

BROMLEY CIVIC CENTRE, STOCKWELL CLOSE, BROMLEY BRI 3UH



THE LONDON BOROUGH  
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DATE: 28 September 2022

To: Members of the  
**LICENSING SUB-COMMITTEE**

Councillors Kira Gabbert, Keith Onslow and Kathy Bance MBE

A meeting of the Licensing Sub-Committee will be held in the Council Chamber on  
**THURSDAY 6 OCTOBER 2022 AT 10.00 AM**

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

TASNIM SHAWKAT  
Director of Corporate Services & Governance

## **A G E N D A**

- 1 APPOINTMENT OF CHAIRMAN FOR THE MEETING**
- 2 DECLARATIONS OF INTEREST**
- 3 APPLICATION FOR A NEW PREMISES LICENCE AT 'HIT OR MISS', 6 CHATTERTON ROAD, BROMLEY, BR2 9QN  
Bromley Common & Holwood**

**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.

Any further detail on the application can be obtained from Steve Philips, Head of Health Safety, and Licensing—0208 313 4659.

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Report No.  
ES20218

London Borough of Bromley

PART ONE - PUBLIC

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**Decision Maker:** LICENSING SUB-COMMITTEE

**Date:** Thursday 6<sup>th</sup> October 2022

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

**Title:** APPLICATION FOR NEW PREMISES LICENCE AT HIT OR MISS, 6 CHATTERTON ROAD, BROMLEY BR2 9QN

**Contact Officer:** Steve Phillips, Head of Health Safety and Licensing  
Tel: 020 8313 4659 E-mail: [steve.phillips@bromley.gov.uk](mailto:steve.phillips@bromley.gov.uk)

**Chief Officer:** Colin Brand Director of Environment and Public Protection

**Ward:** Bromley Common And Holwood

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1. Reason for report

- 1.1 To provide the Licensing Sub-Committee with information supporting them to determine this licence application.
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2. RECOMMENDATIONS

- 2.1 The Licensing Sub-Committee asked to determine this application having taken into account the Council's Statement of Licensing Policy 2021 to 2026 and written and oral representations by the applicant and the licence holder.

Members can

1. Grant the licence
2. Grant the licence with the addition of conditions necessary to promote any of the licensing objectives
3. Exclude from the scope of the licence any of the licensable activities to which the application relates
4. Refuse to specify a person in the licence as the premises supervisor
5. Reject the application

Impact on Vulnerable Adults and Children

1. Summary of Impact:

When making decisions under the Licensing Act 2003 the Council is required to promote the licensing objectives, one of which is the protection of children from harm.

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Corporate Policy

1. Policy Status: Existing Policy:

The Council has adopted a statement of its licensing policy under the Licensing Act 2003 for the period 2021 to 2026.

2. BBB Priority: Children and Young People Excellent Council Quality Environment Safe Bromley Vibrant, Thriving Town Centres Healthy Bromley Regeneration

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Financial

1. Cost of proposal: Licensing statutes allow for an appeal to the Magistrates Court against the Council's decision. Should an appeal be made, costs are likely to be incurred but it is not possible to quantify these.
  2. Ongoing costs: Non-Recurring Cost
  3. Budget head/performance centre: Public Protection and Portfolio
  4. Total current budget for this head: £2.4M
  5. Source of funding: 2022/2023
- 

Personnel

1. Number of staff (current and additional): 2 Licensing Officers supported by 4.5 FTE admin
  2. If from existing staff resources, number of staff hours: Not applicable
- 

Legal

1. Legal Requirement: Statutory Requirement: The Council is the Licensing Authority for the Licensing Act 2003. This is a Non-Executive function and is delegated to the General Purposes and Licensing Committee. Where representations are received about a licence application, it is referred to the Licensing Sub Committee for a hearing and decision.
  2. Call-in: Not Applicable:
- 

Procurement

1. Summary of Procurement Implications: Not applicable
-

Customer Impact

1. When considering and making a determination on this application Members need to balance the benefits of holding the licence against any adverse effects to the Public, Local Residents and Businesses by considering its impact against the licensing objectives

Ward Councillor Views

1. Have Ward Councillors been asked for comments? **Yes**. Ward Members were notified about the application by e-mail on 4<sup>th</sup> August 2022.
2. Summary of Ward Councillors' comments: No Ward Councillor comments were received.

Responsible Authorities Views

The following Responsible Authorities were notified about this application and their views sought

Responsible Authority	Date Notified	Comments (further details in <b>Appendix 4</b> )
Metropolitan Police	4 <sup>th</sup> August 2022	No objection if further conditions are added
Planning Authority	4 <sup>th</sup> August 2022	No response
Trading Standards Service	4 <sup>th</sup> August 2022	No response
Public Health Nuisance Team	4 <sup>th</sup> August 2022	No objection
Health & Safety Team	4 <sup>th</sup> August 2022	No objection
Child Protection Team	4 <sup>th</sup> August 2022	No objection if a specific condition for age verification is added
Fire Authority	4 <sup>th</sup> August 2022	No objection
Public Health	4 <sup>th</sup> August 2022	No response

Residents and interested Parties

There were **26** representations in support of the application and **7** objections received from members of the public. The full details of the objections are contained in **Appendix 3**.

**3. COMMENTARY**

## 3.1. Licensing Act 2003.

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

Provision of regulated entertainment

- a) Plays. (Where the audience exceeds 500 people)
- b) Films.
- c) Indoor sporting events. (Where the audience exceeds 1000 people)
- d) Boxing or wrestling entertainment.

e) Live music. (subject to the Live Music Act 2013 exemptions)

f) Recorded music.

g) Performances of dance. (Where the audience exceeds 500 people)

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 Bromley's Statement of Licensing Policy for the Period 2021 – 2026.

The Licensing Sub-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.

### **Description of the Premises**

The premises sits in the parade of shops on Chatterton Road between a Fireball Pizza and the Co Op both of which are licensed premises. The premises licences for these premises are included at **Appendix 6** for information.

The premises is single story terraced property with a small private front forecourt onto Chatterton Road. The premises plan is shown at the end of **Appendix 1** after the application form.

A satellite image and street view of the premises can be found in **Appendix 5**.

### **Licensing History**

This is a new licence application.

A licence at this premises was applied for by Real Ale Way, there were 5 objectors and 5 supporters to this application. The licence was granted at a Licensing Hearing held on 21<sup>st</sup> December 2021. However, the applicant never opened the premises and surrendered the licence on 29<sup>th</sup> April 2022.

A copy of this licence and the hearing outcome is contained in **Appendix 2**.

### **Details of the Application**

This is an application for a premises licence to supply alcohol both on and off the premises.

The supply of alcohol Monday to Saturday between 11:00 – 00:00

The supply of alcohol Sunday between 12:00 – 23:00

Seasonal variations

New Year's Eve - 01.00 close

A copy of the full application is contained in **Appendix 1**.

**NOTE:** During the application process the Police and Child protection team requested conditions which the applicant has accepted. These are shown in **Appendix 4**.

## Representations

During the public consultation period the Licensing Authority received **33** representations for the application. There were **26** representations in support of the application and **7** objections.

Copies of all the representations are contained in **Appendix 3**.

After the consultation period had ended, mediation was carried out between the applicant and those who had objected to the application. The applicant tried to reach a compromise by offering to reduce the licensable hours on Monday to Thursday to 23:30. The applicant has also agreed to add a condition to the licence to state that there will be no new entries into the premises after 23:00. However, not all of the objectors were satisfied with this outcome.

## 4. IMPACT ON VULNERABLE ADULTS AND CHILDREN

- 4.1 Licensing regimes provide for additional controls through specific permissions to undertake activities. The Licensing Act 2003 contain 4 licensing objectives one of which is protect children from harm.
- 4.2 Businesses and the Council are required to promote this objective in the way they operate or make decisions.
- 4.3 Details of applications under the Licensing Act are referred to the appropriate safeguarding teams for comment as they are a designated responsible authority.

## 5. POLICY IMPLICATIONS

- 5.1 The Licensing Act 2003 require the Council to prepare, consult on and publish a statement of their licensing policy. This must be reviewed at least every 5 years under the Licensing Act.
- 5.2 Members should make decisions in accordance with these polices but are free to depart from them with good reason.
- 5.3 The current policy is -
  - Statement of Licensing Policy 2021 to 2026

[http://www.bromley.gov.uk/downloads/file/226/statement\\_of\\_licensing\\_policy\\_2021-2026](http://www.bromley.gov.uk/downloads/file/226/statement_of_licensing_policy_2021-2026)

## 6. FINANCIAL & LEGAL IMPLICATIONS

- 6.1 There are rights of appeal to the Magistrates Court against the decision of the Sub-Committee under both the Licensing and Gambling Acts. If an appeal were to be lodged there are costs associated with defending it. These are difficult to quantify, and the Courts can award costs. In the event of a successful appeal, we could pay the costs of the appellant as well as our own. Equally if we successfully defended an appeal, it is open to the Court to order our costs to be paid by the appellant.
- 6.2 Parties involved in a hearing before a Sub-Committee can also seek a Judicial Review if the Local Authority has failed to administer the hearing in accordance with proper procedures.
- 6.3 The Council has adopted a procedure for the conduct of hearings.

- 6.4 Although the Council has a duty to consider its duties under the Equality Act 2010 generally, and more specifically under part 11 (Public Sector Equality Duty), this does not directly fall within the licensing objectives and will need to be considered on a case-by-case basis (in relation to accessibility) and enforcement (in relation to harassment).
- 6.5 Similarly, climate change action is not easily addressed under the licensing regime and can be considered either informally or under other regimes, such as planning (when considering new premises licence applications for example).

<b>Non-Applicable Sections:</b>	Personnel and Procurement implications
Background Documents: (Access via Contact Officer)	Soft File Computer based records



## Appendix 1

### Application Form & Premises Plan

**Application for a Premises Licence under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Information on the Licensing Act 2003 is available [here](#).

Before completing this form please read the [guidance notes](#).

Use the extra page at the end of the form to provide further details if necessary.

When it is complete you can submit the form directly to us – click on the Submit Form button. You may wish to print and keep a copy of the completed form for your records. For help information about filling in this type of electronic form, click on the help information button.

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

**Part 1 – Premises Details**

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

6 Chatterton Road  
Bromley

Postcode

BR2 9QN

Telephone number of premises

Non-domestic rateable value of premises ([if you are unsure, you can use this Government link for more information](#))

£7,500.00

Trading name of the business

The Hit Or Miss

**Part 2 – Applicant Details**

Please state whether you are applying for a premises licence as:

As a Limited Company

Please confirm:

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a:

Statutory function or

A function discharged by virtue of Her Majesty’s prerogative

**INDIVIDUAL APPLICANTS (fill in as applicable)**

Title

First names

Surname:

Are you 18 years or older? Yes  No

Date of Birth

Current postal address if different from premises address

Postcode

Daytime contact telephone number

Email address

**SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)**

Title

First names

Surname

Date of Birth (you must be 18 years old or over)

Current postal address if different from premises address

Postcode

Daytime contact telephone number

Email address

**OTHER APPLICANTS**

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

Name

Hickwell Ltd

Address

Robsons Accountants Ltd  
19 Montpelier Avenue  
Bexley  
Kent  
DA5 3AP

Registered number (where applicable)

14111027

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

Company

Telephone number (if any)

Email address (optional)

**Operating Schedule**

When do you want the premises licence to start?

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

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

General description of premises

A Ground Floor

Single Storey Premises Operating As A Micro Pub Serving Craft Ales

Cask Beer

Pilsner

Gins

Wines

Spirits And Coffee. We Believe Our Business

Situated In Chatterton Village Will Compliment The Existing Businesses In The Area Without Being In Direct Competition.

<b>Operating Schedule Continued</b>
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What licensable activities do you intend to carry on from the premises?

(Please see sections 1 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act)

**Provision of regulated entertainment**

- |   |                                     |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A)  | <input type="checkbox"/>            |
| b) films (if ticking yes, fill in box B)  | <input type="checkbox"/>            |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input type="checkbox"/>            |
| f) recorded music (if ticking yes, fill in box F)   | <input type="checkbox"/>            |
| g) performance of dance (if ticking yes, fill in box G)   | <input type="checkbox"/>            |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>            |
| <br>  |                                     |
| i) <b>Provision of late night refreshment</b> (if ticking yes, fill in box I)                               | <input type="checkbox"/>            |
| <br>  |                                     |
| j) <b>Supply of alcohol</b> (if ticking yes, fill in box J)   | <input checked="" type="checkbox"/> |

**In all cases complete boxes K, L and M (on the following pages)**

## A

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both?</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
<b>Day</b>	<b>Start time</b>	<b>Finish time</b>	<b>Please give further details here</b> (please read guidance note 3)					
<b>Mon</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						
<b>Tues</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						
<b>Wed</b>	<input type="text"/>	<input type="text"/>				<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
	<input type="text"/>	<input type="text"/>						
<b>Thur</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						
<b>Fri</b>	<input type="text"/>	<input type="text"/>	<b>Non standard timings. Where you intend to use the premises for the performance of a play at different times than those listed, please list</b> (please read guidance note 5)					
	<input type="text"/>	<input type="text"/>						
<b>Sat</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						
<b>Sun</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						

**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both?</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start time</b>	<b>Finish time</b>	<b>Please give further details here</b> (please read guidance note 3)		
<b>Mon</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Tues</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Wed</b>	<input type="text"/>	<input type="text"/>	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
	<input type="text"/>	<input type="text"/>			
<b>Thur</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Fri</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Sat</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Sun</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			



## C

Indoor Sporting Events Standard days and timings (please read guidance note 6)				
Day	Start time	Finish time	Please give further details here (please read guidance note 3)	
Mon	<input type="text"/>	<input type="text"/>		
	<input type="text"/>	<input type="text"/>		
Tues	<input type="text"/>	<input type="text"/>		
	<input type="text"/>	<input type="text"/>		
Wed	<input type="text"/>	<input type="text"/>		State any seasonal variations for indoor sporting events (please read guidance note 4)
	<input type="text"/>	<input type="text"/>		
Thur	<input type="text"/>	<input type="text"/>		
	<input type="text"/>	<input type="text"/>		
Fri	<input type="text"/>	<input type="text"/>	Non standard timings. Where you intend to use the premises for indoor sporting events at different times than those listed, please list (please read guidance note 5)	
	<input type="text"/>	<input type="text"/>		
Sat	<input type="text"/>	<input type="text"/>		
	<input type="text"/>	<input type="text"/>		
Sun	<input type="text"/>	<input type="text"/>		
	<input type="text"/>	<input type="text"/>		

## D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both?</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start time	Finish time	<b>Please give further details here</b> (please read guidance note 3)					
<b>Mon</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						
<b>Tues</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						
<b>Wed</b>	<input type="text"/>	<input type="text"/>				<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 4)		
	<input type="text"/>	<input type="text"/>						
<b>Thur</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						
<b>Fri</b>	<input type="text"/>	<input type="text"/>	<b>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times than those listed, please list</b> (please read guidance note 5)					
	<input type="text"/>	<input type="text"/>						
<b>Sat</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						
<b>Sun</b>	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						

## E

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both?</b> (please read guidance note 2)		Indoors	<input type="checkbox"/>				
					Outdoors	<input type="checkbox"/>				
					Both	<input type="checkbox"/>				
Day	Start time	Finish time	<b>Please give further details here</b> (please read guidance note 3)							
Mon	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								
Tues	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								
Wed	<input type="text"/>	<input type="text"/>					<b>State any seasonal variations for performance of live music</b> (please read guidance note 4)			
	<input type="text"/>	<input type="text"/>								
Thur	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								
Fri	<input type="text"/>	<input type="text"/>	<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times than those listed, please list</b> (please read guidance note 5)							
	<input type="text"/>	<input type="text"/>								
Sat	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								
Sun	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								

## F

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both?</b> (please read guidance note 2)		Indoors	<input type="checkbox"/>				
					Outdoors	<input type="checkbox"/>				
					Both	<input type="checkbox"/>				
Day	Start time	Finish time	<b>Please give further details here</b> (please read guidance note 3)							
Mon	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								
Tues	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								
Wed	<input type="text"/>	<input type="text"/>					<b>State any seasonal variations for playing recorded music</b> (please read guidance note 4)			
	<input type="text"/>	<input type="text"/>								
Thur	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								
Fri	<input type="text"/>	<input type="text"/>	<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times than those listed, please list</b> (please read guidance note 5)							
	<input type="text"/>	<input type="text"/>								
Sat	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								
Sun	<input type="text"/>	<input type="text"/>								
	<input type="text"/>	<input type="text"/>								

## G

<b>Performance of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both?</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start time</b>	<b>Finish time</b>	<b>Please give further details here</b> (please read guidance note 3)		
<b>Mon</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Tues</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Wed</b>	<input type="text"/>	<input type="text"/>	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
	<input type="text"/>	<input type="text"/>			
<b>Thur</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Fri</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Sat</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Sun</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			

## H

<p><b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)</p>			<p><b>Please give a description of the type of entertainment you will be providing</b></p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div>			
			<p><b>Will the performance of dance take place indoors or outdoors or both?</b> (please read guidance note 2)</p>		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start time	Finish time	<p><b>Please give further details here</b> (please read guidance note 3)</p>			
Mon	<input type="text"/>	<input type="text"/>	<div style="border: 1px solid black; height: 400px; width: 100%;"></div>			
	<input type="text"/>	<input type="text"/>				
Tues	<input type="text"/>	<input type="text"/>				
	<input type="text"/>	<input type="text"/>				
Wed	<input type="text"/>	<input type="text"/>				
	<input type="text"/>	<input type="text"/>				
Thur	<input type="text"/>	<input type="text"/>				
	<input type="text"/>	<input type="text"/>				
Fri	<input type="text"/>	<input type="text"/>	<p><b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) and (g)</b> (please read guidance note 4)</p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div>			
	<input type="text"/>	<input type="text"/>				
Sat	<input type="text"/>	<input type="text"/>	<p><b>Non standard timings. Where you intend to use the premises for entertainment of a similar description to that falling within (e), (f) or (g) at different times than those listed, please list</b> (please read guidance note 5)</p> <div style="border: 1px solid black; height: 150px; width: 100%;"></div>			
	<input type="text"/>	<input type="text"/>				
Sun	<input type="text"/>	<input type="text"/>				
	<input type="text"/>	<input type="text"/>				

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both?</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start time</b>	<b>Finish time</b>	<b>Please give further details here</b> (please read guidance note 3)		
<b>Mon</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Tues</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Wed</b>	<input type="text"/>	<input type="text"/>	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
	<input type="text"/>	<input type="text"/>			
<b>Thur</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Fri</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Sat</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			
<b>Sun</b>	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption:</b> (please read guidance note 2)	On the premises <input type="checkbox"/>
				Off the premises <input type="checkbox"/>
				Both <input checked="" type="checkbox"/>
Day	Start time	Finish time	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)	
Mon	11:00	00:00		
Tues	11:00	00:00		
Wed	11:00	00:00		
Thur	11:00	00:00		
			New Years Eve 01.00 close.	
Fri	11:00	00:00		
Sat	11:00	00:00		
Sun	12:00	23:00		



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

Title	<input type="text" value="Mr"/>
First Name(s)	<input type="text" value="John Sidney"/>
Surname	<input type="text" value="Rothwell"/>
Date of Birth	<input type="text"/>
Address	<input type="text"/>
Postcode	<input type="text"/>
Personal licence number	<input type="text"/>
Issuing licensing authority	<input type="text"/>

**Please print the 'Consent of individual to being specified as premises supervisor' form and have the person specified above sign and confirm the details given.**

**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 8)**

None
------

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)	
Day	Start time	Finish time		
Mon	08:00	00:00	None.	
Tues	08:00	00:00		
Wed	08:00	00:00		
Thur	08:00	00:00		Non standard timings. Where you intend to use the premises to be open to the public at different times than those listed, please list (please read guidance note 5)  01.00 close on New Years Eve.
Fri	08:00	00:00		
Sat	08:00	00:00		
Sun	08:00	23:00		

**a) General – all four licensing objectives (b,c,d,e)** (please read guidance note 9)

To provide a safe environment for over 21 year old local residents to meet and become a hub of the community. A designated premises supervisor will be in day to day control of the premises, working within the operating schedule whilst providing leadership and training for staff in the authorisation of sales. We will trade to promote social responsibly relating to the sale of alcohol.

**b) The prevention of crime and disorder**

The premises licence holder will ensure that all staff will be given full training on the awareness of social responsibility standards in the promotion and sale of alcoholic beverages. They will also receive training on current licensing laws before serving any alcohol. A log will be kept on the premises of any sales refusals as well as a record of any incidents of crime and disorder. We will have a CCTV system installed to monitor the entrance, showing head and shoulders to an identification standard and cameras in the interior of the premises as well as a clear and legible notice outside indicating the normal hours of opening under the terms of the premises licence, during which licensable activities would be permitted. Recordings will be stored for 28 days and recordings will be available on request. We have an outstanding good behaviour record, in having traded locally, half a mile away, at the Bitter End Bar, 139 Masons Hill since opening as a bar, 5 years ago, we have never had the need to call the police to intervene in any crime or disorder issue.

**c) Public safety**

The premises licence holder will ensure that all staff will be fully trained in safety procedure and fire training and adherence to any environmental health requirements. All parts of the premises and any fitting will be maintained and kept in good order and safe conditions at all times. An up to date first aid box will be available when the premises is in operation, along with a log book detailing any use. We will not be serving hot food, there will not be a lot of waste, the bulk of our rubbish will be empty bottles and cardboard and as such, there will be no risk of attracting foxes or vermin.

**d) The prevention of public nuisance**

Prominent clear and legible notices will be displayed at the exit requesting customers to respect the needs of the nearby residents and to leave the premises quietly and a member of staff will always be present to remind the customers of their social responsibilities, in the unlikely event that it should ever be needed. Deliveries of any goods necessary for the operation of the business will only be carried out between the hours of 9.00am and 6pm. Bottles for collection will not be put out after 9pm. Routine litter checks will be undertaken to the external frontage of the premises with adequate waste receptacles provided for use by customers. Sound proofing will be installed to above 50dB to protect neighbouring properties from any noise emanating from the premises. We installed sound proofing to a similar specification (this premises the sound proofing will be even denser) at our other bar, the Bitter End Bar, and have never had any complaints - despite there being a flat directly above the premises.

**e) The protection of children from harm**

We will incorporating a "Challenge 25" policy in that anyone who looks under the age of 25 must provide acceptable photo ID to prove they are over 18. Staff will be fully trained in the requirements of asking for ID to establish a customers age. A refusals log will be kept on site. I would like to add, the demographic of customers that frequent micro bars tend to be older, this is for a number of reasons but mainly because the business model doesn't work by selling lots of beer cheaply as larger public houses can and do. From my considerable experience, micro bars generally attract an age group from 30 - 85 who prefer to meet up and socialise for a chat or drop in for a quiet drink after visiting a local restaurant rather than partying hard!

I have enclosed the plan of the premises

I have enclosed the consent form (for further information [please visit our application forms webpage](#) and follow the guidance under the **Variation of DPS for an Existing Licence** heading)

I understand I must now advertise my application

I understand that if I do not comply with the above requirements my application will be rejected

I am applying as an individual rather than a business / limited company and have enclosed proof of my entitlement to work in the UK (for information on what you can provide as evidence, [please reference our evidence guidance notes](#))

**Please attach evidence using the 'Upload & Attach Files' button.**

**Types of files accepted as attachments:** gif, jpg, jpeg, tif, tiff, bmp, png and pdf.

**Please note, there is a 10MB size limit on all files that can be attached.**

Please ensure that the documents you attach are complete and easy to read. If documents are incomplete or are difficult to read this may result in a delay in your application.

**Declaration** (please read guidance note 10)

**[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK.**

**The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate.**

**Confirmation of applicant or applicant's solicitor or other duly authorised agent.** (See guidance note 11) **If confirming on behalf of the applicant please state in what capacity.**

**Confirmation**

Name

Giles Hickley

Date

21/07/2022

Capacity (owner, director etc.)

Director

**For joint applications confirmation of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent** (please read guidance note 12) **If confirming on behalf of the applicant please state in what capacity.**

**Confirmation**

Name

Date

Capacity (owner, director etc.)

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 13)

Name

Giles Hickley

Address

Postcode

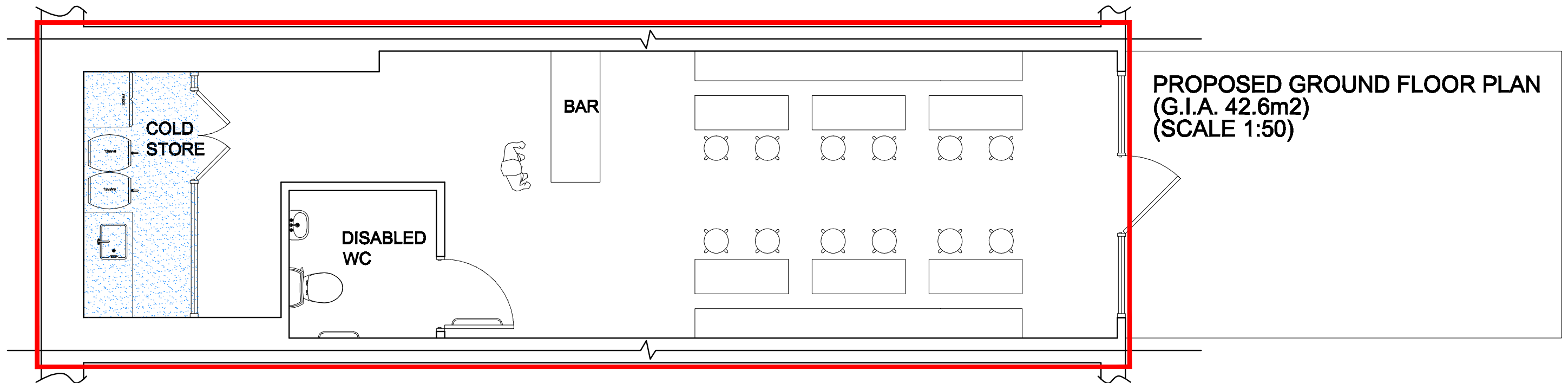
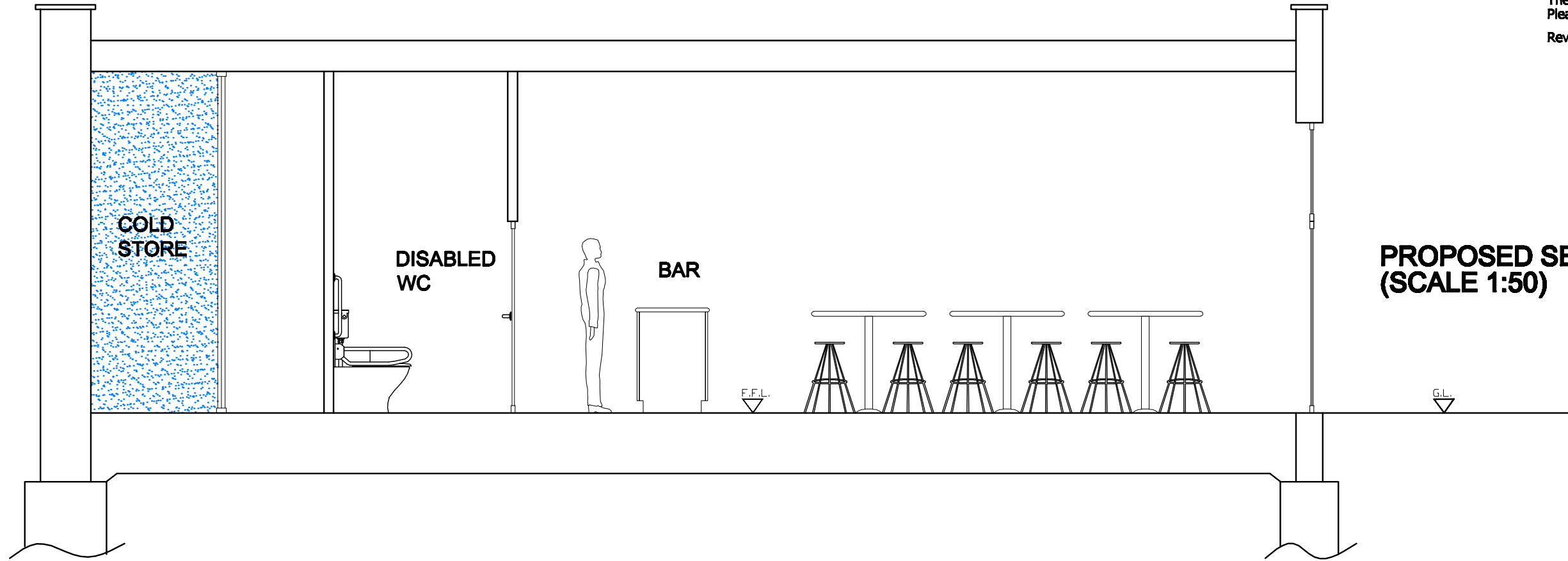
Telephone number (if any)

If you would prefer us to correspond with you by email, your email address (optional)

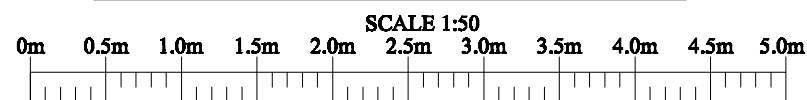
Use this page if there is any other information that you think we should know about.  
Information entered on this page will be sent to us, along with the data on the rest of the form when you use the "Submit" option.

The scaling of this drawing cannot be assured.  
Please use scale bars provided.

Revision	Date	Initial



ANDY WARDELL 07776 430300



Project  
**6 CHATTERTON ROAD, BROMLEY,  
KENT BR2 9QN**

Drawing Title  
**PROPOSED GROUND FLOOR PLAN & SECTION**

Date  
JUL 22

Project No  
1736

Scale  
1:50@A3

Drawing No  
CHT/01

Drawn by  
AW

Revision  
.

## Appendix 2

Licence issued to Real Ale Way  
6 Chatterton Road &  
Hearing Outcome Letter



**LICENSING ACT 2003**

**Premises Licence  
London Borough of Bromley**

Premises licence number

21/00799/LAPRE



Steve Phillips  
Health, Safety and Licensing Manager

Licence Granted **2<sup>nd</sup> December 2021** Issue Number **001**

This licence consists of **11** pages (Including Licence Summary)

**Part 1 – Premises Details**

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

Real Ale Way Ltd  
6 Chatterton Road  
Bromley  
BR2 9QN

**Where the licence is time limited the dates**

Not applicable.

**Licensable activities authorised by the licence**

Sale or Supply of Alcohol  
Alcohol Off Sales

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

Both On and Off the Premises

**The opening hours of the premises**

Hours Open to the Public on Monday-Thursday from 12:00 to 22:00  
Hours Open to the Public on Friday and Saturday from 12:00 to 23:00  
Hours Open to the Public on Sunday from 12:00 to 20:00

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

Sale or Supply of Alcohol on Monday-Thursday from 12:00 to 21:45  
Sale or Supply of Alcohol on Friday and Saturday from 12:00 to 22:45  
Sale or Supply of Alcohol on Sunday from 12:00 to 19:45  
Alcohol Off Sales on timings same as for Sale or Supply of Alcohol

**Part 2**

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

Forsyth-Foreman Kariss  
of  
5 Hansom Terrace  
Freelands Grove  
Bromley  
BR1 3NL

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

Not applicable.

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

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

**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;

(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.

(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**

Held by the Licensing Authority Ref Number: **21/00799/LAPRE**

Date: **2<sup>nd</sup> December 2021**

### **General**

The premises are licensed to operate as a micropub as a small independent pub serving local craft ales, cask ciders and wines sourced from microbreweries and wineries in Kent and the South East.

### **Seasonal Variation:**

- On New Year's Eve through till 01:00 Hours New Years Day

### **Crime and Disorder**

9. A CCTV system will be installed and maintained at the premises covering the entrance of the premises, and licensed area, recordings shall be stored for a minimum of 28 days and CCTV images shall be retrieved in a digital format and supplied to a Police or Council Officer on request.

10. Ensure that signage is displayed on the premises reminding customers that CCTV is in operation, or alternatively display (within the public area of the premises) live images from the premises CCTV system, for the purposes of crime prevention.

11. The licence holder shall notify the Police within 24 hours when they become aware that the closed-circuit television (CCTV) system provided by the premises is not in operation.

12. Maintain an incident register that that is accessible on the premises. The DPS, or a member of management shall ensure that the details of incidents shall be added to the register within 24 hrs of any incident. The following details shall be recorded:

- Date
- Time
- Location
- Persons concerned (or at least a description)
- Summary of incident
- Identification of any Emergency Services Personnel who attended
- Crime or appropriate reference number provided by the Emergency Services that relates to the incident and any linked incidents.

13. Ensure that a refusals record is maintained at the premises and that such a record shall be made immediately available for inspection by the Police or an authorised Officer of the Local Authority.

14. The outside licensed area will be enclosed by a barrier at least three foot in height, excluding the areas of entry and egress, when the premises is open to the public.

### **Public Safety**

No Conditions

### **Public Nuisance**

15. Prominent, clear and legible notices will be displayed at the exit requesting customers to respect the needs of nearby residents and to leave the premises and area quietly.

16. Deliveries of any goods necessary for the operation for the business will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents, and only within permitted hours.

17. Customers will not be admitted to the premises above the licensed opening hours and not allowed to stand around and talk loudly in the street outside the premises out of these hours.

18. The movement and removal of bins and rubbish will be kept to a minimum and only undertaken within permitted hours.

19. Routine litter checks will be undertaken to the external frontage of the premises with adequate waste receptacles for use by customers provided.

20. Any lighting on or outside the premises will be positioned in such a way so as not to cause a disturbance to nearby residents

### **Protection of Children from Harm**

21. The premises shall adopt a "Challenge 25" policy to encourage anyone over the age of 18 but looks under 25 to carry an acceptable photo ID if they wish to buy alcohol.

22. All staff will be fully trained in the requirements of asking for identification to establish age, with any notable incidents logged.



23. A responsible adult must be with any patron under the age of 18, and will only be admitted according to the premise license holder's wishes

**Conditions attached after a hearing by the Licensing Authority**

No Conditions

**Plans**

Held by the Licensing Authority Ref Number: **21/00799/LAPRE**  
Date: **2<sup>nd</sup> December 2021**

**LICENSING ACT 2003**

**Premises Licence Summary**

**Premises licence number**

21/00799/LAPRE

Signed



Steve Phillips  
Health, Safety and Licensing Manager

Licence Granted **2<sup>nd</sup> December 2021** Issue Number **001**

This licence summary consists of **2** pages

**Premises Details**

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

Real Ale Way LTD  
6 Chatterton Road  
Bromley  
BR2 9QN

**Where the licence is time limited the dates**

Not applicable.

**Licensable activities authorised by the licence**

Sale or Supply of Alcohol  
Alcohol Off Sales

**The opening hours of the premises**

Hours Open to the Public on Monday-Thursday from 12:00 to 22:00  
Hours Open to the Public on Friday and Saturday from 12:00 to 23:00  
Hours Open to the Public on Sunday from 12:00 to 20:00

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

Both On and Off the Premises

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

Sale or Supply of Alcohol on Monday-Thursday from 12:00 to 21:45  
Sale or Supply of Alcohol on Friday and Saturday from 12:00 to 22:45  
Sale or Supply of Alcohol on Sunday from 12:00 to 19:45  
Alcohol Off Sales on timings same as for Sale or Supply of Alcohol

**Name, (registered) address of holder of premises licence**

Forsyth-Foreman Kariss  
of  
5 Hansom Terrace  
Freelands Grove  
Bromley  
BR1 3NL

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

Not applicable.

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

Kariss Forsyth-Foreman

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

Not Applicable

CHATTERTON ROAD



PROPOSED PLAN

6 CHATTERTON ROAD  
BROMLEY  
BR2 9QN

GROUND FLOOR

scale 1:100





## Environment and Public Protection

Civic Centre, Stockwell Close, Bromley BR1 3UH  
 Telephone: 020 8464 3333 DX5727  
 Direct Line: 020 8313 4218  
 Email: [licensing@bromley.gov.uk](mailto:licensing@bromley.gov.uk)

Our Ref: 21/00799/LAPRE

Date 07/12/2021

Email

Dear Sir or Madam

**Re: NOTICE OF THE OUTCOME OF HEARING  
 NEW PREMISES LICENCE APPLICATION  
 Real Ale Way Ltd 6 Chatterton Road Bromley BR2 9QN**

The application for a Premises Licence at the above address was in receipt of representations.

**A hearing of the Licensing Sub Committee occurred on the 1st December 2021**

### Attendance

Members: **Councillor Nicholas Bennett MA J.P (Chairman)**  
**Councillor Kira Gabbert**  
**Councillor Gareth Allatt**

Joint Applicants: Ms Kariss Forsyth-Foreman  
 Mr. Gregory Forsyth-Foreman [attended the above meeting]

<u>Local Residents:</u>	None attended
<u>Council's Head of Health Safety and Licensing</u>	Steve Phillips
<u>Council's Licensing Officer</u>	Lee Slaney
<u>Council's Lawyer</u>	Raheli Paris
<u>Council's Paralegal</u> (In attendance as an observer)	Mashkhal Abdulkarim

### DECISION

#### 1. INTRODUCTION:

The Licensing Sub-Committee having carefully considered the application for premises licence at **'THE REAL ALE WAY LTD' 6 CHATTERTON ROAD BROMLEY BR2 9QN**

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

- the four licensing objectives,
- the Council's current Statement of Licensing Policy



- Guidance issued under the Licensing Act 2003; The Secretary of State Guidance issued under Section 182 of the Licensing Act 2003 (As amended),
- Written and oral representations by the Applicant,
- Written representations by Local Resident (s),
- Written representations by the Metropolitan Police
- Written representations by the Child Protection Team

The decision of the Licensing Sub-Committee is as follows:

The **Licensing Sub- Committee decided to Grant** the premises licence with amendments and subject to the agreed conditions at the Hearing on the 1st December 2021.

The Chairman conducted the above hearing in a semi-informal manner. The Licensing Sub-Committee members at various intervals, asked questions in order to obtain more information and or for clarification.

## **2. THE APPLICANT'S CASE:**

(i) The applicant introduced himself and gave his background and experience in operating licensable premises including those within Bromley Borough. The applicant mentioned that the above proposed trading premises would be a small 'Micro-Pub' which is intended to provide a relaxing atmosphere for the consumption of real ales. No lagers will be served, nor is it the intention to have gaming machines, or music. The average age of the target clientele will be between 50 -55 years old, such persons considered to be moderate in their drinking and responsible in their conduct.

The Applicant mentioned that he is a responsible and experienced individual in the running of licensed premises, with two other units of a similar trading format to that proposed being currently traded.

At the Hearing there were discussions regarding the use of the outside space of the premises, possible noise nuisance, the hours for the sale of alcohol, the capacity of the premises and the clientele. The applicant stated that he is aware of potential issues, and had agreed to the proposed conditions by Metropolitan Police and the Child Protection Team [see Paragraph 6 below]. The Licensing Sub-Committee members and the Head of Health Safety and Licensing asked the applicant various questions which the applicant responded satisfactorily.

- (ii) Points discussed at the hearing which resulted in forming part of the conditions for the licence at the above premises are:
1. The hours for the supply of alcohol, be reduced by 15 mins to facilitate a "drinking up" time.
  2. The New Year's Eve hours as proposed in the application.
  3. The Designated Premises Supervisor who was asked to submit his application for the inclusion in the premises license as soon as possible.

4. The Metropolitan Police and the Child Protection Team 's proposed conditions and agrees with those condition. [Please see paragraph 7 below for details of the Licence].

### **3. OBJECTIONS AND SUPPORT TO THE LICENCE:**

Written representations from local residents both in support and those objecting were submitted and included in the Licensing Sub-Committee Bundle. There were no oral representations from the residents.

It was noted that: there were no objections from the Metropolitan Police nor from any responsible authorities and the applicant had agreed to the conditions which were proposed by the Police and the Child Protection Team prior to the above hearing.

### **4. LOCAL RESIDENTS' REPRESENTATION:**

There were no local residents present at the above meeting.

### **5. THE WARD COUNCILLORS' COMMENTS:**

There were no objections nor representations to the application from Ward Councillors.

### **6. THE LICENCE**

Important information regarding the Licence which were referred to in the Licensing Sub-Committee bundle at various times are listed below for ease of reference:

- a) The details of the application for the premises licence (Appendix 1 Pages: 7 to 27).
- b) The Representations and Objections (Appendix 2 from page 28 to 34)
- c) Satellite image and street view of the premises (Appendix 3 pages 35 – 37)
- d) Agreed changes from the Police and Child Protection Team (Appendix 4 – Pages 38 to 45)
- e) Details of the Current Premises Licences of adjacent and nearby premises (Appendix 5 pages 46 to 63).

### **Agreed Conditions**

The applicant agreed to operate in accordance with the requirements of the Licensing Act 2003 (as amended), the conditions attached to the premises licence and to conditions agreed with the Police and the Child Protection Team ( noted on page 40 – 41 of the Licensing Sub-Committee bundle).

**Conditions which were agreed at the above Hearing are as follows:**

Child Protection Team Conditions:
-----------------------------------

- any customer appearing to be under 25 (Challenge 25) should be asked to show appropriate id, the only forms of id acceptable are a passport, a photo driving licence or a pass accredited proof of age card scheme with hologram.
- Additionally, a refusals log for all incidents should be kept and maintained. This log must be available to police or council officers on request.

The Metropolitan Police conditions:

1. A CCTV system will be installed and maintained at the premises covering the entrance of the premises, and licensed area, recordings shall be stored for a minimum of 28 days and CCTV images shall be retrieved in a digital format and supplied to a Police or Council Officer on request.
2. Ensure that signage is displayed on the premises reminding customers that CCTV is in operation, or alternatively display (within the public area of the premises) live images from the premises CCTV system, for the purposes of crime prevention.
3. The licence holder shall notify the Police within 24 hours when they become aware that the closed-circuit television (CCTV) system provided by the premises is not in operation.
4. Ensure signage is displayed at the exit reminding patrons to respect the neighbours and leave quietly, or similar words to that effect.
5. Ensure that a Challenge 25 policy is operated at the premises with appropriate signage displayed both inside the premises, and on the publicly accessible internet pages including social media controlled by the premises where that content promotes alcohol.
6. Maintain an incident register that that is accessible on the premises. The DPS, or a member of management shall ensure that the details of incidents shall be added to the register within 24 hrs of any incident. The following details shall be recorded:-
  - Date
  - Time
  - Location
  - Persons concerned (or at least a description)



- Summary of incident
- Identification of any Emergency Services Personnel who attended
- Crime or appropriate reference number provided by the Emergency Services that relates to the incident and any linked incidents.

7. Ensure that a refusals record is maintained at the premises and that such a record shall be made immediately available for inspection by the Police or an authorised Officer of the Local Authority.

8. Licensable activity on premises will only take place within the red line of the plan.

9. The outside licensed area will be enclosed by a barrier at least three foot in height, excluding the areas of entry and egress, when the premises is open to the public.

Times when the premises are open to members of the public:

- Mondays to Thursdays starting from 12:00 Noon to 22:00 Hours
- Friday to Saturday starting from 12:00 Noon to 23:00 Hours
- Sundays starting from 12:00 Noon to 20:00 Hours

Times for the supply of alcohol to the public:

- Mondays to Thursdays starting from 12:00 Noon to 21:45 Hours
- Friday to Saturday starting from 12:00 Noon to 22:45 Hours
- Sundays starting from 12:00 Noon to 19:45 Hours

(the above hours for the supply of alcohol have taken into consideration the time for an opportunity to place last orders, 15 minutes prior to closure of the above licensing premises)

Seasonal Variation: New Year's Eve from 11:30 to 01:00 Hours

The Designated Premises Supervisor - to submit as soon as possible, his application for the inclusion in the premises license

## 7. THE DECISION:

The Licensing Sub-Committee decided to **Grant** the licence in relation to the above application for a new premises licence subject to the agreed amendments and conditions made at the Licensing Sub-Committee hearing. The Licensing Sub-Committee when deliberating took into consideration the following:

- a) All the licensing objectives, the relevant licensing policies, and guidelines in

relation to the above application. It looked at the application, and all the steps which the applicant intends to take to promote the licensing objectives.

- b) All points raised by the applicant in the application bundle and at the Licensing Sub-Committee hearing.
- c) It was noted that there were no residents in attendance at the above hearing.
- d) The Metropolitan Police did not object to the above application.
- e) That the applicant agreed to all conditions in the application bundle including those proposed by the Metropolitan Police and the Child Protection Team.
- f) That the applicant has agreed to reduce the opening hours, to serve off sale drinks in sealed containers, and to reduce hours on delivery and waste disposal to the outside area times.
- g) The applicant has agreed to all the relevant policies and conditions, and has shown good intention to uphold the licensing objectives and to listen to resident's concerns.
- h) The relevant Licensing Act provides for a review process for any licensing premises. That review process may be utilised as and when required.

The Sub-Committee believes that the above mentioned reasons and conditions that are incorporated into the premises licence are necessary, in order to uphold all the licensing objectives. **In conclusion** the Licensing Sub-Committee in line with the relevant policies and guideline made the decision that; the above premises licence application to be **granted with the relevant conditions agreed at the Licensing Sub-Committee Hearing and as noted in the above full decision.**

### **Appeals against a decision of the Licensing Sub Committee**

1. The applicant, Responsible Authority or interested party (objector) may appeal against a decision of the licensing sub-committee in certain circumstances. These are laid down with Schedule 5 of the Licensing Act 2003.
2. Any appeal should be made to the Magistrates Court, London Road, Bromley, BR1 1BY. An appeal must be lodged within 21 days beginning the day on which you were informed of the decision of the committee.
3. **It should be noted that there is a cost in making an appeal to the Magistrates Court that must be met by the appellant. These costs can be significant as they can include the legal fees of the person you are appealing against (Respondent).**

If an appeal is not made now the licence can be "Reviewed" at any time by the Council on receipt of an application by any local resident / business or one of the "Responsible

Authorities”

Reviews must be based on one or more of the four licensing objectives below

1. Prevention of crime and Disorder
2. Prevention of Public Nuisance
3. Public Safety
4. Protection of Children from Harm

For more information on “reviews” contact the Licensing Team or see the Website [www.bromley.gov.uk](http://www.bromley.gov.uk).

If you have any questions or problems; please do not hesitate to contact me on the above telephone number.

Yours sincerely

**Steve Phillips**

Steve Phillips  
Health Safety and Licensing Manager

## Appendix 3

### Representations of Support and Objections

## Objectors

1. I wish to object to the planned opening hours of the premises. I don't have a problem with the concept of the application & am not appealing. However the application is for opening until midnight Monday to Saturday & 23:00 Sunday, which is very late during the week for residents and on a Sunday too. The application that was approved last year for a different company was for the times below which are more realistic & considerate to residents. Mondays to Thursdays 12:00 Noon to 22:00, Friday to Saturday 12:00 Noon to 23:00, Sundays 12:00 Noon to 20:00.
2. While I am not opposed to the opening of a microbrewery on Chatterton Road, it is my opinion that midnight closure is too late for a residential area. My preference would be for licensing hours until 11.00pm (with extended hours until 1.00am on New Year's Eve).
3. In general I support the application except for one important element - the closing time in the evening is too late for a residential area. The stated intention to meet the needs of people leaving nearby restaurants is a good one and would easily be met by an 11pm closing time. An 11pm closing time also matches local pubs and would prevent the proposed venue becoming a focus for late night drinking after the pubs close - a very undesirable outcome.
4. I oppose the opening times. We already suffer from noise, fights and drunks from the Chatterton arms. No more, please.
5. I'd like to object of the proposed hours stated on the sign posted on the soon to be open bar at 6 Chatterton Road. The original proposal said they will close an hour earlier than the sign is showing. As a nearby neighbour, I would appreciate if the premises were closed by 10pm to keep the night peaceful in the area during the week and weekend, as I need to wake up early for work. I believe the owners have a different bar located on Masons Hill, whose hours differ significantly from the new bar they about to open. I would appreciate if this objection comes into consideration and be put in place to assure the residents can lead a peaceful life after work at home.
6. I now notice that the opening hours have been extended to Midnight,& 11pm on Sundays, Chatterton road is a quiet street during the evening, this I feel will be disrupted, My other concern is that there will be no smoking area, away from the front door, which means any smokers will stand underneath the flats above, resulting in smoke entering the flats, especially should the windows be open, as will any noise from the mentioned premises, while I can agree the clientele attending will be older, it does not mean they will be quieter. It has also been mentioned this was not a problem at the Bitter End Pub, but people can go around the corner to smoke away from the flat above. I am also concerned that the price of my property will fall.

7. Chatterton Village is a small community with the majority of the retail and leisure facilities located on Chatterton Road. Many of these venues have struggled during the Covid pandemic and it is wonderful to see trade now somewhat returning to normal.

While I commend Hickwell Ltd for their interest in joining our community it would seem that yet another purveyor of alcohol, in addition to the two off-licences, a supermarket, two public houses and numerous restaurants, would not only be superfluous but also irresponsibly breach three of the four licencing objectives of the 2003 licencing act.

The application made by Mr Giles Hickley on behalf of Hickwell Ltd includes two documents which I shall henceforth refer to as “the plan” (being the proposed layout of the ground space) and “the application” (detailing the proposed actions and intentions of Hickwell Ltd)

The plan and the application have numerous failings and distinct omissions which I will present below categorised by the relevant objection.

#### Preventing Public Nuisance & Crime & Disorder

It is evident to anyone who has walked through Whitehall or Norman Park on a Saturday or Sunday morning that there is an inherent issue with young drinkers sourcing alcohol for public consumption. This is not abated by simply challenging purchasers as is evident from the numerous retailers they continue to source from. The addition of another outlet will only make the access to alcohol easier.

The misuse of alcohol is not solely limited to underage drinkers. It is clear that “The Crown” and other local venues oversaturate their clientele which leads to regular weekly altercations and loud and aggressive behaviour. This unpleasantness leads to congregations in or around Chatterton High Street or events filtering off to side roads. For example, outside my block of flats, there have been numerous altercations, and instances of drinkers vomiting and urinating on the front drive of our property. Instances such as these have taken place in both daylight hours/late afternoon and late into the night. Our neighbours along Bloomfield Road have all reported similar experiences.

Providing these types of people access to further alcohol after the 11pm closing of other local venues would be wholly irresponsible. The application claims “Micro bars generally attract an age group from 30 – 85 who prefer to meet up and socialise for a chat or drop in for a quiet drink after visiting a local restaurant rather than partying hard!” In my experience of the type of potential customers walking the local streets past closing time they are neither quiet nor looking to just socialise and have a chat. They are looking to get drunk and be antisocial. I would ask why the venue is seeking to secure a licence open until midnight if not to capitalise on providing further alcohol to these individuals when nowhere else is open. I would also ask the licence applicant which of their sedate and respectable clientele they are expecting to “drop in for a quiet drink” at 11:30 on weekday?

The latest statistics for street level crime incidents in Chatterton highlight seven cases of anti- social behaviour crimes, seven vehicle crimes and ten sexual offences in July

alone and this is in addition to numerous other minor crimes. In majority of cases these have been fuelled by alcohol.

The application makes reference to “maintaining a log of refusals and criminal incidents” yet makes no reference to how the owners intend to avoid or deal with these instances should they arise. It also claims they will “promote responsible drinking at all time”. This is a rather fluid claim considering “The Crown” has the same policy and they churn troublemakers out onto the street on a weekly basis.

Considerations could be made if there were liaisons made with local police including enrolment on the city scanner support network and if the premises agree to provide nightly security to deter and avoid unpleasant instances.

#### Public safety

The application indicates soundproofing is in place however from our property to the rear of the building we can regularly hear customers leaving Fireball Pizza (a venue adjacent to the proposed site) or drunken individuals outside the Co-op or take away restaurants nearby. This late licence will only serve to extend this noise disruption into the small hours of the morning.

On the plan there is no rear access to the building indicated. There is indication on the application that rubbish and waste will be stored inside the premises. This will undoubtedly breach health and safety standards as general waste is only collected once a week and recycling is only collected every other week.

If the intention is to keep the waste at the front of the building this will not only be aesthetically displeasing but will also pose a public health and safety risk by attracting foxes and vermin.

#### The prevention of public nuisance

If there has been an oversight, and the premises does have rear access, then this will cause further disruption to the properties, such as mine, behind the building as deliveries and waste disposal will lead to increased disruption to residents above and behind the premises. There is already significant noise from Co-op deliveries and the nightly emptying of bottle bins by Fireball Pizza late into the evening. If this license is to be granted the safe and silent disposal of waste needs to be clarified with the applicant and written into the terms of their licence.

In addition, should there be rear access or space to the rear of the building it should be sighted that rear doors (particularly fire doors) must remain closed at all times and rear yards/patios etc. are not used for customers or staff socialising in order to minimalise disruption to local residents.

Pages 5 -21 (sections A – I) in the application each assert that no entertainment or late night refreshments will be provided (Note: section F in respect of “recorded music” remains unchecked). The Licensing Act 2003 Part 7 Section 2a offers the applicant a loophole by advising “Where the licensable activity in question is the provision of regulated entertainment, a person does not commit an offence under this section if his only involvement in the provision of the entertainment is that he (e) plays recorded

music —”. As the applicant has stated they do not intend to play any form of music (to be clarified why section F in respect of remains unchecked) are local residents given to understand this premises will play no music and provide no entertainment whatsoever? If this is the case then there is no contest on this point however if music is to be played then consideration must be made that it only be inside the premises and that it cannot be heard from outside the building. This should be clarified with the licence holder and be included as part of the terms of their licence should it be granted.

The objections relating to the front and rear of the proposed licenced premises should be given serious consideration as, in addition to the noise and disruption could have a profound effect on the property valuation of the neighbouring homes.

There is no objection to the premises applying for an extended licence for New Years Eve however consideration should be made that activity is limited to the interior of the premises to avoid disruption to residents.

The application also states “prominent, clear and legible notices will be displayed at the exit requesting customers to respect the needs of nearby residents and to leave the premises and area quietly” however such signage is clearly ineffective when it is also displayed in other venues around the area and alcohol impaired individuals seem to pay these ineffective signs no heed. Considerations could again be made if there were separate staff dedicated to security and customer control yet there is no mention of security staff to dissuade such behaviour or an indication of how the staff intends to dissuade inebriated customers from talking loudly outside their premises outside these hours. If this assertion is to be enforced it will be expected the venue will supply additional staffing to execute this measure.

To conclude

In closing, Chatterton does not have need for another meeting place which sells alcohol (particularly one that intends to operate outside of normal licencing hours) and it will increase the noise in residential area which is already made worse by the noise of local businesses. Furthermore it will only serve to aid the drinking and disruptive culture in the area and potentially lead to further anti-social and criminal behaviour. Should the application be considered the applicant should be questioned regarding the intention of the request of such a late licence as it appears contrary to the business model they are proposing.

Should the applicant provide adequate considerations, as listed above, to take every measure that their business will have no further impact on the community and cause no public disruption whatsoever then it is reasonable for the licence to be granted but only under the standard licencing hours of up to 11pm. However if they cannot substantiate the vagaries of their application or provide assurances, which would be a requirement of the terms of their application, that the public would not be disrupted then there should be no grounds to grant this licence.



## **Applicants response to objector 7 & further objections**

Dear Mr Sheridan

Thank you for taking your time to express your views on this application. When the consultation period ended, I contacted the applicant and informed him of the concerns that have been raised. He has considered your concerns and addressed them in the response below, see text in blue.

In addition the applicant has consulted with the police regarding the local issues and has agreed to add a number of conditions to the licence.

### **Preventing Public Nuisance & Crime & Disorder**

I appreciate your general concerns of alcohol abuse and as a local man and a father, myself, of three teenage children (all of whom who went to the nearby Raglan Primary School) I am extremely aware of the dangers presented to the young and vulnerable, and because of that am committed to being vigilant. Under no circumstances would I break the law by either knowingly or unknowingly sell alcohol to a minor. Economics alone suggests an underage drinker would be highly unlikely to ever attempt to buy alcohol off me in the first place to take out the premises, as we would be nearly five times the price of any local off-licence.

Customers of micro bars are certainly not louts that are going to drink so much that they vomit or urinate in peoples gardens after a few drinks and they would certainly not be entertained at all in my bar in Chatterton Village if there was even the slightest hint that they may. In fact looking at the many messages in support of an alcohol licence for the new bar, I see there are doctors, police officers and other professionals all very much looking forward to being customers.

I can't comment, nor should I, on any of the other local pubs and how they police things, as I don't choose to drink there. I prefer to drink in a bar with other well mannered, considerate, like-minded people enjoying the community buzz from all ages and sexes; including mums, dads, quizzers and dog walkers or people who just want to pop in for a refreshment and a chat. I feel it is very unfair to compare a micro bar that holds 50 customers at the most to a large pub/sports bar; they are just too different. In the seven years we have had the "Bitter End Bar" open around the corner from Chatterton Village on Masons Hill, we have NEVER had recourse to call the police. However, for your peace of mind with regards to late night drinking I am prepared to make it a condition of my licence to not to allow any new entries into the premises after 11pm.

### **Public safety**

There is, as the plans correctly state, no rear access from the building so there will be no rubbish disposed from the rear. Rubbish will not be breaching health and safety standards, as asserted, and will be collected privately. We will not be serving hot food so vermin will not be an issue. There is surprisingly little waste disposal required from micro bars as all beers sold comes from barrels.

### **The prevention of public nuisance**

The premises has been sound proofed to over 50db to eliminate noise emanating from the premises. We have taken these measures as whilst a late night entertainment licence has not been requested, we will be playing music in the premises until 11pm as permitted by the licensing act. We have installed sound proofing throughout the ceiling of the whole property (including the refrigerated cold room) with 15mm sound and fire board and two coats of plaster skim, and 100mm of rock wool RW45 sandwiched between a concrete roof 300mm thick by our experienced builder James Wratten. James soundproofed to a similar specification our other bar "The Bitter End", which unlike the Chatterton Road premises actually has a flat over it, and we have received no complaints in the seven years since it's installation. We will also be installing six 1200mm x 600mm x 40mm foam sound panels suspended from the ceiling to muffle the sound generated from inside the premises.

On hearing your concerns with the plans for the late opening hours, I am prepared to close Sunday at 11pm and Monday - Thursday at 11.30pm although I will be very keen to open until midnight on Friday and Saturday as it is important for my business model to cater to the customers of the high end restaurants in the area such as The Pink Garlic, Shampán 2 and the neighbouring Fireball Pizza.

To conclude, I am prepared to amend the timings from midnight to 11.00pm Sunday and 11.30pm Monday – Thursday. Also I agree with your concerns with regards to late entry and will agree to a stipulation in the licence to not allow new customers into the premises and serve them after 11pm so there can be no danger of undesirables "finishing the night off" in the premises and causing a possible nuisance to our neighbours. I am extremely confident that the new bar will be a huge positive for Chatterton Village and its residents, the overwhelming support I have had from the locals whilst working on the premises has moved me. I hope I have allayed your concerns and I hope that you too, in time will accept us as a valued and valuable part of your neighbourhood. I would like you to read the many messages of support on the

Council Licensing portal and will leave you with one that I think is representative of the sort of thing we will try to bring to your community.

*“15/08/2022 12:14 PM I am writing in support of this application as a local resident and as a customer of the Bitter End currently managed by the applicant. Chatterton Road has changed markedly in the 30 years I have been a resident in the area. With property prices in and around Chatterton Road increasing in value markedly the demographic of those living in the area has changed. It now includes far more professionals with young families. The village is crying out for a bar that provides a community hub for those families, where they can feel safe to enjoy an evening out. That need is not being met by the local pub which can be an intimidating environment. As a customer of the Bitter End I have come to know the applicant. He has created a bar that delivers a respectful environment in which customers can enjoy an evening out without worrying about the behaviour of others. He is quick to spot inappropriate behaviour and deals with it effectively. I have seen him on many occasions turn down custom rather than serve anyone who is likely to misbehave. A practical example of this is his refusal to serve customers spilling out of the adjoining bars if they are drunk or boisterous. As a result I have never encountered any public nuisance either in the bar or outside, indeed his management of closing time is both sympathetic and robust. His focus on creating a sense of community means that he is focused on the wellbeing of nearby residents and neighbours and ensures that there is no disturbance by customers on leaving the bar. From my experience I heartily endorse this application and am confident that the four licensing objectives will be fully met”*

In summary the applicant has agreed to conditions proposed by the police and to amend the hours as follows:

- Sunday 23:00
- Monday - Thursday 23:30

The applicant has also agreed that there will be no new entries after 23:00.

Please let me know your thoughts on the response from the applicant and please do not hesitate to contact me if you wish to discuss this application further.

Kind regards

Lee Slaney  
Licensing Officer

RE: Further objection to the licensing application for 6 Chatterton Road, Bromley, BR2 9QN. (Objector 7.)

Firstly, please extend my thanks to Mr Hickley for taking the time to respond to my points in such detail. I have reviewed his response and addressed them further below.

I have looked for the messages of support on the Bromley Licencing Portal however after many searches on Google and the Bromley council licensing page I have been unable to find anything the likes of which Mr Hickley is referring to. Could a link be supplied?

With regard to the issue of waste, I thank Mr Hickley for addressing this point and my concerns regarding this have been put to bed. Likewise with regard to the sound proofing, I appreciate the measures he has taken and trust this will address the point. I trust this will be thoroughly tested. Is there some sort of recourse which could be afforded to residents that were reasonable sound levels not adhered to that we would have a means to challenge it and that effective action would be taken?

We will have to see if this becomes an issue if the premises does get up and running.

I appreciate the gesture of making it a condition of the licence not to allow any new entries into the premises after 11pm however there is no means of enforcing this. There is currently no police presence in Chatterton to address the criminal elements at pub closing time and the rare occasion they are here it is for more serious issues and not to ensure licensing laws are enforced. I can only assume the applicant has the best of intentions however there is no indication there will be any measures in place to enforce this. As alluded to in my previous letter this is why unsociable drinking has been allowed to carry on in the area.

I also appreciate Mr Hickley's position regarding the change to the licencing to be Sunday close 11pm, Monday - Thursday close 11.30pm and Friday and Saturday close midnight. This with the suggested intention of capitalising on the trade from Fireball Pizza, The Pink Garlic and Shampan 2.

Fireball Pizza are not open to the public Sun to Weds (except for takeaways) so there is no trade. Thurs to Fri they close at 10 so an 11pm licence would be perfectly suitable to capture their trade. There is no need to open until midnight.

The Pink Garlic and Shampan 2 both close at 10 pm on Sunday. This is a reasonable time to bring drinking to a close at the end of the weekend and should anyone wish to attend Mr Hickley's premises they should have sufficient time to do so before a 10pm close.

The Pink Garlic closes 11pm and Shampan 2 at 10:30pm Monday to Thursday, again giving customers sufficient opportunity to leave to attend Mr Hickley's premises should they wish to do so before an 11pm close.

What's more I'd be very concerned to find the "doctors, police officers and other professionals" that Mr Hickley claims will be frequenting looking to be drinking until 11:30pm on a weeknight!

The Pink Garlic already operates a licence until 11:30pm Friday and Saturday so customers can have their "social drink" if they are already seated. Likewise Shampan

2 operate until 11:00pm Friday and Saturday giving people sufficient time to enjoy a drink. If these people are not inebriated and have the wherewithal to do so they should have plenty of opportunity to go and enjoy a drink at Mr Hickley's establishment before an 11pm close.

As Mr Hickley has pointed out there are already the three venues above who can supply people with the opportunity for a casual drink. There is also the Chatterton Arms and The Crown public house in close proximity for social drinkers. Indeed Mr Hickley's other venue "The Bitter End" is just a short walk down the road making this new venue entirely superfluous.

Notably "The Bitter End" does not open Monday or Tuesdays. It also does not appear to see the need to operate beyond 10pm and this is on a main road. This only serves to echo the point that there is no need for a late licence if his own existing premises either does not require one or has not been afforded one due to the impact on the local residents.

Another drinking establishment right on our doorstep will no doubt have a negative effect on property prices in the immediate vicinity too.

Let's be realistic. We all know exactly who will be drinking beyond the standard 11pm pub closing time and Mr Hickley is clearly trying to mask his true intentions of capitalising this cornered market. If this were not the case, he would be perfectly content to exercise an 11pm licence and close.

If he is not proposing any new entrants past 11pm then "drinking up time" should be sufficient for the people already on the premises to finish their "quiet social drinks" and leave. I would not categorise anyone further indulging in alcohol past 11pm to be "enjoying the community buzz" nor would I expect "quizzers and dog walkers" to be looking for a social drink at 11:30pm. To suggest this is the case would lead me to believe the applicant is either intending to misrepresent the type of clientele he is attempting to secure or he really has no idea of the kind of custom he is going to find once he is established. I would remind the licensing body and Mr Hickley that I have a front row seat to the types of individuals frequenting the area late in the evening so clearer understanding who the prospective clients will be.

An 11pm licence and close is perfectly reasonable to secure the type of business Mr Hickley claims to be trying to secure. Anything beyond that is a clear attempt to provide alcohol to individuals when there is no one else left in the area serving. However I again emphasise the point that has been made very clear above... there simply is no need for another drinking venue in Chatterton. It serves no purpose other than to exploit the unsociable late night drinking culture in the area.

## Supporters

1. Fully support this application. The Chatterton Village area is missing exactly this sort of safe, upmarket establishment where local residents can meet up, socialise and engage with the community. It will help with the on-going regeneration of the area, turn Chatterton Village into a "destination" and also means one less boarded-up, empty retail unit.
2. PM Chatterton Road needs this to happen. Current licensed premises 'The Chatterton' does not cater for all local residents and thus this licensed premises would be a welcome addition to the local area. Chatterton Road has real potential to become a culinary centre for Bromley. By bringing in a real ale bar, so it would encourage other such culinary establishments. Fully supported.
3. *Customer made comments in support of the Licensing Application – No further comments were made.*
4. I am beyond excited to hear that Chatterton Village will be getting an establishment like this. It will be the perfect spot for me to have a relaxed catch-up with friends and also to have a quiet drink after a meal at either Shampan, Pink Garlic or Fireball. I think this will be a brilliant addition to the village and enhance the growing sense of community.
5. As a lone female who often wants to pop into a bar for a quiet drink or to meet new friends, it's great to hear that applications for places like this are being applied for. Especially in Chatterton Rd where there's nowhere to go that I'd feel comfortable in after visiting one of the eateries there.
6. We believe it will be a quiet and friendly place to meet friends after work. A great place to pop in after a lovely dinner on Saturday to finish off the evening or on a Sunday for friendly drinks before the working week begins. We thoroughly support this venture and believe it would be run in a very professional and friendly manner hence also being very sympathetic of the surrounding neighbourhood. This is going by our experience from the previous bar, The Bitter End we visited frequently.
7. I support this application. It would offer a good place for a drink before or after a meal at one of the restaurants on Chatterton High Street, and a quieter, more relaxed alternative to the other pub in the area. The applicant is local and has done a good job running another local pub, making it a real local hub. I'm confident the Hit or Miss would make a great addition to Chatterton High Street.
8. Chatterton Road is thought of as a village rather than an ordinary residential street, and this new establishment will give added interest to its evening life.
9. PM I've enjoyed the hospitality at the other establishment run by Mr. Hickley and feel that the new bar will be run in the same assured and competent way. I feel that

Chatterton Road can only benefit from this new venue which will complement the choices and atmosphere of the area.

10. *Customer made comments in support of the Licensing Application – No further comments were made.*
11. As a woman I am very much looking forward to this bar opening as it would be a safe and friendly environment for me to meet up with my girlfriends without having to be in a pub in a more friendly and quieter environment. I can vouch for the applicant personally from managing The Bitter End and am certain he will provide a quality service judging from his previous history. Can't wait for it to open!
12. I fully support this application for a licensed venue and coffee shop opening up less than 50m from my house. Having visited the proprietors current venue, I believe this is exactly the type of local business we need to redevelop the Chatterton village. Having visited the sister venue, I feel that this venue will be more family orientated and suited to the street. I believe it will be a social hub for locals to meet and chat with friends and enjoy a drink after work or after going out for a local meal. I think the proximity to fireball pizza will boost another quality local business. I do not believe that excessive noise will be an issue. There is already a large late night sports bar on the street and I believe this venue will be much quieter even later in the evening.
13. The area desperately needs this kind of establishment. It'll be a welcome change to the current pubs on offer locally.
14. I have been a regular customer of the Bitter End for some time now. I am looking forward to visiting the Hit or Miss when it opens as I feel that it will provide a great low key environment which Chatterton Road is currently missing.
15. I think this would be a great addition to the community. I think a microbrewery would complement the shops on Chatterton Road.
16. Chatterton is an up and coming area and it's local amenities are good and interesting. However the pub isn't everybody's cup of tea and a small real ale bar would be a welcome addition. I occasionally drink at The Bitter End and know Giles keeps a tight ship I've never heard of any trouble and is a nice place to have a quiet drink and meet people I am sure the new bar will add to the community and bring people together. Finally we eat quite regularly at The Pink Garlic and Shampán and would love to go to a friendly bar after our meal for a drink and a chat.
17. I fully support this micropub venture as I feel it would offer Chatterton Village a greater community dynamic and feel because the local pubs within a 20 minute walk of my residence are perceived to fail in doing so. The pubs within my area seem to only offer sports and cheap beer which ultimately lead to an intimidating environment especially later in the evening. This means that I have to travel further to find a decent pub where I can have a good local real ale and some pleasant, intelligent conversation and not

feel intimidated by aggressive football ranting. I also feel that this venture would help local restaurants by being a local preferred destination for an evening out rather than having to go into Central London or further afield. It would be a friendlier environment for bringing friends and family for a drink than what currently exists in Chatterton Village.

18. A bar (not a pub) is just what Chatterton Road needs. Young couples from inner London are moving out to Bromley because they want to have kids and need more space, good school and handy parks. These people can afford the £5-600k plus prices for the houses off Chatterton Road which is good news for the Co-op etc. They are bringing increased prosperity to the road but sadly they will not be using the Chatterton Arms. So a bar with a big gin menu, cocktails and wine choice will be ideal for them, particularly when visiting Fireball Pizza. This keeps them in Chatterton Road and increases footfall for most of the shops. The times they are a changing...and Chatterton Road has to change with them.
19. This business model is essential during the current mental health climate. A safe place where likeminded individuals with a passion for quality beverages and other products are introduced to strangers and can socialize and debate without the usual distractions forced upon you in other licensed premises. Offering a platform for local known and unknown musical talent, will enhance the entertainment choice that people will have in the local area. I strongly believe that this venue will attract people into the area and benefit other businesses. I personally travel a great distance to visit the previous premises, stay in local hotels and use local restaurants. I look forward to having some new experiences in Chatterton Road.
20. The proposed premises is exactly what Chatterton Village needs. A small, friendly venue to bring custom to other local businesses throughout the week. I have several friends who find large venues intimidating for a number of reasons, including anxiety, and the proposed premises would afford them a local place to socialise without causing undue distress. I fully support the application.
21. The bar will be a fantastic addition to this thriving and unique local area. We have long hoped for a drinking establishment in Chatterton Road that will be women-friendly and that provides a welcoming environment to all wanting a quiet drink and chat. Having visited Giles' Bitter End bar it is clear that he is able to offer that and more.
22. I feel this is just what Chatterton Road needs. It will be nice to have somewhere other than the pub to enjoy a decent beer and glass of wine.
23. This will be a very welcome addition to Chatterton Road.
24. I am writing in support of this application as a local resident and as a customer of the Bitter End currently managed by the applicant. Chatterton Road has changed markedly in the 30 years I have been a resident in the area. With property prices in and around Chatterton Road increasing in value markedly the demographic of those



living in the area has changed. It now includes far more professionals with young families. The village is crying out for a bar that provides a community hub for those families, where they can feel safe to enjoy an evening out. That need is not being met by the local pub which can be an intimidating environment. As a customer of the Bitter End I have come to know the applicant. He has created a bar that delivers a respectful environment in which customers can enjoy an evening out without worrying about the behaviour of others. He is quick to spot inappropriate behaviour and deals with it effectively. I have seen him on many occasions turn down custom rather than serve anyone who is likely to misbehave. A practical example of this is his refusal to serve customers spilling out of the adjoining bars if they are drunk or boisterous. As a result I have never encountered any public nuisance either in the bar or outside, indeed his management of closing time is both sympathetic and robust. His focus on creating a sense of community means that he is focused on the wellbeing of nearby residents and neighbours and ensures that there is no disturbance by customers on leaving the bar. From my experience I heartily endorse this application and am confident that the four licensing objectives will be fully met.

25. A great idea and will be well supported, small independents are needed and if anything like the Bitter End will be great, Petts Wood and Chislehurst have similar and they have been very successful.
26. I support the application the application for Hit or Miss bar at Chatterton Road. The regeneration of small high streets is vital, with more and more empty premises being filled by fast food delivery shops or cheap goods shops there is a need to attract locals to the area. By having bars and sit in or personal collection restaurants people will visit. By attracting people it should help to revitalise the area and attract other small businesses to the village area. This must be something we all want to see. I do hope this is the start of Bromley villages being supported and having a new lease of life.

## Appendix 4

### Additional Conditions Agreed by Applicant

## **Additional Conditions Agreed by Applicant**

### **Police**

**From:** Giles Hickley  
**Sent:** 16 August 2022 17:17  
**To:** Dandridge Tina L - SN-CU  
**Subject:** RE: Proposed conditions

Hi Tina,

Thank you for being so prompt in your reply.

I am happy to adhere to all of the conditions you have stated and will pass your email on to the Licensing Team at Bromley Council as requested.

Kind regards,

Giles

**From:** Dandridge Tina  
**Sent:** 16 August 2022 15:09  
**To:** Giles Hickley  
**Subject:** Proposed conditions

Hi Giles

Thank you for meeting us earlier today – below are the conditions that police would like to see on the premises licence should it be granted. If you are in agreement, please send this email onto the council and cc me in.

1. A CCTV system will be installed and maintained at the premises covering the entrances of the premises. Recordings shall be stored for a minimum of 28 days and CCTV images shall be retrieved in a digital format and supplied immediately to a Police or Council Officer on request.
2. At least one CCTV camera shall be installed by the entrance door that enables face, head and shoulders images of a standard that will enable identification of each person entering and leaving the premises.
3. Ensure that signage is displayed by the main exit reminding anyone leaving the premises to 'please respect our neighbourhood and leave the premises quietly or similar wording to this effect.
4. Ensure that a Challenge 25 policy is operated at the premises with appropriate signage displayed inside the premises.
5. Ensure that all relevant staff within the business are trained in relation to the Licensing Act 2003 and conflict management. Training records shall be available from the premises and made available for inspection by the police upon reasonable request. Refresher training will be undertaken every 12 Months (or earlier as necessary).

6. Maintain an incident register that that is accessible on the premises. The DPS, or a member of management shall ensure that the details of incidents shall be added to the register within 24 hrs of any incident. The following details shall be recorded:-
  - Date
  - Time
  - Location
  - Persons concerned (or at least a description)
  - Summary of incident
  - Identification of any Emergency Services Personnel who attended
  - Crime or appropriate reference number provided by the Emergency Services that relates to the incident and any linked incidents.
7. Ensure that a refusals record is maintained at the premises and that such a record shall be made immediately available for inspection by the Police or an authorised Officer of the Local Authority.
8. Off sales will only be sold in sealed containers.

**PC Tina Dandridge**  
**Licensing Officer SN BCU**

### **Bromley Safeguarding Children Partnership**

**From:** Giles Hickley

**Sent:** 11 August 2022 18:23

**To:** Licensing

**Subject:** Re: New application Hit or Miss 6 Chatterton Road Bromley BR2 9QN Ref: 22/00946/LAPRE

Hi Paul,

Yes, that's absolutely fine and the policy I am planning to adopt, anyway.

Kind regards,

Giles.

On 11 Aug 2022, at 15:22, Licensing <[licensing@bromley.gov.uk](mailto:licensing@bromley.gov.uk)> wrote:

Hello Giles,

The Child Protection Team have asked for an amendment/clarification to your Challenge 25 condition.

The full version of which is:

*That the premises adopts the 'challenge 25 scheme' whereby any person that appears under 25 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, proof of age card bearing the PASS hologram and biometric residence permit.*

*In addition a refusals log be kept and maintained. This log must be available to Police or Council Officers on request.*

Please let me know if the above condition is acceptable.

Many thanks.

Kind regards

Licensing Team

Environment and Public Protection

## Appendix 5

### Satellite Image & Street View of Premises

Street View of 6 Chatterton Road





Satellite image of 6 Chatterton Road





## Appendix 6

Current Premises Licences Of Neighbouring premises  
Co-op and Fireball Pizza

**LICENSING ACT 2003**

**Premises Licence  
London Borough of Bromley**

Premises licence number

21/00298/LMPRE

Signed

Joanne Stowell  
Assistant Director of Public Protection

Licence Granted **24<sup>th</sup> November 2005** Issue Number **017**

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**

Co-op Late Shop2 Chatterton Road  
Bromley  
BR2 9QN

**Where the licence is time limited the dates**

Not applicable.

**Licensable activities authorised by the licence**

Alcohol Off Sales

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

Off the Premises Only

**The opening hours of the premises**

Not Specified

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

Alcohol Off Sales on Monday-Saturday from 07:00 to 23:00  
Alcohol Off Sales on Sunday from 10:00 to 22:30

**Part 2**

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

Co-operative Group Food Limited  
of  
1 Angel Square  
Manchester  
M60 0AG

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

26715R Limited Company

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

Full Name: Mr Stuart Phillips

**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: 05/01797/LIPERS issued by London Borough of Croydon

## 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. 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.

### 3. 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;

(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.

(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.

#### 4. 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.

#### 5. 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**

Held by the Licensing Authority Ref Number: **05/02728/LAPRE**

Date: **27<sup>th</sup> June 2008** and Ref **13/00123/LAPRE** Dated **22 March 2013**

### **General**

6. The Premises is licensed to operate as convenience store with limited alcohol off sales

7. Alcohol shall not be sold in an open container or be consumed in the licensed premises.

8. Seasonal Variations

- On Sundays, other than Christmas Day, 1000. to 2230
- On Christmas Day, 1200 to 1500 and 1900 to 22.30.
- On Good Friday, 0800 to 2230

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, the purpose of which is to provide background entertainment only.

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 Licence holder shall ensure that all members of staff are trained in their personal responsibilities under the Licensing Act 2003.

13. Records of this training shall be kept and made available for inspection on request by an authorised officer of the council or a police officer.

14. The update and refresher training shall be undertaken as necessary or at a minimum on an annual basis.

### **Crime and Disorder**

15. 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.

16. 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.

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

18. An incident log shall be maintained at the premises and made available for inspection or request by an authorised officer of the council or a police officer.

19. The premises will have a panic button fitted for staff to utilise in the case of an emergency.

### **Prevention of Public Nuisance**

No Additional Conditions

### **Public Safety**

No Additional Conditions

### **Protection of Children from Harm**

20. 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.

21. 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.

22. A refusals record in either soft or hard form must be kept of all age-related sale refusals. This must be available for inspection on request by an Authorised Officer of the Council or a Metropolitan Police Officer.

**Conditions attached after a hearing by the Licensing Authority**

Not Applicable

**Plans**

Held by the Licensing Authority Ref Number: **21/00298/LMPRE**  
Date: **22<sup>nd</sup> May 2021.**



**LICENSING ACT 2003**

**Premises Licence Summary**

**Premises licence number**

21/00298/LMPRE

Signed

Joanne Stowell  
Assistant Director of Public Protection

Licence Granted **24<sup>th</sup> November 2005** Issue Number **017**

This licence summary consists of **2** pages

**Premises Details**

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

Co-operative  
2 Chatterton Road  
Bromley  
BR2 9QN

**Where the licence is time limited the dates**

Not applicable.

**Licensable activities authorised by the licence**

Alcohol Off Sales

**The opening hours of the premises**

Not Applicable

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

Off the Premises Only

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

Alcohol Off Sales on Monday-Saturday from 07:00 to 23:00  
Alcohol Off Sales on Sunday from 10:00 to 22:30

**Name, (registered) address of holder of premises licence**

Co-operative Group Food Limited  
of  
1 Angel Square  
Manchester  
M60 0AG

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

26715R Limited Company

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

Full Name: Mr Stuart Phillips

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

Not Applicable

**LICENSING ACT 2003**

**Premises Licence  
London Borough of Bromley**

Premises licence number

14/00606/LAPRE

Signed

Paul Lehane  
Head of Food Safety, Occupational Safety and Licensing

Licence Granted 17<sup>th</sup> September 2014

Issue Number

**001**

This licence consists of **8** pages (Including Licence Summary)

**Part 1 – Premises Details**

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

Fireball Pizza Company  
8 Chatterton Road  
Bromley  
BR2 9QN

**Where the licence is time limited the dates**

Not applicable.

**Licensable activities authorised by the licence**

Sale or Supply of Alcohol

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

On Sales only.

**The opening hours of the premises**

Hours Open to the Public on Monday-Saturday from 10:00 to 23:00  
Hours Open to the Public on Sunday from 10:00 to 22:00

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

Sale or Supply of Alcohol on Monday-Saturday from 11:00 to 23:00  
Sale or Supply of Alcohol on Sunday from 11:00 to 22:00

**Part 2**

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

The Fireball Pizza Company  
of  
8 Chatterton Road  
Bromley  
BR2 9QN

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

Registered under 08757601

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

Full Name: Mr James Hopkins

**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: 14/00567/LAPER issued by London Borough Of Bromley

## **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. 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.

## 3. 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.

4. 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.

5. 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**

Held by the Licensing Authority: Stamped Reference Number:  
14/00606/LAPRE Dated: 17<sup>th</sup> September 2014

**General**

The premises is licenced to operate as a traditional restaurant with sale of alcohol being ancillary to the supply of food

6. Seasonal Variation:

Christmas Eve and New Year's Eve until 00:00hrs for the sale of alcohol only

**Crime and Disorder**

7. All staff will receive documented training in relation to the Licensing Act 2003, and the 'challenge 21' policy and the training shall be repeated every six months. Records of this training and (company's name) written policies relating to it will be kept and made available to Police or Council Officers on request.

8. Alcohol will only be sold/supplied by waiter or waitress service to those persons seated at tables who are taking or who have taken a table meal and as an ancillary to that meal. There is to be no vertical drinking anywhere on the premises.

9. A log for all incidents is to be kept and maintained. This log must be available to Police or Council Officers on request.

10. Frequent Toilet Check will be made and recorded by staff to monitor drug use and any other illegal activities

### **Public Safety**

No Conditions

### **Prevention of Public Nuisance**

11. Signs will be placed within the premises asking customers to respect neighbours by keeping noise down (wording to be decided by applicant).

12. Staff will monitor all external public areas in the vicinity of the premises for any rubbish or smoking related litter or public nuisance . The area will be kept clean and cleared at the end of each day.

### **Protection of Children From Harm**

13. 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, proof of age card bearing the PASS hologram and biometric residence permit. In addition a refusals log be kept and maintained. This log must be available to Police or Council Officers on request.

### **Conditions attached after a hearing by the Licensing Authority**

N/A

### **Plans**

Held by the Licensing Authority: Stamped Reference Number:  
14/00606/LAPRE Dated: 17<sup>th</sup> September 2014



**LICENSING ACT 2003**

**Premises Licence Summary**

**Premises licence number**

14/00606/LAPRE

Signed

Paul Lehane  
Head of Food Safety, Occupational Safety and Licensing

Licence Granted 17<sup>th</sup> September 2014

Issue Number **001**

This licence summary consists of **2** pages

**Premises Details**

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

Fireball Pizza Company  
8 Chatterton Road  
Bromley  
BR2 9QN

**Where the licence is time limited the dates**

Not applicable.

**Licensable activities authorised by the licence**

Sale or Supply of Alcohol

**The opening hours of the premises**

Hours Open to the Public on Monday-Saturday from 10:00 to 23:00  
Hours Open to the Public on Sunday from 10:00 to 22:00

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

On Sales only.

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

Sale or Supply of Alcohol on Monday-Saturday from 11:00 to 23:00

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

**Name, (registered) address of holder of premises licence**

The Fireball Pizza Company  
of  
8 Chatterton Road  
Bromley  
BR2 9QN

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

Registered under 08757601

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

Full Name: Mr James Hopkins

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

Not applicable.