

Report No.
ES20383

London Borough of Bromley

PART ONE - PUBLIC

Decision Maker: LICENSING SUB-COMMITTEE

Date: 22nd April 2024

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

Title: APPLICATION FOR TO VARY THE PREMISES LICENCE AT
SJAYZ RESTAURANT 254 HIGH STREET ORPINGTON KENT
BR6 0LZ

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 variation of the licence
2. Grant the variation of 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. 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: £1.6M
 5. Source of funding: 2023/2024
-

Personnel

1. Number of staff (current and additional): 1 Licensing Officer 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 28th February 2024.
 2. Summary of Ward Councillors' comments: No comments were received from Ward Councillors.
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Responsible Authorities Views

1. Have Responsible Authorities been asked for comments? **Yes**. They were notified about the application by email on 28th February 2024.
 2. Summary of Responsible Authorities comments: **Objections were** received from Planning and the Public Health Nuisance Team.
 - **Planning – Objected** on the grounds of Public Nuisance. The restrictions placed on the property state that the use shall not operate before 07:00hrs and after 23:00 Monday to Saturday and not before 10:00 and after 22:00 on Sunday or Bank Holidays.
 - **Public Health Nuisance Team - Objected** on the grounds of Public Nuisance. There have been recent complaints of amplified music until late at night that are currently under investigation. There are residential properties directly above this premises.
-

Residents and interested parties

9 valid representations were received from local residents objecting to the application on the grounds of Public Nuisance.

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.

3.2 Description of the Premises

The premises is a restaurant on the ground floor of a 3 storey building with accommodation above. The property is situated on a busy High Street surrounded by other commercial and residential properties.

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

3.3 Licensing History

The current premises licence holder transferred on to this licence in October 2023. Since they took over the licence, they have submitted 10 Temporary Event Notices to extend their licensable activities to between 01:30 – 02:00hrs. There were 2 separate noise complaints received in February 2024 which are still under investigation.

3.4 Application

This is an application to vary the current licence by extending the licensed hours for the sale of alcohol on and off the premises and to add the performance of live music, the playing of recorded music and the provision of late night refreshment.

Activity	Times permitted on Current Licence	Proposed Variation	
Sale of Alcohol	Mon 11:00 to 18:00	Mon	Unchanged
	Tues - Sat 11:00 to 23:00	Tues & Wed	08:00 to 01:00
	Sun 11:00 to 22:00	Thurs - Sat	08:00 to 02:30
		Sun	Unchanged
Recorded Music	Not currently authorised on licence	Tues & Wed	08:00 to 01:00
		Thurs - Sat	08:00 to 02:30
Live Music	Not currently authorised on licence	Tues & Wed	08:00 to 01:00
		Thurs - Sat	08:00 to 02:30
Late Night Refreshment	Not currently authorised on licence	Tues & Wed	23:00 to 01:00
		Thurs - Sat	23:00 to 02:30
Opening Hours	Mon 08:00 to 18:00	Mon	Unchanged
	Tues – Sat 08:00 to 23:00	Tues & Wed	08:00 to 01:00
	Sun 10:00 to 22:00	Thurs - Sat	08:00 to 02:30
		Sun	Unchanged

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

A copy of the current premises licence can be found in **Appendix 2**.

3.5 Representations

During the public consultation period the Council received a total of 11 objections were received. All of the objections 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. The Team requested that a record be kept detailing all refused sales of alcohol.

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
 - Statement of gambling policy 2022 - 2025

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. EQUALITIES IMPLICATIONS

- 10.1 The Equality Act (2010) requires public bodies to have due regard to the need to:
- *eliminate unlawful discrimination, harassment, victimization and any other conduct prohibited by the Act.*
 - *advance equality of opportunity between people who share a protected characteristic and people who do not share it; and*
 - *foster good relations between people who share a protected characteristic and people who do not share it.*

10.2 The protected characteristics covered by the Act are age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

10.3 There is no indication that the proposed recommendations will have a disproportionate impact on any individuals or groups with a shared protected characteristic.

11. ENVIRONMENTAL IMPLICATIONS

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

12 WARD COUNCILLORS / OTHER STATUTORY CONSULTEES VIEWS

12.1 Have Ward Councillors been asked for comments? Yes. Ward Members were notified about the application by email on 28th February 2024.

12.2 Summary of Ward Councillors' comments: No comments were received from Ward Councillors regarding this application.

12.3 Responsible Authorities Views: 2 comments were received from Responsible Authorities.

12.4 Summary of Responsible Authorities Views: **Objections were received** from Planning and the Public Health Licensing Team.

- **Planning – Objected** on the grounds of Public Nuisance. The restrictions placed on the property state that the use shall not operate before 07:00hrs and after 23:00 Monday to Saturday and not before 10:00 and after 22:00 on Sunday or Bank Holidays.
- **Public Health Nuisance Team - Objected** on the grounds of Public Nuisance. There have been recent complaints of amplified music until late at night that are currently under investigation. There are residential properties directly above this premises.

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

Responsible Authority	Date Notified	Comments
Metropolitan Police	28th February 2024	No objection if conditions added
Planning Authority	28th February 2024	Objection
Trading Standards Service	28th February 2024	No response
Public Health Nuisance Team	28th February 2024	Objection
Health & Safety Team	28th February 2024	No objection
Child Protection Team	28th February 2024	No response
Fire Authority	28th February 2024	No objection

Note: Whilst the police did not make any representations to the Licensing Authority, they did contact the applicant directly and requested amended timings and that a number of conditions be voluntarily added to the licence. The applicant agreed to these conditions which can be found at **Appendix 4**.

Non-Applicable Sections:	9. Procurement
Background Documents: (Access via Contact Officer)	Soft File Computer based records

Appendix 1

Application Form & Premises Plan

Application to vary a Premises Licence under the Licensing Act 2003

Before completing this form please read the guidance notes. Use the blank 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

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in part 1 below.

Premises licence number

Part 1 – Premises Details

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

Telephone number at premises (if any)

Non-domestic rateable value at premises

Part 2 – Applicant Details

Title

Surname

First name(s)

Daytime contact telephone number

Email address

Current postal address if different from premises address

Postcode

Variation

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

Yes

No

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

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

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Extension of standard timings for:

1. Live Music
2. Recorded Music
3. Supply of alcohol
4. Late night refreshments
5. Hours premises are open to the public

Operating Schedule

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

Provision of regulated entertainment

- | | |
|---|-------------------------------------|
| 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)	<input checked="" type="checkbox"/>
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Sale by retail of alcohol (if ticking yes, fill in box J)	<input checked="" type="checkbox"/>
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In all cases complete boxes K, L and M

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both? (please read guidance note 2)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
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 the exhibition of film (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 the exhibition of films 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"/>		

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

Boxing or wrestling entertainment Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both? (please read guidance note 2)	Indoors <input type="checkbox"/>				
				Outdoors <input type="checkbox"/>				
				Both <input type="checkbox"/>				
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 boxing or wrestling entertainment (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 boxing or wrestling entertainment 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"/>						

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both? (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
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	08:00	01:00			
	<input type="text"/>	<input type="text"/>			
Wed	08:00	01:00	State any seasonal variations for performance of live music (please read guidance note 4)		
	<input type="text"/>	<input type="text"/>	Easter, Christmas, Boxing Day, New year, Ramadan, Valentine's Day, Royal Events, Major Sporting Events, Public Holidays, Divali and Black History Month		
Thur	08:00	02:30			
	<input type="text"/>	<input type="text"/>			
Fri	08:00	02:30	Non standard timings. Where you intend to use the premises for the performance of live music at different times than those listed, please list (please read guidance note 5)		
	<input type="text"/>	<input type="text"/>			
Sat	08:00	02:30			
	<input type="text"/>	<input type="text"/>			
Sun	<input type="text"/>	<input type="text"/>			
	<input type="text"/>	<input type="text"/>			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both? (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start time	Finish time	Please give further details here (please read guidance note 3)					
Mon	<input type="text"/>	<input type="text"/>						
Tues	08:00	01:00						
Wed	08:00	01:00				State any seasonal variations for playing recorded music (please read guidance note 4)		
						Easter, Christmas, Boxing Day, New year, Ramadan, Valentine's Day, Royal Events, Major Sporting Events, Public Holidays, Divali and Black History Month		
Thur	08:00	02:30						
Fri	08:00	02:30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times than those listed, please list (please read guidance note 5)					
Sat	08:00	02:30						
Sun	<input type="text"/>	<input type="text"/>						

G

Performance of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both? (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
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 the performance of dance (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 the performance of dance 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"/>						

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing</p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div>					
			<p>Will the entertainment take place indoors or outdoors or both? (please read guidance note 2)</p>		Indoors	<input type="checkbox"/>		
		Outdoors	<input type="checkbox"/>					
		Both	<input type="checkbox"/>					
Day	Start time	Finish time	Please give further details here (please read guidance note 3)					
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"/>				<p>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) and (g) (please read guidance note 4)</p> <div style="border: 1px solid black; height: 100px; width: 100%;"></div>		
	<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>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 (please read guidance note 5)</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"/>						
	<input type="text"/>	<input type="text"/>						
Sun	<input type="text"/>	<input type="text"/>						
	<input type="text"/>	<input type="text"/>						

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both? (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start time	Finish time	Please give further details here (please read guidance note 3)		
Mon	<input type="text"/>	<input type="text"/>			
Tues	08:00	01:00			
Wed	08:00	01:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
			Easter, Christmas, Boxing Day, New year, Ramadan, Valentine's Day, Royal Events, Major Sporting Events, Public Holidays, Divali and Black History Month		
Thur	08:00	02:30			
			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times than those listed, please list (please read guidance note 5)		
Fri	08:00	02:30			
Sat	08:00	02:30			
Sun	<input type="text"/>	<input type="text"/>			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the provision of alcohol be for consumption: (please read guidance note 7)	On the Premises	<input type="checkbox"/>
				Off the Premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start time	Finish time	State any proposed seasonal variations for the provision of alcohol (please read guidance note 4)		
Mon	<input type="text"/>	<input type="text"/>	Easter, Christmas, Boxing Day, New year, Ramadan, Valentine's Day, Royal Events, Major Sporting Events, Public Holidays, Divali and Black History Month		
Tues	08:00	01:00			
Wed	08:00	01:00			
Thur	08:00	02:30			
Fri	08:00	02:30			
Sat	08:00	02:30			
Sun	<input type="text"/>	<input type="text"/>			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to use of the premises that may give rise to concern in respect of children (please see guidance note 8)

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	Easter, Christmas, Boxing Day, New year, Ramadan, Valentine's Day, Royal Events, Major Sporting Events, Public Holidays, Divali and Black History Month
Mon	<input type="text"/>	<input type="text"/>	
Tue	<input type="text" value="08:00"/>	<input type="text" value="01:00"/>	
Wed	<input type="text" value="08:00"/>	<input type="text" value="01:00"/>	
Thu	<input type="text" value="08:00"/>	<input type="text" value="02:30"/>	
Fri	<input type="text" value="08:00"/>	<input type="text" value="02:30"/>	
Sat	<input type="text" value="08:00"/>	<input type="text" value="02:30"/>	
Sun	<input type="text"/>	<input type="text"/>	
			Non standard timings. Where you intend to use the premises to be open to the public at different times to those listed, please list (please read guidance note 5)

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

SJAYZ Restaurant, which serves mainly African cuisine provides diversity to the locality. However, a good number of our clientele travel from further afield. They consider these visits to SJAYZ as special occasions, hence the need to maximise their experience through a time extension.
We have also noticed that generally, people tend to come out much later at night. We therefore need the Council's encouragement to stay in business.

I will enclose the premises licence with the declaration

I will enclose the relevant part of the premises licence with the declaration

Neither of above (If checking this box please fill in reasons for not sending the licence, or part of it, below)

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

M

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

a). General – all four licensing objectives (b,c,d,e) (please read guidance note 5)

- Two SIA Supervisors shall strictly ensure that order and discipline is maintained from Thursdays to Saturdays and booked events between 20.00 and 02.30.
- Last sale of alcohol shall be half an hour before closing time on all days - Any dimmed lights shall be fully turned on 30minutes before closing time.
- Proof of age scheme

b). The prevention of crime and disorder

- We shall maintain an incident logbook on the premises as before
- There shall be zero tolerance for unruly behaviour. Rowdy customers shall be put out from the premises.
- Liaison with the Police through prior information for events with higher numbers of people.
- CCTV shall be in good working order at all times and recordings shall be kept for at least one month.

c). Public safety

- CCTV Cameras shall cover every part of the premises.
- All fire alarms, equipment, signage and means of escape shall be checked on a regular basis.
- All staff will be trained in emergency procedures and records kept of all training carried out.- Staff will be trained in first aid and records kept of all training.- All alcoholic drinks i open containers (Glass and opened bottles) will not be taken outside the premises at all times.

d). The prevention of public nuisance

- Signs will be clearly displayed asking customers to leave quietly when leaving the premises
- Management and SIA Supervisors shall ensure quick dispersal of customers in a controlled and quiet manner from the premises.
- Stoppage of alcohol sales half an hour before closure.
- Any dimmed lights shall be fully turned on half an hour before closing time

e). The protection of children from harm

- Proof of age scheme shall be strictly enforced through the Challenge 25 Policy
- Children must be off the premises by 21.00
- All customers who appear to be under 25years of age must produce a valid proof of age identification document.
- Alcohol shall NOT be sold to anyone under 18.

- 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 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

I/ WE UNDERSTAND THAT 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.

Declaration (please read guidance note 10)

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

Date

Capacity

For joint applicants confirmation of 2nd applicant or 2nd 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

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

Name

Address

Postcode

Telephone number (if any)

If you would prefer us to correspond with you by email your email address.

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.

Further Reasons for making this application:

We have been in business for about 8 weeks now and having monitored customer flow and timing of visits to SJAYZ restaurant, we have noticed that our customers tend to start coming in from 9.30 to 10.00 PM onwards at weekends, from Thursdays to Saturdays. They would naturally prefer to spend more time but our licence stipulates 11 PM as closing time which is literally under 2 hours after our customer inflow begins at weekends. In order to temporarily meet this need, we have so far made generous use of events notices, of which we have applied for at least 5 since opening. This allows us to stay open till about 1-2 AM and has so far helped us in the interim to cater to our customers' needs.

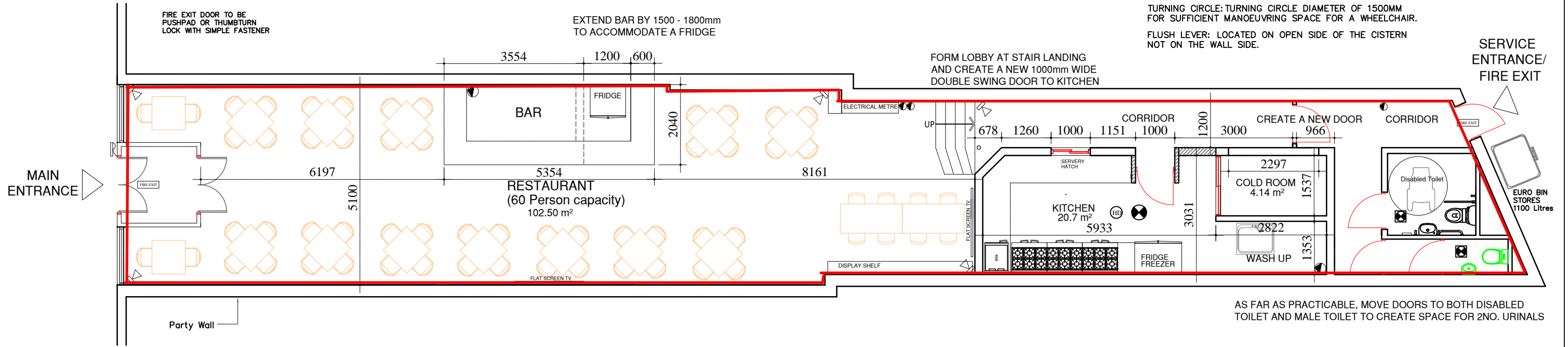
Therefore to encourage us to stay in business, it is necessary for us to make this application for an extension of time. We look forward to your favourable consideration of our application.

- LEGEND
- EXISTING EXTERNAL WALL
 - EXISTING INTERNAL WALL
 - NEW EXTERNAL WALL
 - NEW INTERNAL WALL
 - EXTRACT FAN
 - MANHOLE
 - SITE BOUNDARY

- LEGEND
- SMOKE DETECTOR
 - FIRE ALARMS
 - EMERGENCY LIGHT
 - HEAT DETECTOR
 - EXTRACT FAN
 - ENTRY PHONE
 - FIRE ALARM BREAK GLASS

- LEGEND
- FIRE EXIT
 - FIRE EXTINGUISHER(CO2)
 - FIRE EXTINGUISHER(FOAM)
 - FIRE BLANKET
 - BATTERY BACKUP EMERGENCY LIGHT TO BS5266
 - SMOKE ALARM CALL POINT TO BS5839
 - CCTV CAMERA

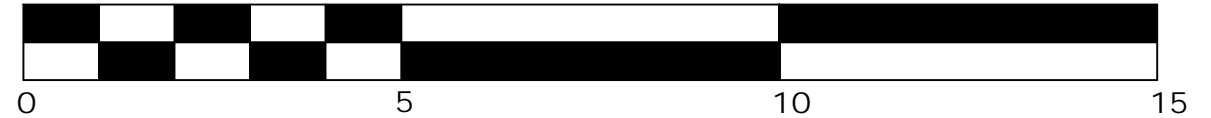
ACCESSIBLE TOILET:
 GRAB RAILS: THE COLOUR OF THE GRAB RAILS AND PULL CORD SWITCH TO CONTRAST WITH THE SURROUNDING WALLS.
 TURNING CIRCLE: TURNING CIRCLE DIAMETER OF 1500MM FOR SUFFICIENT MANOEUVRING SPACE FOR A WHEELCHAIR.
 FLUSH LEVER: LOCATED ON OPEN SIDE OF THE CISTERN NOT ON THE WALL SIDE.



PROPOSED FLOOR PLAN

254 HIGH STREET, ORPINGTON, KENT BR6 0LZ

SCALE BAR 1:100



NOTES

PROJECT:
PROPOSED FLOOR PLAN FOR SJAYZ RESTAURANT & BAR AT 254 HIGH STREET, ORPINGTON, KENT BR6 0LZ

CLIENT:
SJAYZ RESTAURANT LTD

ARCHITECTS:



49 ELSENHAM ROAD, LONDON, E12 6HP
 T: +44 (0) 7816 236529
 E: archexel@gmail.com

DRWG. TITLE
PROPOSED FLOOR PLANS

DRAWN	CHA
CHECKED	CHIMA AWA ARB
SCALE	1 : 100@ A3
DATE: SEPTEMBER, 2023	SHEET NO S-03

Appendix 2

Current Premises Licence



LICENSING ACT 2003

Premises Licence London Borough of Bromley

Premises licence number

12/00819/LAPRE

S Phillips

Steve Phillips
Nuisance, ASB, Health, Safety and Licensing Manager

Licence Granted 14th March 2012

Issue Number: **008**

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

SJayz Restaurant And Wine Bar
254 High Street
Orpington
BR6 0LZ

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 supplies

Both On and Off Supplies



The opening hours of the premises

Hours Open to the Public on Monday from 08:00 to 18:00
 Hours Open to the Public on Tuesday to Saturday from 08:00 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 from 11:00 to 18:00
 Sale or Supply of Alcohol on Tuesday to Saturday from 11:00 to 23:00
 Sale or Supply of Alcohol on Sunday from 11:00 to 22:00
 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

Sjayz Ltd
 of
 46 Courtyard Mews Greenhithe Kent DA9 9TR

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

Registered under 14773574 Limited Company

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

Full Name: Mr Obasi Awa

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: 23/00377/LAPER issued by Dartford Borough Council

Mandatory Conditions



1. Supply of Alcohol:

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

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

2. Irresponsible Promotions:

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

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

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

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

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

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

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



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

3. Free Potable Water

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

4. Age Verification:

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

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

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

- (a) a holographic mark, or
- (b) an ultraviolet feature.

5. Minimum Measures:

(1). The responsible person must ensure that —

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

- (i) beer or cider: ½ pint; .
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and .
- (iii) still wine in a glass: 125 ml; .

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

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



6. Permitted Price:

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

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

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

(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 12/00070/LAPRE Dated 14th March 2012

General

9. The Premises is licensed to operate as an Italian Dinner with a small delicatessen to the front of the premises.

10. That all staff receive training in their roles and responsibilities under the Licensing Act 2003, that the training is repeated every 6 months, that records relating to this training are kept and that those records are made available to Police or Council Officers on request

Crime and Disorder

11. That the premises licence holder has in place written policies to deal with the sale and supply of alcohol (including underage and to drunks), disorder and violence, drugs, and general crime reduction.



12. Alcohol for sale off the premises must only be sold in sealed containers.
13. That all spirits or other drinks containing a high alcohol content only be displayed from an area to which the public have no access.
14. Unless purchasing alcohol for consumption off the premises, alcohol sales will only be made by waiter or waitress service to those persons seated at tables. There is to be no vertical drinking anywhere on the premises.
15. Unless purchasing alcohol for consumption off the premises, alcohol may only be sold to those persons who are taking or who have taken a substantial table meal and as an ancillary to that meal.
16. All displays of alcohol, otherwise than in that part of the premises, to which the public are not permitted access, should be obscured from view if the shop is open at any other time other than that specified within the premises licence for its sale/supply. Alcohol stored/displayed behind the serving counter need not be obscured from view, but must be signed as being unavailable for sale.
17. The CCTV cameras/system must be in working condition, in use and recording at all times that licensable activities are taking place. The system must be maintained to ensure it is always fully operational. The images recorded must be of good evidential standard, allow for facial recognition of suspects, be able to record in all lighting conditions and be capable of being downloaded and supplied on request to either an Authorised Officer of the Council or a Metropolitan Police Officer. The recordings should be kept for a minimum of 31 days.
18. An incident log for all incidents is to be kept and maintained. This log must be available to Police or Council Officers on request.
19. That alcohol will be stored or displayed in clear view of staff or have full CCTV coverage. No alcohol to be displayed near to entry/exit points of the store.

Public Safety

No Conditions

Prevention of Public Nuisance

20. Signs will be displayed asking patrons to leave quietly with consideration to local residents (or similar wording)



Protection of Children from Harm

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

Conditions attached after a hearing by the Licensing Authority

Not applicable

Plans

Held by the Licensing Authority:

Stamped Reference Number: 12/00070/LAPRE Dated: 14th March 2012

**LICENSING ACT 2003****Premises Licence Summary****Premises licence number****12/00819/LAPRE**

Steve Phillips
Nuisance, ASB, Health, Safety and Licensing Manager

Licence Granted 14th March 2012Issue Number: **008**This licence summary consists of **2** pages**Premises Details****Postal address of premises, or if none, ordnance survey map reference or description**

SJayz Restaurant And Wine Bar
254 High Street
Orpington
BR6 0LZ

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 from 08:00 to 18:00
Hours Open to the Public on Tuesday to Saturday from 08:00 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

Both On and Off Sales

The times the licence authorises the carrying out of licensable activities

Sale or Supply of Alcohol on Monday from 11:00 to 18:00

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

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

Alcohol Off Sales on Timings Same as for Sale or Supply of Alcohol

Name, (registered) address of holder of premises licence

Sjayz Ltd
of
46 Courtyard Mews
Greenhithe
Kent
DA9 9TR

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

Registered under 14773574 Limited Company

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

Full Name: Mr Obasi Awa

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

Not applicable

Appendix 3

Representations

Application comments:

Objection 1: Public Health Nuisance Team

I wish to object on the grounds of Prevention of Public Nuisance.

There have been recent complaints of amplified music until late at night that are currently under investigation, there are residential properties directly above this premise.

Many Thanks

Kind Regards

Debbie Rickson
Nuisance and Anti-Social Behaviour Officer

Objection 2: Planning Team

I've been looking into this one, have checked uniform that only planning permission I can see is 11/02072/FULL2, I have attached the decision notice. From looking at this they don't have planning permission for the hours they wish to now open. The hours shown on the decision notice and the hours on their previous premises licence match.

I think people think that planning permission and the premises licence are the same thing and don't realise that they are separate and need both.

In my formal opinion I would suggest that the applicant submits a planning application to vary the opening hours - Condition 6 of the attached decision notice.

amenities of the area.

6 The use hereby permitted shall not operate before 07:00 and after 23:00 Monday to Saturday and not before 10:00 and after 22:00 on Sunday or Bank Holidays.

Reason: In order to comply with Policies S1 and S9 of the Unitary Development Plan and in the interest of the amenities of the area.

Kind regards
Planning

Objection 3

To whom it may concern, I'm writing to object the license for Sjayz restaurant in Orpington high street, and I already complaint ti council about their noise during the weekend, is impossible to be in the flat when they have events because they're music is extremely loud, they don't have any sound proof isolation. We tried to do this friendly with the owner but he doesn't really care about people leaving here , we can't have a normal evening at home because is no noisy it feels like we are in a nightclub and our flat has 2 floors so last weekend we had to go upstairs to our bedrooms and still we couldn't sleep because we could hear everything from there

Application comments:

too, then we called the police they gave us a phone number to complaint and they send 2 officers over to check the noise, they could hear the nightmare we have to deal with and they went downstairs to the restaurant and ask them to turn their music down and this was already 1:30am, it's been like this since Christmas when they open, they have events on weekends and it's impossible to enjoy our home with our daughter as family. So I am writing because I saw this notice at the restaurant and I don't agree I want to be able to have peace in my home and sleep at decent time, this is a residential area they shouldn't be allowed to be open until 2:30am specially when they have people leaving above them.. many thanks hope to hear from you as soon as possible Kind regards

Objection 4

This is to inform you that please do not allow this restaurant to hold late-night functions as we are currently experiencing significant disruption and hindrance as a result of this restaurant. All of the residents who live above the shops work, and the noises from the restaurant make it extremely difficult to sleep at night and to go to work next day.

Objection 5

Please be advised that I would like to object to the application Sjayz Restaurant & Wine Bar, Ngozi Awa has submitted for extended hours as follows Tuesdays & Wednesdays from 8 to 1am, Thursday, Fridays & Saturdays from 8 to 2:30am for Late night supply of alcohol & live music bands.

I reside xxx and therefore will be subjected to the following (listed below) which will defiantly impact on my way of life, therefore the reasons for my objection.

Noise level is going to impeach on my quiet time and sleep.

Influx of cars and cabs fetching patrons.

People arguing and disturbances due to intoxication outside the above premises

Patrons using the residence parking spaces.

Antisocial behaviour –

I trust you will take careful consideration towards the residence when making your discission.

Kind regards

Objection 6

My representation relate to:

The prevention of crime and disorder

The prevention of public nuisance

Public Safety

I am writing to formally object to the granting of:

1. Late Night Music

2. Live Music & Recorded Music

Licenses for Sjayz Restaurant (Address 254 High Street, Orpington, BR6 0LZ) at all times.

I believe that granting these licenses for this particular establishment would be detrimental to the community due to multiple reasons:

Application comments:

Noise Pollution: Late Night Music Venues are notorious for causing disruptions in the form of loud music and chatter. The loud music and noise coming from the club will disturb the residents in the vicinity, causing a disturbance at all hours of the night.

Considering the fact that I can hear it inside my flat at all times.

The loud music, shouting, and commotion emanating from your establishment late into the night have been disruptive to our sleep and quality of life. This ongoing disturbance is unacceptable and has become a public nuisance that requires immediate attention and resolution.

Drunken Behaviour and Public Nuisance: The presence of a Night Club can lead to an increase in drunken behaviour, fights, and disturbances in the area. This poses a risk to both patrons of the club and residents living nearby.

Selling and buying drugs is a crime and as we all are aware in venues of this type drugs aren't something uncommon and unfortunately will be outside of the owner's control. However it can be prevented by not granting them the permission to convert the restaurant into the late night music venue.

Traffic Congestion: The influx of patrons to the Night Club will lead to an increase in traffic congestion, making it difficult for residents to access their homes and businesses.

In light of these concerns, I urge you to reject the application for the:

1. Late Night Music
2. Live Music & Recorded Music

license for Sjayz Restaurant. The negative impact on the community far outweighs any potential benefits that the establishment may bring.

Thank you for considering my objections. I trust that you will act in the best interests of the community in making your decision,

Kind Regards,

Sent from my iPhone

Objection 7

I am writing in regard to the above licensing application relating to the premises 254 High Street, Orpington, BR6 0LZ and the extension of their opening hours to include but not limited to:

1. Live Music
2. Recorded Music
3. Supply of Alcohol
4. Late Night Refreshment
5. Hours Premises are Open to the Public

In addition to the concern that this will infringe on my right to quiet enjoyment of my property especially during unsociable hours, I am concerned that the sale of alcohol passed what can be considered sociable hours will entice public disorder and

Application comments:

nuisance. This in turn raises the question of safety in and around the area. I believe that the above concerns listed are sufficient grounds to appeal this application.

Objection 8

Hello my name is xxxx, I am writing regarding the objection about the late opening hours of SJAYZ restaurant 254 Orpington high street br6 0LZ . I am completely against this and places that are open until those hours do not have tenants living above them , as nightclubs don't have people living above them due to the loud music .I am also a university student and I also work and the amount of noise they make is unbearable to the point we can't even watch tv in the living room as you can feel the music that's how loud it is as well as you can still hear it upstairs , therefore it affects my ability to sleep as you cannot sleep if music is that loud you can hear it and feel it . Wording removed xxx

I can feel very drained and that amount of noise affects my sleep. In addition to that this is a neighbourhood with people with children and the type of people they are going to be going there at those late hours can be dangerous due to alcohol and drugs which is not safe as I tend to finish work late , and these things can lead to fights and many more problems. it's unsafe for me and everyone. they also have live music and speaking into the microphone is also heard in my house when someone is screaming into it and having to live with that from Tuesday to Saturday is impossible and unbearable as I have work and as I mentioned before people live above them therefore there is no benefit to them staying open until those times and making that ridiculous amount of noise as it's not fair for the community, I trust you will make the right decision as i should not live like this 4 days a week. I live in Orpington high street br6 0LZ , thank you for considering my objection as this cannot carry on.

Objection 9

Hello my name is xxxx ,I'm resident at high street Orpington, and I don't agree with extending opening hours from Sjayz restaurant from several reasons.First I don't think extending hours will bring anything good for us residents or for the community, and it's already been proved by the owner from Stayz that he can't keep the loud music down, and for several times I complaint to him but he never cared about making loud noise and disturbing and disrespecting the residents living above him or in this area.It seems he doesn't care or respect the people who live above is restaurant and for some reasons he thinks he is above any law regarding loud music,noises,and closing times,wich is incredibly wrong from him!People still have to wake up early and got jobs to do ,and most important they need quality time during the time they are at home,and obviously with this type of behaviour is impossible to have quality time when you are at home!This really has been putting a lot of pressure and stress on my daily life routine lately,and is affecting my life ,my sleep and dipraving me from having a normal routine!At same time I'm concerned this can bring disorder,and harm for any resident due to the extending hours be more like a disco and not a restaurant!This can actually bring some crime and become unsafe to

Application comments:

live!For this reasons I don't see anything good or beneficial for the residents living in this area! Kindly regard

Objection 10

Dear sirs,

Reference: 24/00272/LAPRE

Trading Name: SJayz Restaurant "the license holder"

Address: 254 High Street, Orpington, Kent BR6 0LZ

I write to you with reference to the above application, in which the license holder has requested that they extend their hours from 23:00hrs to 01:00 / 02:30hrs.

As a local resident living in Vinson Close, situated directly behind the license holder, I would like to object to this licensing change. I am primarily concerned about the noise pollution it would add to the area after 11pm, having had issues in the past with similar events that have been given permission to extend their trading hours temporarily past this time.

While I appreciate the license holder has taken issue with the license stipulating an 11pm closing time, I would point out that they made the decision to rent and open their premises knowing that this curfew was in place.

Allowing a license holder to extend operating hours for live music, recorded music and alcohol sales sets a dangerous precedent as it will inevitably lead to noise disturbances past 11pm for anyone living in the local vicinity.

As this is my first time making an objection, please can you kindly advise on the following:

1. Confirm that my objection to this license change has been noted
2. Confirm whether this objection can remain anonymous to the license holder, or whether you will need my details
3. Advise on how I can be updated as to the outcome of this application

Many Thanks

Objection 11

There are too many residences close by that will be affected by later opening hours

Appendix 4

Amended Timings and Additional Conditions Agreed with Police

From: Obasi Awa
Sent: Wednesday, March 13, 2024 9:38 AM
To: Licensing
Cc: Dandridge Tina
Subject: Fwd: Proposed conditions SJAYZ Variation

Good Morning Team

Hope this email finds you well. I had a meeting with Tina the licensing officer from Bromley police regarding my application for license variation. I've forwarded the proposed conditions of variation which we are happy with and waiting to hear back from you.
Many thanks

Obasi Awa
Sjazy Restaurant and wine bar
Sent from my iPhone

From: Dandridge Tina
Date: 13 March 2024 at 09:22:19 GMT
To: Sjaz
Subject: Proposed conditions SJAYZ Variation

Good Morning

Thank you for meeting with me yesterday – as discussed please see below what we agreed and should you still be in agreement please forward this email on to the council stating your agreement and Cc me in.
Council : licensing@bromley.gov.uk

Opening times : Live Music : Recorded Music : Supply of alcohol : Late night refreshment.

Sunday – Thursday : 0800 – 0000
Friday and Saturday : 0800 – 0200
Seasonal Variation : NYE : 0800 – 0300

Conditions :

Remove from currant licence conditions 9 and 11 and 14 and 16 and 18

And add the following conditions :

1. The premises will operate primarily as a restaurant.
2. Maintain a comprehensive incident register shall be maintained, at the premises which will be made available to police and council on request. The DPS 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
 - Summary of incident
 - Identification of any Emergency Services Personnel who attended

3. Ensure that a refusals book or electronic system to record all refusals of sales shall be maintained on the premises and made available to the police and local authority upon request.
4. Alcohol will be only be sold ancillary to a substantial table meal.
5. On a Friday and Saturday there will be a minimum of 2 SIA door supervisors deployed from 2000hrs until the restaurant is closed and all customers have left the premises and immediate vicinity.
Door staff will also be deployed on NYE and a risk assessment will be completed to consider deployment for any other busy occasions including but not limited to Major sporting events, Diwali, Black history month, Valentine's day,
And Christmas.
6. When SIA door supervisors are deployed the DPS will ensure that a door supervision log is maintained and will include the following details of door staff :
Full Name

Full 16-digit SIA badge number

Dates and times of deployment
7. The door supervision log will be made available to Police and Local Authority on request.
8. When the premises is being used for a pre booked event, function, celebration, or entertainment a risk assessment will be completed by the DPS prior to the date concerned. If deemed necessary, the DPS will put in place measures to negate any risk. Considerations to include, but not limited to appropriate number of staff on duty, the use of polycarbonate glasses for all drinks, control of customer numbers, entry / dispersal points policy, extra SIA door supervisors to be deployed. If any of these measures are not deemed necessary or put into place, then the DPS shall record the reason why. The risk assessments will be filed at the premises and made available to police and local authority on request.
9. All staff will complete WAVE training (Welfare and Vulnerability Engagement)

Please feel free to contact me if you have any question about any of the above

Kind Regards

PC Tina Dandridge
Licensing Officer SN BCU

Appendix 5

Satellite Images and Street View of the Premises

Satellite Image of SJayz, 254 High street Orpington BR6 0LZ



Street View of SJayz, 254 High street Orpington BR6 0LZ

