facilities for:

- i) making music.
- j) dancing
- k) entertainment of a similar description to that falling within (i) or (j).

Provision of late night refreshment (between 2300hrs and 0500hrs).

Supply of alcohol (on and off sales).

The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club.

The sale by retail of alcohol by or on behalf of a club to a guest of a member of the club for consumption on the premises where the sale takes place.

Licences / Certificates may be issued subject to any terms, conditions or restrictions the Council feels are appropriate to address any or all of the four licensing objectives.

The Council has previously agreed on 25th October 2010 Bromley's Statement of Licensing Policy for the Period 2011 – 2016.

The Licensing Appeals Committee must consider the Statement of Licensing Policy and any Special Policy of Cumulative Impact currently in force when making any decisions in respect of these applications.

4.0 Information about the premises

4.1 Copy of the current license as **appendix 2**.

4.2 Letter of objection from Police attached at **appendix 3**.

4.3 Short Matrix at **appendix 4**.

4.4 Plan of the premises at **appendix 5**.

4.5 Photographs of the premises attached at **appendix 6**.

4.6 Maps of location of the premises at **appendix 7**.

4.8 Map of the area subject to "Cumulative Impact Policy" Bromley at **appendix 8**.

4.9 Map of area subject to an "Alcohol Exclusion Zone" Bromley at **appendix 9**.

5.0 POLICY IMPLICATIONS

The Licensing Appeals Committee is a sub committee of the General Purpose and Licensing Committee. The decisions will have an impact on three of the key areas identified in the "Building a Better Bromley Strategy" these are

- Safer Communities
- A Quality Environment
- Vibrant thriving Town Centres

- Safer Communities
- A Quality Environment
- Vibrant thriving Town Centres

6.0 FINANCIAL IMPLICATIONS AND LEGAL IMPLICATIONS

Should the application be refused or granted with conditions the applicant, responsible authorities or interested party have the right of appeal to the Magistrates Court and then to the Crown Court. The cost of defending such an appeal would have to be met, but cannot be quantified at this time.

Non-Applicable Sections:	LEGAL IMPLICATIONS, PERSONNEL IMPLICATIONS
Background Documents: (Access via Contact Officer)	Licensing premises file and computer records.

Appendix 1

* required information

Section 1 of 17

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is your business registered in the UK with Companies House? Yes No

* Registration number

* Business name If your business is registered, use its registered name.

* VAT number Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 17

APPLICATION DETAILS

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.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

90,000

Section 3 of 17

VARIATION

Do you want the proposed variation to have effect as soon as possible? Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

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 to the late night levy.

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

Describe Briefly The Nature Of The Proposed Variation

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 for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

To submit plans to alter layout to reflect a food led pub and to allow the opening of an iconic building at the heart of the high street.
To vary the hours by adding an additional hour throughout the week to the sale of alcohol, the opening hours, recorded music and late night refreshment.
Remove conditions imposed in 2006 reference 06/00850/LAPRE and 2007 reference 07/00616/LAPRE.
Remove condition 12.
Change smoking restrictions to follow revised opening hours.
To allow the showing of films each day from 12:00 until 23:00

Section 4 of 17

PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Section 5 of 17

PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

Continued from previous page...

MONDAY

Start

End

Start

End

Provide 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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the exhibition of films take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

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.

State any seasonal variations for the exhibition of film.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 6 of 17

PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes No

Section 7 of 17

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

Section 8 of 17

PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Provide 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.

Continued from previous page...

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

- Indoors Outdoors Both

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.

State any seasonal variations for playing recorded music.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

Section 10 of 17

PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes No

Section 11 of 17

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes No

Section 12 of 17

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

Start

End

End

Provide 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.

TUESDAY

Start

Start

End

End

WEDNESDAY

Start

Start

End

End

THURSDAY

Start

Start

End

End

FRIDAY

Start

Start

End

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

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.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Years Eve from end of permitted hours on 31st January to the start of permitted hours on 1st January.

Section 13 of 17

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

Continued from previous page...

MONDAY

Start

Start

End

End

Provide 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.

TUESDAY

Start

Start

End

End

WEDNESDAY

Start

Start

End

End

THURSDAY

Start

Start

End

End

FRIDAY

Start

Start

End

End

SATURDAY

Start

Start

End

End

SUNDAY

Start

Start

End

End

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Years Eve from end of permitted hours on 31st January to the start of permitted hours on 1st January.

Section 14 of 17

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide 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 etc gambling machines etc.

None proposed.

Section 15 of 17

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

Start

End

End

Provide 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.

TUESDAY

Start

Start

End

End

WEDNESDAY

Start

Start

End

End

THURSDAY

Start

Start

End

End

FRIDAY

Start

Start

End

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

New Years Eve from end of permitted hours on 31st January to the start of permitted hours on 1st January.

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

Part 3 Operating schedule 06/00850/LAPRE dated 7th November 2006 and 07/00616/LAPRE dated 5th September 2007
9 No new admittance to the premises after 22:30
12 Only persons over 21 permitted on premises after 19:00 on Thursday to Saturday

- I have enclosed the premises licence
 I have enclosed the relevant part of the premises licence

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

Section 16 of 17

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Continued from previous page...

I have considered the terms of your local licensing policy when preparing this application and it is our belief that the switch in style of operation from a vertical drinking bar to a more traditional pub with a strong food offer will enhance the high street and help to rejuvenate that part of Bromley in line with the councils stated aim.

b) The prevention of crime and disorder

Two SIA registered door staff to be used from 20:00 until the close of the premises whenever it is open for the sale of alcohol beyond midnight.

Providing a 30 minute extension of opening hours after the end of the sale of alcohol, with continued sale of refreshments will promote gradual and orderly dispersal of customers.

No use of drinks promotions such as 'happy hours'

Active involvement in any local 'pub watch' scheme.

A CCTV system be installed at the premises and be maintained in good working order and be continually recording at all times the premises are in use under the license. The CCTV System will be capable of capturing a clear facial image of every person who enters the premises.

All CCTV footage shall be kept for a period of thirty one (31) days and shall, upon request, be made immediately available to Officers of the Police and the Council.

All staff are trained in their responsibilities under the licensing act 2003 and training records to be kept and updated every 6 months and shall, upon request, be made immediately available to Officers of the Police and the Council.

No new admittance to the premises after 23:30

c) Public safety

No risks that are not covered by other legislation.

The premises has a health and safety policy

Public transport is good to and from the premises

The premises will promote a local licensed taxi service

The premises has a strict anti-drugs policy in line with the council's policy

d) The prevention of public nuisance

A dispersals policy shall be established aimed at encouraging customers to leave the premises quickly, in a quiet and orderly manner

Details of the premises opening and closing times will be clearly displayed upon the premises for the information of customers

The external area will not be used after 23:00 on any day except by smokers for smoking until the premises close.

e) The protection of children from harm

The restrictions set out in the Licensing Act 2003 will apply

No unusual risks of harm to children have been identified

When on the premises children must be accompanied or supervised by a parent/guardian and will be permitted until 22:00

The premises shall operate an agecheck 'Challenge 21' policy whereby customers purchasing alcohol who look or appear to be under 21 years of age will be asked for an approved form of proof of age to verify their age. Approved forms shall include a driving licence, passport or a PASS approved proof of age card.

All staff involved in the sale of alcohol shall be trained in the agecheck 'Challenge 21' policy. A record of their training,

Continued from previous page...

including the dates that each member of staff is trained, shall be available for inspection at the premises on request by the Council's authorised officers or the Police.

Agecheck or 'Challenge 21' signage shall be displayed at entrances to the premises, areas where alcohol is displayed for sale and at points of sale to inform customers that an agecheck 'Challenge 21' policy applies and proof of age may be required

A register of refused sales of alcohol which is clearly marked with details of the premises, address and name of licence holder shall be maintained in order to demonstrate effective operation of the policy. The register shall be available for inspection at the premises on request by the Council's authorised officers or the Police.

Section 17 of 17

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

Continued from previous page...

* Full name	<input type="text" value="Maxwell Alderman"/>
* Capacity	<input type="text" value="Director"/>
* Date	<input type="text" value="30"/> / <input type="text" value="01"/> / <input type="text" value="2014"/> dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/bromley/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

OFFICE USE ONLY

Applicant reference number	<input type="text" value="Royal Bell"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

< Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 Next >

Appendix 2

LICENSING ACT 2003

**Premises Licence
London Borough of Bromley**

Premises licence number

08/00765/LAPRE

Signed

Paul Lehane
Food, Safety and Licensing Manager

Licence Granted **24th November 2005** Issue Number: **014**

This licence consists of **9** pages (Including Licence Summary)

Part 1 – Premises Details

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

Royal Bell
175 High Street
Bromley
Kent
BR1 1NN

Where the licence is time limited the dates

Not applicable.

Licensable activities authorised by the licence

Sale or Supply of Alcohol
Alcohol Off Sales
Late Night Refreshment
Live Music
Recorded Music
Similar to Live, Recorded Music or Dance
Facilities for Making Music
Entertainment similar to I or J

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

Both On and Off Supplies

The opening hours of the premises

From the start of permitted hours until 30 minutes after the end of permitted hours

Opening times of the premise and the times the licence authorises the carrying out of licensable activities.

Sale or Supply of Alcohol on Sunday to Wednesday from 10:00 to 23:00

Sale or Supply of Alcohol on Thursday to Saturday from 10:00 to 23:30

Alcohol Off Sales Timings same as for Sale and Supply of Alcohol

Late Night Refreshment on Sunday to Wednesday from 23:00 to 23:30

Late Night Refreshment on Thursday to Saturday from 23:00 to 23:30

Live Music Timings same as for Sale and Supply of Alcohol

Recorded Music Timings same as for Sale and Supply of Alcohol

Similar to Live, Recorded Music or Dance Timings same as for Sale and Supply of Alcohol

Facilities for Making Music Timings same as for Sale and Supply of Alcohol

Entertainment similar to above Timings same as for Sale and Supply of Alcohol

Part 2

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

Gregarious Ltd
of
148 Perry Hill
London
SE6 4EZ

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

155859860, Limited Company

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

Full Name: Max Alderman
Address: 148 Perry Hill London SE6 4EZ

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

DPS Licence Ref: L/N 000002437 issued b Greenwich Council

Mandatory Conditions

1. Supply of Alcohol:

(1) No supply of alcohol may be made at a time when no designated premises supervisor has been specified in the licence or at a time when the designated premises supervisor does not hold a personal licence or the personal licence has been suspended.

(2) Every sale of alcohol under the premises licence must be authorised by a personal licence holder.

2. Irresponsible 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).

3. Free Potable Water:

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

4. Age Verification:

(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.

5. Minimum Measures:

(1) 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.

6. Permitted Price:

(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 (1);

(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) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994 (2).

(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.

7 Door Supervision:

- (1) Any individual employed at the premises as a door supervisor must
- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
 - (b) be entitled to carry out that activity by virtue of section 4 of that Act.

Conditions consistent with the Operating Schedule

8. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

9. Entertainment may be provided by the reproduction of wireless (including television) broadcasts or of programmes included in any other service (within the meaning of the Broadcasting Act 1990)

10. Entertainment by way of music and singing only which is provided solely by the reproduction of recorded sound,

11. The incidental performance of live music. This is where it is incidental to another activity which itself is not entertainment or provision of entertainment facilities.

12. The premises must operate in accordance with the submitted application form and is subject to additional conditions as specified within, Part 3 (Operating Schedule) of the Form, held by the Licensing Authority.

Stamped Reference Number: 06/00850/LAPRE Dated: 7th November 2006

And the Variation Application Form Stamped Reference Number: 07/00616/LAPRE Dated: 5th September 2007

13. All doors and windows are to remain closed except to allow access and egress during regulated entertainment and during proposed extended hours

14. The external area will not be used after 23:00 on any day except by smokers for smoking until 23:45 and not for the consumption of alcohol or food after 23:00.

15. If regulated entertainment is to be provided to the proposed hours then an in-line noise limitation device should be employed which is set and sealed to the satisfaction of an officer from this division, (Inaudible within the nearest residential property).

16. Only persons that are 21 years of age or over will be permitted into the premises after 19:00 on Thursday to Saturday.

17. No new admittance to the premises after 22:30

18. The rear entrance door should be fitted with a mechanism so that it could be used as a fire exit but not as a means of entry/exit.

19. Two SIA registered door staff to be used on Thursday to Saturday from 19:00 until 23:30. Door staff will be used for private functions by way of a risk assessment and when regulated entertainment takes place in the evening on any other day of the week.

Conditions attached after a hearing by the Licensing Authority

20. The premises must operate in accordance with the submitted application form and is subject to additional conditions as specified within the additional letters from the applicants solicitors, Stamped Reference Number: 07/00616/LAPRE Dated: 3rd August 2007 and Reference Number 07/00616/LAPRE Dated: 3rd September 2007

21. No regulated entertainment to take place in the patio area of the premises
22. Signs should be displayed on all exits requesting that the public should leave quietly
23. No heaters of any kind to be used in the external area after 23:00
24. The external area of the premises shall not be used after 23:00 on any day except to be used by smokers for smoking until 23:45 and not for the consumption of alcohol or food after 23:00
25. A sign shall be placed near the exit to the external area advising that the consumption of alcohol or food is not permitted in the external area after 23:00

Plans

Held by the Licensing Authority Ref Number: 06/00850/LAPRE
Date: 24th November 2006

LICENSING ACT 2003

Premises Licence Summary

Premises licence number

08/00765/LAPRE

Signed

Paul Lehane
Food, Safety and Licensing Manager

Licence Granted **24th November 2007**

Issue Number: **014**

This licence summary consists of **3** pages

Premises Details

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

Royal Bell
175 High Street
Bromley
Kent
BR1 1NN

Where the licence is time limited the dates

Not applicable.

Licensable activities authorised by the licence

Sale or Supply of Alcohol
Alcohol Off Sales
Late Night Refreshment
Live Music
Recorded Music
Similar to Live, Recorded Music or Dance
Facilities for Making Music
Entertainment similar to I or J

The opening hours of the premises

From the start of permitted hours until 30 minutes after the end of permitted hours

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

Both On and Off Supplies

The times the licence authorises the carrying out of licensable activities

Sale or Supply of Alcohol on Sunday to Wednesday from 10:00 to 23:00
Sale or Supply of Alcohol on Thursday to Saturday from 10:00 to 23:30
Alcohol Off Sales Timings same as for Sale and Supply of Alcohol
Late Night Refreshment on Sunday to Wednesday from 23:00 to 23:30
Late Night Refreshment on Thursday to Saturday from 23:00 to 23:30
Live Music Timings same as for Sale and Supply of Alcohol
Recorded Music Timings same as for Sale and Supply of Alcohol
Similar to Live, Recorded Music or Dance Timings same as for Sale and Supply of Alcohol
Facilities for Making Music Timings same as for Sale and Supply of Alcohol
Entertainment similar to above Timings same as for Sale and Supply of Alcohol

Name, (registered) address of holder of premises licence

Gregarious Ltd
Of
148 Perry Hill
Catford
London
SE6 4EZ

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

155859860 Limited Company

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Full Name: Maxwell Alderman

State whether access to the premises by children is restricted or prohibited

As stated by the Operating Schedule 06/00850/LAPRE date 7th November 2006

Appendix 3

Application to vary a Premises Licence; Royal Bell, 175 High Street, Bromley, Kent, BR1 1NN

On Tuesday 3rd February 2015 Bromley Borough Police received a copy of an application made in respect of the above venue. It was submitted by Maxwell Alderman the Director of Gregarious Ltd.

Current Situation

The premise that this application refers to is a large well known public House that ceased trading about 5 years ago. The licence has remained in force throughout its five year closure

Personal experience of the venue

Between 2001 and 2006 I was posted to the Town Centre Patrol Unit (TCPU) based in the High Street Bromley. At this time one of the flashpoints for crime and disorder associated with the night time economy was Market Square specifically the short stretch of road containing the Royal Bell and, directly opposite, Pamphillions (now Mascots). I, along with colleagues from the TCPU, would often be posted outside these two pubs, charged with deterring trouble, but more often than not intervening in the fights that would occur either inside or in the street when both venues began to empty.

Cumulative Impact policy/Alcohol exclusion Zone

The High Street and the surrounding area are subject to a 'cumulative impact policy'. This premise is wholly within the area prescribed by the Council. This policy was introduced because of the high number of licensed premises which have impacted on the licensing objectives. The High Street is a 'hot spot' for crime and it is well known that the customers that use the licensed premises in this area are responsible for, if not the victims of, the high number of alcohol related assaults that take place. They are also involved in public disorder and issues round public nuisance.

These problems are normally associated with public houses and nightclubs. However other licensed premises, such as off licences and restaurants can also contribute to the issues to be found in this area.

This same area is subject to an 'alcohol exclusion zone'. This was brought in to combat the problems identified round street drinking, including young people who drink alcohol on the way to, or between venues as a way of 'pre-loading'. Increasingly those making use of the night time economy are also drinking at home and are affected by alcohol before they arrive at their chosen venue. Both practises add to the level of drunkenness at the end of the evening.

The Application

In broad terms the application submitted by Mr Alderman is asking for the hours for the supply of alcohol, late night refreshment (LNR), and closing time to be extended. He is also asking for conditions to be removed or replaced

Under part 3 of the application the applicant states that plans are being submitted to alter the layout 'to reflect a food led pub' and allow the opening of an iconic building at the heart of the High Street

Section 5 - provision of films (indoors). This is a new addition to the licence; the applicant is asking for the following; Monday to Sunday between the hours of 12:00 and 23:00. There are no details as to what this might be. There are no seasonal variations or non standard timings asked for

Section 9 - provision of recorded music (indoors); this activity is already found on the premises licence. The applicant is asking to increase the terminal hour; Monday to Wednesday between the hours of 10:00 and 24:00, Thursday to Sunday between the hours of 10:00 and 00:30 the following day. This correlates to an extra hour Monday to Wednesday, an extra hour Thursday to Saturday and an extra hour and a half on the Sunday. It has been noticed that for all days, except Sunday, recorded music is due to finish at the same time as the sale of alcohol. On Sunday it has been asked for up to closing time. A mistake? There are no seasonal variations or non standard timings asked for

Section 12 - provision of late night refreshment (LNR) (indoors); this activity is already found on the licence. The applicant is asking for the following; Sunday to Wednesday between the hours 23:00 and 00:30, Thursday to Saturday between the hours of 23:00 and 01:00. The increase is one hour Sunday to Wednesday, one and a half hours Thursday to Saturday

Section 13 - supply of alcohol (both); this activity is already on the licence, the applicant is seeking to increase the terminal hour. Sunday to Wednesday between the hours of 10:00 and 24:00, Thursday to Saturday between the hours of 10:00 and 00:30 the next day. This will add an extra hour to each trading day. There are no seasonal variations asked for. The applicant has asked for a non standard timing to cover New Years Eve (NYE) 'New Years Eve from the end of permitted hours on 31st January (I'm sure he means December) to the start of permitted hours on 1st January

Section 15 - hours premises are open to the public; the applicant is asking for the following; Sunday to Wednesday between the hours of 10:00 and 00:30 (next day), Thursday to Saturday between the hours of 10:00 and 01:00 (next day). This is an increase of 1 hour each day (non standard timing - NYE - as for alcohol)

I would make an observation at this point regarding NYE. The applicant has not asked for LNR to mirror the non standard timing asked in section 13 - alcohol and section 15 - hours of business. LNR would have to cease at 01:00 hours on 1st January meaning customers cannot even purchase a cup of tea or coffee. An oversight - in my view - for a business that will be 'food led'

The applicant wishes to remove the following conditions;

Conditions Consistent with the operating schedule - This condition relates to the operating schedules of the applications dated stamped 7th November 2006 and 5th September 2007. I'm not 100% sure as to which applications these dates refer to. I have looked at the two nearest applications filed at the station.

The two operating schedules are 'muddled' and it makes sense to remove this condition and perhaps consider replacing it with enforceable conditions within the main body of the licence.

Condition 9 - No new admittance after 22:30. This condition could go as long as appropriate safeguards are adopted

Condition 12 - only persons that are 21 years of age or over will be permitted into the premises after 19:00 hours on Thursday to Saturday. This condition could go as long as appropriate safeguards are adopted

I will now deal with section 17 and comment where appropriate.

General

The applicant states that the venue will change from a 'vertical' drinking bar to a 'more traditional pub with a strong food offer'

Prevention of Crime and Disorder

The applicant has offered up a door staff condition stating that there will be two SIA door staff from 20:00 to the closing of the premises whenever it is open for the sale of alcohol beyond midnight. In effect this means door staff on Thursday to Saturday plus on New Years Eve. This is a large venue and I would imagine that two door staff would be the absolute minimum. The conditions below are suggested;

- *The premises shall have no fewer than two (2) SIA Registered Door Supervisors Thursday Friday and Saturday or whenever alcohol is sold beyond 24:00 hours. They must have started their shift by 20:00 and finish no earlier than the closing time of the premises. All must sign a register when performing duties at the premises. This register is to contain the full names, SIA badge numbers and contact details of that person.*
- *Those records are to be made available on request to any Relevant Authority for the purposes of investigating or preventing crime or apprehending or prosecuting an offender.*

The applicant has suggested a pubwatch condition. This is a purely voluntary undertaking and should not be conditioned.

This pub is smack in the middle of the cumulative impact policy area and the CCTV system fitted should reflect this. The condition suggested by the applicant does not reflect the standard expected on this borough. The below condition is suggested and should be read in conjunction with the supplied Home Office advice/guidance;

- *The Premises will have an approved, effective and well managed CCTV system, installed/maintained by an NSI - Nacoss Gold Standard/SSAIB registered installer. The System installed shall be subject to a regular maintenance contract to ensure it is always fully operational, as stipulated/recommended by the installer.*

- *The system must be in working condition, in use and recording at all times that licensable activities are taking place (and whilst people remain on the premises). It must be able to record in all lighting conditions and the images recorded must be of a good evidential standard. These images must be kept on a secure database and be capable of being downloaded onto removable media. A member of staff must be present at all times who can both operate the system and supply copies of these images on request to either a Police, Council or other authorised Officer. The recordings shall be kept for a minimum of 31 days.*

The applicant has offered up a training condition stating that staff will be trained in their responsibilities under the licensing act 2003. This is acceptable to Police. He has also mentioned training in the challenge policy to be adopted by the venue under a separate heading. He may want to consider combining the two training requirements under the one condition. The below is suggested;

- *All staff will receive documented training in relation to the Licensing Act 2003, and the 'challenge' policy and the training shall be repeated every six months. Records of this training and the written policies relating to it will be kept and made available to Police or Council Officers on request.*

The applicant has suggested that there should be no new admittance after 23:30 hours. I will cover this 'timing' further along in my representation

Public Safety

Prevention of Public Nuisance

Other responsible authorities are perhaps better placed to comment on these two licensing objectives. However I note that the applicant has suggested both a drug and a dispersal policy. With that in mind it will be sensible to consult with Both Police and Local Authority. The below are suggested;

- *A dispersal policy document is to be drawn up in consultation with Police and Council officers. Once agreed it is to be implemented in full. Considerations to include, but not limited to; (the monitoring of customers by door staff, Hi-vis jackets, the pre booking of mini cabs/taxis, orderly dispersal of patrons). This policy shall be reviewed on an annual basis to ensure it is still effective and shall be updated if necessary.*
- *A drug policy document is to be drawn up in consultation with Police and Council officers. Once agreed it is to be implemented in full. Considerations to include, but not limited to, (the designing out of any flat surface within toilet cubicles, the placement of CCTV cameras, toilet checks by staff every hour). This policy shall be reviewed on an annual basis to ensure it is still effective and shall be updated if necessary.*

These two policy conditions may well encompass some of the suggestions put forward by the applicant under the two headings of public safety and public nuisance

Protection of Children from Harm

The preferred standard on the Borough is 'challenge 25'. The applicant states that the premises will operate a challenge 21 scheme and that staff will be trained. Challenge 21 is acceptable to Police but the following worded condition is suggested as it complies with recent Home Office guidance;

- *That the premises adopts the 'challenge 21 scheme' whereby any person that appears under 21 year of age has to prove they are 18 or over by providing identification bearing their photograph, date of birth and a holographic mark and/or ultraviolet feature. Examples of appropriate identification include Passport, Photo card driving licence, military ID, and proof of age card bearing the PASS hologram. In addition a refusals log be kept and maintained. This log must be available to Police or Council Officers on request.*

The applicant has stated that children must be accompanied or supervised by a parent/guardian. As this is covered by the act there is no need to condition it. If he wishes to restrict their entry until before 22:00 hours, that would be a management decision; again no need to condition.

Police View

Police indexes have been checked looking at offences within the High Street and East Street areas, which involve violence and are connected to the night time economy by either time of night, alcohol or both. This venue is situated wholly within the cumulative impact policy area. In fact it is in the 'centre of the action'

There was a drop between 2009 and 2012, starting off at a total 125 crimes for the High Street and East Street and reaching a low of 75 in 2012. There was an increase to 92 recorded crimes for 2013 and a staggering 201 recorded crimes for 2014. The figure for 2014 does not include the 66 crimes found by this office after searching Local Authority CCTV and the Police CAD system looking for offences either not reported or attended by Police. This increase is troubling. Recently, because of the perceived success of the cumulative impact policy, the licensing regime has been relaxed somewhat. The offences looked at include criminal damage, common assault, GBH, affray and sexual assault.

Since 1st January 2015 the figures for both recorded offences and those found by this office suggest another increase this year. 29 offences this year so far, with 13 during the same period in 2014.

The above figures do not include offences that have occurred away from the High street/East Street as people disperse to go home

The doubling of crime and disorder connected to the night time economy cannot be allowed to continue unchecked. Whilst action is being taken against identified premises, a large proportion of disorder and violence cannot be attributed to any one premise.

Conclusion

The Cumulative impact policy was brought into effect because the concentration of licensed premises in the High Street area was having a significant impact on the promotion of the licensing objectives. The policy is still relevant as disorder/violence and public nuisance is still evident either at or nearby to the pubs, club and restaurants to be found within the borders of the policy area. In fact it has increased/is increasing.

The effect of the cumulative impact policy is to create a 'rebuttable presumption' that applications for the grant or variation of premises or club licences (which are likely to add to the existing cumulative impact) would normally be refused or subject to certain limitations, unless the applicant can demonstrate in the operating schedule that there will be no negative cumulative impact on the licensing objectives.

Although Police are happy for the applicant to remove, amend and adopt the conditions currently found on the premises licence, Bromley Borough Police oppose the increase in hours put forward by the applicant. It is a large capacity venue and with longer hours will be putting people onto the streets who would have had an increased opportunity to drink. They would then find themselves competing for travel and food options with other crapulent patrons; this can only lead to conflict.

The inclusion of conditions in this representation should not be viewed as an endorsement for grant of a licence to the hours asked for.

Police ask that the application, in its current form, be refused.

NB a breakdown of figures can be supplied for any scheduled hearing date

Appendix 4

Name of Premises

Address

Royal Bell

175, High Street, Bromley, Kent, BR1 1NN.

	Retail Alcohol	Club Alcohol	Regulated Entertainment	Late Night Refreshment	Comments
CURRENT OPERATION	Y	N	Y	Y	This premises falls within the Bromley Cumulative Impact Zone and Alcohol Exclusion Zone. They are located in a Highly Residential Area and Busy Street.
PROPOSED OPERATION	Y	N	Y	Y	Variation Application

Premises Profile Matrix

	YES or NO	Comments
Seated (Inside) / Seated (Outside)	Y	Unable to clarify the seating arrangements, applicant on holiday.
Themed	N	
Vertical Drinking	Y	Permitted at the premises.
Off Sales	Y	
Dedicated Children's area	?	Unable to clarify arrangements, applicant on holiday.
Garden / Patio	Y	Allowed to serve food and drink to the external
Waiter / Waitress service	Y	Service of food and drink to the tables.
Age Profile 18-24 / 25-35 / 35+		Premises currently closed.
Amplified Music	Y	Unable to clarify arrangements, applicant on holiday
Live Music	Y	Unable to clarify arrangements, applicant on holiday

Piped Music	Y	Unable to clarify arrangements, applicant on holiday
Adult Style Entertainment	?	Unable to clarify arrangements, applicant on holiday
AWP's / Electronic Games	?	Unable to clarify arrangements, applicant on holiday
Pool Tables	?	Unable to clarify arrangements, applicant on holiday
Big Screen	?	Unable to clarify arrangements, applicant on holiday
Karaoke	?	Unable to clarify arrangements, applicant on holiday
Other		

OCCUPANCY NUMBERS	
Unable to clarify, applicant on holiday.	Maximum capacity.

HOURS OF OPERATION	Current hours for licensable activity	Proposed hours for licensable activity	Proposed Time of opening/closing to the public
Alcohol "On & Off" Sales, Regulated Entertainment and Late Night Refreshment	<p>Sale or Supply of Alcohol Sunday to Wednesday 10:00 to 23:00 & Thursday to Saturday 10:00 to 23:30</p> <p>Alcohol "Off" Sales Timings as for the Sale and Supply of Alcohol</p> <p>Late Night Refreshment Sunday to Saturday 23:00 to 23:30</p> <p>Live Music</p>	<p>Sale or Supply of Alcohol: Sunday to Wednesday 10.00 to 00.00, Thursday to Saturday 10.00 to 00.30.</p> <p>Late Night Refreshment: Sunday to Wednesday 23.00 to 00.30, Thursday to Saturday 23.00 to 01.00.</p> <p>Provision of Plays: Sunday to Saturday 12.00 to 23.00.</p>	<p>Sunday to Wednesday 10.00 to 00.30, Thursday to Saturday 10.00 to 01.00.</p> <p>Non Standard Timings New Year's Eve from the end of permitted hours on the 31st December to the start of permitted hours on the 1st January.</p>

	<p>Timings as for the Sale and Supply of Alcohol.</p> <p>Recorded Music Timings as for the Sale and Supply of Alcohol.</p> <p>Similar to Live, Recorded or Dance Timings as for the Sale and Supply of Alcohol.</p> <p>Facilities for Making Music Timings as for the Sale and Supply of Alcohol.</p> <p>Entertainment similar to above timings as for the Sale and Supply of Alcohol.</p>	
	<p>Recorded Music: Monday to Wednesday 10.00 to 00.00, Thursday to Sunday 10.00 to 00.30.</p> <p><u>Non Standard Timings</u></p> <p>Sale or Supply of Alcohol: New Year's Eve from the end of permitted hours on the 31st December to the start of permitted hours on the 1st January.</p> <p>Late Night Refreshment: New Year's Eve from the end of permitted hours on the 31st December to the start of permitted hours on the 1st January.</p>	

Existing and Proposed Controls

Control measures	Existing Yes / No	Proposed Yes / No	Comments
CCTV			Unable to clarify, applicant on holiday
Noise Limiter fitted (Set and sealed)			Unable to clarify, applicant on holiday
Nearest residential premises			Flats above premises in the High Street
Double Glazed			Unable to clarify, applicant on holiday
Air Conditioned			Unable to clarify, applicant on holiday
Ventilation			Unable to clarify, applicant on holiday
Lobbied Access / Egress	Y		
Door Supervisors			Unable to clarify, applicant on holiday

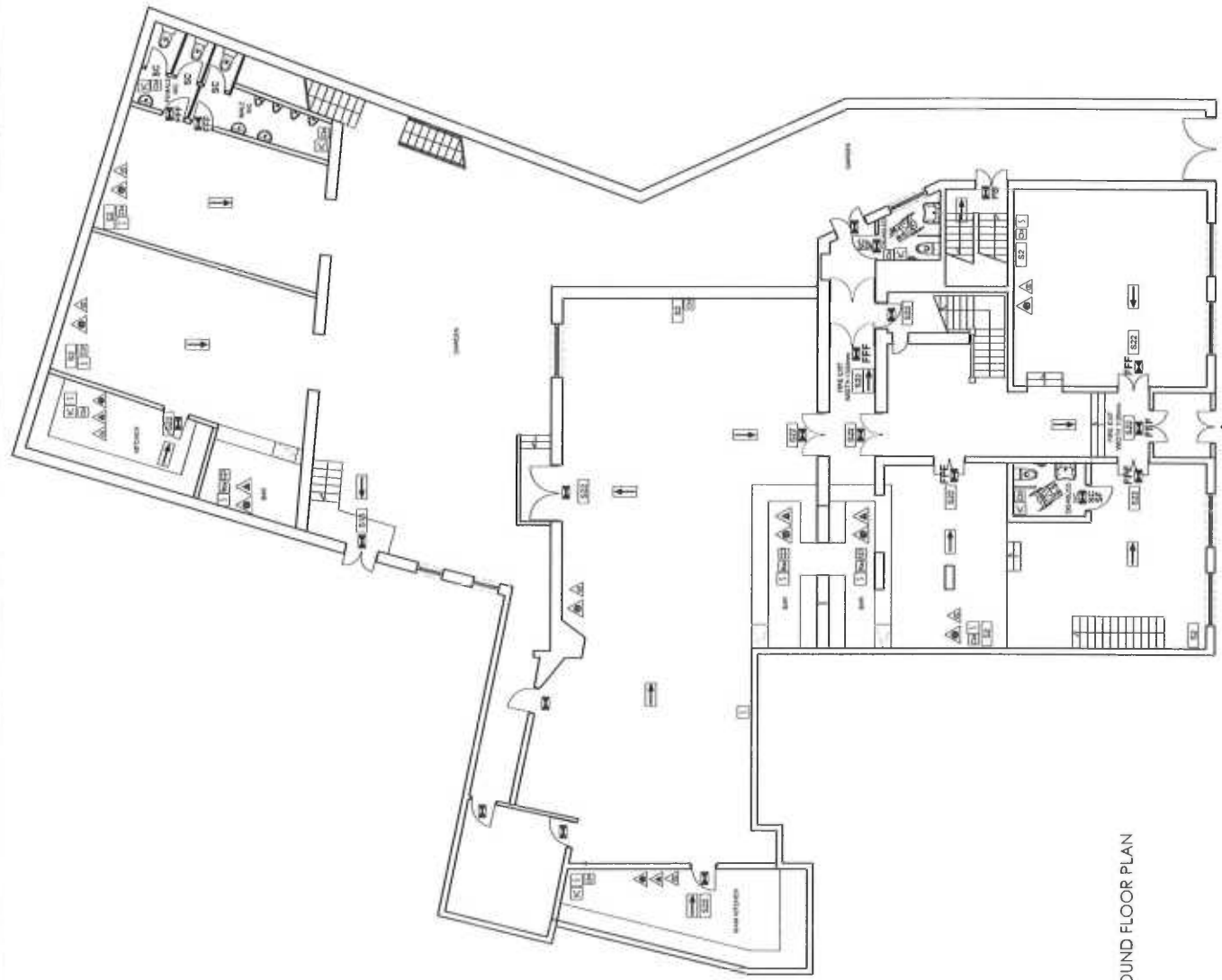
Appendix 5

General notes:

1. Do not scale from this drawing
2. Contractor is to check all dimensions on site
3. The site has been partially surveyed. A full survey is required. All structural changes to be verified by engineer
4. This drawing is made on behalf of Jive House, 1 Wilmer Works, London, SE5 8NW. By receiving it and acting on it, the client or any third party relying on it accepts that no individual is personally liable in contract, tort or breach of statutory duty (including negligence)

Fire Safety Symbols

- Extinguishers**
- Fire Alarm
 - Fire Blanket
 - Fire Extinguisher
 - Fire Escape
 - Fire Hose
 - Fire Ladder
 - Fire Nozzle
 - Fire Ropes
 - Fire Trolley
 - Fire Warden
 - Fire Warden's Post
 - Fire Warden's Sign
 - Fire Warden's Sign (with arrow)
 - Fire Warden's Sign (with arrow and name)
 - Fire Warden's Sign (with arrow and name and telephone number)
- Fire Alarm**
- Control Panel
 - Call Point
 - Call Point (with arrow)
 - Call Point (with arrow and name)
 - Call Point (with arrow and name and telephone number)
 - Call Point (with arrow and name and telephone number and fire alarm indicator)
- Warning Equipment**
- Electric Cables
 - Emergency Lighting
 - Self Contained
- Door Fastenings**
- SL FFF SC SF PB
 - Lock
 - Fire Resistant
 - Fire Resistant (with arrow)
 - Fire Resistant (with arrow and name)
 - Fire Resistant (with arrow and name and telephone number)
 - Fire Resistant (with arrow and name and telephone number and fire alarm indicator)
- Fire Safety Signs**
- Direction Arrow
 - SZ Stopping Prohibited
 - S13 Fire Door Keep Shut
 - S14 Fire Door Keep Locked
 - S16 Automatic Fire Door/Keep Open - Close at Night
 - S20 Fire Escape Keep Clear
 - S22 Fire Exit
 - S23 Slide to Open
 - S25 Push Bar to Open



PROPOSED GROUND FLOOR PLAN
SCALE 1:150

PROPOSED

1 Lordship Lane, East Dulwich, SE22 8EW	T: 020 7733 8605 F: 020 7733 8615
ADDRESS	The Royal Bell 175 High St Bromley London BR1 1NJ
DRAWING	Proposed Ground Floor Plan
DRAWING NO.	300-GA-01
SCALE	1:150 @ A3
DATE	07.11.2014
	DRAWN BY: GN
ANTIC LONDON copyright reserved	

General notes:

1. Do not scale from this drawing
2. All fire safety doors and windows on site have been partially surveyed. A full survey is required.
3. All structural changes to be verified by engineer before commencing work.
4. This drawing is made on behalf of Julie House, 1 Valman Works, London, SE5 8NW. By receiving it and acting on it, the client - or any third party relying on it accepts that no individual is personally liable in contract, tort or breach of statutory duty (including negligence)

Fire Safety Symbols

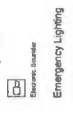
Extinguishers



Fire Alarm



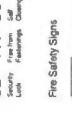
Warning Equipment



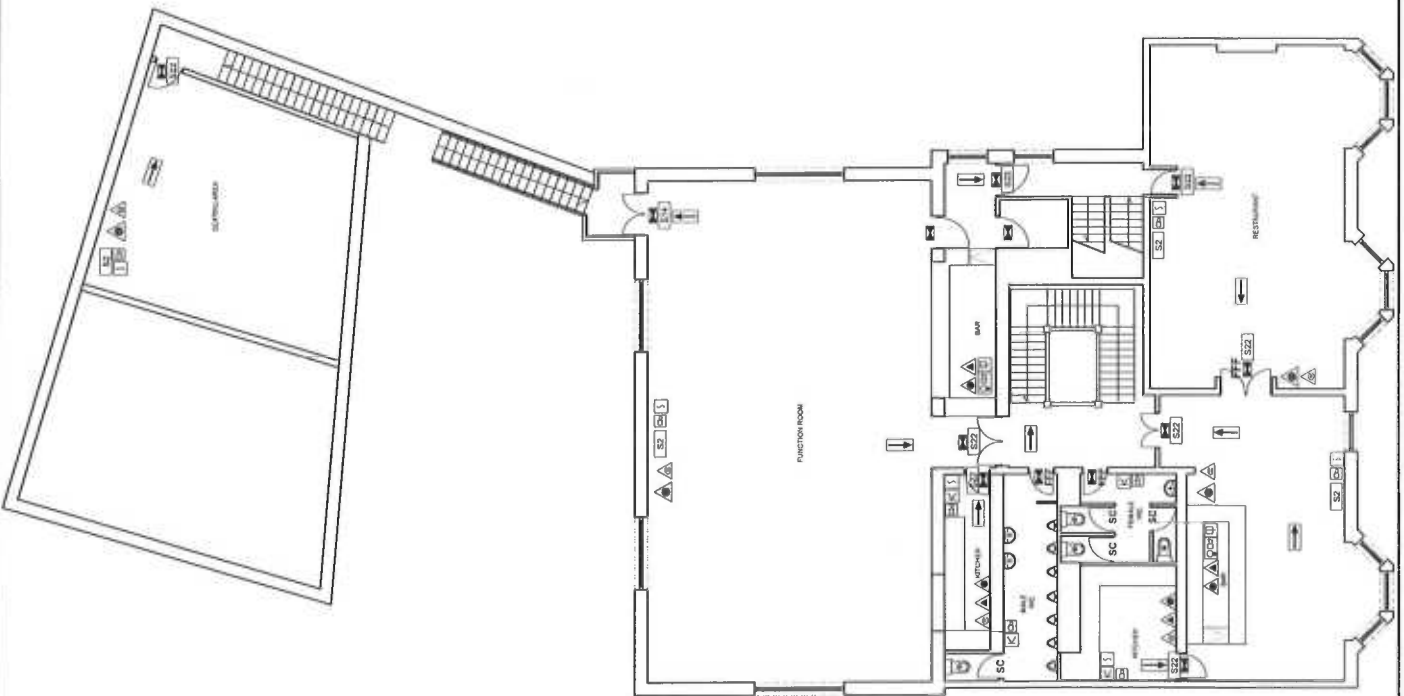
Emergency Lighting



Door Fastenings



Fire Safety Signs



PROPOSED

1. Lordship Lane, East Dulwich, SE22 8EW	T: 020 7733 8805 F: 020 7733 8815
ADDRESS	The Royal Bell 175 High St Bromley London BR1 1NJ
DRAWING	Proposed First Floor Plan
DRAWING NO.	300-GA-02
SCALE	1:150 @ A3
DATE	07.11.2014
	DRAWN BY GN
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PROPOSED FIRST FLOOR PLAN
SCALE 1:150

Appendix 6



Royal Bell (boarded up)



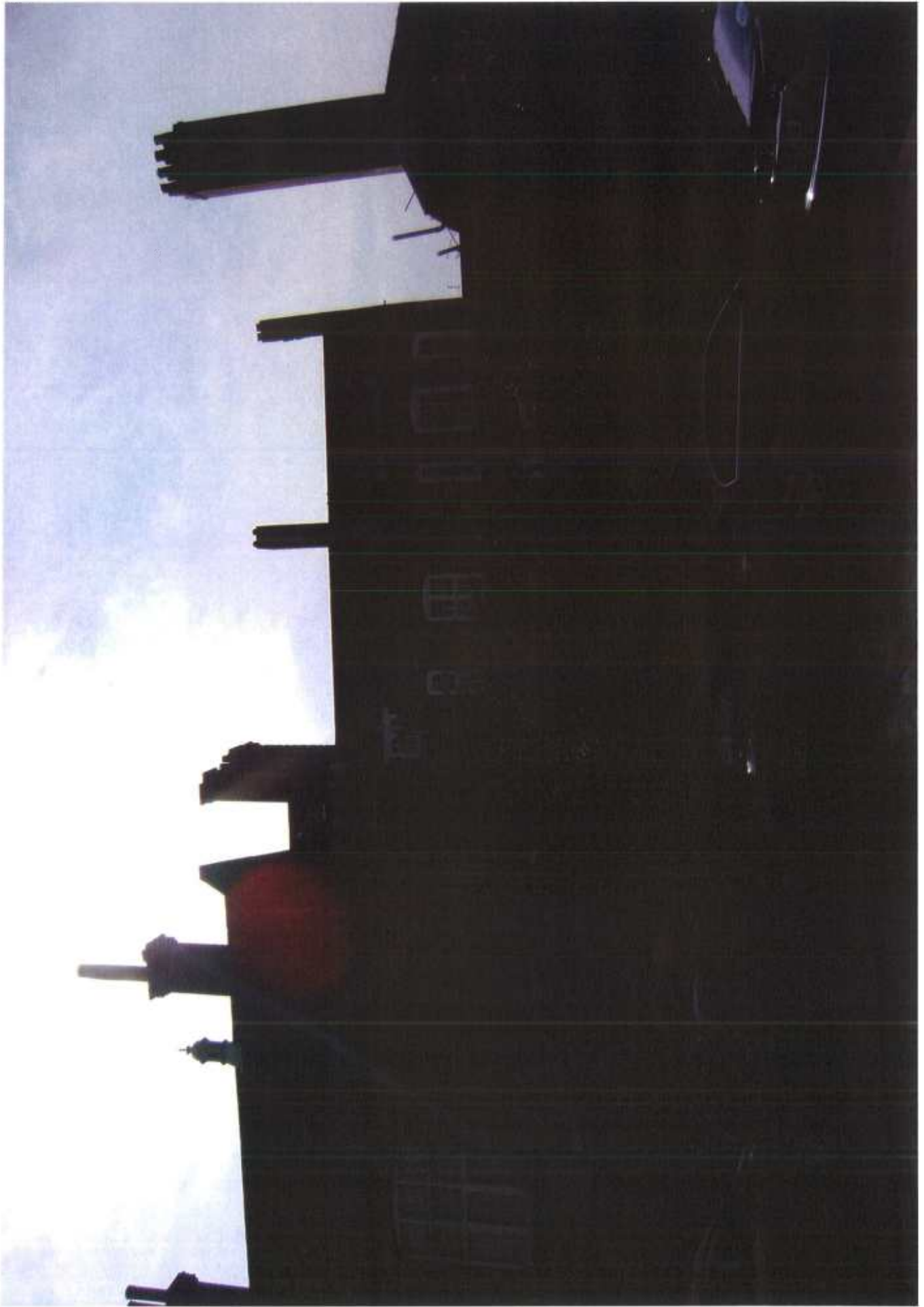
View from premises up Bromley High Street towards Magistrates' Court



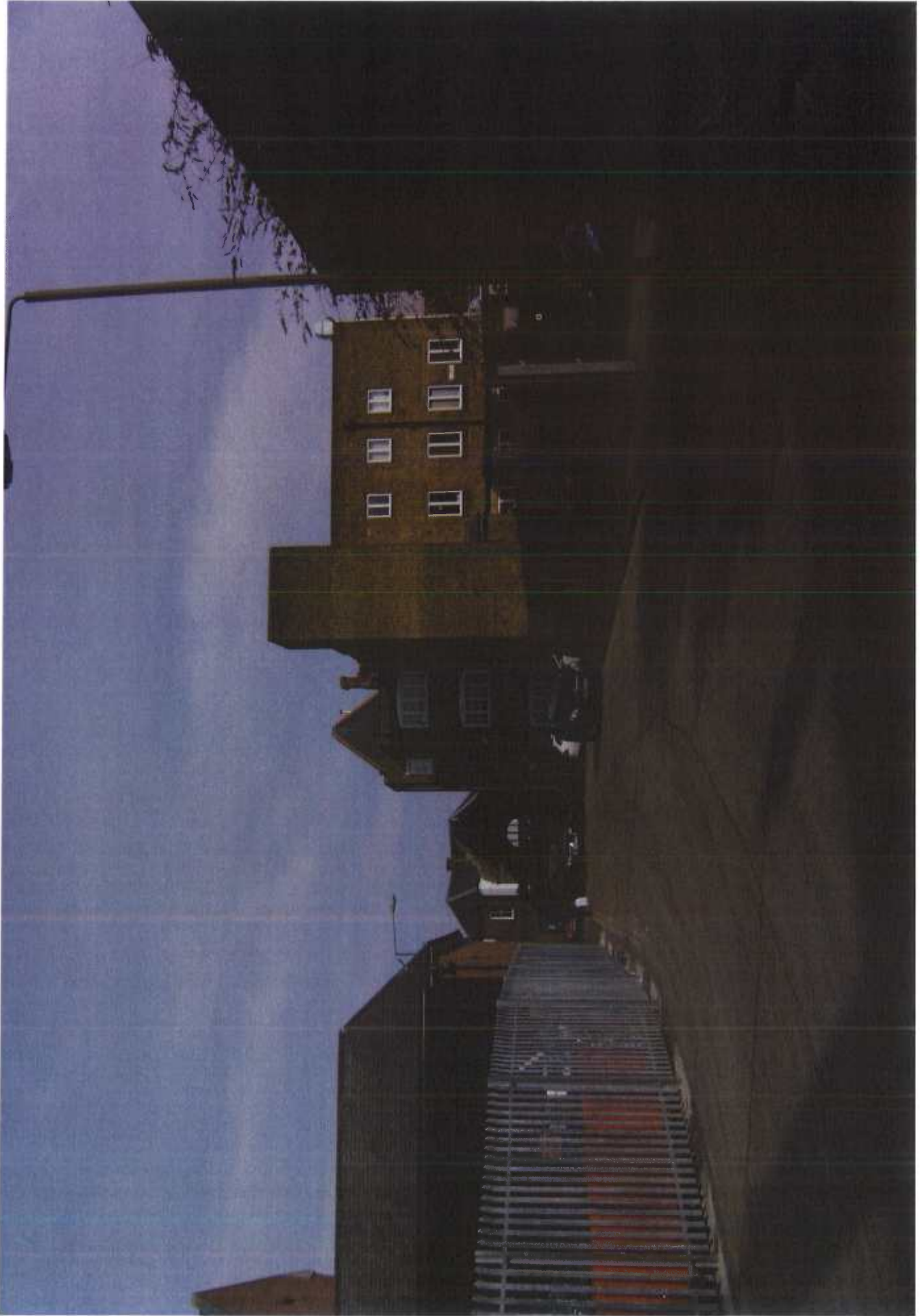
View from premises towards Market Square



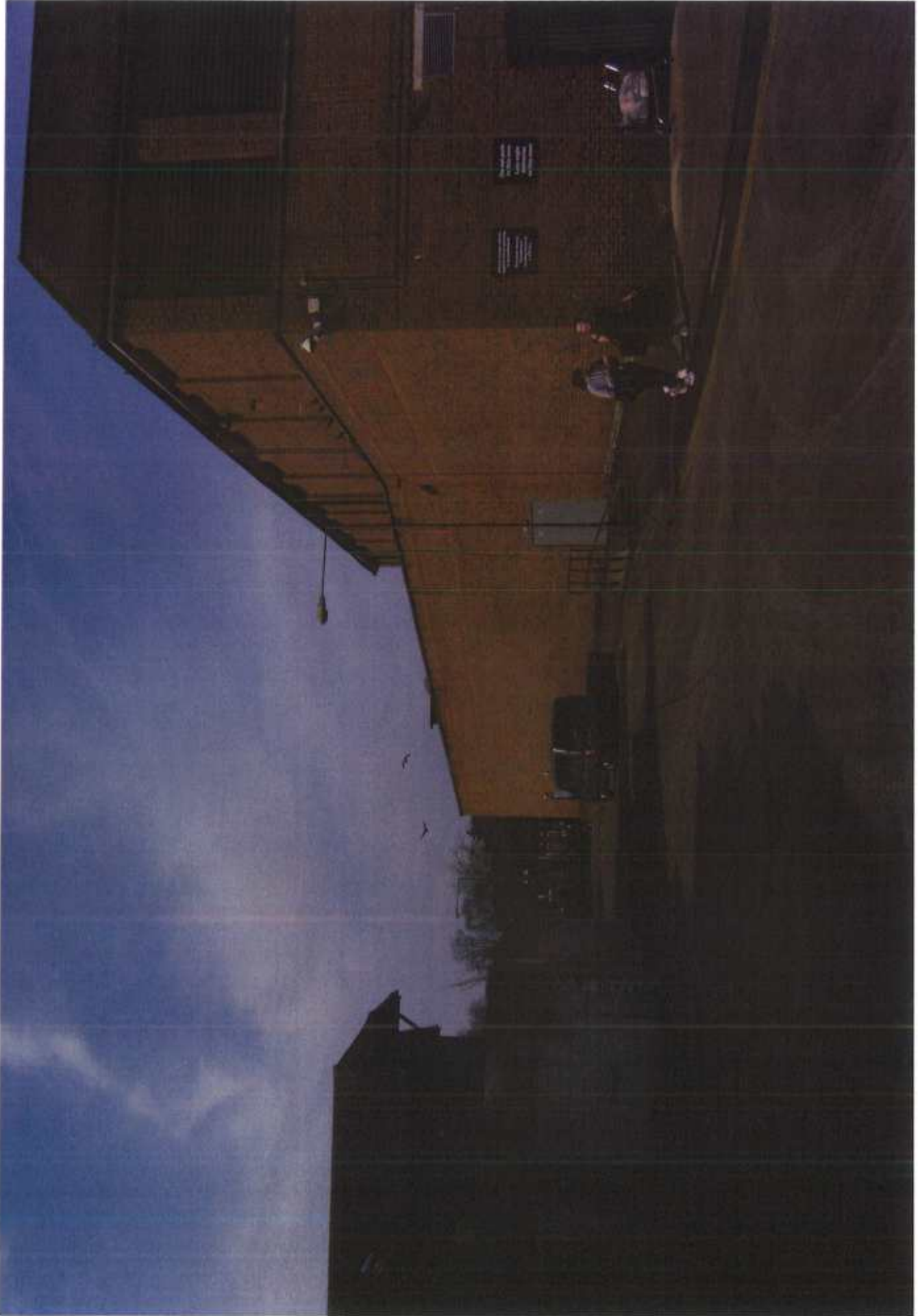
View directly opposite the premises



View of the rear of the premises



View from rear of the premises (Sainsbury's on the left)



View from rear of the premises (Sainsbury's on the right)

Appendix 7



Royal Bell



Public Protection

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1:1250

Wednesday, March
11, 2015



Royal Bell

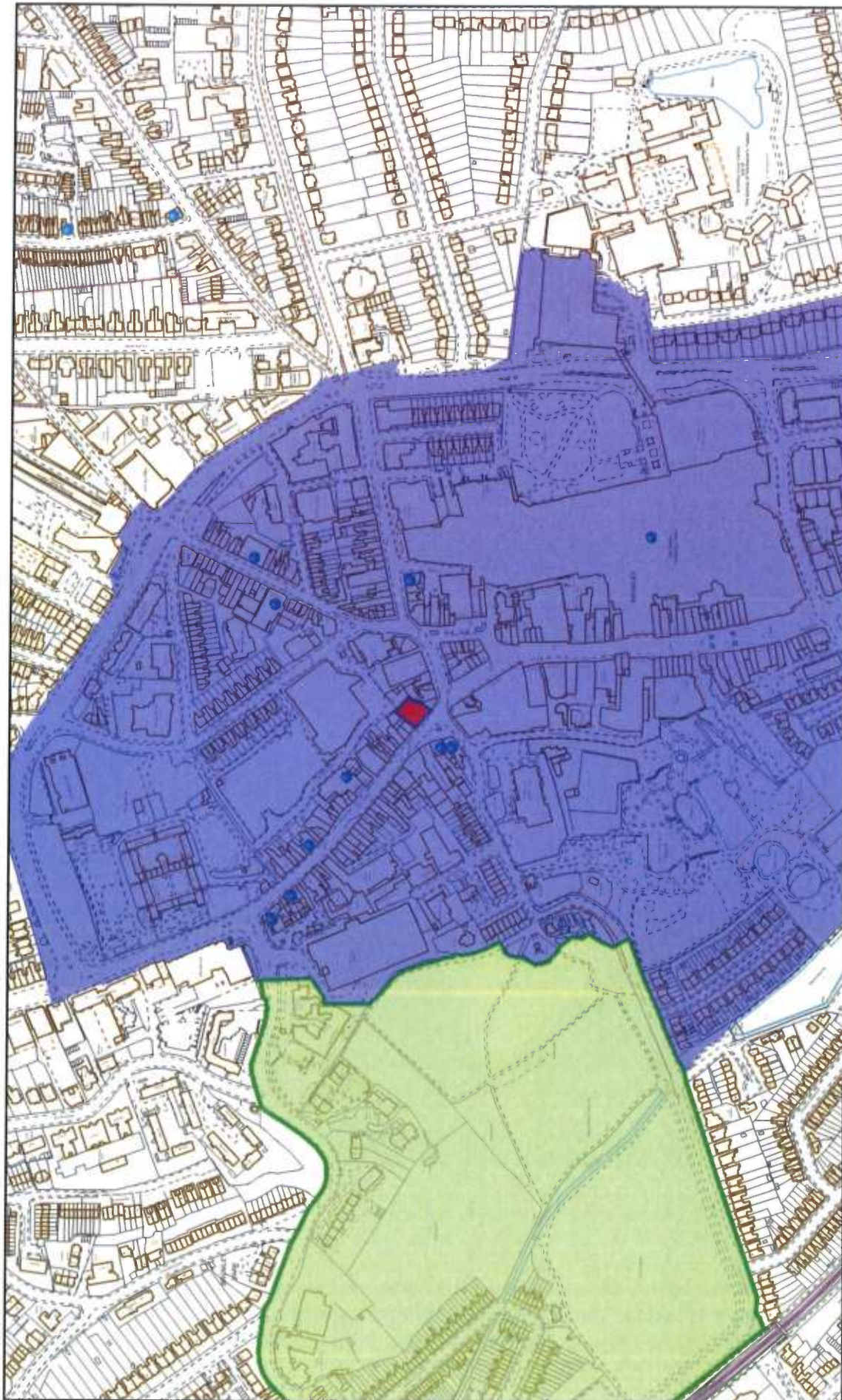


Public Protection

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Wednesday, March
11, 2015

1:1500



Royal Bell



Public Protection

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Tuesday, March 10,
2015 1:5000



Royal Bell



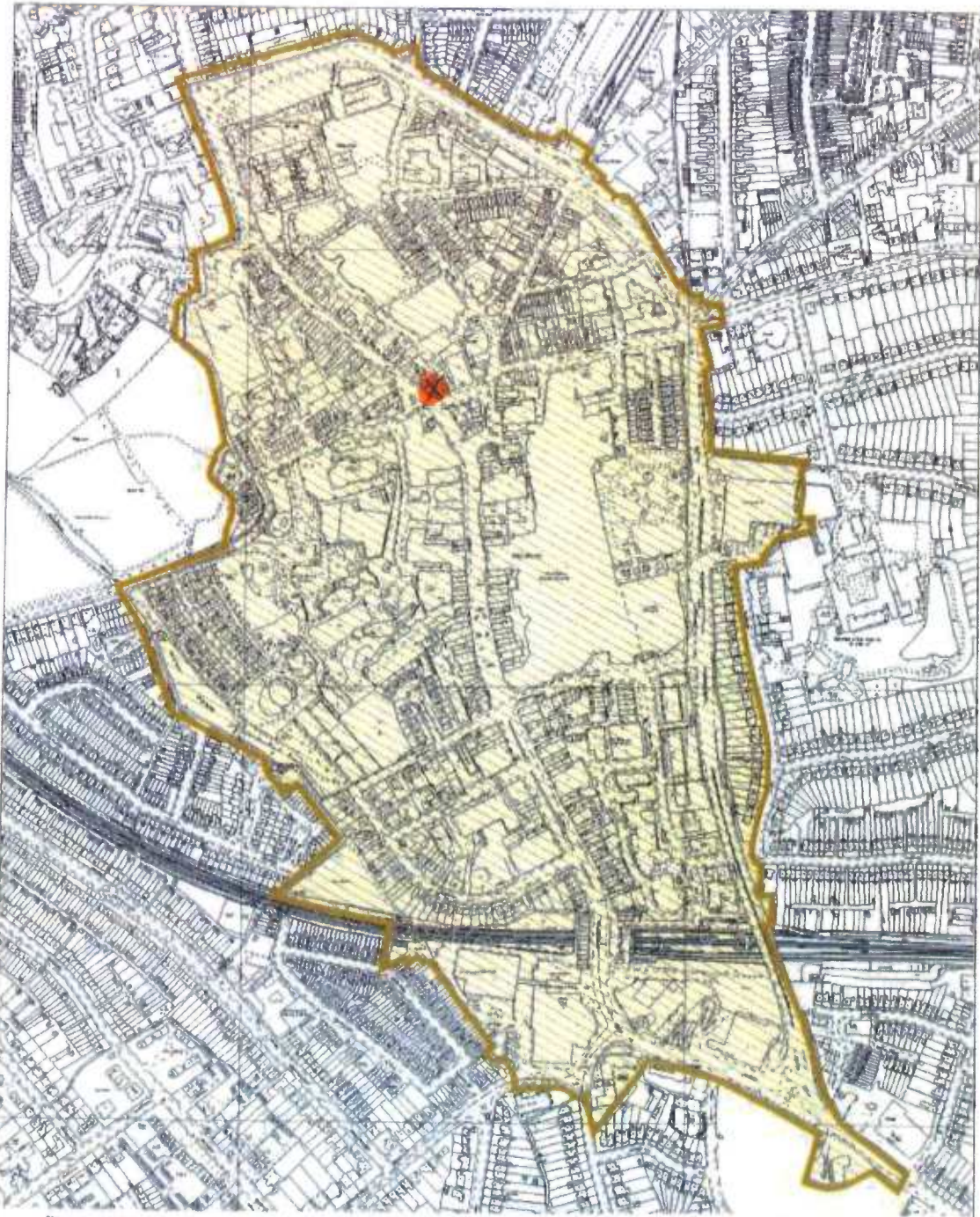
Public Protection

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Wednesday, March 11, 2015 1:1500

Appendix 8

Appendix E: Map of Bromley Town Centre



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ENVIRONMENT AND LEISURE SERVICES



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BROMLEY KENT BR1 3UH
Tel: 020 8464 3333

**LICENSING ACT 2003 - BROMLEY TOWN CENTRE
AREA SUBJECT TO A SPECIAL POLICY
OF CUMULATIVE IMPACT.**

Scale 1 4000



03/11/04

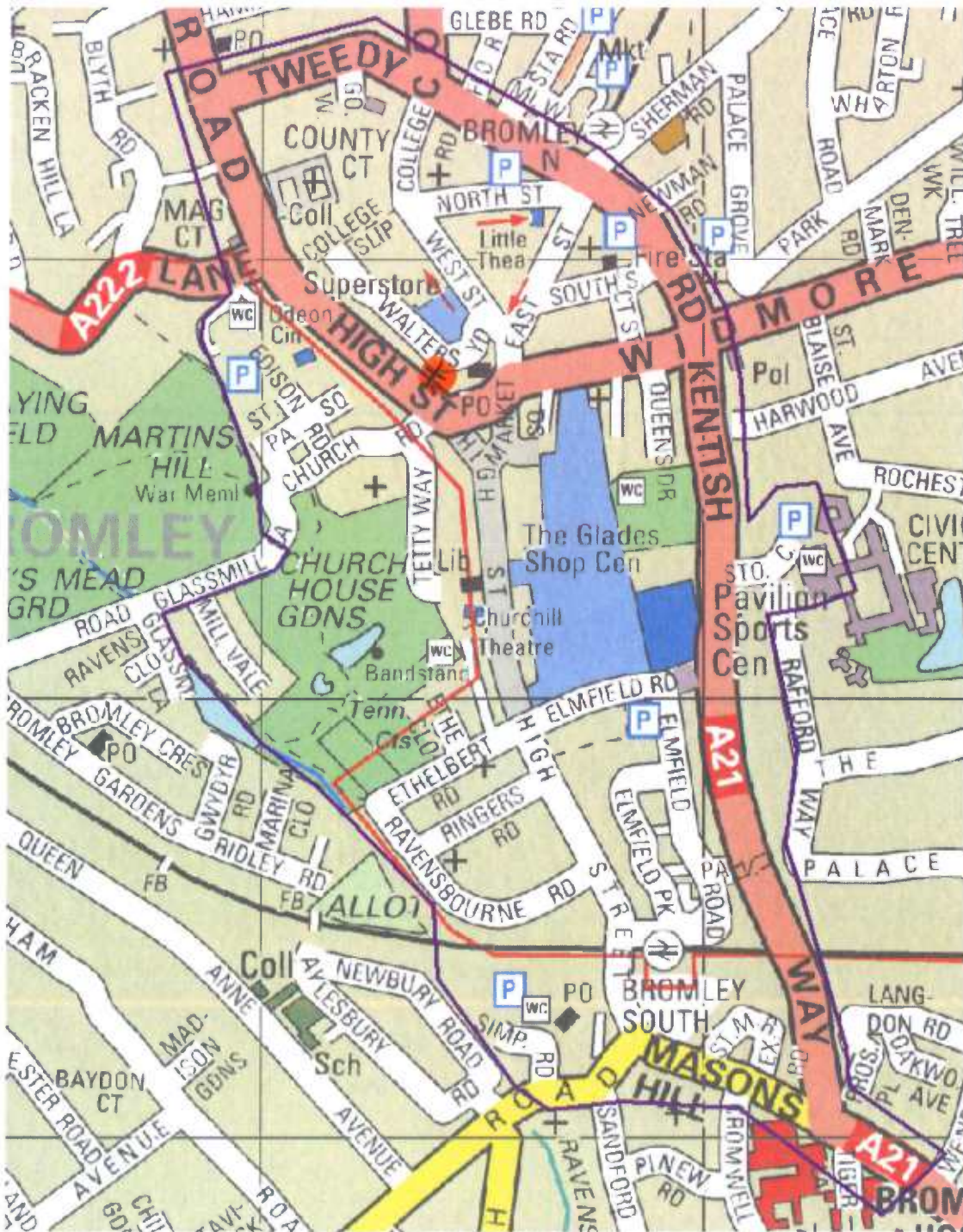
BTC 83



✘ home brew

Appendix 9

Bromley Town Centre Alcohol Exclusion Zone



Digital Map Data © Bartholomew 2000 and Postcode Boundary Data © the Post Office 2000.

- ❖ The exclusion zone is the area within the purple line.

✗ roman belle