



LICENSING SUB-COMMITTEE

17th May 2023

REPORT

Subject heading:

**BK90 Restaurant & Lounge
2-4 Elmer Gardens Rainham RM13 7BS
Premises licence application
Mr P Jones, Public Protection Officer
licensing@havering.gov.uk
01708 432777**

Report author and contact details:

This application for a premises licence is made by BK90 Restaurant and Lounge Limited under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 28th March 2023.

Geographical description of the area and description of the building

This premises occupies two commercial outlets in a parade of four purpose-built commercial outlets at the junction between Elmer Gardens and South End Road. The surrounding area is otherwise residential.



Details of the application

The application is to permit the following licensable activity:

On-supplies of alcohol		
Day	Start	Finish
Monday to Sunday	12:00	23:00

Opening hours		
Day	Start	Finish
Monday to Saturday	12:00	23:00
Sunday	13:00	22:00

Comments and observations on the application

The applicant acted in accordance with regulations 25 and 26 of *The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005* relating to the advertising of the application.

During the consultation period the applicant engaged with various responsible authorities and agreed to add the following conditions to the application's operating schedule:

1. The premises shall operate a 'Challenge 25' policy whereby any person attempting to buy alcohol who appears to be under the age of 25 will be asked for photographic identification to prove their age.
2. Alcohol shall only be sold to a person sitting down eating a meal and for consumption with that meal.
3. Alcohol shall be sold to customers by waiter/waitress service only.
4. The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points and the street environment, shall be covered enabling facial identification of every person entering in any light condition. The CCTV cameras shall continually record whilst the premises are open to the public and recordings shall be kept available for a minimum of 31 days with date and time stamping. A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public. This staff member shall be able to show the Police or the Licensing Authority recordings of the previous two days immediately when requested.
5. Management shall make reasonable efforts to minimise any form of noise nuisance upon patrons' dispersal and it will be the responsibility of members of staff to support this policy.
6. Prominent, clear and legible notices shall be displayed on the premises requesting customers to respect the privacy of local residents and to leave the premises quietly.
7. The placing of bottles into receptacles outside the premises by staff shall not take place between 22:00 to 07:00 the following morning.
8. The manager or supervisor shall be responsible for monitoring noise levels to ensure that any sound within the premises is very reasonable so that local residents are not disturbed.

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9. Music shall be played at background level at all times.
10. Only five customers shall be allowed to smoke outside in the designated smoking area at any one time.
11. No deliveries shall be received at the premises outside of the following hours:
 - 08:00 to 18:00 Monday to Friday
 - 08:00 to 13:00 Saturday
 - No deliveries on Sunday, public and bank holidays

Summary

There were forty-four representations against this application submitted by residents in the vicinity of the premises. Two ward councillors also submitted a joint representation against the application.

There were no representations against this application from responsible authorities.