

Report No.
ES20284

London Borough of Bromley

PART ONE - PUBLIC

Decision Maker: LICENSING SUB-COMMITTEE

Date: 8th June 2023

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

Title: APPLICATION FOR A NEW PREMISES LICENCE AT
TALLI KITCHEN 40B THE WALNUTS ORPINGTON BR6 0TW

Contact Officer: Steve Phillips, Nuisance, ASB, Health & Safety and Licensing Manager
Tel: 020 8313 4659 E-mail: steve.phillips@bromley.gov.uk

Chief Officer: Colin Brand Director: Environment and Community Services

Ward: Orpington

1. Reason for report

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

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 objectors.

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.

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

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: 2023/2024
-

Personnel

1. Number of staff (current and additional): 1 Licensing Officers supported by 3.5 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
-

Property

1. No property implications for this application/licence.
-

Carbon Reduction and Social Value

1. Summary of Carbon Reduction/Sustainability Implications: There are no significant implications.
-

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 email on 29th March 2023.
 2. Summary of Ward Councillors' comments: **No comments** were received from Ward Councillors regarding this application.
-

Responsible Authorities Views

1. Have Responsible Authorities been asked for comments? **Yes**. They were notified about the application by email on 29th March 2023.
2. Summary of Responsible Authorities comments: 2 objections were received from Responsible Authorities. The Public Health Nuisance Team objected on the grounds of Public Nuisance and the Protection of Children from Harm.

The Police objected on the grounds of Public Nuisance but after mediation, and agreement of changes and additional conditions, the objection was **withdrawn**.

These representations are contained within **Appendix 3**.

Residents and interested parties

1 objection was received on behalf of 5 households from High Street Orpington objecting to the application. An objection was also received from a nearby hotel.

These objections can be found 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.

Members' attention is drawn to the following parts of the policy which are relevant to this application.

Description of the Premises

From the application "Modern restaurant and bar, offering authentic Indian food and desserts with a selection of alcoholic drinks designed to enhance our customer's experience. There will also be the option to have a delivery of our menu at home as well. We would also like to be able to book private events on an ad-hoc basis."

The premises is located in the outdoor area of the Walnuts Shopping Centre off the High Street in Orpington. A satellite image and street view of the premises can be found in **Appendix 5**.

Licensing History

This is a new premises licence application. The premises has been licensed previously, under different ownership from March 2015 until the licence was surrendered in May 2021. The previous licence was for the sale of alcohol and late night refreshment every day from 08:00 – 00:00. A copy of the previous licence can be found at **Appendix 2**.

Details of the Application

This is an application for a new premises licence for the sale of alcohol both on and off the premises, to provide Late Night Refreshment, recorded and live music everyday from 10:00hrs to 02:00hrs.

The application states that the opening hours of the business will be 10:00 to 02:30 every day.

A full copy of the application form and plan can be found in **Appendix 1**.

Note: The Police initially objected to the application but during mediation, the applicant agreed with the police to change to timings and conditions as follows:

- The Premises will operate licensable activities until 00:00 and close at 00:30
- All sales of alcohol for consumption on the premises shall be by table service only and there will be no vertical drinking. The premises will provide food in the form of substantial table meals that are prepared on the premises with the exception of an event.
- When the premises is being used for a pre booked event, function, celebration or entertainment then a risk assessment will be carried out by the DPS/Management prior to the date fixed. If deemed necessary the management will put in place measures to negate any risk. Considerations to include but not limited to : appropriate number of staff, the use of polycarbonate glasses for all drinks, entry/dispersal policy and the deployment of SIA door staff. The risk assessments will be filed at the premises and made available to the Police and Council officers on request.

The police have now withdrawn their objection. Revised timings and additional conditions agreed with the police can be found at **Appendix 4**.

However, the Public Health Nuisance Team did not agree to the above and instead suggested that the following should be adopted;

Terminal hour of premises:

- Sunday to Thursday – 23:00 hrs
- Friday and Saturday – 00:00 hrs
- Thursday and Sunday prior to Bank Holidays – 00:00 hrs
- New Year's Eve – 01:00 hrs
- All sales of alcohol for consumption on the premises shall be by table service only and ancillary to a substantial table meal and there will be no vertical drinking. The premises will provide food in the form of substantial table meals that are prepared on the premises with the exception of an event.

Pre-booked events should be limited to 20 events per year.

Representations

During the public consultation period the Council initially received a total of 4 objections, 2 from Responsible Authorities, 1 from a nearby business and 1 on behalf of 5 residential households from High Street Orpington.

After mediation during which the applicant agreed to change the times and conditions applied for, the **Police withdrew** their objection. A full copy of the representations can be found in **Appendix 3**

4. IMPACT ON VULNERABLE ADULTS AND CHILDREN

- 4.1 Licensing regimes provide for additional controls through specific permissions to undertake activities. Both the Licensing Act 2003 and Gambling Act 2005 contain licensing objectives which seek to protect particular vulnerable groups. In the case of the Licensing Act 2003 it seeks to protect children from harm whereas the licensing objectives under the Gambling Act 2005 are wider and seek to protect children and vulnerable adults from being harmed or exploited.
- 4.2 Businesses and the Council are required to promote these objectives in the way they operate or make decisions.
- 4.3 Details of applications under both Acts are referred to the appropriate safeguarding teams for comment. None were received in this instance.

5. TRANSFORMATION / POLICY IMPLICATIONS

- 5.1 Both the Licensing Act 2003 and the Gambling Act 2005 require the Council to prepare, consult on and publish statements of their licensing policy. These must be reviewed at least every 5 years under the Licensing Act and 3 years under the Gambling Act.
- 5.2 Members should make decisions in accordance with these policies but are free to depart from them with good reason.
- 5.3 The current policies are -
 - Statement of Licensing Policy 2021 - 2026
http://www.bromley.gov.uk/downloads/file/226/statement_of_licensing_policy_2021-2026
 - Statement of gambling policy 2022 - 2025
http://www.bromley.gov.uk/downloads/file/325/gambling_policy

6. FINANCIAL IMPLICATIONS

- 6.1 There are rights of Judicial Review and 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.

7. PERSONNEL IMPLICATIONS

- 7.1 Number of staff (current and additional): 1 Licensing Officers supported by 3.5 FTE Administration Staff.
- 7.2 If from existing staff resources, number of staff hours: A licensing application typically takes 7hrs professional officer time and 5hrs administration time.

8. LEGAL IMPLICATIONS

- 8.1 Any Parties involved in a hearing before a Sub-Committee can seek a Judicial Review if the Local Authority has failed to administer the hearing in accordance with proper procedures.
- 8.2 Any Party involved with the hearing before licensing subcommittee can appeal any decision made at that hearing to the magistrate's court.
- 8.3 The Council has adopted a procedure for the conduct of hearings.

9. PROCUREMENT IMPLICATIONS

There are no procurement implications.

10. PROPERTY IMPLICATIONS

There are no property implications.

11. CARBON REDUCTION/SOCIAL VALUE IMPLICATIONS

There are neutral environmental and carbon reduction implications from the proposals contained in this report.

12 CUSTOMER IMPACT

See para. 4 and 11 and Appendix 3 of this report.

13 WARD COUNCILLOR / OTHER STATUTORY CONSULTEES VIEWS

13.1 No representations were received from Ward Councillors.

13.2 N/A.

13.3 Responsible Authorities Views

13.4 Summary of Responsible Authorities comments: 2 Responsible Authorities objected to this application.

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

Responsible Authority	Date Notified	Comments (See Appendix 3)
Metropolitan Police	29 th March 2023	Objection (<u>withdrawn</u> on agreement of changed times additional conditions)
Planning Authority	29 th March 2023	No response
Trading Standards Service	29 th March 2023	No response
Public Health Nuisance Team	29 th March 2023	Objection
Health & Safety Team	29 th March 2023	No response
Child Protection Team	29 th March 2023	No response
Fire Authority	29 th March 2023	No response
Public Health	29 th March 2023	No response

13.5 Residents and interested parties

1 objection was received on behalf of 5 households from High Street Orpington. An objection was also received from a nearby hotel.

Full details of all representations can be found in **Appendix 3**.

Non-Applicable Sections:	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 to be granted under the Licensing Act 2003**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Tamak Café Ltd

(Insert name(s) of applicant)

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, ordnance survey map reference or description Talli Kitchen Unit 2 40B The Walnuts Road			
Post town	Orpington	Postcode	BR6 0TW
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£69,500	

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i as a limited company/limited liability partnership please complete section (B)
- ii as a partnership (other than limited liability) please complete section (B)
- iii as an unincorporated association or please complete section (B)
- iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- 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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth I am 18 years old or over <input type="checkbox"/> Please tick yes					
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name Tamak Café Ltd
Address 282 Court Road, Orpington, England, BR6 9DE
Registered number (where applicable) 14505658
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Limited Company

Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start? ASAP

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

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Please give a general description of the premises (please read guidance note 1)

Modern restaurant and bar, offering authentic Indian food and desserts with a selection of alcoholic drinks designed to enhance our customer’s experience. There will also be the option to have a delivery of our menu at home as well. We would also like to be able to book private events on an ad-hoc basis.

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

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

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- | Provision of regulated entertainment (please read guidance note 2) | Please tick all that apply |
|---|-------------------------------------|
| 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 checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances 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"/> |

Provision of late night refreshment (if ticking yes, fill in box I)



Supply of alcohol (if ticking yes, fill in box J)



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Indoors <input type="checkbox"/>
Will the performance of a play take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)			
Day	Start	Finish	Both <input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)
Tue			<u>Please give further details here</u> (please read guidance note 4)
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)
Thur			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sat			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sun			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 4)					
Mon								
Tue								
Wed								
Thur								
Fri								
Sat								
Sun								
						State any seasonal variations for the exhibition of films (please read guidance note 5)		
						Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00	02:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	23:00	02:00			
Wed	23:00	02:00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur	23:00	02:00			
Fri	23:00	02:00	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	23:00	02:00	Bank holidays and New Years' Eve 23:00 – 02:30		
Sun	23:00	02:00			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	23:00		<u>Please give further details here</u> (please read guidance note 4)		
		02:00			
Tue	23:00				
		02:00			
Wed	23:00		<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
		02:00			
Thur	23:00				
		02:00			
Fri	23:00		<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
		02:00			
Sat	23:00		Bank holidays and New Years' Eve 23:00 – 02:30		
		02:00			
Sun	23:00				
		02:00			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	23:00	02:00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	23:00	02:00			
Wed	23:00	02:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	02:00			
Fri	23:00	02:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6) Bank holidays and New Years' Eve 23:00 – 02:30		
Sat	23:00	02:00			
Sun	23:00	02:00			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) Bank Holidays and New Years' Eve – 10:00 – 02:30		
Mon	10:00	02:00			
Tue	10:00	02:00			
Wed	10:00	02:00			
Thur	10:00	02:00			
Fri	10:00	02:00			
Sat	10:00	02:00			
Sun	10:00	02:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Ateendra Dabas	
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

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

N/A

L

<p>Hours premises are open to the public Standard days and timings (please read guidance note 7)</p>			<p><u>State any seasonal variations</u> (please read guidance note 5)</p>
Day	Start	Finish	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)</p> <p>Bank Holidays and New Years' Eve 10:00 – 03:00</p>
Mon	10:00		
		02:30	
Tue	10:00		
		02:30	
Wed	10:00		
		02:30	
Thur	10:00		
		02:30	
Fri	10:00		
		02:30	
Sat	10:00		
		02:30	
Sun	10:00		
		02:30	

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

NB – Licensable activities shall cease at 01:00 except when a private event is booked where the terminal hour for licensable activities shall be 02:00. Where a pre booked function is being conducted, a minimum of one personal licence holder shall be present on duty throughout the event.

The details of any private function booking shall be recorded and those records retained for a period of 6 months. These records to include the following:

- the full name and address of the person making the booking together with their mobile number and e-mail address;
- a clear copy of photographic identification of the person making the booking; and
- the nature of the booking and the number of patrons expected.

An event-specific risk assessment shall be completed by the DPS and/or Premises Licence Holder prior to any function being held. This assessment shall be recorded and available for inspection immediately by any police, community support or other authorised officer, on demand.

The Premises Licence holder shall make sure that all staff are trained in the main principles of the Licensing Act 2003, notably the promotion of the four licensing objectives, and the specific conditions of this premises licence before being allowed to sell alcohol.

All staff will receive refresher training every six months about their responsibilities under the Licensing Act 2003 and training records will be available to police and authorised officers on reasonable request.

Each staff member will have a physical record of all training undertaken which will be signed by both the staff member and the trainer. These records will be kept at the premises for the duration of the staff employment contract.

The Designated Premises Supervisor shall co-operate with reasonable requests made by authorised officers of responsible authorities under the Licensing Act 2003 to ensure the licensing objectives are not undermined.

b) The prevention of crime and disorder

A CCTV system shall be installed to cover all entry and exit points enabling frontal identification of every person entering in any light condition.

The CCTV system shall continually record whilst the premises is open for licensable activities. It shall operate during all times when customers remain on the premises.

All recordings shall be stored for a minimum period of 31 days with correct date and time stamping and shall be made available immediately upon the request of Police or an authorised officer of the council throughout the preceding 31 day period.

The CCTV system shall be updated and maintained according to police recommendations.

A staff member from the premises who is conversant with the operation of the CCTV system, shall be on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.

CCTV shall be downloaded on request by the Police or authorised officer of the council.

Appropriate signage advising customers of CCTV being in operation, shall be prominently displayed in the premises.

A documented check of the CCTV shall be completed weekly to ensure all cameras remain operational and the 31 days storage for recordings is being maintained.

A premises daily register shall be kept at the premises. This register shall be maintained and kept for a rolling period of 12 months.

The register shall record all incidents which may have occurred which are relevant to the supply of alcohol and the promotion of the licensing objectives. Such incidents shall include, but not be limited to, complaints made to the premises alleging nuisance or anti-social behaviour by persons attending or leaving the premises and all refusals to sell alcohol.

All drink promotions will be risk assessed and the assessment will be made available to the relevant authority upon request.

The register shall be readily available for inspection by an authorised person upon reasonable request.

Super-strength lagers, beers and/or ciders, i.e. those with an ABV of 6.5% or higher, shall not be sold at the premises.

c) Public safety

All exit routes and public areas shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed.

The premises licence holder shall ensure that a suitable fire risk assessment and emergency plan is in place at all times.

There will be at least one member of staff at the premises who has completed level 2 fire safety training. A record included in the employment record for the staff member.

Fire equipment and exit route will be signed and all staff will receive training in the fire exit policy at the beginning of their employment and every 12 months thereafter.

Regular checks and maintenance shall be carried out on all equipment, electrical installations, emergency lighting and fire alarms and equipment to ensure their continued safe operation. A written record of these checks shall be kept and made available to an authorised officer of the licensing authority.

Empty glasses and bottles shall be removed from public areas quickly and efficiently.

An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.

A member of staff shall complete level 3 or above First Aid training and a record of this will be kept on site. Training will be refreshed every 3 years.

d) The prevention of public nuisance

Arrangements shall be put in place to ensure that waste collection contractors do not collect refuse between 19:00 and 07:00.

No person shall be allowed to leave the licensed area whilst in the possession of any open drinking vessel or open glass bottle, whether empty or containing any beverage.

The premises' frontage shall be regularly monitored to keep it clean and clear of litter.

A documented noise management policy shall be available to relevant authorities upon request.

The premises will have a documented dispersals policy to prevent public nuisance. This policy will be available upon request to any relevant authority and all staff will be trained in the policy.

Signage requesting customers to be respectful of others when entering or leaving the premises shall be installed in a prominent position by the premises' exit.

e) The protection of children from harm

The Licensee to adopt a "Challenge 25" policy where all customers who appear to be under the age of 25 and attempt to purchase alcohol or other age-restricted products are asked for proof of their age. The Licensee to prominently display notices advising customers of the "Challenge 25" policy. The following proofs of age are the only ones to be accepted:

- Proof of age cards bearing the "Pass" hologram symbol
- UK Photo Driving licence
- Passport
- A Military ID Card

Notices advertising that the premises operates a "Challenge 25" scheme shall be displayed in a clear and prominent position at the premises entrance.

All occasions when persons have been refused service shall be recorded in the premises daily register.

The register will contain details of time and date, description of the attempting purchaser, description of the age restricted products they attempted to purchase, reason why the sale was refused and the name/signature of the salesperson refusing the sale.

Documented delegation of authorisations to sell alcohol shall be maintained at the premises and shall be available on request by an authorised officer of the Licensing Authority or a constable.

A prominent clear notice shall be displayed at the point of entry to the premises advising customers that they may be asked to produce evidence of their age if seeking to purchase alcohol.

Where alcohol is offered for sale and delivery on the company's website the following terms shall apply:

- a) Orders are only acceptable from customers over the age of 18
- b) A "Challenge 25" scheme is operated and customers who appear to be under the age of 25 will be required to produce a valid form of identification before the consignment of alcohol is delivered to them.
- c) The only acceptable forms of ID are:
 - i. proof of age card bearing the PASS hologram logo;
 - ii. passport; or
 - iii. UK photo driving licence.
 - iv. A Military ID Card
- d). Alcohol will not be delivered to any person who is challenged and fails to provide an acceptable form of ID

There shall be the following statement on the premise's website before point of order:

"You must be 18 years old or over to purchase alcohol from this website. Be aware that purchases of alcohol are subject to a 'Challenge 25' age verification scheme. It is a criminal offence for anyone under the age of 18 to buy or attempt to buy alcohol, and for anyone buying or attempting to buy alcohol for persons under the age of 18. All purchases and attempted purchases are recorded."

All deliveries will be made by a reputable courier who has a relevant age verification process or the premises Licence holder, or a direct employee of the Premises Licence holder.

Alcohol shall not be delivered to a person in a public place (e.g. car park, street corner, bus stop etc.)

Where deliveries are made by the Premises Licence holder, or a direct employee of the Premises Licence holder, the person making the delivery shall carry a book, or other form of record, in which they shall record the date, time and circumstances under which any challenge is made in accordance with the "Challenge 25" scheme. This record, a version of which must be kept in English, shall be made available for inspection by any police, community support or authorised Council officer upon demand. The Designated Premises Supervisor shall frequently check the record to ensure all staff are using it and shall sign and date it immediately after the latest entry as a record of doing so.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

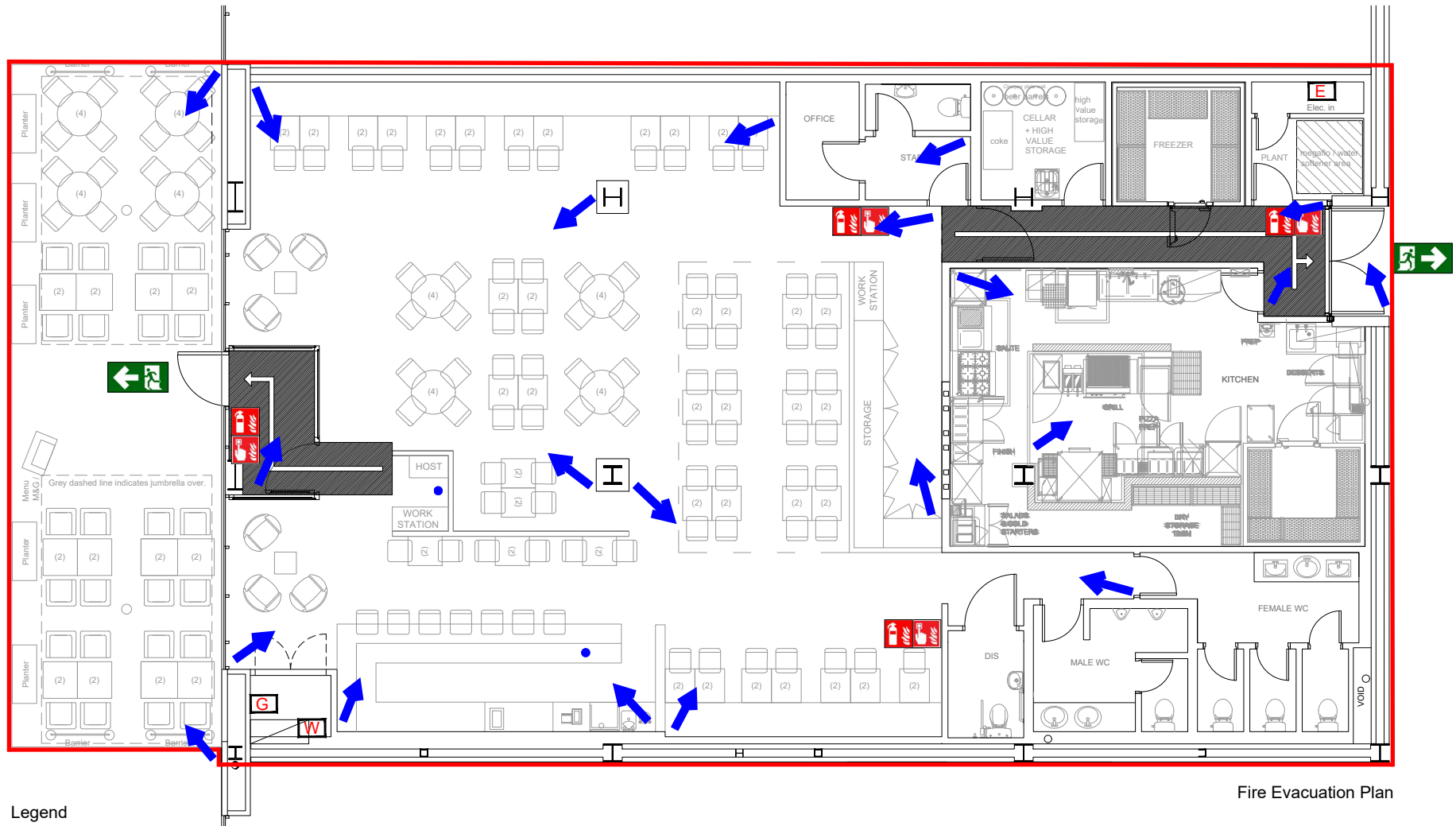
Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> [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 (please read guidance note 15). 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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	<i>Ian Crockard</i>
Date	27/03/2023
Capacity	Duly Authorised Agent

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**






Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Innpacked Ltd 10 Whittle Road Ferndown Industrial Estate			
Post town	Wimborne	Postcode	BH21 7RU
Telephone number (if any)	01202 890030		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) PREMISESLICENCE@INNPACKED.COM			



Fire Evacuation Plan

Legend

-  Fire exit
-  Fire extinguisher
-  Fire alarm call point
-  Licensable Area
-  CCTV Camera

Talli Kitchen
 Unit 2
 40B The Walnuts Road,
 Orpington
 BR6 0TW

Appendix 2

Licence previously held at the premises

LICENSING ACT 2003

**Premises Licence
London Borough of Bromley**

Premises licence number

15/00121/LAPRE

Signed

Joanne Stowell
Assistant Director of Public Protection

Licence Granted 28th March 2015

Issue Number **007**

This licence consists of **10** pages (Including Licence Summary)

Part 1 – Premises Details

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

Bella Italia
The Walnuts
Orpington
BR6 0TW

Where the licence is time limited the dates

Not applicable.

Licensable activities authorised by the licence

Sale or Supply of Alcohol
Late Night Refreshment

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

Both On & Off Sales.

The opening hours of the premises

Hours Open to the Public on Every Day from 07:00 to 00:00

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

Sale or Supply of Alcohol on Every Day from 08:00 to 00:00
Late Night Refreshment on Every Day from 23:00 to 00:00

Part 2

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

CDG Licenceco Limited
163 Eversholt Street
London
NW1 1BU

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

Registered under 12613450 Limited Company

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

Full Name: Amy 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 Issued by Royal Borough of Greenwich

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: Stamped Reference Number: 15/00121/LAPRE

Dated: 18th March 2015

General

The premises is licenced to operate as a Restaurant / Bar with food and drink supplied both internally and externally (subject to conditions 9 and 10 below)

Crime and Disorder

9. The sale and supply of alcohol for consumption on the premises shall be by way of waiter/waitress service to persons seated at tables or waiting to be seated.

10. The sale and supply of alcohol for consumption off the premises shall be either:

- (a) to the external seating area (as identified and delineated on the approved layout drawing) whereby such sale and supply of alcohol shall be by way of waiter/waitress service to persons seated at tables within that area; or
- (b) to customers of the premises who have purchased and started to consume a bottle of wine but do not wish to finish the contents at the premises but wish to take such bottle home and where the bottle is then sealed for the customer to take away.

11. The premises shall ensure that glassware or open containers do not leave the premises or any external seating area. The premises will liaise with the Police.

12. The premises licence holder shall ensure that where required as part of and relevant to their role at the premises, all members of staff involved in the sale of supply of alcohol will receive appropriate training in relation to the Licensing Act 2003, and the premises licence holders 'challenge' policy.

13. A record of such training shall be kept (for at least 3 years after it was provided) either in writing or electronically and the training shall be repeated annually. The records of such training and any underlying training materials shall be made available to Police or Council Officers to inspect upon reasonable request (accepting that such records are likely to be kept electronically at the premises licence holders head office).

Public Safety

No Conditions

Prevention of Public Nuisance

No Conditions

Protection of Children from Harm

No Conditions

Conditions attached after a hearing by the Licensing Authority

Not applicable

Plans

Held by the Licensing Authority: Stamped Reference Number: 15/00121/LAPRE
Dated: 18th March 2015

LICENSING ACT 2003

Premises Licence Summary

Premises licence number

15/00121/LAPRE

Signed

Joanne Stowell
Assistant Director of Public Protection

Licence Granted 28th March 2015

Issue Number **007**

This licence summary consists of **2** pages

Premises Details

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

Bella Italia
The Walnuts
Orpington
BR6 0TW

Where the licence is time limited the dates

Not applicable.

Licensable activities authorised by the licence

Sale or Supply of Alcohol
Late Night Refreshment

The opening hours of the premises

Hours Open to the Public on Every Day from 07:00 to 00:00

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

Both On & Off Sales.

The times the licence authorises the carrying out of licensable activities

Sale or Supply of Alcohol on Every Day from 08:00 to 00:00

Late Night Refreshment on Every Day from 23:00 to 00:00

Name, (registered) address of holder of premises licence

CDG Licenceco Limited
Of
163 Eversholt Street
London
NW1 1BU

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

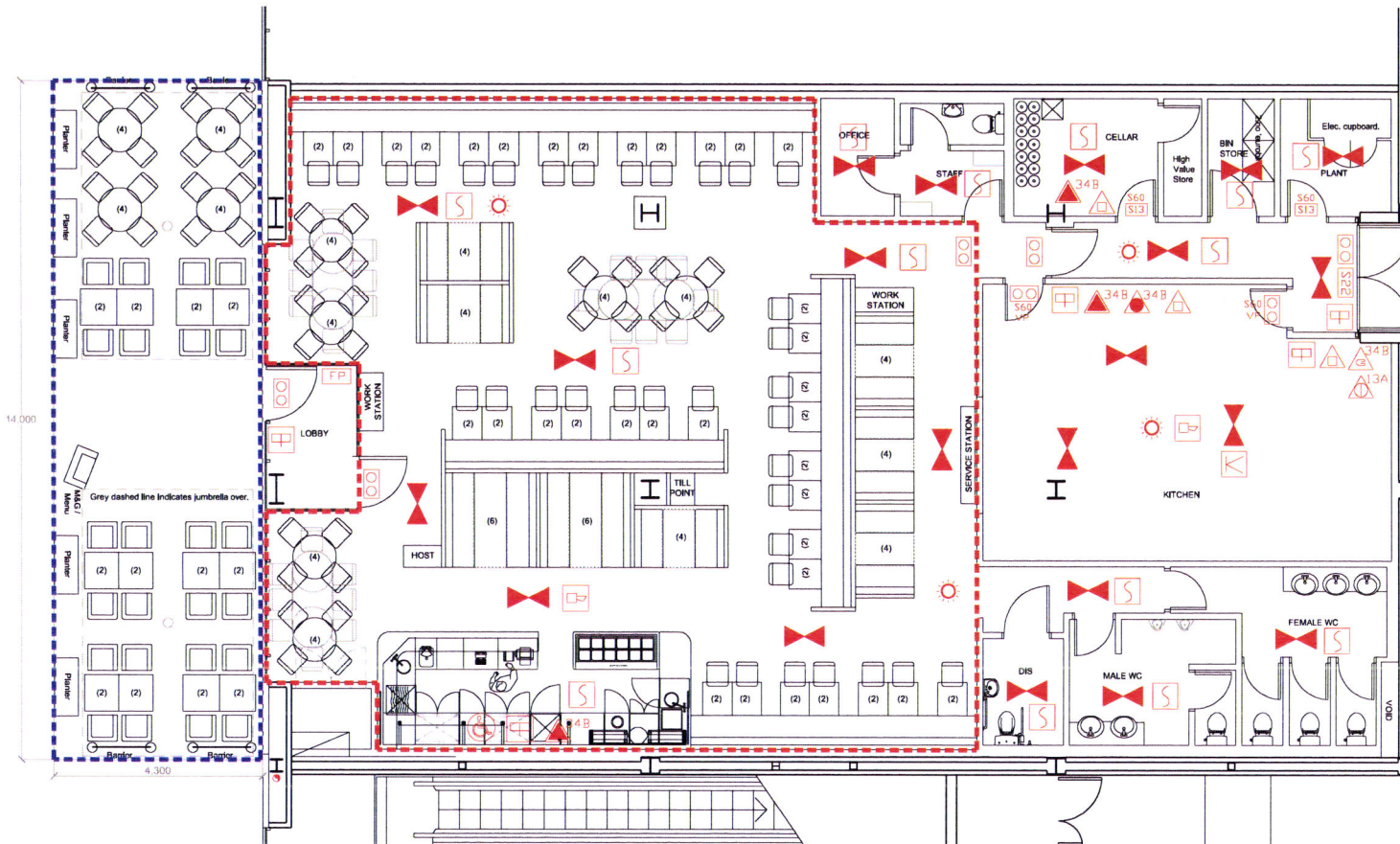
Registered under 12613450 Limited Company

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

Full Name: Amy Phillips

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

Not applicable.



Proposed Plan - Scale 1:50

LONDON BOROUGH OF BROMLEY
LICENSING
 PLAN REF. 15/00121/LAPRE
 DATE 18th MARCH 2015
 OFFICER SP

LEGEND :-

- Water fire extinguisher

Foam fire extinguisher

Carbon dioxide fire extinguisher

Area covered with system of escape lighting that will illuminate the area

Area covered by automatic smoke detector

Area covered by automatic heat detector

Doors fitted with a panic bolt with notice adjacent to fastening

Fire alarm call point with fire action sign adjacent

Door free from all fastenings

Door incorporating electro magnetic door closer

Panel of clear glass in the door to give visual warning of fire
- Dry powder extinguisher

Refuge holding area point

Fire ESCAPE notices to current BS at the date of installation

Directional arrow

Fire door keep shut

Fire door keep locked

Electronic Fire Alarm Sounder (24v DC)

Fire blanket in container

Illuminated exit bowdoin

Visual fire alarm

Fire Alarm Panel

Disabled Alarm Panel



LICENSED AREA

Outlined in red, showing -

WHERE ALCOHOL IS SOLD, PROVISION OF REGULATED ENTERTAINMENT & PROVISION OF LATE NIGHT REFRESHMENT TAKES PLACE.

THE LOCATION AND TYPE OF ANY FIRE SAFETY AND ANY OTHER SAFETY EQUIPMENT SHOWN IS SUBJECT TO AGREEMENT BY LOCAL AUTHORITY. THESE POSITIONS MAY BE VARIED FROM TIME TO TIME WITH THE AGREEMENT OF THE FIRE OFFICER OR AFTER A FIRE RISK ASSESSMENT.



Blue line indicates the ambit of external seating area.

1. All drawings to be read in conjunction with Structural Engineer's details & any relevant sub-contractor's details. All works to comply with current Building Regulations, British Standards & Codes of Practice.
 2. The Main Contractor & Sub-Contractor where applicable will be responsible for checking all dimensions on site & reporting any discrepancies to all relevant consultants.
 3. The contractor must familiarize himself with the site and measure all areas affecting his work. All dimensions must be verified on site prior to manufacture of any joinery or works on or off site.
 4. All works to be carried out by approved installation contractors, and to manufacturers recommendations.
 5. All dimensions to be in millimeters.
 6. Contractor to ensure that all work meets the requirements of the EHO, Building Control, Fire Authority and all other statutory bodies.
 7. All shop-fit decoration to achieve Class 'O' surface spread of flame' in accordance with BS476, Part 7, 1971 or 1987.
 8. All stained timber areas to be treated with Thermaquart or similar to achieve Class 'O' surface spread of flame. All painted timber areas to be treated with Thermaquart Timbercoat or similar to achieve Class 'O' surface spread of flame.
 9. Where MDF is specified this is to be Zero or Low Formaldehyde type MDF made to British Standards.
 10. The contractor is to ensure that all walls to be decorated are prepared prior to decoration and all surfaces smooth level and joint free. All applied coatings are to be water based to large wall areas. Contractor to allow for one mist coat and two top coats in cases, walls and timberworks.
- All new timber to be pressure impregnated with preservative prior to delivery to site. Where subsequent cutting & bonding is necessary all exposed faces to be coated with Protim.

REVISIONS

REV	DATE	DESCRIPTION
A	09.02.15	Licensed area amended.
B	12.03.15	Licensed area amended.



BOW STREET, BIRMINGHAM B1 1DW
 Telephone 0121 666 8667
 michael.keane@keanebrands.com

CLIENT

Tragus Group

PROJECT

Bella Orington

DRG TITLE

Licensing Plan

SCALE

As Shown @ A1

DATE

06.02.15 DRN BY KEANE

JOB NO

12008 DRG NO L1B

© This drawing is the property of Keane Design Associates. Copyright is reserved by them and the drawings issued on condition that it is not copied either wholly or in part without the consent in writing of Keane Design Associates. If any dimensions are to take precedence over those shown, all dimensions to be checked on site prior to commencement of any work or shop drawings; this drawing is to be read in conjunction with the specification sheet report.

Appendix 3

Representations

Application comments:

Objections:

Objection 01: Statutory Nuisance & Anti-Social Behaviour Team

Good morning,

On behalf of the Statutory Nuisance and Anti-Social Behaviour Team I would like to **object** to this application under two licensing objectives:

1. Prevention of public nuisance, and;
2. Protection of children from harm

For the reasons as follows:

1. The hours proposed for opening, sale of alcohol and recorded music are unreasonably late and out of character with the area. In addition, the premises is located inside a pedestrianised shopping zone, directly opposite a Premier Inn Hotel and in fairly close proximity to residential properties, thus the hours of operation could detrimentally affect people's sleep.
2. The fairly close proximity of residential properties, on the access and egress to this pedestrianised shopping zone could be affected by the late night/early hours spill of customers, causing a disruption to sleep and potentially harming the sleep of children who reside in these properties.

Thus, I would reconsider my objection if the following changes were made:

- Terminal hour of premises:
 - Sunday to Thursday – 23:00 hrs
 - Friday and Saturday – 00:00 hrs
 - Thursday and Sunday prior to Bank Holidays – 00:00 hrs
 - New Year's Eve – 01:00 hrs
- All licensable activities to cease 30 minutes prior to the above times
- The outside area to close at 22:00 hrs and tables rendered unusable

Conditions required:

- An acoustic lobby to be maintained to ensure minimal noise breakout from the premises.
- All windows and doors to be kept closed when regulated entertainment is occurring.
- Alcohol shall only be provided as ancillary to a table meal, except for those waiting for their table meal.

Please let me know if you have any questions.

Application comments:

Objection 02: Residents of High Street, Orpington BR6 0PF

Dear Sir/Madam,

We as a collective of residents at xxx wish to make an objection to the alcohol and music license application at Unit 2 40B, The Walnuts Road, Orpington BR6 0TW.

The unsocial hours of live music until 2am will mean that we will have our sleep impacted at our properties and the fact that the licence is being applied for 7 days a week seems completely unreasonable and excessive. We have made complaints before about the Turkish restaurant and their loud music that goes on late into the evenings and on some occasions to the early hours of the morning, yet nothing has been done by the council even on numerous complaints and recordings of noise levels being provided. Especially as they do not have a music licence. Also, The Premier Inn hotel is directly opposite the location if this venue at Unit2, 40B and will be impacted as it will reduce the enjoyment to individuals at the hotel. I would like to highlight that notice by letter could have been provided to Premier Inn as well as us as a collective as local residents living in the vicinity. The new development flats above part of the Walnuts should be considered too as they will also be impacted by noise and antisocial behaviour that would be linked to the music and alcohol licence.

We have been woken up numerous times by fighting, swearing and music from activities taking place after 10pm on Juglans road, by the entrance to our flats, stemming from the local food and restaurants in the vicinity. We have also seen people having sex, urinating, littering and taking drugs on Juglans road all caused from drinking from local venues. I object to this unreasonable request from this venue.

We have felt unsafe and threatened on numerous occasions due to our access being on Juglans road and the amount of antisocial behaviour that has occurred from the venues in the vicinity. I know guests at the Premier Inn have also felt threaten and vulnerable from activities linked to drinking in the local vicinity.

If at any point this application gets approved and further impacts sleeping and peaceful enjoyment on behalf of us as leaseholders, as well as if any form of abuse, threatening behaviour or assault occurs from this venue, we will be taking legal action against the venues and yourselves.

I would also like to add, if this is approved, it will likely have an impact to the value of all our properties and in doing so, we will be instructing a valuation surveyor and will be filing a letter of claim to the council for the diminution of value of approval of such licence.

Kind regards,

On behalf of 5 households on High Street, Orpington BR6 0PF

Police objection: 03 – WITHDRAWN
Conditions agreed – see Appendix 4.

Application comments:

Objection 04:

Dear Sirs

We act for a nearby hotel.

We are instructed to object to the above application on our client's behalf on the basis that the proposed operational style of the premises is likely to cause disturbance to our client's hotel residents and fails to promote all four licensing objectives.

The proposed operational style of the premises as stated in the application suggests that the premises will operate as a "modern restaurant and bar" with a delivery element to the business, however the conditions proposed in the operating schedule do not support this assertion.

As stated in the application, the Applicant is looking to apply for a late licence, requesting a terminal hour of 2am for licensable activities such as late-night refreshment (both indoors and outdoors), supply of alcohol (both on and off the premises) and also live and recorded music. Our client has serious concerns over the application including the minimal noise management processes put forward for both the internal and external areas.

A nearby premises licensed for live and recorded music until 23:00 already causes disturbance to the hotel's guests and our client has made many complaints to Bromley Council. A 2am licence for regulated entertainment will likely significantly exacerbate an already existing problem.

From the plan attached to the application, it is believed that the total number of covers both indoors and outdoors equates to approximately 150 with 40 of those covers being external. This does not take into account customers who will be venturing outside to smoke whilst seated inside having their meal and/or drinks. There are no satisfactory measures put forward to deal with this number of customers not leading to issues with the prevention of crime and disorder and prevention of public nuisance licensing objectives. For example, the front entrance does not contain a lobby/double door to manage the noise from inside the premises; when staff and customers will be frequently transitioning between internal and external parts of the premises. The frequency will provide ample and regular opportunity for noise to escape from the premises and adversely affect the hotel residents when sleeping/residing in their rooms.

It is also noted from the application that the premises would be looking to offer a delivery service for presumably both alcohol and late-night refreshment. The operating schedule makes no provisions for the control of delivery drivers coming and going up and down the street and also in terms of the constant opening and closing of doors.

Currently there is an issue with crime and disorder in the area and local premises have experience property damage as a result to late night drinking in the area. A 2am licence with minimal dispersal measures, is likely to contribute the issues and have an adverse impact on the hotel residents and their children.

It is our client's position that should this application does not sufficiently promote the licensing objectives and should be rejected.

We should be grateful if you could please confirm safe receipt and advise us of any hearing date and related communications from the other relevant parties.

Appendix 4

Revised Timings and Additional Conditions Agreed with Police

From: Premises Licence <innpacked.com>
Sent: 04 May 2023 10:11
To: Licensing <licensing@bromley>
Cc: T.Dandridge
Subject: FW: Talli Kitchen - Orpington - FAO Paul Double

Good morning,

Please see email below from Tina at the Met Police. We agree to the below amendments to our application.

Kind regards,

Edith Lake
Licensing Consultant

From: T.Dandridge
Sent: Thursday, May 4, 2023 10:05 AM
To: Premises Licence <innpacked.com>
Subject: Talli Kitchen - Orpington

Good Morning

Following further consultation since I submitted an objection to the premises licence application – I can confirm that I am happy to withdraw the objection should you be in agreement to the following conditions below in addition to the conditions offered in the application.

- The Premises will operate licensable activities until 00:00 and close at 00:30
- All sales of alcohol for consumption on the premises shall be by table service only and there will be no vertical drinking. The premises will provide food in the form of substantial table meals that are prepared on the premises with the exception of an event.
- When the premises is being used for a pre booked event, function ,celebration or entertainment then a risk assessment will be carried out by the DPS/Management prior to the date fixed. If deemed necessary the management will put in place measures to negate any risk. Considerations to include but not limited to : appropriate number of staff, the use of polycarbonate glasses for all drinks, entry/dispersal policy and the deployment of SIA door staff. The risk assessments will be filed at the premises and made available to the Police and Council officers on request.

If you are in agreement, please forward this email onto the council and Cc me in and I will then officially withdraw the Police objection.

Many thanks for your assistance in this application.

Kind Regards

Tina

PC Tina Dandridge
Licensing Officer SN BCU
Bromley Police Station
High Street, Bromley BR1 1ER

Appendix 5

Satellite Image and Street View of the Premises

Street View of 40B The Walnuts, Orpington
Previously Bella Italia



Satellite Image of 40B the Walnuts, Orpington

