



City of Westminster

Licensing Sub-Committee Report

Item No:

Licensing Ref No:

14/09849/LIPV

Date:

22 January 2015

Classification:

For General Release

Title of Report:

Fantasia
28 Praed Street
London
W2 1NH

Report of:

Operational Director – Premises Management

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

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Case Officer

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APPLICATION DETAILS

Application Type:	Variation of the premises licence under the Licensing Act 2003.		
Applicant:	Mr Omar Mohammed	Date Application Received:	07.11.2014
		Date Application Validated:	12.11.2014
Premises Name and Address:	Fantaisia, 28 Praed Street, London W2 1NH		
Ward Name:	Hyde Park	Stress Area	No
Premises Description:	The premises operates as a restaurant on basement and ground floor levels.		
Variation description	To increase the terminal hour for a number of the licensable activities currently permitted and opening hours; and add the provision of performances of dance. The applicant has also offered additional conditions to support the increase in hours requested.		
Preliminary Licensing Note:	Following discussion with the Police, the applicant has agreed to amend the terminal hours for the licensable activities. The hours shown below are the agreed terminal hours which means the activities shall finish earlier than originally applied for. The email agreement can be seen in the background documents.		

1. Proposed Licensable Activities and Proposed Hours:

1.1 The variation seeks to extend the terminal hour for some of the licensable activities and opening hours; and add the provision of performance of dance, as detailed below.

<u>Licensable activities permitted under the existing Premises Licence 12/04723/LIPN</u>	<u>Variation to Licensable Activities</u>
<p>Regulated Entertainment: Indoors</p> <p>Exhibition of a Film Monday to Thursday: 10:00 to 23:30 Friday to Saturday: 10:00 to 00:00 Sunday: 12:00 to 22:30 Sundays before Bank Holidays: 12:00 to 00:00</p> <p>Provision of facilities for making Music Monday to Thursday: 18:00 to 23:00 Friday to Saturday: 18:00 to 23:30</p>	<p>Regulated Entertainment: Indoors</p> <p>Exhibition of a Film No variation applied for</p> <p>Provision of facilities for making Music No variation applied for</p>

<p>Sunday: 18:00 to 22:00 Sundays before Bank Holidays: 18:00 to 23:30</p> <p>Performance of Live Music Monday to Thursday: 18:00 to 23:00 Friday to Saturday: 18:00 to 23:30 Sunday: 18:00 to 22:00 Sundays before Bank Holidays: 18:00 to 23:30</p> <p>Playing of Recorded Music Monday to Thursday: 10:00 to 23:00 Friday to Saturday: 10:00 to 23:30 Sunday: 12:00 to 22:00 Sundays before Bank Holidays: 12:00 to 23:30</p> <p>Anything of a similar description to Live Music or Recorded Music Monday to Thursday: 18:00 to 23:00 Friday to Saturday: 18:00 to 23:30 Sunday: 18:00 to 22:00 Sundays before Bank Holidays: 18:00 to 23:30</p>	<p>Performance of Live Music Monday to Wednesday: No variation applied for Thursday to Saturday: 18:00 to 01:30 Sunday: No variation applied for Sundays BBH: No variation applied for</p> <p>Playing of Recorded Music Monday to Wednesday: No variation applied for Thursday to Saturday: 10:00 to 01:30 Sunday: No variation applied for Sundays BBH: No variation applied for</p> <p>Anything of a similar description to Live Music or Recorded Music No variation applied for</p> <p>Performance of Dance (New additional activity) Monday to Wednesday: 10:00 to 23:00 Thursday to Saturday: 10:00 to 01:30 Sunday: 10:00 to 22:00</p>
<p>Late Night Refreshment: Indoors</p> <p>Monday to Thursday: 23:00 to 23:30 Friday to Saturday: 23:00 to 00:00 Sundays before Bank Holidays: 23:00 to 00:00</p>	<p>Late Night Refreshment: Indoors</p> <p>Monday to Wednesday: 23:00 to 01:00 Thursday to Saturday: 23:00 to 02:00 Sunday BBH: No variation applied for</p>
<p>Sale of Alcohol: On the premises</p> <p>Monday to Thursday: 10:00 to 23:30 Friday to Saturday: 10:00 to 00:00 Sunday: 12:00 to 22:30 Sundays before Bank Holidays: 12:00 to 00:00</p>	<p>Sale of Alcohol: On the premises</p> <p>Monday to Wednesday: 10:00 to 00:30 Thursday to Saturday: 10:00 to 01:00 Sunday: No variation applied for Sundays BBH: No variation applied for</p>
<p>Opening Hours:</p> <p>Monday to Thursday: 10:00 to 23:45 Friday to Saturday: 10:00 to 00:15 Sunday: 12:00 to 22:45 Sundays before Bank Holidays: 12:00 to 00:15</p>	<p>Opening Hours:</p> <p>Monday to Wednesday: 10:00 to 01:00 Thursday to Saturday: 10:00 to 02:00 Sunday: 12:00 to 23:00 Sundays BBH: No variation applied for</p>

2. Relevant representations

- 2.1 The Environmental Health Service has made an adverse representation on the grounds of causing an increase in Public Nuisance in the area. Conditions have been proposed to the applicant for consideration. Applicant has agreed the proposed conditions
- 2.2 Police originally made an adverse representation and following agreement of conditions with the applicant, their representation is now withdrawn.
- 2.3 4 local residents have made adverse representations to this application on the grounds of public nuisance and concerns have been raised in regards to sale of alcohol to children.

3. Policies Applicable

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

Prevention of crime and disorder (CD1)
Public Safety (PS1)
Prevention of public nuisance (PN1)
Protection children from harm (CH1)
Hours (HRS1)
Restaurants outside the Stress Areas (RNT1)
Music and Dancing or similar entertainment outside the Stress Areas (MD1)

3.2 **Policy HRS1 applies:** (i) Applications for hours within the core hours set out 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 in this policy will be considered on their merits, subject to other relevant policies and with particular regard to criteria set out in the policy:

3.4 **Policy RNT1 applies:**

Applications will generally be granted and reviews determined, subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1.

3.5 **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.

4. Summary

4.1 The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:

- prevention of public nuisance,
- prevention of crime & disorder,
- public safety and

- protection of children from harm.

4.2 Where the committee is minded to grant the licence it will be granted subject to the mandatory conditions and conditions consistent with the operating schedule modified to such extent as the authority considers appropriate for the promotion of the licensing objectives detailed in Appendix B to this report.

5. Current Licensing Position

5.1 These premises currently hold a Premises Licence 12/04723/LIPN.

6. Residential Density

60 of the 116 units within a 75m radius of the premises are residential or proposed residential, (51.2%), refer to **Appendix C**.

7. Current Planning Position

Unable to confirm usage of this premises.

List of Appendices

- A – Premises Licence History
- B - Conditions
- C – Residential Map and list of premises in the vicinity

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

- Licensing Act 2003
- City of Westminster Statement of Licensing Policy (7th January 2011)
- Amended Guidance issued under section 182 of the Licensing Act 2003 (June 2013)

Background Documents supplied with this report

- Application form and Plan
- Existing Premise Licence inc plans
- Representations received : Environmental Health Service, Police and conditions agreed and local residents
- Photos

APPENDIX A

Licence & Appeal History

Application	Details of Application	Date determined	Decision
12/04723/LIPN New Application	Application to permit regulated entertainment, late night refreshment and sale of alcohol	02.08.2012	Granted by Licensing Sub-Committee
14/07496/LITENP Temporary Event Notice	Application to permit the sale of alcohol, late night refreshment and the sale of alcohol on 13 th September 2014 from 00:00 to 03:00	23.09.2014	Notice Granted
14/07808/LITENP Temporary Event Notice	Application to permit the sale of alcohol, late night refreshment and the sale of alcohol from 25 th to 27 th September 2014 from 00:00 to 03:00	23.09.2014	Notice Granted
14/08091/LITENP Temporary Event Notice	Application to permit the sale of alcohol, late night refreshment and the sale of alcohol from 1 st to 5 th October 2014 from 00:00 to 03:00	29.09.2014	Notice Granted
Current Variation		Pending	

Appeal details

No appeal comments

APPENDIX B

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 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: attached to the existing premises licence 12/04723/LIPN

Annex 1 – 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 shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;*

(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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;

(i) the outcome of a race, competition or other event or process, or
(ii) the likelihood of anything occurring or not occurring;

(e) 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.

5. The responsible person shall ensure that no alcohol is dispensed 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).

6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

8. The responsible person shall 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; and

(b) customers are made aware of the availability of these measures.

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.

9. *Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.*

Annex 2 – Conditions consistent with the operating Schedule

None

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

9. *The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. 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. 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 is 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 or searching equipment or scanning equipment*
 - f. *any refusal of the sale of alcohol*
 - g. *any visit by a relevant authority or emergency service.*
12. *The premises shall only operate as a restaurant (i) in which customers are shown to their table, (ii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iii) which do not provide any take away service of food or drink for immediate consumption, and (iv) where intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals.*

Note: the Police have proposed an alternative to replace the condition above at condition 70.

13. *The supply of alcohol shall be by waiter or waitress service only.*
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 provision of unamplified live music and facilities for making music shall be restricted to 2 performers playing in the basement area only unamplified acoustic instruments. Drums are not to be played at any time.*
16. *No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.*
17. *Loudspeakers shall not be located in the entrance lobby or outside the premises building.*
18. *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.*
19. *Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.*
20. *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.*
21. *Alcohol consumed outside the premises building shall only be consumed by patrons seated at tables.*
22. *Outside tables and chairs shall be limited to South Wharf Road only and shall be rendered unusable after 22.00 hours each day.*
23. *No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.*
24. *No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.*
NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952
25. *All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.*

26. *No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2300 hours and 0800 hours.*
27. *The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.*
28. *A proof of age scheme, such as Challenge 21, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.*
29. *The maximum number of persons accommodated (including staff) at any one time shall not exceed:*
 - *Ground Floor 30 persons.*
 - *Basement 30 persons.*
30. *Regulated Entertainment shall be restricted to the Basement Floor only.*
31. *No deliveries shall be made to the premises between the hours 23:00 hours and 08:00 hours.*
32. *The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.*
33. *The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.*
34. *All exit doors shall be available at all material times without the use of a key, code, card or similar means.*
35. *Doors at such exits will be regularly checked to ensure that they function satisfactorily, and a record of the check kept.*
36. *All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.*
37. *The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.*
38. *Curtains and hangings shall be arranged so as not to obstruct Emergency safety signs, fire extinguishers or other fire fighting equipment.*
39. *All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.*

40. *The certificates listed below shall be submitted to the Licensing Authority upon written request.*
- *Any emergency lighting battery or system*
 - *Any electrical installation*
 - *Any emergency warning system*
41. *Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.*
- *dry ice and cryogenic fog*
 - *smoke machines and fog generators*
 - *pyrotechnics including fire works*
 - *firearms*
 - *lasers*
 - *explosives and highly flammable substances.*
 - *real flame.*
 - *strobe lighting.*
42. *Customers shall leave the premises no later than 23:30 hours Monday to Thursday, 00:00 hours Friday and Saturday and 22:30 hours on Sunday.*
43. *A sound limiting device located in a separate and remote lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service to ensure that no noise nuisance is caused to local residents. The operational panel of the noise limiter shall then be secured to the satisfaction of officer from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Service.*
44. *The Licence will have no effect within the Basement of the Premises until the Licensing Authority are satisfied that the premises is constructed or altered in accordance with the appropriate provisions of the District Surveyor's Association – Technical Standards for Places of Entertainment and the reasonable requirements of Westminster Environmental Health Consultation Team, at which time this condition will be removed from the Licence.*
45. *Before the Basement Floor open to the public, the plans as provided with the application will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the Premises constructed and this condition has been removed from the Licence. Where the Premises layout has changed from the plans provided during the course of construction a variation application may be required.*

Note: The Environmental Health officer cleared the works on this premises on 17th January 2013 however an application has never been made to remove these conditions from the licence. Upon determination of this current application, conditions 44 and 45 will be removed.

46. *The hours for licensable activities and opening times may be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.*

Conditions consistent with the operating schedule

47. The DPS or deputy shall attend the local pubwatch/retailwatch where available
48. A minimum of 2 SIA licensed door supervisors shall be on duty at the premises from 23:00 until the terminal hour and the premises are clear of all customers.
49. No new customers shall be admitted after 01:30
50. All persons entering or re-entering the premises after 23:30 shall be searched by an SIA trained member of staff.
51. There shall be a minimum of 1 SIA door supervisor at the entrance of the premises at all times after 23:30 to control the entrance area and supervise the designated smoking area.
53. All staff engaged outside the entrance to the premises, supervising or controlling the smoking area, shall wear high visibility yellow jackets or vests.
54. 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.
55. There shall be no consumption of alcohol outside of the premises after 23:00.
56. Alcohol shall not be permitted to be taken outside of the premises after 23:00.
57. Patrons permitted to temporarily leave to smoke, shall be limited to 10 persons at any one time.
58. The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.
59. All staff will be trained every 6 months with regards to responsible alcohol retailing this training will be carried out externally and fully documented.
60. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
61. All staff shall be given regular training in all evacuation procedures including assembly points.
62. There shall be at least one member of staff trained as a fire warden.
63. All fire fighting equipment will be inspected annually.
64. Emergency lighting will be checked on a regular basis and documented.

65. The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.
66. Notices will be displayed informing customers that an Age Verification and Zero Drugs Policy are in operation at the venue and will be vigorously enforced.
67. The premises will enforce the CHALLENGE 25 age verification scheme at the entrance to the venue. The scheme shall require the production of evidence that an individual who appears to be under 25 can prove that they are over 18 by means of a current photo ID card displaying the PASS accreditation, passport or Driving Licence. Any person attempting to purchase Alcohol that cannot produce acceptable evidence will either be refused entry or removed from the premises immediately and an entry will be logged in the incident and refusals book.
68. A Personal Licence holder will be on the premises throughout the period of licensable activity.

At any time that the DPS is not on the premises a Personal Licence holder will be acting DPS through a letter of Delegated Authority that will be displayed for inspection by any Authorised Officer.
69. Any advertising campaigns or promotions of the venue will be carried out in a socially responsible manner and will in no way encourage irresponsible drinking. If any Authorised Officer shows concerns over any promotion to the Licence holder the promotion will be discontinued.

Condition proposed by the Police and agreed with the police

70. The premises shall only operate as a restaurant (i) in which customers are shown to their table, (ii) where the supply of alcohol is by waiter or waitress service only, (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iv) which do not provide any take away service of food or drink for immediate consumption, (v) which do not provide any take away service of food or drink after 23.00, and (vi) where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are seated in the premises and bona fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.
Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

Note: this condition will replace condition 12 on the current licence.

Condition proposed by EH

71. No new entry of patrons after midnight.

72. After midnight only the basement part of the premises can be used for licensable activities and no patrons shall be present on the ground floor except for entry and egress to the basement.

If Committee is minded to grant this application, the conditions below will replace conditions 1 to 8 (above) on the licence:

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.

The following condition shall be added to the licence should the SIA condition be attached to the operating schedule:

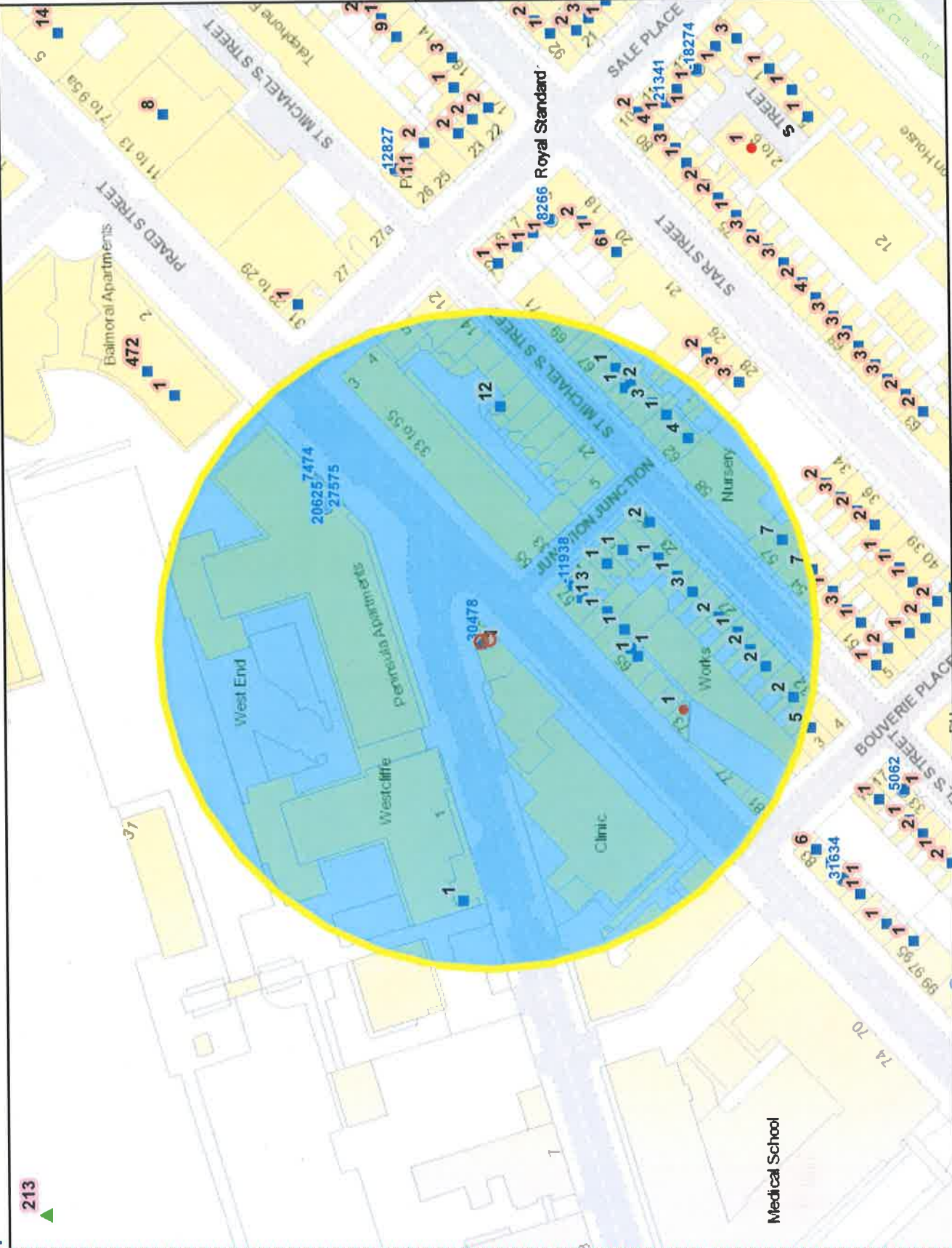
- A. *All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.*

APPENDIX G

Fantasia, 28 Praed Street, London W2 1NH



City of Westminster



Residential / Proposed Residential	60
Under Construction	0
Other Uses	56
Proportion Residential of all Uses	51.2%

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Data Source: Uniform Database
Date: 19/12/2014

10 Meters

Premises within 75 metres of: Fantasia, 28 Praed Street, London W2 1NH

p / n	Name of Premises	Premises Address	Opening Hours
27575	Tesco - Paddington Express	Unit 8 West End Quay South Wharf Road London W2 1LA	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
30478	Sahara Palace	28 Praed Street London W2 1NH	Friday to Saturday 10:00 - 00:15 Monday to Thursday 10:00 - 23:45 Sundays before Bank Holidays 12:00 - 00:15 Sunday 12:00 - 22:45
7474	See Cafe	4D Praed Street London W2 1XJ	Monday to Saturday 09:00 - 23:00 Sunday 10:00 - 22:30
20625	Mandalay Restaurant	Unit 12 West End Quay South Wharf Road London W2 1LA	Friday 07:30 - 00:00 Monday to Thursday 07:30 - 23:00 Saturday 08:30 - 00:00 Sunday 08:30 - 23:00
-11938	Rose Cafe	57 Praed Street London W2 1NS	Friday to Saturday 07:00 - 00:00 Sunday 07:00 - 23:00 Monday to Thursday 07:00 - 23:30
-11847	Grand Union	Unit 1 West End Quay South Wharf Road London W2 1LA	Friday to Saturday 09:00 - 00:00 Sunday 09:00 - 22:30 Monday to Thursday 09:00 - 23:30

BACKGROUND DOCUMENTS

* required information

Section 1 of 17

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Other telephone number

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

- * Is your business registered in the UK with Companies House? Yes No
- * Is your business registered outside the UK? Yes No

* Business name

* VAT number

* Legal status

* Your position in the business

Home country

If your business is registered, use its registered name.
Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

* Building number or name	Oakleigh
* Street	Turners Hill Road
District	Worth
* City or town	Crawley
County or administrative area	WEST SUSSEX
* Postcode	RH10 4SW
* Country	United Kingdom

Section 2 of 17

APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name	FANTAISIA
Street	28 PRAED STREET
District	
City or town	LONDON
County or administrative area	
Postcode	W2 1NH
Country	United Kingdom

Premises Contact Details

Telephone number	0208 127 4522
Non-domestic rateable value of premises (£)	65,847

Section 3 of 17

VARIATION

Continued from previous page...

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

Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

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

Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

The premises is a fully licensed restaurant, located in Praed Street London W2 1NH. Consisting of a ground floor and basement limited to 30 persons on each. It has a 24 HR Tesco Express and an Ambulance Response Station directly opposite. The premises currently enjoys the following Licensable Activities Sale of Alcohol by Retail, Late Night Refreshment and Regulated Entertainment (basement level only),

This proposed Variation is to request an increase in the hours of existing licensable activity, also to add THE PROVISION OF PERFORMANCES OF DANCE and with additional conditions offered by the Premises Licence Holder to be added to the operating schedule to support the increase in requested hours and the licensing objectives.

The premises has operated since Aug 2012 when the LSC after a hearing granted later hours since then there have been no reported complaints with regards to any of the licensing objectives. In addition the premises operated without objection from the Police or the Licensing Authority under TEN'S for 12th-13th/19th-20th/25th-27th September 2014 and 01st-05th October 2014 all these dates went without any complaints or incidents of any kind. None of the licensing objectives were compromised.

Section 4 of 17

PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Section 5 of 17

PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

Continued from previous page...

Section 6 of 17

PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes No

Section 7 of 17

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

Section 8 of 17

PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

Indoors

Outdoors

Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Live music will not be amplified and will only be played in the basement area as to ensure that there is no sound leakage.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start End
Start End

THURSDAY

Start End
Start End

FRIDAY

Start End
Start End

SATURDAY

Start End
Start End

SUNDAY

Start End
Start End

Will the playing of recorded music take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

the recorded music will be amplified and will only be played in the basement area.

State any seasonal variations for playing recorded music.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

Section 10 of 17

PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of dance take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

The dancing will be restricted to the basement area only.

Continued from previous page...

State any seasonal variations for the performance of dance.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 11 of 17

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes

No

Section 12 of 17

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Continued from previous page...

THURSDAY

Start End
Start End

FRIDAY

Start End
Start End

SATURDAY

Start End
Start End

SUNDAY

Start End
Start End

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Food will be served in the ground floor restaurant alcohol will only be available in this area under strict restaurant conditions.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 14 of 17

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

NONE

Section 15 of 17

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

Start

End

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

Start

End

End

WEDNESDAY

Start

Start

End

End

THURSDAY

Start

Start

End

End

Continued from previous page...

FRIDAY

Start 10:00

End 03:00

Start

End

SATURDAY

Start 10:00

End 03:00

Start

End

SUNDAY

Start 12:00

End 23:00

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

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

Section 16 of 17

LICENSING OBJECTIVES

Continued from previous page...

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

The premises will not be hired out or sub-let under this licence. This is not an application for a nightclub or vertical-drinking establishment and will be conditioned accordingly.

REGULATED ENTERTAINMENT TO BE IN THE BASEMENT AREA ONLY

When preparing this application a great deal of thought was given to the licensing objectives a full risk assessment was carried out by an independent licensing consultant. We then put in to practice how the premises would be run by conducting a number of Temporary Events each week for the period of one month. There were no issues and no complaints the overall operation ran very smoothly and none of the licensing objectives were compromised. We also put into practice the advice that has been given by the Westminster Police Licensing and have included them in our operating schedule. It is extremely important to us that the local community embraces our venue with this in mind we have outlined below how we will achieve the high standard of operation expected of a late night venue in Westminster. There are a number of conditions offered by the premises licence holder in addition to the already very comprehensive operating schedule. We would also welcome any input regarding our proposed licensing schedule from any of the Responsible Authorities and are open to any suggestions that would enhance the licensing schedule in respect of the licensing objectives.

b) The prevention of crime and disorder

The premises will not be hired out or sub-let under this licence. This is not an application for a nightclub or vertical-drinking establishment and will be conditioned accordingly.

REGULATED ENTERTAINMENT TO BE IN THE BASEMENT AREA ONLY

The DPS is fully aware of his responsibilities under the LA 2003. The DPS has been made fully aware that risk assessments of the licensing objectives is a requirement and is in the process of taking the National Diploma for DPS level 3 qualification. This has given him a greater understanding of the licensing objectives and the necessary risk assessments to ensure that at no time is the Premises Licence in jeopardy and that all the Licensing Objectives are being adhered to.

These conditions are offered by the Premises Licence Holder in addition to the existing Operating Schedule.

1. The DPS or a deputy will attend local PUB WATCH/ RETAIL WATCH meetings if available.
2. At least (2) SIA Licensed Door Supervisors shall be on duty at the premises from 11:00pm until the terminal Hour and the premises are clear of all customers.
3. No new patron shall be admitted after 01.30
4. All persons entering or re-entering the premises after 11:30 shall be searched by an SIA trained member of staff and monitored by the premises CCTV system.
5. There shall be at least one SIA door Supervisor at the entrance to the premises at all times after 11:30 to control the entrance area and supervise the designated smoking area.
6. All staff engaged outside the entrance to the premises, supervising or controlling the smoking area, shall wear high visibility yellow jackets or vests.
7. 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.
8. There shall be no consumption of alcohol outside of the premises after 11:00pm
9. Alcohol shall not be permitted to be taken outside of the premises after 11:00 pm
10. Patrons permitted to temporarily leave to smoke, shall be limited to (10) persons at any one time.
11. 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.
12. The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.

Continued from previous page...

13. All staff will be trained every 6 months with regards to responsible alcohol retailing this training will be carried out externally and fully documented.

14. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

c) Public safety

The premises will not be hired out or sub-let under this licence. This is not an application for a nightclub or vertical-drinking establishment and will be conditioned accordingly.

REGULATED ENTERTAINMENT TO BE IN THE BASEMENT AREA ONLY

15. The installed digital CCTV system will record for 31 days and cover all public areas of the premises which will monitor all public safety issues. The DPS will be responsible to carry out a fire and health and safety risk assessments for licensed premises all notices in relation to public health and safety will be displayed.

16. The DPS will ensure that the premises operates in line with existing health and safety legislation and is aware that it is also the responsibility of the premises licence holder that this legislation is adhered to. When considering the promotion of public safety the following relevant legislation and risk assessments have been applied.

a) The Regulatory Reform (Fire Safety) Order 2005

b) Health and Safety at Work Regulations 1999

c) Model Westminster and Standard Conditions for Places of Public Entertainment.

17. All staff shall be given regular training in all evacuation procedures including assembly points.

18. There shall be at least one member of staff trained as a fire warden.

19. All fire fighting equipment will be inspected annually.

20. Emergency lighting will be checked on a regular basis and documented.

21. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

22. All fire safety precautions have been considered and implemented to include:-

Fire Separation, fire resistant finishes, smoke detection and ventilation, emergency lighting Decorations and Furnishings.

d) The prevention of public nuisance

The DPS and the Premises Licence holder are responsible for ensuring that the premises do not cause any nuisance to the local residents or the general public. They will monitor the external areas of the premises in relation to public nuisance or anti-social behaviour, deliveries and rubbish collections will only take place during normal business hours. Any anti-social behaviour CCTV recordings will be made available to the police.

The premises will not be hired out or sub-let under this licence. This is not an application for a nightclub or vertical-drinking establishment and will be conditioned accordingly.

REGULATED ENTERTAINMENT TO BE IN THE BASEMENT AREA ONLY

The DPS and the Premises Licence holder are responsible for ensuring that the premises do not cause any nuisance to the local residents or the general public. They will monitor the external areas of the premises in relation to public nuisance or anti-social behavior, deliveries and rubbish collections will only take place during normal business hours. Any anti-social behavior CCTV recordings will be made available to the police.

23. 27. PREVENTION OF NOISE AND VIBRATION ESCAPING FROM THE PREMISES

Under the Risk Assessment it was found that to prevent any disturbance being caused by sound leakage from the premises that extra provisions of sound protection were unnecessary.

24. 28. PREVENTING DISTURBANCE BY CUSTOMERS ARRIVING AND GATHERING AT THE ENTRANCE

Management to control the Entrance and Exit area to ensure that integrity is maintained at all times.

Management to control exit of the venue make sure that customers exit quietly and are made aware that they are to respect our neighbors by keeping noise to a minimum. Signage will be in place for additional information purposes.

25. There shall be at least one SIA door Supervisor at the entrance to the premises at all times after 11:00 to control the entrance area and supervise the designated smoking area.

Continued from previous page...

26. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
27. The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.
28. 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.
29. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to (10) persons at any one time.

e) The protection of children from harm

The DPS will ensure that all staff receive fully documented training in relation to Challenge 25 and the licensing Objectives. A refusal book will be kept on the premises for inspection by the authorities. All necessary signage will be displayed with regard to challenge 25 and the fact that NO ID NO SALE policy is in place. A personal Licence holder will be on duty throughout the time of licensable activity is taking place to authorise any sale of Alcohol.

The premises will not be hired out or sub-let under this licence. This is not an application for a nightclub or vertical-drinking establishment and will be conditioned accordingly.

30. Notices will be displayed informing customers that an Age Verification and Zero Drugs Policy are in operation at the venue and will be vigorously enforced.

31. The premises will enforce the CHALLENGE 25 age verification scheme at the entrance to the venue. The scheme shall require the production of evidence that an individual who appears to be under 25 can prove that they are over 18 by means of a current photo ID card displaying the PASS accreditation, passport or Driving Licence. Any person attempting to purchase Alcohol that cannot produce acceptable evidence will either be refused entry or removed from the premises immediately and an entry will be logged in the incident and refusals book.

32. The premises will enforce the CHALLENGE 25 age verification scheme. The scheme shall require the production of evidence that an individual who appears to be under 25 can prove that they are over 18 by means of a current photo ID card displaying the PASS accreditation, passport or Driving Licence.

An Incident book will be maintained and details of any age related refusals will be recorded. The book will be reviewed monthly by the DPS. Any actions taken shall be recorded in the book and signed by the DPS

The Incident book will be retained on the premises and made available for inspection by Authorised Officers.

33. A CCTV system has been installed in the bar areas and at the Entrance and Exit it has been situated to capture all alcohol purchases and all entrants to the venue.

The system records for 31 days and will be made available to any Authorised Officer immediately for inspection upon request

34. A Personal Licence holder will be on the premises throughout the period of licensable activity. At any time that the DPS is not on the premises a Personal Licence holder will be acting DPS through a letter of Delegated Authority that will be displayed for inspection by any Authorised Officer.

35. Any advertising campaigns or promotions of the venue will be carried out in a socially responsible manner and will in no way encourage irresponsible drinking. If any Authorised Officer shows concerns over any promotion to the Licence holder the promotion will be discontinued.

Section 17 of 17

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

Continued from previous page...

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

315.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

Date (dd/mm/yyyy)

Add another signatory

Continued from previous page...

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/westminster/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION



City of Westminster

64 Victoria Street, London, SW1E 6QP

Schedule 12
Part A

WARD: Hyde Park
UPRN: 010033599595

Premises licence

Regulation 33, 34

Premises licence number:

12/04723/LIPN

Original Reference:

12/04723/LIPN

Part 1 – Premises details

Postal address of premises:

Sahara Palace
28 Praed Street
London
W2 1NH

Telephone Number: 020 8127 5422

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Exhibition of a Film
Provision of facilities for making Music
Performance of Live Music
Playing of Recorded Music
Anything of a similar description to Live Music or Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Exhibition of a Film

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30
Sundays before Bank Holidays:	12:00 to 00:00

Provision of facilities for making Music

Monday to Thursday:	18:00 to 23:00
Friday to Saturday:	18:00 to 23:30
Sunday:	18:00 to 22:00
Sundays before Bank Holidays:	18:00 to 23:30

Performance of Live Music

Monday to Thursday:	18:00 to 23:00
Friday to Saturday:	18:00 to 23:30
Sunday:	18:00 to 22:00
Sundays before Bank Holidays:	18:00 to 23:30

Playing of Recorded Music

Monday to Thursday:	10:00 to 23:00
Friday to Saturday:	10:00 to 23:30
Sunday:	12:00 to 22:00
Sundays before Bank Holidays:	12:00 to 23:30

Anything of a similar description to Live Music or Recorded Music

Monday to Thursday:	18:00 to 23:00
Friday to Saturday:	18:00 to 23:30
Sunday:	18:00 to 22:00
Sundays before Bank Holidays:	18:00 to 23:30

Late Night Refreshment

Monday to Thursday:	23:00 to 23:30
Friday to Saturday:	23:00 to 00:00
Sundays before Bank Holidays:	23:00 to 00:00

Sale by Retail of Alcohol

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30
Sundays before Bank Holidays:	12:00 to 00:00

For times authorised for New Year see conditions at Annex 3

The opening hours of the premises:

Monday to Thursday:	10:00 to 23:45
Friday to Saturday:	10:00 to 00:15
Sunday:	12:00 to 22:45
Sundays before Bank Holidays:	12:00 to 00:15

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

Alcohol is supplied for consumption on the Premises.

Part 2**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

Mr Omar Mohammed

Please note that the address of the licence holder is not displayed, please contact the Licensing Authority if required.

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

N/A

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

Name: Mr Omar Mohammed

Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.

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

Licence Number: 12/04494/LIPERS
Licensing Authority: City Of Westminster Council

Date: 24 August 2012



Signed: pp
Operational Director - Premises Management

Annex 1 – 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 shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;
 - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (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;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) 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.
5. The responsible person shall ensure that no alcohol is dispensed 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).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

8. The responsible person shall 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; and
 - (b) customers are made aware of the availability of these measures.

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.

9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

Annex 2 – Conditions consistent with the operating Schedule

None

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

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. 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. 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 is 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 or searching equipment or scanning equipment
 - f. any refusal of the sale of alcohol
 - g. any visit by a relevant authority or emergency service.
12. The premises shall only operate as a restaurant (i) in which customers are shown to their table, (ii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iii) which do not provide any take away service of food or drink for immediate consumption, and (iv) where intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals.
13. The supply of alcohol shall be by waiter or waitress service only.
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 provision of unamplified live music and facilities for making music shall be restricted to 2 performers playing in the basement area only unamplified acoustic instruments. Drums are not to be played at any time.
16. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
17. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
18. 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.
19. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.

20. 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.
21. Alcohol consumed outside the premises building shall only be consumed by patrons seated at tables.
22. Outside tables and chairs shall be limited to South Wharf Road only and shall be rendered unusable after 22.00 hours each day.
23. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
24. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.
NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952
25. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
26. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2300 hours and 0800 hours.
27. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
28. A proof of age scheme, such as Challenge 21, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
29. The maximum number of persons accommodated (including staff) at any one time shall not exceed:
 - Ground Floor 30 persons.
 - Basement 30 persons.
30. Regulated Entertainment shall be restricted to the Basement Floor only.
31. No deliveries shall be made to the premises between the hours 23:00 hours and 08:00 hours.
32. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
33. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
34. All exit doors shall be available at all material times without the use of a key, code, card or similar means.

35. Doors at such exits will be regularly checked to ensure that they function satisfactorily, and a record of the check kept.
36. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
37. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
38. Curtains and hangings shall be arranged so as not to obstruct Emergency safety signs, fire extinguishers or other fire fighting equipment.
39. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.
40. The certificates listed below shall be submitted to the Licensing Authority upon written request.
 - Any emergency lighting battery or system
 - Any electrical installation
 - Any emergency warning system
41. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
 - dry ice and cryogenic fog
 - smoke machines and fog generators
 - pyrotechnics including fire works
 - firearms
 - lasers
 - explosives and highly flammable substances.
 - real flame.
 - strobe lighting.
42. Customers shall leave the premises no later than 23:30 hours Monday to Thursday, 00:00 hours Friday and Saturday and 22:30 hours on Sunday.
43. A sound limiting device located in a separate and remote lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service to ensure that no noise nuisance is caused to local residents. The operational panel of the noise limiter shall then be secured to the satisfaction of officer from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Service.
44. The Licence will have no effect within the Basement of the Premises until the Licensing Authority are satisfied that the premises is constructed or altered in accordance with the appropriate provisions of the District Surveyor's Association – Technical Standards for Places of Entertainment and the reasonable requirements of Westminster Environmental Health Consultation Team, at which time this condition will be removed from the Licence.
45. Before the Basement Floor open to the public, the plans as provided with the application will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the Premises constructed and this condition has

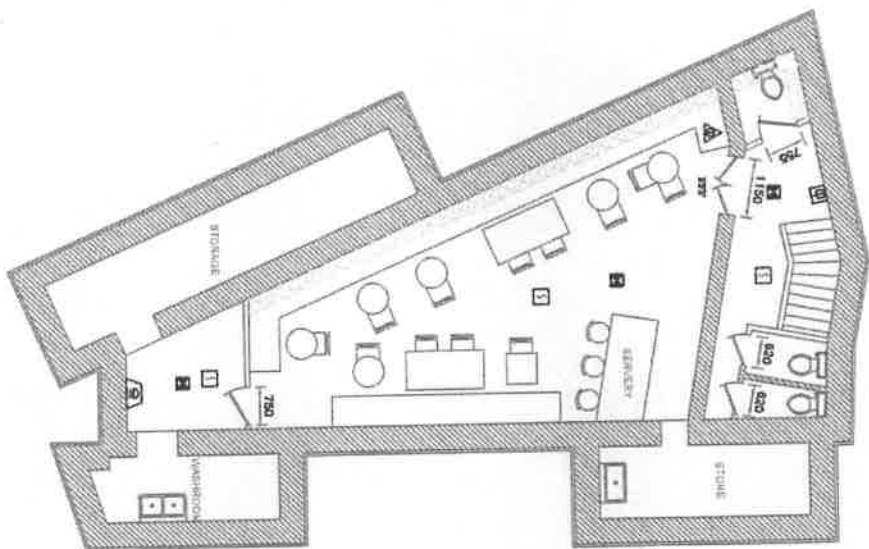
been removed from the Licence. Where the Premises layout has changed from the plans provided during the course of construction a variation application may be required.

46. The hours for licensable activities and opening times may be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

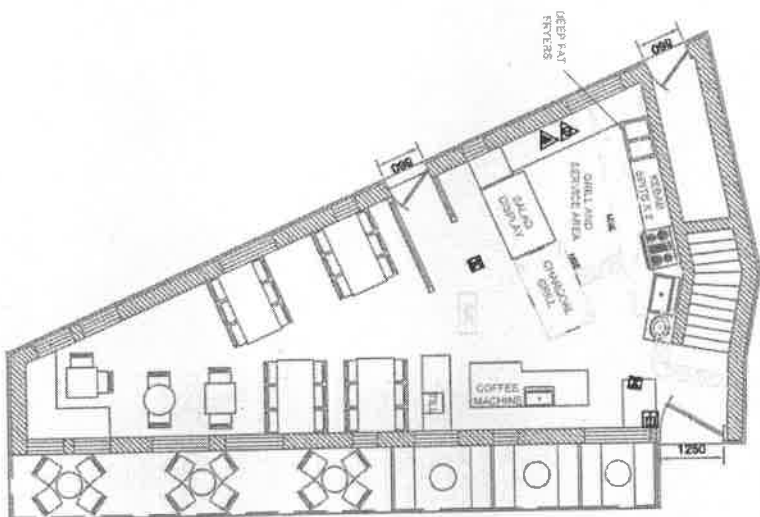
Annex 4 – Plans

Attached

DETAIL 1: BASEMENT PLAN
SCALE: 1:100 @ A3



DETAIL 2: GROUND FLOOR PLAN
SCALE: 1:100 @ A3



All dimensions to be checked on site.
Do not scale off this drawing.
All dimensions are shown in
millimetres unless otherwise stated.
IF IN DOUBT ASK

- KEY:
- Water Pm Extractor
 - Area covered by Automatic Sprinkler Detection
 - Self-Cleaning
 - Smoke Ventilation
 - Hand fire type
 - Area covered with a system of Smoke Lighting
 - Made of non-combustible material
 - Fire Exit
 - Fire Protected wall
 - Disabled Access
 - Air Conditioning Units
 - Lifts
 - Mechanical Space Extraction
 - Fire Exit

AR CONSULTANTS
ARCHITECTS
400 Broadwalk, 20th Floor, Victoria Station
London, EC1A 3BE
Tel: 020 7493 4000
Fax: 020 7493 4001
www.arconsultants.com

28 Princes Street,
London.

Project Name		Sahara Palace Floor Plans	
Client Name		APPROVAL	
Rev: 1.000000	Date: 27/01/2011	Rev: 1.000000	Date: 27/01/2011
Author: M. S. S. S.	Check: M. S. S. S.	Author: M. S. S. S.	Check: M. S. S. S.
Project No: 1000000	Sheet No: 02	Project No: 1000000	Sheet No: 02



City of Westminster
64 Victoria Street, London, SW1E 6QP

**Schedule 12
Part B**

**WARD: Hyde Park
UPRN: 010033599595**

**Premises licence
summary**

Regulation 33, 34

Premises licence number:

12/04723/LIPN

Part 1 – Premises details

Postal address of premises:

Sahara Palace
28 Praed Street
London
W2 1NH

Telephone Number: 020 8127 5422

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Exhibition of a Film
Provision of facilities for making Music
Performance of Live Music
Playing of Recorded Music
Anything of a similar description to Live Music or Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Exhibition of a Film

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30
Sundays before Bank Holidays:	12:00 to 00:00

Provision of facilities for making Music

Monday to Thursday:	18:00 to 23:00
Friday to Saturday:	18:00 to 23:30
Sunday:	18:00 to 22:00
Sundays before Bank Holidays:	18:00 to 23:30

Performance of Live Music

Monday to Thursday:	18:00 to 23:00
Friday to Saturday:	18:00 to 23:30
Sunday:	18:00 to 22:00
Sundays before Bank Holidays:	18:00 to 23:30

Playing of Recorded Music

Monday to Thursday:	10:00 to 23:00
Friday to Saturday:	10:00 to 23:30
Sunday:	12:00 to 22:00
Sundays before Bank Holidays:	12:00 to 23:30

Anything of a similar description to Live Music or Recorded Music

Monday to Thursday:	18:00 to 23:00
Friday to Saturday:	18:00 to 23:30
Sunday:	18:00 to 22:00
Sundays before Bank Holidays:	18:00 to 23:30

Late Night Refreshment

Monday to Thursday:	23:00 to 23:30
Friday to Saturday:	23:00 to 00:00
Sundays before Bank Holidays:	23:00 to 00:00

Sale by Retail of Alcohol

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30
Sundays before Bank Holidays:	12:00 to 00:00

For times authorised for New Year see conditions at Annex 3

The opening hours of the premises:

Monday to Thursday:	10:00 to 23:45
Friday to Saturday:	10:00 to 00:15
Sunday:	12:00 to 22:45
Sundays before Bank Holidays:	12:00 to 00:15

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

Alcohol is supplied for consumption on the Premises.

Name and (registered) address of holder of premises licence:

Mr Omar Mohammed

Please note that the address of the licence holder is not displayed, please contact the Licensing Authority if required.

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

N/A

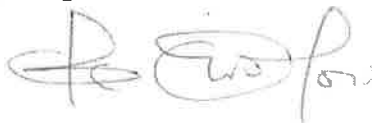
Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:

Name: Mr Omar Mohammed

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

Restricted

Date: 24 August 2012



Signed: PP
Operational Director - Premises Management

18/12/2014 11:08:05

From: "Marriott, Chris" </O=CITYOFWESTMINSTER/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=CMARRIOTT2>
Sent: 04/12/2014 14:13:19
To: idoxlicensing </O=CITYOFWESTMINSTER/OU=CORPORATE/CN=RECIPIENTS/CN=IDOXLICENSING>
Cc: idoxlicensing
Subject: Fantasia - 28 Praed Street, W2 - 14/09849/LIPV

Dear Sir/Madam

Please find attached our letter of representations and proposed police conditions for the above application.

Best Wishes,

PC Chris Marriott 3540CW

Westminster Police Licensing Team

4th floor, 64 Victoria Street,

London, SW1 EQP

Tel: 02076411709

Your

Our reference:PT 14/09849/LIPN

Date: 4th December 2014

METROPOLITAN POLICE SERVICE

Constable Chris Marriott 3540CW
Westminster Police Licensing Unit
Westminster City Hall
Fourth Floor
64 Victoria Street
London
SW1E 6QP

Telephone: 020 7641 1705
mob
Facsimile: 020 7641 4236
Email:cmariott2@westminster.gov.uk

Application for Premises Licence Variation – Fantasia, 28 Praed Street, W2
1NH

Dear Sir/Madam,

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

There are concerns that this application will cause further policing problems in an already demanding area and add to cumulative impact.

Below are the conditions police require, along with those proposed. Should you agree to them being added to the operating schedule, we may be in a position to withdraw our representation.

This will replace the outdated condition 12 (Annex 3) on the current licence:

1. The premises shall only operate as a restaurant (i) in which customers are shown to their table, (ii) where the supply of alcohol is by waiter or waitress service only, (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iv) which do not provide any take away service of food or drink for immediate consumption, (v) which do not provide any take away service of food or drink after 23.00, and (vi) where alcohol shall not be sold, supplied, or consumed on the

premises otherwise than to persons who are seated in the premises and bona fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.
Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

Should you wish to discuss the matter further please contact me on **0207 641 3179** or via email cmarriott2@westminster.gov.uk

Yours sincerely

Chris Marriott.

Anand-Patel, Sumeet

From: Marriott, Chris
Sent: 06 January 2015 13:26
To: Anand-Patel, Sumeet; Noel Samaroo
Subject: RE: Fantasia - 28 Praed Street, W2 - 14/09849/LIPV

Hi Sumeet,

Sorry our emails are not very clear, yes this is in respect of Thursday to Saturday. Police have no reps regarding the hours requested on the app Sunday to Wednesday.

Noel, can you confirm with Sumeet the hours are amended for the application.

Kind regards

Chris

From: Anand-Patel, Sumeet
Sent: 06 January 2015 12:09
To: Marriott, Chris; Noel Samaroo
Subject: RE: Fantasia - 28 Praed Street, W2 - 14/09849/LIPV

Hi Chris and Noel,

Can you confirm that the applicant has amended their application hours to the following:

Regulated entertainment - Thursday to Saturday to terminate at 01:30

Late Night Refreshment - Thursday to Saturday to terminate at **02:00**. The 02:00 terminal hour can not apply to any other day as it was not applied for in the initial variation application.

Sale of Alcohol - Thursday to Saturday to terminate at 01:00

with everybody off the premises by 02:00 on these days.

Many thanks,

Sumeet Anand-Patel (Mrs)
Environmental Health Case Officer
Westminster City Council
4th Floor West
City Hall
64 Victoria Street
London SW1E 6QP

Tel: 020 7641 2737
Fax: 020 7641 7815
sanandpatel@westminster.gov.uk
www.westminster.gov.uk



From: Marriott, Chris
Sent: 06 January 2015 11:20
To: Noel Samaroo
Cc: idoxlicensing; Anand-Patel, Sumeet
Subject: RE: Fantasia - 28 Praed Street, W2 - 14/09849/LIPV

Good Morning Noel,

Thank you for your email, as your client agrees with the further conditions police withdraw our representations to this application.

Kind regards

Chris Marriott

From: Noel Samaroo [<mailto:info.ntad@gmail.com>]
Sent: 23 December 2014 17:21
To: Marriott, Chris
Subject: Re: Fantasia - 28 Praed Street, W2 - 14/09849/LIPV

Hi Chris
Yes have discussed the conditions you proposed and are accepted.

Kind Regards
Noel

On 23 Dec 2014 10:53, "Marriott, Chris" <cmarriott2@westminster.gov.uk> wrote:

Good Morning Noel,

Have you managed to discuss this with your client?

I am off from today and not back in until the new year.

Kind regards

Chris

From: Marriott, Chris
Sent: 19 December 2014 17:24
To: 'Noel Samaroo'
Subject: RE: FW: Fantasia - 28 Praed Street, W2 - 14/09849/LIPV

Hi Noel,

The police will not accept this, the 0200 is to allow up to

Please call me Monday should you wish to discuss. Hopefully your client accepts this to save anything further being required.

Kind regards

Chris

From: Noel Samaroo [<mailto:info.ntad@gmail.com>]
Sent: 19 December 2014 16:02
To: Marriott, Chris
Subject: Re: FW: Fantasia - 28 Praed Street, W2 - 14/09849/LIPV

Hi all looks good with the exception of the premises being clear by 02.00 because with the LNR being 02.00 there is no time for consumption can we compromise at the following :

- Last sale of Alcohol 01.30 with 30 mins drinking up.
- Late night refreshments 02.00
- Regulated entrainment.01.30

Premises clear by 02.30

Kind regards

Noel

On 19 Dec 2014 14:45, "Marriott, Chris" <> wrote:

Hi Noel,

What about this.

1 am LAST SALE of alcohol with drinking up time (off premises).

130 am – regulated entertainment.

2 am – late night refreshment,

With a condition of - Everybody off premises by 2am.

The other condition I requested was one that your client already has, however slightly updated:

1. The premises shall only operate as a restaurant (i) in which customers are shown to their table, (ii) where the supply of alcohol is by waiter or waitress service only, (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iv) which do not provide any take away service of food or drink for immediate consumption, (v) which do not provide any take away service of food or drink after 23.00, and (vi) where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are seated in the premises and bona fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

Kind regards

Chris

From: Marriott, Chris
Sent: 19 December 2014 14:25
To: 'info@ntad.co.uk'
Cc: idoxlicensing
Subject: Fantasia - 28 Praed Street, W2 - 14/09849/LIPV

Mr Samaroo,

Further to my representations, police will not be a position to withdraw due to the excessive times required for the sale of alcohol. Can you call me to discuss this please.

I am still awaiting a response from my first email I sent you on the 4th of December. Please contact me if you have still not received this.

Kind regards

PC Chris Marriott 3540CW

Westminster Police Licensing Team

4th floor, 64 Victoria Street,

London, SW1 EQP

Tel: 02076411709

The way you register to vote has changed. Find out what you need to do here. <http://bit.ly/1slv9lv#>

If you have a business in Westminster, we can take care of your commercial waste or recycling. Visit <http://cleanstreets.westminster.gov.uk> or call 020 7641 6180.

How can we make it easier for you to be involved in council decisions? Let us know by completing an online survey <http://www.surveygizmo.com/s3/1729127/Community-Engagement-Survey> or

TO Mrs Sumeet Anand-Patel

REFERENCE 14/09849/LIPV

FROM EH Consultation Team, 4th Floor, City Hall

REFERENCE 14/052445/EHCT

BEING DEALT WITH BY Anil Drayan

TELEPHONE EXT. 1774

DATE 8 December 2014

FANTASIA, 28 PRAED STREET, LONDON, W2 1NH

I refer to the application for variation of the Premises Licence, 12/04723/LIPN, for the above premises.

The applicant is seeking the following variations:

1. To increase the hours for the following Regulated Entertainments on Thursday to Saturday to 03:00 hours;
 - Live Music
 - Recorded Music
2. To add the Provision of Performance of Dance indoors from 10:00 to 23:00 hours Monday to Wednesday, 10:00 to 03:00 Thursday to Saturday and 10:00 to 22:00 hours Sunday
3. To increase the hours for the Provision of Late Night Refreshment to 01:00 hours Monday to Wednesday and to 02:00 hours Thursday to Saturday
4. To increase the hours for the Supply of Alcohol to 00:30 hours Monday to Wednesday and to 02:30 hours Thursday to Saturday.

I wish to make the following representations:

1. The increase in hours for the Regulated Entertainments sought may cause an increase in Public Nuisance in the area.
2. The addition of Provision of Performance of Dance and for the hours requested may cause an increase in Public Nuisance in the area and may impact on Public Safety

3. The increase in hours for Late Night Refreshment may cause an increase in Public Nuisance in the area
4. The increase in hours for the Supply of Alcohol may cause an increase in Public Nuisance in the area

The hours requested go significantly beyond 'core' hours as stated in Westminster's Statement of Licensing Policy.

The applicant has offered additional conditions in support of the application and these are under consideration.

The applicant is advised that Environmental Health will also need to be satisfied that any plant and machinery employed should have appropriate mitigation measures to prevent Public Nuisance from odour or noise from its use for the additional hours sought.

The premises shall also need to be assessed for Public Safety under the District Surveyor's Technical Standards for Places of Entertainment for the additional Regulated Entertainment sought.

The applicant is requested to contact the undersigned to discuss all these issues and to arrange a site visit after which Environmental Health may propose additional conditions to allay its concerns.

Representations are therefore made on grounds of Public Nuisance, Public Safety and for being against Policy.

Anil Drayan
Environmental Health Officer
Environmental Health Consultation Team

TO Mrs Sumeet Anand-Patel

REFERENCE 14/09849/LIPV

FROM EH Consultation Team, 4th Floor, City Hall

REFERENCE 14/052445/EHCT

BEING DEALT WITH BY Anil Drayan

TELEPHONE EXT. 1774

DATE 31 December 2014

FANTAISIA, 28 PRAED STREET, LONDON, W2 1NH

I refer to the application for variation of the Premises Licence, 12/04723/LIPN, for the above premises.

Further to my representations dated 8 December 2014 Environmental Health makes the following comments:

- A premises history check has shown that the premises have not been the subject of any nuisance complaints made against it.
- The 'works' conditions 44 and 45 on the existing licence can be removed as Environmental Health have carried out site inspections in the past and found that the works have been carried out satisfactorily. However it is unclear if Environmental Health were consulted in the implementation of the sound limiter condition 43.
- The applicant is advised that Environmental Health will also need to be satisfied that any plant and machinery employed should have appropriate mitigation measures to prevent Public Nuisance from odour or noise from its use for the additional hours sought. (*Demonstrating that the plant has planning permission for the proposed hours of use is usually sufficient evidence*)
- I understand that the applicant has reduced the hours originally requested for all the licensable activities but the request still remains significantly beyond the core hours policy. A site visit has confirmed that residential premises are closeby such that they could easily suffer from public nuisance arising from the later use of the premises for licensable activities.
- Although the applicant has offered a significant number of additional conditions and undertakings in the operating schedule these would require them to be continuously implemented to the highest standards for nuisance to be minimised. Environmental Health therefore considers that this is a matter for determination by the Licensing Sub-committee.

Anand-Patel, Sumeet

From: Drayan, Anil
Sent: 31 December 2014 10:15
To: Anand-Patel, Sumeet
Cc: omar-lon@hotmail.co.uk; info@ntad.co.uk
Subject: Application 14/09849/LIPV Praed St,28, Fantasia.
Attachments: Praed St,28, Fantasia.(conds).29.12.14.rtf

FAO S. Anand-Patel, Licensing Officer

Please find attached EH proposals for this application.

Anil Drayan
Environmental Health Officer
Environmental Health Consultation Team
tel/mob 0207 641 1774
fax 0207 641 3436
adrayan@westminster.gov.uk
www.westminster.gov.uk

**Premises Management
Westminster City Council
4F, City Hall
64 Victoria Street
London SW1E 6QP**



Praed St,28, Fantasia.(conds).29.12.14.rtf

Note: To protect against computer viruses, e-mail programs may prevent sending or receiving certain types of file attachments. Check your e-mail security settings to determine how attachments are handled.

Details of public representations relating to 14/09849/LIPV

Comments received via other means:

- **Mr Ross K Graham - 5, Sale Place, London, W2 1PJ**
Received: 27 Nov 2014 by Neighbour Consulted Via Letter
SUPPORT – see attached
- **Ms Elizabeth Virgo – PWMV Society, 4 Browning House, 19-21 Formosa Street, London W9 2JS**
Received: 1 Dec 2014 by Local Neighbourhood Group
OBJECTION – see attached
- **Mr John Zamit - SEBRA (South East Bayswater Residents Association), 2 Claremont Court, Queensway**
Received: 2 Dec 2014 by Local Neighbourhood Group
OBJECTION – see attached

Comments received electronically via Public Access:

- **Mr Tomas Jones - 3 Junction Place, London, W2 1RG**
Received: 25 Nov 2014
OBJECTION

Dear Westminster,

I was extremely concerned to learn about case 14/09849/LIPV.

The area in which this premises operates is flanked by residential property (e.g. Praed Street flats, Junction Place, Paddington Basin) and hotels (e.g. Tune). Extending the hours of licensable activity and/or the provision of performances of dance will likely be contrary to your goals of preventing crime/disorder and preventing public nuisance.

On occasion, I have heard music coming from this venue. I fear that allowing this license holder to extend their hours and possibly holding performances of dance will worsen this. Please make sure this is not allowed to happen. The application to operate until 3am on Thursday, Friday and Saturday is of particular concern as is the provision of longer hours of alcohol provision.

*Kind Regards,
Tomas Jones*

5 Sale Place . London W2 1PJ
ross.graham@outlook.com . 07771 834202

Steve Harrison Esq
Licensing Service Premises Management
City of Westminster
Westminster City Hall
64 Victoria Street
London SW1E 6QP

25th November 2014

Ref: 14/09849/LIPV



Dear Mr Harrison

Application for a premises licensing variation
Fantasia, 28 Praed Street, London W2 1NH

I received notification of the above under cover of your letter of 12th November. I am writing only to confirm my support as a local house holder for the proposal; the Fantasia operates as a Greek restaurant, providing good food and is a credit to the neighbourhood and I feel comfortable that the increase in licensing hours required will be used effectively and will not cause any disturbance within the area.

Yours sincerely



Ross K Graham



Patron – The Viscount Norwich
President- Michael Bond
Chairman and Treasurer- Elizabeth Virgo
Hon Secretary –Hazel Hindler

Licensing Objections
Westminster City Council
4th Floor (West)
64 Victoria Street
London SW1E 6QP

1st December 2014

Dear Sirs

REPRESENTATION FROM
THE PADDINGTON WATERWAYS AND MAIDA VALE SOCIETY IN RESPECT OF
Name Fantasia 28 Praed Street W2 1NH
Reference: 14/09849/LIPV

Our comments are made as an Amenity Society recognised by Westminster City Council. We are officially charged with working towards the preservation and enhancement of the architectural and environmental quality of Little Venice, Maida Vale and the Paddington Waterway area (including planning and licensing issues). We are concerned with the well-being and sense of community of its residents and whilst only a few of amenity society members live in the immediate vicinity of these premises, it does have a number of residents living nearby.

We recognise that these premises are run as a business and we are aware that it has to be a viable operation, providing services for locals as well as people who are not residents in this area.

The proposed Variation is to request an increase in the hours of existing licensable activity outside its current Core Hours, with additional conditions offered by the Premises Licence Holder to be added to the operating schedule to support the increase in requested hours and the licensing objectives. It also proposes to add The Provision of Performance of Dance.

We are concerned that the very nature of the business is being changed and that it will add to the potential risk of increased Public Nuisance and Public Disorder in the area.

There is a significant increase in the hours sought for the sale of alcohol (on sales only) – 10am-12.30am Mon-Weds, 10am-2.30am Thurs-Sat, midday to 10.30pm Sun. There is a similar increase in hours sought for Late Night Refreshment – 1am Mon-Thurs, 2am Thurs-Sat. Although there is a condition proposed that there are no new patrons after 1.30am, the existing patrons could sit and drink until later. 'Food will be served in the ground floor restaurant; alcohol will only be available in this area

under strict restaurant conditions.' However no mention is made in the application of what they plan to do in the basement. In addition, late night refreshment finishes at an earlier time than the proposed sale of alcohol

The increase in hours for Regulated Entertainment (both live and recorded music) – to 11pm Mon-Weds, 3am Thurs- Sat, 10pm Sun, together with the new request for performance of dance – 10am to 11pm Mon-Weds, 10am to 3am Thurs- Sat, 10am to 10pm Sun, is another concern.

Dispersal of customers is always a potential issue and the Opening hours proposed (1am Mon-Wed, 3am Thurs-Sat and 11pm Sunday) could be a problem on some of the early mornings.

They have proposed conditions including: 2 SIA door supervisors from 11pm until close. No new patrons after 1.30am. Searches after 11.30pm. No drinks outside after 11pm. Limit of 10 smokers outside. 1 SIA at entrance to monitor customers. We question whether these measures are sufficient to counter the likely adverse effect of these much later hours and additional activities. The current core hours align with WCC Policy and should be sufficient.

As we understand it, the tables and chairs' license in force is limited to South Wharf Road, to be rendered unusable after 10pm. We consider this approach should remain in force and not extended until 11.00pm. Nor should smokers be allowed to congregate there past 10.00pm.

Finally, we recognise that the current management may feel they can "police" the conditions they propose effectively, but were the licence to be sold on at a later stage, the successors might be less able to do so.

We will make every endeavour to attend the hearing, but if unable to, will ask Richard Brown to represent us.

Yours faithfully

Elizabeth Virgo

Chairman
4 Browning House, 19-21 Formosa Street, London W9 2JS

Anand-Patel, Sumeet

Subject: FW: Fantasia 28 PRAED STREET W2 1NH Reference: 14/09849/LIPV
Attachments: Fantasia December 201414-09849-LIPV.doc

From: John Zamit, Chairman, SEBRA [<mailto:Chairman@SEBRA.org.uk>]
Sent: 02 December 2014 12:27
To: Premises Licensing
Cc: ELIZABETH VIRGO; licensing@westminstercab.org.uk; Chairman, SEBRA John Zamit
Subject: Fantasia 28 PRAED STREET W2 1NH Reference: 14/09849/LIPV

South East Bayswater Association (SEBRA) fully supports objection from the PW&MV Society (attached).

We are against any increase in hours and the provision of dance as this will lead to an increase in public nuisance in the area as well as increase in crime and disorder

The premises are opposite residential units and the surrounding area of Praed Street is primarily residential.

We will attend any hearing of the licensing committee on this application.

John Zamit
Chairman
SEBRA (South East Bayswater Residents' Association)
2 Claremont Court
Queensway
LONDON
W2 5HX

Tel: 020 7727 6104
Mobile: 07768 068277

Email: Chairman@SEBRA.org.uk
Website: www.sebra.org.uk



13 November 2014 14:42:18



13 November 2014 14:42:41



13 November 2014 14:43:15



13 November 2014 14:43:27



13 November 2014 14:43:59