



City of Westminster

Committee Agenda

Title: **Licensing Sub-Committee (5)**

Meeting Date: **Tuesday 4th April, 2017**

Time: **10.00 am**

Venue: **Rooms 1A, 1B & 1C - 17th Floor, Westminster City Hall, 64 Victoria Street, London, SW1E 6 QP**

Members: **Councillors:**

Peter Freeman (Chairman)
Julia Alexander
Rita Begum



Members of the public are welcome to attend the meeting and listen to the discussion Part 1 of the Agenda

Admission to the public gallery is by ticket, issued from the ground floor reception at City Hall from 9.00am. If you have a disability and require any special assistance please contact the Committee Officer (details listed below) in advance of the meeting.



An Induction loop operates to enhance sound for anyone wearing a hearing aid or using a transmitter. If you require any further information, please contact the Committee Officer, Jonathan Deacon.

**Email: jdeacon@westminster.gov.uk Tel: 020 7641 2783
Corporate Website: www.westminster.gov.uk**

Note for Members: Members are reminded that Officer contacts are shown at the end of each report and Members are welcome to raise questions in advance of the meeting. With regard to item 2, guidance on declarations of interests is included in the Code of Governance; if Members and Officers have any particular questions they should contact the Director of Law in advance of the meeting please.

AGENDA

PART 1 (IN PUBLIC)

1. MEMBERSHIP

To report any changes to the membership.

2. DECLARATIONS OF INTEREST

To receive declarations by Members and Officers of any personal or prejudicial interests in matters on this agenda.

Licensing Applications for Determination

1. 15TH & 16TH FLOOR, 20 EASTBOURNE TERRACE, W2

(Pages 1 - 20)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
1.	Hyde Park Ward / not in cumulative impact area	15th & 16th Floor, 20 Eastbourne Terrace, W2	New Premises Licence	17/00627/LIPN

2. FIVE GUYS, UNIT 1, GROUND FLOOR, TROCADERO, 13 COVENTRY STREET, W1

(Pages 21 - 44)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
2.	St James's Ward / West End Cumulative	Five Guys, Unit 1, Ground Floor,	New Premises Licence	17/01024/LIPN

	Impact Area	Trocadero, 13 Coventry Street, W1		
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3. NEW FOOK LAM MOON, BASEMENT AND GROUND FLOOR, 10 GERRARD STREET, W1 (Pages 45 - 82)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
3.	St James's Ward / West End Cumulative Impact Area	New Fook Lam Moon, Basement And Ground Floor, 10 Gerrard Street, W1	Variation of a Premises Licence	17/01070/LIPV

4. JEWEL OF LONDON - PASSENGER VESSEL, MILLBANK MILLENNIUM PIER, MILLBANK, SW1 (Pages 83 - 122)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
4.	Vincent Square Ward / not in cumulative impact area	Jewel Of London - Passenger Vessel, Millbank Millennium Pier, Millbank, SW1	New Premises Licence	17/00773/LIPN

5. PEARL OF LONDON - PASSENGER VESSEL, MILLBANK MILLENNIUM PIER, MILLBANK, SW1 (Pages 123 - 162)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
5.	Vincent Square Ward / not in cumulative impact area	Pearl Of London - Passenger Vessel, Millbank Millennium Pier, Millbank, SW1	New Premises Licence	17/00570/LIPN

Charlie Parker
Chief Executive
28 March 2017

In considering applications for premises licences under the Licensing Act 2003, the sub-committee is advised of the following:

POLICY CONSIDERATIONS

The City of Westminster statement of licensing policy applies to all applications where relevant representations have been made. The Licensing Sub-Committee is required to have regard to the City of Westminster statement of Licensing Policy and the guidance issued by the Secretary of state under Section 182 of the Licensing Act 2003.

GUIDANCE CONSIDERATIONS

The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

CORE HOURS WHEN CUSTOMERS ARE PERMITTED TO BE ON THE PREMISES

(As set out in the Council's Statement of Licensing Policy 2011)

- For premises for the supply of alcohol for consumption on the premises:

Friday and Saturday: 10:00 to midnight

Sundays immediately prior to Bank Holidays: Midday to midnight

Other Sundays: Midday to 22:30

Monday to Thursday: 10:00 to 23:30.

- For premises for the supply of alcohol for consumption off the premises:

Monday to Saturday: 08:00 to 23:00

Sundays: 10:00 to 22:30.

- For premises for the provision of other licensable activities:

Friday and Saturday: 09.00 to midnight

Sundays immediately prior to Bank Holidays: 09.00 to midnight

Other Sundays: 09.00 to 22.30

Monday to Thursday: 09.00 to 23.30.

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Item No:	
Date:	4 th April 2017
Licensing Ref No:	17/00627/LIPN - New Premises Licence
Title of Report:	15 th and 16 th Floor 20 Eastbourne Terrace London W2 6LG
Report of:	Director of Public Protection and Licensing
Wards involved:	Hyde Park
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Heidi Lawrance Senior Licensing Officer
Contact details	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	19 January 2017		
Applicant:	Citrix Systems UK Ltd		
Premises:	20 Eastbourne Terrace		
Premises address:	15 th & 16 th Floor 20 Eastbourne Terrace London W2 6LG	Ward:	Hyde Park
		Cumulative Impact Area:	None.
Premises description:	<p>The building is purpose built office block and Citrix Systems Ltd occupies the 15th & 16th floor with access to the roof terrace.</p> <p>A number of meeting rooms are located on the 15th & 16th floor which on occasions will have alcohol served during the duration of a meeting. Functions will take place on 16th floor and roof terrace where alcohol will be consumed.</p>		
Premises licence history:	This is an application for a new premises licence therefore no premises licence history exists.		
Applicant submissions:	The roof terrace is accessed and egressed from the stairwell located on the 15th floor. Main entry to the building is located on Eastbourne Terrace with access to the floors by a card entry system. There is a delivery entrance located at the rear of the building. Alcohol will be consumed on all 3 levels.		

1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00		
End:	00:00	00:00	00:00	00:00	00:00		
Seasonal variations/ Non-standard timings:		None applied for.					

Sale by retail of alcohol	On or off sales or both:	On Sales
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Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	12:00	12:00	12:00	12:00	12:00		
End:	00:00	00:00	00:00	00:00	00:00		
Seasonal variations/ Non-standard timings:	None applied for .						
Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	12:00	12:00	12:00	12:00	12:00		
End:	00:00	00:00	00:00	00:00	00:00		
Seasonal variations/ Non-standard timings:	None applied for.						
Adult Entertainment:	Not applicable.						

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Consultation Team
Representative:	Ms Ayesha Bolton
Received:	6 th March 2017
<p>The applicant has submitted floor plans of the premises. This representation is based on the plans and operating schedule submitted.</p> <p>The applicant is seeking the following:</p> <ol style="list-style-type: none"> 1. To permit Supply of Alcohol 'On' the premises Monday to Friday 12.00 to 00.00 hours. 2. To permit Late Night Refreshment both Indoors and Outdoors from the premises Monday to Friday 23.00 to 00.00 hours. <p>I wish to make the following representation.</p> <ol style="list-style-type: none"> 1. The provision and hours requested for the Supply of Alcohol will have the likely effect of causing an increase in Public Nuisance within the area and impact on Public Safety within the area. 2. The provision and hours requested for the Late Night Refreshment will have the likely effect of causing an increase in Public Nuisance within the area and impact on Public Safety within the area. <p>The granting of the application as presented would have the likely effect of causing an</p>	

increase in Public Nuisance and impact on Public Safety within the area.

A site visit will be arranged to assess the premises to ensure the premises is satisfactory and following this, additional conditions may be recommended by Environmental Health to support the licensing objectives Prevention of Public Nuisance and Public Safety.

Following the agreement of conditions (see appendix 4) Environmental Health have withdrawn there representation.

Responsible Authority:	Metropolitan Police Service
Representative:	PC Adam Deweltz
Received:	15 th February 2017

With reference to the above, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be making a representation against this application.

It is our belief that if granted the application would undermine the Licensing Objectives in relation to The Prevention of Crime and Disorder.

If you could agree to the following conditions, I will withdraw my representation:

- 1) *A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.*
- 2) *The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered 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 and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.*
- 3) *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 is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.*
- 4) *An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:*
 - (a) all crimes reported to the venue*
 - (b) any complaints received concerning crime and disorder*

- (c) any incidents of disorder
- (d) any faults in the CCTV system
- (e) any refusal of the sale of alcohol
- (f) any visit by a relevant authority or emergency service.

Following the agreement of conditions (see appendix 4 & the above) the MET Police have withdrawn there representation.

2-B Other Persons	
Name:	South East Bayswater Residents' Association (SEBRA)
Address and/or Residents Association:	John Zamit 2, Claremont Court Queensway LONDON W2 5Hx
Received:	6 th March 2017
<p>The presentation is made on the grounds of 'prevention of public nuisance'. There is insufficient detail in the application for me to make a proper assessment as to whether we would maintain an objection subject to certain modifications to the application, particularly in terms of the conditions proposed. Meanwhile, we have the following points to make.</p> <ol style="list-style-type: none"> 1. I had trouble locating the statutory blue notice advertising the application when I walked past the premises. Eventually I ascertained where the blue notice was - not exactly 'prominently' displayed. 2. The hours proposed for sale of alcohol are beyond the 'core hours' set out in the City Council's Statement of Licensing Policy. The application does not seem to set out any justification for this. 3. I note that it is the intention to serve alcohol in meeting rooms during meetings - does this really require a premises licence until midnight? 4. I note that it is also the intention for alcohol to be consumed at functions on the 16th floor terrace. There is no detail about the nature, size or frequency of the functions, each of which has the potential to impact on the licensing objectives. 5. Notwithstanding our reservations expressed in (3) and (4) above, the application does not in any event propose any conditions limiting the provision of licensable activities in this way, or at all. 6. For instance, there is no condition proposed as below: 'The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as offices.' 7. We would expect, given what is said in the application, for a condition to be added that provision of licensable activities will be limited to, for example, employees of the company. 	

8. The premises is an office block. Could the applicant explain what security procedures are in place to a) limit and control access and egress by members of the public to the building as a whole; and b) limit and control access and egress by members of the public to the 15th and 16th floors?

9. Will there be additional measures during functions, e.g. provision of SIA door supervisors to assist with controlling access, egress and dispersal?

I look forward to receiving the hearing date, although I believe that the application is capable of being agreed and we may be able to withdraw our representation subject to satisfactory clarifications and answers from the applicant to these points.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:

Policy HRS1 applies	(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy. (ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.
Policy PB1 applies:	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.

4. Appendices

Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Miss Heidi Lawrance Senior Licensing Officer
Contact:	Telephone: 020 7641 2751

	Email: hlawrance@westminster.gov.uk
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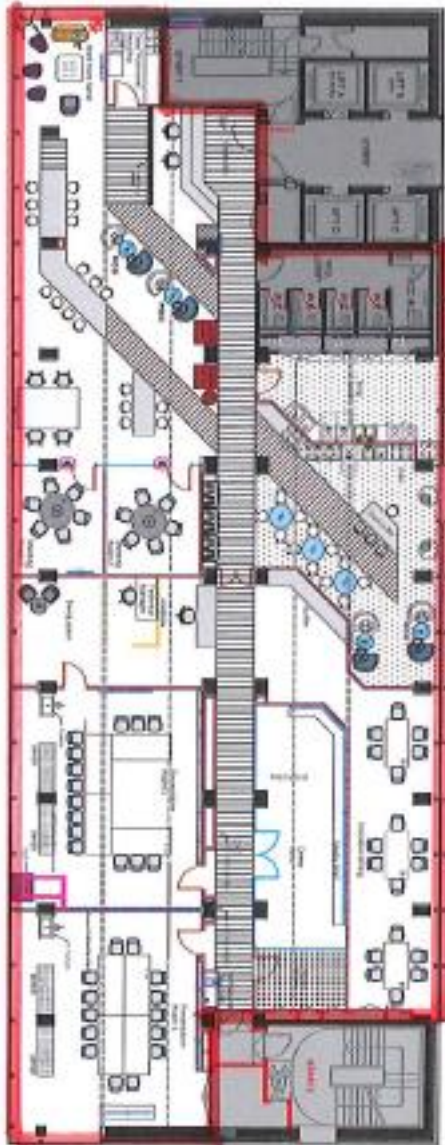
If you have any queries about this report or wish to inspect one of the background papers please contact the report author.

Background Documents – Local Government (Access to Information) Act 1972

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application Form	19 th January 2017
5	Representation – Environmental Health	6 th March 2017
6	Representation – MET Police	15 th February 2017

Premises Plans

Appendix 1



GENERAL NOTES

The drawings to the optimum knowledge of the Designer, shall be taken and used for the purpose intended. The Designer shall be responsible for the accuracy of the information provided. The Designer shall be responsible for the accuracy of the information provided. The Designer shall be responsible for the accuracy of the information provided.



01	GENERAL NOTES	01	GENERAL NOTES
02	FOUNDATION	02	FOUNDATION
03	STRUCTURE	03	STRUCTURE
04	MECHANICAL	04	MECHANICAL
05	ELECTRICAL	05	ELECTRICAL
06	PLUMBING	06	PLUMBING
07	FINISHES	07	FINISHES
08	MECHANICAL	08	MECHANICAL
09	ELECTRICAL	09	ELECTRICAL
10	PLUMBING	10	PLUMBING
11	FINISHES	11	FINISHES
12	MECHANICAL	12	MECHANICAL

CONSTRUCTION

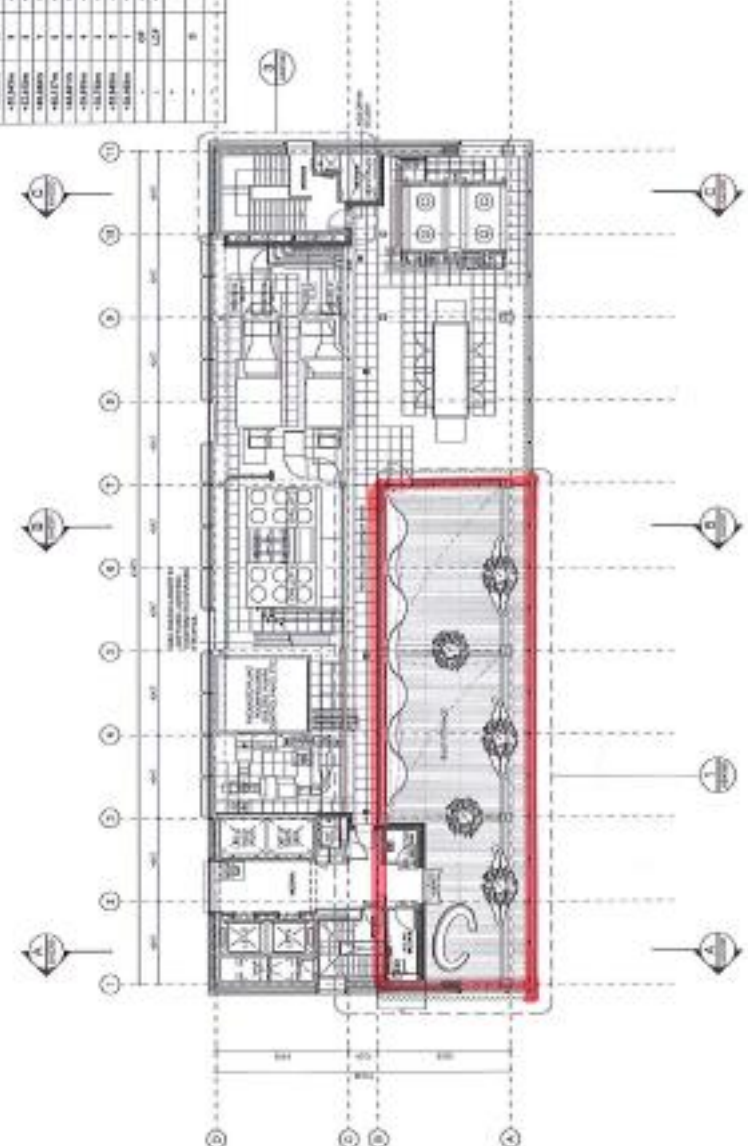


DESIGN STUDIO
 201 EAST 10TH AVENUE
 DENVER, CO 80202
 TEL: 303.733.1500
 WWW.DSSTUDIO.COM

DATE: 10.2018
 DRAWING NO: 1719041

NOT TO SCALE
 ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE SPECIFIED
 ALL FINISHES ARE TO BE AS SHOWN ON THE FINISH SCHEDULE
 ALL MATERIALS AND METHODS OF CONSTRUCTION SHALL BE AS SHOWN ON THE SPECIFICATIONS
 ALL WORK SHALL BE IN ACCORDANCE WITH THE 2018 INTERNATIONAL RESIDENTIAL CODE BOOK (IRC) AND THE 2018 INTERNATIONAL MECHANICAL AND PLUMBING CODE (IMC)
 ALL WORK SHALL BE IN ACCORDANCE WITH THE 2018 INTERNATIONAL ELECTRICAL CODE (IEC)
 ALL WORK SHALL BE IN ACCORDANCE WITH THE 2018 INTERNATIONAL FIRE AND SAFETY CODE (IFSC)
 ALL WORK SHALL BE IN ACCORDANCE WITH THE 2018 INTERNATIONAL BUILDING CODE (IBC)
 ALL WORK SHALL BE IN ACCORDANCE WITH THE 2018 INTERNATIONAL ENERGY CONSERVATION CODE (IECC)
 ALL WORK SHALL BE IN ACCORDANCE WITH THE 2018 INTERNATIONAL PLUMBING AND MECHANICAL CODE (IPMC)
 ALL WORK SHALL BE IN ACCORDANCE WITH THE 2018 INTERNATIONAL ELECTRICAL CODE (IEC)
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 ALL WORK SHALL BE IN ACCORDANCE WITH THE 2018 INTERNATIONAL ENERGY CONSERVATION CODE (IECC)
 ALL WORK SHALL BE IN ACCORDANCE WITH THE 2018 INTERNATIONAL PLUMBING AND MECHANICAL CODE (IPMC)

GRIDLINE	FLOOR FINISH	FINISH ELEVATION	FINISH	SL.
1	1st Floor	00.000	1st Floor	00.000
2	2nd Floor	01.000	2nd Floor	01.000
3	3rd Floor	02.000	3rd Floor	02.000
4	4th Floor	03.000	4th Floor	03.000
5	5th Floor	04.000	5th Floor	04.000
6	6th Floor	05.000	6th Floor	05.000
7	7th Floor	06.000	7th Floor	06.000
8	8th Floor	07.000	8th Floor	07.000
9	9th Floor	08.000	9th Floor	08.000
10	10th Floor	09.000	10th Floor	09.000
11	11th Floor	10.000	11th Floor	10.000
12	12th Floor	11.000	12th Floor	11.000
13	13th Floor	12.000	13th Floor	12.000
14	14th Floor	13.000	14th Floor	13.000
15	15th Floor	14.000	15th Floor	14.000
16	16th Floor	15.000	16th Floor	15.000
17	17th Floor	16.000	17th Floor	16.000
18	18th Floor	17.000	18th Floor	17.000
19	19th Floor	18.000	19th Floor	18.000
20	20th Floor	19.000	20th Floor	19.000
21	21st Floor	20.000	21st Floor	20.000
22	22nd Floor	21.000	22nd Floor	21.000
23	23rd Floor	22.000	23rd Floor	22.000
24	24th Floor	23.000	24th Floor	23.000
25	25th Floor	24.000	25th Floor	24.000
26	26th Floor	25.000	26th Floor	25.000
27	27th Floor	26.000	27th Floor	26.000
28	28th Floor	27.000	28th Floor	27.000
29	29th Floor	28.000	29th Floor	28.000
30	30th Floor	29.000	30th Floor	29.000
31	31st Floor	30.000	31st Floor	30.000
32	32nd Floor	31.000	32nd Floor	31.000
33	33rd Floor	32.000	33rd Floor	32.000
34	34th Floor	33.000	34th Floor	33.000
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36	36th Floor	35.000	36th Floor	35.000
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38	38th Floor	37.000	38th Floor	37.000
39	39th Floor	38.000	39th Floor	38.000
40	40th Floor	39.000	40th Floor	39.000
41	41st Floor	40.000	41st Floor	40.000
42	42nd Floor	41.000	42nd Floor	41.000
43	43rd Floor	42.000	43rd Floor	42.000
44	44th Floor	43.000	44th Floor	43.000
45	45th Floor	44.000	45th Floor	44.000
46	46th Floor	45.000	46th Floor	45.000
47	47th Floor	46.000	47th Floor	46.000
48	48th Floor	47.000	48th Floor	47.000
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- 1. FINISH SCHEDULE
- 2. SPECIFICATIONS
- 3. GENERAL ARRANGEMENT
- 4. PROPOSED ROOF PLAN - TERRACE
- 5. EASTSCOURNE TERRACE BUILDING 20
- 6. LAND SECURITIES
- 7. ARCHITECTS
- 8. ENGINEERS
- 9. CONSULTANTS
- 10. CONTRACTORS
- 11. SUBCONTRACTORS
- 12. SUPPLIERS
- 13. MANUFACTURERS
- 14. DISTRIBUTORS
- 15. INSTALLERS
- 16. MAINTENANCE
- 17. OPERATORS
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- 461. MANUFACTURERS
- 462. DISTRIBUTORS</

Applicant Supporting Documents

None Submitted.

Premises History

There is no licence or appeal history for the premises.

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE AND CONDITIONS PROPOSED BY A PARTY TO THE HEARING

When determining an application for a new premises licence under the provisions of the Licensing Act 2003, the licensing authority must, unless it decides to reject the application, grant the licence subject to the conditions which are indicated as mandatory in this schedule.

At a hearing the licensing authority may, in addition, and having regard to any representations received, grant the licence subject to such conditions which are consistent with the operating schedule submitted by the applicant as part of their application, or alter or omit these conditions, or add any new condition to such extent as the licensing authority considers necessary for the promotion of the licensing objectives.

This schedule lists those conditions which are consistent with the operating schedule, or proposed as necessary for the promotion of the licensing objectives by a responsible authority or an interested party as indicated. These conditions have not been submitted by the licensing service but reflect the positions of the applicant, responsible authority or interested party and have not necessarily been agreed

Mandatory Conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (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 a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (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.
7. 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.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

- 8(i) 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.
- 8(ii) For the purposes of the condition set out in paragraph 8(i) above -
- (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.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above 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.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above 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.

Conditions consistent with the operating schedule

9. Strong management controls and effective training of all staff so that they are aware of the premises licence and the requirements to meet the four licensing objectives with particular attention to:
 - a) no selling or serving of alcohol to underage people
 - b) no drunk and disorderly behaviour on the premises area
 - c) no violent and anti-social behaviour
 - d) no harm to children
10. Training for staff on the Licensing Act (Training Record), to make or authorize each sale.
11. CCTV System installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.
12. The premises will not sell of alcohol to drunk or intoxicated customers.
13. Custom will not be sought by means of personal solicitation outside or in the vicinity of the premises.
14. Staff will be well trained in asking customers to use premises in an orderly and respectful manner and prevent drinking alcohol.
15. All parts of the premises and all fittings and apparatus therein, door fastenings and notices, lighting, heating, electrical, air condition, sanitary accommodation and other installations, will be maintained at all times in good order and in a safe condition.

Conditions proposed by the Environmental Health and agreed by Applicant

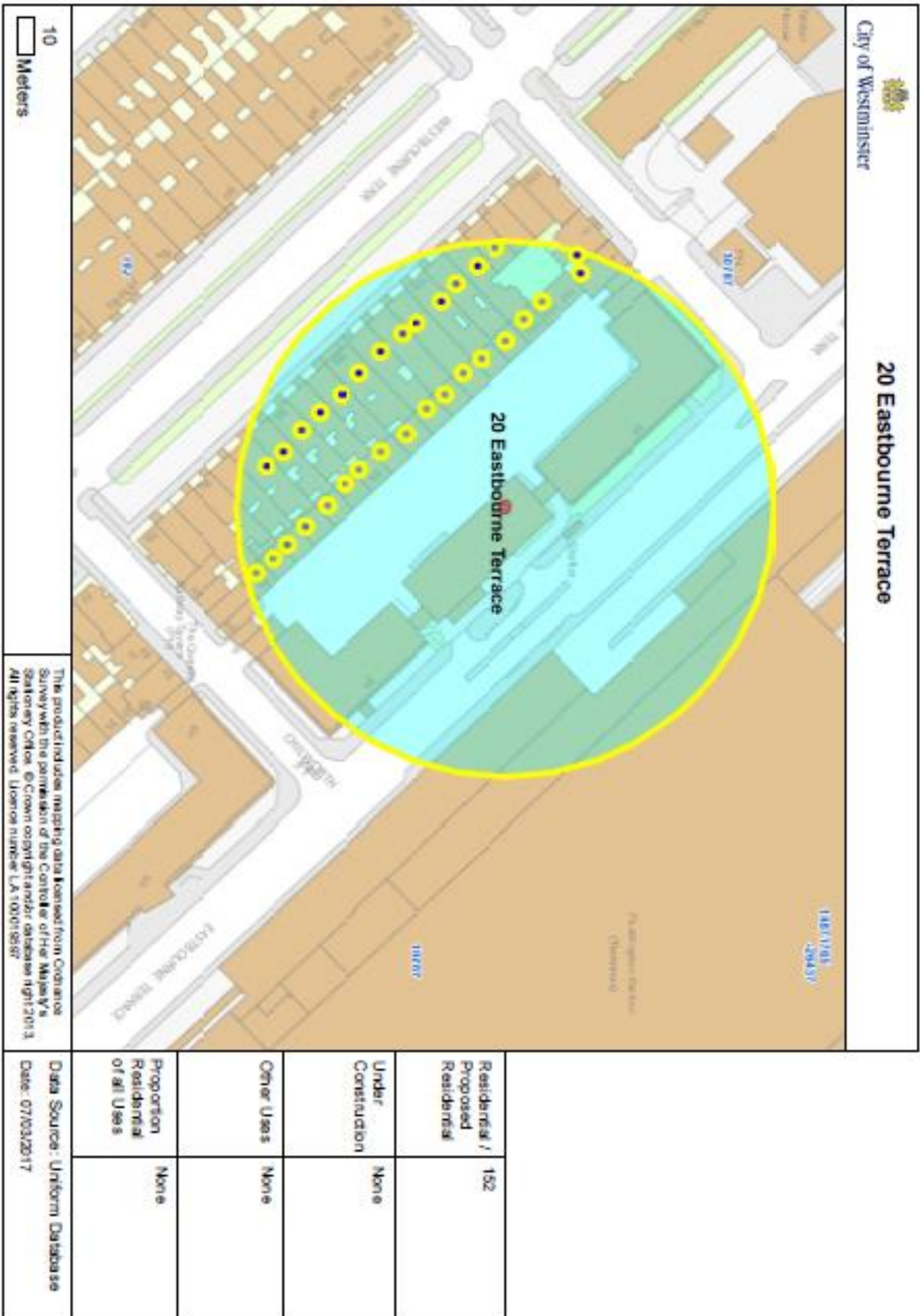
16. The supply of alcohol shall only be to members of the Citrix System Ltd companies or employees of member companies or their bona fide guests.
17. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
18. The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as offices.
19. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol
20. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance
21. Loudspeakers shall not be located in the roof terrace area of the building.

Conditions proposed by the Police and agreed by Applicant

22. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

23. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered 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 and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
24. 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 is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
25. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) any complaints received concerning crime and disorder
 - (c) any incidents of disorder
 - (d) any faults in the CCTV system
 - (e) any refusal of the sale of alcohol
 - (f) any visit by a relevant authority or emergency service.

Residential Map and List of Premises in the Vicinity



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Item No:	
Date:	4 th April 2017
Licensing Ref No:	17/01024/LIPN - New Premises Licence
Title of Report:	Five Guys Unit 1, Ground Floor Trocadero 13 Coventry Street London W1W 7DH
Report of:	Director of Public Protection and Licensing
Wards involved:	St James's
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Heidi Lawrance Senior Licensing Officer
Contact details	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	31 January 2017		
Applicant:	Five Guys JV Limited		
Premises:	Five Guys		
Premises address:	Unit 1, Ground Floor Trocadero 13 Coventry Street London W1W 7DH	Ward:	St James
		Cumulative Impact Area:	West End
Premises description:	The premises will operate as an American style fast casual dining experience.		
Premises licence history:	This is an application for a new premises licence and so no history exists.		
Applicant submissions:	<p>The application site is in the purpose built Trocadero Centre, where it will complement other food offers and retail/entertainment outlets.</p> <p>The proposed operator is Five Guys, which is proving an extremely popular brand globally. The Five Guys' brand offers a fast casual dining experience. The brand has had a significant presence in the USA for a number of years, with over 1000 units across 47 States. Since opening in Covent Garden on 4th July 2013, it now has over 50 outlets open in major locations nationwide, with a strong ongoing program of planned future openings.</p> <p>The operation is food led with a limited range of alcoholic drinks offered - currently only a small range of bottled beers.</p> <p>Alcohol makes up only a small percentage of the business, with the main emphasis on food. Five Guys appeals to a wide range of customers including families, and staff involved in the sale of alcohol will be trained in its Challenge 25 policy and licensing requirements. Customers collect their freshly cooked meals within 3-4 minutes of ordering, so waiting staff and laid up tables etc are not appropriate to this experience. Staff are regularly in the customer trading areas, clearing tables and monitoring behaviour. Whilst most customers take</p>		

	<p>advantage of the extensive dining facilities to enjoy their food, some do wish to take their meals off site. There is no cost advantage to the customer in taking food away.</p> <p>The layout is as shown on the accompanying drawing numbered FIV 131-A221 01 A in relation to the ground floor, and FIV 131-A221 02 A in relation to the mezzanine area. Loose seating is shown for information only and does not form part of the proposed approved plan. The extent of the premises is as shown and the areas for licensable activities are shown outlined in red.</p>
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1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both			Both (<i>applicant amended this to indoors only</i>)
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	
End:	23:30	23:30	23:30	23:30	00:00	00:00	
Seasonal variations/ Non-standard timings:			23:00 until 00:00 on Bank Holiday Sundays <i>Applicant proposes to remove this request</i>				

Sale by retail of alcohol				On or off sales or both:			Both (<i>applicant amended to on sales only</i>)
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:			12:0 until 00:00 on Sundays before a Bank Holiday <i>Applicant proposes to remove this request</i>				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:			10:00 until 00:00 on Sundays before a Bank Holiday <i>Applicant proposes to remove this request</i>				
Adult Entertainment:			Not applicable.				

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Licensing Authority
Representative:	Mr Steven Rowe
Received:	28 th February 2017
<p>I write in relation to the application submitted for a new Premises Licence for the above premises.</p> <p>As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011 the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the Licensing Objectives:</p> <ul style="list-style-type: none">• Public Nuisance• Prevention of Crime & Disorder• Public Safety• Protection of Children from Harm <p>The application currently contains insufficient information to enable the Licensing Authority to make a suitable assessment. However, as it stands the application does contravene Westminster's Statement of Licensing Policies CIP1, HRS1 and FFP2. Whilst the application is within the Councils Core Hours for the Alcohol and Late Night Refreshment, the premises is located inside the Cumulative Impact Area.</p> <p>The applicant is also proposing off sales of alcohol and takeaway food.</p> <p>Further the applicant has requested the terminal of midnight on Sundays preceding a Bank Holiday.</p> <p>Policy CIP1 states (i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1. However part (ii) states: Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.</p> <p>Policy HRS1 states at paragraph 2.3.2: "It is the intention to generally grant licences... where the hours when customers are permitted to be on the premises are within the 'core hours' as set out in Policy HRS1. This is not a policy to refuse applications for longer hours than the core hours and consideration will in all cases be given to the individual merits of an application. Where a proposal is made to operate outside these core hours each application will be considered on its merits against the criteria as set out in paragraph (ii) (of Policy HRS1)".</p>	

Policy FFP2 which relates to fast food inside the Cumulative Impact Areas states 'It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas, other than applications to vary hours within the Core Hours under Policy HRS1'.

Please therefore accept this as a formal representation

Responsible Authority:	Environmental Health Consultation Team
Representative:	Miss Sally Thomas
Received:	27 th February 2017

I refer to the application for a new Premises Licence for the above premises.

The premises are situated in the West End Cumulative Impact Area as stated in City of Westminster's Statement of Licensing Policy.

This representation is based on the Operating Schedule and the submitted plans, ground floor, titled with the address and dated 27/09/16 and drawing number FIV31-A221-01.

The applicant is seeking the following on the **ground floor**:

1. To allow the Supply of Alcohol both 'on and off' the premises Monday to Thursday 10:00-23:30 hours, Friday-Saturday 10:00-00:00 hours and Sunday 12:00-22:30 hours.
2. To allow Late Night Refreshment 'indoors' and 'outdoors' Monday-Thursday 23:00-23:30 hours and Friday-Saturday 23:00-00:00 hours.
3. To allow both the Supply of Alcohol and Late Night Refreshment on Sundays before Bank holidays until 00:00 hours.

I wish to make the following representation in relation to the above application:

1. The provision of the Supply of Alcohol may cause an increase in Public Nuisance in the cumulative impact area, it may also impact on Public Safety.
2. The provision of Late Night Refreshment may cause an increase in Public Nuisance in the cumulative impact area.
3. The extension of hours on a Sunday before a Bank Holiday may cause an increase in Public Nuisance in the cumulative impact area.

The applicant has proposed conditions within the operating schedule which are being considered. Further conditions may be proposed by Environmental Health in order to help prevent Public Nuisance and protect Public Safety.

Reference is made to the British Standard 6465-1:2009 Sanitary Installations, Table 10, and the proposed WC provisions, the maximum capacity which could be

accommodated would be 15 customers excluding staff. Only 1 accessible WC is detailed on the plan. The plan indicates more covers than this.

The granting of the new Premises Licence as presented would have the likely effect of causing an increase in Public Nuisance in the cumulative impact area and may impact on Public Safety.

Responsible Authority:	Metropolitan Police Service
Representative:	PC Michael Day
Received:	1 st February 2017

I am writing to inform you that the Metropolitan Police, as a responsible authority, are making a representation. It is our belief that if granted the application would undermine the Licensing Objectives.

The venue is situated within the **West End Cumulative Impact Area**, a locality where this is traditionally high crime and disorder but I believe this application may cause further policing problems in the area.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy HRS1 applies	<p>(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.</p>
Policy FFP2 applies:	It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas, other than applications to vary hours within the Core Hours under Policy HRS1.
Policy CIA1 applies:	<p>(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas</p>

4. Appendices

Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

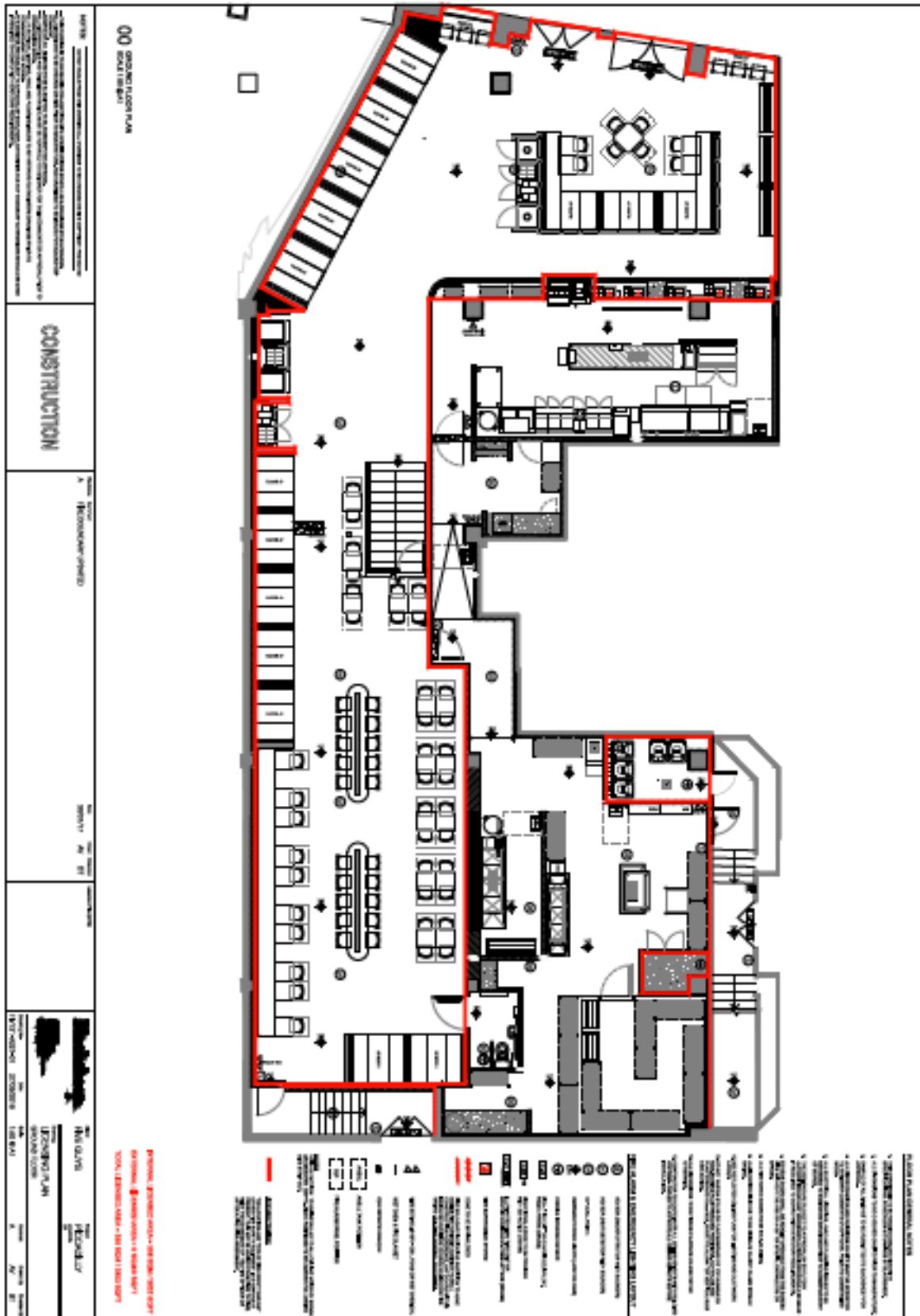
Report author:	Miss Heidi Lawrance Senior Licensing Officer
Contact:	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

If you have any queries about this report or wish to inspect one of the background papers please contact the report author.

Background Documents – Local Government (Access to Information) Act 1972

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application Form	31 st January 2017
5	Representation - Licensing Authority	28 th February 2017
6	Representation – Environmental Health	27 th February 2017
7	Representation – MET Police	1 st February 2017

Premises Plans



Applicant Supporting Documents

The applicant is aware that this site falls in the West End Cumulative Impact Area of the council's Statement of Licensing Policy.

The first site that this popular brand opened was also in this CIA, at Long Acre, Covent Garden. It has since opened and operated Argyll Street in the same area, and Villiers Street, just outside. Its learning curve, having to adapt its widespread American operation, was steep but it has taken on board helpful officer input received both pre-application and during the trading of the sites, and now appears to trade without harm to any of the licensing objectives.

It is strongly of the opinion that its trading experience in this borough in particular, and especially in its CIA, over the past 9 years, has now provided the insight and robust trading practices to operate from this site without adversely impacting on the area, or harming the licensing objectives. This application is limited to core hours, and only two licensable activities.

Alcohol sales are generally the higher risk activities, but in this case are particularly low risk. Company figures show that, whilst the availability of the beers is an expected brand feature, alcohol sales comprised only 1.1% of sales over the last 12 months.

This outlet will offer a modern, open, clean, brightly lit customer area, which is a safe environment fully capable of staff monitoring and controls. The highest risk to adverse cumulative impact is at night, primarily with people on the street who have consumed too much alcohol and/or are causing a nuisance. The increasing number of people who enjoy fast casual dining such as that offered by Five Guys will often visit very much smaller establishments with little or no seating, resulting in both queues to obtain the food and people taking the food back on the street to eat, which regularly exacerbates the adverse impact. Five Guys will be able to bring those people off the street to enjoy their food and, as previously stated, as there is no price reduction for takeaways, most customers do take advantage of these facilities. The alcohol offer is currently limited to 4 bottled beers which complement the American burger, so this is not going to be a venue for customers to come and drink alcohol.

As stated, the Company has risk assessed the operation, which it believes will not offend against either policy or licensing objectives, and offers the specific conditions set out below to ensure that this is the case. Five Guys believe that this offer will indeed positively promote the licensing objectives, and help to reduce some of the impacts suffered in this CIA, and that this application should therefore be viewed as an exception to policy.

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TRETHOWANS
SOLICITORS



YEARS OF LEGAL EXCELLENCE

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Westminster City Council
Licensing Service Premises Management
Westminster City Hall
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64 Victoria Street
SW1E 6QP

Direct Dial: +44 (0) 01202 813658
Direct Fax: +44 (0) 23 8033 7902
E-Mail: Julia.palmer@trethowans.com
Our Ref: JCP01/313648
Your Ref:

27 March 2017

FAO Ms Jessica Donovan

Dear Sir

Five Guys, Unit 1 Trocadero, Coventry Street, W1D 6BH
New Licence application : hearing 4 April 17/01024/LIPN

Please accept this letter as formal notification under Regulation 8 of the hearing regulations that :

1. A hearing is likely to be necessary, unless those making representations are prepared to withdraw those representations.
2. Trethowans, or Counsel instructed by us, will represent the applicant. At this time, it is intended that I represent the firm. Applicant Company representatives, who are expected to be Mr **Richard Collier**, the applicant Company's Property Director, and Mr **Mohammed Addi**, a member of the Operations team, are also expected to be present and permission is requested for them to speak should that be appropriate.
3. In the event of a hearing progressing in our absence, we would NOT consent to the introduction of new information or documents unless we had previously produced them or had an opportunity to comment on them and then to consent.

I am attaching amended application details and conditions having regard to the representations lodged and following discussions by way of substitution for those originally offered, and would be grateful if you could kindly ensure that these are included with the Committee's papers.

I also attach amended plans, showing WCs and fire escape provisions amended to comply with advice received.

Please advise when the Committee Report and Agenda will be available for online access. We should be grateful if you could kindly advise by return in the event that you are of the opinion that any procedural matters are outstanding.

With regards
Yours sincerely

Julia Palmer
Consultant - Licensing Team
For and on behalf of Trethowans LLP

The word "trethowans" is used to refer to a member of Trethowans LLP or an employee or consultant with

Lexcel

Offices at:
Southampton Salisbury Poole

Trethowans LLP is a limited liability partnership registered in England and Wales, registered number OC342356, and is authorised and regulated by the Solicitors Regulation Authority. Registered office: London Road, Salisbury, Wiltshire SP1 3HP

Five Guys, Unit 1 Trocadero Centre, Coventry Street, London W1D 6BH

Summary of New Licence application details **as amended**

Licensable actives proposed

1. Sale of alcohol on the premises (**deleting off sales**)
2. Supply of late night refreshment premises **indoors only** (LNR)

Times Proposed

1. Alcohol 10:00-23:30 Monday to Wednesday
 - i. 10:00-00:00 Friday and Saturday
 - ii. 12:00-22:30 Sunday

2. LNR 23:00-23:30 Monday to Wednesday
 - i. 23:00-00:00 Friday and Saturday

3. Opening Same as core hours (ie as shown for alcohol above)

Bank holiday Sunday requests deleted

Amended Conditions

This application is limited to core hours, and only two licensable activities. Five Guys has risk assessed the operation, and offers the specific conditions set out below to positively promote the licensing objectives and avoid any adverse impact in this Cumulative Impact Area.

Public Safety

The premises will be fitted out in accordance with current standards. The applicant is aware of the need to have Health and Safety and Fire Risk Assessments.

Other objectives

1. The premises shall install and maintain a CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall be set to continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2. 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 shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
3. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received

- (d) any incidents of disorder
 - (e) any faults in the CCTV system.
 - (f) any visit by a relevant authority or emergency service.
4. The sale of alcohol for consumption on the premises shall only to be persons purchasing a meal and as an ancillary to that meal, which is to be eaten at a table or counter.
 5. All sales of alcohol for consumption off the premises shall be in sealed containers and ancillary to a takeaway meal only and shall not be consumed on the premises.
 6. Save for drinks sold with takeaway meals no alcoholic drinks shall be permitted to be taken off the premises.
 7. No alcohol shall be sold with a strength in excess of 6% ABV.
 8. No rubbish including bottles will be moved, removed or placed in outside areas between 2300 hours and 0800 hours. **Replace with updated MC35 : No waste or recyclable materials including bottles shall be moved removed from or placed in outside areas between 2300 hours and 0800 hours the following day.**
 9. The highway and public spaces in the immediate vicinity of the premises shall be kept free of litter from the premises.
 10. All waste to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
 11. Notices shall be prominently displayed at exits and any area used for smoking requesting patrons to respect the needs of local residents and use/leave the area quietly.
 12. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties. **Replace with updated MC12 : No noise generated on the premises or by its associated plant or equipment shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.**
 13. A Challenge 25 Age Verification Scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence, passport or PASS proof of age card.
 14. No licensable activities shall take place at the premises under this premises licence until the premises have been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the licence by the licensing authority.

Trethowans LLP
24.3.17

NOTES:

1. All work to be done in accordance with the relevant Australian Standards.
2. All work to be done in accordance with the relevant Australian Standards.
3. All work to be done in accordance with the relevant Australian Standards.
4. All work to be done in accordance with the relevant Australian Standards.
5. All work to be done in accordance with the relevant Australian Standards.
6. All work to be done in accordance with the relevant Australian Standards.
7. All work to be done in accordance with the relevant Australian Standards.
8. All work to be done in accordance with the relevant Australian Standards.
9. All work to be done in accordance with the relevant Australian Standards.
10. All work to be done in accordance with the relevant Australian Standards.

01 MEZZANINE FLOOR PLAN

CONSTRUCTION

Scale: 1:50

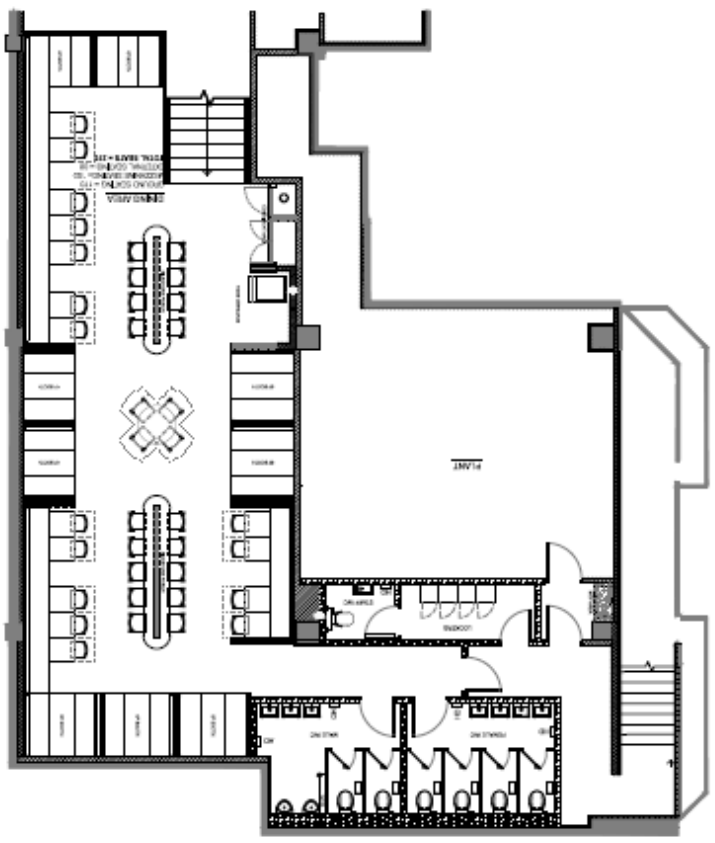
DATE: 10/01/2018

PROJECT: MEZZANINE FLOOR PLAN

CLIENT: [REDACTED]

DESIGNER: [REDACTED]

CONTRACTOR: [REDACTED]



MEZZANINE FLOOR PLAN

DATE: 10/01/2018

PROJECT: MEZZANINE FLOOR PLAN

CLIENT: [REDACTED]

DESIGNER: [REDACTED]

CONTRACTOR: [REDACTED]

REVISIONS

NO.	DESCRIPTION	DATE
1	ISSUED FOR CONSTRUCTION	10/01/2018
2	CONSTRUCTION	10/01/2018

DESIGNER: [REDACTED]

DATE: 10/01/2018

PROJECT: MEZZANINE FLOOR PLAN

CLIENT: [REDACTED]

Premises History

There is no licence or appeal history for the premises.

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE AND CONDITIONS PROPOSED BY A PARTY TO THE HEARING

When determining an application for a new premises licence under the provisions of the Licensing Act 2003, the licensing authority must, unless it decides to reject the application, grant the licence subject to the conditions which are indicated as mandatory in this schedule.

At a hearing the licensing authority may, in addition, and having regard to any representations received, grant the licence subject to such conditions which are consistent with the operating schedule submitted by the applicant as part of their application, or alter or omit these conditions, or add any new condition to such extent as the licensing authority considers necessary for the promotion of the licensing objectives.

This schedule lists those conditions which are consistent with the operating schedule, or proposed as necessary for the promotion of the licensing objectives by a responsible authority or an interested party as indicated. These conditions have not been submitted by the licensing service but reflect the positions of the applicant, responsible authority or interested party and have not necessarily been agreed

Mandatory Conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (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 a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (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.
7. 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.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

- 8(i) 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.
- 8(ii) For the purposes of the condition set out in paragraph 8(i) above -
- (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.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above 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.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above 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.

Conditions consistent with the operating schedule

9. The premises shall install and maintain a CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall be set to continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
10. 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 shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
11. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) any faults in the CCTV system.
 - (f) any visit by a relevant authority or emergency service.
12. The sale of alcohol for consumption on the premises shall only to be persons purchasing a meal and as an ancillary to that meal, which is to be eaten at a table or counter.
13. All sales of alcohol for consumption off the premises shall be in sealed containers and ancillary to a takeaway meal only and shall not be consumed on the premises.
14. Save for drinks sold with takeaway meals no alcoholic drinks shall be permitted to be taken off the premises.
15. No alcohol shall be sold with a strength in excess of 6% ABV.
16. No rubbish including bottles will be moved, removed or placed in outside areas between 2300 hours and 0800 hours.

Applicant proposes to amend condition 16 to:

No waste or recyclable materials including bottles shall be moved removed from or placed in outside areas between 2300 hours and 0800 hours the following day.

17. The highway and public spaces in the immediate vicinity of the premises shall be kept free of litter from the premises.
18. All waste to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
19. Notices shall be prominently displayed at exits and any area used for smoking requesting patrons to respect the needs of local residents and use/leave the area quietly.

20. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

Applicant proposes to amend condition 20 to:

No noise generated on the premises or by its associated plant or equipment shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

21. A Challenge 25 Age Verification Scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence, passport or PASS proof of age card.
22. No licensable activities shall take place at the premises under this premises licence until the premises have been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the licence by the licensing authority.

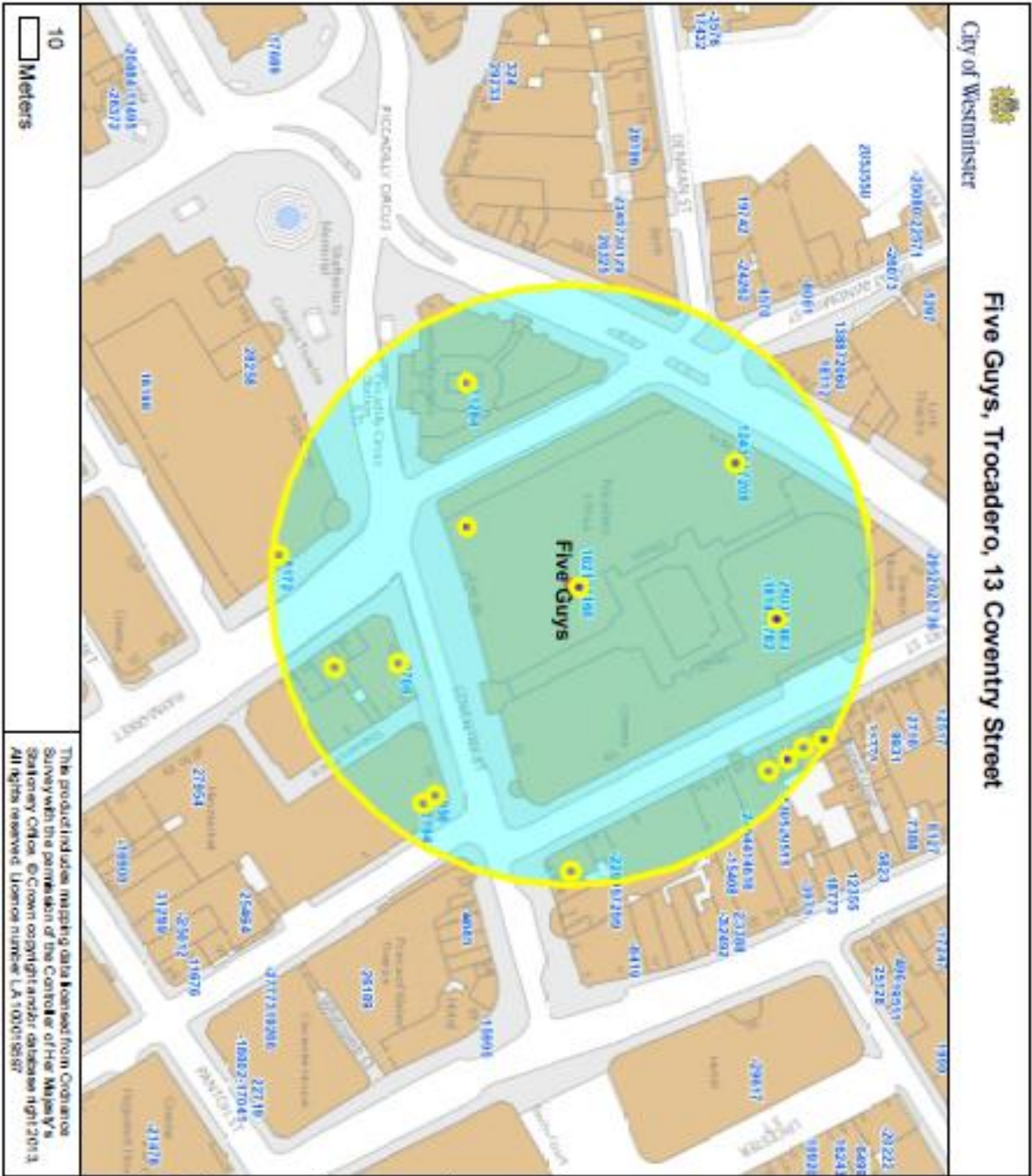
Conditions proposed by the Environmental Health

None Submitted.

Conditions proposed by the Police

None Submitted.

Residential Map and List of Premises in the Vicinity



City of Westminster	Five Guys, Trocadero, 13 Coventry Street
10 Meters	
<p>This product includes mapping data licensed from Colorado Survey with the permission of the Controller of Her Majesty's Stationery Office. © Crown copyright and/or database right 2013. All rights reserved. Licence number LA 100015857</p>	
Residential / Proposed Residential	11
Under Construction	None
Other Uses	None
Proportion Residential of all Uses	None
<p>Data Source: Uniform Database Date: 24/02/2017</p>	

**Premises within 75 metres of: Five Guys, Trocadero
13 Coventry Street**

p / n	Name of Premises	Premises Address	Licensed Hours
22194	The Comedy Store	Ground Floor Right Haymarket House 1A Oxendon Street London SW1Y 4EE	Sunday 09:00 - 01:00 Monday to Saturday 09:00 - 05:00
-23301	Yo! Sushi	Unit 34a Trocadero 13 Coventry Street London W1D 7AB	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-21284	Ripley's Believe It Or Not!	The London Pavillion 1 Piccadilly London W1J 0DA	Monday to Sunday 10:00 - 00:00
3708	Aberdeen Steak House	21-22 Coventry Street London W1D 7AE	Sunday 10:00 - 00:00 Monday to Saturday 10:00 - 01:00 Sundays before Bank Holidays 10:00 - 01:00
12436	Rainforest Cafe	20-24 Shaftesbury Avenue London W1D 7EU	Sunday 09:00 - 03:00 Monday to Saturday 09:00 - 03:30
-18145	District	Basement 21 Rupert Street London W1D 7PJ	Monday to Sunday 09:00 - 03:00
-8172	Caffe Concerto	45 Haymarket London SW1Y 4SE	Monday to Sunday 08:00 - 23:30
-950	TGI Fridays	25-29 Coventry Street London W1D 7AG	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:30 Sundays before Bank Holidays 12:00 - 01:00
2782	Ed's Easy Diner	Unit 34B Trocadero 19 Rupert Street London W1D 7PN	Sunday 10:00 - 00:00 Monday to Saturday 10:00 - 00:30
3166	Biagio's	Unit F1 Basement Trocadero 13 Coventry Street London W1D 7DH	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30

5483	Bubba Gump Shrimp Co.	Basement To First Floor Unit 75 Trocadero 13 Coventry Street London W1D 7AB	Friday to Saturday 09:00 - 00:00 Sundays before Bank Holidays 09:00 - 00:00 Sunday 09:00 - 22:30 Monday to Thursday 09:00 - 23:30
16217	Picturehouse Central	Trocadero 13 Coventry Street London W1W 7DH	Monday to Sunday 00:00 - 23:59
17208	Golden Nugget Casino	22-32 Shaftesbury Avenue London W1D 7EU	Monday to Saturday 10:00 - 06:30 Sunday 12:00 - 06:30
25031	Platinum Lace Gentleman's Club	Unit 33 Trocadero 13 Coventry Street London W1D 7AB	Sunday 15:00 - 03:30 Monday to Saturday 15:00 - 06:30

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City of Westminster

Licensing Sub-Committee Report

Agenda Item 3

Item No:	
Date:	4 th April 2017
Licensing Ref No:	17/01070/LIPV - Premises Licence Variation
Title of Report:	New Fook Lam Moon Basement And Ground Floor 10 Gerrard Street London W1D 5PW
Report of:	Director of Public Protection and Licensing
Wards involved:	St James's
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Heidi Lawrance Senior Licensing Officer
Contact details	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	1 February 2017		
Applicant:	Shaftsbury Chinatown Limited		
Premises:	New Fook Lam Moon		
Premises address:	Basement And Ground Floor 10 Gerrard Street London W1D 5PW	Ward:	St James's
		Cumulative Impact Area:	West End
Premises description:	The premises is currently operating as a Restaurant.		
Variation description:	<p>The premises is currently licensed under premises licence ref: 17/00361/LIPT. The application proposes to vary the existing licence as follows:</p> <p><u>Part A</u></p> <p>Changes in layout as shown on the amended plans. The changes include:</p> <ol style="list-style-type: none"> 1. Replacement of basement seating area with kitchen and other back of house areas. 2. Removal of kitchen areas and changes to seating layout on ground floor 3. Introduction of seating on the first floor <p><u>Part B</u></p> <p>Extension of terminal hour for licensable activities to 01:00am Monday to Sunday.</p> <p><u>Part C</u></p> <p>Impose model conditions following pre-application advice from the Environmental Health Consultation Team 16/11510/PREAPM:</p> <p>The application is submitted in conjunction with an application in respect of 12 Macclesfield Street to ensure no addition to the cumulative impact in the West End Cumulative Impact Area. This was the subject of a Minor Variation application which has removed the second floor</p>		

	of the Premises Licence and has been granted under Delegated Authority.
Premises licence history:	The premises has been licensed since July 2005
Applicant submissions:	None Submitted.

1-B Current and proposed licensable activities, areas and hours						
Late night refreshment						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	00:30	23:00	01:00	See Plan at Appendix 1.	See amended plans at Appendix 1.
Tuesday	23:00	00:30	23:00	01:00		
Wednesday	23:00	00:30	23:00	01:00		
Thursday	23:00	00:30	23:00	01:00		
Friday	23:00	00:30	23:00	01:00		
Saturday	23:00	00:30	23:00	01:00		
Sunday	23:00	00:00	23:00	01:00		
Seasonal variations/ Non-standard timings:	Current: No current seasonal variation/non-standard timing.				Proposed: End of permitted hours on New Years Eve to start of permitted hours on New Years Day.	

Sale by Retail of Alcohol						
On or off sales		Current :			Proposed:	
		Both			Both	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:00	10:00	01:00	See Plan at Appendix 1.	See amended plans at Appendix 1.
Tuesday	10:00	00:00	10:00	01:00		
Wednesday	10:00	00:00	10:00	01:00		
Thursday	10:00	00:00	10:00	01:00		
Friday	10:00	00:00	10:00	01:00		
Saturday	10:00	00:00	10:00	01:00		
Sunday	12:00	23:30	12:00	01:00		
Seasonal variations/ Non-standard timings:	Current: End of permitted hours on New Years Eve to start of permitted hours on New Years Day.				Proposed: End of permitted hours on New Years Eve to start of permitted hours on New Years Day.	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:30	10:00	01:00	See Plan at Appendix 1.	See amended plans at Appendix 1.
Tuesday	10:00	00:30	10:00	01:00		
Wednesday	10:00	00:30	10:00	01:00		
Thursday	10:00	00:30	10:00	01:00		
Friday	10:00	00:30	10:00	01:00		
Saturday	10:00	00:30	10:00	01:00		
Sunday	12:00	00:00	12:00	01:00		
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	End of permitted hours on New Years Eve to start of permitted hours on New Years Day.				End of permitted hours on New Years Eve to start of permitted hours on New Years Day.	

1-C Layout alteration
<p>Changes in layout as shown on the amended plans at Appendix 1. The changes include:</p> <ol style="list-style-type: none"> 1. Replacement of basement seating area with kitchen and other back of house areas. 2. Removal of kitchen areas and changes to seating layout on ground floor 3. Introduction of seating on the first floor

1-D Conditions being varied, added or removed	
Condition	Proposed variation
<p>Condition 9:</p> <p>Alcohol may be sold or supplied:</p> <ol style="list-style-type: none"> (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 10:00 to 00:00. (b) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12:00 to 23:30 (c) On Christmas Day: 12:00 to 22:30; (d) On New Year's Eve, except on a Sunday, 11:00. to 23:00; (e) On New Year's Eve on a Sunday, 12:00 to 22:30 	<p>To be deleted</p>

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

NOTE - The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (b) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (f) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (g) the taking of alcohol from the premises by a person residing there;

<p>(h) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;</p> <p>(i) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.</p> <p>In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.</p>	
<p><u>Condition 10:</u></p> <p>Alcohol shall not be sold or supplied unless the premises have been structurally and bona fide used, or intended to be used, for the purposes of habitually providing the customary main meal at midday or in the evening, or both, for the accommodation of persons frequenting the premises.</p>	<p>To be deleted</p>
<p><u>Condition 11:</u></p> <p>Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.</p>	<p>To be deleted</p>
<p><u>Condition 12:</u></p> <p>Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available with or otherwise as an ancillary to meals served in the licensed premises.</p>	<p>To be deleted</p>

<p><u>Condition 13:</u></p> <p>The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.</p>	<p>To be added</p>
<p><u>Condition 14:</u></p> <p>Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.</p>	<p>To be added</p>
<p><u>Condition 15:</u></p> <p>The number of persons permitted in the premises at any one time (excluding staff) shall not exceed: Ground floor 70 persons; First floor 70 persons</p>	<p>To be added</p>
<p><u>Condition 16:</u></p> <p>The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered 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 and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.</p>	<p>To be added</p>
<p><u>Condition 17:</u></p> <p>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 is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested</p>	<p>To be added.</p>

<p><u>Condition 18:</u></p> <p>No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.</p>	<p>To be added.</p>
<p><u>Condition 19:</u></p> <p>Loudspeakers shall not be located in the entrance lobby or outside the premises building.</p>	<p>To be added.</p>
<p><u>Condition 20:</u></p> <p>There shall be no sales of alcohol for consumption off the premises after 23.00</p>	<p>To be added.</p>
<p><u>Condition 21:</u></p> <p>All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises</p>	<p>To be added.</p>
<p><u>Condition 22:</u></p> <p>Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.</p>	<p>To be added.</p>
<p><u>Condition 23:</u></p> <p>Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.</p>	<p>To be added.</p>
<p><u>Condition 24:</u></p> <p>All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.</p>	<p>To be added.</p>
<p><u>Condition 25:</u></p> <p>The supply of alcohol shall be by waiter or waitress service only.</p>	<p>To be added.</p>

<p><u>Condition 26:</u></p> <p>During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business</p>	<p>To be added.</p>
<p><u>Condition 27:</u></p> <p>A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.</p>	<p>To be added.</p>
<p><u>Condition 28:</u></p> <p>An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:</p> <ul style="list-style-type: none"> (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received concerning crime and disorder (d) any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in the CCTV system, searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service. 	<p>To be added.</p>
<p><u>Condition 29:</u></p> <p>There shall be no sales of hot food or hot drink for consumption off the premises after 23.00.</p>	<p>To be added.</p>

<u>Condition 30:</u>		To be added.
Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.		
<u>Condition 31:</u>		
No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.		To be added.
<u>Condition 32:</u>		To be added.
Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where the premises layout has changed during the course of construction, new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.		
Adult entertainment:	Current position:	Proposed position:
	Not applicable	Not applicable

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Consultation Team
Representative:	Ms Nicola Curtis
Received:	16 th February 2017
<p>The premises are located within the West End Cumulative Impact Area as defined within the City of Westminster Statement of Licensing Policy.</p> <p>The applicant has submitted the following plans for the premises:</p> <ul style="list-style-type: none"> ◆ Licensing Plans: drawing number 21996-L01, Dated January 2017 <p>This representation is based on the plans and Operating Schedule submitted.</p>	

The applicant is seeking the following variations:

1. To change the layout of the premises in accordance with the submitted plans; this includes the addition of the first floor of the premises to the licensed area, and removal of the licensed area from the basement.
2. To extend the terminal hour to 0100 Monday to Sunday for licensable activities namely Regulated Entertainment, Late Night Refreshment and the Supply of Alcohol both 'on' and 'off' the premises.
3. To add, amend and remove conditions from the existing licence.

I wish to make the following representations in relation to the above application:

1. Any alterations to the premises are required to be inspected by the Council's Environmental Health Service to confirm that they are satisfied that the premises are suitable, in relation to addressing the licensing objectives of Public Safety and Prevention of Public Nuisance.
2. The applicant sought pre-application advice prior to making this application. Within my report I advised that although this proposal is technically against Policy CIP1, this premises already benefits from hours longer than core hours, and policy RNT2 recognises that appropriately conditioned restaurants have little association with crime and disorder or public nuisance up until 0100 hours. Appropriate conditions have been proposed by the applicant.
3. The applicant sought pre-application advice prior to making this application. The changes to the conditions are in accordance with this advice, with one exception as detailed below:

Within my pre-application report I advised the applicant that to address Public Nuisance and Public Safety concerns a 'works' condition as detailed below should be included in an application:

The variation of this premises licence to include the (state the works requested and plans reference) will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from this licence by the licensing authority.

Although all other conditions were amended or included as suggested, this key condition was omitted, I believe in error. If the applicant were to amend the operating schedule to include this condition, this would help address my concerns.

The granting of the variation where representation is made, as currently presented, would have the likely effect of causing an increase of Public Nuisance in the West End Cumulative Impact Area and may impact upon Public Safety.

Following the agreement of conditions Environmental Health have since withdrawn their representation.

Responsible Authority:	Metropolitan Police Service
Representative:	PC Michael Day
Received:	22 nd February 2017

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a responsible authority, are making a representation. It is our belief that if granted the application would undermine the Licensing Objectives.

The venue is situated within the West End Cumulative Impact Area, a locality where this is traditionally high crime and disorder but I believe this application may cause further policing problems in the area.

3. Policy & Guidance

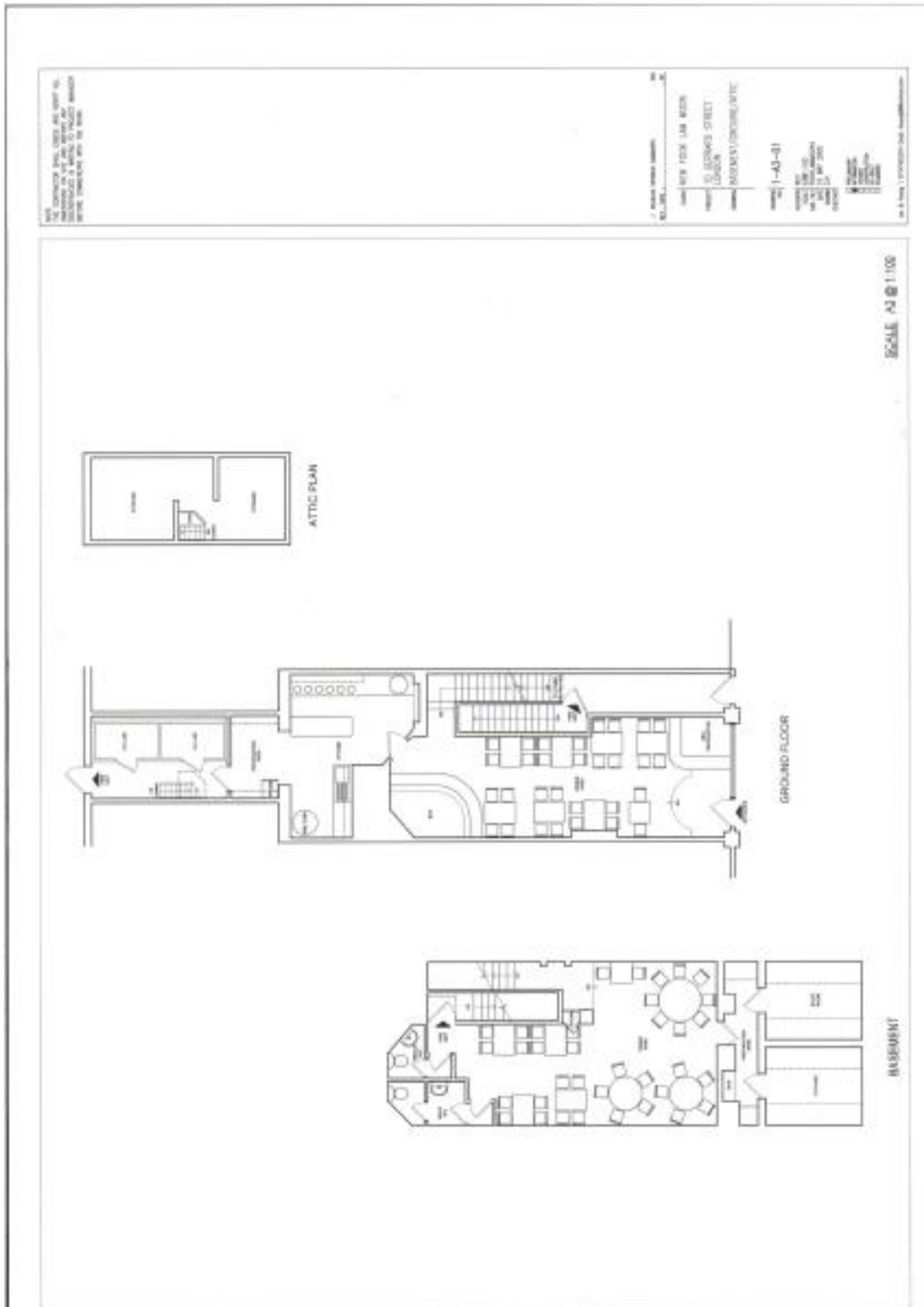
The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy CIA1 applies	<p>(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.</p>
Policy HRS1 applies:	<p>(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.</p>

4. Appendices

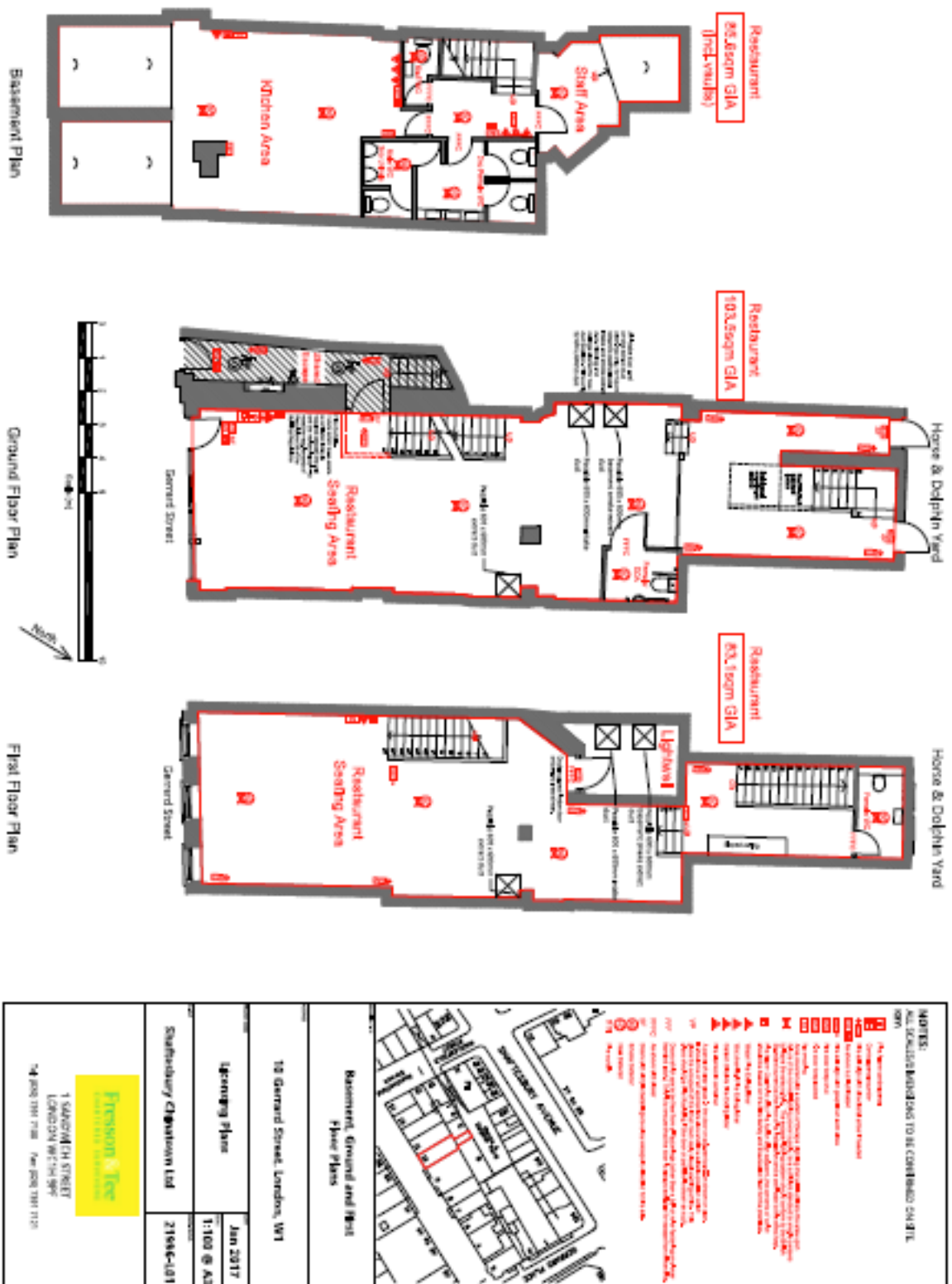
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Miss Heidi Lawrance Senior Licensing Officer	
Contact:	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk	
If you have any queries about this report or wish to inspect one of the background papers please contact the report author.		
Background Documents – Local Government (Access to Information) Act 1972		
1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application form	1 st February 2017
5	Representation – Environmental Health	16 th February 2017
6	Representation – MET Police	22 nd February 2017

Premises Plans - Current



Premises Plan – Proposed



Applicant Supporting DocumentsThomas & Thomas
Partners LLP

Your ref: 17/01070/LIPV
Our ref: AT/SHA.30.1

38a Monmouth Street
London WC2H 9EP
tel: 020 7042 0410
fax: 020 7379 6618

FAO Jessica Donovan
Licensing
Westminster City Council ☒
City Hall,
64 Victoria Street,
London SW1E 6QP

By email: jdonovan@westminster.gov.uk
licensing@westminster.gov.uk

24 March 2017

Dear Sirs

**Application to Vary a Premises Licence
10 Gerrard Street London 17/01070/LIPV**

We refer to our client's application and the Licensing Sub-Committee hearing scheduled 4 April 2017. We would be grateful for Member's consideration of this letter before the hearing.

The application is submitted in accordance with recent planning consent and pre application advice reference 16/11510/PREAPM. As a result, the Environmental Health Consultation Team have withdrawn their representation. Only representations from the Police and Licensing Authority remain.

The application was submitted in conjunction with a minor variation application submitted in respect of 12 Macclesfield Street. Our client is the freehold owner of both premises.

The applications involve:

- The reduction in licensable area in respect of 12 Macclesfield Street, which has an existing premises licence authorising licensable activities until 01:00hrs. The effect is a reduction of capacity of 40 persons.
- A reconfiguration of the licensable areas in 10 Gerrard Street resulting in an increase in capacity of approximately 34 persons and an extension in hours to 01:00hrs.
- **The net reduction in capacity of 6 persons in the Cumulative Impact Area.**
- The **addition of updated model licence** conditions to both licences (including MC38 and MC39).

Yours faithfully

Thomas & Thomas-Partners LLP

Thomas & Thomas Partners LLP is a limited liability partnership registered in England & Wales under number OC363873. A list of members is available for inspection at our registered office at 38a Monmouth Street, London WC2H 9EP. Thomas & Thomas Partners LLP is regulated by the Solicitors Regulation Authority under number 561362.

Trading name of business and address: 10 Gerrard Street, W1D 5PW & 12 Macclesfield Street, W1D 5BP		
Reference Number if Applicable: 16/11510/PREAPM		
Licences: 06/09119/WCCMAP & 16/01941/LIPDPS	Applicant/solicitor: Jack Spiegler /Thomas & Thomas Partners LLP	Cumulative Impact Area: Yes – West End
Type of Business: Restaurants		
<p>Pre application advice purpose: Both premises are being redeveloped. Advice has been requested regarding changes to the licensed areas and changes to licensed hours and conditions.</p> <p>Issues discussed and actions taken:</p> <p>Various office and site meetings with Nicola Curtis (Environmental Health Enforcement Officer), Alan Lynagh (District Surveyor) and Alex Doyle (Apprentice District Surveyor) were conducted.</p> <p>Proposal and Licensing Position:</p> <p>The current licence for 10 Gerrard Street (06/09119/WCCMAP) authorises the following licensable activities across the Basement and Ground floors of the premises:</p> <p><i>Playing of Recorded Music – unrestricted</i> <i>Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit – unrestricted</i> <i>Late Night Refreshment – Monday to Saturday 2300 to 0030 hours, Sunday 2300 to 0000 hours</i> <i>Sale by Retail of Alcohol ‘on’ and ‘off’ the premises Monday to Saturday 1000 to 0000 hours and Sunday 1200 to 2330 hours</i></p> <p>The current licence for 12 Macclesfield Street (16/01941/LIPDPS) authorises the following licensable activities across the basement (back of house), ground, first and second floors of the premises:</p> <p><i>Exhibition of a Film – Monday to Sunday 1200 to 2330 hours</i></p>		

Performance of Live Music - Monday to Sunday 1200 to 2330 hours
Playing of Recorded Music – unrestricted
Provision of facilities for entertainment of a similar description to making music or dancing - Monday to Sunday 1200 to 2300 hours
Anything of a similar description to Live Music or Recorded Music Monday to Sunday 1200 to 2330 hours
Late Night Refreshment – Monday to Saturday 2300 to 0030 hours, Sunday 2300 to 0000 hours
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit – unrestricted
Sale by Retail of Alcohol 'on' the premises – Monday to Sunday 1200 to 0100 hours

There are no capacity figures on either licence, save for a restriction of 40 persons on the 2nd floor of 12 Macclesfield Street.

Advice is sought regarding the following proposals:

- Change the layouts of each of the two premises.
- Add the first floor of 10 Gerrard Street to the licensed area, and remove the licensed area from the basement level. A capacity of 70 persons is proposed on each of the ground and first floors, making 140 persons in total.
- Remove the 2nd floor from the licensed area at 12 Macclesfield Street, and introduce capacities of 40 persons on the ground floor and 60 persons on the first floor, making 100 persons in total.
- Extend the terminal hour for licensable activities at 10 Gerrard Street to 0100 Monday to Sunday.

The applicant has calculated that the above proposals would, given the current lack of fixed capacities on the two licences, lead to a reduction of at least 6 persons from the West End Cumulative Impact Area:

- *plus 70 on 10 Gerrard Street first floor*
- *minus 36 in 10 Gerrard Street basement (based on current layout)*
- *minus 40 on 12 Macclesfield Street second floor*
- *equals a reduction of 6 persons in the West End cumulative impact area.*

Plans (dated January 2017, drawing numbers 21996-L01 (10 Gerrard Street) and 22511-L01 (12 Macclesfield Street) have been submitted with the pre-application request. **Technical advice has been issued by the District Surveyor separately from this report.**

Sanitary provision - 10 Gerrard Street

The plans show the following sanitary provisions at the premises

- 1 Male WC and 1 urinals
- 3 Female WCs
- At basement level 3 hand wash basins are in a shared male/female lobby – **this area should be covered by CCTV and be proactively monitored.**
- 1 self-contained DDA facility
- 1 staff WC

Sanitary provision - 12 Macclesfield Street

The plans show the following sanitary provisions at the premises

- 1 Male WC and 1 urinals
- 3 Female WCs
- 1 staff WC

12 Macclesfield Street 16/01941/LIPDPS

The proposal to vary the layout, remove the 2nd floor from the licensed area, and add capacity figures could be considered appropriate to submit as a minor variation – subject to the removal, addition and variation of conditions as detailed below:

Amend Licence Condition 10

TO: MC38 The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.

Amend Licence Condition 11

TO: MC41 Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.

Amend Licence Condition 14

TO: MC01 The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered 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 and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.

Amend Licence Condition 16

TO: The number of persons permitted in the premises at any one time (excluding staff) shall not exceed: Ground floor 40 persons; First floor 60 persons

Remove Licence Conditions 12, 15, 17, 18, 19, 20, 21, 22, 23, 27 and 28

Amend Licence Condition 24

TO: MC12 No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Amend Licence Condition 25

TO: MC14 All windows and external doors shall be kept closed after 21:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.

Amend Licence Condition 26

TO: MC11 A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.

Add New Conditions:

MC02 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 is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

MC13 Loudspeakers shall not be located in the entrance lobby or outside the premises building.

MC21 Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

MC23 Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

MC34 All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

MC39 The supply of alcohol shall be by waiter or waitress service only.

MC42 During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.

MC47 A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

MC49 An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received concerning crime and disorder (d) any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in the CCTV system, searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.

MC56 There shall be no sales of hot food or hot drink for consumption off the premises after 23.00.

MC57 Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.

MC82 The variation of this premises licence (state the licensing reference number) to include the (state the works requested and plans reference) will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from this licence by the licensing authority.

MC87 No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.

The terminal hour for the supply of alcohol on New Year's Eve shall be extended to the start of permitted hours on New Year's Day.

10 Gerrard Street (06/09119/WCCMAP)

The premises are located within the West End Cumulative Impact Area (CIA) and therefore **WCC Policies HRS1, CIP1 and RNT2 apply.**

Currently these premises (and those at 12 Macclesfield Street) could potentially attract an unspecified and unrestricted number of people to the West End CIA. This proposal will limit by condition the number of people coming to the two premises to no more than 240 persons overall. This goes towards addressing cumulative impact concerns.

The proposal also seeks to increase the terminal hour at 10 Gerrard Street to 0100 hours for all licensable activities. Although this is technically against Policy CIP1, this premises already benefits from hours longer than core hours, and policy RNT2 recognises that appropriately conditioned restaurants have little association with crime and disorder or public nuisance up until 0100 hours.

The proposal to vary the layout, add the first floor of 10 Gerrard Street to the licensed area, and remove the licensed area from the basement level, add capacity figures, and extend the terminal hour for licensable activities to 0100 Monday to Sunday should be submitted as a full variation with the recommended removal, addition and variation of conditions as detailed below:

Amend Licence Condition 4

TO: MC38 The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.

Amend Licence Condition 5

TO: MC41 Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.

Remove Licence Conditions 6 and 7

Add New Conditions:

The number of persons permitted in the premises at any one time (excluding staff) shall not exceed: Ground floor 70 persons; First floor 70 persons

MC01 The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered 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 and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.

MC02 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 is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

MC12 No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

MC13 Loudspeakers shall not be located in the entrance lobby or outside the premises building.

MC16 There shall be no sales of alcohol for consumption off the premises after 23.00

MC17 All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.

MC21 Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

MC23 Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

MC34 All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

MC39 The supply of alcohol shall be by waiter or waitress service only.

MC42 During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.

MC47 A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

MC49 An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received concerning crime and disorder (d) any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in the CCTV system, searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.

MC56 There shall be no sales of hot food or hot drink for consumption off the premises after 23.00.

MC57 Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.

MC82 The variation of this premises licence (state the licensing reference number) to include the (state the works requested and plans reference) will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from this licence by the licensing authority.

MC87 No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.

The terminal hour for the supply of alcohol on New Year's Eve shall be extended to the start of permitted hours on New Year's Day.

Conclusions

If my advice is incorporated into the respective applications, and model conditions are included then Westminster Licensing Policy will be met, and the licensing objectives of Public Safety, Prevention of Public Nuisance, Protection of Children from Harm and Prevention of Crime and Disorder will be addressed.

As part of the application process it is advised that the other responsible authorities will also need to assess the proposals and may wish to make additional comments.

Please note that any advice given will not guarantee that your application will be granted by the Licensing Service and the Environmental Health Consultation Team may still choose to make a representation to the application submitted.

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
06/09119/WCCMAP	New Premises Licence	20.07.2005	Granted under Delegated Authority
17/00361/LIPT	Transfer of Premises Licence	10.02.2017	Granted under Delegated Authority

There is no appeal history

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE AND CONDITIONS PROPOSED BY A PARTY TO THE HEARING

When determining an application to vary a premises licence under the provisions of the Licensing Act 2003, the licensing authority must, unless it decides to reject the application, grant the licence subject to the conditions which are indicated as mandatory in this schedule.

At a hearing the licensing authority may, in addition, and having regard to any representations received, grant the licence subject to such conditions which are consistent with the operating schedule submitted by the applicant as part of their application, or alter or omit these conditions, or add any new condition to such extent as the licensing authority considers appropriate for the promotion of the licensing objectives.

This schedule lists those conditions which are consistent with the operating schedule, or proposed as appropriate for the promotion of the licensing objectives by a responsible authority or an interested party as indicated. These conditions have not been submitted by the licensing service but reflect the positions of the applicant, responsible authority or interested party and have not necessarily been agreed

Conditions: On Current Licence -

Mandatory:

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (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 a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (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.
7. 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.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

8(i) 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.

8(ii) For the purposes of the condition set out in paragraph 8(i) above -

- (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.

- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above 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.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above 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.

Condition 9 to be removed

9. Alcohol may be sold or supplied:

- (g) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 10:00 to 00:00.
- (h) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12:00 to 23:30
- (i) On Christmas Day: 12:00 to 22:30;
- (j) On New Year's Eve, except on a Sunday, 11:00. to 23:00;
- (k) On New Year's Eve on a Sunday, 12:00 to 22:30
- (l) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

- (j) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (k) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (l) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (m) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (n) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (o) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (p) the taking of alcohol from the premises by a person residing there;

- (q) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (r) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

Condition 10 to be removed:

- 10. Alcohol shall not be sold or supplied unless the premises have been structurally and bona fide used, or intended to be used, for the purposes of habitually providing the customary main meal at midday or in the evening, or both, for the accommodation of persons frequenting the premises.

Condition 11 to be removed:

- 11. Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

Condition 12 to be removed:

- 12. Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available with or otherwise as an ancillary to meals served in the licensed premises.

Annex 2 – Conditions consistent with the operating Schedule

None

Annex 3 – Conditions attached after a hearing by the licensing authority

None

Conditions to be added:

Condition 13 to replace condition 11

- 13. The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.

Condition 14 to replace condition 12

14. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
15. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed: Ground floor 70 persons; First floor 70 persons
16. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered 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 and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
17. 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 is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
18. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
19. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
20. There shall be no sales of alcohol for consumption off the premises after 23.00.
21. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
22. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
23. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
24. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
25. The supply of alcohol shall be by waiter or waitress service only.
26. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected

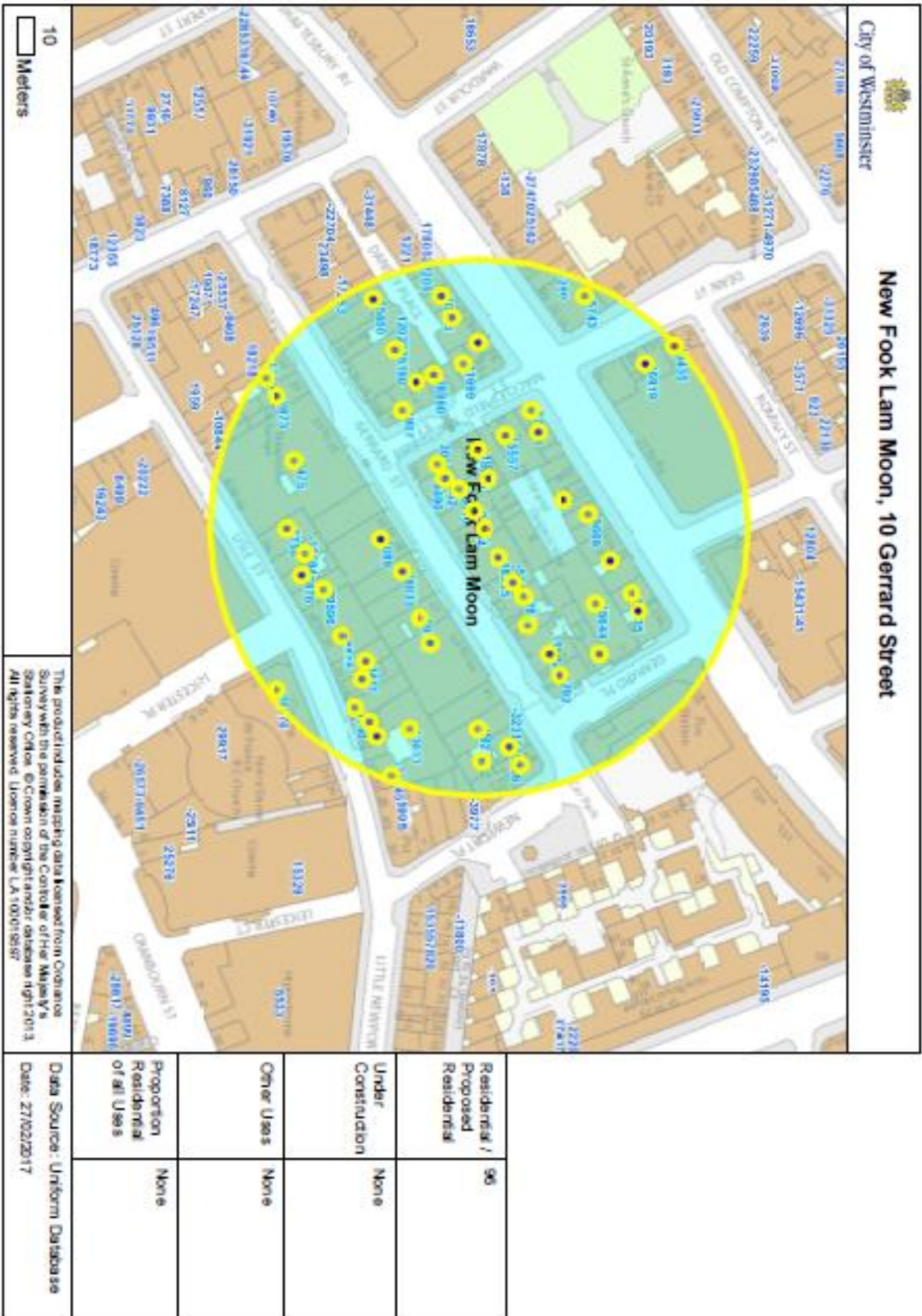
and stored in accordance with the approved refuse storage arrangements by close of business.

27. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
28. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
29. There shall be no sales of hot food or hot drink for consumption off the premises after 23.00.
30. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
31. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
32. Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where the premises layout has changed during the course of construction, new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.

Conditions proposed by Environmental Health:

33. The variation of this premises licence to include the (state the works requested and plans reference) will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from this licence by the licensing authority.

Residential Map and List of Premises in the Vicinity



Premises within 75 metres of: New Fook Lam Moon, Basement and Ground Floor 10 Gerrard Street

p / n	Name of Premises	Premises Address	Licensed Hours
1292	Wan Chai Corner Chinese Restaurant	Tang House 3 Gerrard Street London W1D 5PD	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
3089	Golden Phoenix	37-38 Gerrard Street London W1D 5QB	Monday to Saturday 10:00 - 02:00 Sunday 12:00 - 01:00
7362	Experimental Cocktail Club	First Floor And Second Floor 13 Gerrard Street London W1D 5PS	Sunday 09:00 - 02:00 Sundays before Bank Holidays 09:00 - 02:30 Monday to Saturday 09:00 - 03:30
10945	Pho & Bun	76 - 78 Shaftesbury Avenue London W1D 6NG	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
13813	Imperial China	Wheeler House 25A Lisle Street London WC2H 7BA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
21699	Rasa Sayang Restaurant	5 Macclesfield Street London W1D 6AY	Monday to Saturday 11:00 - 00:00 Sunday 11:00 - 23:30
29236	Not Recorded	Basement To First Floor 47 Gerrard Street London W1D 5QJ	Sunday to Thursday 10:00 - 01:00 Friday to Saturday 10:00 - 02:00
29596	Super Star Chinese Restaurant	17 Lisle Street London WC2H 7BE	Monday to Thursday 10:00 - 01:00 Friday to Saturday 10:00 - 02:00 Sunday 12:00 - 01:00
30410	The Canton Chinese Restaurant	11 Newport Place London WC2H 7JR	Monday to Thursday 10:00 - 01:00 Friday to Saturday 10:00 - 02:00 Sunday 12:00 - 01:00
-32315	Joy Luck	Basement To First Floor 47 Gerrard Street London W1D 5QJ	Sunday to Thursday 10:00 - 01:00 Friday to Saturday 10:00 - 02:00
-28860	Leong's Legend	4 Macclesfield Street London W1D 6AX	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-26645	Leong's Legend II	26-27 Lisle Street London WC2H 7BA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-26376	Prince Charles Cinema	Ground Floor And Basement Charles House 7 Leicester Place London WC2H 7BP	Sunday to Thursday 09:00 - 03:00 Friday to Saturday 09:00 - 07:00
-23260	Young Cheng Restaurant	22 Lisle Street London WC2H 7BA	Sunday 10:00 - 00:00 Monday to Thursday 10:00 - 00:30 Friday to Saturday 10:00 - 01:00
-18584	Tao Tao Ju	15 Lisle Street London WC2H 7BE	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00

-18545	New Loon Moon	9 Gerrard Street London W1D 5PN	Monday to Sunday 10:30 - 20:00
-14635	Nusa Dua Restaurant	118-120 Shaftesbury Avenue London W1D 5EP	Friday to Saturday 11:30 - 00:00 Sunday to Thursday 11:30 - 23:30
-13817	New China	48 Gerrard Street London W1D 5QL	Monday to Wednesday 10:00 - 00:00 Thursday to Saturday 10:00 - 01:00 Christmas Day 10:00 - 01:00 Good Friday 10:00 - 01:00 New Year's Day 10:00 - 01:00 Christmas Day 12:00 - 01:00 Good Friday 12:00 - 01:00 New Year's Day 12:00 - 01:00 Sunday 12:00 - 23:00
-13562	Royal Dragon Chinese Restaurant	30 Gerrard Street London W1D 6JS	Monday to Sunday 09:00 - 03:00 Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-10466	New Loon Fung Chinese Restaurant	Above Floor 42-44 Gerrard Street London W1D 5QG	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-5743	Preto	71-73 Shaftesbury Avenue London W1D 6LN	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-2873	Loon Tao Chinese Restaurant	31 Gerrard Street London W1D 6JT	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-1140	Beijing Dumplings	Basement And Ground Floor 23 Lisle Street London WC2H 7BA	Monday to Saturday 10:00 - 03:00 Sunday 12:00 - 03:00
1807	Lotus Garden	1-2 Macclesfield Street London W1D 5BP	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
6870	Manchurian Legends	16 Lisle Street London WC2H 7BE	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
12022	Dumplings' Legend	Basement To First Floor 15 - 16 Gerrard Street London W1D 6JB	Monday to Saturday 10:00 - 03:00 Sunday 12:00 - 00:00
16919	Gerry's Club	Basement 52-53 Dean Street London W1D 5BJ	Monday to Saturday 10:00 - 03:30 Sunday 12:00 - 23:00
18644	New World Restaurant	Basement To Third Floor And Fourth Floor Rear 1 Gerrard Place London W1D 5PA	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 01:00
25160	Opium Dim Sum Parlour	Ground Floor Entrance And Second Floor To Fourth Floor 15 - 16 Gerrard Street London W1D 6JB	Sunday 12:00 - 00:00 Monday to Saturday 12:00 - 03:00
27281	Crispin's Food & Wine	90 - 92 Shaftesbury Avenue London W1D 5EA	Monday to Sunday 08:00 - 05:00

28833	Suki	39 Gerrard Street London W1D 5QD	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
29197	Lido Chinese Restaurant	41 Gerrard Street London W1D 5QF	Monday to Thursday 10:00 - 00:30 Friday to Saturday 10:00 - 02:00 Sunday 12:00 - 00:00
-27247	New Fook Lam Moon	Basement And Ground Floor 10 Gerrard Street London W1D 5PW	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-18826	Feng Shui Inn	4-5 Gerrard Street London W1D 5PF	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-18084	Maotai Kitchen	Basement And Ground Floor 12 Macclesfield Street London W1D 5BP	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 01:00
-16166	Loon Fung Supermarket	Ground Floor 42-44 Gerrard Street London W1D 5QG	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
-9669	Shibuya Soho	110 Shaftesbury Avenue London W1D 5EJ	Monday to Sunday 10:00 - 23:00
-9490	Far East Restaurant	Ground Floor 13 Gerrard Street London W1D 5PS	Monday to Sunday 23:00 - 05:00
-6815	See Woo Supermarket	Ground Floor 18-20 Lisle Street London WC2H 7BA	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
-5516	Haozhan Restaurant	Basement To First Floor 8 Gerrard Street London W1D 5PJ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-3411	Mr Kong Chinese Restaurant	21 Lisle Street London WC2H 7BA	Monday to Saturday 10:00 - 03:00 Sunday 12:00 - 03:00
-2841	Oversea	Ground Floor 7 Gerrard Street London W1D 5PH	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
5756	Hong Kong Buffet	Ground Floor To First Floor 14 Lisle Street London WC2H 7BE	Monday to Saturday 10:00 - 03:30 Sunday 11:00 - 03:00
9475	China Exchange	Gerrard Building 32-35 Gerrard Street London W1D 6JA	Monday to Sunday 10:00 - 22:00
15435	Golden Lion Public House	51 Dean Street London W1D 5BH	Friday to Saturday 07:00 - 00:00 Sunday 07:00 - 00:00 Monday to Saturday 07:00 - 00:30 Sunday 07:00 - 23:00 Monday to Thursday 07:00 - 23:30
15557	De Hems Public House	11 Macclesfield Street London W1D 5BW	Sunday 07:00 - 00:00 Monday to Saturday 07:00 - 00:30
24264	Little Four Seasons	Basement To First Floor 11 Gerrard Street London W1D 5PP	Monday to Saturday 11:00 - 00:00 Sunday 11:00 - 01:00

25400	Little Penang	Ground Floor 18 Gerrard Street London W1D 6JF	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
28010	Four Seasons	12 Gerrard Street London W1D 5PR	Monday to Sunday 09:00 - 03:30
29277	Real Beijing Restaurant	46 Gerrard Street London W1D 5QH	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
30692	Oriental Delight	14 Gerrard Street London W1D 5PT	Sunday 11:00 - 22:30 Monday to Saturday 11:00 - 23:00

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Item No:	
Date:	4 th April 2017
Licensing Ref No:	17/00773/LIPN - New Premises Licence
Title of Report:	Jewel Of London - Passenger Vessel Millbank Millennium Pier Millbank London SW1P 4QP
Report of:	Director of Public Protection and Licensing
Wards involved:	Vincent Square
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Heidi Lawrance Senior Licensing Officer
Contact details	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	23 January 2017		
Applicant:	London Party Boats Ltd		
Premises:	Jewel Of London - Passenger Vessel		
Premises address:	Millbank Millennium Pier Millbank London SW1P 4QP	Ward:	Vincent Square
		Cumulative Impact Area:	None.
Premises description:	<p>The premises is a 'Party Boat' operating on the River Thames, departing on different dates and times from different Piers and Boroughs. At the end of each day the vessel will return to Millbank Pier where it will moor overnight.</p> <p>This application was scheduled to be considered by Licensing Sub-Committee on 23rd March 2017. However, the Metropolitan Police were made aware of an incident involving the applicant on 22nd March but had limited information as to the circumstances.</p> <p>As this incident involved the applicant it was agreed that the application would be adjourned so that matters could be investigated further.</p>		
Premises licence history:	This is an application for a new premises licence.		
Applicant submissions:	None submitted.		

1-B Proposed licensable activities and hours							
Live Music:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:				None applied for.			

Recorded Music:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:		None applied for.					

Performance of Dance:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:		None applied for.					

Anything of a Similar Description:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:		None applied for.					

Late Night Refreshment:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	03:00
Seasonal variations/ Non-standard timings:		None applied for.					

Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:		None applied for.					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00

Seasonal variations/ Non-standard timings:	None applied for.
Adult Entertainment:	Not Applicable

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police Service
Representative:	PC Bryan Lewis
Received:	9 th February 2017
<p>With reference to the above application I am writing to inform you that the Police, as a Responsible Authority, object to your application for a new premises licence as it is our belief that if granted the application may undermine the Licensing Objectives contained in the 2003 Licensing Act.</p> <p>Our objections relate to the follow:</p> <p>No licence conditions have been proposed to promote the licensing objectives.</p> <p>The hours sought for the sale of alcohol are beyond Westminster City Council core hours as defined by the WCC Statement of Licensing Policy 2016.</p> <p>More information is required to assess this application.</p> <p><i>Please see Appendix 6 for additional MET Police submissions.</i></p>	
Responsible Authority:	Environmental Health Consultation Team
Representative:	Ms Nicola Curtis
Received:	3 rd February 2017
<p>The applicant has submitted the following undated plan for the premises:</p> <ul style="list-style-type: none"> ◆ Jewel of London <p>This representation is based on the plans and Operating Schedule submitted.</p> <p>The applicant is seeking the following licensable activities:</p> <ol style="list-style-type: none"> 1. The provision of Regulated Entertainment both indoors and outdoors Monday to Sunday 0700 to 0100 hours comprising: <ol style="list-style-type: none"> a. Live Music 	

- b. Recorded Music
- c. Performance of Dance
- d. Provision of anything of a similar description to live music, recorded music or performances of dance

2. The provision of Late Night Refreshment both indoors and outdoors Monday to Sunday 2300 to 0300 hours

3. The Supply of Alcohol both 'on' and 'off' the premises Monday to Sunday 0700 to 0100 hours

I wish to make the following representations in relation to the above application:

1. The provision of Regulated Entertainment both indoors and outdoors, and the hours requested for these activities will have the likely effect of causing an increase in Public Nuisance in the area and may impact upon Public Safety.

2. The provision of Late Night Refreshment both indoors and outdoors, and the hours requested for this activity will have the likely effect of causing an increase in Public Nuisance in the area.

3. The Supply of Alcohol both 'on' and 'off' the premises and the hours requested for this activity will have the likely effect of causing an increase in Public Nuisance in the area and may impact upon Public Safety.

The applicant has provided additional information and conditions with the operating schedule which is being considered but does not fully address the concerns of Environmental Health.

The applicant is advised to contact the undersigned to arrange a suitable time for inspection of the premises and to discuss the application.

The granting of the new Premises Licence as presented would have the likely effect of causing an increase in Public Nuisance in the area and may impact on Public Safety.

Following the agreement of conditions, Environmental Health have now withdrawn their representation.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy HRS1 applies	<p>(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.</p>
Policy PB1 applies:	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.
Policy MD1 applies:	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.
Policy FFP1 applies:	Applications will only be granted if it can be demonstrated that the proposal meets relevant criteria in Policies CD1, PS1, PN1 and CH1.

4. Appendices

Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity
Appendix 6	MET Police additional Submissions

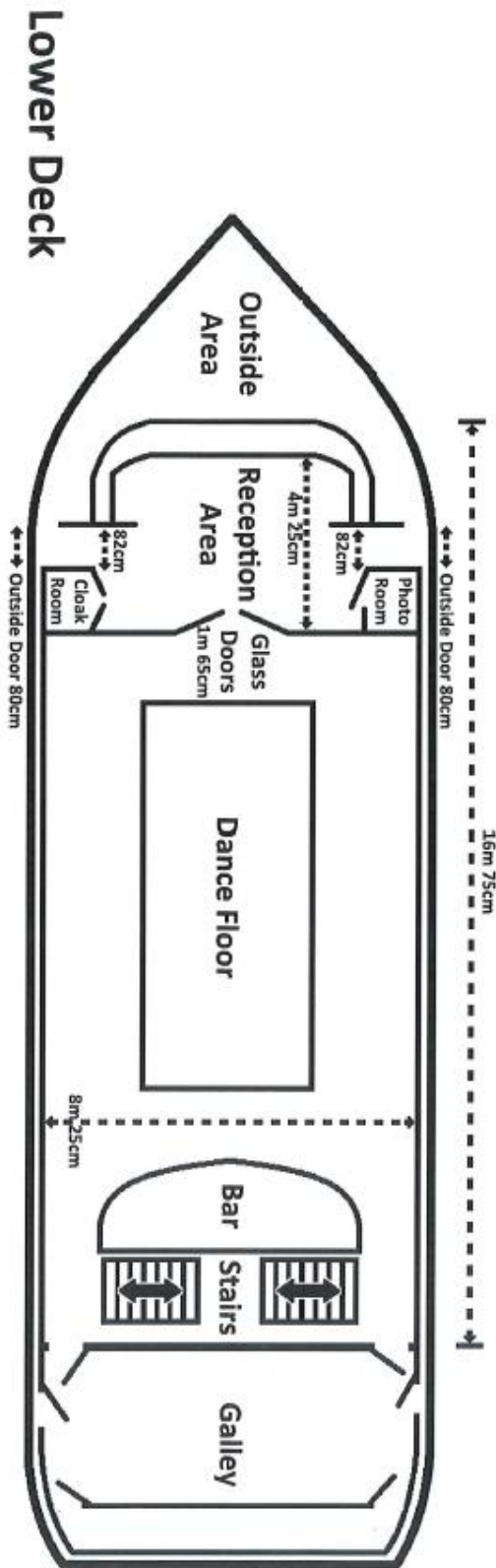
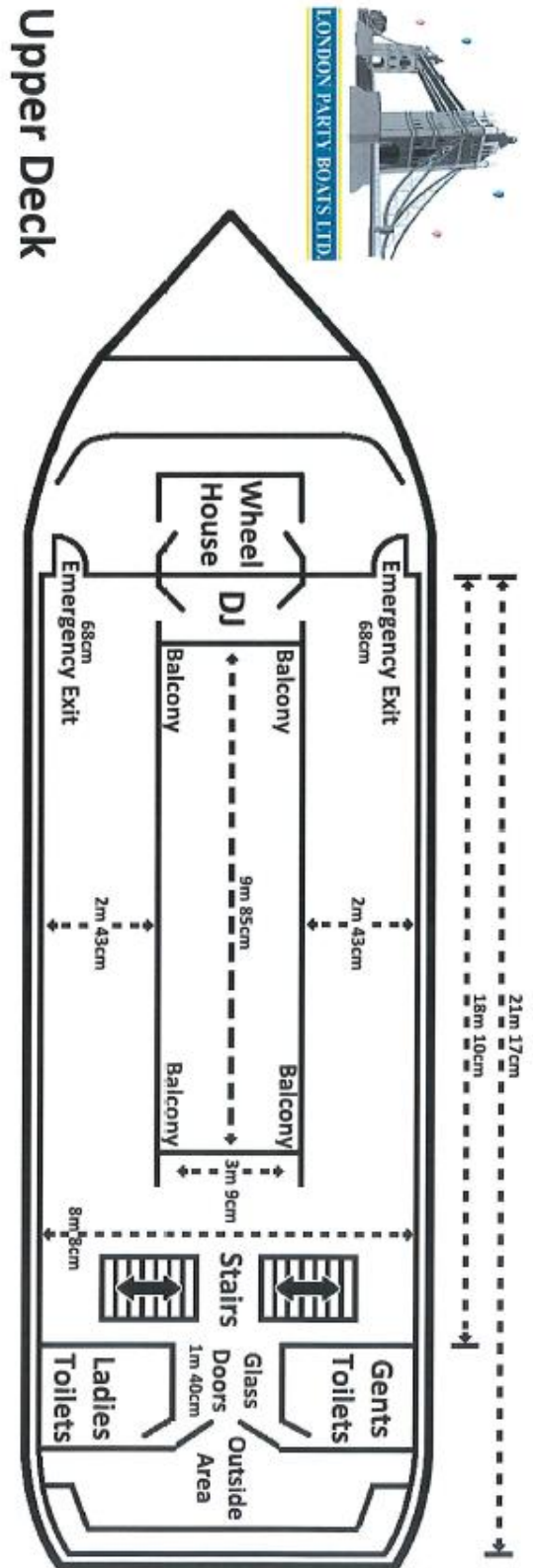
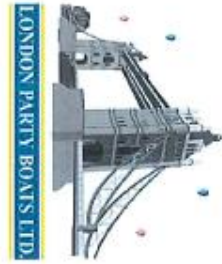
Report author:	Miss Heidi Lawrance Senior Licensing Officer
Contact:	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

If you have any queries about this report or wish to inspect one of the background papers please contact the report author.

Background Documents – Local Government (Access to Information) Act 1972

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application Form	23 rd January 2017
5	Representation – MET Police Service	9 th February 2017
6	Representation – Environmental Health Service	3 rd February 2017

Premises Plans



JEWEL OF LONDON

WWW.LONDONPARTYBOATS.CO.UK

Applicant Supporting Documents**Risk Ratings to Complete Event Booking Risk Assessment Form**

Sections	Description	Risk Rating	
1	Public Ticket Sales	5	
	Closed Ticket Sales	4	
	Football Transfer	6	
	Wedding	2	
	Corporate	4	
	Promoted Event	6	
	Student Party (Under 18)	4	
	Student Party (Over 18)	6	
	Birthdays	0-12	0
		13-15	3
16-17		4	
18-21		6	
22-35		5	
36-50		4	
51+		1	
1a	Day Event (Finishing by 5pm)	4	
	7-11	4	
	8-12	5	
	9-1	6	
2a	Cash Bar	5	
	Account Bar	5	
	All Inclusive	5	
	2d	4	
	2e	4	
3a	Our Caterers	1	
	3b	2	
	3c	4	
4a	Our DJ	2	
	4b	6	
	4c	2	
	4d	5	

Risk Rating

0 – No Risk

1 – No-Low Risk

2 – Low Risk

3 – Low-Medium Risk

4 – Medium Risk

5 – Medium-High Risk

6 – High Risk

7 – Too High Risk



LONDON PARTY BOATS LTD

Event Booking Risk Assessment

This form is to be completed for all events and risk scored per our company guidelines.

Event Type:		Vessel:		Date of Event:	
Clients Name:		Clients D.O.B:		Clients Contact Number:	
Date Completed:		Completed by:		Ref:	
Which Football team?					

Any previous bookings? If so what vessel/date.

Please highlight each choice within the sections.
Please dictate event time in comments section (1a).

Section	Event Details	Risk Level	Control Measures Required	Y	N	Comments
1			<ul style="list-style-type: none"> ➤ Has Security been confirmed? ➤ Will there be under 18's attending? ➤ Are wristbands required? ➤ Are tickets being sold for the event? ➤ Are the tickets being sold to the public? ➤ Have you confirmed where tickets are being sold and checked the advertisement? ➤ Is the functions times within our age policy restrictions? 			
1a	Event Time					
2	Bar					
2a	Cash Bar					
2b	Account					
2c	Drinks Package					
2d	Tokens					

Event Booking Risk Assessment

This form is to be completed for all events and risk scored per our company guidelines.

2e	Reception Drinks						
3	Catering						
3a	Our Caterers						
3b	No Catering						
3c	Own Catering						
4	Entertainment						
4a	Our DJ						
4b	Own DJ			➤ Do you have the DJ/DJ's contact details? ➤ Has a 696 been completed?			
4c	Plug in iPod						
4d	Live Band			➤ Do you have the bands contact details? ➤ Has a 696 been completed?			
4e	Other Entertainment						




Risk Level

- 0 – No Risk
- 1 – No-Low Risk
- 2 – Low Risk
- 3 – Low-Medium Risk
- 4 – Medium Risk
- 5 – Medium-High Risk
- 6 – High Risk
- 7 – Too High Risk

Has a 696 Form been completed?	Y/N	Comments:					
Final Risk Rating			(place colour score accordingly)				

Event Booking Risk Assessment

This form is to be completed for all events and risk scored per our company guidelines.

	21-35 Medium Risk Event
	36-49 High Risk Event
	50 Booking Refused

New Enquiry – Questions to ask



QUESTIONS	GUIDANCE NOTES
What's the nature of your event?	<ul style="list-style-type: none"> ➤ If a birthday, ask the age. ➤ Security must be required on all 21 and under events. ➤ Under 18 events, soft drink bar only. ➤ 18th Birthdays – Wristband system must be implemented, 70% must be over 18 with valid ID in order to sell alcohol. ➤ Promotion / Ticketed / Football Transfer events must have security.
How many people will be attending?	<ul style="list-style-type: none"> ➤ London Belle (max 125 passengers) ➤ Jewel of London (max 240 passengers) ➤ Pearl of London (max 360 passengers) ➤ Security – Belle x2 Always Jewel 150 guests x2 Jewel 150 - 250 guests x3 Pearl 250 - 300 guests x4 Pearl 300 – 360 guests x6
What date and time are you interested in hiring?	<ul style="list-style-type: none"> ➤ Under 21 events, Monday-Wednesday hire available only, Security required. ➤ Under 18 events must finish by 10pm.
Have you hired the vessel previously?	<ul style="list-style-type: none"> ➤ Check previous booking details.
Will you be selling tickets to the public for your event?	<ul style="list-style-type: none"> ➤ If yes, security must be included. ➤ Check age restriction of tickets. ➤ Find out where tickets will be advertised and check advertisement.
What are your entertainment requirements?	<ul style="list-style-type: none"> ➤ If providing own DJ's or live band, request information to fill out 696 form. ➤ iPod option must have a set playlist.
Will you be having catering?	<ul style="list-style-type: none"> ➤ Own catering – explain this is food only, no beverages included with own catering.
What bar service will you require?	<ul style="list-style-type: none"> ➤ Soft drinks package is available for all under 18 or non-alcohol events. ➤ Account bars can be supplied, payment required prior to service. ➤ Drink Tokens are available on all over 21 events. ➤ No reception drinks or tokens available on 18 and under events.

LPB Bookings 2004 - 2017			
Years	Number of Bookings	Serious Incidents	Average Passengers Carried
2004	31	0	1860
2005	108	0	6480
2006	90	0	5400
2007	129	0	7740
2008	103	0	6180
2009	138	0	8280
2010	108	0	6480
2011	127	0	7620
2012	121	0	7260
2013	134	0	8040
2014	171	0	30780
2015	243	0	43740
2016	283	0	50940
2017	21	1	3780
Total	1807	1	194580
Based on the above our record of serious incident reports would be 0.00055 percent			
Based on 50% Capacity			
London Belle - 60	Jewel of London - 120		

Premises History

Application	Details of Application	Date Determined	Decision
17/00778/LITENP	Temporary Event Notice	05.02.2017	Notice Granted
17/00788/LITENP	Temporary Event Notice	16.02.2017	Notice Granted
17/00936/LITENP	Temporary Event Notice	24.02.2017	Notice Granted
17/00995/LITENP	Temporary Event Notice	16.02.2017	Notice Granted
17/01003/LITENP	Temporary Event Notice	06.03.2017	Notice Granted
17/01234/LITENP	Temporary Event Notice	20.02.2017	Notice Granted
17/01322/LITENP	Temporary Event Notice	13.02.2017	Application Withdrawn
17/01689/LITENP	Temporary Event Notice	23.02.2017	Notice Granted
17/02010/LITENP	Temporary Event Notice	02.03.2017	Notice Granted

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE AND CONDITIONS PROPOSED BY A PARTY TO THE HEARING

When determining an application for a new premises licence under the provisions of the Licensing Act 2003, the licensing authority must, unless it decides to reject the application, grant the licence subject to the conditions which are indicated as mandatory in this schedule.

At a hearing the licensing authority may, in addition, and having regard to any representations received, grant the licence subject to such conditions which are consistent with the operating schedule submitted by the applicant as part of their application, or alter or omit these conditions, or add any new condition to such extent as the licensing authority considers necessary for the promotion of the licensing objectives.

This schedule lists those conditions which are consistent with the operating schedule, or proposed as necessary for the promotion of the licensing objectives by a responsible authority or an interested party as indicated. These conditions have not been submitted by the licensing service but reflect the positions of the applicant, responsible authority or interested party and have not necessarily been agreed

Mandatory Conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (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 a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (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.
7. 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.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

- 8(i) 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.
- 8(ii) For the purposes of the condition set out in paragraph 8(i) above -
- (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.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above 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.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above 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.

Conditions consistent with the operating schedule

9. Where it is felt to be necessary, passengers will be searched on boarding and any alcohol or drugs found will be confiscated. If necessary the people found to be in possession would be refused entry.
10. CCTV covers most disembarkation piers.
11. The bar will close fifteen minutes prior to disembarkation.
12. Any passenger under the influence of alcohol who becomes abusive to the crew or other passengers will be asked to leave the vessel. If necessary the police will be kept informed of the situation via vhf radio and the master will request them to attend the disembarkation point if assistance is needed.
13. No alcohol will be served to passengers under eighteen years of age. If they appear to be under-aged, proof of identity will be required e.g. PASS. If proof is not forthcoming, then alcohol drinks will not be served to them. If other passengers buy for them they will be asked to stop, if not they will be put ashore at the earliest opportunity.
14. We have procedures in our DSM manual covering all public safety. Under MCA/PLA regulations all crew have to be competent in navigation, fire fighting, first aid and are able to deal with all other emergency situations on board. Before every departure the crew make a mandatory safety announcement over the PA system. This informs passengers of all emergency safety exits, lifejacket stowage, and self-inflating life raft assembly points etc. Passenger numbers for each trip are recorded ashore and on board. The vessel, crew and Safety Management System are inspected and audited twice a year by the MCA. If unable to conform to their standards, the vessel's annual Passenger and Domestic Safety certificates are withdrawn, rendering the vessel unable to continue in public service until all non-conformities are rectified. River Emergency Services such as Police, Fire, Coastguard, PLA and R.N.L.I are on 24hrs continuous coverage and can be summoned by VHF radio or mobile phone for immediate assistance.
15. The crew monitors all disco music continuously and an automatic noise limiter adjusted to MCA accepted noise levels is in operation during the cruise. The noise limiter will automatically cut off the power supply to the disco apparatus if the music is too loud and can also be manually operated by the crew from the wheelhouse.
16. Disco music will not be allowed to commence until after the vessel has left any embarkation pier and will cease before the vessel arrives at any disembarkation pier.
17. Passengers are always advised by the crew to leave the vessel in a quiet and orderly fashion and not to do anything, which is liable to disturb nearby residents. In the event of any problems on board, the police will be asked to attend the disembarkation pier if necessary, to control any perceivable unruly behaviour, before the passengers allowed to go ashore.

18. Any requests from school regarding safety information, risk assessments, insurance and crew competency etc, are met as required prior to any voyage. The company insists on a minimum of one adult supervisor to 25 children of 16 years and under.
19. On any school trips or other trips where most of the passengers are under eighteen years of age, the bar will not be open unless specifically requested for the role of soft drinks. The crew are instructed to patrol all parts of the vessel at regular intervals to check for any unruly/unsafe behaviour.
20. Unaccompanied children are not allowed on board after 2000hrs. The crew will always be on the entrance/exit gate when embarkation or disembarkation is taking place.

Conditions proposed by the Environmental Health

21. Amplified music or regulated entertainment shall not take place whilst the vessel is moored at its Millbank moorings.
22. No noise shall emanate from the vessel which gives rise to a nuisance.
23. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

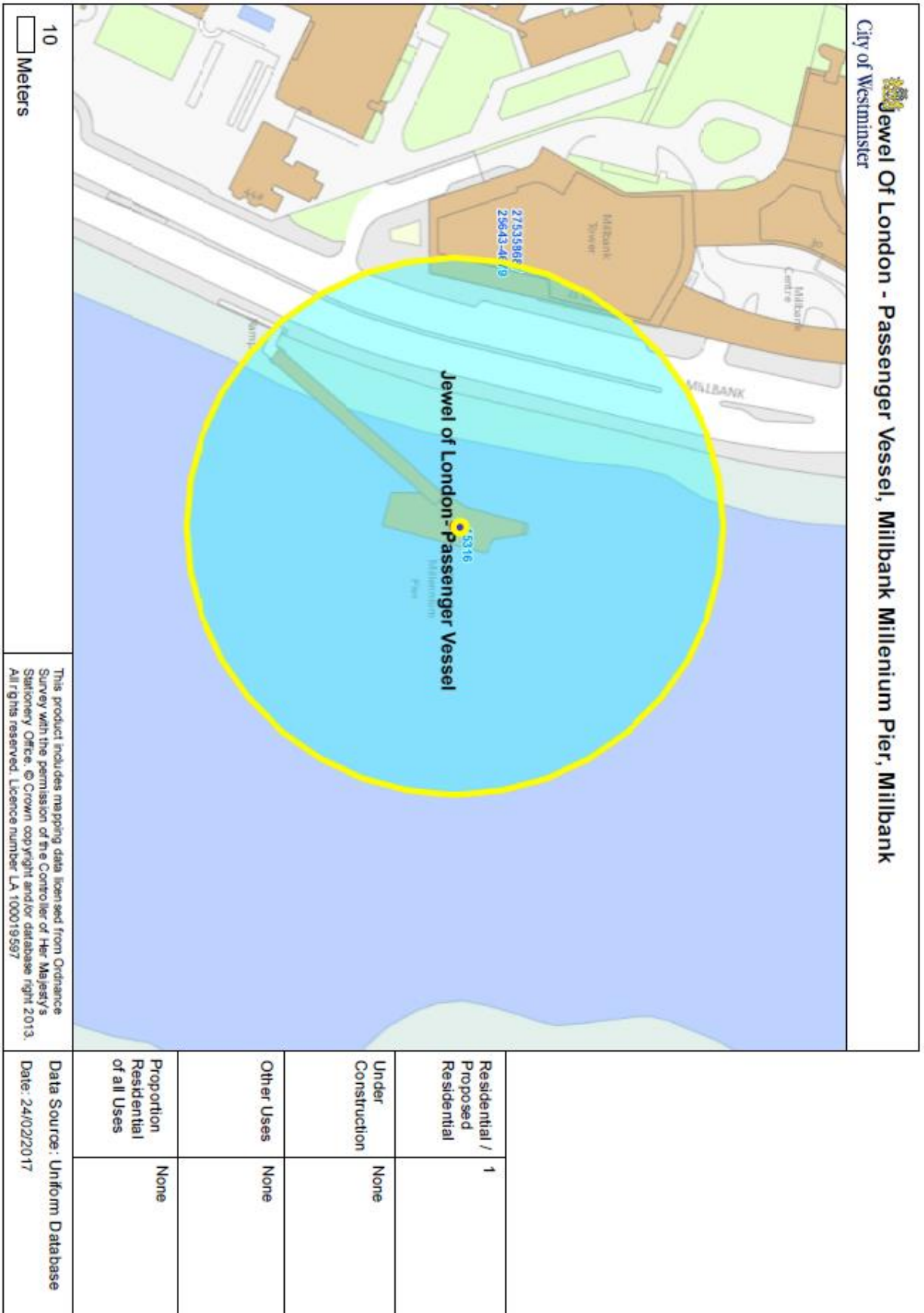
Conditions proposed by the Police

24. All drinking vessels used in the venue shall be polycarbonate. All drinks in glass bottles are to be decanted into polycarbonate containers or polycarbonate carafes prior to being served, with the exception of champagne or bottles of spirits with a minimum size of 70cl supplied by waiter/waitress service to tables. Staff shall clear all empty champagne and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles or drink directly from the bottle.
25. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered 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 and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
26. 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 is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

27. ~~A Challenge 24~~ or When alcohol is for sale a Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
28. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
29. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all discovery/seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service
30. Alcohol shall not be taken or consumed off the vessel at any time.
31. The bar shall close 15 minutes prior to disembarkation, after this no alcohol shall be sold. This is to be announced on the public address system.
32. Passengers shall not be allowed to bring alcohol on board the vessel
33. The crew shall make a comprehensive safety announcement over the PA system before every departure. This is to include a segment on drink aware and the ejection policy.
34. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
35. Any passenger that becomes abusive/aggressive to the crew or other passengers shall be asked to leave the vessel. Such persons will be ejected at the nearest available pier. A duty of care shall be provided for the ejected persons and to consider calling the emergency services.

36. Passenger numbers for each trip should be recorded on the Ships AIS system and on-board in the Ships Diary. The capacity of the vessel shall be determined and approved by the Maritime and Coastguard Agency (MCA) and placed on the ships certificate.
37. Passengers shall be advised by the crew to leave the vessel in a quiet and orderly fashion and not to do anything which is liable to disturb nearby residents. Prominent notices shall be displayed at the entrance and exit points.
38. Non-intoxicating drinks including drinking water shall be available at all times during the permitted hours for licensable activities with the exception of bookings not requiring a bar service.
39. There shall be a personal licence holder on duty on the vessel at all times alcohol is being sold.
40. All SIA approved staff engaged in supervising or controlling queues as well as engaged in duties on board the vessel shall wear high visibility yellow jackets or vests.
41. Registered SIA security staff to be on duty during all externally promoted events including DJ's, birthday bookings where the persons birthday is 25 or under and all football related booking
42. The licence holder shall ensure that there is a written risk assessment policy in place for every event to be held on the vessel and be available for inspection by police or authorised officers
43. When SIA registered door staff are deployed there shall be a minimum of 2 always working, and an extra 1 for every additional 50 persons over 100 persons.
44. There shall be no all inclusive alcoholic drink packages.
45. A Police 696m risk assessment form shall be submitted to the Westminster Police Licensing Team and the Police Marine Unit for all externally promoted events including DJ's, birthday bookings where the persons birthday is 25 or under and all football related booking
46. The SIA staff and crew will ensure that the pier is clear of all customers prior to leaving the pier. This includes a duty of care on all persons ejected during the duration of the trip.
47. It shall be a condition of entry that the customer agrees to an outer clothing and bag search being carried out or refusal of entry will be given, and notices to that effect shall be displayed. SIA Door Supervisors on duty will action as to when and whom is searched and a record of any decisions to be made. All searching shall be supplemented by the use of metal detector wands.

Residential Map and List of Premises in the Vicinity



**Premises within 75 metres of: Pearl Of London - Passenger Vessel,
Millbank Millennium Pier Millbank, SW1P 4QP**

p / n	Name of Premises	Premises Address	Licensed Hours
15316	London Belle - Passenger Vessel	London Bell Passenger Vessel Moored On Millbank Moorings At Millennium Pier Millbank London SW1P 4QP	Monday to Sunday 07:00 - 01:00

Additional Submissions from MET Police Service

PROTECTIVE MARKING

**METROPOLITAN
POLICE****TOTAL POLICING**

Form 693

Form for Applying for a Summary Licence Review**Application for the review of a premises licence under section 53A of the Licensing Act 2003**

(premises associated with serious crime, serious disorder or both)

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 the 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.

Insert name and address of relevant licensing authority and its reference number:

Name:	London Borough Of Southwark Licensing Authority		
Address:	3rd Floor 160 Tooley Street		
Post town:	Southwark	Post code:	SE1 2QH
Ref. No.:			

I **Police Constable Ian Clements 362MD**
on behalf of the chief officer of police for the Metropolitan Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details

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

M/V The Jewel Of London, Kings Reach London

Post town:	Southwark	Post code: (if known)	SE1
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2. Premises licence details

Name of premises licence holder or club holding club premises certificate (if known):

London Party Boats Ltd

Number of premises licence or club premises certificate (if known):

845553

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

Please tick the box to confirm:



PROTECTIVE MARKING

4. Details of association of the above premises with serious crime, serious disorder or both

(Please read guidance note 2)

On Saturday the 14th January 2017 at 2345hrs Police attended calls for assistance to a large fight on board Motor Vessel **The Jewel Of London**.

On Police arrival the vessel was docked at Westminster Pier.

In total 32 Police units attended what was reported as 150 people fighting. On arrival there were approximately 150 people contained on the vessel, the group were aggressive and attempting to jump from the boat onto the pier. For safety reasons and to facilitate the investigation they were allowed to filter off the vessel into a contained area held by the Police on scene.

Initial investigations found four males with serious injuries, one male had two large stab wounds to his back, a second with a stab wound to his head and a third with deep cuts to his hands and a 10cm slash wound across his head and cuts to his face. A fourth male appeared to have been hit with a bottle and had a cut to his eye.


CCTV from the vessel shows various males fighting with what appears to be a knife, bottles and belts. This matter is still under investigation but the initial indication is that weapons had been taken on board the vessel and or obtained and used whilst on board. This resulted in at least four males receiving injuries consistent with GBH, and five males being arrested for public order related offences.

A total of 32 Police units attended the scene, at least two paramedic units and what will be a lengthy and resource intensive investigation.

This appears to be an isolated incident, there is no evidence that the premises were operating in breach of the premises licence, however I believe it is so serious that interim measures are required for the prevention of crime and disorder.

I am of the opinion that this matter needs expediting under section 53a of the licensing act 2003, we should be asking the licensing committee to suspend the premise licence as an interim measure pending a full review hearing.

Signature of applicant

Signature:		Date:	18-01-2017
Capacity:	Police Licensing Officer		

Contact details for matters concerning this application

Surname:	CLEMENTS	First Names:	Ian
Address:	Southwark Police Station 323 Borough High Street		
Post town:	Southwark.	Post code:	SE1 1SU
Tel. No.:	0207 232 6756	Email:	Ian.Clements@met.police.uk

Notes for guidance

PROTECTIVE MARKING

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.
Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:
 - conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
 - conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.Serious disorder is not defined in legislation, and so bears its ordinary English meaning.
2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.

Retention Period: 7 years
MP 148/12

Revelled terror as man... X


www.standard.co.uk/news/crime/i-thought-i-was-gonna-die-revellers-terror-as-man-stabbed-during-fight-on-jewel-of-london-thames-a3441175.html

ES News Football Going Out Lifestyle Showbiz Homes & Property Food Month

download failed

'I thought I was gonna die': Revellers' terror as man stabbed during fight on Jewel of London Thames party boat

The event, which was advertised on Facebook with tickets costing £10, played host to several different birthdays.



Joint Response Units @JAS_JRU Follow


The team attended a large fight on a boat with @MPSWestminster & @CityPolice resulting in multiple injured parties.

11:20 AM · 15 Jun 2017

11 32

One party-goer, who tweeted about the incident, said "...boat party last night was so lit but the madness that happened after was crazy I

Waiting for tube to stop...



MOST POPULAR

- Police hunt men over horrific homophobic attack on London-bound train
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- Martine McCutcheon and Hugh Grant reunited for Love

London's terror as man...
 www.standard.co.uk/news/crime/i-thought-i-was-gonna-die-revellers-terror-as-man-stabbed-during-fight-on-jewel-of-london-thames-a3441175.html

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ES
 'I thought I was gonna die': Revellers' terror as man stabbed during fight on Jewel of London Thames party boat


last night was so lit but the madness that happened after was crazy I thought I was gonna die."

Sports journalist Toby Gilles was walking across Westminster Bridge when he saw the disturbance.

He told the Standard: "At first I thought it must have been an exercise. There were about 12 police cars and as I was walking up I could see a lot more coming from both directions.

"The pier was closed off and I could see at least two people being treated.

"One had a bandage around his head and one was in a wheelchair wrapped in foil. You could see he was either in and out of consciousness or woozy. People were being questioned and I saw one guy in handcuffs."



Establishing secure connection...

Martine McCutcheon and Hugh Grant reunited for Love Actually sequel

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VIDEO
 Justin Timberlake dedicates iHeart Radio Award to 'different' people

Revellers' terror as man... X


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'I thought I was gonna die': Revellers' terror as man stabbed during fight on Jewel of London Thames party boat



Stabbing: Police descended on the boat (Toby Gillies)

Footage from the event on Saturday night shows people drinking and dancing on two levels on the boat on the Thames, with heavy bass playing in the background.

One of the organisers, who was also marking his birthday, told the Standard it had been a peaceful event before the fight broke out.

He said: "The incident happened around 11.45pm and the party was due to end at midnight."

Waiting for more content...

Justin Timberlake dedicates iHeart Radio Award to 'different' people

Digital taskforce on march to save elephants

The Billie column: Conte's transformed Chelsea players into superheroes

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'I'm doing this for my dad'

Revellers' terror as man: X

www.standard.co.uk/news/crime/i-thought-i-was-gonna-die-revellers-terror-as-man-stabbed-during-fight-on-jewel-of-london-thames-a3441176.html

ES News Football Going Out Lifestyle Showbiz Homes & Property Food Worth

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'I thought I was gonna die': Revellers' terror as man stabbed during fight on Jewel of London Thames party boat

He said: "The incident happened around 11.45pm and the party was due to end at midnight.

"The party was organised to celebrate the birthdays of seven different people. It was a ticketed event and all attendees had to have a ticket prior to arrival.

"I can't say much with regards the incident as I was not a witness to it personally but it occurred at the end of the night as people were about to disembark."

The RNLI's Tower lifeboat and paramedics from London Ambulance Service were also drafted in.

A Scotland Yard spokesman said three men had been found on board suffering from injuries and were taken to a north London hospital for treatment.

One of the men, aged 21, was suffering from stab wounds and remains in hospital. His injuries are not thought to be life-threatening.

The other two injured men, one aged 24 and the other aged 21, were later arrested on suspicion of affray. They are being questioned by police alongside another 21-year-old.

www.standard.co.uk/goingout/arts/a-guide-to-the-uk-s-biggest-art-prizes-a347861.html

dad'

Win a year's cycling with Santander Cycles

chefsite4u.com

drop

EVIDENCE & ACTIONS BOOK

SUSPECT/PERSONNEL CONCERNED/ARRESTED Robert CAIRNS

ARREST/PROCESS INCIDENT
Breach of Police cordon cont.
to Sect 33 Terrorism Act 2000
Thurs day the 23rd March 2017
at 0030 time at Millbank Upper
mooring, River Thames, Millbank
Westminster

Post Code

OFFICER REPORTING Nick BULTITUDE
Warrant No. 195183 Rank Pt No. 276
OCU Code 50020 MPU Station Wapping
Email nick.bultitude @met.police.uk

Book of

Name of Accused CAIRNS

Custody No./ Unique Ref. No.

Stop/Search 5090 completed Yes No

CRIS No.

Other Ref. No.

- If physical force and/or officer safety equipment was used during the incident/arrest, give a detailed description of the use (describe technique used) and the reasons for use. You must tell the custody officer and, if appropriate, consult the FME. State what first aid was given.
 - If crime summons procedure was adopted rather than arrest, include reasons.
 - Remember to produce your exhibits.
- If you made or witnessed an arrest
- Record the words used to tell the person they were under arrest. The 'arrest' is on page 2 (inside front cover).
 - Record the grounds.
 - Record the offence.
 - Record the necessity for arrest.
 - Please remember to cover points to prove the offence for which arrested.

MERLIN PAC

Incidents/arrests involving a person under the age of 18

Is there a concern about the child/young person not achieving one or more of the 5 ECM key outcomes: Be Healthy; Stay Safe; Enjoy and Achieve; Making a positive contribution; Economic Well-being.

Yes No - No further action necessary

MERLIN PAC Ref. No. _____

MERLIN PAC threshold not met - Action taken to address concerns recorded in notes

Supervisors: To ensure that where MERLIN threshold has been met a MERLIN PAC has been created.

WITNESS STATEMENT

CJ Act 1967, s.9 MC Act 1960, ss 5A(3)(a) and 5B; MC Rules 1981, r70

Statement of Nick Buttrose PC 2100

Age if under 18 _____ (if over 18 insert 'over 18')

Occupation Police Constable

This statement (consisting of 6 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Date: 23/3/17 Time: 0300

Signature: N Buttrose

My name is Nick Buttrose and I am a police constable on the Marine Policing Unit of the Metropolitan Police Service. On Wednesday the 22nd March 2017 I was master of a marked police vessel named Sir Robert Peel called Marie 2. I was in company with PC TBC LEE and SGT G BATTISBEE. Together we were tasked to the

Signature: N Buttrose

34
Continued Westminster area
following a terrorist attack
on Westminster Bridge and
Parliament. As part of
the post-incident containment
a cordon had been placed
(under sect 33 Terrorism Act 2000)
which included the River
Thames. The extent of
the closure ran upriver from
Embankment Pier to Vauxhall
Bridge. On arrival we
were tasked with the
security of the cordon and
at 0830 hours (of the 23rd
March) we were positioned
alongside Millbank Pier at
the upper end of the closure.
I noticed a large passenger
vessel I recognised as the
Jewel of London navigating
downriver and passing through
Vauxhall Bridge. I called
the boat on my VHF radio

Signature: *N. Black*

35
Continued and informed the
master, a man I now
know was Robert ARIENS,
that he had breached
a police cordon and instructed
him to turn about and
head back upriver. The
vessel continued towards
us and ARIENS said over
the radio "You better
get out of the way, I
can't stop that quickly."
I was aware that earlier
in the day ARIENS had
requested to be allowed
through the closure to
meet the Jewel alongside
his mooring at Millbank
upper (inside the cordon).
He was refused permission
by Marine police and the
VTS from the Port of London.
I said to ARIENS over the
VHF "You have been told

N. Black

Continued at least twice today³⁶
that you are not allowed
to enter the closure, turn
your boat round or you
may be arrested." CAIRNS
continued to slowly round
up and brought his vessel
alongside his barge where
US crewman [redacted]
[redacted] male (C1) started
to take lines and make
the boat fast. We drew
alongside and I crossed
on board. I met CAIRNS
on the upper deck and
explained that he had breached
a police cordon set up under
the terrorist act following
the incident earlier in the
day and at OAS hours I
reported him for the question
to be considered to prosecute
him for that offence. I cautioned
him and CAIRNS replied "

Signature: *N. Pottier R276*

Continued haven't in my eyes³⁷
done anything wrong. I
have 3 bar staff and a BT
who have been stuck on
here for hours. I've only just
come through the bridge to
get to my tender so I can
let them get home. I said
"but you know the bridge
was closed and came through
without even calling up."
He said "I really don't
think it would be an issue."
I made the decision not to
arrest CAIRNS because to do
so would have taken my
boat off the water, leaving
the cordon vulnerable and
also because CAIRNS' identity
was not in dispute. He
also had the welfare of
his crew in mind and needed
to run them ashore. As his
boat was tied and secure
in

Continued: _____

Signature: _____

List details of other officers/units in attendance (e.g. van driver, other escorting officers, dog handler, ARV, etc):

PC 713 CO JEREMY LEE
PC 5309 CO LIAM BATTERSBY

CHARGING/REPORTING NOTES

PERSON 1

CHARGED/TOLD REPORTED AND CAUTIONED:-

Time 0045 Date 23/3/17
Place on board Jewel of London.

OFFENCE(S) CHARGED/REPORTED

Breach of a Police caution cont. to sect 82 Terrorism Act 2000.

PERSONS PRESENT

PC 5309 CO BATTERSBY

REPLY

"I haven't in my eyes done anything wrong"

RECORDED BY

R 0700 NICK BUTTICE

SIGNED

N Buttice P.E.

SIGNED PERSON CHARGED/REPORTED

Report made after leaving
12:00 PM

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Bryan Lewis PC4161CW** URN:

--	--	--	--

Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Constable P200892**

This statement (consisting of ... **2**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: *Bryan Lewis PC4161CW* Date: **27th March 2017**



On Thursday 23rd of March 2017, I was the Police Officer in charge of the premises licence applications for the Jewel of London and Pearl of London party boats, on behalf of the Westminster Police Licensing Team. On this day there was to be a Westminster Licensing Sub Committee Hearing on the 17th Floor of Westminster City Hall, to hear both applications. While the Committee was deliberating over an earlier case that I was also representing on behalf of the Police, I was passed an email that had been received by my office from the Metropolitan Police Service, Marine Police Unit (SC020). The email was from an officer from that unit informing us of the following. That due to the Westminster terrorist incident the previous day, Wednesday 22/03/2017, a no entry Police cordon was enforced across the width of the river near Vauxhall Bridge, under Section 33 of the 2000 Terrorist Act. Mr Cairns had been instructed not to enter the cordon by Police but that he did so anyway. He therefore had been reported for this offence and that a crime report would be created. The email specifically stated that this incident was not a licensing issue but that it "goes to the character of Robbie Cairns", I notified a representative of the Westminster Council Licensing Team. A decision was made to notify the Sub Committee prior to the hearing. Due to sensitivity of the circumstances following the terrorist attack on Parliament, during which lives had been lost, including that of a Police Officer, an adjournment was considered the most appropriate course of action. Mr Cairns legal representative was not in favour of an adjournment therefore the Committee heard from Mr Cairns as to his explanation for the enforcement action by the Marine Police Unit. Due to him not providing any reasonable explanation or mitigating circumstances, a decision was made to adjourn the hearing to another date. I have subsequently received the Officer's notes on the case and have submitted them to form part of the evidence.

It is my opinion on behalf of the Metropolitan Police Service that Mr Cairns failure to act upon clear instructions from the Police during a time of extreme risk to the Public, following an actual terrorist attack nearby, does not provide us with confidence that he will be a responsible operator in charge of the safety of hundreds of persons who will use the services of his party boats.

Bryan Lewis PC4161CW

Signature: Signature witnessed by:

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Item No:	
Date:	4 th April 2017
Licensing Ref No:	17/00570/LIPN - New Premises Licence
Title of Report:	Pearl Of London - Passenger Vessel Millbank Millennium Pier Millbank London SW1P 4QP
Report of:	Director of Public Protection and Licensing
Wards involved:	Vincent Square
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Heidi Lawrance Senior Licensing Officer
Contact details	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	18 January 2017		
Applicant:	London Party Boats Ltd		
Premises:	Pearl Of London - Passenger Vessel		
Premises address:	Millbank Millennium Pier Millbank London SW1P 4QP	Ward:	Vincent Square
		Cumulative Impact Area:	None.
Premises description:	<p>The premises is a 'Party Boat' operating on the River Thames, departing on different dates and times from different Piers and Boroughs. At the end of each day the vessel will return to Millbank Pier where it will moor overnight.</p> <p>This application was scheduled to be considered by Licensing Sub-Committee on 23rd March 2017. However, the Metropolitan Police were made aware of an incident involving the applicant on 22nd March but had limited information as to the circumstances.</p> <p>As this incident involved the applicant it was agreed that the application would be adjourned so that matters could be investigated further.</p>		
Premises licence history:	This is an application for a new premises licence.		
Applicant submissions:	None submitted.		

1-B Proposed licensable activities and hours							
Live Music:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:				None applied for.			

Recorded Music:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:		None applied for.					

Performance of Dance:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:		None applied for.					

Anything of a Similar Description:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:		None applied for.					

Late Night Refreshment:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	03:00
Seasonal variations/ Non-standard timings:		None applied for.					

Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:		None applied for.					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00

Seasonal variations/ Non-standard timings:	None applied for.
Adult Entertainment:	Not Applicable

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police Service
Representative:	PC Bryan Lewis
Received:	2 nd February 2017
<p>With reference to the above application I am writing to inform you that the Police, as a Responsible Authority, object to your application for a new premises licence as it is our belief that if granted the application may undermine the Licensing Objectives contained in the 2003 Licensing Act.</p> <p>Our objections relate to the follow:</p> <p>No licence conditions have been proposed to promote the licensing objectives.</p> <p>The hours sought for the sale of alcohol are beyond Westminster City Council core hours as defined by the WCC Statement of Licensing Policy 2016.</p> <p>More information is required to assess this application.</p> <p><i>Please see MET Police additional submissions at Appendix 6.</i></p>	
Responsible Authority:	Environmental Health Consultation Team
Representative:	Ms Nicola Curtis
Received:	3 rd February 2017
<p>The applicant has submitted the following plan for the premises:</p> <ul style="list-style-type: none"> ◆ MV Gosport Queen Safety Plan: drawing number GQ-01, Dated 19/3/1989 <p>This representation is based on the plans and Operating Schedule submitted.</p> <p>The applicant is seeking the following licensable activities:</p> <ol style="list-style-type: none"> 1. The provision of Regulated Entertainment both indoors and outdoors Monday to Sunday 0700 to 0100 hours comprising: <ol style="list-style-type: none"> a. Live Music 	

- b. Recorded Music
 - c. Performance of Dance
 - d. Provision of anything of a similar description to live music, recorded music or performances of dance
2. The provision of Late Night Refreshment both indoors and outdoors Monday to Sunday 2300 to 0300 hours
 3. The Supply of Alcohol both 'on' and 'off' the premises Monday to Sunday 0700 to 0100 hours

I wish to make the following representations in relation to the above application:

1. The provision of Regulated Entertainment both indoors and outdoors, and the hours requested for these activities will have the likely effect of causing an increase in Public Nuisance in the area and may impact upon Public Safety.
2. The provision of Late Night Refreshment both indoors and outdoors, and the hours requested for this activity will have the likely effect of causing an increase in Public Nuisance in the area.
3. The Supply of Alcohol both 'on' and 'off' the premises and the hours requested for this activity will have the likely effect of causing an increase in Public Nuisance in the area and may impact upon Public Safety.

The applicant has provided additional information and conditions with the operating schedule which is being considered but does not fully address the concerns of Environmental Health.

The applicant is advised to contact the undersigned to arrange a suitable time for inspection of the premises and to discuss the application.

The granting of the new Premises Licence as presented would have the likely effect of causing an increase in Public Nuisance in the area and may impact on Public Safety.

Following the agreement of conditions, Environmental Health have now withdrawn their representation.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy HRS1 applies	(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy. (ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.
Policy PB1 applies:	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.
Policy MD1 applies:	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.
Policy FFP1 applies:	Applications will only be granted if it can be demonstrated that the proposal meets relevant criteria in Policies CD1, PS1, PN1 and CH1.

4. Appendices

Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity
Appendix 6	MET Police additional submissions

Report author:	Miss Heidi Lawrance Senior Licensing Officer
Contact:	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

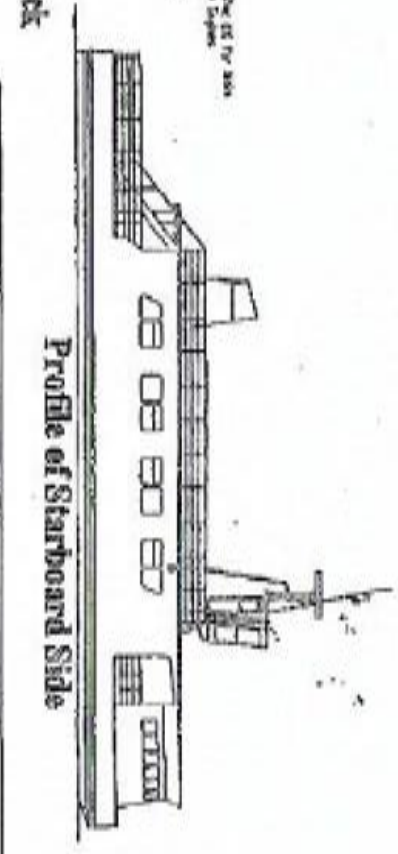
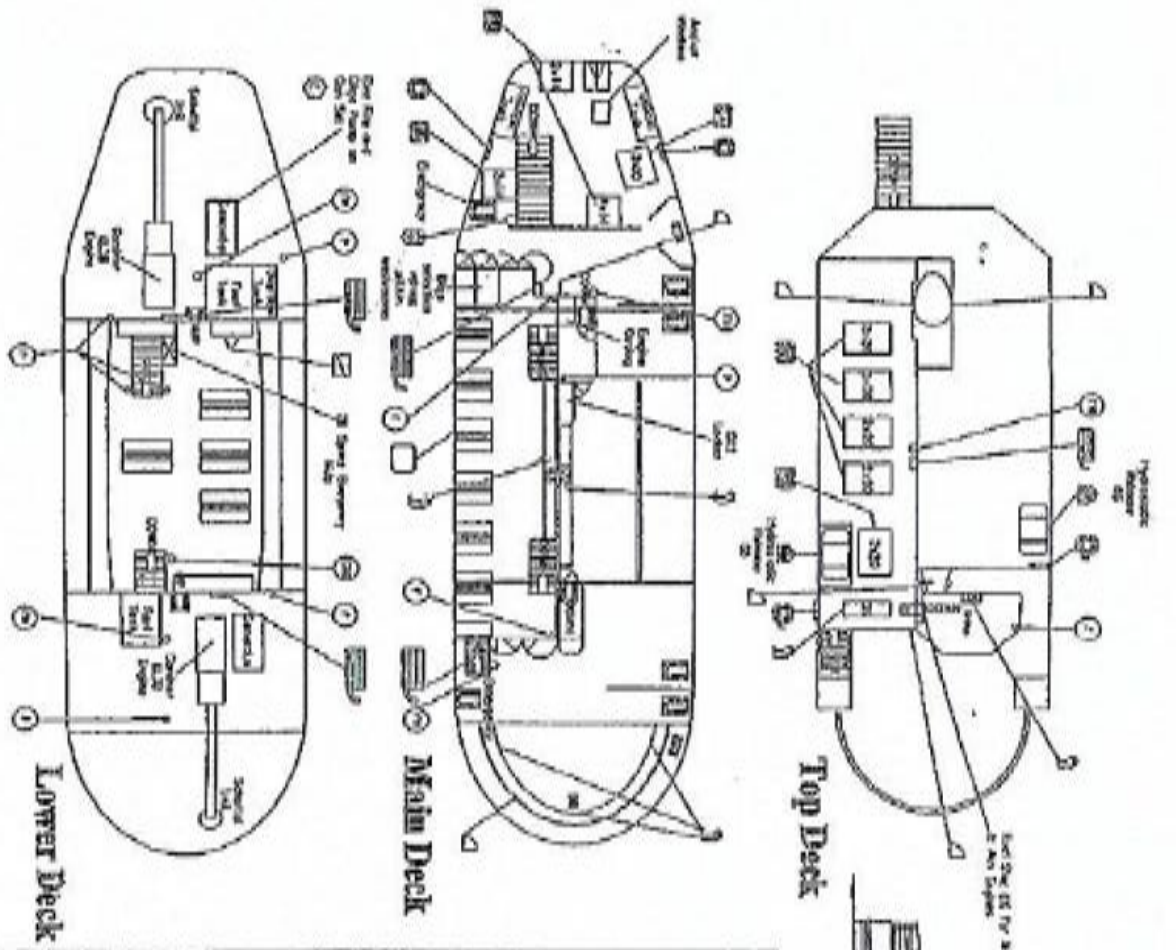
If you have any queries about this report or wish to inspect one of the background papers please contact the report author.

Background Documents – Local Government (Access to Information) Act 1972

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application Form	18 th January 2017
5	Representation – MET Police	2 nd February 2017
6	Representation – EH	3 rd February 2017

Premises Plans

DETAILS OF SHIPS - GOSPORT QUEEN CLASS - SEE ALSO IN SECTION 3



Key

- ④ Buoyancy aids : number buoys/aidles quantity
- Type 100 4278
- ⑤ Urinebooy with smoke float x2
- ⑥ Urinebooy with line x2
- ⑦ Urinebooy : marker buoys/aidles capacity x2
- ⑧ Buoyard Apparatus : number buoys/aidles capacity
- ⑨ Fire Extinguisher : Dry Powder
- ⑩ Fire Extinguisher : Foam
- ⑪ Directed Transformer x2
- ⑫ Fire Extinguisher : CO2
- ⑬ Fire Hydrant x5
- ⑭ Fire Ramp x5
- ⑮ Fire hose x5
- ⑯ Life
- ⑰ C/Temp x1
- ⑱ Air Purifier & Filter
- ⑲ Emergency Escape Routes

M.V. Gosport Queen

Ship No 380129 Call Sign G-NLZM
 G.R.T. 1,000.26,75 M
 Beam 9,44 M
 Draft 1,5 M
 Speed 9 Knots
 Class 4 Passengers and crew
 Class 5 250 Passengers and 3 crew
 Class 6 Passengers and crew

Safety Plan

Date	Signature	Position
Dec 2013		
Reg. GP-01		

Applicant Supporting Documents**Risk Ratings to Complete Event Booking Risk Assessment Form**

Sections	Description	Risk Rating
1	Public Ticket Sales	5
	Closed Ticket Sales	4
	Football Transfer	6
	Wedding	2
	Corporate	4
	Promoted Event	6
	Student Party (Under 18)	4
	Student Party (Over 18)	6
Birthdays	0-12	0
	13-15	3
	16-17	4
	18-21	6
	22-35	5
	36-50	4
	51+	1
1a	Day Event (Finishing by 5pm)	4
	7-11	4
	8-12	5
	9-1	6
2a	Cash Bar	5
2b	Account Bar	5
2c	All Inclusive	5
2d	Tokens	4
2e	Reception Drinks	4
3a	Our Caterers	1
3b	No Catering	2
3c	Own Catering	4
4a	Our DJ	2
4b	Own DJ's	6
4c	Plug in IPod	2
4d	Live Band	5

Risk Rating

0 – No Risk

1 – No-Low Risk

2 – Low Risk

3 – Low-Medium Risk

4 – Medium Risk

5 – Medium-High Risk

6 – High Risk

7 – Too High Risk

Event Booking Risk Assessment

This form is to be completed for all events and risk scored per our company guidelines.



LONDON PARTY BOATS LTD.

Event Type:		Vessel:		Date of Event:	
Clients Name:		Clients D.O.B:		Clients Contact Number:	
Date Completed:		Completed by:		Ref:	
Which Football team?					

Any previous bookings? If so what vessel/date.

Please highlight each choice within the sections.
Please dictate event time in comments section (1a).

Section	Event Details	Risk Level	Control Measures Required	Y	N	Comments
1			<ul style="list-style-type: none"> ➤ Has Security been confirmed? ➤ Will there be under 18's attending? ➤ Are wristbands required? ➤ Are tickets being sold for the event? ➤ Are the tickets being sold to the public? ➤ Have you confirmed where tickets are being sold and checked the advertisement? ➤ Is the functions times within our age policy restrictions? 			
1a	Event Time					
2	Bar					
2a	Cash Bar					
2b	Account					
2c	Drinks Package					
2d	Tokens					

Event Booking Risk Assessment

This form is to be completed for all events and risk scored per our company guidelines.

2e	Reception Drinks						
3	Catering						
3a	Our Caterers						
3b	No Catering						
3c	Own Catering						
4	Entertainment						
4a	Our DJ						
4b	Own DJ			➤ Do you have the DJ/DJ's contact details? ➤ Has a 696 been completed?			
4c	Plug in iPod						
4d	Live Band			➤ Do you have the bands contact details? ➤ Has a 696 been completed?			
4e	Other Entertainment						




Risk Level

- 0 – No Risk
- 1 – No-Low Risk
- 2 – Low Risk
- 3 – Low-Medium Risk
- 4 – Medium Risk
- 5 – Medium-High Risk
- 6 – High Risk
- 7 – Too High Risk

Has a 696 Form been completed?	Y/N	Comments:					
Final Risk Rating	(place colour score accordingly)						

Event Booking Risk Assessment

This form is to be completed for all events and risk scored per our company guidelines.

	21-35 Medium Risk Event
	36-49 High Risk Event
	50 Booking Refused

New Enquiry – Questions to ask



QUESTIONS	GUIDANCE NOTES
What's the nature of your event?	<ul style="list-style-type: none"> ➤ If a birthday, ask the age. ➤ Security must be required on all 21 and under events. ➤ Under 18 events, soft drink bar only. ➤ 18th Birthdays – Wristband system must be implemented, 70% must be over 18 with valid ID in order to sell alcohol. ➤ Promotion / Ticketed / Football Transfer events must have security.
How many people will be attending?	<ul style="list-style-type: none"> ➤ London Belle (max 125 passengers) ➤ Jewel of London (max 240 passengers) ➤ Pearl of London (max 360 passengers) ➤ Security – Belle x2 Always Jewel 150 guests x2 Jewel 150 - 250 guests x3 Pearl 250 - 300 guests x4 Pearl 300 – 360 guests x6
What date and time are you interested in hiring?	<ul style="list-style-type: none"> ➤ Under 21 events, Monday-Wednesday hire available only, Security required. ➤ Under 18 events must finish by 10pm.
Have you hired the vessel previously?	<ul style="list-style-type: none"> ➤ Check previous booking details.
Will you be selling tickets to the public for your event?	<ul style="list-style-type: none"> ➤ If yes, security must be included. ➤ Check age restriction of tickets. ➤ Find out where tickets will be advertised and check advertisement.
What are your entertainment requirements?	<ul style="list-style-type: none"> ➤ If providing own DJ's or live band, request information to fill out 696 form. ➤ iPod option must have a set playlist.
Will you be having catering?	<ul style="list-style-type: none"> ➤ Own catering – explain this is food only, no beverages included with own catering.
What bar service will you require?	<ul style="list-style-type: none"> ➤ Soft drinks package is available for all under 18 or non-alcohol events. ➤ Account bars can be supplied, payment required prior to service. ➤ Drink Tokens are available on all over 21 events. ➤ No reception drinks or tokens available on 18 and under events.

LPB Bookings 2004 - 2017			
Years	Number of Bookings	Serious Incidents	Average Passengers Carried
2004	31	0	1860
2005	108	0	6480
2006	90	0	5400
2007	129	0	7740
2008	103	0	6180
2009	138	0	8280
2010	108	0	6480
2011	127	0	7620
2012	121	0	7260
2013	134	0	8040
2014	171	0	30780
2015	243	0	43740
2016	283	0	50940
2017	21	1	3780
Total	1807	1	194580
Based on the above our record of serious incident reports would be 0.00055 percent			
Based on 50% Capacity			
London Belle - 60	Jewel of London - 120		

Premises History

There is no licence or appeal history for the premises.

CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE AND CONDITIONS PROPOSED BY A PARTY TO THE HEARING

When determining an application for a new premises licence under the provisions of the Licensing Act 2003, the licensing authority must, unless it decides to reject the application, grant the licence subject to the conditions which are indicated as mandatory in this schedule.

At a hearing the licensing authority may, in addition, and having regard to any representations received, grant the licence subject to such conditions which are consistent with the operating schedule submitted by the applicant as part of their application, or alter or omit these conditions, or add any new condition to such extent as the licensing authority considers necessary for the promotion of the licensing objectives.

This schedule lists those conditions which are consistent with the operating schedule, or proposed as necessary for the promotion of the licensing objectives by a responsible authority or an interested party as indicated. These conditions have not been submitted by the licensing service but reflect the positions of the applicant, responsible authority or interested party and have not necessarily been agreed

Mandatory Conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (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 a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (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.
7. 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.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

- 8(i) 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.
- 8(ii) For the purposes of the condition set out in paragraph 8(i) above -
- (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.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above 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.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above 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.

Conditions consistent with the operating schedule

9. Where it is felt to be necessary, passengers will be searched on boarding and any alcohol or drugs found will be confiscated. If necessary the people found to be in possession would be refused entry.
10. CCTV covers most disembarkation piers.
11. The bar will close fifteen minutes prior to disembarkation.
12. Any passenger under the influence of alcohol who becomes abusive to the crew or other passengers will be asked to leave the vessel. If necessary the police will be kept informed of the situation via vhf radio and the master will request them to attend the disembarkation point if assistance is needed.
13. No alcohol will be served to passengers under eighteen years of age. If they appear to be under-aged, proof of identity will be required e.g. PASS. If proof is not forthcoming, then alcohol drinks will not be served to them. If other passengers buy for them they will be asked to stop, if not they will be put ashore at the earliest opportunity.
14. We have procedures in our DSM manual covering all public safety. Under MCA/PLA regulations all crew have to be competent in navigation, fire fighting, first aid and are able to deal with all other emergency situations on board. Before every departure the crew make a mandatory safety announcement over the PA system. This informs passengers of all emergency safety exits, lifejacket stowage, and self-inflating life raft assembly points etc. Passenger numbers for each trip are recorded ashore and on board. The vessel, crew and Safety Management System are inspected and audited twice a year by the MCA. If unable to conform to their standards, the vessel's annual Passenger and Domestic Safety certificates are withdrawn, rendering the vessel unable to continue in public service until all non-conformities are rectified. River Emergency Services such as Police, Fire, Coastguard, PLA and R.N.L.I are on 24hrs continuous coverage and can be summoned by VHF radio or mobile phone for immediate assistance.
15. The crew monitors all disco music continuously and an automatic noise limiter adjusted to MCA accepted noise levels is in operation during the cruise. The noise limiter will automatically cut off the power supply to the disco apparatus if the music is too loud and can also be manually operated by the crew from the wheelhouse.
16. Disco music will not be allowed to commence until after the vessel has left any embarkation pier and will cease before the vessel arrives at any disembarkation pier.
17. Passengers are always advised by the crew to leave the vessel in a quiet and orderly fashion and not to do anything, which is liable to disturb nearby residents. In the event of any problems on board, the police will be asked to attend the disembarkation pier if necessary, to control any perceivable unruly behaviour, before the passengers allowed to go ashore.

18. Any requests from school regarding safety information, risk assessments, insurance and crew competency etc, are met as required prior to any voyage. The company insists on a minimum of one adult supervisor to 25 children of 16 years and under.
19. On any school trips or other trips where most of the passengers are under eighteen years of age, the bar will not be open unless specifically requested for the role of soft drinks. The crew are instructed to patrol all parts of the vessel at regular intervals to check for any unruly/unsafe behaviour.
20. Unaccompanied children are not allowed on board after 2000hrs. The crew will always be on the entrance/exit gate when embarkation or disembarkation is taking place.

Conditions proposed by the Environmental Health

21. Amplified music or regulated entertainment shall not take place whilst the vessel is moored at its Millbank moorings.
22. No noise shall emanate from the vessel which gives rise to a nuisance.
23. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

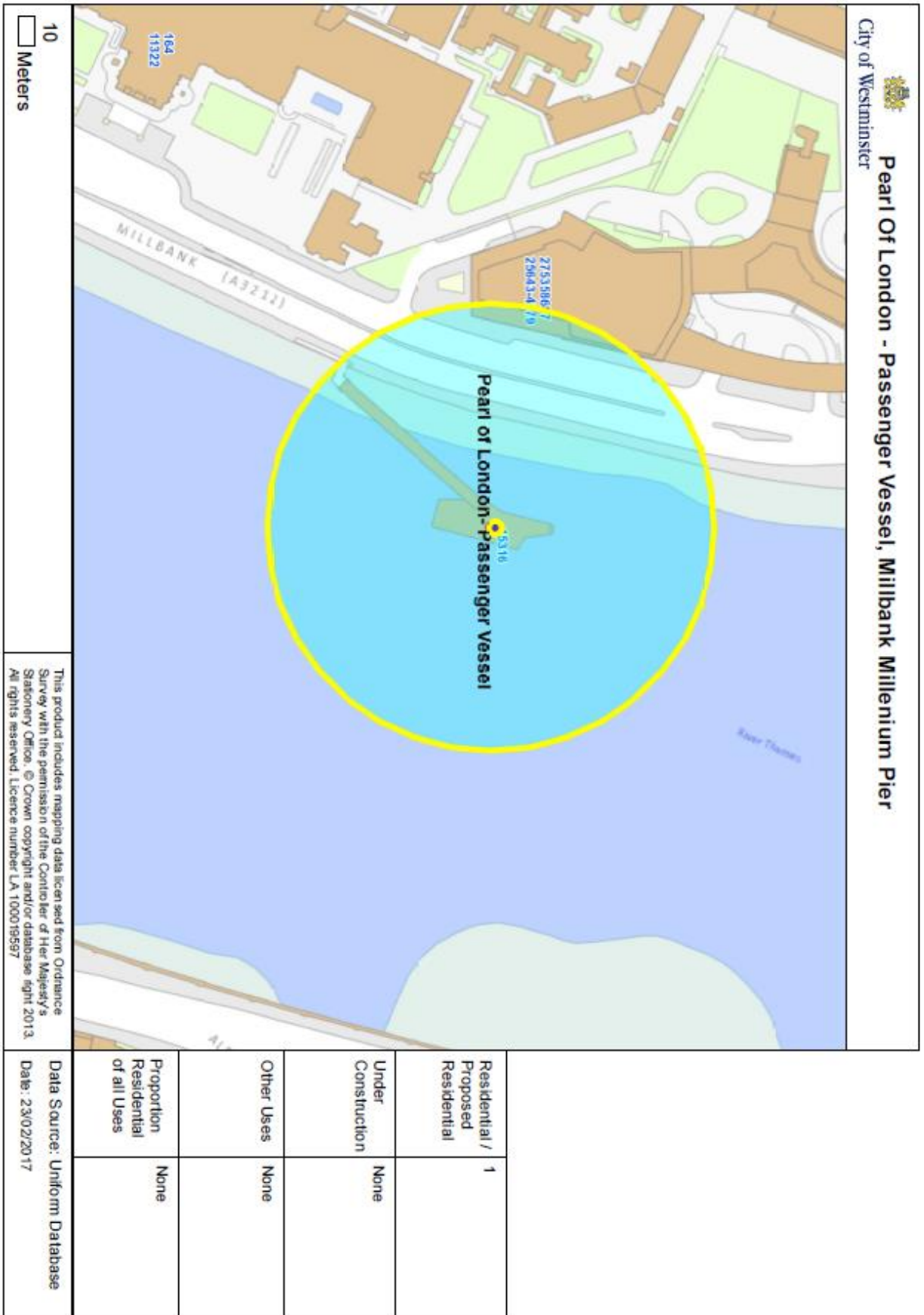
Conditions proposed by the Police

24. All drinking vessels used in the venue shall be polycarbonate. All drinks in glass bottles are to be decanted into polycarbonate containers or polycarbonate carafes prior to being served, with the exception of champagne or bottles of spirits with a minimum size of 70cl supplied by waiter/waitress service to tables. Staff shall clear all empty champagne and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles or drink directly from the bottle.
25. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered 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 and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
26. 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 is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

27. ~~A Challenge 24~~ or When alcohol is for sale a Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
28. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
29. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all discovery/seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service
30. Alcohol shall not be taken or consumed off the vessel at any time.
31. The bar shall close 15 minutes prior to disembarkation, after this no alcohol shall be sold. This is to be announced on the public address system.
32. Passengers shall not be allowed to bring alcohol on board the vessel
33. The crew shall make a comprehensive safety announcement over the PA system before every departure. This is to include a segment on drink aware and the ejection policy.
34. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
35. Any passenger that becomes abusive/aggressive to the crew or other passengers shall be asked to leave the vessel. Such persons will be ejected at the nearest available pier. A duty of care shall be provided for the ejected persons and to consider calling the emergency services.

36. Passenger numbers for each trip should be recorded on the Ships AIS system and on-board in the Ships Diary. The capacity of the vessel shall be determined and approved by the Maritime and Coastguard Agency (MCA) and placed on the ships certificate.
37. Passengers shall be advised by the crew to leave the vessel in a quiet and orderly fashion and not to do anything which is liable to disturb nearby residents. Prominent notices shall be displayed at the entrance and exit points.
38. Non-intoxicating drinks including drinking water shall be available at all times during the permitted hours for licensable activities with the exception of bookings not requiring a bar service.
39. There shall be a personal licence holder on duty on the vessel at all times alcohol is being sold.
40. All SIA approved staff engaged in supervising or controlling queues as well as engaged in duties on board the vessel shall wear high visibility yellow jackets or vests.
41. Registered SIA security staff to be on duty during all externally promoted events including DJ's, birthday bookings where the persons birthday is 25 or under and all football related booking
42. The licence holder shall ensure that there is a written risk assessment policy in place for every event to be held on the vessel and be available for inspection by police or authorised officers
43. When SIA registered door staff are deployed there shall be a minimum of 2 always working, and an extra 1 for every additional 50 persons over 100 persons.
44. There shall be no all inclusive alcoholic drink packages.
45. A Police 696m risk assessment form shall be submitted to the Westminster Police Licensing Team and the Police Marine Unit for all externally promoted events including DJ's, birthday bookings where the persons birthday is 25 or under and all football related booking
46. The SIA staff and crew will ensure that the pier is clear of all customers prior to leaving the pier. This includes a duty of care on all persons ejected during the duration of the trip.
47. It shall be a condition of entry that the customer agrees to an outer clothing and bag search being carried out or refusal of entry will be given, and notices to that effect shall be displayed. SIA Door Supervisors on duty will action as to when and whom is searched and a record of any decisions to be made. All searching shall be supplemented by the use of metal detector wands.

Residential Map and List of Premises in the Vicinity



**Premises within 75 metres of: Pearl Of London - Passenger Vessel,
Millbank Millennium Pier, Millbank, SW1P 4QP**

p / n	Name of Premises	Premises Address	Licensed Hours
15316	London Belle - Passenger Vessel	London Bell Passenger Vessel Moored On Millbank Moorings At Millennium Pier Millbank London SW1P 4QP	Monday to Sunday 07:00 - 01:00

MET Police Service addition submissions

PROTECTIVE MARKING

**METROPOLITAN
POLICE****TOTAL POLICING**

Form 693

Form for Applying for a Summary Licence Review**Application for the review of a premises licence under section 53A of the Licensing Act 2003**
(premises associated with serious crime, serious disorder or both)**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 the 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.

Insert name and address of relevant licensing authority and its reference number:

Name:	London Borough Of Southwark Licensing Authority		
Address:	3rd Floor 160 Tooley Street		
Post town:	Southwark	Post code:	SE1 2QH
Ref. No.:			

I Police Constable Ian Clements 362MD

on behalf of the chief officer of police for the Metropolitan Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details

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

M/V The Jewel Of London, Kings Reach London

Post town:	Southwark	Post code: (if known)	SE1
-------------------	-----------	---------------------------------	-----

2. Premises licence details

Name of premises licence holder or club holding club premises certificate (if known):

London Party Boats Ltd

Number of premises licence or club premises certificate (if known):

845553

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

Please tick the box to confirm:



PROTECTIVE MARKING

4. Details of association of the above premises with serious crime, serious disorder or both

(Please read guidance note 2)

On Saturday the 14th January 2017 at 2345hrs Police attended calls for assistance to a large fight on board Motor Vessel **The Jewel Of London**.

On Police arrival the vessel was docked at Westminster Pier.

In total 32 Police units attended what was reported as 150 people fighting. On arrival there were approximately 150 people contained on the vessel, the group were aggressive and attempting to jump from the boat onto the pier. For safety reasons and to facilitate the investigation they were allowed to filter off the vessel into a contained area held by the Police on scene.

Initial investigations found four males with serious injuries, one male had two large stab wounds to his back, a second with a stab wound to his head and a third with deep cuts to his hands and a 10cm slash wound across his head and cuts to his face. A fourth male appeared to have been hit with a bottle and had a cut to his eye.


CCTV from the vessel shows various males fighting with what appears to be a knife, bottles and belts. This matter is still under investigation but the initial indication is that weapons had been taken on board the vessel and or obtained and used whilst on board. This resulted in at least four males receiving injuries consistent with GBH, and five males being arrested for public order related offences.

A total of 32 Police units attended the scene, at least two paramedic units and what will be a lengthy and resource intensive investigation.

This appears to be an isolated incident, there is no evidence that the premises were operating in breach of the premises licence, however I believe it is so serious that interim measures are required for the prevention of crime and disorder.

I am of the opinion that this matter needs expediting under section 53a of the licensing act 2003, we should be asking the licensing committee to suspend the premise licence as an interim measure pending a full review hearing.

Signature of applicant

Signature:		Date:	18-01-2017
Capacity:	Police Licensing Officer		

Contact details for matters concerning this application

Surname:	CLEMENTS	First Names:	Ian
Address:	Southwark Police Station 323 Borough High Street		
Post town:	Southwark	Post code:	SE1 1SU
Tel. No.:	0207 232 6756	Email:	Ian.Clements@met.police.uk

Notes for guidance

PROTECTIVE MARKING

1. A certificate of the kind mentioned in the form must accompany the application in order for it to be valid under the terms of the Licensing Act 2003. The certificate must explicitly state the senior officer's opinion that the premises in question are associated with serious crime, serious disorder or both.
Serious crime is defined by reference to section 81 of the Regulation of Investigatory Powers Act 2000. In summary, it means:
 - conduct that amounts to one or more criminal offences for which a person who has attained the age of eighteen and has no previous convictions could reasonably be expected to be sentenced to imprisonment for a term of three years or more; or
 - conduct that amounts to one or more criminal offences and involves the use of violence, results in substantial financial gain or is conduct by a large number of persons in pursuit of a common purpose.Serious disorder is not defined in legislation, and so bears its ordinary English meaning.
2. Briefly describe the circumstances giving rise to the opinion that the above premises are associated with serious crime, serious disorder, or both.

Retention Period: 7 years
MP 148/12

Revellers terrorised...
 www.standard.co.uk/news/...-i-was-gonna-die-...-man-stabbed-during-fight-on-jewel-of-london-thames-party-boat-4942178.html

ES News Football Going Out Lifestyle Showbiz Homes & Property Food Month

ES

'I thought I was gonna die': Revellers' terror as man stabbed during fight on Jewel of London Thames party boat


last night was so lit but the madness that happened after was crazy I thought I was gonna die."

Sports journalist Toby Giles was walking across Westminster Bridge when he saw the disturbance.

He told the Standard: "At first I thought it must have been an exercise. There were about 12 police cars and as I was walking up I could see a lot more coming from both directions.

"The pier was closed off and I could see at least two people being treated.

"One had a bandage around his head and one was in a wheel chair wrapped in foil. You could see he was either in and out of consciousness or woozy. People were being questioned and I saw one guy in handcuffs."



Establishing scene connection...





Martine McCutcheon and Hugh Grant reunited for Love Actually sequel.


RENTALMENT
Sofa a bit squashed?
 Promoted by ebay

VIDEO


Justin Timberlake dedicates iHeart Radio Award to 'different' people

Reveller's terror as man 'I thought I was gonna die': Revellers' terror as man stabbed during fight on jewel of London Thames party boat

ES     News Football Going Out Lifestyle Showbiz Homes & Property Food North

ES

 Stabbed in back

'I thought I was gonna die': Revellers' terror as man stabbed during fight on jewel of London Thames party boat



Stabbing: Police descended on the boat (Toby Olliss)

Footage from the event on Saturday night shows people drinking and dancing on two levels on the boat on the Thames, with heavy bass playing in the background.

One of the organisers, who was also marking his birthday, told the Standard it had been a peaceful event before the fight broke out.

He said: "The incident happened around 11.45pm and the party was due to end at midnight."

Justin Timberlake dedicates iHeart Radio Award to 'different' people

Digital Justice in march to save elephants

The 91c column: Cote's transformed Chelsea players into superheroes

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Revellers' terror as man stabbed during fight on Jewel of London Thames party boat

www.standard.co.uk/news/crime/i-thought-i-was-gonna-die-revellers-terror-as-man-stabbed-during-fight-on-jewel-of-london-thames-a3491176.html

ES. News Football Going Out Lifestyle Showbiz Homes & Property Food Month

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download failed

'I thought I was gonna die': Revellers' terror as man stabbed during fight on Jewel of London Thames party boat

He said: "The incident happened around 11.45pm and the party was due to end at midnight.

"The party was organised to celebrate the birthdays of seven different people. It was a ticketed event and all attendees had to have a ticket prior to arrival.

"I can't say much with regards the incident as I was not a witness to it personally but it occurred at the end of the night as people were about to disembark."

The RNL's Tower lifeboat and paramedics from London Ambulance Service were also drafted in.

A Scotland Yard spokesman said three men had been found on board suffering from injuries and were taken to a north London hospital for treatment.

One of the men, aged 21, was suffering from stab wounds and remains in hospital. His injuries are not thought to be life-threatening.

The other two injured men, one aged 24 and the other aged 21, were later arrested on suspicion of affray. They are being questioned by police alongside another 21-year-old.

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www.standard.co.uk/gmpact/html5-guide-to-the-site biggest-hit-pics-a3491176.html

EVIDENCE & ACTIONS BOOK

SUSPECT/PERSONNEL CONCERNED/ARRESTED Robert CAIRNS

ARREST/PROCESS INCIDENT
Breach of Police cordon cont.
to Sect 33 Terrorism Act 2000
Thurs day the 23rd March 2017
at 0030 time at Millbank Upper
mooring, River Thames, Millbank
Westminster

Post Code

OFFICER REPORTING Nick BULTITUDE
Warrant No. 195183 Rank PC No. 276
OCU Code 50020 MPU Station Wapping
Email nick.bultitude @met.police.uk

Book of

Name of Accused CAIRNS

Custody No./ Unique Ref. No.

Stop/Search 5090 completed Yes No

CRIS No.

Other Ref. No.

- If physical force and/or officer safety equipment was used during the incident/arrest, give a detailed description of the use (describe technique used) and the reasons for use. You must tell the custody officer and, if appropriate, consult the FME. State what first aid was given.
 - If crime summons procedure was adopted rather than arrest, include reasons.
 - Remember to produce your exhibits.
- If you made or witnessed an arrest
- Record the words used to tell the person they were under arrest. The 'citation' is on page 2 (inside front cover).
 - Record the grounds.
 - Record the offence.
 - Record the necessity for arrest.
 - Please remember to cover points to prove the offence for which arrested.

MERLIN PAC

Incidents/arrests involving a person under the age of 18

Is there a concern about the child/young person not achieving one or more of the 5 ECM key outcomes: Be Healthy; Stay Safe; Enjoy and Achieve; Making a positive contribution; Economic Well-being.

Yes No - No further action necessary

MERLIN PAC Ref. No. _____

MERLIN PAC threshold not met - Action taken to address concerns recorded in notes

Supervisors: To ensure that where MERLIN threshold has been met a MERLIN PAC has been created.

WITNESS STATEMENT

CJ Act 1967, s 9 MC Act 1960, ss 5A(3)(a) and 5B; MC Rules 1981, r70

Statement of Nick Buttrose PC 2100

Age if under 18 _____ (if over 18 insert 'over 18')

Occupation Police Constable

This statement (consisting of 6 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true.

Date: 23/3/17 Time: 0300

Signature: N Buttrose

My name is Nick Buttrose and I am a police constable on the Marine Policing Unit of the Metropolitan Police Service. On Wednesday the 22nd March 2017 I was master of a marked police vessel named Sir Robert Peel callign Marie 2. I was in company with PC TBCF LEE and SGT G BATTISB. Together we were tasked to the

Signature: N Buttrose

34
Westminster area following a terrorist attack on Westminster Bridge and Parliament. As part of the post-incident containment a cordon had been placed (under sect 33 Terrorism Act 2006) which included the River Thames. The extent of the closure ran upriver from Embankment Pier to Vauxhall Bridge. On arrival we were tasked with the security of the cordon and at 0830 hours (of the 23rd March) we were positioned alongside Millbank Pier at the upper end of the closure. I noticed a large passenger vessel I recognised as the Jewel of London navigating downriver and passing through Vauxhall Bridge. I called the boat on my VHF radio

Signature: *M. P. Baker*

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Continued and informed the Master, a man I now know was Robert Carrens, that he had breached a police cordon and instructed him to turn about and head back upriver. The vessel continued towards us and Carrens said over the radio, "You better get out of the way I can't stop that quietly." I was aware that earlier in the day Carrens had requested to be allowed through the closure to meet the Jewel alongside his mooring at Millbank Upper (inside the cordon). He was refused permission by Marine police and the VTS from the Port of London. I said to Carrens over the VHF "You have been told

M. P. Baker

Continued at least twice today³⁶
that you are not allowed
to enter the closure, turn
your boat round or you
may be arrested. CAIENS
continued to slowly round
up and brought his vessel
alongside his barge where
his crewman (redacted)
dub (redacted) male (C1) started
to take lines and make
the boat fast. We drew
alongside and I crossed
on board. I met CAIENS
on the upper deck and
explained that he had breached
a police cordon set up under
the terrorist act following
the incident earlier in the
day and at 0815 hours I
reported him for the question
to be considered to prosecute
him for that offence. I captured
him and CAIENS replied "

Signature: *A. P. [redacted]*

Continued haven't in my eyes³⁷
done anything wrong. I
have 3 bar staff and a DT
who have been stuck on
here for hours. I've only just
come through the bridge to
get to my tender so I can
let them get home. I said
"but you knew the bridge
was closed and came through
without even calling up."
He said "I really didn't
think it would be an issue."
I made the decision not to
arrest CAIENS because to do
so would have taken my
boat off the water, leaving
the cordon vulnerable and
also because CAIENS' identity
was not in dispute. He
also had the welfare of
his crew in mind and needed
to run them ashore. As his
boat was tied and secure
in

Continued: and his crew ready 38
to depart I took the
decision to allow the vessel
to remain where it was
but with the condition that
CAIRNS exited the area of
the cordon ~~that~~ in his
workbook immediately. He
did so taking his crew
and staff to St George
wharf pier just outside
the cordon where they
were able to get ashore
and make their way home.
This report was made on
my return to my station &
with the events fresh in
my mind. 1/8/80
MSB TH 23 MAR 1980

Signature: *N. Buttles RSM*

Continued 39

(The remainder of the page is crossed out with a diagonal line.)

Continued: _____

Signature: _____

List details of other officers/units in attendance (e.g. van driver, other escorting officers, dog section, ARV, etc):

PC 713 CO JEREMY LEE
PC 5309 CO LIAM BATTERSBY

CHARGING/REPORTING NOTES

PERSON 1

CHARGED/TOLD REPORTED AND CAUTIONED:- Time 0045 Date 23/3/17
Place on board Jewel of London.

OFFENCE(S) CHARGED/REPORTED:
Breach of a Police caution count to s87 83 Terrorism Act 2000.

PERSONS PRESENT PC 5309 CO BATTERSBY

REPLY I haven't in my eyes done anything wrong

RECORDED BY R 2200 Nick Burtmore

SIGNED J Battersby P.E.

SIGNED PERSON CHARGED/REPORTED Report made after leaving

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Bryan Lewis PC4161CW** URN:

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 Age if under 18 **Over 18**..... (if over 18 insert "over 18") Occupation: **Police Constable P200892**

This statement (consisting of: **2**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: *Bryan Lewis PC4161CW* Date: **27th March 2017**



On Thursday 23rd of March 2017, I was the Police Officer in charge of the premises licence applications for the Jewel of London and Pearl of London party boats, on behalf of the Westminster Police Licensing Team. On this day there was to be a Westminster Licensing Sub Committee Hearing on the 17th Floor of Westminster City Hall, to hear both applications. While the Committee was deliberating over an earlier case that I was also representing on behalf of the Police, I was passed an email that had been received by my office from the Metropolitan Police Service, Marine Police Unit (SC020). The email was from an officer from that unit informing us of the following. That due to the Westminster terrorist incident the previous day, Wednesday 22/03/2017, a no entry Police cordon was enforced across the width of the river near Vauxhall Bridge, under Section 33 of the 2000 Terrorist Act. Mr Cairns had been instructed not to enter the cordon by Police but that he did so anyway. He therefore had been reported for this offence and that a crime report would be created. The email specifically stated that this incident was not a licensing issue but that it "goes to the character of Robbie Cairns", I notified a representative of the Westminster Council Licensing Team. A decision was made to notify the Sub Committee prior to the hearing. Due to sensitivity of the circumstances following the terrorist attack on Parliament, during which lives had been lost, including that of a Police Officer, an adjournment was considered the most appropriate course of action. Mr Cairns legal representative was not in favour of an adjournment therefore the Committee heard from Mr Cairns as to his explanation for the enforcement action by the Marine Police Unit. Due to him not providing any reasonable explanation or mitigating circumstances, a decision was made to adjourn the hearing to another date. I have subsequently received the Officer's notes on the case and have submitted them to form part of the evidence.

It is my opinion on behalf of the Metropolitan Police Service that Mr Cairns failure to act upon clear instructions from the Police during a time of extreme risk to the Public, following an actual terrorist attack nearby, does not provide us with confidence that he will be a responsible operator in charge of the safety of hundreds of persons who will use the services of his party boats.

Bryan Lewis PC4161CW

Signature: Signature witnessed by:

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