



City of Westminster

# Committee Agenda

Title: **Licensing Sub-Committee (4)**

Meeting Date: **Thursday 24th November, 2016**

Time: **10.00 am**

Venue: **Rooms 5, 6 & 7 - 17th Floor, Westminster City Hall, 64  
Victoria Street, London, SW1E 6 QP**

Members: **Councillors:**

Jean Paul Floru (Chairman)  
Nick Evans  
Murad Gassanly

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

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

## AGENDA

### PART 1 (IN PUBLIC)

#### 1. MEMBERSHIP

To report any changes to the membership.

#### 2. DECLARATIONS OF INTEREST

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

#### Licensing Applications for Determination

#### 1. ROYAL SOCIETY OF ARTS, 8 JOHN ADAM STREET, WC2

(Pages 1 - 40)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
1.	St James's Ward / not in cumulative impact area	Royal Society Of Arts, 8 John Adam Street, WC2	Variation	16/08844/LIPV

#### 2. 30 UPPER GROSVENOR STREET, W1

(Pages 41 - 112)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
2.	West End Ward / not in	30 Upper Grosvenor Street, W1	New	16/08836/LIPN

	cumulative impact area			
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**3. SLUG AND LETTUCE, GROUND FLOOR, 17-19 ARTILLERY ROW, SW1**

**(Pages 113 - 192)**

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
3.	St James's Ward / not in cumulative impact area	Slug And Lettuce, Ground Floor, 17-19 Artillery Row, SW1	Variation	16/08839/LIPV

**4. NO. 4 MAYFAIR, FIRST FLOOR, 4 MILL STREET, W1**

**(Pages 193 - 228)**

App No	Ward	Site Name and Address	Application	Licensing Reference Number
4.	West End Ward / Core CAZ North	No. 4 Mayfair, First Floor, 4 Mill Street, W1	Renewal of sexual entertainment venue premises licence	16/09853/LISE VR

**Charlie Parker  
Chief Executive  
18 November 2016**

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

## **POLICY CONSIDERATIONS**

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

## **GUIDANCE CONSIDERATIONS**

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

## **LIVE MUSIC ACT 2012**

The Live Music Act amends the Licensing Act 2003 by:

- removing the licensing requirement for amplified live music taking place between 8am and 11pm before audiences of no more than 200 persons on premises authorised by a premises licence or club premises certificate to supply alcohol for consumption on the premises (at a time when those premises are open for the purposes of being used for the supply of alcohol for consumption on the premises), subject to the right of a licensing authority to impose conditions about live music following a review of a premises licence or club premises certificate
- removing the licensing requirement for amplified live music taking place between 8am and 11pm before audiences of no more than 200 persons in workplaces not otherwise licensed under the 2003 Act (or licensed only for the provision of late night refreshment)
- removing the licensing requirement for unamplified live music taking place between 8am and 11pm in any place, subject to the right of a licensing authority to impose conditions about live music following a review of a premises licence or club premises certificate relating to premises authorised to supply alcohol for consumption on the premises
- removing the licensing requirement for the provision of entertainment facilities
- widens the licensing exemption for live music that is integral to a performance of Morris dancing or dancing of a similar type, so that the exemption applies to both live or recorded music instead of just unamplified live music in that instance.

## **CORE HOURS WHEN CUSTOMERS ARE PERMITTED TO BE ON THE PREMISES**

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

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

Friday and Saturday: 10:00 to midnight

Sundays immediately prior to Bank Holidays: Midday to midnight

Other Sundays: Midday to 22:30

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

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

Monday to Saturday: 08:00 to 23:00

Sundays: 10:00 to 22:30.

- For premises for the provision of other licensable activities:

Friday and Saturday: 09.00 to midnight

Sundays immediately prior to Bank Holidays: 09.00 to midnight

Other Sundays: 09.00 to 22.30

Monday to Thursday: 09.00 to 23.30.

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City of Westminster

# Licensing Sub-Committee Report

Agenda Item 1

Item No:	
Date:	24 November 2016
Licensing Ref No:	16/08844/LIPV - Premises Licence Variation
Title of Report:	Royal Society Of Arts 8 John Adam Street London WC2N 6EZ
Report of:	Director of Public Protection and Licensing
Wards involved:	St James's
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Heidi Lawrance Senior Licensing Officer
Contact details	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

## 1. Application

1-A Applicant and premises			
<b>Application Type:</b>	Variation of a Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	17 August 2016		
<b>Applicant:</b>	The Royal Society For Arts		
<b>Premises:</b>	Royal Society Of Arts		
<b>Premises address:</b>	Royal Society Of Arts 8 John Adam Street London WC2N 6EZ	<b>Ward:</b>	St James's
		<b>Cumulative Impact Area:</b>	None
<b>Premises description:</b>	The premises are made up of a number of rooms which are available to hire for private functions and two restaurants.		
<b>Variation description:</b>	<p>The proposed variations are as follows:</p> <p>Extend the hours for serving alcohol and live music on Sunday from 12:00 until 23:30 to 12:00 until 00:00.</p> <p>Extend the opening hours of the premises on a Sunday from 12:00 until 00:00 to 12:00 until 00:30.</p> <p>Condition contained within clause 12 is inconsistent with Part A, Annex 1. Condition to be amended to reflect the correct information.</p> <p>Increase the capacity of people who can perform in a Live Band from 4 to 6.</p> <p>Remove the need for a quest list in advance of events and for all visitors to be registered.</p> <p>Remove the condition 24 that states all licensable activities shall only be to persons attending pre-booked or ticketed events.</p> <p>Remove condition 26 which states no draught sales of alcohol.</p> <p>Add the capacity of each room, currently only 4 rooms listed on the premises licence.</p> <p>Remove condition 21 and 22 from Annex 3 as they are duplicated by conditions 40 and 41.</p>		



	Remove the condition 55 which refers to special effects.
<b>Premises licence history:</b>	The premises has been licensed since September 2005.
<b>Applicant submissions:</b>	None.

1-B Current and proposed licensable activities, areas and hours						
Regulated Entertainment						
Performance of Live Music						
Indoors, outdoors or both		Current:			Proposed:	
		Indoors			Indoors	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	10:00	00:00	No change	No change	No change	No change
<b>Tuesday</b>	10:00	00:00				
<b>Wednesday</b>	10:00	00:00				
<b>Thursday</b>	10:00	00:00				
<b>Friday</b>	10:00	00:00				
<b>Saturday</b>	10:00	00:00				
<b>Sunday</b>	12:00	23:30	12:00	00:00		
<b>Seasonal variations: Non-standard timings:</b>	<b>Current:</b> Please see Annex 1, Condition 12			<b>Proposed:</b> Please see Annex 1, Condition 12		

Late night refreshment						
Indoors, outdoors or both		Current :			Proposed:	
		Indoors			Indoors	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	23:00	00:30	No change	No change	No change	No change
<b>Tuesday</b>	23:00	00:30				
<b>Wednesday</b>	23:00	00:30				
<b>Thursday</b>	23:00	00:30				
<b>Friday</b>	23:00	00:30				
<b>Saturday</b>	23:00	00:30				
<b>Sunday</b>	23:00	00:00				
<b>Seasonal variations/ Non-standard timings:</b>	<b>Current:</b> Please see Annex 1, Condition 12			<b>Proposed:</b> Please see Annex 1, Condition 12		

Sale by Retail of Alcohol						
On or off sales			Current :			Proposed:
			On Sales			On Sales
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:00	No Change		No Change	No Change
Tuesday	10:00	00:00				
Wednesday	10:00	00:00				
Thursday	10:00	00:00				
Friday	10:00	00:00				
Saturday	10:00	00:00				
Sunday	12:00	23:30	12:00	00:00		
Seasonal variations/ Non-standard timings:		Current: Please see Annex 1, Condition 12			Proposed: Please see Annex 1, Condition 12	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:30	No change		No Change	No Change
Tuesday	10:00	00:30				
Wednesday	10:00	00:30				
Thursday	10:00	00:30				
Friday	10:00	00:30				
Saturday	10:00	00:30				
Sunday	12:00	00:00	12:00	00:30		
Seasonal variations/ Non-standard timings:		Current: Please see Annex 1, Condition 12			Proposed: Please see Annex 1, Condition 12	

1-C Layout alteration
None proposed.

1-D Conditions being varied, added or removed	
Condition	Proposed variation
<p><b><u>Condition 12 (i)</u></b></p> <p>Alcohol may be sold or supplied:</p> <p>(a) On weekdays, other than Christmas</p>	<p><b><u>Condition 12 (i)</u></b></p> <p>Alcohol may be sold or supplied:</p> <p>(a) On weekdays, other than Christmas</p>

<p>Day, Good Friday or New Year's Eve, 10:00 to 23:00</p> <p>(b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30</p> <p>(c) On Good Friday, 12:00 to 22:30</p> <p>(d) On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30</p> <p>(e) On New Year's Eve, except on a Sunday, 10:00 to 23:00</p> <p>(f) On New Year's Eve on a Sunday, 12:00 to 22:30</p> <p>(g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).</p>	<p>Day, Good Friday or New Year's Eve, 10:00 to 00:00</p> <p>(b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 00:00</p> <p>(c) On Good Friday, 12:00 to 00:00</p> <p>(d) On Christmas Day, 12:00 to 15:00 and 19:00 to 00:00</p> <p>(e) On New Year's Eve, except on a Sunday, 10:00 to 00:00</p> <p>(f) On New Year's Eve on a Sunday, 12:00 to 00:00</p> <p>(g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).</p>
<p><b><u>Condition 15</u></b></p> <p>The regulated entertainment in the form of Live Music is restricted to background music to events and wedding ceremonies performed by up to 4 musicians and for occasional use for private parties and wedding celebrations.</p>	<p><b><u>Condition 15</u></b></p> <p>The regulated entertainment in the form of Live Music is restricted to background music to events and wedding ceremonies performed by up to 6 musicians and for occasional use for private parties and wedding celebrations.</p>
<p><b><u>Condition 19</u></b></p> <p>Clients shall provide a guest list in advance and all visitors shall be registered on arrival.</p>	<p><b><u>Condition 19</u></b></p> <p>To be removed.</p>
<p><b><u>Condition 21 and 22</u></b></p> <p>21. In agreement with the neighbouring residential block, the entrance at Durham House St closed at 22:00, except for emergency egress. After this time, all guests shall leave by either the No 8 or No 6 John Adam Street Doors.</p> <p>22. After 22:00, the Durham Street exit</p>	<p><b><u>Condition 21 and 22</u></b></p> <p>To be deleted – duplicated with condition 40 and 41.</p>

<p>shall be used to guest to depart. Guests shall be informed to leave the premises quietly and a SIA registered door supervisor shall be located in the cul de sac to direct guests quietly to the Strand.</p>	
<p><b><u>Condition 24</u></b></p> <p>Provision of licensable activities shall only be to persons attending a private pre-booked or ticketed event</p>	<p><b><u>Condition 24</u></b></p> <p>To be removed – some areas of the premises are used by members of the public such as The Gerard Bar and The Vaults Restaurant.</p>
<p><b><u>Condition 26</u></b></p> <p>There shall be no draught sales of alcohol on the premises.</p>	<p><b><u>Condition 26</u></b></p> <p>To be removed.</p>
<p><b><u>Condition 27</u></b></p> <p>The maximum number of persons accommodated at the premises at any one time (excluding staff) shall not exceed:</p> <p>Level 0 Tavern Room - 60 persons</p> <p>Basement Level -3 Vault 1 - 100 persons</p> <p>Basement Level -3 Vault 2 - 60 persons</p> <p>Basement Level -3 Vault 4 - 60 persons</p>	<p><b><u>Condition 27</u></b></p> <p>The maximum number of persons accommodated at the premises at any one time (excluding staff) shall not exceed:</p> <p>Level 0 Tavern Room - 60 persons</p> <p>Basement Level -3 Vault 1 - 100 persons</p> <p>Basement Level -3 Vault 2 - 60 persons</p> <p>Basement Level -3 Vault 4 - 60 persons</p> <p>Vaults 1 to 4 220 capacity</p> <p>Gerard Bar/Cafe 45 capacity</p> <p>Benjamin Franklin Room 150 capacity</p> <p>Great Room 200 capacity</p> <p>Tavern Room 60 capacity</p> <p>Prince Philip Room 60 capacity</p> <p>Romney Room 40 capacity</p>

	<p>Shiplely Room 14 capacity</p> <p>Folkestone Room 14 capacity</p> <p>Drawing Room 20 capacity</p> <p>Durham Street Auditorium 70 capacity</p>	
<p><b><u>Condition 55</u></b></p> <p>Any special effects or mechanical installations shall be arranged and stored so as to minimize any risk to the safety of those using the premises. The following special effects will only be used when 7 days prior notice is given to the Licensing Authority and written consent is provided from the EH Consultation Team:</p> <ul style="list-style-type: none"> <li>• dry ice and cryogenic fog</li> <li>• smoke machines and fog generators</li> <li>• pyrotechnics including fireworks</li> <li>• firearms</li> <li>• lasers</li> <li>• explosives and highly flammable substances</li> <li>• real flame</li> <li>• strobe lighting</li> </ul>	<p><b><u>Condition 55</u></b></p> <p>To be removed.</p>	
<p><b>Adult entertainment:</b></p>	<p><b>Current position:</b></p> <p>Not applicable</p>	<p><b>Proposed position:</b></p> <p>Not applicable</p>

## 2. Representations

2-A Responsible Authorities	
<b>Responsible Authority:</b>	Environment Health Consultation Team
<b>Representative:</b>	Ms Ayesha Bolton
<b>Received:</b>	28 <sup>th</sup> September 2016
<p>I refer to the application for variation of Premises Licence for the above premises.</p> <p>The applicant has submitted floor plans for the ground floor and First Floor of the premises.</p> <p>This representation is based on the plans and operating schedule submitted.</p> <p>The applicant is seeking the following:</p> <ol style="list-style-type: none"><li>1. Change the postcode on the Premises Licence to WC2N 6EZ</li><li>2. Extend the hours for serving alcohol and live music on Sunday 12:00 - 00:00</li><li>3. Extend the opening hours of the premises on Sunday 12:00 to 00:30</li><li>4. Amend condition 12, 15, 27</li><li>5. Remove condition 19, 21, 22, 24, 26, 55</li><li>6. Extend the areas licensed for the sale of alcohol on level 1 as shown highlighted purple on the attached floor plan.</li></ol> <p>Representation Raised; the application as presented will have the likely effect of causing an increase in Public Nuisance and may impact on Public Safety within the area.</p> <p><b>After discussions with the application, amended conditions have been agreed as follows:</b></p> <p>Remove condition 12, 13 and 14 and replace with: "Licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day."</p> <p>Amend Condition 15: 4 to 6 musicians</p> <p>Remove condition 19, 20, 21, 22</p> <p>Amend condition 24: Provision of licensable activities shall only be to persons attending a private pre-booked or ticketed event except in The Gerard Bar and The Vaults Restaurants.</p>	

Remove condition 26

Condition 27 to remain as it is. (you are advised to remove this part of the application)

Condition 35 to be replaced with: The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.

Condition 36 to be amended : 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 for licensable activities**. This staff member must be able to show a Police or authorized council officer recent data or footage with the absolute minimum of delay when requested

Remove condition 55.

2-B Other Persons			
<b>Name:</b>		Alun and Jane Jones	
<b>Address and/or Residents Association:</b>		Flat 30 The Little Adelphi 10-14 John Adam Street WC2N 6HA	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	12 <sup>th</sup> September 2016		
<p>Hard on the heels of the change in licensing restrictions for the Smith &amp; Wollensky establishment opposite us, residents of The Little Adelphi now face an application for our neighbours in the RSA to extend their licensing hours. We object to this on the same grounds - namely that the application is likely to create a public nuisance. The quiet residential character of the immediate Adelphi surrounds is threatened by the noisy and intrusive behaviour that increased alcoholic consumption brings, particularly late at night.</p> <p>In addition to the request for extended licensing hours, the RSA is also requesting other changes to the conditions of the licence that threaten the peace of the immediate neighbourhood. These are the requested increase in the size of the performing bands, which will inevitably lead to more noise, and the elimination of the need to maintain an invited guest list which makes it harder to control and monitor numbers. The RSA already fails to stop gatherings spilling out into the street (often because of the needs of smokers) which dramatically increases the intrusion on neighbours and the creation of litter. These changes will only add to the problem.</p>			

Surely the RSA is a place of culture and learning rather than late night drinking? What is the need for such changes? An additional worry for residents is that the proposed hours are even longer than those given to Smith & Wollensky so we can assume that if this application succeeds, S&W will be back yet again. Thus their hours of trading will diverge even further from those initially granted and seen as reasonable. We strongly urge that licensing committee rejects this application.

<b>Name:</b>		Cynthia Clarry	
<b>Address and/or Residents Association:</b>		Flat 13 Little Adelphi John Adam Street London WC2 6HA	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	14 <sup>th</sup> September 2016		

I am contacting you as a freehold flat owner from The Little Adelphi, 10-14 John Adam Street, WC2 6HA. This is the building of 66 flats which is adjacent to the Royal Society of Arts. I am also a board member on the Little Adelphi Freehold Company.

I have been unable to submit my email objection on line. I note that this has also been the case for our chairman, Caroline Nuttall. I hope you will therefore receive this email and give it due care and consideration, although it has not be sent via your suggested route.

My objections are mirrored by the Chair of the LAFC, Caroline Nuttall's, email, which she has copied to me.

I believe the request by the RSA to extend their opening hours for serving alcohol and to increase the number of performing bands, should be challenged.

I do not believe that giving permission to RSA is to the benefit of the neighbourhood, and in particular to the adjacent residential buildings, in the street. If permission were to be granted the increase in noise, disturbance, and general public nuisance cannot be viewed as beneficial to the street and its inhabitants.

The RSA status and objective as a charitable organisation is 'to encourages the development of a principled, prosperous society' It would be contrary to this objective and RSA's spirit to subject the neighbourhood, and John Adam Street, to noisy disturbances at anti-social hours.

Please will you will please make note of my complaints and put them before the committee.



<b>Name:</b>		Trustees Of Alan Tallentire	
<b>Address and/or Residents Association</b>		Flat 9 The Little Adelphi	
<b>Status:</b>	Valid	<b>In support of opposed:</b>	Opposed
<b>Received:</b>	15 <sup>th</sup> September 2016		

We act on behalf of the Trustees of Alan Tallentire, in their capacity as owners of Flat 9, The Little Adelphi. This is a residential apartment within close proximity of the above institution for which the Application has been made. John Adam Street is a quiet enclave south of the Strand. The street is a mixture of residential and offices, and is in the Adelphi Conservation Area. Our clients' property's bedrooms are on the John Adam Street side of the building, and customers of the proposed premises will have to walk past our flat when leaving the premises to access transport away from the area. Our clients' representation is made upon the basis that the likely impact of the Application, if granted, would be to harm the licensing objective of prevention of public nuisance. It could also impact on the prevention of crime and disorder. Taken as a whole, the Application will, if granted, have a significant and disproportionate impact on local residents.

The Application The application seeks to

- a) Extend licencing hours for alcohol from 12.00 to 23.30 to 12.00 to 00.00;
- b) Extend licencing hours for entertainment from 12.00 to 23.30 to 12.00 to 00.00;
- c) Increase the size of live bands from 4 to 6;
- d) Remove the need for a guest list in advance of events;
- e) Extend sale of alcohol to anyone attending, not only those attending private and prebooked events;
- f) Allow draft sale of alcohol;
- g) Change to capacity requirements;
- h) Remove local authority consent requirement for dry ice and smoke machines.

Prevention of public nuisance and prevention of crime and disorder

The elements of the application which are likely to impact on public nuisance are detailed below:

Change in nature of premises - the conditions proposed with the application envisage a significant change in the nature of the premises from a private function facility to a public house I bar. Presumably serving people throughout the day, irrespective of whether they are attending a function. As such our clients are concerned that the premises may become a destination for standing room drinking which would lead to a greater number of patrons and an increased likelihood of anti-social behaviour.

Crime & disorder- This is a primarily residential area and such a drinking establishment will impact the residential amenity. Our clients are concerned that the quality of life in the area will be reduced in consequence of an increase in public nuisance, crime, vandalism and antisocial behaviour associated with standing room drinking.

Noise - We submit that an increase in the number of people permitted to use the function rooms and the change in nature of the establishment, as above, will naturally

increase the footfall. This coupled with a change towards standing room drinking, which will reduce the time spent there by each patron, will greatly increase the number of cars and taxis arriving and departing creating parking problems and noise problems. In addition there will likely be a greater number of delivery vehicles and refuse collections which will create noise, often early in the morning, which will greatly impact the residential amenity of this area.

Access - Our clients are concerned that an increase in traffic will generate access difficulties for deliveries and rubbish collection.

**Conclusion**

The licensing authority is charged with determining the Application with a view to promoting the licensing objectives in the overall interests of the local community (Guidance 9.334). For the reasons stated, our clients are concerned that the Application does not promote the objectives and they are therefore opposed to the application being granted.

<b>Name:</b>		John Nuttall	
<b>Address and/or Residents Association</b>		27 The Little Adelphi 10 John Adam Street London WC2N 6HA	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	14 <sup>th</sup> September 2016		

We are writing as owners of flat 27 The Little Adelphi, John Adam Street to object to this application. Our apartment faces John Adam Street, and the building is next door to the Royal Society of Arts and directly affected by this application.

This end of John Adam Street is relatively quiet and residential. We are concerned at the number of planning and licensing approvals that have been granted around us that cumulatively threaten our quality of life.

There is a risk of increased noise levels and public disturbance due to

- The proposed extension of hours for serving alcohol and extension of opening hours which is especially concerning on a Sunday night into Monday morning.
- The proposed increase in the size of bands playing from 4 to 6
- The removal of the requirement for guests to be by invitation, which permits the possibility of future events or facilities being open to the public

As we have mentioned in previous objections, apartments at Little Adelphi are not air conditioned and rely on open windows for ventilation. Therefore any increase in noise levels, whether directly from events on the premises themselves, or indirectly from customers entering, leaving, or gathering outside, disturbs our sleep and well-being.

We urge the committee to reject this application.

<b>Name:</b>	Kenneth Tyrrell		
<b>Address and/or Residents Association:</b>	Flat 33 10-14 John Adam Street London WC2N 6HA		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	31 <sup>st</sup> August 2016		

The extension of licencing hours in a residential area already disturbed by Smith & Wollensky, should not be allowed; similarly the idea that the number of band members equates somehow to noise is a ludicrous concept.

I hope and believe this application will be rejected outright.

<b>Name:</b>	Gerald McDonald		
<b>Address and/or Residents Association:</b>	Flat 36, The Little Adelphi, 10-14 John Adam Street London. WC2N 6HA.		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	8 <sup>th</sup> September 2016		

We are residents of the Little Adelphi, a block of flats in John Adam Street and next door to the RSA. John Adam Street is one of the quieter residential streets in the area and the RSA is a place of learning and lectures with food on the side and should not be permitted to become a place for open entertainment with lectures on the side. We object to this licensing variation on the following grounds.

1. Our flat looks out over John Adam Street and is about 30 yards from the entrance to the RSA. For those who must get up early during the week, this will deprive us of much needed rest.
2. The RSA currently welcomes wedding receptions on Saturdays which are usually accompanied by screams and shouting as excitable guests arrive and leave, not to mention the confetti which blows into our doorway, which we have to clear up. If the RSA cannot exercise control on these crowds of invited guests, it is clear that they will have no hope in controlling uninvited guests.
3. This application will extend the drinking and crowds on the pavement until late at night. These pavement gatherings do not seem to be weather or season dependent.

4. Unlike lectures when guests arrive with a purpose and go straight in to the RSA, when there is "entertainment" the only interest or relief will be drinking. Most guests spill out onto the pavement and street, making the pavement impossible to use. As the street has high buildings either side, the noise resonates around the street.
5. The proposed hours are longer than those given to Smith & Wollensky, and if granted will immediately cause S&W, noted for their continual license changes and applications, to apply for further changes to their licensing. As residents we will be engaged in an ever increasing spiral of licence tinkering from organisations whose only object is to increase their profits at the expense of residents.
6. An increase in the size of any permitted performing band from 4 to 6 is a request to increase the decibels of live music which will disturb residents. The RSA is not capable of handling such entertainment and in summer when all doors and windows are open it will be cause a nuisance.
7. The request to eliminate the need for an invited guest list is further evidence that the RSA has lost its way and wants to become an entertainment centre inappropriate for the area.

From our experience, we do not consider the RSA to be responsible administrators of even their current licence, as there appears to be no supervision or vigilance from the RSA to control revellers and no signs that there are residents in the area. There is no consideration shown to neighbours, residents or pedestrians in the street. There are a wide variety of pubs, clubs and bars in the area and a further such establishment is not needed.



See attached as an example of the gathering on 3rd September.

<b>Name:</b>	Dr Varun Bhalla		
<b>Address and/or Residents Association</b>	Flat 16 The Little Adelphi 10-14 John Adam Street London WC2N 6HA		
<b>Status:</b>	Valid	<b>In support of opposed:</b>	Opposed
<b>Received:</b>	2 <sup>nd</sup> September 2016		

I have a ground floor flat in The Little Adelphi facing Durham House Street.

One of the bedroom walls is a common wall with Royal Society of Arts (RSA).

Main entrance of RSA from Durham House street is under my flat. I can see people having meals in the RSA from two of my bedroom windows. RSA has become a place to have parties, meetings, weddings and other celebrations. Open area around main entrance of RSA is often used by people attending events at RSA. It is also used by smokers attending events. Partygoers in a group are very loud. Some times during these events bag pipes and other musical instruments are played at the entrance. Surrounding tall buildings amplify noise and echo. This has increased noise levels tremendously. Area littered with cigarette stubs is a nuisance too.

I would have thought that RSA is a place for people to enjoy art quietly instead it has become increasingly popular venue for events.

In addition to above and because close proximity to Adam Street Club, Bella Italia and McDonalds people sit on the steps to RSA or stand directly under my window eating, drinking and talking loudly. This goes on all night. Policing of the area is poor and noise control department do nothing when called. Situation really is unbearable and I am fed up.

I appreciate commercial interests of Westminster Council but someone needs to care about interests of the residents. After all that is what residents elect members on the Council for. I request elected members to look at this application carefully. How would they feel if they were in my situation?

I therefore strongly object to any increase in licensing hours, increase in numbers of band or noise levels and any relaxation of regulation regarding invited guests at the RSA.

<b>Name:</b>	Caroline Nuttall		
<b>Address and/or Residents Association</b>	Chair Of Little Adelphi Freehold Company Ltd		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	14 <sup>th</sup> September 2016		

I am writing as Chair of the Little Adelphi Freehold Company Ltd on behalf of the 66 owners of apartments at The Little Adelphi in John Adam Street to object to this application. Our development is next door to the Royal Society of Arts and directly affected by this application.

(I am unable to submit this objection on-line as there are insufficient characters available on the on-line system.)

This is a residential street in a conservation area, notwithstanding the development of the restaurant facilities at the Adelphi Building.

The proposed extension of hours for serving alcohol and extension of opening hours is likely to give rise to increased noise and possibility of public disturbance. This is especially concerning on a Sunday night into Monday morning. It is also of concern that these hours are later than those granted to the Smith and Wollensky restaurant and if successful, likely to lead to a request from S&W to extend their hours also.

We also note that the RSA wishes to be able to increase the size of bands playing from 4 to 6 which will increase the disturbance from noise. In addition their proposal to remove the requirement for guests to be by invitation only is concerning. Although they claim that this will continue to be the case, the removal of this restriction from the licence permits the possibility of future events or facilities being open to the public, which may lead to loss of control and increased risk of instances of public nuisance.

The stated objectives of the RSA are 'to find innovative and creative solutions to social challenges', surely not to increase the risk of social disturbance?

I am aware that residents have had cause to complain in the past about events at the RSA spilling out onto the pavement and have spoken directly to the RSA about this. I hope that the committee will take account of this, even though such instances may not have been registered with the Council.

One further rather detailed but important point. Part A of the licence is not inconsistent with condition 12(i) because of what is in 12(ii). 12(i) does not therefore need amending. If 12(i) were to be amended and 12(ii) remain as it is, this would give the RSA a further hour in addition to what is currently allowed.

### 3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<b>Policy HRS1 applies</b>	(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.  (ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.
<b>Policy RNT1 applies:</b>	Applications will generally be granted and reviews determined, subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1.
<b>Policy PB1 applies:</b>	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.

### 4. Appendices

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

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

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

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

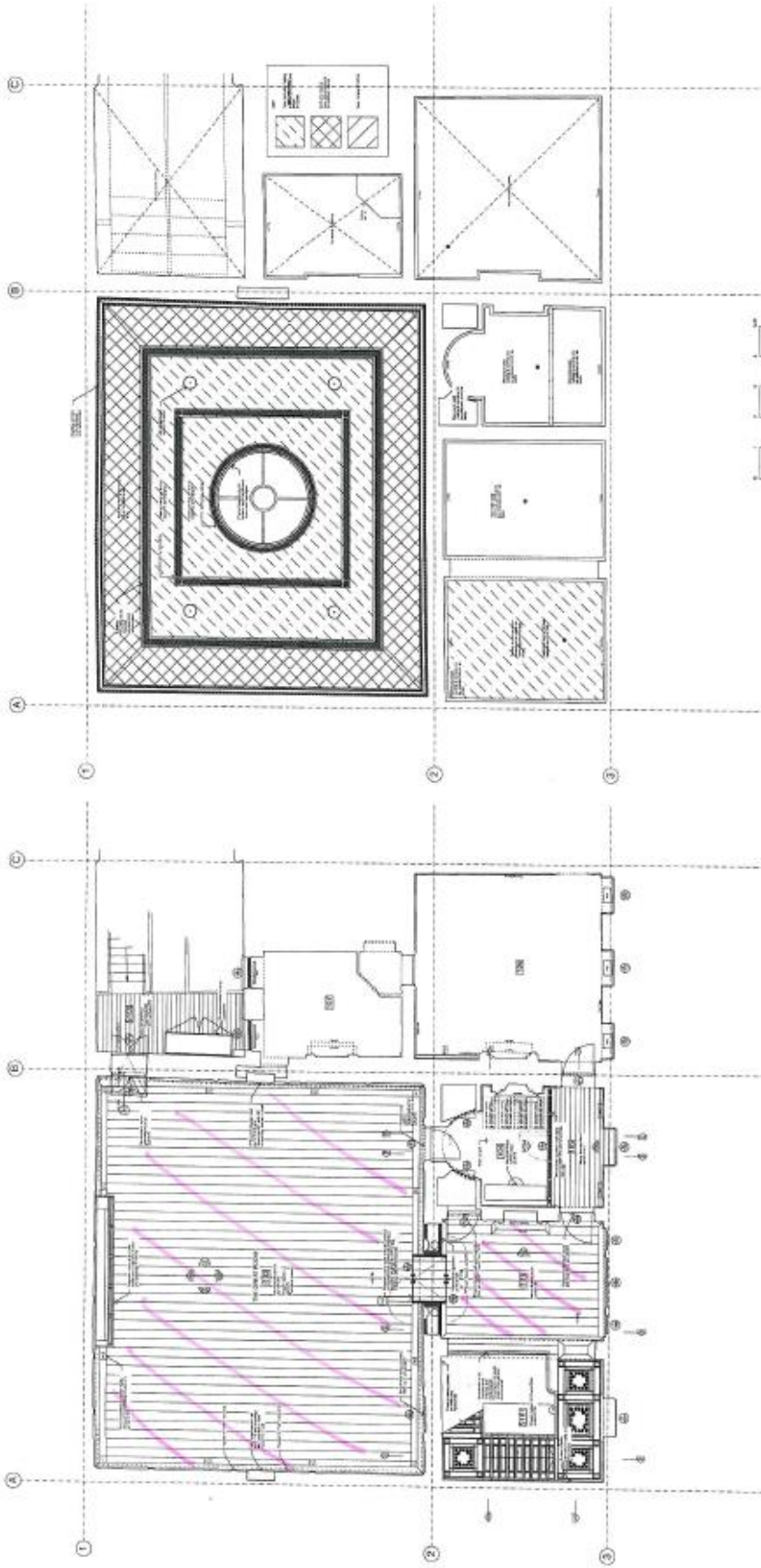
<b>1</b>	Licensing Act 2003	N/A
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<b>2</b>	City of Westminster Statement of Licensing Policy	7 <sup>th</sup> January 2016
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
<b>4</b>	Application form	17 <sup>th</sup> August 2016
<b>5</b>	Environmental Health Representation	28 <sup>th</sup> September 2016
<b>6</b>	Mr and Mrs Jones Representation	12 <sup>th</sup> September 2016
<b>7</b>	Cynthia Clarry Representation	14 <sup>th</sup> September 2016
<b>8</b>	Trustees of Alan Tallentire Representation	15 <sup>th</sup> September 2016
<b>9</b>	John Nuttall Representation	14 <sup>th</sup> September 2016
<b>10</b>	Kenneth Tyrrell Representation	31 <sup>st</sup> August 2016
<b>11</b>	Gerald McDonald Representation	8 <sup>th</sup> September 2016
<b>12</b>	Varun Bhalla Representation	2 <sup>nd</sup> September 2016
<b>13</b>	Caroline Nuttall	14 <sup>th</sup> September 2016



**Premises Plans – Proposed**



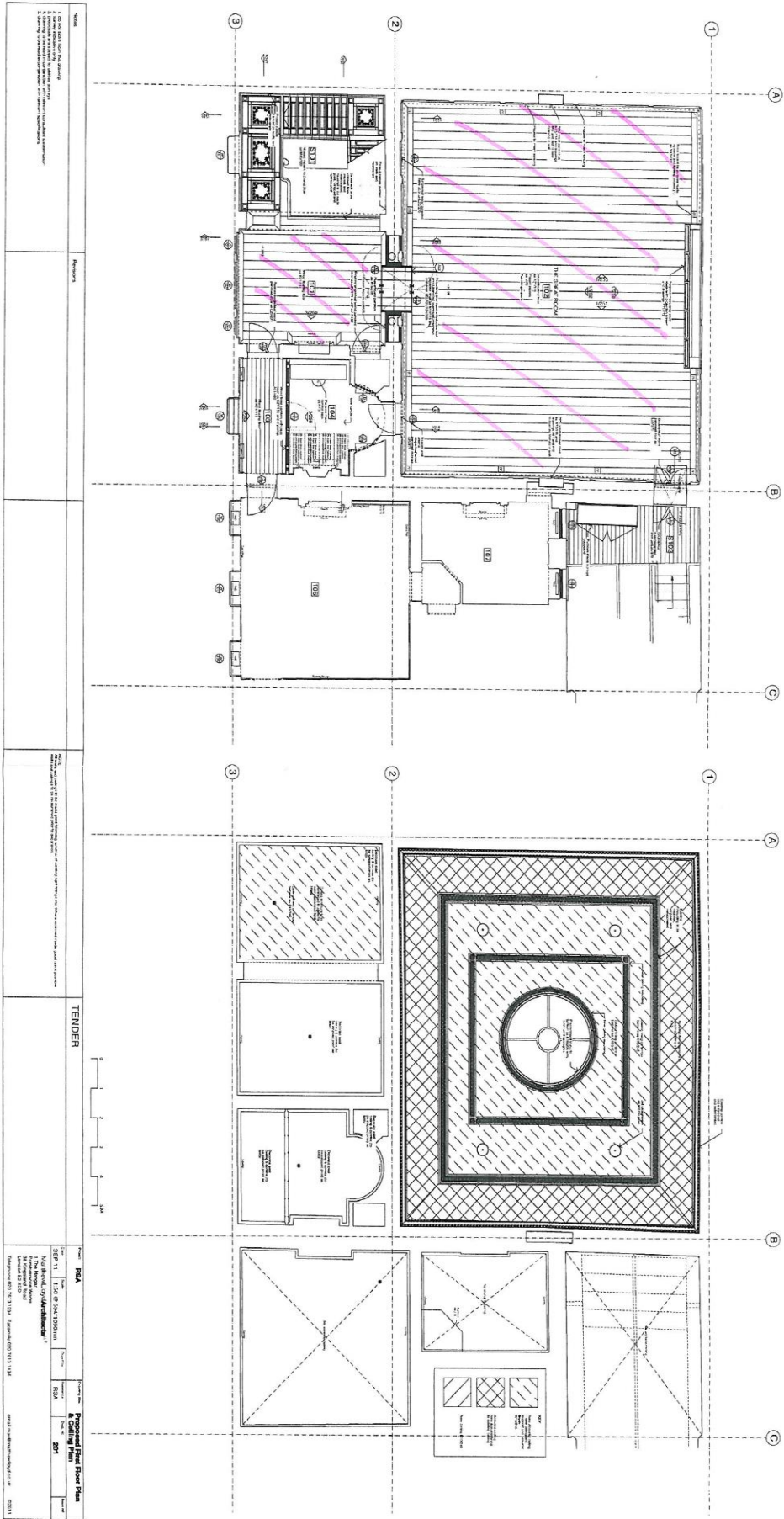


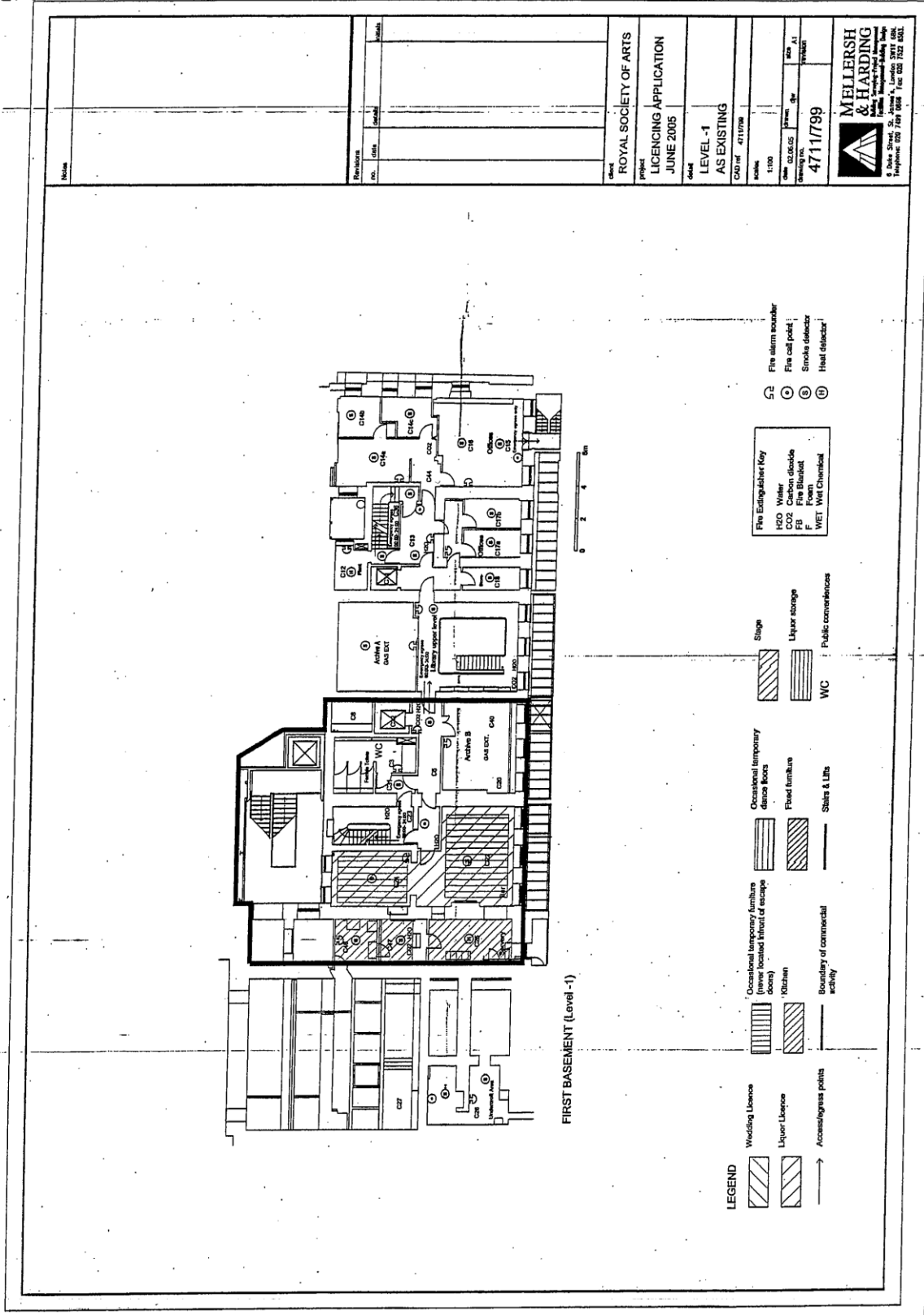
1. ALL WORK SHALL BE IN ACCORDANCE WITH THE SPECIFICATIONS AND DRAWINGS. 2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS. 3. THE CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AT ALL TIMES.	TENDER	Project Name: <b>Tender</b> Project No: <b>100-0000000000000000</b> Revision: <b>001</b>	Prepared By: <b>[Name]</b> Checked By: <b>[Name]</b> Date: <b>00/00/00</b>
		Scale: <b>1:100</b> Drawing No: <b>00/00/00</b>	Project Location: <b>[Address]</b> Client: <b>[Name]</b>

# Premises Plans – Current



Notes	Remarks	REVISIONS	DATE	BY	CHKD	APP'D
1. All dimensions are in millimeters unless otherwise stated.						
2. All work shall be in accordance with the current edition of the National Building Code of Canada (NBCC) and the applicable provincial building codes.						
3. The contractor shall be responsible for obtaining all necessary permits and approvals from the relevant authorities.						
4. The contractor shall ensure that all work is completed in accordance with the approved plans and specifications.						
5. The contractor shall maintain access to all existing services and structures throughout the project.						
6. The contractor shall be responsible for the safety of all workers and the public during the construction process.						
7. The contractor shall provide regular progress reports to the architect.						
8. The contractor shall be responsible for the removal and disposal of all construction waste.						
9. The contractor shall ensure that all materials and workmanship are of the highest quality.						
10. The contractor shall be responsible for the completion of all work within the agreed-upon schedule.						









**Applicant Supporting Documents**

None submitted.



### Licence & Appeal History

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
05/06217/LIPCV	Conversion application	13.9.2005	Granted by Licensing Sub Committee
05/12942/LIPDPS	Variation of the Designated Premises Supervisors	02.12.2005	Granted under Delegated Authority
07/01658/WCCMAP	Master Licence	10.07.2007	Granted under Delegated Authority
10/10216/LIDPSR	Designated Premises Supervisor request to be removed	17.01.2011	Granted under Delegated Authority
10/10599/LIPDPS	Variation of the Designated Premises Supervisors	17.01.2011	Granted under Delegated Authority
12/03320/LIPV	<p>Variation Application</p> <p>The proposed variation is to:</p> <p>a) provide occasional temporary dance floors on level 0 in the Tavern Room as marked on the attached floor plan (The Tavern Room is the room in the bottom right of the floor plan, on the corner of Adam Street and John Adam Street); and</p> <p>b) extend the areas licensed for the supply of alcohol on level 0 and level + 1 as shown on the attached floor plan. The proposed variation does not affect levels 1 to 3.</p>	14.06.2012	Granted by Licensing Committee
16/01310/LIPDPS	Variation of the Designated Premises Supervisors	17.02.2016	Granted under Delegated Authority

**There is no appeal history**

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

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

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

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

**Conditions: On Current Licence -**

**Mandatory:**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
  - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor.

For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

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

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

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

(b) "permitted price" is the price found by applying the formula -

$$P = D+(D \times V)$$

Where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

9. 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.

**Conditions reproducing the effect of conditions subject to which the relevant existing licences have effect**

**Conditions for Sale of Alcohol**

10. Intoxicating liquor shall not be supplied other than to:
- a) Persons who are fellows, officers or staff of the RSA for consumption by themselves or their bona fide guests.
  - b) Persons attending meetings, lectures, conferences, seminars, parties, dinners, dances, receptions, celebrations or other events or functions being the persons mentioned in (a). Or any person (corporate or incorporate), body, firm or other organisation to whom the RSA has granted permission to use the licensed premises for one or more of the aforesaid purposes and their bona fide guests pursuant to this sub-condition (b) and to whom prior invitation has been given.
11. No external advertising of the licensed facilities.

**Conditions which reproduce the effect of any restriction imposed on the use of the premises by specified enactment:**

**Condition 12 proposed for amendment (Environmental Health propose deletion)**

- 12 (i). Alcohol may be sold or supplied:
- (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00 to 23:00
  - (b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30
  - (c) On Good Friday, 12:00 to 22:30
  - (d) On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30
  - (e) On New Year's Eve, except on a Sunday, 10:00 to 23:00
  - (f) On New Year's Eve on a Sunday, 12:00 to 22:30
  - (g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).
- (ii). Alcohol may be sold or supplied for one hour following the hours set out above (other than Christmas Day and New Year's Eve), and on Christmas Day, between 15.00 and 19.00, to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by such a person in that part of the premises as an ancillary to his meal. For other purposes or in other parts of the premises the hours set out above shall continue to apply.

NOTE - The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;

- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

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

**Condition 13 proposed for deletion by Environmental Health**

13. No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:
- (a) He is the child of the holder of the premises licence.
  - (b) He resides in the premises, but is not employed there.
  - (c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
  - (d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

**Condition 14 proposed for deletion by Environmental Health**

14. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.

**Proposed by Environmental Health that Conditions 12 – 14 to be replaced with**

*Licensable activities shall 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 2 – Conditions consistent with the operating Schedule**

None

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

15. The regulated entertainment in the form of Live Music is restricted to background music to events and wedding ceremonies performed by up to 4 musicians and for occasional use for private parties and wedding celebrations.

***Condition 15 proposed to be amended (agreed by Environmental Health):***

***The regulated entertainment in the form of Live Music is restricted to background music to events and wedding ceremonies performed by up to 6 musicians and for occasional use for private parties and wedding celebrations.***

16. The regulated entertainment in the form of Recorded Music is restricted to background music to events and wedding ceremonies for re: disco music at private evening parties and for occasional use for private parties and wedding celebrations only.
17. Facilities for Dancing is restricted to small discos in basement level minus three and the Tavern Room on Level 0 using amplified music at private parties and wedding celebrations with a capacity of 40 people excluding staff in basement level minus three and 60 people in the Tavern Room excluding staff.
18. All events shall be private and by invitation only.

**Conditions 19, proposed to be removed. Agreed by Environmental Health**

19. Clients shall provide a guest list in advance and all visitors shall be registered on arrival.

**Conditions 20, proposed to be removed by Environmental Health**

20. There shall be no external advertising of events taking place at the premises.

**Conditions 21, proposed to be removed. Agreed by Environmental Health**

21. In agreement with the neighbouring residential block, the entrance at Durham House St closed at 22:00, except for emergency egress. After this time, all guests shall leave by either the No 8 or No 6 John Adam Street Doors.

**Conditions 22, proposed to be removed. Agreed by Environmental Health**

22. After 22:00, the Durham Street exit shall be used to guest to depart. Guests shall be informed to leave the premises quietly and a SIA registered door supervisor shall be located in the cul de sac to direct guests quietly to the Strand.
23. The supply of alcohol shall be by waiter or waitress service only.
24. Provision of licensable activities shall only be to persons attending a private pre-booked or ticketed event.

**Condition 24 propose to be amended as agreed by Environmental Health:**

**Provision of licensable activities shall only be to persons attending a private pre-booked or ticketed event except in The Gerard Bar and The Vaults Restaurants.**

25. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
26. There shall be no draught sales of alcohol on the premises. **To be removed – agreed by Environmental Health**
27. The maximum number of persons accommodated at the premises at any one time (excluding staff) shall not exceed:
  - Level 0 Tavern Room - 60 persons
  - Basement Level -3 Vault 1 - 100 persons
  - Basement Level -3 Vault 2 - 60 persons
  - Basement Level -3 Vault 4 - 60 persons

The maximum number of persons accommodated in the Basement vaults at any one time (excluding staff) shall not exceed 220 persons.

**Condition 27 proposed to be amended as follows: (Not agreed by Environmental Health)**

**The maximum number of persons accommodated at the premises at any one time (excluding staff) shall not exceed:**

- **Level 0 Tavern Room - 60 persons**
  - **Basement Level -3 Vault 1 - 100 persons**
  - **Basement Level -3 Vault 2 - 60 persons**
  - **Basement Level -3 Vault 4 - 60 persons**
  - **Vaults 1 to 4 220 capacity**
  - **Gerard Bar/Cafe 45 capacity**
  - **Benjamin Franklin Room 150 capacity**
  - **Great Room 200 capacity**
  - **Tavern Room 60 capacity**
  - **Prince Philip Room 60 capacity**
  - **Romney Room 40 capacity**
  - **Shipley Room 14 capacity**
  - **Folkestone Room 14 capacity**
  - **Drawing Room 20 capacity**
  - **Durham Street Auditorium 70 capacity**
28. The operators of the business and/or the licensees shall ensure that any capacity limits set for the premises is properly monitored at all times. Information regarding the capacity shall be given to an authorised officer or Police Officer on request.
  29. Dancing and facilities for dancing shall be restricted to the Tavern Room on Level 0 and the Basement Level.
  30. 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.

31. There shall be no striptease or nudity, and all persons shall be decently attired at all times.
32. All entrance doors shall be kept closed, when regulated entertainment is taking place and in any event after 21:00 hours, except for immediate access and egress of persons.
33. A personal licence holder shall be on duty at the premises at all times when licensable activities are taking place.
34. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
35. 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 authorized council officer throughout the preceding 31 day period.

***Condition 35 proposed to be replaced as agreed with Environmental Health:***

***The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.***

36. 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 must be able to show a Police or authorized council officer recent data or footage with the absolute minimum of delay when requested.

***Condition 36 proposed to be amended as agreed with Environmental Health:***

***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 for licensable activities. This staff member must be able to show a Police or authorised Council Officer recent data or footage with the absolute minimum of delay when requested.***

37. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
38. 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.

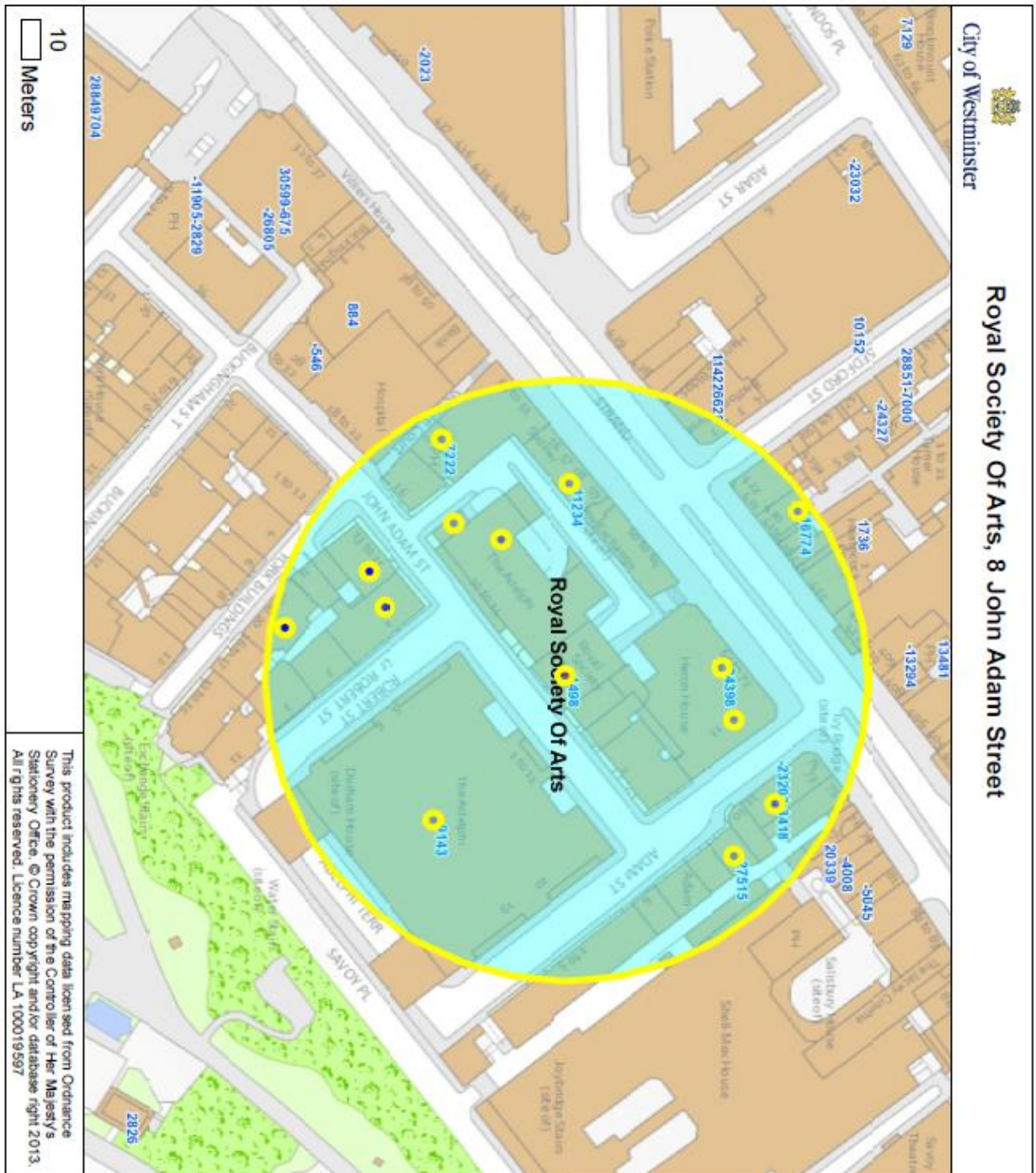
39. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
40. The entrance at Durham House Street shall be closed at 22:00, except for emergency egress. After this time all guests shall leave by either No. 8 or No. 6 John Adam Street doors.
41. A SIA (security industry authority) qualified steward shall be employed to direct guest to The Strand from the Durham House Street exit.
42. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
43. No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23.00 hours and 08.00 hours.
44. 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.
45. A Challenge 21 proof of age scheme shall be operated at the premises. The only acceptable forms of identification are recognised forms of photographic identification cards, such as a driving licence or passport.
46. 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.
47. 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.
48. 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.
49. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
50. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
51. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
52. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
53. All fabrics, curtains, drapes and similar features 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.
54. 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 installation

**Condition 55 proposed to be removed (agreed by Environmental Health)**

55. Any special effects or mechanical installations shall be arranged and stored so as to minimize any risk to the safety of those using the premises. The following special effects will only be used when 7 days prior notice is given to the Licensing Authority and written consent is provided from the EH Consultation Team:
- dry ice and cryogenic fog
  - smoke machines and fog generators
  - pyrotechnics including fireworks
  - firearms
  - lasers
  - explosives and highly flammable substances
  - real flame
  - strobe lighting
56. Flashing or particularly bright lights on or outside the premises shall not cause a nuisance to nearby properties (save insofar as they are necessary for the prevention of crime).

**Residential Map and List of Premises in the Vicinity**



<p>10 Meters</p> <p>This product includes mapping data licensed from Ordnance Survey with the permission of the Controller of Her Majesty's Stationery Office. © Crown copyright and/or database right 2013. All rights reserved. Licence number LA 100019597</p> <p>Data Source: Unfrom Database Date: 09/11/2016</p>	<p>Proportion Residential of all Uses</p> <p>None</p>	<p>Other Uses</p> <p>None</p>	<p>Under Construction</p> <p>None</p>	<p>Residential / Proposed Residential</p> <p>31</p>
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**Premises within 75 metres of: Royal Society Of Arts, 8 John Adam Street**

<b>p / n</b>	<b>Name of Premises</b>	<b>Premises Address</b>	<b>Licensed Hours</b>
24398	Bella Italia	Unit 5 65-72 Strand London WC2N 5LR	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-3418	Zizzi Restaurant	73 - 75 Strand London WC2R 0DE	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-7222	Retro Bar	2 George Court London WC2N 6HH	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-9143	Smith & Wollensky	The Adelphi 1-11 John Adam Street London WC2N 6HT	Monday to Thursday 08:00 - 00:00 Friday to Saturday 08:00 - 00:30 Sunday 08:00 - 23:00
-16774	Garfunkel's Restaurants	Basement To Ground Floor 419 - 420 Strand London WC2R 0PT	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-11234	Pizza Hut	59 Strand London WC2N 5LR	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-23203	Leon Restaurant	73 - 75 Strand London WC2R 0DE	Monday to Sunday 07:00 - 23:00
-27515	Adam Street	9 Adam Street London WC2N 6AA	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 01:00
1498	Royal Society Of Arts	Royal Society Of Arts 8 John Adam Street London WC2N 6HA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00

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City of Westminster

# Agenda Item 2 Licensing Sub-Committee Report

Item No:	
Date:	24 November 2016
Licensing Ref No:	16/08836/LIPN - New Premises Licence
Title of Report:	30 Upper Grosvenor Street London W1K 7PH
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Heidi Lawrance Senior Licensing Officer
Contact details	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

# 1. Application

1-A Applicant and premises			
<b>Application Type:</b>	New Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	18 August 2016		
<b>Applicant:</b>	Restaurant Craft Limited		
<b>Premises:</b>	Premises name currently unknown		
<b>Premises address:</b>	30 Upper Grosvenor Street London W1K 7PH	<b>Ward:</b>	West End
		<b>Cumulative Impact Area:</b>	No
<b>Premises description:</b>	The premises is currently operating as a Restaurant		
<b>Premises licence history:</b>	This is an application for a new premises licence and therefore no history exists.		
<b>Applicant submissions:</b>	Not applicable		

1-B Proposed licensable activities and hours							
<b>Late Night Refreshment:</b>				<b>Indoors, outdoors or both</b>			Both
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	23:00	23:00	23:00	23:00	23:00	23:00	23:00
<b>End:</b>	01:00	01:00	01:00	01:00	01:00	01:00	00:00
<b>Seasonal variations/ Non-standard timings:</b>		<p>On the day of commencement of British Summer Time the terminal hour will be an additional hour to the one stated.</p> <p>From the end of the permitted hours on New Years Eve to the start of the permitted hours on new years day. No restriction to the provision of licensable activities to hotel guests and their bona fide guests.</p>					

<b>Sale by retail of alcohol</b>				<b>On or off sales or both:</b>			Both
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	10:00	10:00	10:00	10:00	10:00	10:00	11:00
<b>End:</b>	01:00	01:00	01:00	01:00	01:00	01:00	00:00
<b>Seasonal variations/ Non-</b>		On the day of commencement of British Summer Time					



<b>standard timings:</b>	<p>the terminal hour will be an additional hour to the one stated.</p> <p>From the end of the permitted hours on New Years Eve to the start of the permitted hours on new years day. No restriction to the provision of licensable activities to hotel guests and their bona fide guests.</p>
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Provision of Film				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
<b>Start:</b>	10:00	10:00	10:00	10:00	10:00	10:00	11:00
<b>End:</b>	01:00	01:00	01:00	01:00	01:00	01:00	00:00
<b>Seasonal variations/ Non-standard timings:</b>				<p>On the day of commencement of British Summer Time the terminal hour will be an additional hour to the one stated.</p> <p>From the end of the permitted hours on New Years Eve to the start of the permitted hours on new years day. No restriction to the provision of licensable activities to hotel guests and their bona fide guests.</p>			

Provision of Recorded Music				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
<b>Start:</b>	10:00	10:00	10:00	10:00	10:00	10:00	11:00
<b>End:</b>	01:00	01:00	01:00	01:00	01:00	01:00	00:00
<b>Seasonal variations/ Non-standard timings:</b>				<p>On the day of commencement of British Summer Time the terminal hour will be an additional hour to the one stated.</p> <p>From the end of the permitted hours on New Years Eve to the start of the permitted hours on new years day. No restriction to the provision of licensable activities to hotel guests and their bona fide guests.</p>			

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
<b>Start:</b>	07:00	07:00	07:00	07:00	07:00	07:00	07:00
<b>End:</b>	01:30	01:30	01:30	01:30	01:30	01:30	00:00
<b>Seasonal variations/ Non-standard timings:</b>				<p>On the day of commencement of British Summer Time the terminal hour will be an additional hour to the one stated.</p> <p>From the end of the permitted hours on New Years Eve</p>			

	to the start of the permitted hours on new years day. No restriction to the provision of licensable activities to hotel guests and their bona fide guests.
<b>Adult Entertainment:</b>	None.

## 2. Representations

2-A Responsible Authorities	
<b>Responsible Authority:</b>	Environmental Health Consultation Team
<b>Representative:</b>	Mr Anil Drayan
<b>Received:</b>	12 <sup>th</sup> September 2016

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

The applicant has submitted plans of the premises, drawing no LI 01, Rev B, dated 17/08/16.

### **The applicant is seeking the following licensable activities:**

1. Supply of Alcohol for 'On' and 'Off' the premises, Monday to Saturday from 10:00 to 01:00 hours and Sunday 11:00 to 00:00 hours.
2. Provision of Late Night Refreshment 'indoors' and 'outdoors' , Monday to Saturday from 23:00 to 01:30 hours and Sunday, 23:00 to 00:00 hours
3. Provision of Films 'indoors' Monday to Saturday from 10:00 to 01:00 hours and Sunday 11:00 to 00:00 hours.
4. Provision of Recorded Music 'indoors' Monday to Saturday from 10:00 to 01:00 hours and Sunday 11:00 to 00:00 hours.
5. For all of the above the following seasonal and non- standard timings are also requested:
  - On the day of commencement of BST the terminal hour will be an additional hour to the one stated.
  - From the end of the permitted hours on New Year's Eve to the start of the permitted hours on New Year's day
  - No restriction to the provision of licensable activities to hotel guests and their bona fide guests.

**I wish to make the following representations based on the plans and operating schedule submitted:**

1. The Supply of Alcohol 'On' and 'Off' the premises and for the hours requested

may have the effect of increasing Public Nuisance in the area.

2. Provision of Late Night Refreshment and for the hours requested may have the effect of increasing Public Nuisance in the area.
3. Provision of Films and for the hours requested may have the effect of increasing Public Nuisance in the area and may impact on Public Safety
4. Provision of Recorded Music and for the hours requested may have the effect of increasing Public Nuisance in the area and may impact on Public Safety.
5. The request for seasonal and non-standard timings for all the above licensable activities may have the effect of increasing Public Nuisance in the area and may impact on Public Safety.

The applicant is requested to submit an Appendix 11 assessment in accordance with Westminster's Statement of Licensing policy as the application proposes 24 hour use of the premises by some of its clientele. In particular the assessment should consider the potential for nuisance from operation of plant and machinery, the licensable activities requested and the increased footfall later into the night.

Although Environmental Health provided some pre-application advice it is not clear from the application the proposed capacity at the premises. It is also unclear if the premises have undergone refurbishment for the proposed use and will in any case need to be inspected for Public Safety in accordance with the District Surveyor's Technical Standards for Places of Entertainment prior to commencement of licensing activities.

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

<b>Responsible Authority:</b>	Metropolitan Police Service
<b>Representative:</b>	Mr Bryan Lewis
<b>Received:</b>	14 <sup>th</sup> September 2016

With reference to the above application I am writing to inform you that the Police, as a Responsible Authority, object to your application for a new Premises Licence as it is our belief that if granted the application may undermine the Licensing Objectives contained in the 2003 Licensing Act.

**Our objections relate to the follow:**

- Further assessment is required to properly judge this application and ensure it promotes the licensing objectives.

<b>2-B Other Persons</b>	
<b>Name:</b>	Mrs Vivienne Loesch
<b>Address and/or Residents Association:</b>	19 Balderton Flats Brown Hart Gardens London W1K 6TD
<b>Received:</b>	25 <sup>th</sup> August 2016
<p>12:26 AM on 25 Aug 2016 This is very much a residential area, not in the West End, so noise nuisance during late evening and night-time should be avoided. Therefore:</p> <ol style="list-style-type: none"> <li>1. The restaurant should close at 11pm, in line with other local premises.</li> <li>2. Deliveries should only be made between 8am and 8pm.</li> <li>3. Waste/recycling collections should be made between 8am and 8pm if a private company is contracted for this purpose.</li> <li>4. There should be no movement of waste or other items outside the premises between 8am and 8pm.</li> <li>5. The restaurant should be designed with sufficient indoor storage space to accommodate waste &amp; recycling items overnight.</li> </ol>	

### 3. Policy & Guidance

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

#### 4. Appendices

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

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

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

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

<b>1</b>	Licensing Act 2003	N/A
<b>2</b>	City of Westminster Statement of Licensing Policy	7 <sup>th</sup> January 2016
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
<b>4</b>	Application form	18 <sup>th</sup> August 2016
<b>5</b>	Pre-application advice – conditions	18 <sup>th</sup> August 2016
<b>6</b>	Representation – Environmental Health	12 <sup>th</sup> September 2016
<b>7</b>	Representation – Resident Mrs V Loesch	25 <sup>th</sup> August 2016



Applicant Supporting Documents

# RESTAURANT CRAFT

30 Upper Grosvenor Street

London W1



PRESENTATION TO  
WESTMINSTER CITY COUNCIL

## **RESTAURANT CRAFT**

*This restaurant is about bringing an authentic island experience to the city. With the insight of knowing how much British people love to travel to the Indian Ocean islands, it is timely to bring the cuisine of the nation's favourite islands to the people of London.*

Restaurant Craft will be providing its Aquacasia concept, which is a brand new proprietary cuisine that celebrates the fiery flavours and culinary diversity of the bounty of the Indian Ocean. It is a tribute to the origin of food of local island cultures, inspired by street traders and authentic family recipes.

In keeping with dining trends of today, where sustainability, fresh food and the concept of farm to table are primary, Aquacasia is on-point with current trends and what people want to eat. There are myriad excellent restaurants in Mayfair that feature an array of diverse dining options, including Asian, English and French, however Aquacasia is unique as it presents dishes, made to be shared, from the isles of Comoros, Madagascar, Mauritius, Seychelles, Sri Lanka, Reunion, Indonesia and Western Australia.

There is a tradition of a very high level of service between the hotels, independent restaurants and private clubs in Mayfair. Aquacasia will uphold said traditions by offering an authentic experience, original design and following through with thoughtful service. Our ultimate goal is to achieve Michelin star status, reinforcing our commitment of great food and high levels of service to the local community, guests and tourists alike who have come to expect this.

The vision of Restaurant Craft is brought by the renowned MPS PURI who is behind some of the most luxurious hotels and restaurants in the world.

Set out on the next few pages are the achievements of the operator and a small snapshot of the quality to expect.



## THE PEOPLE BEHIND RESTAURANT CRAFT



### **MPS PURI – Chief Executive**

For almost 4 decades, MPS Puri has been associated with some of the finest hotels in the world, including the Peninsula Hotels (Hong Kong), Raffles Hotel, The Fullerton Hotel (Singapore), Rosewood Hotels & Resorts, The Ritz-Carlton, Halekulani (Hawaii), Hyatt Hotels and Fairmont Hotels. He is now CEO of Nira Hotels and Resorts which comprises of luxurious places to stay from Shanti Maurice, Nira Alpina, Nira Caledonia and Nira Montana.

His management positions include time in charge of the Raffles International portfolio, supervising development and performance in the Asia-Pacific region and roles leading operations for prestigious hotel openings, including duties as the Chief Operating Officer of the Fullerton in Singapore.

Puri has also acted as Head of the Americas for GHM Hotels, where he was responsible for opening and operating The Setai, South Beach, serving as General Manager. Recently, Puri has acted as Food & Beverage consultant to Orient Express Hotels & Resorts, advising on global F&B operations.

Puri has initiated new and exciting concepts, including the Raffles Culinary Academy, the annual Raffles Hotel Wine & Food Experience and Doc Cheng's Restaurant for Restorative Foods, which was hailed as one of the '10 Great Restaurants of the World'. He has been honoured for his achievements with awards such as Wine & Dine's first ever 'Man of the Year', a Lifetime Achievement Award at the World Gourmet Summit and the FTA Hospitality Award for Excellence as a Hotel Operator.

He is actively involved with numerous industry organisations including the American Wine & Food Society, The International Food and Beverage Forum and the Global Hoteliers Club. Other professional affiliations include Commanderie Du Bontemps De Medoc Et Des Graves, Confrerie De La Chaine Des Rotisseurs, Confrerie De Chevalier Du Tastevin and Commanderie De Bordeaux.

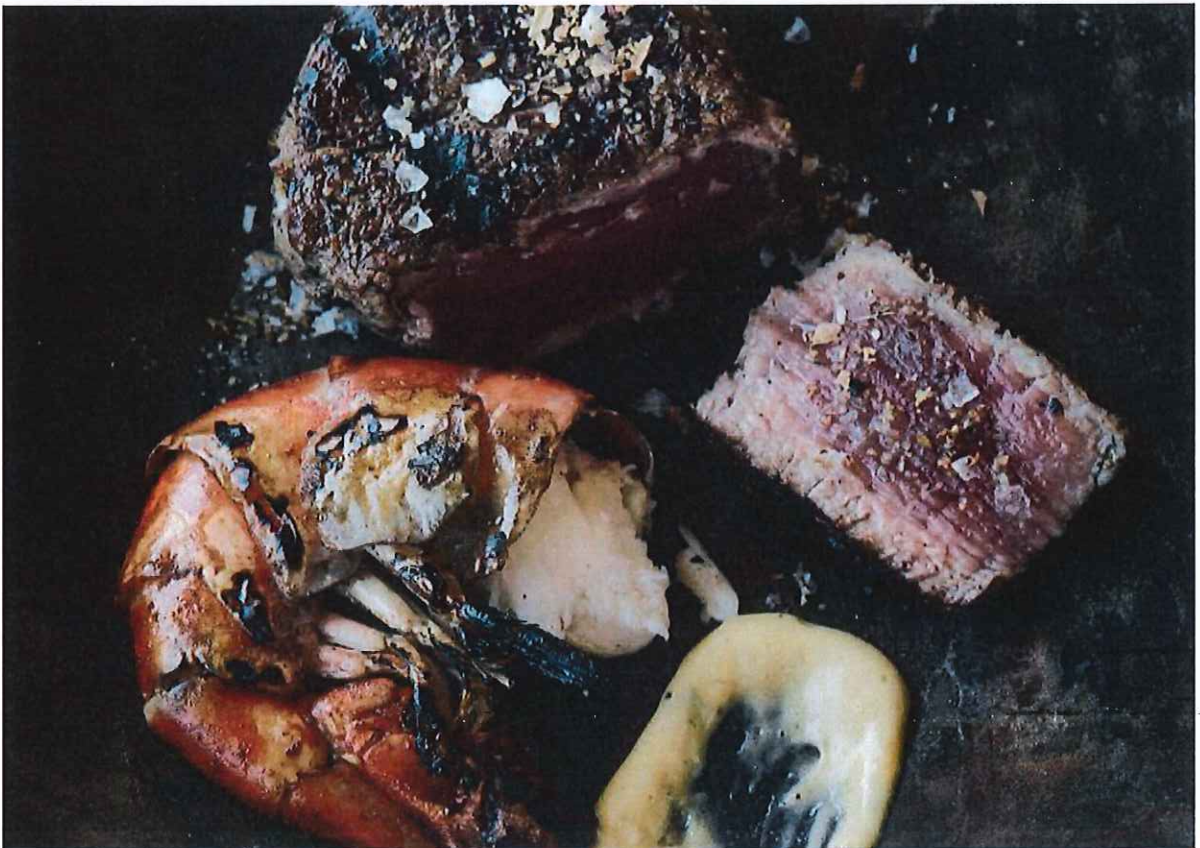
All this experience has been crucial in helping Puri develop his vision for Restaurant Craft and bringing the luxury of Shanti Maurice and Aquacasia cuisine to Mayfair.

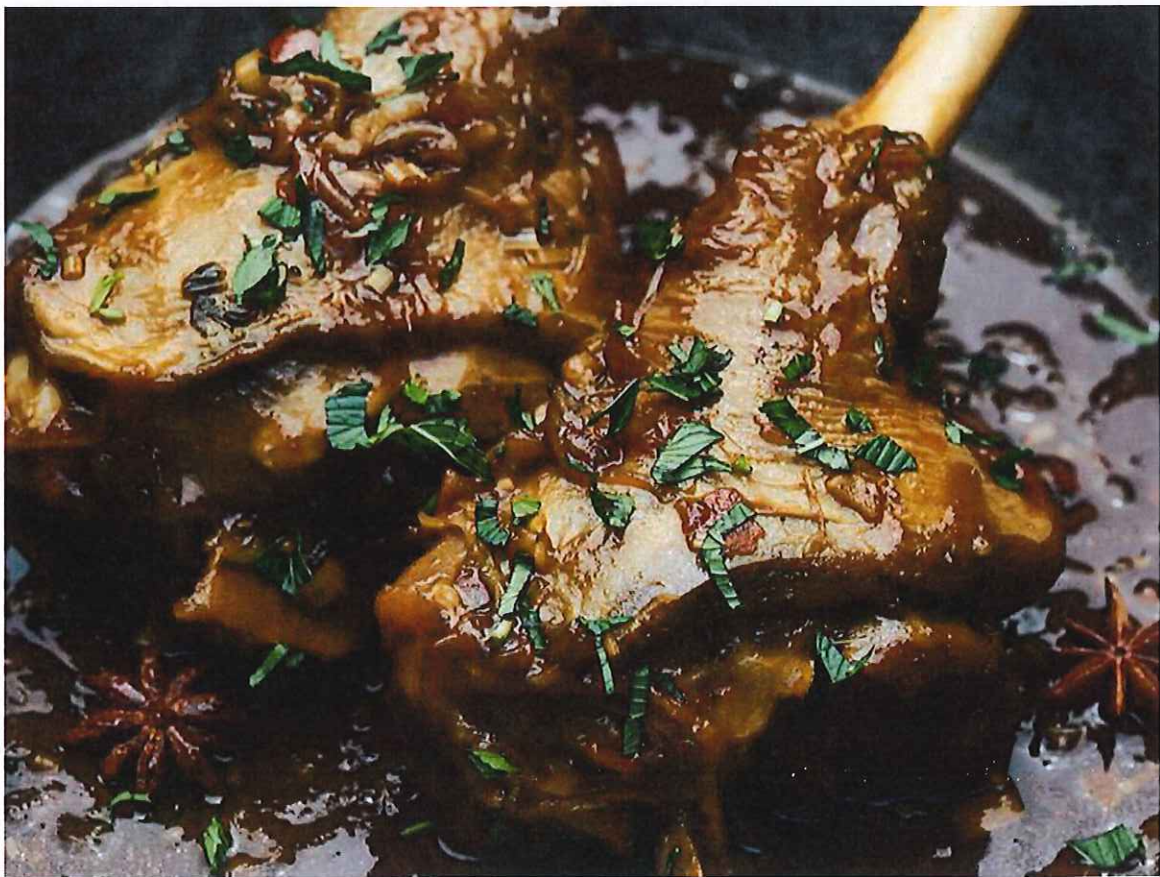
# NIRA - SHANTI MAURICE



AQUACASIA – THE FOOD







## **DRAFT SAMPLE MENU:**

### **FISH & SEAFOOD**

- Langouste a La Vanille
- Sashimi Tuna Salad with a Lime, Soy and Sesame dressing
- White Fish and Coconut Ceviche
- Prawn Curry with Coconut and Bilimbi
- Clam Soup
- Grilled Fish with Spice Rub
- Tamarind-Glazed Tuna
- Crab Soup
- Deep fried Fish with Soy & Sour Lemon Grass Sauce
- Cocochurri Crusted Fish
- Laksa Coconut Soup
- Soft-shell Crab Pakora
- Steamed Fish with Garlic-Lime & Chilli Broth
- Sea Urchin Salad

### **MEAT & POULTRY**

- Chicken Curry with Coconut and Lemon
- Duck Salmi
- Pork & Pea Stew
- Chilli Beef
- Beef & Potato Stew with dried Shrimps
- Cabri Masala
- Lamb Shank in Onion Gravy
- Slow cooked Pork Belly
- Chicken & Coconut Soup with Galangal
- Surf & Turf with Wasabi

### **SWEETS**

- Coconut & Vanilla Spice Cake
- Lemongrass Sago with Mango
- Jaggery Pudding with Cashew Nuts
- Baked Yoghurt
- Caramelised Pineapple and Pineapple-Chilli Sorbet
- Pavlova with Wattleseeds

Aquacasia presents aromatic dishes that embrace the raw, heart-felt flavour of the islands in their most natural form that is simply a "Joy to Eat".

## **CONDITIONS**

**The following conditions are proposed following pre-application advice and detailed discussions with officers during the last few months.**

### **MANDATORY CONDITIONS**

All applicable Mandatory Conditions

### **PROPOSED LICENSING CONDITIONS**

1. The supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there and for consumption by such a person as ancillary to their meal.
2. Notwithstanding condition [1] above, between 10am and midnight within the lounge area hatched black on the plan, persons may consume alcohol without it being ancillary to table meals.
3. The supply of alcohol shall be by waiter/ waitress service only to persons seated, except for persons in the bar areas as defined by cross hatching on the deposited plans.
4. With the exception of residents and their bona fide guests, no alcohol shall be consumed more than (30) minutes after the permitted terminal hour for the supply of alcohol
5. The supply of alcohol for consumption off the premises shall be in sealed containers only save for in a designated area owned by the premises or in an area appropriately authorised for the use of tables and chairs on the highway where such supply of alcohol will be:
  - by waiter or waitress service only
  - to customers who are seated and
  - all tables and chairs are removed or rendered unusable by 11pm
6. During the hours of operation, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed and litter and

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

7. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.; All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
8. A staff member from the premises who is conversant with the operation of the CCTV shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
9. An incident log shall be kept at the premises and made available on request to an authorized 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 concerning crime and disorder;
  - d) Any incidents of disorder;
  - e) All seizures of drugs or offensive weapons;
  - f) Any refusal of sale of alcohol.
10. There shall be no sales of hot food or hot drink for consumption off the premises after 23:00 hours except to hotel residents for room service.
11. 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.
12. The number of persons permitted on the premises at any one time (excluding staff) shall not exceed [240]. [Such number to be determined on removal of the works condition at Condition 31]



13. There shall be no cinema style showing of films
14. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and to leave the area quietly.
15. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
16. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
17. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
18. All entrance doors and windows to be kept closed after 23:00 hours except for immediate access and egress of persons.
19. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before collection time.
20. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
21. 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.
22. No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours.

23. Patrons permitted to temporarily leave and then re-enter the premises, eg to smoke, shall not be permitted to take drinks or glass containers with them unless seated in an authorised external area.
24. The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
25. A direct telephone number for the manager at the premises shall be publically available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
26. A challenge 21 proof of age scheme shall be operated at the premise where the only acceptable forms of identification are recognised photographic identification cards such as a driving licence, passport or proof of age card with the PASS hologram.
27. There will be no striptease or nudity and all persons shall be decently attired at all times unless the premises are operating under the provisions of a Sexual Entertainment Licence.
28. Licensable activities and opening hours shall be permitted from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
29. An additional hour to the terminal hour on all licensable activities and opening hours shall be permitted on the day British Summertime commences.
30. The Licence will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.
31. Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where there are minor changes to the premises layout during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.



# City of Westminster

**Office Name:** Anil Drayan / Alan Lynagh  
**Designation:** EHO / District Surveyor  
**Date:** 13/05/16  
**Contact number:** 020 7641 1774 / 0207 641 1789  
**Email:** [adrayan@westminster.gov.uk](mailto:adrayan@westminster.gov.uk) / [alynagh@westminster.gov.uk](mailto:alynagh@westminster.gov.uk)  
**Signed:** Anil Drayan / Alan Lynagh

**Trading name of business and Address:** Grosvenor Hotel, 30 Upper Grosvenor Street, W1

**Environmental Health Reference Number:** 16/02282/PREAPM

<b>License:</b> No	<b>Applicant/solicitor:</b>  Andrew Wong Gordon Dadds Solicitors	<b>Cumulative Impact Area:</b>  No
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**Type of Business:** Grosvenor House Hotel

**Current Area:** Not used

**Current Licensable Activities:** None

**Pre application advice purpose:** *'Proposed new restaurant, Plan Reference PL02 Rev B, dated 19/01/16 - we are looking to secure a good restaurant licence for the premises and would like technical advice on whether the plans and the proposals are acceptable. The restaurant would service hotel customers.'*

- Licensable activities sought (preliminary):**
- **Alcohol:** 10am to 01:00 hours for the public, 24 hours for hotel residents and their guests.
  - **Late Night Refreshment:** 11pm to 1am
  - **Recorded Music:** 10am to 01:00 hours
  - **Films:** 10am to 01:00 hours

**The main Environmental Health considerations to the proposal as submitted are the following:** *(Please note in the absence of more precise details on the nature of the activities requested the advice given below in some instances is general)*

- 1. Westminster's Statement of Licensing policy.**
- Environmental Health base any recommendations so as not to undermine

the Licensing objectives and for compliance with Westminster's Statement of Licensing policy. The policy can be found on the Council's website at the following link:

<https://www.westminster.gov.uk/licensing-policy>

This link also lists the wording of **model conditions** which should be used as the basis of any conditions proposed in an operating schedule.

- As your premises are NOT in a Cumulative Impact Area Environmental Health would normally accept Model Condition (MC) 38 as being acceptable for the 'On' sale of alcohol for a restaurant operation.
- The proposed hours with a finish time of 1am Monday to Saturday for the public, although beyond 'core' hours, is also considered acceptable by Environmental Health if there are no residents immediately nearby likely to be disturbed. Any hours requested for Sunday significantly beyond 10.30pm may require the approval by the Licensing – sub Committee.
- 'Off' Sales of alcohol should cease at 11pm apart from any wine bottles part consumed as part of a meal.
- The 24 hour 'On' and 'Off' Sales to hotel residents and their guests (normally limited to 4 guests per resident) is also generally acceptable.
- The Regulated Entertainments requested are also acceptable with appropriate conditions – in particular Recorded Music is recommended to be provided via a noise limiter which will also aid in protecting hotel guests as well as any nearby residents.

## **2. Sanitary accommodation and capacity**

- Please see attached e-mail outlining the Licensing District Surveyor's assessment of the safe capacity for the premises. These calculations give a capacity of 220 or 440 depending on width of escape routes.

- Environmental Health requires, particularly for new licence applications, the provision of sanitary accommodations to be in compliance with the minimum provision as stated in *British Standard 6465 -1:2006 + A1:2009; Sanitary installations – Part 1: Code of practice for the design of sanitary facilities and scale of provision of sanitary and associated appliances: Table 10; restaurants and other places where seating is provided for eating and drinking.*
- For a proposed safe capacity of upto 240 customers this normally requires, based on a 50/50 male/female split, to at least 5 female WC's and 2 WC's + 2 urinal for males.
- Environmental Health recommend that provision should also be made to provide some disabled facilities (it may in any case be a requirement by Building Control) and we would accept such a provision as counting towards the total for females as this is an existing building.
- In addition, premises that are food led should also be providing sanitary accommodations that are separate from that provided for the public so as to be in compliance with guidance to food hygiene legislation.
- In this instance, as the premises is part of the hotel, the above requirements for the public and staff may be tempered depending on how accessible existing facilities at the hotel are. If it is the intention that the restaurant operation shall run completely independent of the hotel then these facilities should be provided within the ambit of the restaurant.
- All toilets, save for accessible units, in food business premises should be separated by a lobby from food eating, storage and preparation areas.

### **3.Nuisance from cooking odour/smell – planning status**

- If it is the case that this part of the premises shall require a planning application for change of use to A3 Use then you are advised that it is Westminster Environmental Health's and Planning Department's policy that all **new** planning applications for change of use to A3 Use will require a **full height** discharge of any kitchen extract ventilation systems no matter the amount of cooking proposed.
- In any event a suitable scheme of prevention of odour nuisance will have to be installed for the kitchen extract ventilation system so as not to undermine the licensing objective of Prevention of Public Nuisance
- Nevertheless you are also advised that the planning status of the premises will not be a material consideration as to whether any Premises Licence will be granted. Conversely, under planning legislation, the approval of a Premises Licence does not provide automatic grounds for the planning status to also be changed but may be a consideration in determining if a change of use may be necessary.

### **FOR AN APPLICATION BASED ON THE PROPOSALS SUBMITTED (INCLUDING THE CONDITIONS) ENVIRONMENTAL PROPOSE THE FOLLOWINGD LICENSING CONDITIONS:**

1. The supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there and for consumption by such a person as ancillary to their meal.
2. Notwithstanding condition [1] above, between 10am and midnight within the lounge area hatched black on the plan, persons may consume alcohol without it being ancillary to table meals. *(a limit on numbers shall also apply)*
3. The supply of alcohol shall be by waiter/ waitress service only to persons seated, except for persons in the bar areas as defined by cross hatching on the deposited plans.

4. With the exception of residents and their bona fide guests, no alcohol shall be consumed more than (30) minutes after the permitted terminal hour for the supply of alcohol
5. The supply of alcohol for consumption off the premises shall be in sealed containers only save for in a designated area owned by the premises or in an area appropriately authorised for the use of tables and chairs on the highway where such supply of alcohol will be:
  - by waiter or waitress service only
  - to customers who are seated and
  - all tables and chairs are removed or rendered unusable by 11pm
6. During the hours of operation the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
7. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.; All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
8. A staff member from the premises who is conversant with the operation of the CCTV shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.

9. An incident log shall be kept at the premises and made available on request to an authorized 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 concerning crime and disorder;
- d) Any incidents of disorder;
- e) All seizures of drugs or offensive weapons;
- f) Any refusal of sale of alcohol.

10. There shall be no sales of hot food or hot drink for consumption off the premises after 23:00 hours except to hotel residents for room service.

11. 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.

12. The number of persons permitted on the premises at any one time (excluding staff) shall not exceed [240].

13. There shall be no cinema style showing of films

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

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



being routed through the sound limiter device.

- 16.No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
17. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
- 18.All entrance doors and windows to be kept closed after 23:00 hours except for immediate access and egress of persons.
- 19.All waste shall be properly presented and placed out for collection no earlier than 30 minutes before collection time.
- 20.Loudspeakers shall not be located in the entrance lobby or outside the premises building.
- 21.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.
- 22.No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours.
- 23.Patrons permitted to temporarily leave and then re-enter the premises, eg to smoke, shall not be permitted to take drinks or glass containers with them unless seated in an authorised external area.
- 24.The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
- 25.A direct telephone number for the manager at the premises shall be publically available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
- 26.A challenge 21 proof of age scheme shall be operated at the premise where the only acceptable forms of identification are recognised photographic identification cards such as a driving licence, passport or proof of age card with the PASS hologram.

27. There will be no striptease or nudity and all persons shall be decently attired at all times unless the premises are operating under the provisions of a Sexual Entertainment Licence.

28. Licensable activities and opening hours shall be permitted from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

29. An additional hour to the terminal hour on all licensable activities and opening hours shall be permitted on the day British Summertime commences.

30. The Licence will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.

31. Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where there are minor changes to the premises layout during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.

**Should you wish to discuss the matter further or seek further clarification or information please do not hesitate to contact me.**

**Anil Drayan**

**Environmental Health Officer,**

**EH Consultation Team**

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

RESTAURANT CRAFT  
NEW PREMISES LICENCE APPLICATION  
16/08836/LIPN- 30 Upper Grosvenor Street,  
London, W1K 7PH



ADDITIONAL DOCUMENTATION IN SUPPORT OF  
LICENCE APPLICATION CONTENTS

1)	Restaurant Craft at Grosvenor House update- including visuals of proposed offering
2)	Letter of Support from Grosvenor House Hotel
3)	Grosvenor House Hotel – Premises licence
4)	Richard Corrigan - Premises licence

# GROSVENOR HOUSE RESTAURANT

RESTAURANT CRAFT

MAYFAIR

AN OPPORTUNITY FOR AN  
EXCITING PAN-ASIAN RESTAURANT  
& LOUNGE IN LONDON'S MOST  
EXCLUSIVE NEIGHBOURHOOD

RESTAURANT CRAFT

## CONCEPT

PAGE 3

RESTAURANT CRAFT

- Contemporary pan-asian restaurant & lounge
- Upmarket, trendy and stylish lifestyle destination
- A Mayfair neighbourhood locale
- Elegant & cultured, yet casual & fun
- Interior design leaning on classic style with subtle Asian accents
- Collaboration with leading Asian galleries showcasing contemporary Far-Eastern artists
- Luxurious finishes with custom artisanal touches
- Lounge celebrating flavours, scents and perfumes of Asia
- Sophisticated cuisine of lively and bold flavours inspired by the streets of South-East Asia, China and Japan

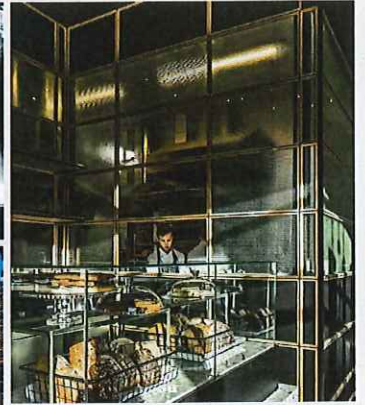


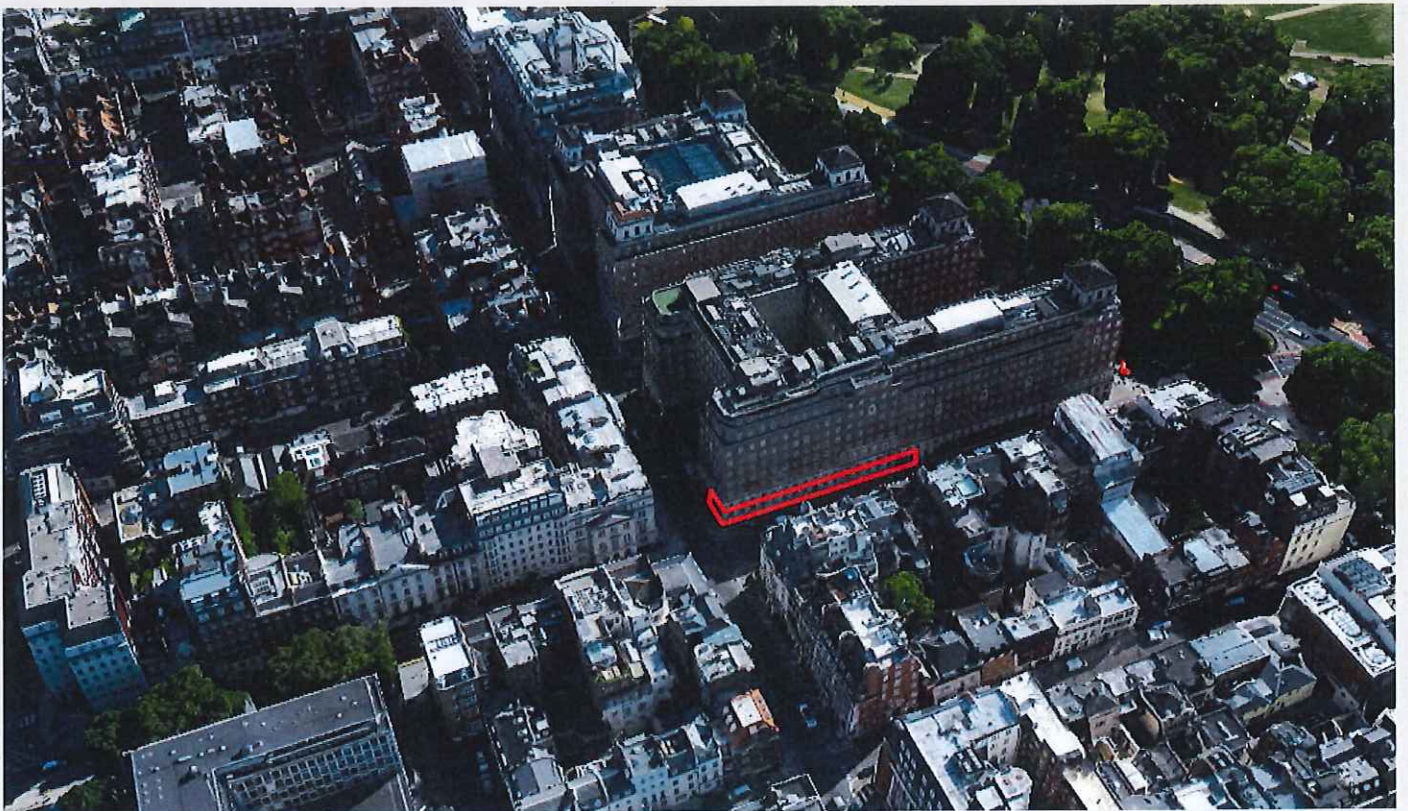
CONCEPT *CONTINUED*

PAGE 4

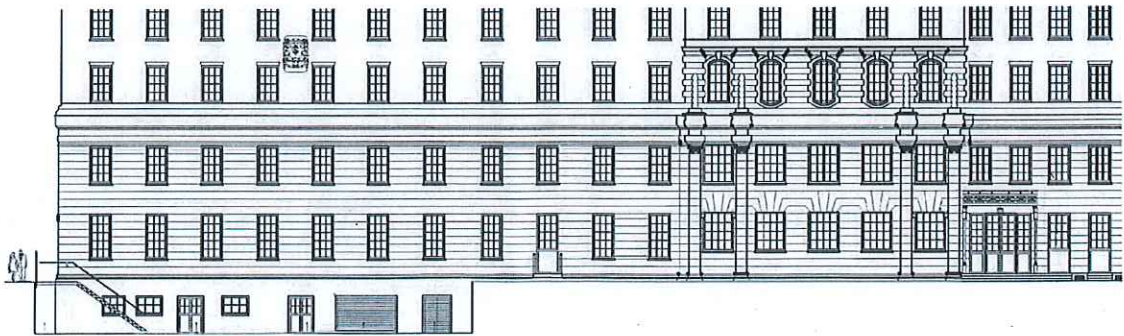
RESTAURANT CRAFT

- Dishes are served in convivial sharing style
- Open kitchen theatre designed as a key experience feature
- Invitation only' chefs table
- Dining area segmented to allow for semi-private dinner parties and celebrations
- Elaborate wine list with a good selection of entry-level wines to sought-after boutique labels
- Resident sommelier
- Open to the public for lunch & dinner
- Signature dishes available to hotel guests through Grosvenor House room-service
- Reservations essential



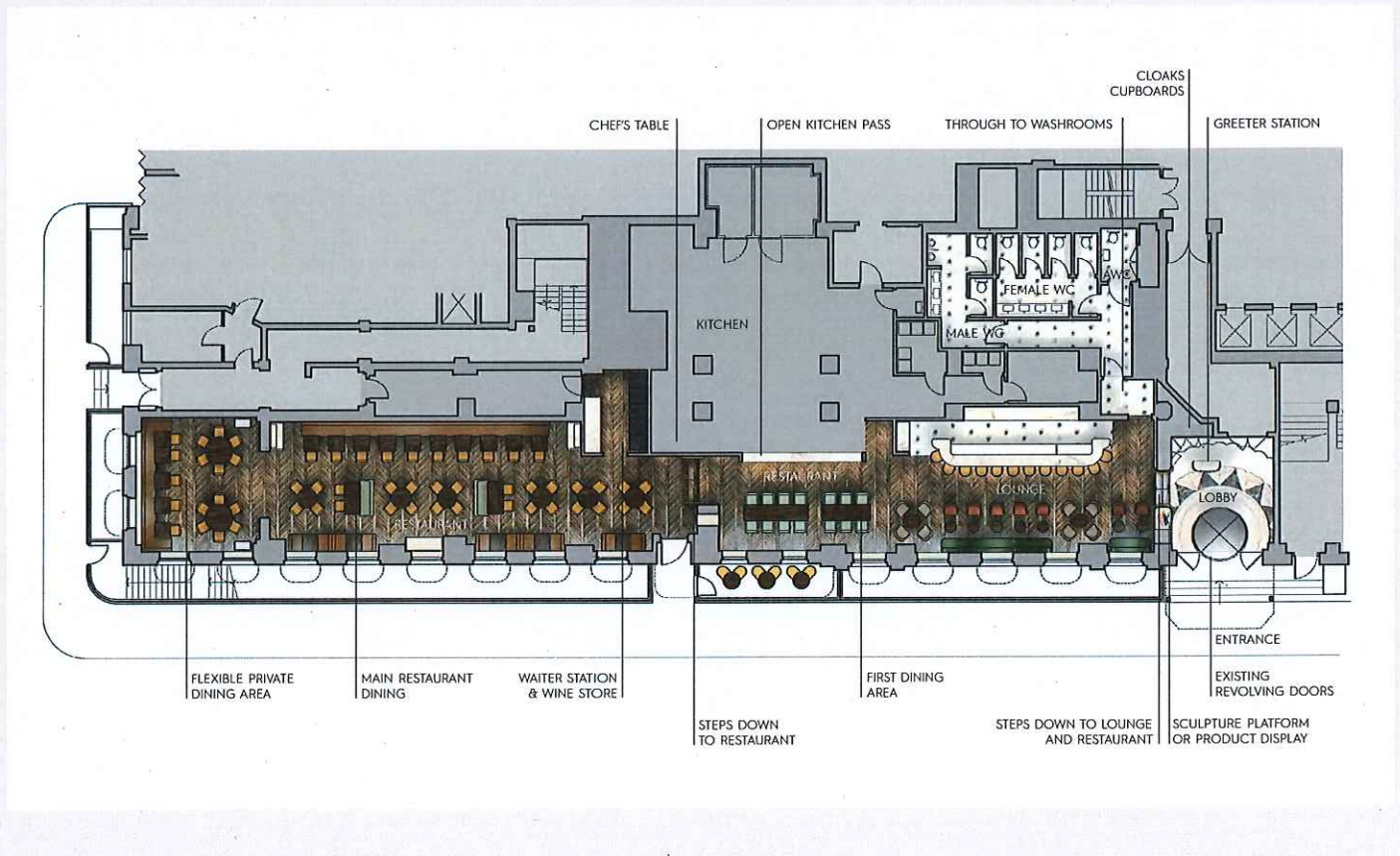


















OVER FOUR DECADES  
OF WORLD-CLASS RESTAURANT  
AND HOSPITALITY EXPERIENCE  
HAS LED TO THIS MOMENT

RESTAURANT CRAFT





GROSVENOR HOUSE  
A JW MARRIOTT HOTEL  
LONDON

15<sup>th</sup> November 2016

TO WHOM IT MAY CONCERN

Subject: Licence application Restaurant Craft

Dear Sir or Madam,

I have been the General Manager at Grosvenor House, A JW Marriott Hotel since 2011 and have been working for Marriott for over 20 years as General Manager.

This letter is to support the 'premises licence' application made by Restaurant Craft. We have been fully consulted on its hours and terms and have no hesitation in stating that, if granted, this high-end dining restaurant and lounge will complement and enhance both, the experience our Hotel guests as well as the local offering in the Mayfair area. It is my belief that Mr Puri's ambition to gain a Michelin star for this restaurant is one within his reach.

Our hotel company are the lessors for the new restaurant. Subject to the grant of a suitable premises licence we will be offering the lease to Mr Puri to operate Restaurant Craft. Our lease will contain strict provisions designed to ensure that the operation of the restaurant and lounge bar do not disturb our hotel visitors, given that bedrooms are situated directly above the proposed restaurant and the environs of upper Grosvenor Street.

We have been extremely cautious and selective as to the identity of the proposed operator of this site. Mr Puri has over 40 years' experience and has a fine reputation with the advantage of having a background in hotel operations as well as quality restaurants around the world (including in London). We have complete confidence in Mr Puri's ability to operate this restaurant in a manner that causes no harm to our guests or the wider licensing objectives.

Stuart Bowery  
General Manager



Schedule 12  
Part A

WARD: West End  
UPRN: 999000088876

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

Premises licence

Regulation 33, 34

Premises licence number:

08/06941/LIPDPS

Original Reference:

05/07297/LIPCV

**Part 1 – Premises details**

**Postal address of premises:**

Grosvenor House Hotel  
86-90 Park Lane  
London  
W1A 3AA

**Telephone Number:** 0207 499 6363

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Boxing or Wrestling  
Performance of Dance  
Provision of facilities for Dancing  
Exhibition of a Film  
Provision of facilities for making Music  
Indoor Sporting Event  
Performance of Live Music  
Playing of Recorded Music  
Provision of facilities for entertainment of a similar description to making music or dancing  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

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

**Boxing or Wrestling**

Monday to Sunday: 09:00 to 02:00

**Performance of Dance**

Monday to Sunday: 00:00 to 00:00

**Provision of facilities for Dancing**

Monday to Sunday: 00:00 to 00:00

**Exhibition of a Film**

Monday to Sunday:	00:00 to 00:00
<b>Provision of facilities for making Music</b>	
Monday to Sunday:	00:00 to 00:00
<b>Indoor Sporting Event</b>	
Monday to Sunday:	09:00 to 02:00
<b>Performance of Live Music</b>	
Monday to Sunday:	00:00 to 00:00
<b>Playing of Recorded Music</b>	Unrestricted
<b>Provision of facilities for entertainment of a similar description to making music or dancing</b>	
Monday to Sunday:	00:00 to 00:00
<b>Anything of a similar description to Live Music, Recorded Music or Performance of Dance</b>	
Monday to Sunday:	00:00 to 00:00
<b>Performance of a Play</b>	
Monday to Sunday:	00:00 to 00:00
<b>Late Night Refreshment</b>	
Monday to Sunday:	23:00 to 05:00
<b>Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit</b>	Unrestricted
<b>Sale by Retail of Alcohol</b>	
Monday to Sunday:	00:00 to 00:00

<b>The opening hours of the premises:</b>	
Monday to Sunday:	00:00 to 00:00

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

Alcohol is supplied for consumption both on and off the Premises.

**Part 2**

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

GH Hotel Operating Company Limited  
Grosvenor House Hotel  
86-90 Park Lane  
London  
W1A 3AA

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

04976608

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

**Name:** Brett Hercock

*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:** LN 2008 1758

**Licensing Authority:** London Borough of Merton

**Date:** 13 August 2008

**Signed:** pp  
Director of Community Protection

#### **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. 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.

#### **Conditions reproducing the effect of conditions subject to which the relevant existing licenses have effect.**

#### **Conditions relating to regulated entertainment:**

5. This licence is subject to all the former Rules of Management for Places of Public Entertainment licensed by Westminster City Council, in force from 4 September 1998 and incorporating amendments agreed by the Council on 25 October 1999, 30 June 2000, 16 January 2001 and 1 October 2001.
6. On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
7. Sprinkler installations, as approved by the Council, at both the basement and ground floor levels shall be maintained to the satisfaction of the Council, facilities shall be afforded to the authorised officers of the Council to enter such premises at all reasonable times during the daytime in order to ascertain whether the installations are in proper working order, and provisions shall be made in all lettings of the shops to enable the terms of this condition to be complied with.
8. Notwithstanding the provisions of special condition (5) above, the maximum number of persons accommodated at any one time (excluding staff) in the five licensed areas specified above shall not exceed 2920.

## **Annex 2 – Conditions consistent with the operating Schedule**

9. Boxing is to take place in the Great Room only and any temporary Boxing Ring constructed for this purpose shall be constructed in the area hatched in green as more clearly delineated on drawings number LI-000-01 dated 14th June 2004.
10. At least 14 days' notice in writing shall be given to the Council of any proposal to use the premises for any sports entertainment. (This is an existing condition as part of the former Rules of Management) which is to remain on the licence.
11. When the premises provides Boxing and/or an Indoor Sporting Event, a risk assessment will be submitted for comment 14 days before the event and this will include a copy of the plan for the Great Room showing the position of any temporary structure erected.
12. The number of persons accommodated at any one time (excluding staff) shall not exceed the following: Court Suite 250, Bord'eaux 250 (for cocktail style functions, 500), 90 Park Lane Restaurant 200, Ballroom and Foyer 750, Great Room 2000 (for every nine square meters of floor area (or part thereof) used for dance floor or production space the maximum capacity shall be reduced by 10).
- 13.1 The area known as Bord'eaux be laid out as a restaurant except when there is a pre booked function or ticketed event or when the premises operates privately .
- 13.2 The sale of alcohol in Bord'eaux shall be to persons seated at tables except in the following instances:-
  - i. to persons around the bar area where there shall be no more than a maximum of 50 persons; and /or
  - ii. to persons attending a pre-booked function or ticketed event or when the premises operates privately; and/or
  - iii. to hotel residents and their bona fide guests.
- 13.3 After midnight and before 8:00 the sale of alcohol in Bord'eaux shall only be to persons ordering food except in the following instances:-
  - i. to persons attending a pre-booked function or ticketed event or when the premises operates privately; and/or
  - ii. to hotel residents and their bona fide guests.
- 13.4 If Regulated Entertainment is provided condition 12 shall apply.

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

14. Throughout the premises, substantial refreshment shall be available 24 hours a day.
15. In relation to the lounge area on the 7th floor, there shall be no admission after 00:00 or before 10:00, except to;
  - i. Residents at the hotel and their bona fide guests
  - ii. Persons attending a pre-booked function
16. In relation to the ground floor bar known as the Red Bar, intoxicating liquor may only be sold or supplied after 02:30 and before 10:00 to;
  - i. Residents at the hotel and their bona fide guests
  - ii. Persons attending a pre-booked function
17. In the remainder of the premises, intoxicating liquor may only be sold or supplied after 00:00 and before 10:00 to hotel residents and their bona fide guests, or persons attending a pre-booked function, or persons taking a table meal in any restaurant area.
18. No person under 14 shall remain in the bar.

**Annex 4 – Plans**

Attached





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

Schedule 12  
Part B

**WARD: West End**  
**UPRN: 999000088876**

Premises licence  
summary

Regulation 33, 34

Premises licence number:

08/06941/LIPDPS

**Part 1 – Premises details**

**Postal address of premises:**

Grosvenor House Hotel  
86-90 Park Lane  
London  
W1A 3AA

**Telephone Number:** 0207 499 6363

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Boxing or Wrestling  
Performance of Dance  
Provision of facilities for Dancing  
Exhibition of a Film  
Provision of facilities for making Music  
Indoor Sporting Event  
Performance of Live Music  
Playing of Recorded Music  
Provision of facilities for entertainment of a similar description to making music or dancing  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

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

<b>Boxing or Wrestling</b>	
Monday to Sunday:	09:00 to 02:00
<b>Performance of Dance</b>	
Monday to Sunday:	00:00 to 00:00
<b>Provision of facilities for Dancing</b>	
Monday to Sunday:	00:00 to 00:00

<b>Exhibition of a Film</b>	
Monday to Sunday:	00:00 to 00:00
<b>Provision of facilities for making Music</b>	
Monday to Sunday:	00:00 to 00:00
<b>Indoor Sporting Event</b>	
Monday to Sunday:	09:00 to 02:00
<b>Performance of Live Music</b>	
Monday to Sunday:	00:00 to 00:00
<b>Playing of Recorded Music</b>	Unrestricted
<b>Provision of facilities for entertainment of a similar description to making music or dancing</b>	
Monday to Sunday:	00:00 to 00:00
<b>Anything of a similar description to Live Music, Recorded Music or Performance of Dance</b>	
Monday to Sunday:	00:00 to 00:00
<b>Performance of a Play</b>	
Monday to Sunday:	00:00 to 00:00
<b>Late Night Refreshment</b>	
Monday to Sunday:	23:00 to 05:00
<b>Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit</b>	Unrestricted
<b>Sale by Retail of Alcohol</b>	
Monday to Sunday:	00:00 to 00:00

<b>The opening hours of the premises:</b>	
Monday to Sunday:	00:00 to 00:00

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

Alcohol is supplied for consumption both on and off the Premises.

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

GH Hotel Operating Company Limited  
Grosvenor House Hotel  
86-90 Park Lane  
London  
W1A 3AA

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

04976608

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

**Name:** Brett Hercock

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

Restricted

**Date:** 13 August 2008

**Signed:** pp  
Director of Community Protection



Schedule 12  
Part A

WARD: West End  
UPRN: 100023475415

# City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

12/07347/LIPDPS

Original Reference:

07/05358/LIPN

## Part 1 – Premises details

### Postal address of premises:

Richard Corrigan  
Within The Grosvenor House Hotel  
90 Park Lane  
London  
W1K 7TN

Telephone Number: Not Supplied

### 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  
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 Saturday: 07:00 to 03:00  
Sunday: 07:00 to 01:00

#### Provision of facilities for making Music

Monday to Saturday: 07:00 to 03:00  
Sunday: 07:00 to 01:00

#### Performance of Live Music

Monday to Saturday: 07:00 to 03:00  
Sunday: 07:00 to 01:00

#### Playing of Recorded Music

Monday to Saturday: 07:00 to 03:00  
Sunday: 07:00 to 01:00

#### Late Night Refreshment

Monday to Saturday: 23:00 to 03:00

Sunday:	23:00 to 01:00
<b>Sale by Retail of Alcohol</b>	
Monday to Saturday:	07:00 to 03:00
Sunday:	07:00 to 01:00
<i>For times authorised for New Year see conditions at Annex 3</i>	

<b>The opening hours of the premises:</b>	
Monday to Saturday:	07:00 to 03:30
Sunday:	07:00 to 01:30

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

Alcohol is supplied for consumption both on and off the Premises.

**Part 2**

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

Richard Corrigan Restaurants Limited  
30 Pavilion Road  
London  
SW1 0HJ

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

03392225

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

Name: Mr Mario Armani

*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: PERS 3117  
Licensing Authority: London Borough Of Lambeth

Date: 16 September 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.
10. 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.

## Annex 2 – Conditions consistent with the operating Schedule

11. The maximum number of persons accommodated at the premises shall be 120 persons (excluding staff) at any one time.
12. The Supply of Alcohol between 07:00 hours to 10:00 hours shall be restricted to champagne (but no other alcoholic beverage) only for the service of champagne breakfasts to be served by waiter or waitress to seated customers and the service of such alcohol shall be ancillary to the supply of food.
13. After 23:00 the Supply of Alcohol on the premises shall only be to persons taking a table meal there and consumption by such a person as ancillary to their meal.
14. After 23:00 the Supply of Alcohol shall be by waiter or waitress only.
15. No consumption of Alcohol outside the premises.
16. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
17. Provision of films shall be restricted to the 'private dining room'.
18. The premises will maintain a comprehensive CCTV system to the specification of the Metropolitan Police Crime Prevention Officer that ensures all areas of the licensed premises are monitored including all entry points and which enable frontal identification of every person entering in any light condition. All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept available for a minimum of 31 days with time and date stamping. Recordings shall be made available to an authorised officer or a police officer together with facilities for viewing. The recordings for the preceding two days shall be made available immediately on request. Recordings outside this period shall be made available on 24 hours notice. (Subject to the Data Protection Act 1998).
19. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
20. All entrance doors and windows to be kept closed after 23:00 except for immediate access and egress of persons.
21. No striptease, no nudity and all persons to be decently attired at all times.
22. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
23. No rubbish including bottles will be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours.
24. A refuse store of sufficient size shall be provided.
25. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, is swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
26. The notices will be displayed clearly at points of exit reminding patrons to be considerate towards the premises neighbours and residents concerning noise nuisance.



27. The patrons be provided the use of a provided taxi service to facilitate journeys away from the premises.
28. A Personal Licence Holder be present during any privately booked function where the number of guests attending is 50 or more, throughout all the hours of operating the function.
29. The permitted hours on New Year's Eve may be extended to the start of permitted hours on New Year's Day.

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

None

**Annex 4 – Plans**

Attached



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

Schedule 12  
Part B

WARD: West End  
UPRN: 100023475415

Premises licence  
summary

Regulation 33, 34

Premises licence number:

12/07347/LIPDPS

**Part 1 – Premises details**

**Postal address of premises:**

Richard Corrigan  
Within The Grosvenor House Hotel  
90 Park Lane  
London  
W1K 7TN

**Telephone Number:** Not Supplied

**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  
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 Saturday: 07:00 to 03:00  
Sunday: 07:00 to 01:00

**Provision of facilities for making Music**

Monday to Saturday: 07:00 to 03:00  
Sunday: 07:00 to 01:00

**Performance of Live Music**

Monday to Saturday: 07:00 to 03:00  
Sunday: 07:00 to 01:00

**Playing of Recorded Music**

Monday to Saturday: 07:00 to 03:00  
Sunday: 07:00 to 01:00

**Late Night Refreshment**

Monday to Saturday:	23:00 to 03:00
Sunday:	23:00 to 01:00
<b>Sale by Retail of Alcohol</b>	
Monday to Saturday:	07:00 to 03:00
Sunday:	07:00 to 01:00

*For times authorised for New Year see conditions at Annex 2*

**The opening hours of the premises:**

Monday to Saturday:	07:00 to 03:30
Sunday:	07:00 to 01:30

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

Alcohol is supplied for consumption both on and off the Premises.

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

Richard Corrigan Restaurants Limited  
30 Pavilion Road  
London  
SW1 0HJ

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

03392225

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

Name: Mr Mario Armani

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

Restricted

Date: 16 September 2012  
Signed: pp Operational Director - Premises Management

**Premises History**

There is no licence or appeal history for the premises.

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

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

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

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

**Mandatory Conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
  - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor.



For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

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

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

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

(b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

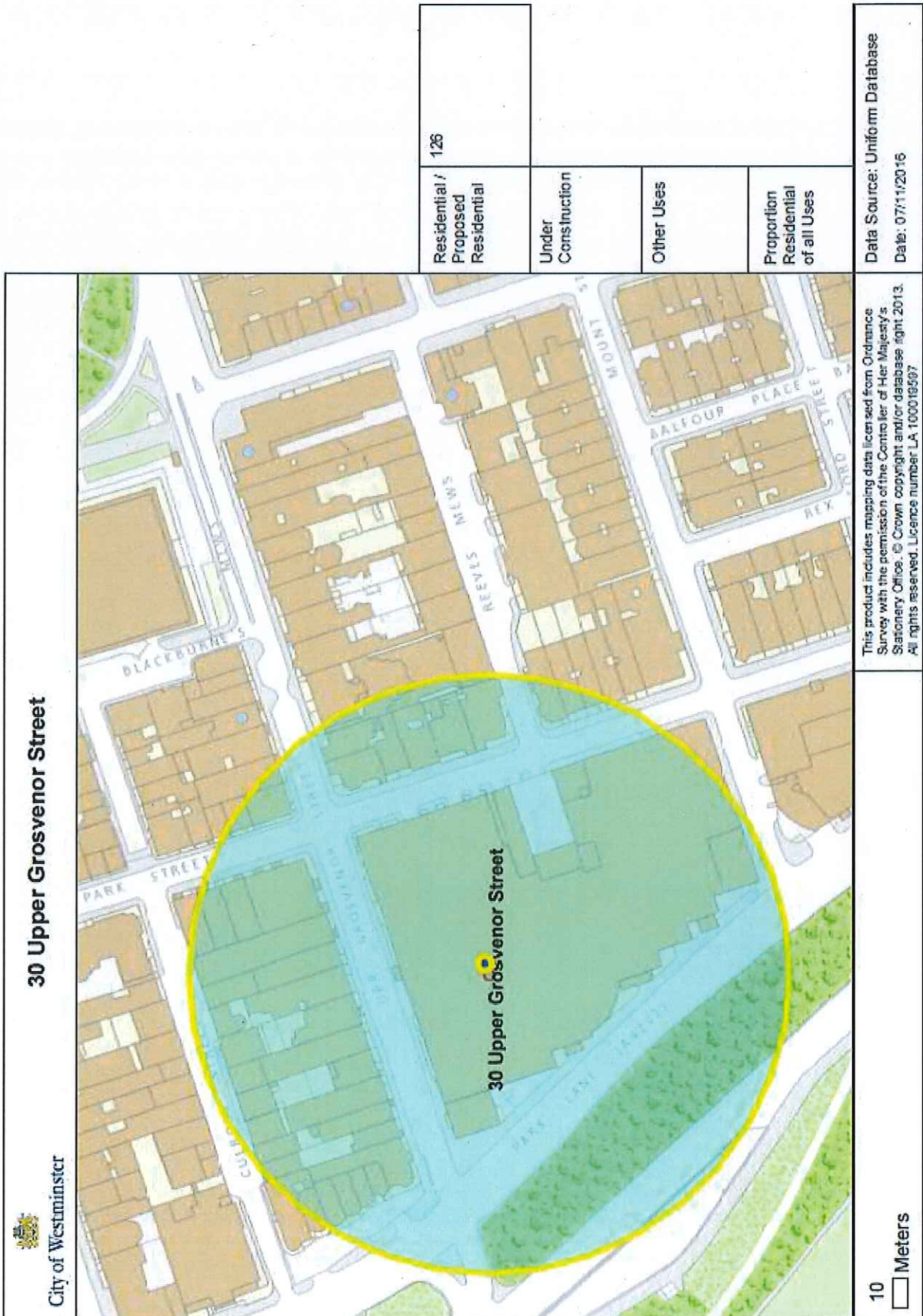
## Conditions consistent with the operating schedule and Environmental Health (pre-application advice)

9. The supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there and for consumption by such a person as ancillary to their meal.
10. Notwithstanding condition [1] above, between 10am and midnight within the lounge area hatched black on the plan, persons may consume alcohol without it being ancillary to table meals. (*a limit on numbers shall also apply*)
11. The supply of alcohol shall be by waiter/ waitress service only to persons seated, except for persons in the bar areas as defined by cross hatching on the deposited plans.
12. With the exception of residents and their bona fide guests, no alcohol shall be consumed more than (30) minutes after the permitted terminal hour for the supply of alcohol
13. The supply of alcohol for consumption off the premises shall be in sealed containers only save for in a designated area owned by the premises or in an area appropriately authorised for the use of tables and chairs on the highway where such supply of alcohol will be:
  - by waiter or waitress service only
  - to customers who are seated and
  - all tables and chairs are removed or rendered unusable by 11pm
14. During the hours of operation the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
15. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.; All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
16. A staff member from the premises who is conversant with the operation of the CCTV shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
17. An incident log shall be kept at the premises and made available on request to an authorized 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 concerning crime and disorder;

- d) Any incidents of disorder;
  - e) All seizures of drugs or offensive weapons;
  - f) Any refusal of sale of alcohol.
18. There shall be no sales of hot food or hot drink for consumption off the premises after 23:00 hours except to hotel residents for room service.
  19. 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.
  20. The number of persons permitted on the premises at any one time (excluding staff) shall not exceed [240].
  21. There shall be no cinema style showing of films
  22. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and to leave the area quietly.
  23. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
  24. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
  25. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
  26. All entrance doors and windows to be kept closed after 23:00 hours except for immediate access and egress of persons.
  27. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before collection time.
  28. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
  29. 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.
  30. No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours.

31. Patrons permitted to temporarily leave and then re-enter the premises, eg to smoke, shall not be permitted to take drinks or glass containers with them unless seated in an authorised external area.
32. The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
33. A direct telephone number for the manager at the premises shall be publically available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
34. A challenge 21 proof of age scheme shall be operated at the premise where the only acceptable forms of identification are recognised photographic identification cards such as a driving licence, passport or proof of age card with the PASS hologram.
35. There will be no striptease or nudity and all persons shall be decently attired at all times unless the premises are operating under the provisions of a Sexual Entertainment Licence.
36. Licensable activities and opening hours shall be permitted from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
37. An additional hour to the terminal hour on all licensable activities and opening hours shall be permitted on the day British Summertime commences.
38. The Licence will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.
39. Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where there are minor changes to the premises layout during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.

**Residential Map and List of Premises in the Vicinity**



Premises with 75m of 30 Upper Grosvenor Street, London, W1K 7PH

p / n	Name of Premises	Premises Address	Licensed Hours
26039	Richard Corrigan Within The Grosvenor House Hotel	90 Park Lane London W1K 7TN	Sunday 07:00 - 01:30 Monday to Saturday 07:00 - 03:30
19368	Marriott Grosvenor House	Grosvenor House Hotel 90 Park Lane London W1A 3AA	Monday to Sunday 00:00 - 00:00
26445	Grosvenor House Apartments	Grosvenor House Park Lane London W1K 7TL	Monday to Saturday 10:00 - 03:00 Sunday 12:00 - 03:00



City of Westminster

# Licensing Sub-Committee Report

## Agenda Item 3

Item No:	
Date:	24 November 2016
Licensing Ref No:	16/08839/LIPV - Premises Licence Variation
Title of Report:	Slug And Lettuce Ground Floor 17-19 Artillery Row London SW1P 1RH
Report of:	Director of Public Protection and Licensing
Wards involved:	St James's
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Mr Nick Nelson Senior Licensing Officer
Contact details	Telephone: 020 7641 3431 Email: nnelson@westminster.gov.uk

# 1. Application

1-A Applicant and premises			
<b>Application Type:</b>	Variation of a Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	17 August 2016		
<b>Applicant:</b>	Stonegate Pub Company Limited		
<b>Premises:</b>	Slug and Lettuce		
<b>Premises address:</b>	Ground Floor 17-19 Artillery Row London SW1P 1RH	<b>Ward:</b>	St James's
		<b>Cumulative Impact Area:</b>	None
<b>Premises description:</b>	The premises operates as a public house over the ground floor only.		
<b>Variation description:</b>	<p>1. To extend the terminal hour for sale of alcohol, late night refreshment and regulated entertainment in the form of films, performance of dance, live music and anything of a similar description to live music, recorded music and performance of dance to midnight on Saturdays.</p> <p><i>Following consultation with local residents, proposal 1 has been withdrawn by the applicant.</i></p> <p>2. To extend the permitted hours for sale of alcohol, late night refreshment and regulated entertainment in the form of films, performance of dance, live music and anything of a similar description to live music, recorded music and performance of dance to 01:00 hours the following day on Thursdays and Fridays.</p> <p><i>Following consultation with local residents, proposal 2 has been amended by the applicant so that the terminal hour for licensable activities on Thursdays and Fridays is now requested to be 00:30.</i></p> <p>3. To extend the terminal hour for opening to 00:30 hours the following day on Saturdays.</p> <p><i>Following consultation with local residents, proposal 3 has been withdrawn by the applicant.</i></p> <p>4. To extend the terminal hour for opening to 01:30 hours the following day on Thursdays and Fridays.</p>		



	<p><i>Following consultation with local residents, proposal 4 has been amended by the applicant so that the terminal opening hour for Thursdays and Fridays is now requested to be 01:00.</i></p> <ol style="list-style-type: none"> <li>5. To extend the start time for films to commence at 07:00 hours, seven days a week.</li> <li>6. To remove, amend and add conditions to the premises licence, following consultation and as detailed below and in <b>Appendix 4</b>.</li> </ol>
<p><b>Premises licence history:</b></p>	<p>The premises has held a premises licence since at least conversion to the Licensing Act 2003 in 2005.</p>
<p><b>Applicant submissions:</b></p>	<p>The applicant has made the following statement on the application form. They state that the information is solely for information only and not intended to be converted into conditions on the licence:</p> <p>We have considered the impact of the proposed variation and we note the premises does not fall within any of Westminster's cumulative impact areas. Nonetheless, careful consideration has been given to the Council's Licensing Policy and pre-consultation has taken place with the Environmental Health Officer and District Surveyor by way of the Council's formal pre-application advice service. In addition, pre-consultation has taken place with the Police Licensing Officer.</p> <p>In consideration of the variation application, we have put together a new operating schedule which is robust and fit for purpose in the event that the application is granted.</p> <p>If granted, the conditions proposed in this application will promote the licensing objectives. In particular, the following new measures are proposed to assist with the management of the later hours and the operation of the premises in general:</p> <ul style="list-style-type: none"> <li>• A new and up to date CCTV condition, in accordance with the Council's model conditions</li> <li>• Retention of the existing capacity condition</li> <li>• A commitment to use of door supervisors whenever the premises are open for the sale of alcohol beyond midnight</li> <li>• A new last entry condition where the premises are open for the sale of alcohol beyond midnight.</li> </ul>

	<p><b>(Please refer to Appendix 4 for a full list of proposed conditions)</b></p> <p>There will be no adverse impact on entry and departure points and the applicant has a specific queuing and dispersal policy which is adapted at site level as required.</p> <p>Stonegate Pub Company Limited have in place an extensive licensing manual detailing both company policies appropriate across the whole estate, along with procedures in place at a local level to ensure the premises operates to the highest standard and promotes the licensing objectives. These include policies regarding social responsibility and underage sales which promote responsible drinking and discourage drunkenness as well as procedures to prevent crime and disorder and public nuisance. Stonegate take their responsibilities as a premises licence holder seriously and are aware of, and will ensure compliance with, the mandatory conditions on the licence regarding irresponsible drinks promotions.</p> <p>Stonegate operate search, drugs and drinks spiking policies and all staff receive relevant training on how to recognise the signs and effects of intoxication due to drug use, signs and effects of drink spiking and search procedures with regard to drugs and weapons. Additionally, the premises shall maintain a written drugs policy regarding prevention of use and supply of illegal drugs, which will be made available on request to police or council officers.</p> <p>The applicant is committed to promoting the prevention of public nuisance through existing measures and continued commitments contained in the conditions which are proposed in the operating schedule. Policies are in place to ensure prevention of public nuisance including noise management and outside areas, as well as a written queuing and dispersal policy which will be maintained by the premises and available to Police and Council officers. Staff are trained to recognise and take steps to prevent nuisance and respect the rights of local residents.</p> <p>We do not feel that the application will have an adverse impact on the licensing objectives and the applicant believes that the measures proposed are adequate and further conditions are not appropriate.</p>
<p><b>Applicant's further submissions:</b></p>	<p>On 9 &amp; 10 November 2016, the applicant wrote to the local residents who have made representations against this application to state the following:</p> <p>By way of background, the Slug &amp; Lettuce Artillery Row is</p>

operated by Stonegate Pub Company. I attach a copy of Stonegate's Company Information sheet to give you an idea of the nature of the business and also the calibre of the individuals running the business. My client prides itself on robust operating policies and procedures and also is committed to working in partnership not only with the Licensing Authority and Responsible Authorities but also with the communities within which they trade.

A significant number of my client's premises are involved in community safety schemes and where Pubwatch exists, my client are involved in Pubwatch and also, as and where appropriate, are involved in Purple Flag, Best Bar None and other town and city centre programmes. My client's charity engagement is also high with over 50% of their fund raising supporting local charities. My client operates 89 Slug & Lettuces throughout the country, many of which have later hours than those currently permitted under the premises licence for the Slug & Lettuce, Artillery Row. My client is also experienced in operating premises within close proximity to local residents and will always meet and engage with their local residents where it is appropriate.

The Slug & Lettuce has a strong food offer.

The primary purpose of the application for variation is to seek a modest extension of the hours permitted for the sale of alcohol on Saturdays and a further extension on Thursdays and Fridays.

My client is always keen to take the opportunity when submitting applications for premises licence variations to consider if there are any other appropriate amendments to be made to the premises licence. This application sought to extend the start time for films to commence at 7am alongside breakfast opening. My client predominantly uses the screens within the premises to display the news in the morning, however, we were trying to future proof the licence should they wish to put on any background pre-recorded films. This is not an essential part of the application and can be withdrawn if it is of any particular concern.

Although not necessarily a regular feature on premises licences in Westminster my client does, as standard, as indeed do the vast majority of operators up and down the country, request a 30 minute dispersal time and therefore closing is sought for 30 minutes after the terminal hour for the sale of alcohol. As I am sure you will appreciate, if a customer could purchase an alcoholic drink 5 minutes before closing, it is possible that they will need more than

5 minutes to consume that. My client, as indeed features on many other licences up and down the country, chooses a 30 minute window however, it is not always used to the full extent as my client's trading pattern does not ordinarily require that amount of time to allow for customer dispersal.

Again, for the sake of completeness my client has sought to extend all licensable activities to the new requested terminal hour.

Prior to submitting the application my client did undertake pre-consultation with Alan Lynagh ( WCC District Surveyor) and Ian Watson (EHO) and also had discussions with the Westminster Police who, as you are aware, have not made representation to the application. The Environmental Health Officer Mr Watson has made a representation.

Notwithstanding the Environmental Health Officer's representations, conditions were discussed with him prior to submission and I attach a copy of the conditions that were put forward in the application.

The key conditions that I would draw your attention to are condition 5 in relation to crime and disorder, which states that if the premises are operating for the sale of alcohol beyond midnight, they will employ a minimum of 2 door supervisors. Further, if the terminal hour is extended beyond midnight, there will be no new admissions to the premises beyond that time. Given the existing conditions on the premises licence, my client feels that this updated robust and comprehensive operating schedule better promotes the licensing objectives and also deals with the management of the extended hours.

Having taken on board the concerns of the local residents, my client would prefer to resolve those concerns without the need for a formal hearing and therefore after careful consideration of the local area, and the issues that have been raised, my client is proposing to remove the request to extend the hours on a Saturday and on Thursday and Friday the hours requested will be reduced so that my client would seek a terminal hour for licensable activities of 00:30 with closing at 1am.

My client will ensure the ongoing pro-active management of the dispersal of customers from the premises and my client would ensure, should any later hours be granted, that additional dispersal measures are implemented in the last hour so as to ensure the quiet and effective dispersal from the area. This would be primarily managed by door

	<p>supervisors.</p> <p>As discussed with the EHO prior to submission of the application, my client is seeking to update and improve the conditions attached to the premises licence. Many of the existing conditions have been on the premises licence since conversion when the premises was operated as The Litten Tree (by another company). Following discussions with the EHO, the application included a condition restricting consumption of alcohol outside the premises after the existing terminal hour. However, in light of the concerns raised, if the application is granted my client would be happy to amend this to read:-</p> <p><i>After 21:30hrs patrons who have temporarily left the premises and then re-entered the premises e.g. to smoke, shall not be permitted to take drinks or glass containers with them.</i></p> <p>My client will ensure that customers wishing to smoke outside the premises will be directed to a designated area and will be supervised by a member or door staff.</p>
<p><b>Applicant's additional evidence:</b></p>	<p>On 16 November 2016, the applicant provided an evidence bundle which includes:</p> <ul style="list-style-type: none"> <li>• Proposed amendments to the application (as reflected below in this report);</li> <li>• A copy of the email sent to local residential objectors on 9 &amp; 10 November 2016;</li> <li>• Stonegate Pub Company Licensing Manual Index;</li> <li>• Pre-application report from the Environmental Health officer dated 17 June 2016.</li> </ul> <p>Please refer to <b>Appendix 2a</b>.</p>

<b>1-B Current and proposed licensable activities, areas and hours</b>						
<b>Regulated Entertainment</b>						
<b>Exhibition of films - Indoors</b>						
	<b>Current Hours</b>		<b>Proposed Hours</b>		<b>Licensable Area</b>	
	<b>Start:</b>	<b>End:</b>	<b>Start:</b>	<b>End:</b>	<b>Current:</b>	<b>Proposed:</b>
<b>Monday</b>	09:00	23:45	<b>07:00</b>	No change	Whole premises	No change
<b>Tuesday</b>	09:00	23:45	<b>07:00</b>	No change		
<b>Wednesday</b>	09:00	23:45	<b>07:00</b>	No change		
<b>Thursday</b>	09:00	23:45	<b>07:00</b>	<b>00:30</b>		
<b>Friday</b>	09:00	23:45	<b>07:00</b>	<b>00:30</b>		
<b>Saturday</b>	09:00	23:45	<b>07:00</b>	No change		
<b>Sunday</b>	09:00	22:45	<b>07:00</b>	No change		
<b>Seasonal variations:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				No change	
<b>Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day				No change	

<b>Performance of live music - Indoors</b>						
	<b>Current Hours</b>		<b>Proposed Hours</b>		<b>Licensable Area</b>	
	<b>Start:</b>	<b>End:</b>	<b>Start:</b>	<b>End:</b>	<b>Current:</b>	<b>Proposed:</b>
<b>Monday</b>	09:00	23:45	No change	No change	Whole premises	No change
<b>Tuesday</b>	09:00	23:45	No change	No change		
<b>Wednesday</b>	09:00	23:45	No change	No change		
<b>Thursday</b>	09:00	23:45	No change	<b>00:30</b>		
<b>Friday</b>	09:00	23:45	No change	<b>00:30</b>		
<b>Saturday</b>	09:00	23:45	No change	No change		
<b>Sunday</b>	09:00	22:45	No change	No change		
<b>Seasonal variations:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				No change	
<b>Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day				No change	

Performance of dance - Indoors						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	09:00	23:45	No change	No change	Whole premises	No change
<b>Tuesday</b>	09:00	23:45	No change	No change		
<b>Wednesday</b>	09:00	23:45	No change	No change		
<b>Thursday</b>	09:00	23:45	No change	<b>00:30</b>		
<b>Friday</b>	09:00	23:45	No change	<b>00:30</b>		
<b>Saturday</b>	09:00	23:45	No change	No change		
<b>Sunday</b>	09:00	22:45	No change	No change		
<b>Seasonal variations:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				No change	
<b>Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day				No change	

Playing of recorded music - Indoors						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	Unrestricted		No change		Whole premises	No change
<b>Tuesday</b>	Unrestricted		No change			
<b>Wednesday</b>	Unrestricted		No change			
<b>Thursday</b>	Unrestricted		No change			
<b>Friday</b>	Unrestricted		No change			
<b>Saturday</b>	Unrestricted		No change			
<b>Sunday</b>	Unrestricted		No change			
<b>Seasonal variations:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				No change	
<b>Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				No change	

Anything of a similar description to live music, recorded music or performances of dance						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	09:00	23:45	No change	No change	Whole premises	No change
<b>Tuesday</b>	09:00	23:45	No change	No change		
<b>Wednesday</b>	09:00	23:45	No change	No change		
<b>Thursday</b>	09:00	23:45	No change	<b>00:30</b>		
<b>Friday</b>	09:00	23:45	No change	<b>00:30</b>		
<b>Saturday</b>	09:00	23:45	No change	No change		
<b>Sunday</b>	N/A	N/A	No change	No change		
<b>Seasonal variations:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				No change	
<b>Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day				No change	

Private entertainment						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	Unrestricted		No change		Whole premises	No change
<b>Tuesday</b>	Unrestricted		No change			
<b>Wednesday</b>	Unrestricted		No change			
<b>Thursday</b>	Unrestricted		No change			
<b>Friday</b>	Unrestricted		No change			
<b>Saturday</b>	Unrestricted		No change			
<b>Sunday</b>	Unrestricted		No change			
<b>Seasonal variations:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				No change	
<b>Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				No change	



Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
			Indoors		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	23:45	No change	No change	Whole premises	No change
Tuesday	23:00	23:45	No change	No change		
Wednesday	23:00	23:45	No change	No change		
Thursday	23:00	23:45	No change	00:30		
Friday	23:00	23:45	No change	00:30		
Saturday	23:00	23:45	No change	No change		
Sunday	N/A	N/A	No change	No change		
Seasonal variations:	Current:			Proposed:		
	N/A			No change		
Non-standard timings:	Current:			Proposed:		
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day			No change		

Sale by Retail of Alcohol						
On or off sales			Current :		Proposed:	
			Both		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	09:00	23:45	No change	No change	Whole premises	No change
Tuesday	09:00	23:45	No change	No change		
Wednesday	09:00	23:45	No change	No change		
Thursday	09:00	23:45	No change	00:30		
Friday	09:00	23:45	No change	00:30		
Saturday	09:00	23:45	No change	No change		
Sunday	09:00	22:30	No change	No change		
Seasonal variations:	Current:			Proposed:		
	N/A			No change		
Non-standard timings:	Current:			Proposed:		
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day			No change		

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	07:00	00:00	No change	No change	Whole premises	No change
<b>Tuesday</b>	07:00	00:00	No change	No change		
<b>Wednesday</b>	07:00	00:00	No change	No change		
<b>Thursday</b>	07:00	00:00	No change	<b>01:00</b>		
<b>Friday</b>	07:00	00:00	No change	<b>01:00</b>		
<b>Saturday</b>	07:00	00:00	No change	No change		
<b>Sunday</b>	07:00	23:00	No change	No change		
<b>Seasonal variations:</b>	<b>Current:</b>			<b>Proposed:</b>		
	N/A			No change		
<b>Non-standard timings:</b>	<b>Current:</b>			<b>Proposed:</b>		
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day			No change		

1-C Conditions being varied, added or removed	
The applicant proposes to remove all conditions in Annex 2 and Annex 3 to the current premises licence 15/05243/LIPVM and replace them with the proposed conditions below and at <b>Appendix 4</b> .	
Condition	Proposed variation
11. Children are not to be permitted in the immediate vicinity of the bar and are to vacate the premises by 21:30.	To be <b>removed</b> from the licence
12. The hours for licensable activities may be extended on New Year's Eve until the end of permitted hours on New Year's Day.	To remain in effect, although the applicant has not proposed this as a licence condition
13. The premises will maintain a comprehensive CCTV system that ensures all areas of the licensed premises are monitored including all entry and exit points, and the street environment and which enable frontal identification of every person entering in any light condition. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. (ii) Tape Recordings shall be made available to an authorised officer or police officer together with facilities for viewing. (iii) The recordings of the preceding two days shall be made available immediately on request.	To be <b>varied</b> to read:  The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recording shall be stored for a minimum period of 31 days with the date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officers

Recordings outside this period shall be made available on 24 hours notice. (Subject to the Data Protection Act)	throughout the entire 31 day period.  A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a police or authorised Council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
14. The capacity of the premises shall not exceed 410 persons (excluding staff).	To <b>remain</b> on the licence
15. Arrangements will be made to ensure that any capacity limit set for the premises can be properly monitored. Information regarding the capacity should be given to an authorised officer on request.	To <b>remain</b> on the licence
16. The areas hatched black on the deposited plan shall be permanently laid out with tables and chairs and the said areas shall not be altered except with prior consent of the Licensing Authority	To be <b>removed</b> from the licence
17. The doors of the premises shall not remain open after 23.00 hours such that there will be no admission to the premises after 23.00 hours.	To be <b>removed</b> from the licence
18. Door supervisors will be instructed to stay at the premises for an additional 15 minutes after closing to ensure that any potential lewd or unruly behaviour is deterred.	To be <b>varied</b> to read:  Whenever the premises are operating the sale of alcohol beyond midnight, the premises shall employ a minimum of two door supervisors. The start times of the door supervisors shall be subject of a risk assessment. At all other times, the need for door supervisors will be assessed by way of risk assessment and cognisance will be taken of Police advice. Where used, door supervisors shall remain at the premises for a minimum of 15 minutes after licensable activities have ceased to ensure the safe and quiet dispersal of patrons.
19. The sound limiting devices at the premises shall be set and maintained at a level to be decided upon by the Environmental Health Officer, including one limiting the noise output during the provision of live entertainment.	To be <b>removed</b> from the licence
20. No unauthorised advertisement of any	To be <b>removed</b> from the licence

<p>kind (including poster, flyer, sticker, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree or any other property, or is distributed on the street to the public that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.</p>	
<p>21. All refuse will be paid, properly presented and placed on the street 30 minutes before any agreed collection time. Every endeavour will be made to prevent refuse being left on the street for more than 2.5 hours (insofar as it is in the licensee's control)</p>	<p>To <b>remain</b> on the licence</p>
<p>22. The licensee will do all in its power to co-operate with any arrangement made by Council for collection of refuse on the highway between 0800 hours and 2300 hours.</p>	<p>To <b>remain</b> on the licence</p>
<p>23. 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.</p>	<p>To be <b>removed</b> from the licence</p>
<p>24. The operators will not organise, nor permit the organisation of, any adult entertainment without first obtaining the consent of the Police and the Council. At least 10 days' notice of the proposal, with brief details, will be given to the Police. Any such entertainment that is permitted will not take place before 1900 hours and will be restricted to the raised area at the rear of the premises.</p>	<p>To be <b>varied</b> to read:  There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a sexual entertainment venue licence.</p>
<p>25. The approved arrangements at the premises, including means of escape provisions, fire warning and fire fighting equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.</p>	<p>To be <b>varied</b> to read:  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</p>

	working order.
26. The certificates listed below shall be submitted to the Council annually. (a) Any emergency lighting battery or system (b) Any electrical installation (c) Any fire alarm system	To be <b>varied</b> to read:  The certificates listed below shall be submitted to the Licensing Authority upon written request; (a) Any permanent or temporary emergency lighting battery or system (b) Any permanent or temporary electrical installation (c) Any permanent or temporary emergency warning system
27. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately and clearly identified in accordance with the plans provided.	To be <b>varied</b> to read:  The means of escape for the premises shall be maintained unobstructed, free of trip hazards, be immediately and clearly identified in accordance with the plans provided.
28. No changes shall be made to the approved layout of the premises without the consent of the Council.	To be <b>removed</b> from the licence
29. All exit doors shall be available at all material times without the use of a key, code, card or similar means.	To be <b>varied</b> to read:  All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
30. All fire doors shall be maintained effectively self closing and not held open other than by an approved device.	To be <b>varied</b> to read:  All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
31. Fire resisting doors to ducts, service shafts and cupboards shall be kept locked shut.	To <b>remain</b> on the licence
32. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.	To <b>remain</b> on the licence
33. Only hangings, curtains, upholstery and temporary decorations, complying with the relevant British (or where appropriate European) Standard shall be used. Where necessary these shall be periodically tested for flame resistance and re-treated as necessary.	To <b>remain</b> on the licence
34. Curtains and hangings shall be arranged so as not to obstruct fire safety	To be <b>varied</b> to read:

signs, fire extinguishers or other fire fighting equipment.	Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
35. Staff with specific responsibilities in the event of fire or other emergency, together with deputies, shall receive training and written instruction appropriate to their role.	To be <b>removed</b> from the licence
36. The flue of any boiler or heating appliance shall be professionally cleaned at intervals not less than the minimum recommended by the appliance manufacturer.	To be <b>removed</b> from the licence
37. Ventilation ducting and shafts generally shall be maintained in a clean condition.	To be <b>removed</b> from the licence
38 Ventilation air filters shall be cleaned or changed for new filters periodically as may be necessary to maintain a satisfactory flow of air supply.	To be <b>removed</b> from the licence
39. All interior surfaces of extract ventilation ducting serving kitchens and serveries shall be regularly cleaned e.g weekly.	To be <b>removed</b> from the licence
40. Grease filters in extract ventilation hoods in kitchens and serveries shall be regularly cleaned e.g weekly.	To be <b>removed</b> from the licence
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 7 days prior notice being given to the Council 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	To be <b>removed</b> from the licence
42. All entrance and exit doors shall remain closed after 9pm except for the immediate access and egress of patrons.	To be <b>varied</b> to read:  The inner doors of the premises shall be kept closed after 21.00hrs except for the immediate access and egress of persons.
43 All persons under 18 will not be allowed to remain on the premises after 1900 hours or when Happy Hours or similar	To be <b>removed</b> from the licence

promotions are in operation.	
44. All children are to be restricted to the raised seated areas of the premises.	To be <b>removed</b> from the licence
45. No notices or posters shall be displayed at the premises that advertise adult entertainment when persons under 18 are in the premises.	To be <b>removed</b> from the licence
46. Noise and vibration will not be allowed to emanate from the premises so as to cause a nuisance to nearby properties.	To be <b>varied</b> to read:  No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
47. Notices will be prominently displayed at exits requesting the public to respect the needs of the local residents and to leave the premises and the area quietly.	To be <b>varied</b> to read:  Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and leave the premises quietly.
48. No rubbish including bottles will be moved, removed or placed in outside areas between 2300 hours and 0800 hours.	To <b>remain</b> on the licence
49. Flashing or particularly bright lights on or outside the premises will not be permitted to cause a nuisance to nearby properties (save insofar as they are necessary for the prevention of crime)	To <b>remain</b> on the licence
50. Substantial food will be available at all times during the hours of operation.	To be <b>varied</b> to read:  Substantial food will be available at the premises until 10pm.
51. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be permitted after 11pm.	To be <b>removed</b> from the licence
52. The operators will not organise, nor permit the organisation of, any adult entertainment without first obtaining the consent of the Police and the Council. At least 10 days' notice of the proposal, with brief details, will be given to the Police. Any such entertainment that is permitted will not take place before 19:00 hours and will be restricted to the raised area at the rear of the premises.	<b>Duplicate</b> of Condition 24 – see above for proposed replacement condition
	To be <b>added</b> to the licence:  After 21.30hrs, patrons who have temporarily left the premises and then re-entered the premises, e.g. to smoke, shall not be permitted to take drinks or glass

	containers with them.
	<p>To be <b>added</b> to the licence:</p> <p>Where the premises are trading for the sale of alcohol beyond midnight, there shall be no new admissions to the premises beyond 23:30hrs.</p>
	<p>To be <b>added</b> to the licence:</p> <p>An incident log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police which will record the following;</p> <ul style="list-style-type: none"> <li>a. All crimes reported to the venue</li> <li>b. All ejections of patrons</li> <li>c. Any complaints received concerning crime and disorder</li> <li>d. Any incidents of disorder</li> <li>e. Any faults from the CCTV system or searching equipment or scanning equipment</li> <li>f. Any refusal in the sale of alcohol</li> <li>g. Any visit by a relevant authority or emergency service</li> </ul>
	<p>To be <b>added</b> to the licence:</p> <p>Where Pubwatch exists covering the area of which the premises is situated, then the DPS or other nominated employees shall participate in Pubwatch.</p>
	<p>To be <b>added</b> to the licence:</p> <p>The premises shall maintain a written drugs policy, which shall be made available to the Police or an authorised officer of the Council upon request.</p>
	<p>To be <b>added</b> to the licence:</p> <p>The premises shall maintain a written dispersal policy which shall be made available to the Police or an authorised officer of the Council upon request.</p>
	<p>To be <b>added</b> to the licence:</p> <p>A proof of age scheme such as Challenge</p>



		21 will be operated at the premises where the only acceptable forms of identification are photographic identification cards such as a driving licence or passport.
		To be <b>added</b> to the licence:  A log (which may be electronic) shall be kept detailing all refused sales of alcohol. The log shall include the date and time of the refusal and the name of the member of staff who refused the sale. A copy of the log or electronic report shall be made available to an authorised police officer and licensing authority officer upon request.
		To be <b>added</b> to the licence:  All bar staff to receive appropriate training in relation to alcohol sales prior to commencing their duties. This will include the premise licence conditions, underage sales policy and other relevant licensing matters. Training documents (which may be in an electronic format) shall be made available to an authorised police officer and licensing authority officer upon request.
<b>Adult entertainment:</b>	<b>Current position:</b> Adult entertainment is restricted at the premises by condition 24 on the current premises licence (15/05243/LIPVM), which is duplicated at condition 52 on the same licence. The condition reads as follows:  The operators will not organise, nor permit the organisation of, any adult entertainment without first obtaining the consent of the Police and the Council. At least 10 days' notice of the proposal, with brief details, will be given to the Police. Any such entertainment that is permitted will not take place before 19:00 hours and will be restricted to the raised area at the rear of the premises.	<b>Proposed position:</b> The applicant has proposed the following condition be added to the premises licence:  There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a sexual entertainment venue licence.

## 2. Representations

2-A Responsible Authorities	
<b>Responsible Authority:</b>	Environmental Health
<b>Representative:</b>	Ian Watson
<b>Received:</b>	12 September 2016
<p>Environmental Health have made a representation to the proposal to extend the permitted hours for sale of alcohol, late night refreshment and regulated entertainment in the form of films, performance of dance, live music and anything of a similar description to live music, recorded music and performance of dance from 23.45 hours to 01:00 hours the following day on Thursdays and Fridays as the additional hours will have the likely effect of causing an increase in Public Nuisance within the area.</p> <p>In addition, the representation includes the proposal to the removal of the conditions on the premises licence due to the impact on Public Safety and Prevention of Public Nuisance. The applicant has proposed replacement conditions but these do not fully address Environmental Health's concerns.</p> <p>The granting of the application as presented would have the likely effect of causing an increase in Public Nuisance within the area.</p>	
<p>On 17 November 2016, Mr Watson provided a noise complaint / visit history for the premises for the past two years:</p> <p>Tuesday 12th August 2014 @ 16:15. Kay Cummings (City Inspector) attended premises to check to see if entry doors open and music escaping. Doors wide open but no music playing.</p> <p>Saturday 16th August 2014 @ 21:05. Kay Cummings and Gavin Venamore (City Inspectors) attended premises to monitor for noise escape but venue closed. Actions currently complete as no new complaints.</p> <p>Friday 26th September 2014 @ 20:33. Kay Cummings and Dario Saracini (City Inspectors) attended premises and spoke to Mr Aralk Ciula. The premises operate as a public house and restaurant on the ground floor of the venue. The premises were subject to a noise complaint some time ago regarding escape of music from the venue but recently there have been no concerns raised. When passing the venue tonight however there were 58 people outside the premises blocking the public footpath with a number of the customers standing in the road causing members of the public to walk in the road to pass the venue. The main entrance doors were closed so music was not escaping. There was no external supervision of customers although there were members of staff picking up glasses. There was a lot of broken glass outside the venue particularly in the kerb and roadway.</p> <p>Outcome: Remedial letter to be sent to venue and further monitoring to be undertaken</p> <p>Friday 3rd October 2014. Kay Cummings - remedial letter sent to licence holder awaiting a response Kay Cummings - email received from Graeme Cushion, Partner,</p>	

Poppleston Allen, acknowledging receipt of outside drinking letter and stating will refer to clients then respond further.

Monday 13th October 2014. Response from Mr Cushion on behalf of venue with undertakings to address issue. Monitoring to be undertaken to ensure improvement.

Friday 17th October 2014 @.20:00. Kay Cummings and Dario Saracini - The holders of the Premises Licence were sent a remedial letter re previous visit outlined above and have supplied a number of undertakings to ensure that the licensing objectives are being promoted. Visit undertaken to ensure that these undertakings being implemented. At time of visit only 10 people outside. Footpath not blocked and only debris was from cigarettes. Duty Manager, Mr.Aralk Ciula, seen outside and he stated that they would be cleaning up the outside area at closing.

Outcome: General monitoring only

Friday 14th October 2016 @ 21.13. Intervention at premises due to customers standing in road and some blocking footpath. Two SIA door supervisors on duty but both stood in the foyer of the venue. Duty Manager Radek Ciula seen and issues highlighted to him.

Outcome: Advice given.

2-B Other Persons			
<b>Name:</b>		Mr David Alker	
<b>Address and/or Residents Association:</b>		Flat 5, 10 Artillery Row, London SW1P 1RZ	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	13 September 2016		
<p>I object to the application for extending licensing hours for reasons of Public Nuisance. Artillery Row is residential -- it has five blocks of flats. In contrast, there are just two buildings that contain office space - and one of these has just two floors of office space with the 4 above floors being residential. As such, the behaviour of the Slug and Lettuce's clientele has a direct bearing on the quality of life of residents in the neighbourhood.</p> <p>1. The venue plays music at very high volume. To attract the attention of passers by they prop the doors open. Their manager has told me that they are allowed to prop the doors open until 22:00, but in practice they frequently "forget". I have learned that they do not answer their phone when I call to ask them to shut the doors (too loud for them to hear the phone), and the premise's security guards refuse to help - "speak to the manager". So, when the noise is preventing sleep, not only do I have to get dressed to go outside, but also negotiate a bar with drunk people dancing. Doing this is not something I want to do through until 1am on a Thursday or Friday night, when I have work the following day.</p> <p>2. Large groups smoking on the street. The crowd gets more rowdy as the evening progresses, and spend extended periods of time on the street - perhaps because it is</p>			

easier to talk there compared to inside.

3. Rather than use the toilet facilities in the pub, some of the clientele cross the street to urinate in the doorways of Vital Ingredient. The stonework has been stained (I can send a photo if you like). This is unsightly, smelly, and unhygienic. I can't see how extending opening hours and letting people drink more beer will reduce this problem.

4. At the end of the night, dispersal of the crowds is noisy with shouting between people as some loiter at the door while others make their way to Victoria Street.

<b>Name:</b>	Mr Anaes Al-Mashhadani		
<b>Address and/or Residents Association:</b>	Flat 7, 10 Artillery Row, London		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	13 September 2016		

I object to the new extension times due to the following reasons:

Intoxicated clientele stand on the street smoking all evening and shouting and being very noisy. Also there are broken glass bottles on the streets and the pavement. It is very difficult for my children to have a peaceful sleep during the night, sometimes they feel frightened from the shouting.

I would hope that you consider minimising the late hours of opening so that we can enjoy evenings at home and have a safe and clean pavement as well.

<b>Name:</b>	Dr Charlie Attariani		
<b>Address and/or Residents Association:</b>	Flat 8, 10 Artillery Row London		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	13 September 2016		

We would like to raise a concern about the fact that Slug and Lettuce wants to extend its opening times until late. We are regularly finding vomit in our doorway. Vital Ingredient's doorways smell of urine on Friday and Saturday mornings. There is a constant noise from the pub since the doors are not shut properly and people always throw cigarettes and smoke in the street, also they are very loud.

<b>Name:</b>	Mrs Debbie Chism		
<b>Address and/or Residents Association:</b>	Apartment 303, 8 Artillery Row SW1P 1RZ		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	12 September 2016		

I refer to the above mentioned application to vary the licence at the Slug and Lettuce on Artillery Row, SW1. My husband and I live in Apartment 303, 8 Artillery Row SW1P 1RZ

together with our two children aged 15 and 13 years. Our apartment faces directly onto the Slug and Lettuce across the road which is plainly very proximate to us. We live on the 3<sup>rd</sup> floor and I attach below photographs (see **Appendix 2b**) taken this evening from our balcony towards the premises. As you can see from the time of this email, it is approaching 10pm and there are a number of people standing outside the Slug and Lettuce drinking on the street. Very close to our block is also the Greycoat Boy, another licensed premises. Again, you can see a number of people standing on the corner outside the pub drinking. This is common place for both these premises. Whilst this is not a particular issue at present and we support these local businesses, we do object to the extension of hours proposed on the basis of the likely effect of the grant of the application on public nuisance, prevention of crime, public safety and protection of children from harm.

Exploring these:-

1. Public nuisance - primarily noise. The extension of the hours to closing time at 1.30am in the working week as well as at weekends will cause disruption to us and our school-age children. As you can see from the photographs, the noise from those at the establishment is not confined to within the premises itself. Any increase in hours will inevitably mean more noise later at night from customers on the street (as well as entering and exiting) and in the working week. This is unacceptable for those of us in employment and also our children.

There is considerable noise as the premises empties out as it is and extending this to 1.30am and beyond is not merited, proportionate or reasonable. The balance of harm to the innumerable neighbours around - there are very considerable numbers of resident as well as shop premises - militates against this extension being granted.

We note that the premises intends to provide security staff from midnight onwards - this emphasises the potential issues envisaged as to public nuisance but also as to prevention of crime and public safety beyond midnight. The pavement outside the premises is a narrow strip and security guards cannot adequately deal with a surge of customers onto the road.

As you can see from the photographs, loitering outside the premises by customers will inevitably be noisy and disruptive at a considerably later time than at present. We are concerned about the impact on us, our children and those of our neighbours on Artillery Row who already have two busy licensed premises on our doorsteps. The current situation is tolerable - an extension of hours into the following morning will disrupt sleep.

One of the particular problems may be that the customers at the Greycoat Boy will simply leave at closing time and head straight across the road to the Slug and Lettuce to continue drinking. This movement of people from one premises to another at closing time across Artillery Row will simply cause more noise as well as public safety issues as people wander across the street after midnight. The number of customers at the premises and therefore noise will potentially double from midnight onwards at the Slug and Lettuce which is in a more central location (in terms of us residents who live around it). It is unclear whether the Slug and Lettuce would have the capacity within the premises to cope with a full "empty out" from the Greycoat Boy - presumably this would lead to more customers on the street after midnight which has a knock on effect on the potential as to nuisance, safety and noise. Security guards would be overwhelmed. If they were trying to prevent the Greycoat "spill over" coming in, again, there would be more street noise and safety issues to contend with.

The application does not deal with those issues comprehensively nor do I consider the potential problems are adequately addressed.

2. I understand that the Council has a “core hours” policy HRS1. These proposals are in direct contravention to that. The increase in public nuisance and late night noise is unacceptable in that context (coupled with the addition of the Greycoat Boy customers who will inevitably move across the road to join those at the Slug and Lettuce). This would skew the balance of services and amenities towards these licensed premises. I refer in this context also to Policy PB1 and PN1. Para 2.3.5 “the effect of noise is greater late at night when ambient noise levels are lower and residents are at home relaxing or wishing to sleep.” This plainly applies - from our residence, we have noise at present from the Greycoat Boy and the Slug and Lettuce. Beyond midnight, that is not acceptable and would undoubtedly be problematic for the reasons explained above. I respectfully ask, therefore, that the application be refused insofar as it refers to extended hours.

<b>Name:</b>	Mr Ian Dinwiddie		
<b>Address and/or Residents Association</b>	Flat 10 , 10 Artillery Row London		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	13 September 2016		

I object to the request to extend opening hours. We already receive a lot of noise from this pub , which regularly plays music with the doors open , and from some of its clientele who get drunk and vomit and urinate in our entrance way. Extending the hours will make matters worse and we ask you to reject the application.

<b>Name:</b>	Evgenia Fomicheva & Artem Lisovskiy		
<b>Address and/or Residents Association</b>	Apartment 503 8 Artillery Row London SW1P 1RZ		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	12 September 2016		

I should like to make the following comments with regard to the application and would ask that they be considered when the application is deliberated. My representation is made on the basis of the likely impact of the application on the licensing objectives of ‘prevention of public nuisance’ and ‘prevention of crime and disorder’.

I live immediately opposite the applicants’ premises in a block containing twenty-two apartments. Any change in the licence will have a direct effect on my neighbours and myself as well as on the immediate environment where there are a large number of residential units.

The proposed change in hours, particularly those for Thursday and Friday nights, where the present closing time of midnight (with alcohol served up to 11.45pm) will be extended by one and a half hours to 1.30am (with alcohol sales up to 1am). This will very seriously affect the peace and quiet of the neighbourhood creating noise issues

extending well into the small hours. At present, with closure at midnight, this is not generally a problem.

As I understand it, the Council has a “core hours” policy HRS1 which these proposals appear to fly against. In a mixed commercial and residential area, it is always good to have a well-balanced blend of services and amenities and the Slug and Lettuce in its present form fits in with this. The proposed variations in the Licence would give rise to much greater public nuisance and an increase in late night noise. The very fact that the applicants feel the need to employ security staff from midnight onwards is indicative of their own concerns about increased levels of public nuisance which would be a direct result of the extended hours.

I have given due consideration to the measures proposed by the Applicant in the Operating Schedule, and I have concluded that they do not mitigate the impact of the extended hours; indeed, I cannot envisage what measures would be capable of mitigating the adverse effects of customer leaving the premises in the early hours, loitering outside the premises while they discuss journey plans, and walking past residential accommodation to leave the area. The premises is some distance away from the nearest tube stations.

The capacity of the premises is worryingly large for such a late terminal hour. I trust that the Applicant has fulfilled the expectation in the Guidance issued under s182 Licensing Act 2003 that ‘enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective.’ This expectation is echoed in the City Council’s Statement of Licensing Policy.

Further, I note that the Applicant has proposed a condition that the last entry to the premises would be midnight when the extended hours apply. In my view, this would not mitigate the impact of the later hours. The current licence is subject to a last entry condition stipulating 11pm.

**Statement of Licensing Policy:**

As noted above, the proposed hours are well outside the ‘core hours’ policy HRS1. Applications beyond ‘core hours’ are to be considered with regard to other policies. Policy PB1 applies to this application. The policy requires an applicant to demonstrate that the proposed hours meet the relevant criteria in, inter alia, Policy PN1. I may wish to refer to this in more detail should a hearing be held to consider the application. For now, I would simply note para 2.3.5: ‘The effect of noise is greater later at night when ambient noise levels are lower and residents are at home relaxing or wishing to sleep.’ I respectfully ask that the application, insofar as it refers to extended hours, be refused by the Council.

<b>Name:</b>		Raymond Gubbay CBE	
<b>Address and/or Residents Association</b>		The Penthouse 8 Artillery Row London SW1P 1RZ	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	5 September 2016		
<p>I should like to make the following comments with regard to the application and would ask that they be considered when the application is deliberated. My representation is made on the basis of the likely impact of the application on the licensing objectives of 'prevention of public nuisance' and 'prevention of crime and disorder'.</p> <p>I live immediately opposite the applicants' premises in a block containing twenty-two apartments. Any change in the licence will have a direct effect on my neighbours and myself as well as on the immediate environment where there are a large number of residential units.</p> <p>The proposed change in hours, particularly those for Thursday and Friday nights, where the present closing time of midnight (with alcohol served up to 11.45pm) will be extended by one and a half hours to 1.30am (with alcohol sales up to 1am). This will very seriously affect the peace and quiet of the neighbourhood creating noise issues extending well into the small hours. At present, with closure at midnight, this is not generally a problem.</p> <p>As I understand it, the Council has a "core hours" policy HRS1 which these proposals appear to fly against. In a mixed commercial and residential area, it is always good to have a well-balanced blend of services and amenities and the Slug and Lettuce in its present form fits in with this. The proposed variations in the Licence would give rise to much greater public nuisance and an increase in late night noise. The very fact that the applicants feel the need to employ security staff from midnight onwards is indicative of their own concerns about increased levels of public nuisance which would be a direct result of the extended hours.</p> <p>I have given due consideration to the measures proposed by the Applicant in the Operating Schedule, and I have concluded that they do not mitigate the impact of the extended hours; indeed, I cannot envisage what measures would be capable of mitigating the adverse effects of customer leaving the premises in the early hours, loitering outside the premises while they discuss journey plans, and walking past residential accommodation to leave the area. The premises is some distance away from the nearest tube stations.</p> <p>The capacity of the premises is worryingly large for such a late terminal hour. I trust that the Applicant has fulfilled the expectation in the Guidance issued under s182 Licensing Act 2003 that 'enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective.' This expectation is echoed in the City Council's Statement of Licensing Policy.</p> <p>Further, I note that the Applicant has proposed a condition that the last entry to the</p>			



premises would be midnight when the extended hours apply. In my view, this would not mitigate the impact of the later hours. The current licence is subject to a last entry condition stipulating 11pm.

Statement of Licensing Policy:

As noted above, the proposed hours are well outside the ‘core hours’ policy HRS1. Applications beyond ‘core hours’ are to be considered with regard to other policies. Policy PB1 applies to this application. The policy requires an applicant to demonstrate that the proposed hours meet the relevant criteria in, inter alia, Policy PN1. I may wish to refer to this in more detail should a hearing be held to consider the application. For now, I would simply note para 2.3.5: ‘The effect of noise is greater later at night when ambient noise levels are lower and residents are at home relaxing or wishing to sleep.’ I respectfully ask that the application, insofar as it refers to extended hours, be refused by the Council.

Please refer to **Appendix 2b** for a supporting photograph of this representation.

<b>Name:</b>		Nigel Harris & Sabine Maguire	
<b>Address and/or Residents Association</b>		Apartment 301 8 Artillery Row London SW1P 1RZ	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	12 September 2016		

We should like to make the following comments with regard to the application and would ask that they be considered when the application is deliberated. Our representation is made on the basis of the likely impact of the application on the licensing objectives of ‘prevention of public nuisance’ and ‘prevention of crime and disorder’.

Our apartment is on the third floor of a block directly across Artillery Row from the applicants’ premises. Any change in the licence will have a direct effect on us and all other residents of the block as well as on the immediate environment where there are many dwellings.

The application proposes an extension in opening hours on Thursday, Friday and Saturday. The current closing time of midnight does not generally cause a problem; however an extension to 12.30am on Saturday and more significantly to 1.30am on Thursday and Friday (with alcohol sales and “regulated entertainment” until 1.00am) will have a detrimental impact. This will very seriously affect the peace and quiet of the neighbourhood creating noise issues extending well into the post-midnight hours, both from later arrivals and departures and music being played later.

We are informed that the Council has a “core hours” policy, HRS1, which these proposals appear to be in conflict with. In a mixed commercial and residential area, it is always good to have a well-balanced blend of services and amenities and the Slug and Lettuce in its present form fits in with this. The proposed variations in the Licence would give rise to much greater public nuisance and an increase in late night noise. Given the increased quantities of alcohol likely to be consumed in the extended opening hours it is clear that there will be an increased likelihood. The very fact that the applicants feel the

need to employ security staff from midnight onwards suggests that they recognise the probability of increased levels of public nuisance which would be a direct result of the extended hours. There are already times when significant noise is generated early in the evening from other licensed premises but as this does not extend late into the night it does not tend to create a significant issue.

We have given due consideration to the measures proposed by the Applicant in the Operating Schedule, and have concluded that they do not mitigate the impact of the extended hours; indeed, we cannot envisage what measures would be capable of mitigating the adverse effects of customers congregating late at night outside the premises smoking, discussing journey plans, waiting for taxis or walking past residential accommodation to leave the area. Victoria and St. James's Park tube stations are some distance away.

The capacity of the premises is worryingly large for such a late terminal hour. We trust that the Applicant has fulfilled the expectation in the Guidance issued under s182 Licensing Act 2003 that 'enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective.' This expectation is echoed in the City Council's Statement of Licensing Policy.

Further, we note that the Applicant has proposed a condition that the last entry time to the premises would be extended from the current 11.00pm to midnight when the extended hours apply. In our view, this would not mitigate the impact of the later hours.

**Statement of Licensing Policy:**

As noted above, the proposed hours are well outside the 'core hours' policy HRS1. Applications beyond 'core hours' are to be considered with regard to other policies. Policy PB1 applies to this application. The policy requires an applicant to demonstrate that the proposed hours meet the relevant criteria in, inter alia, Policy PN1. We may wish to refer to this in more detail should a hearing be held to consider the application. For now, we would simply note para 2.3.5: 'The effect of noise is greater later at night when ambient noise levels are lower and residents are at home relaxing or wishing to sleep.'

We ask that the application, insofar as it refers to extended hours, be refused by the Council.

Please refer to **Appendix 2b** for a supporting photograph of this representation.

<b>Name:</b>		Dr Golnar Hassirian	
<b>Address and/or Residents Association</b>		Flat 8 10 Artillery Row London	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	13 September 2016		
I would like to object to the fact that Slug and Lettuce wants to extend its opening hours. We are currently already experiencing problems with loud noise from intoxicated			

clientele standing on the street smoking all evening and shouting at closing time.

The security guards are already not doing enough to keep the noise down and the door does not seem to be closed properly for the loud music not to be heard.

We live in the apartment complex across from it and are all working professionals. We are regularly finding vomit in our doorway and the smell of urine every Friday and Saturday morning.

Extending opening times to later than they already are would seriously disturb our piece of mind and therefore disturb our everyday life.

<b>Name:</b>	Mr Kevin Hastings		
<b>Address and/or Residents Association</b>	Apt 101 8 Artillery Row London SW1P 1RZ		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	14 September 2016		

I have read the application made by Slug and Lettuce proposing a change to their license. Below, I will be making my comments with regard to this application and ask that these be considered when the application is deliberated. My representation is made on the basis of the likely impact of the application on the licensing objectives of *'prevention of public nuisance'* and *'prevention of crime and disorder'*.

I live immediately opposite the Applicant's premises in a block containing twenty-two apartments. Not just opposite, but on the first floor of the building and likely that I will be the one impacted the most by such changes. The surrounding area is rapidly changing, where old buildings are redeveloped into residential flats, with more and more young families moving into these new buildings, like myself. We have a young toddler. Artillery Row has a mixture of business and residential buildings. All business premises, except one, are daytime trade only. Late evenings, all businesses are closed except one. It is a quiet street generally, except if you are in the vicinity of Slug and Lettuce. Furthermore, the Applicant does not have a reputation for controlling its customers' behaviour and it is often that there are a large number of patrons drinking outside at late hours and being rowdy, in full view of the security staff. The security staff is not seen as doing anything to reduce the noise that the Applicant's customers make. I attach photographic evidence for this (see **Appendix 2b**).

Therefore, I am of the view that any change in the licence will have a direct effect on my neighbours and myself as well as the immediate environment where there are a large number of residential units.

The proposed change in hours, particularly those for Thursday and Friday nights, where the present closing time of midnight (with alcohol served up to 11.45pm) will be extended by one and a half hours to 1.30am (with alcohol sales up to 1am). This will very seriously affect the peace and quiet of the neighbourhood creating noise issues extending well into the small hours. At present, with closure at midnight, this is not generally a problem.

As I understand it, the Council has a *"core hours" policy HRS1* which these proposals

appear to fly against. In a mixed commercial and residential area, it is always good to have a well-balanced blend of services and amenities and the Slug and Lettuce in its present form fits in with this. The proposed variations in the licence would give rise to much greater public nuisance and an increase in late night noise. The very fact that the applicants feel the need to employ security staff from midnight onwards is indicative of their own concerns about increased levels of public nuisance which would be a direct result of the extended hours.

I have given due consideration to the measures proposed by the Applicant in the Operating Schedule, and I have concluded that they do not mitigate the impact of the extended hours; indeed, I cannot envisage what measures would be capable of mitigating the adverse effects of customer leaving the premises in the early hours, loitering outside the premises while they discuss journey plans, and walking past residential accommodation to leave the area. The premises is some distance away from the nearest tube stations.

The capacity of the premises is worryingly large for such a late terminal hour. I trust that the Applicant has fulfilled the expectation in the *Guidance issued under s182 Licensing Act 2003* that *'enquiries about the locality will assist applicants when determining the steps that are appropriate for the promotion of the licensing objectives. For example, premises with close proximity to residential premises should consider what effect this will have on their smoking, noise management and dispersal policies to ensure the promotion of the public nuisance objective.'* This expectation is echoed in the *City Council's Statement of Licensing Policy*.

Further, I note that the Applicant has proposed a condition that the last entry to the premises would be midnight when the extended hours apply. In my view, this would not mitigate the impact of the later hours. The current licence is subject to a last entry condition stipulating 11pm.

Statement of Licensing Policy:

As noted above, the proposed hours are well outside the *'core hours' policy HRS1*. Applications beyond 'core hours' are to be considered with regard to other policies. Policy PB1 applies to this application. The policy requires an applicant to demonstrate that the proposed hours meet the relevant criteria in, inter alia, Policy PN1. I may wish to refer to this in more detail should a hearing be held to consider the application. For now, I would simply note para 2.3.5: *'The effect of noise is greater later at night when ambient noise levels are lower and residents are at home relaxing or wishing to sleep.'*

I respectfully ask that the application, insofar as it refers to extended hours, be refused by the Council.

<b>Name:</b>		Mr Michael Hecht	
<b>Address and/or Residents Association</b>		8 Artillery Row London	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	13 September 2016		

As a neighbour on the fourth floor directly opposite the site, I must strongly object to the extension to opening hours. Sounds and voices reverberate across the street and

upwards at very audible and irritating levels - especially after 10pm towards the end of the week. There are constantly patrons outside on the pavement, smoking and drinking, which leads to loud talking and sometimes arguments. Loud thumping music is clearly audible - especially when the doors are open, which they often are during the evening. I don't think it necessary to further disturb, irritate and alienate the immediate neighbours and I therefore strongly object to the application.

<b>Name:</b>		Miss Yim-Mei Liew	
<b>Address and/or Residents Association</b>		Flat 6 10 Artillery Row London	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	13 September 2016		

I absolutely object to the Slug and Lettuce extending their opening hours. It is already extremely noisy at closing times, especially on Thursdays, Fridays and weekends. People spill out drunk and are often shouting on the street. The bar also plays loud music and often has its front doors open. I've been in a few times to complain about the noise. I have videos and photos to back this up. Lastly, there is vomit and urine left overnight on our street, usually against the wall and in the doorways of Vital Ingredient right next door to us.

<b>Name:</b>		Mr Nicholas McKay	
<b>Address and/or Residents Association</b>		Flat 9 10 Artillery Row London	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	12 September 2016		

I strongly object to the application for extended hours at The Slug and Lettuce, 17-19 Artillery Row. The existing clientele are already rowdy, abusive and particularly noisy. 10 days ago there was vomit over our entrance door and our entrance is used as a toilet. The Slug and Lettuce is the roughest of the bars in the street (security guards are very necessary) and causes problems to the now increasing residential blocks and their professional occupants. The smell of urine is just not acceptable in SW1P. Please value my objection as I am very concerned about this and our building is directly opposite.

<b>Name:</b>		Mrs Angela Milligan	
<b>Address and/or Residents Association</b>		Flat 11 10 Artillery Row London	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	14 September 2016		

This is a residential street and although I think it is appropriate for Westminster City workers to have a pint or more before they go home or celebrate something on a Friday nights there has to be limits.

I live across the road and I will certainly not go out at closing time when I see

despicable behaviour on the pavement as drunken customers pee and puke and display general rowdiness. At times the noise is unacceptable and I feel I should be entitled to a good night's sleep. An extension of opening hours is unacceptable.

At the centre of Westminster City, the Council should be ensuring that women can feel safe enough to go out of door and not be intimidated by intoxicated behaviour. Unfortunately in this country we have a culture in which young men and women often believe intoxication and selfish behaviour is essential for a good time with friends, irrespective of those around them. This is at odds with the changes for the good that have been taking place in the centre of Westminster City in recent years. Keep up the good work and reject this application.

Please ensure licensing officers monitor this establishment unannounced at closing time at the weekends for the next few months as part of your assessment of this application before a decision is made.

<b>Name:</b>		Mr Robert Milligan	
<b>Address and/or Residents Association</b>		Flat 11 Artillery Row London	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	14 September 2016		

Apart from the properties on the corner of Victoria Street, Artillery Row is a residential street. With the conversion of offices to flats this has become more so since the Slug and Lettuce opened. Late night/early hours extended opening is inappropriate as at the moment customers spill out shouting, urinating in doorways, vomiting in doorways and slamming car doors.

All too often doors are propped or left open and the sound travels and wakes up children, light sleepers and those who rise early to go to work.

The Council is only too aware of the rowdy history of this pub with fights on the street at closing time on Friday nights until it was closed, refurbished and reopened with a new name. Let's not go back to the bad old days.

I strongly object to this proposal.

<b>Name:</b>		Mr Richard Brown	
<b>Address and/or Residents Association</b>		Licensing Advice Project Citizens Advice Westminster 21a Conduit Place, London W2 1HS	
<b>Received:</b>	14 November 2016		

Mr Brown has been representing the following local residents during discussions with the applicant:

- Nigel Harris
- Sabine Maguire
- Raymond Gubbay CBE
- Debbie & Nick Chism

- Kevin Hastings

On 14 November, Mr Brown responded to the applicant's email of 9 November 2016 and amendments therein with the following statement:

My clients have now had the chance to consider your client's proposals.

The feedback from my clients is that they feel that the amended proposed hours for Thursdays and Fridays will still result in public nuisance and are not considered to be conducive to promoting the licensing objectives. They are opposed to extensions beyond the hours currently permitted, for the reasons set out in the representations.

My clients note the withdrawal of the proposed extension of the terminal hour on Saturdays but would point out that in their experience the premises does not open beyond 9pm on a Saturday in any event.

They have noted the conditions proposed with the application, but do not agree that the conditions mitigate the likely effect of the extended terminal hour. For instance, your client has proposed a condition that there would be no new admissions after midnight. However, the current licence is subject to a condition that there will be no admission after 2300. It is felt that the effect of a further hour where customers can arrive at the premises, combined with customers departing later, will be an increase in nuisance at these late hours.

### 3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<b>Policy HRS1 applies</b>	(i) Applications for hours within the core hours 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 will be considered on their merits, subject to other relevant policies and with particular regard to the criteria specified.
<b>Policy PB1 applies</b>	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.

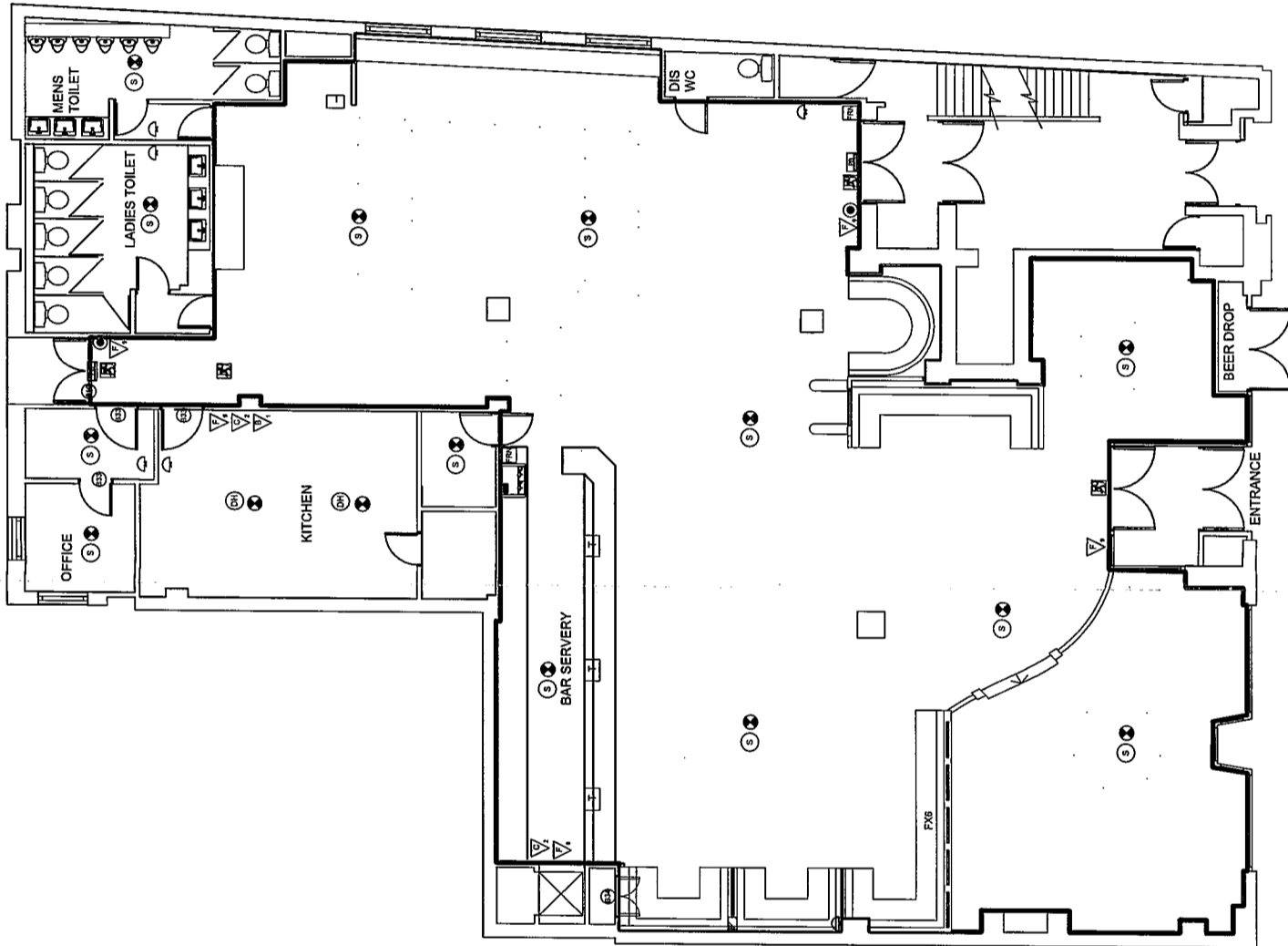
### 4. Appendices

<b>Appendix 1</b>	Premises plans
<b>Appendix 2a</b>	Applicant's additional evidence
<b>Appendix 2b</b>	Supporting photographs from residential objectors
<b>Appendix 3</b>	Premises history
<b>Appendix 4</b>	Proposed conditions
<b>Appendix 5</b>	Residential map and list of premises in the vicinity

<b>Report author:</b>	Mr Nick Nelson Senior Licensing Officer
<b>Contact:</b>	Telephone: 020 7641 3431 Email: nnelson@westminster.gov.uk



<p><b>KEY TO FIRE REQUIREMENTS</b></p> <p><b>STRUCTURE</b></p> <ul style="list-style-type: none"> <li>1HR FIRE RESISTING WALL: K1023 Partition to extend full height and be fire stopped to its structural wall</li> <li>1/2 HOUR FIRE RESISTING WALL: K1022 Partition to extend full height and be fire stopped to its structural wall</li> <li>STUD PARTITION (NON-FR): K1020</li> <li>1 HOUR FIRE RESISTING SELF-CLOSING DOOR WITH INTUMESCENT STRIPS AND SMOKE SEALS: FD1S</li> <li>1/2 HOUR FIRE RESISTING SELF-CLOSING DOOR WITH INTUMESCENT STRIPS AND SMOKE SEALS: FD1S</li> <li>1/2 HOUR FIRE RESISTING SELF-CLOSING DOOR WITH INTUMESCENT STRIPS: FD1</li> <li>VISION PANEL IN FIRE RESISTING SELF-CLOSING DOOR: FIRE RESISTANCE AS NOTED</li> <li>FR specification of existing structure retained. Only new or upgraded structural elements required where relating to new works</li> </ul> <p><b>FIRE SAFETY SIGNAGE IN ACCORDANCE WITH B.S. 5499 pt1 1990</b></p> <ul style="list-style-type: none"> <li>FIRE DOOR KEEP SHUT NOTICE: M B.3.3 FITTED TO BOTH SIDES OF ALL FIRE DOORS.</li> <li>FIRE DOOR KEEP LOCKED SIGN: M B.3.4</li> <li>FIRE ROUTINE NOTICE.</li> <li>FIRE ESCAPE KEEP CLEAR SIGN: M B.3.10</li> <li>PUSH BAR DEVICE OR SIMILAR EMERGENCY OPENING DEVICE WITH NOTICE PUSH BAR TO OPEN B.A.4</li> <li>Existing fire safety signage retained. Only new or upgraded where required due to new works</li> </ul> <p><b>EMERGENCY LIGHTING INSTALLATION TO B.S. 5266 pt1 :1999 &amp; BS EN 1838 : 1999</b></p> <ul style="list-style-type: none"> <li>SYSTEM TO BE COMPATIBLE WITH AND INTER-OPERABLE WITH DEVELOPMENT ALARM SYSTEM</li> <li>AREA COVERED BY EMERGENCY LIGHT: 3 HOUR (MAINTAINED)</li> <li>AREA COVERED BY EMERGENCY LIGHT: 3 HOUR (NON-MAINTAINED)</li> <li>EMERGENCY LIGHT SPOTLIGHT: 3 HOUR (NON-MAINTAINED)</li> <li>ILLUMINATED BULKHEAD EXIT SIGN: M B.5.1 (MAINTAINED)</li> <li>EXIT NOTICE WITH DIRECTION ARROW: M B.5.2 (MAINTAINED)</li> <li>Existing emergency lighting installation retained. Only altered to suit new works where required.</li> </ul> <p><b>FIRE ALARM INSTALLATION TO B.S.5839 pt1 Protection type L1</b></p> <ul style="list-style-type: none"> <li>FIRE ALARM RELAY INTERFACE</li> <li>FIRE ALARM PANEL</li> <li>AREA COVERED BY BS 689: 3 HOUR (MAINTAINED) WITH INTEGRAL SOUNDER</li> <li>AREA COVERED BY BS 689: 3 HOUR (NON-MAINTAINED) WITH INTEGRAL SOUNDER</li> <li>SMOKE DETECTOR TO BS 6839 (OPTICAL) WITH INTEGRAL SOUNDER</li> <li>SMOKE DETECTOR OR TO CEILING VOID WITH INTEGRAL SOUNDER</li> <li>AREA COVERED BY WARNING DEVICE (SUBJECT TO AUDIBILITY TEST)</li> <li>MANUAL CALL POINT</li> <li>DOORS TO BE FITTED WITH AUTOMATIC DOOR DEFANT LINES TO FIRE ALARM INSTALLATION</li> <li>ZEON BEACON (LOCATION TO BE AGREED WITH FPO)</li> <li>INPUT OUTPUT UNIT</li> </ul> <p>The system shall provide automatic shutdown of all ventilation, high voltage systems, public address and music systems</p> <p>Fire alarm system to be compatible with and interface to fire alarm system installed</p> <p>Existing fire alarm system retained. To be checked and altered where required to suit new works</p> <p><b>FIRE FIGHTING EQUIPMENT TO COMPLY WITH BS EN 3: 1996, BS 5306 - 3: 2000 and BS 5306-5: 2000</b></p> <ul style="list-style-type: none"> <li>WET CHEMICAL (PK)</li> <li>WALL MOUNTED @ 1m</li> <li>FOAM SPRAY (BW)</li> <li>WALL MOUNTED @ 1m</li> <li>FOAM SPRAY (BW)</li> <li>WALL MOUNTED @ 1m</li> <li>CARBON DIOXIDE (PG)</li> <li>WALL MOUNTED @ 1m</li> <li>FIRE BLANKET 1.1 x 1.1m</li> <li>WALL MOUNTED @ 1.5m</li> </ul> <p>Existing fire equipment retained. To be checked and re-positioned where required to suit new works</p> <p><b>UPHOLSTERY</b></p> <p>ALL UPHOLSTERY TO SATISFY CIGARETTE AND MATCH IGNITABILITY TEST AND IGNITION SOURCE 5 TESTS AS SPECIFIED IN BS 5852: 1990 (1999)</p> <p>— Ambient or licensable activities</p> <p>Anything shown on this plan which is not required by the regulations is for illustrative purposes only and does not form part of the licence</p>
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1 PROPOSED PLAN  
Scale: 1:100

Rev	Date	Notes
<b>PROPOSED</b>		
The Soil Loft, Limhouse Court, 3-11 Dod Street, London E14 7EQ - Tel: 020 7538 2100 Fax: 020 7538 4442 info@ubfarchitects.co.uk www.ubfarchitects.co.uk		
Project: SLUG & LETTUCE ARTILLERY ROW VICTORIA LONDON Client: STONEGATE PUB COMPANY Drawing: LICENCE PLAN		
Scale:	Drawn:	Checked:
1:100@A1		May-15
Drg no:	Rev:	
2015-067-L01		
DO NOT SCALE FROM THIS DRAWING. ALL DIMENSIONS TO BE CHECKED ON SITE. REFER ANY DISCREPANCIES TO ARCHITECT. THIS DRAWING IS SUBJECT TO COPYRIGHT.		

**The Slug & Lettuce**  
17 – 19 Artillery Row, London SW1P 1RH

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Variation of Premises Licence Application

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Licensing Sub Committee Hearing: 24 November 2016

**Evidence Bundle**

<b>Document</b>	<b>Date</b>	<b>Pages</b>
Proposed Amendments to Application	N/A	1 – 4
Correspondence to Resident Objectors (represented by Mr Richard Brown)	9 November 2016	5 – 6
Correspondence to Resident Objectors (pro forma correspondence and enclosure)	10 November 2016	7 – 10
Licensing Manual Index	N/A	11 – 14
Pre Application Report from Environmental Health Officer	17 June 2016	15 – 22

**The Slug & Lettuce**  
17 – 19 Artillery Row, London SW1P 1RH

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Variation of Premises Licence Application

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Licensing Sub Committee Hearing: 24 November 2016

**Proposed Amendments to Application**

**Proposed Hours**

The applicant is proposing to remove the request for extended hours on a Saturday and to reduce the hours sought in the application for Thursdays and Fridays, so that the application seeks:-

1. To extend sale of alcohol, late night refreshment and regulated entertainment to 00:30 hours on Thursdays and Fridays, with close at 01:00 hours.
2. To extend the start time for films to commence at 07:00 hours, seven days a week.
3. To remove, amend and add conditions on the premises licence, following consultation with the Environmental Health Officer and District Surveyor. The new proposed conditions are set out below.

**Proposed Conditions**

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recording shall be stored for a minimum period of 31 days with the date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officers throughout the entire 31 day period.
2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member

must be able to provide a police or authorised Council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

3. The capacity of the premises shall not exceed 410 persons (excluding staff).
4. Arrangements will be made to ensure that any capacity limit set for the premises can be properly monitored. Information regarding the capacity should be given to an authorised officer on request.
5. Whenever the premises are operating the sale of alcohol beyond midnight, the premises shall employ a minimum of two door supervisors. The start times of the door supervisors shall be subject of a risk assessment. At all other times, the need for door supervisors will be assessed by way of risk assessment and cognisance will be taken of Police advice. Where used, door supervisors shall remain at the premises for a minimum of 15 minutes after licensable activities have ceased to ensure the safe and quiet dispersal of patrons.
6. Substantial food will be available at the premises until 10pm.
7. After 21:30 hours, patrons 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. Where the premises are trading for the sale of alcohol beyond midnight, there shall be no new admissions to the premises beyond 11:30pm.
9. 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 concerning crime and disorder
  - d. Any incidents of disorder
  - e. Any faults from the CCTV system or searching equipment or scanning equipment
  - f. Any refusal in the sale of alcohol
  - g. Any visit by a relevant authority or emergency service
10. Where Pubwatch exists covering the area of which the premises is situated, then the DPS or other nominated employees shall participate in Pubwatch.
11. The premises shall maintain a written drugs policy, which shall be made available to the Police or an authorised officer of the Council upon request.
12. The premises shall maintain a written dispersal policy which shall be made available to the Police or an authorised officer of the Council upon request
13. 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. The certificates listed below shall be submitted to the Licensing Authority upon written request;
  - a. Any permanent or temporary emergency lighting battery or system
  - b. Any permanent or temporary electrical installation

c. Any permanent or temporary emergency warning system

14. The means of escape for the premises shall be maintained unobstructed, free of trip hazards, be immediately and clearly identified in accordance with the plans provided.
15. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
16. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
17. Fire resisting doors to ducts, service shafts and cupboards shall be kept locked shut.
18. The edges of the threads of steps and stairways shall be maintained so as to be conspicuous.
19. Only hangings, curtains, upholstery and temporary decorations complying with the relevant British (or where appropriate European) standards shall be used. Where necessary, these shall be periodically tested for flame resistant and retreated as necessary.
20. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
21. All refuse will be properly presented and placed on the street 30 minutes before any agreed collection time. Every endeavour will be made to prevent refuse being left on the street for more than 2.5 hours (insofar as it is in the Licensee's control).
22. No rubbish including bottles will be moved, removed or placed in outside areas between 23.00hrs and 08.00hrs.
23. The Licensee will do all in its power to co-operate with any arrangement made by the Council for collection of refuse on the highway between 08.00hrs and 23.00hrs.
24. The inner doors of the premises shall be kept closed after 21.00hrs except for the immediate access and egress of persons.
25. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
26. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and leave the premises quietly.
27. Flashing or particularly bright lights on or outside the premises will not be permitted to cause a nuisance to nearby properties (save insofar as they are necessary for the prevention of crime).
28. There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a sexual entertainment venue licence.
29. A proof of age scheme such as Challenge 21 will be operated at the premises where the only acceptable forms of identification are photographic identification cards such as a driving licence or passport.

30. A log (which may be electronic) shall be kept detailing all refused sales of alcohol. The log shall include the date and time of the refusal and the name of the member of staff who refused the sale. A copy of the log or electronic report shall be made available to an authorised police officer and licensing authority officer upon request.
31. All bar staff to receive appropriate training in relation to alcohol sales prior to commencing their duties. This will include the premise licence conditions, underage sales policy and other relevant licensing matters. Training documents (which may be in an electronic format) shall be made available to an authorised police officer and licensing authority officer upon request.

## Elizabeth Griffith

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**From:** Clare Eames  
**Sent:** 09 November 2016 13:59  
**To:** 'Richard Brown'  
**Subject:** Slug & Lettuce, Artillery Row - Variation Application  
**Attachments:** new conditions.pdf; Company Information Sheet Apr 2016.doc

**DOCID:** 2145679025  
**SENTON:** 09/11/2016 13:58:41

Dear Richard

I write further to our recent correspondence and I note that you act on behalf of [REDACTED] and [REDACTED] [REDACTED] and [REDACTED]. I set out below my client's proposals in relation to the application and confirm that I will also be sending this email to the remaining residents who have made representations.

By way of background, the Slug & Lettuce Artillery Row is operated by Stonegate Pub Company. I attach a copy of Stonegate's Company Information sheet to give you an idea of the nature of the business and also the calibre of the individuals running the business. My client prides itself on robust operating policies and procedures and also is committed to working in partnership not only with the Licensing Authority and Responsible Authorities but also with the communities within which they trade.

A significant number of my client's premises are involved in community safety schemes and where Pubwatch exists, my client are involved in Pubwatch and also, as and where appropriate, are involved in Purple Flag, Best Bar None and other town and city centre programmes. My client's charity engagement is also high with over 50% of their fund raising supporting local charities. My client operates 89 Slug & Lettuces throughout the country, many of which have later hours than those currently permitted under the premises licence for the Slug & Lettuce, Artillery Row. My client is also experienced in operating premises within close proximity to local residents and will always meet and engage with their local residents where it is appropriate.

The Slug & Lettuce has a strong food offer.

The primary purpose of the application for variation is to seek a modest extension of the hours permitted for the sale of alcohol on Saturdays and a further extension on Thursdays and Fridays.

My client is always keen to take the opportunity when submitting applications for premises licence variations to consider if there are any other appropriate amendments to be made to the premises licence. This application sought to extend the start time for films to commence at 7am alongside breakfast opening. My client predominantly uses the screens within the premises to display the news in the morning, however, we were trying to future proof the licence should they wish to put on any background pre-recorded films. This is not an essential part of the application and can be withdrawn if it is of any particular concern.

Although not necessarily a regular feature on premises licences in Westminster my client does, as standard, as indeed do the vast majority of operators up and down the country, request a 30 minute dispersal time and therefore closing is sought for 30 minutes after the terminal hour for the sale of alcohol. As I am sure you will appreciate, if a customer could purchase an alcoholic drink 5 minutes before closing, it is possible that they will need more than 5 minutes to consume that. My client, as indeed features on many other licences up and down the country, chooses a 30 minute window however, it is not always used to the full extent as my client's trading pattern does not ordinarily require that amount of time to allow for customer dispersal.

Again, for the sake of completeness my client has sought to extend all licensable activities to the new requested terminal hour.

Prior to submitting the application my client did undertake pre-consultation with Alan Lynagh ( WCC district Surveyor) and Ian Watson (EHO) and also had discussions with the Westminster Police who, as you are

aware, have not made representation to the application. The Environmental Health Officer Mr Watson has made a representation.

Notwithstanding the Environmental Health Officer's representations, conditions were discussed with him prior to submission and I attach a copy of the conditions that were put forward in the application.

The key conditions that I would draw your attention to are condition 5 in relation to crime and disorder, which states that if the premises are operating for the sale of alcohol beyond midnight, they will employ a minimum of 2 door supervisors. Further, if the terminal hour is extended beyond midnight, there will be no new admissions to the premises beyond that time. Given the existing conditions on the premises licence, my client feels that this updated robust and comprehensive operating schedule better promotes the licensing objectives and also deals with the management of the extended hours.

Having taken on board the concerns of the local residents, my client would prefer to resolve those concerns without the need for a formal hearing and therefore after careful consideration of the local area, and the issues that have been raised, my client is proposing to remove the request to extend the hours on a Saturday and on Thursday and Friday the hours requested will be reduced so that my client would seek a terminal hour for licensable activities of 00:30 with closing at 1am.

My client will ensure the ongoing pro active management of the dispersal of customers from the premises and my client would ensure, should any later hours be granted, that additional dispersal measures are implemented in the last hour so as to ensure the quiet and effective dispersal from the area. This would be primarily managed by door supervisors.

As discussed with the EHO prior to submission of the application, my client is seeking to update and improve the conditions attached to the premises licence. Many of the existing conditions have been on the premises licence since conversion when the premises was operated as The Litten Tree (by another company). Following discussions with the EHO, the application included a condition restricting consumption of alcohol outside the premises after the existing terminal hour. However, in light of the concerns raised, if the application is granted my client would be happy to amend this to read:-

*After 21:30hrs patrons who have temporarily left the premises and then re-entered the premises e.g. to smoke, shall not be permitted to take drinks or glass containers with them.*

My client will ensure that customers wishing to smoke outside the premises will be directed to a designated area and will be supervised by a member or door staff.

I look forward to hearing from you once you have had an opportunity to consider the proposal detailed below.

Kind regards

Clare



## Helen Cardy

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**From:** Clare Eames  
**Sent:** 09 November 2016 14:26  
**To:** [REDACTED]  
**Cc:** 'Richard Brown'  
**Subject:** Slug & Lettuce, Ground Floor, 17-19 Artillery Row, London SW1P 1RH - Application for Variation of Premises Licence  
**Attachments:** Company Information Sheet Apr 2016.doc; new conditions.pdf

**DOCID:** 2145680210  
**SENTON:** 10/11/2016 10:16:19

Dear [REDACTED]

I act on behalf of Stonegate Pub Company Limited who own and operate the Slug & Lettuce in Artillery Row. On behalf of my client I submitted an application for variation of premises licence and as you are aware, the Licensing Authority have re-listed the adjourned hearing on Thursday 24 November 2016. The adjournment was requested by my client to permit further time for dialogue to take place with those persons who have made representation. You may be aware that a few of your neighbours have also made representation and also that Richard Brown from The Licensing Advice Project – Citizen's Advice Westminster is already acting for a few of the residents.

By way of background, the Slug & Lettuce Artillery Row is operated by Stonegate Pub Company. I attach a copy of Stonegate's Company Information sheet to give you an idea of the nature of the business and also the calibre of the individuals running the business. My client prides itself on robust operating policies and procedures and also is committed to working in partnership not only with the Licensing Authority and Responsible Authorities but also with the communities within which they trade.

A significant number of my client's premises are involved in community safety schemes and where Pubwatch exists, my client are involved in Pubwatch and also, as and where appropriate, are involved in Purple Flag, Best Bar None and other town and city centre programmes. My client's charity engagement is also high with over 50% of their fund raising supporting local charities. My client operates 89 number of Slug & Lettuce throughout the country, many of which have later hours than those currently permitted under the premises licence for the Slug & Lettuce. My client are also experienced in operating premises within close proximity to local residents and will always meet and engage with their local residents where it is appropriate.

The Slug & Lettuce has a strong food offer.

The primary purpose of the application for variation was to seek a modest extension of the hours permitted for the sale of alcohol on Saturdays and a further extension on Thursdays and Fridays.

My client is always keen to take the opportunity when submitting applications for premises licence variations to consider if there are any other appropriate amendments to be made to the application. This application had sought to extend the start time for films to commence at 7am along side breakfast opening. My client predominantly uses the screens within the premises to display the news in the morning, however, we were trying to future proof the licence should they wish to put on any background pre-recorded films. This is not an essential part of the application and can be withdrawn if it is of any particular concern.

Although not necessarily a regular feature on premises licences in Westminster my client does, as standard as indeed do the vast majority of operators up and down the country, request a 30 minute dispersal time and therefore closing is sought for 30 minutes after the last sale of alcohol. As I am sure you will appreciate, if a customer could purchase an alcoholic drink 5 minutes before closing, it is possible that they will need more than 5 minutes to consume that. My client, as indeed features on many other licences up and down the country, chooses a 30 minute window however, it is not always used to the full extent as my client's trading pattern does not ordinarily require that.

Again, for the sake of completeness my client has sought to extend all licensable activities to the new requested terminal hour.

The party submitting the application did undertake pre-consultation with Alan Lynagh and Ian Watson and also had discussions with the Westminster Police who, as you are aware, have not made representation to the application. The Environmental Health Officer has.

Notwithstanding the Environmental Health Officer's representations, conditions were agreed in principle in relation to the application, a copy of which I attach for ease of reference.

The key conditions that I would draw your attention to are condition 5 in relation to crime and disorder, which states that if the premises are operating for the sale of alcohol beyond midnight, they will employ a minimum of 2 door supervisors. Further, if the terminal hour is extended beyond midnight, there will be no new admissions to the premises beyond that time. Given the existing conditions on the premises licence, my client feels that this updated robust and comprehensive operating schedule better promotes the licensing objectives and also deals with the management of the extended hours.

Having taken on board the concerns of the local residents, my client would prefer to resolve those concerns without the need for a formal hearing and therefore after careful consideration of the local area, the issues that have been raised, my client is proposing to remove the request to extend the hours on a Saturday and on Thursday and Friday the hours requested will be reduced so that my client would seek a terminal hour for licensable activities of 00:30 with closing at 1am.

My client will ensure the ongoing management of the dispersal of customers and premises and my client would ensure, should any later hours be granted, that additional dispersal measures are implemented in the last hour so as to ensure the quiet and effective dispersal from the area. This would be managed by door supervisors.

As discussed with the EHO prior to submission of the application, my client is seeking to update and improve the conditions attached to the premises licence. Many of the existing conditions have been on the premises licence since conversion when the premises was operated as The Litten Tree (by another company). Following discussions with the EHO, the application included a condition restricting consumption of alcohol outside the premises after the existing terminal hour. However, in light of the concerns raised, if the application is granted my client would be happy to amend this to read:-

*After 21:30hrs patrons who have temporarily left the premises and then re-entered the premises e.g. to smoke, shall not be permitted to take drinks or glass containers with them.*

My client will ensure that customers wishing to smoke outside the premises will be directed to a designated area and will be supervised by a member or door staff.

I hope that the information provided above and attached goes some way to allay your concerns.

In terms of the next steps. If you are satisfied that the amendments in the application then it would be helpful if you could advise the Case Officer at Westminster City Council who I am copying in on this correspondence, Nicholas Nelson. However, if you would like further advice you may also wish to speak to Richard Brown from the Licensing Advice Project and his direct dial is [REDACTED] and I have also copied in Richard to this email.

Kind regards

Clare

The logo for Stonegate Pub Company is displayed within a dark grey rectangular box. The word "stonegate" is written in a large, lowercase, sans-serif font. Below it, the words "PUB COMPANY" are written in a smaller, uppercase, sans-serif font.

# stonegate

PUB COMPANY

## **The Company**

Stonegate Pub Company is the largest privately held managed pub operator in the UK operating over 650 pubs across the country. The business comprises 6 operating Divisions, consisting of branded and unbranded pubs and bars which include community and local pubs, catering for customers within the local neighbourhood; high street venues including the Slug & Lettuce and Yates's brands that attract businessmen and women, tourists, families, and students; our Venues Division of late night style bars and nightclubs.

Since the formation of the company in 2010 the company has made significant investment within the estate, both within the fabric of the buildings and the services offered. Its pubs and bars continue to benefit from a multi-million pound investment programme that continually strives to improve amenities and community facilities. Free Wi-Fi is now standard across the estate.

## **People**

The company employs over 12,500 people and make significant investment in the training and development of their staff. A leading edge, award winning training programme ensures all front-line staff are equipped with the necessary skills to operate safely and legally within the business. Within the last 6 months alone, over 94,000 training modules have been undertaken by pub staff.

## **Community and Social Responsibility**

All pub managers are encouraged to join their local Pubwatch, town centre management or business improvement forums, where they operate. Entry into Best Bar None programmes has resulted in hundreds of Stonegate pubs across the country being recognised for their contribution in helping create safer environments for staff and customers alike.

Engagement with the local community takes place in many forms, from supporting community groups, providing facilities for clubs and teams, raising funds for local and national charities to providing meals for local OAP's. The support given to local suppliers from bakers to taxi drivers is widespread.

## **The Senior Management**

Stonegate Pub Company is operated by a team of highly experienced directors that have a wealth of industry experience.

Ian Payne is Chairman of Stonegate Pub Company. Ian, an accomplished expert in the licensed leisure sector, has held Board positions with Bass Taverns, Stakis plc and Ladbroke gaming. He was CEO of the Laurel Pub Company from its inception in May 2001 through to December 2004 and later Chairman of the Bay Restaurant & Town and City Pub Groups prior to the formation of Stonegate in November 2010.



Ian started his career in the trade behind the bar of a local pub more than 35 years ago.

Simon Longbottom serves the Chief Executive Officer. Simon held the post of Managing director of Pub Partners at Greene King plc since 2010. Prior to that, he served as Managing Director of Gala Coral's gaming division. He has over 11 years' experience at a senior level in the sector having held prominent positions at Mill House Inns and Mitchells & Butlers.

Graham Jones is Chief Operating Officer of Stonegate Pub Company, with direct and specific responsibility for licensing matters. A high performing and long standing professional, Graham has held senior operations positions in Whitbread PLC, Laurel Pub Company, Greene King, Barracuda Group and more recently Punch Taverns.

Suzanne Baker is the Commercial Director of Stonegate Pub Company, responsible for all commercial contracts including purchasing and property. Suzanne has spent her career within the licensed leisure sector having previously held Board positions in Bay Restaurant Group, Laurel Pub Company and JD Wetherspoon. She commenced her career joining Grandmet Retail in operations progressing within the marketing and purchasing roles across national brands, including Chef & Brewer.

Tim Painter is the HR Director of Stonegate Pub Company. Tim, who joined from Musgrave Retail Partners, has extensive experience in HR strategy, leadership and development, and change management across the retail sector.

# LICENSING MANUAL

## England and Wales

Premises Name:

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Address:

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DPS Name:

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Tel no:

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Area Manager Name:

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Tel no:

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## CONTENTS

1. Guidance on How to Use and Complete This Manual
2. Licensing Manual Training Sign Off Sheet for Management Team
3. Record of Licences Held
4. Complete List of Mandatory Conditions
5. Certified Copy Premises Licence and All Other Licences (Tables and Chairs, Gaming Permits)
6. Details of Temporary Event Notices at Premises for Current Calendar Year
7. Details of Personal Licence Holders at Premises
8. Bar Staff Authorisation/ DPS Authorisation Sign Off Sheets
9. Key Contact Details, i.e. Police, Council, Head Office, Solicitors
10. Company Licensing Policies
  - a. Social Responsibility Policy
  - b. Underage Sales and Age Verification Policy
  - c. Dispersal Policy
  - d. Outside Areas Policy
  - e. Search Policy
  - f. Drugs Policy
  - g. Lost Property Policy
  - h. Mobile Phone and Theft Policy
  - i. Door Staff Policy
  - j. Drink Spiking Policy
  - k. Children Policy
  - l. Entry Queues Policy
  - m. Floor Walkers' Policy
  - n. Intoxicated Customer Policy
  - o. Crime Reporting and Crime Scene Preservation Policy
  - p. Disorder Strategy Policy and Conflict Management
  - q. Noise Management Policy
  - r. Glassware and Glass Collection Policy
  - s. Vulnerability Awareness and Duty of Care Policy
  - t. Capacity Policy
11. Risk Assessments and Action Plans
  - a. High Profile Event Risk Assessment

b. Drug Awareness Action Plan

12.Minutes of Pubwatch Meetings

13.Minutes of Residents' Meetings

14.Minutes of Other Meetings

15.Any Other Business

# COMPANY POLICIES AND REFERENCE TO THE LICENSING OBJECTIVES

Under the Licensing Act 2003 the fundamental principles that underpin the licensing system are the licensing objectives. Not only the Licensing Authority but all organisations and persons involved in the licensing process must operate in a way which promotes these licensing objectives. The company has a number of policies that relate to the licensing objectives and you will see from below there is overlap.

## **Prevention of crime and disorder**

- Underage Sales/ Challenge 21 Policy
- Dispersal Policy
- Search Policy
- Drugs Policy
- Drug Awareness Action Plan
- Mobile Phone and Theft Policy
- Door staff Policy
- Drinks spiking Policy
- Entry queues Policy
- Floorwalker Policy
- Intoxicated Customer Policy
- Crime Reporting and Crime Scene Preservation Policy
- High Profile Risk Event Assessment
- Conflict Management and Disorder Strategy Policy
- Glassware and Glass Collection Policy
- Vulnerable Persons and Duty of Care Policy

## **Protection of Children from Harm**

- Policy on children
- Underage sales and refusals Policy
- Floorwalker Policy
- Intoxicated Customer Policy
- High Profile Risk Event Assessment
- Vulnerable Persons and Duty of Care Policy

## **Public Safety**

- Policy on entry queues
- Door staff Policy
- Floorwalker Policy
- Intoxicated Customer Policy
- High Profile Risk Event Assessment
- Conflict Management and Disorder Strategy Policy
- Glassware and Glass Collection Policy
- Vulnerable Persons and Duty of Care Policy

## **Prevention of Public Nuisance**

- Policy on entry queues
- Door staff Policy
- Outside areas Policy
- Social responsibility charter
- Dispersal Policy
- Floorwalker Policy
- Intoxicated Customer Policy
- High Profile Risk Event Assessment
- Conflict Management and Disorder Strategy Policy
- Noise Management Policy





# City of Westminster

Office Name: Ian Watson  
 Designation: Senior Practitioner  
 Environmental Health (Licensing)  
 Date: 17/6/16  
 Contact number: 20 7941 3133  
 Email: i.watson@westminster.gov.uk  
 Signed: Ian Watson  
 Uniform Ref Number: 16/04386/PREAPM

Trading name of business and Address:  
 Slug and Lettuce PH, 17-19 Artillery Row, SW1P 1RH  
 Reference Number if Applicable: 16/04386/PREAPM

Premises Licence: Yes 15/05243/LIPVM	Applicant/Solicitor:Helen Cardy Poppleston Allen Solicitors	Cumulative Impact Area: No
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Type of Business: Public House  
 Licensed Areas: Ground Floor only  
 Licensed Activities: Supply of Alcohol, Late Night Refreshment, Regulated Entertainment and Private Entertainment.  
 Current Alcohol Hours: Monday to Saturday 09.00 to 23.45 hours, Sunday 09.00 to 22.30. New Year's Eve end of permitted hours to start of permitted hours on New Year's Day.

**Pre application advice purpose:** To comment on extending the terminal hour for licensable activities to 1am on Thursday, Friday and Saturday. Advise on policy implications in advance of the appropriate application and any adjustment to conditions.

**Issues discussed and actions taken:**

Visit carried out by Ian Watson (Environmental Health – EH) and Alan Lynagh (District Surveyor). The findings are detailed below.

**District Surveyor Comments**

There are no public safety implications as the current premises licence states a capacity of 410 persons (excluding staff). There is no proposal to increase this capacity or modify/remove any emergency exits.

**Licensing Policy:**

The premises are not located within any recognised Cumulative Impact area and therefore there is no policy presumption to refuse an application. Any application therefore will need to ensure that the four licensing objectives are sufficiently addressed to minimise the impact longer trading hours may have.

Policy PB1 states that applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in policies CD1, PS1, PN1 and CH1. This policy applies to premises being used exclusively or primarily for the supply of alcohol for consumption 'On' the premises.

The premises already benefits from hours longer than the core hours on certain days and any longer hours would need robust conditions to minimise the impact.

It is expected that any licensed premises is well managed and operates in a safe and compliant way as to minimise the impact on the local community.

The licensing authority expect premises to operate,

- Strictly to their conditions.
- Well managed.
- The operator is of good character or reputation.
- Manage the capacity of the premises.

It would not assist applications to state

- There are no residential properties in the vicinity.
- The premises have applied for Temporary Event Notices for longer hours without incident.

The premises would also need to consider the employment of SIA door staff to ensure the capacity is not exceeded, intoxicated people are refused entry or that queues do not form etc...

As the premises are alcohol led they would also need to consider conditions preventing the premises attracting custom from nearby premises purely for those longer hours.

### **Premises History**

The premises previously traded as The Litten Tree and were a well-known soldier's pub attracting squaddies from nearby barracks. As such there was a significant association with disorder and nuisance that disturbed local residents.

Following the transfer of the licence nuisance history has reduced with the following complaints being received.

Friday 1<sup>st</sup> August 2014 @ 22.46. Complaint of loud music coming from pub. Slug and Lettuce - leave doors open therefore music is blasting out onto street and traveling. Have spoken with owner and still nothing getting done. Premises visited by noise officer @ 23.05 spoke to the manager, Radek Ciula, 020 77991 620 who said that there was nothing unusual about their activity today. The premises were closed though there were some patrons inside.

Wednesday 6<sup>th</sup> August 2014 @ 17.08. Kay Cummings attended premises and spoke to DPS, Radoslaw Ciula about the noise complaint. He was aware of the local resident as he has spoken to him in the past but thought he had resolved the issue by closing one set of doors. Advised him to close both sets of entrance doors so that it acts as an acoustic lobby. Also advised him to go outside and listen himself to see if music can be heard and if so to turn it down. Informed him venue will be monitored for noise breakout and compliance with general licence conditions. Unable to update complainant as no phone number shown.

Tuesday 12<sup>th</sup> August 2014 @ 16:15. Kay Cummings attended premises to check to see if entry doors open and music escaping. Doors wide open but no music playing.

Saturday 16<sup>th</sup> August 2014 @ 21:05. Kay Cummings and Gavin Venamore attended premises to monitor for noise escape but venue closed. Actions currently complete as no new complaints.

Friday 26<sup>th</sup> September 2014 @ 20:33. Kay Cummings and Dario Saracini attended premises and spoke to Mr Aralk Ciula. The premises operate as a public house and restaurant on the ground floor of the venue. The premises were subject to a noise complaint some time ago regarding escape of music from the venue but recently there have been no concerns raised. When passing the venue tonight however there were 58 people outside the premises blocking the public footpath with a number of the customers standing in the road causing members of the public to walk in the road to pass the venue. The main entrance doors were closed so music was not escaping. There was no external supervision of customers although there were members of staff picking up glasses. There was a lot of broken glass outside the venue particularly in the kerb and roadway.

Outcome: Remedial letter to be sent to venue and further monitoring to be undertaken

Friday 3<sup>rd</sup> October 2014. Kay Cummings - remedial letter sent to licence holder awaiting a response  
Kay Cummings - email received from Graeme Cushion, Partner, Poppleston Allen, acknowledging receipt of outside drinking letter and stating will refer to clients then respond further.

Monday 13<sup>th</sup> October 2014. Response from Mr Cushion on behalf of venue with undertakings to address issue. Monitoring to be undertaken to ensure improvement.

Friday 17<sup>th</sup> October 2014 @.20:00. Kay Cummings and Dario Saracini - The holders of the Premises Licence were sent a remedial letter re previous visit outlined above and have supplied a number of undertakings to ensure that the licensing objectives are being promoted. Visit undertaken to ensure that these undertakings being implemented. At time of visit only 10 people outside. Footpath not blocked and only debris was from cigarettes. Duty Manager, Mr.Aralk Ciula, seen outside and he stated that they would be cleaning up the outside area at closing.

Outcome: General monitoring only

There are no recent complaints or monitoring against the venue.

### **Public Safety**

There are no public safety implications associated with this advice.

### **Licensing Position:**

It is proposed that a variation application be submitted to address the increase in licensable hours but it would be pertinent to remove, amend and propose new conditions that would be required to address this increase and make the premises licence more workable.

To address the licensing objective of Public Safety, Prevention of Public Nuisance and Crime and Disorder with regard to the Licensing Policy the following changes are proposed.

**The following conditions can be removed.**

11. Children are not to be permitted in the immediate vicinity of the bar and are to vacate the premises by 21:30
17. The doors of the premises shall not remain open after 23.00 hours such that there will be no admission to the premises after 23.00 hours.
22. The licensee will do all in its power to co-operate with any arrangement made by Council for collection of refuse on the highway between 0800 hours and 2300 hours.
28. No changes shall be made to the approved layout of the premises without the consent of the Council.
31. Fire resisting doors to ducts, service shafts and cupboards shall be kept locked shut.
35. Staff with specific responsibilities in the event of fire or other emergency, together with deputies, shall receive training and written instruction appropriate to their role.
36. The flue of any boiler or heating appliance shall be professionally cleaned at intervals not less than the minimum recommended by the appliance manufacturer.
37. Ventilation ducting and shafts generally shall be maintained in a clean condition.
38. Ventilation air filters shall be cleaned or changed for new filters periodically as may be necessary to maintain a satisfactory flow of air supply.
39. All interior surfaces of extract ventilation ducting serving kitchens and serveries shall be regularly cleaned eg weekly.
40. Grease filters in extract ventilation hoods in kitchens and serveries shall be regularly cleaned e.g weekly.
43. All persons under 18 will not be allowed to remain on the premises after 1900 hours or when Happy Hours or similar promotions are in operation.
44. All children are to be restricted to the raised seated areas of the premises.
45. No notices or posters shall be displayed at the premises that advertise adult entertainment when persons under 18 are in the premises.
52. The operators will not organise, nor permit the organisation of, any adult entertainment without first obtaining the consent of the Police and the Council. At least 10 days' notice of the proposal, with brief details, will be given to the Police. Any such entertainment that is permitted will not take place before 19:00 hours and will be restricted to the raised area at the rear of the premises.

**The following conditions can be replaced with model conditions.**

13. The premises will maintain a comprehensive CCTV system that ensures all areas of the licensed premises are monitored including all entry and exit points, and the street environment and which enable frontal identification of every person entering in any light condition. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. (ii) Tape Recordings shall be made available to an authorised officer or police officer together with facilities for viewing. (iii) The recordings of the preceding two days shall be made available immediately on request. Recordings outside this period shall be made available on 24 hours' notice. (Subject to the Data Protection Act)

Replace with

- The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
  - 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 premise is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
16. The areas hatched black on the deposited plan shall be permanently laid out with tables and chairs and the said areas shall not be altered except with prior consent of the Licensing Authority

Replace with

16. The areas hatched black on the deposited plan shall be permanently laid out with tables and chairs.
18. Door supervisors will be instructed to stay at the premises for an additional 15 minutes after closing to ensure that any potential lewd or unruly behaviour is deterred.

Replace with

18. Door supervisors shall stay at the premises for a minimum of 15 minutes after licensable activities to ensure the safe and quiet dispersal of patrons.

24. The operators will not organise, not permit the organisation of, any adult entertainment without first obtaining the consent of the Police and the Council. At least 10 days' notice of the proposal, with brief details, will be given to the Police. Any such entertainment that is permitted will not take place before 1900 hours and will be restricted to the raised area at the rear of the premises.

Replace with

- 24 There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.
25. The approved arrangements at the premises, including means of escape provisions, fire warning and fire fighting equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

Replace with

- 25 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.
26. The certificates listed below shall be submitted to the Council annually.
- (a) Any emergency lighting battery or system
  - (b) Any electrical installation
  - (c) Any fire alarm system

Replace with

- 26 The certificates listed below shall be submitted to the Licensing Authority upon written request.
- a. Any permanent or temporary emergency lighting battery or system
  - b. Any permanent or temporary electrical installation
  - c. Any permanent or temporary emergency warning system
29. All exit doors shall be available at all material times without the use of a key, code, card or similar means.

Replace with

29. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.

30. All fire doors shall be maintained effectively self-closing and not held open other than by an approved device.

Replace with

- 30 All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.

34. Curtains and hangings shall be arranged so as not to obstruct fire safety signs, fire extinguishers or other fire fighting equipment.

Replace with

34. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.

42. All entrance and exit doors shall remain closed after 9pm except for the immediate access and egress of patrons.

Replace with

42. The inner doors of the premises shall be kept closed after 21.00 hours except for the immediate access and egress of patrons.

46. Noise and vibration will not be allowed to emanate from the premises so as to cause a nuisance to nearby properties.

Replace with

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

**The following new conditions can be added.**

- A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
- Whenever the premises are operating licensable activities beyond 23.45 hours the premise shall employ a minimum of 2 door supervisors.
- After 23.45 hours 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.

- 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 concerning crime and disorder
  - (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.

Consideration should also be given to the use of the rear emergency door by staff when smoking or taking rest periods. Whilst there are no recorded complaints against this use it may be pertinent to possibly address it as a condition or part of the management arrangements.

To prevent the premises from becoming a late night destination venue attracting customers from nearby venues purely for the later hours it may be worth considering a No New Admissions condition to apply from midnight on the days the premises wish to trade later hours.

### **Conclusions**

Whilst each licensing application is determined on its merits, by modifying and adding conditions to the premises licence will go some way to alleviate concerns from responsible authorities and residents. There are no current enforcement activities or complaints against the premises.

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

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



Chism photo 1

*The Slug and Cettuce*



*The Slug and Cettuce*





# Gubbay photo



Harris photo



# Hastings photo 1



Hastings photo 2



# Hastings photo 3





### Licence & Appeal History

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
05/02330/LIPCV Conversion and variation application	Application to convert the Justices' licence to LA03	26.05.2005	Granted by Licensing Sub-Committee
05/12710/LIPT Transfer application	Application to transfer the premises licence from SFI Group Plc to The Laurel Pub Company	30.08.2005	Granted under delegated authority
05/12260/LIPDPS Vary DPS	Application to vary the designated premises supervisor	09.12.2005	Granted under delegated authority
07/04870/LIPDPS Vary DPS	Application to vary the designated premises supervisor	20.06.2007	Granted under delegated authority
07/05042/LIPV Variation application	To carry out internal alterations and remove the conditions	31.07.2007	Granted under delegated authority
08/02811/LIPT Transfer application	Application to transfer the premises licence from The Laurel Pub Company to The High Street Pub Company Limited	02.05.2008	Granted under delegated authority
08/03050/LIPT Transfer application	Application to transfer the premises licence from The High Street Pub Company Limited to Slug & Lettuce Company Limited	22.07.2008	Granted under delegated authority
09/04302/LIPDPS Vary DPS	Application to vary the designated premises supervisor	14.07.2009	Granted under delegated authority
11/01140/LIPDPS Vary DPS	Application to vary the designated premises supervisor	11.04.2011	Granted under delegated authority
11/08321/LIPT Transfer application	Application to transfer the premises licence from Slug & Lettuce Company Limited to Stonegate Pub Company Limited	13.10.2011	Granted under delegated authority

12/07977/LIPDPS Vary DPS	Application to vary the designated premises supervisor	30.10.2012	Granted under delegated authority
12/08246/LIPDPS Vary DPS	Application to vary the designated premises supervisor	26.10.2012	Granted under delegated authority
13/03184/LIPVM Minor variation	To extend the opening hours of the premises (including any standard and non-standard timings) to 07:00 on Monday to Sunday, in order to serve breakfast	29.05.2013	Granted under delegated authority
14/02185/LIPDPS Vary DPS	Application to vary the designated premises supervisor	15.04.2014	Granted under delegated authority
15/05243/LIPVM Minor variation	The alterations comprise:  - Cutting back of raised area and new fixed seating on the left hand side of the entrance.  - New fixed seating to the right hand side of the entrance.  - Removal of a screen to the right hand side of the entrance.  - Removal of a screen and fixed seating to the rear of the premises and new cocktail station fixed to the wall.  - Removal of a set of doors leading into the rear entrance.	14.07.2015	Granted under delegated authority

**There is no appeal history**

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

When determining an application 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: On Current Licence -**

**Mandatory:**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
  - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;

- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

- (i) P is the permitted price,
  - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
9. 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.
10. 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**

*Please note the application proposes to remove the condition in Annex 2*

11. Children are not to be permitted in the immediate vicinity of the bar and are to vacate the premises by 21:30

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

*Please note the application proposes to remove all conditions in Annex 3*

12. The hours for licensable activities may be extended on New Year's Eve until the end of permitted hours on New Year's Day.
13. The premises will maintain a comprehensive CCTV system that ensures all areas of the licensed premises are monitored including all entry and exit points, and the street environment and which enable frontal identification of every person entering in any light condition. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. (ii) Tape Recordings shall be made available to an authorised officer or police officer together with facilities for viewing. (iii) The recordings of the preceding two days shall be made available immediately on request. Recordings outside this period shall be made available on 24 hours notice. (Subject to the Data Protection Act)
14. The capacity of the premises shall not exceed 410 persons (excluding staff).

15. Arrangements will be made to ensure that any capacity limit set for the premises can be properly monitored. Information regarding the capacity should be given to an authorised officer on request.
16. The areas hatched black on the deposited plan shall be permanently laid out with tables and chairs and the said areas shall not be altered except with prior consent of the Licensing Authority
17. The doors of the premises shall not remain open after 23.00 hours such that there will be no admission to the premises after 23.00 hours.
18. Door supervisors will be instructed to stay at the premises for an additional 15 minutes after closing to ensure that any potential lewd or unruly behaviour is deterred.
19. The sound limiting devices at the premises shall be set and maintained at a level to be decided upon by the Environmental Health Officer, including one limiting the noise output during the provision of live entertainment.
20. No unauthorised advertisement of any kind (including poster, flyer, sticker, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree or any other property, or is distributed on the street to the public that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
21. All refuse will be paid, properly presented and placed on the street 30 minutes before any agreed collection time. Every endeavour will be made to prevent refuse being left on the street for more than 2.5 hours (insofar as it is in the licensee's control)
22. The licensee will do all in its power to co-operate with any arrangement made by Council for collection of refuse on the highway between 0800 hours and 2300 hours.
23. 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.

24. The operators will not organise, not permit the organisation of, any adult entertainment without first obtaining the consent of the Police and the Council. At least 10 days' notice of the proposal, with brief details, will be given to the Police. Any such entertainment that is permitted will not take place before 1900 hours and will be restricted to the raised area at the rear of the premises.
25. The approved arrangements at the premises, including means of escape provisions, fire warning and fire fighting equipment, the electrical installation and

mechanical equipment, shall at all material times be maintained in good condition and full working order.

26. The certificates listed below shall be submitted to the Council annually.
  - (a) Any emergency lighting battery or system
  - (b) Any electrical installation
  - (c) Any fire alarm system
27. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately and clearly identified in accordance with the plans provided.
28. No changes shall be made to the approved layout of the premises without the consent of the Council.
29. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
30. All fire doors shall be maintained effectively self closing and not held open other than by an approved device.
31. Fire resisting doors to ducts, service shafts and cupboards shall be kept locked shut.
32. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
33. Only hangings, curtains, upholstery and temporary decorations, complying with the relevant British (or where appropriate European) Standard shall be used. Where necessary these shall be periodically tested for flame resistance and re-treated as necessary.
34. Curtains and hangings shall be arranged so as not to obstruct fire safety signs, fire extinguishers or other fire fighting equipment.
35. Staff with specific responsibilities in the event of fire or other emergency, together with deputies, shall receive training and written instruction appropriate to their role.
36. The flue of any boiler or heating appliance shall be professionally cleaned at intervals not less than the minimum recommended by the appliance manufacturer.
37. Ventilation ducting and shafts generally shall be maintained in a clean condition.
38. Ventilation air filters shall be cleaned or changed for new filters periodically as may be necessary to maintain a satisfactory flow of air supply.
39. All interior surfaces of extract ventilation ducting serving kitchens and serveries shall be regularly cleaned e.g. weekly.



40. Grease filters in extract ventilation hoods in kitchens and serveries shall be regularly cleaned e.g. weekly.
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 7 days prior notice being given to the Council 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. All entrance and exit doors shall remain closed after 9pm except for the immediate access and egress of patrons.
43. All persons under 18 will not be allowed to remain on the premises after 1900 hours or when Happy Hours or similar promotions are in operation.
44. All children are to be restricted to the raised seated areas of the premises.
45. No notices or posters shall be displayed at the premises that advertise adult entertainment when persons under 18 are in the premises.
46. Noise and vibration will not be allowed to emanate from the premises so as to cause a nuisance to nearby properties.
47. Notices will be prominently displayed at exits requesting the public to respect the needs of the local residents and to leave the premises and the area quietly.
48. No rubbish including bottles will be moved, removed or placed in outside areas between 2300 hours and 0800 hours.
49. Flashing or particularly bright lights on or outside the premises will not be permitted to cause a nuisance to nearby properties (save insofar as they are necessary for the prevention of crime)
50. Substantial food will be available at all times during the hours of operation.
51. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be permitted after 11pm.
52. The operators will not organise, nor permit the organisation of, any adult entertainment without first obtaining the consent of the Police and the Council. At least 10 days' notice of the proposal, with brief details, will be given to the Police. Any such entertainment that is permitted will not take place before 19:00 hours and will be restricted to the raised area at the rear of the premises.

**Conditions proposed by the applicant to replace Annex 2 & 3 above:**

53. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with the date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officers throughout the entire 31 day period.
54. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a police or authorised Council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
55. The capacity of the premises shall not exceed 410 persons (excluding staff).
56. Arrangements will be made to ensure that any capacity limit set for the premises can be properly monitored. Information regarding the capacity should be given to an authorised officer on request.
57. Whenever the premises are operating the sale of alcohol beyond midnight, the premises shall employ a minimum of two door supervisors. The start times of the door supervisors shall be subject of a risk assessment. At all other times, the need for door supervisors will be assessed by way of risk assessment and cognisance will be taken of Police advice. Where used, door supervisors shall remain at the premises for a minimum of 15 minutes after licensable activities have ceased to ensure the safe and quiet dispersal of patrons.
58. Substantial food will be available at the premises until 10pm.
59. After 21.30hrs, patrons wishing 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.
60. Where the premises are trading for the sale of alcohol beyond midnight, there shall be no new admissions to the premises beyond 23:30hrs.
61. 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 concerning crime and disorder
  - d. Any incidents of disorder
  - e. Any faults from the CCTV system or searching equipment or scanning equipment
  - f. Any refusal in the sale of alcohol
  - g. Any visit by a relevant authority or emergency service

62. Where Pubwatch exists covering the area of which the premises is situated, then the DPS or other nominated employees shall participate in Pubwatch.
63. The premises shall maintain a written drugs policy, which shall be made available to the Police or an authorised officer of the Council upon request.
64. The premises shall maintain a written dispersal policy which shall be made available to the Police or an authorised officer of the Council upon request
65. 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.
66. The certificates listed below shall be submitted to the Licensing Authority upon written request;
  - (a) Any permanent or temporary emergency lighting battery or system
  - (b) Any permanent or temporary electrical installation
  - (c) Any permanent or temporary emergency warning system
67. The means of escape for the premises shall be maintained unobstructed, free of trip hazards, be immediately and clearly identified in accordance with the plans provided.
68. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
69. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
70. Fire resisting doors to ducts, service shafts and cupboards shall be kept locked shut.
71. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
72. Only hangings, curtains, upholstery and temporary decorations complying with the relevant British (or where appropriate European) standards shall be used. Where necessary, these shall be periodically tested for flame resistant and retreated as necessary.
73. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
74. All refuse will be properly presented and placed on the street 30 minutes before any agreed collection time. Every endeavour will be made to prevent refuse being left on the street for more than 2.5 hours (insofar as it is in the Licensee's control).
75. No rubbish including bottles will be moved, removed or placed in outside areas between 23.00hrs and 08.00hrs.

76. The Licensee will do all in its power to co-operate with any arrangement made by the Council for collection of refuse on the highway between 08.00hrs and 23.00hrs.
77. The inner doors of the premises shall be kept closed after 21.00hrs except for the immediate access and egress of persons.
78. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
79. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and leave the premises quietly.
80. Flashing or particularly bright lights on or outside the premises will not be permitted to cause a nuisance to nearby properties (save insofar as they are necessary for the prevention of crime).
81. There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.
82. A proof of age scheme such as Challenge 21 will be operated at the premises where the only acceptable forms of identification are photographic identification cards such as a driving licence or passport.
83. A log (which may be electronic) shall be kept detailing all refused sales of alcohol. The log shall include the date and time of the refusal and the name of the member of staff who refused the sale. A copy of the log or electronic report shall be made available to an authorised Police Officer and Licensing Authority officer upon request.
84. All bar staff to receive appropriate training in relation to alcohol sales prior to commencing their duties. This will include the premises licence conditions, underage sales policy and other relevant licensing matters. Training documents (which may be in an electronic format) shall be made available to an authorised Police Officer and Licensing Authority officer upon request.

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

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

<b>1</b>	Licensing Act 2003	N/A
<b>2</b>	City of Westminster Statement of Licensing Policy	7 <sup>th</sup> January 2016
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
<b>4</b>	Application form	17 August 2016
<b>5</b>	Premises licence 15/05243/LIPVM	18 September 2015

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## City of Westminster Licensing Sub-Committee

<b>Meeting:</b>	<i>Licensing Sub-Committee</i>
<b>Date:</b>	<i>24 November 2016</i>
<b>Classification:</b>	<i>General Release</i>
<b>Premises:</b>	<i>No.4 Mayfair, First Floor, 4 Mill Street, London, W1S 2AX</i>
<b>Wards Affected:</b>	<i>West End, Core CAZ North</i>
<b>Financial Summary:</b>	<i>None</i>
<b>Report of:</b>	<i>Director of Public Protection and Licensing</i>

### **1. Executive Summary**

- 1.1 The council has received an application for renewal of the sexual entertainment venue premises licence from Leaserise Ltd for No.4 Mayfair, First Floor, 4 Mill Street, London, W1S 2AX. The report sets out the application details, objection, policy and legal context along with other considerations that the Committee requires to determine this application.

### **2. Recommendations**

- 2.1 That following consideration of the information given orally at the hearing and in writing by the applicants and objectors to:
- 2.1.1 Grant the application in full
  - 2.1.2 Grant the application subject to the standard conditions and/or any modifications to any part of the application and imposition of any additional conditions proposed by a party to the hearing, or
  - 2.1.3 Refuse the application

### **3. Application**

- 3.1 On 15<sup>th</sup> September 2016 the applicant applied to renew the sexual entertainment venue premises licence to provide striptease and hostess services involving full nudity between the hours of 09:00 to 05:00 on each of the days Monday to

Saturday and 12:00 to 22:30 on Sundays. The applicant has not requested to change the relevant entertainment or to remove any standard conditions to the licence if the application is granted. A copy of the application is attached as **Appendix A1**.

3.2 The applicant has made further submissions in a letter dated 15 November 2016 (see **Appendix A2**), in which they state the following:

- The SEV application (during the conversion period) was first granted by the Licensing Authority in 2012. Prior to this grant the premises had been trading and providing adult entertainment since 2007 (under the premises licence).
- The SEV licence has been renewed without objections between 2013 and 2015 (the last 3 years).
- There are no representations lodged against the application for renewal in 2016 by the relevant authorities.
- No noise complaints have been notified to the premises.
- The capacity of the venue is only 30 patrons until 3am, and then just 20 patrons after 3am until close. This is relevant when considering the context of the objection received and the dispersal of patrons at the end of the night. In practice the premises would rarely have the maximum number of patrons on the premises at the same time.

3.3 Although the existing licence expired on 30 September 2016, it is deemed to remain in force until the valid renewal application is determined.

#### **4. Objections**

4.1 The application has received one objection. Notice of the general terms of the objection has been given to the applicant but the legislation governing Sexual Entertainment Venues does not allow the Licensing Authority to reveal the name or address of the objector to the applicant without the consent of the person making the objection. At the time of publication, the objector has not waived this right.

4.2 The objector has stated that they strenuously object to the renewal of the SEV licence. They objected to the new SEV application in 2012 and feel their original concerns remain valid.

4.3 The objection made in 2012 stated that the objector felt such a business to be totally inappropriate in the area. They would not have moved to the area if they had known such businesses were planned. They believe the type of people likely to be attracted to such an establishment will create nuisance and noise leading to



potential risks to public safety. The basis for the local economy is professional offices and upscale shopping and eating all of which will be adversely affected if this licence is approved. They would certainly expect our business to suffer if they were to have such neighbours.

- 4.4 Following the objection, the Licensing Service requested further information from the objector as to which concerns they felt were still valid and whether any aspect of the premises or area have changed in the interim since the licence was first granted.
- 4.5 The objector responded by stating that as it was felt that given the objections raised in 2012 were discounted and the Licence granted, any further objections would not influence the granting of the licence in subsequent years. However, they still feel that an establishment of this kind is inappropriate for this area given the majority of businesses are up-scale shops and offices housing professional firms and believe the type of people likely to be attracted to such an establishment will create nuisance and noise leading to potential risks to public safety. They cite an example of an incident on the morning of 28 October 2016 where the police were called to deal with a customer of the night club who was causing a nuisance.
- 4.6 The Licensing Service has made enquiries with the Metropolitan Police regarding the objector's statement above and the Police presence, and can confirm that a CAD record shows that Police did attend an incident in relation to another premises (Maddox Club, 3-5 Mill Street) at 07:54 on 28 October 2016. No offences were recorded and no record has been made in relation to No.4 Mayfair, 4 Mill Street.
- 4.7 The applicant has responded to the objector's statement in their letter dated 15 November 2016 (see **Appendix A2**) as follows:
- Please note that, as mentioned above, the premises did not open in 2012 as the objector asserts. Bearing in mind that the premises began trading in 2007, shows that the premises has successfully operated in a discreet manner, as the objector was not aware when they moved into the area in December 2011, that it even existed. The premises had, at the time the objector moved into the area, been trading for 4 years. The frontage and operation has not changed since 2007 and complies with Westminster's standard conditions for SEV licence in this regard.
  - For clarity there was no incident at the premises on the morning of 28 October 2016. The Police and/ or Local Authority are able to check their records and confirm this. The Police were not called to the premises, and did not attend the premises. The premises has no crime and disorder concerns as verified by the lack of Police objection to this renewal application. There are other licensed premises in the immediate area which could have been the cause of concern for

the objector, which my client is unaware of, but factually there was no Police call out relating to No 4 Mayfair.

- No other objections have been received from local residents or businesses. The applicant enjoys a good relationship with immediate residents and businesses, next door and directly opposite. The immediate neighbourhood (business and residential accommodation in the immediate area) remains unchanged from previous years.
- The premises have been subject to the usual inspections by the Licensing Authority, EH, Police and LFEPA over the years and no immediate issues have been identified in relation to the operation causing their opposition to the renewal applications.

## 5. Licensing Act 2003 Premises Licence

- 5.1 The table below sets out the current activities and times permitted by the premises licence.
- 5.2 A copy of the current Premises Licence is attached to this report as **Appendix B1**.
- 5.3 A copy of the current Sexual Entertainment Venue Licence is attached at **Appendix B2**.

<b><u>Existing Premises Licence (16/09868/LIPCH) permitted Licensable Activities</u></b>
<b>Regulated Entertainment: Indoors</b>
<b>Performance of Dance:</b> Monday to Saturday: 09:00 to 05:00 Sunday: 12:00 to 22:30
<b>Exhibition of a Film:</b> Monday to Saturday: 09:00 to 05:00
<b>Performance of Live Music:</b> Monday to Saturday: 09:00 to 05:00 Sunday: 12:00 to 22:30
<b>Playing of Recorded Music:</b> Unrestricted
<b>Anything of a similar description to Live Music, Recorded Music or Performance of Dance:</b> Monday to Saturday: 09:00 to 05:00 Sunday: 12:00 to 22:30

<p><b>Late Night Refreshment: Indoors</b></p> <p>Monday to Saturday 23:00 to 05:00</p>
<p><b>Sale of Alcohol: On and off the premises</b></p> <p>Monday to Saturday 10:00 to 05:00 Sunday 12:00 to 22:30</p>
<p><b>Capacity:</b></p> <p>Condition 15 on the LA03 Premises Licence limits the number of persons accommodated at any one time (excluding staff) to 30, save that on Monday to Friday after 03:00 hours (the following morning) the number of customers on the premises at any one time is limited to 20 persons (excluding staff).</p>
<p><b>Opening hours:</b></p> <p>Monday to Saturday 09:00 to 05:30 Sunday 12:00 to 23:00</p>

## 6. Policy Considerations

### 6.1 Suitability of applicant – SU1

The applicant has stated that no relevant offences have been committed. In addition the Police and the Council's Licensing Inspectorate have carried out fit and proper persons checks and have not made any objections to the application.

### 6.2 SEV carried on for the benefit of another person – SU2

The Police and the Council's Licensing Inspectorate have undertaken appropriate checks and have made no comments.

### 6.3 Appropriate number of SEV in a locality – NO1

The appropriate number of sexual entertainment venues in the relevant localities is 25 in the Westminster core CAZ north. As the premises are currently licensed this application, if granted, will not exceed 25.

### 6.4 Character of the relevant locality – LO1

The character of the area is largely office, retail and food and drink led premises. There is not a high concentration of residential premises within the locality. St George's Church is of historic note. However, the premises is located in the

street at the rear of the premises and Mill Street is not a major traffic or pedestrianised route.

#### 6.5 Use of premises in the vicinity – LO2

The premises within the vicinity are predominantly office buildings with retail units on the ground floor. The neighbouring premises to this venue are a public house and barber shop. The rear of St George's Church is located at the end of Mill Street, Junction with Maddox Street and is in very close proximity to the applicants premises. There are some residential premises which are located above retail and office premises. A map showing the premises uses in the area and residential premises is attached as **Appendix C**.

#### 6.6 Layout, character or condition of the venue - L03

The premises is predominantly contained on the first floor of the building. The ground floor consists only of the entrance door and a stairway leading into the premises. The first floor of the premises consists of a bar area at the top of the stairs and then a small room with a stage and pole in one corner and a seating area around the perimeter of the rest of the room.

### 7. **Legal Implications**

7.1 The Licensing Sub-Committee may determine to:

- (a) Grant the application in full
- (b) Grant with additional special conditions which the Licensing Sub-Committee deem appropriate; or
- (b) Refuse the application.

7.2 Before refusing to renew the licence, the Licensing Authority shall give the holder an opportunity to appear before and be heard by the Licensing Sub-Committee (Para 10(19) Schedule 3 LG(MP)A1982).

7.3 In considering this application, the Licensing Sub-Committee shall have regard to any observations submitted to them by the Chief Officer of Police and any objections that have been received in writing within the 28 day consultation period (Para 10(18) Schedule 3 LG(MP)A1982).

7.4 The Licensing Sub-Committee may refuse to renew the licence on one or more of the following grounds as set out in Paragraph 12(3) of Schedule 3 LG(MP)A 1982):

- (a) that the applicant is unsuitable to hold a licence by reason of having been convicted of an offence or for any other reason;
- (b) that if the licence were to be granted the business to which it relates would be managed by or carried on for the benefit of a person, other than the

- applicant, who would be refused the grant of such a licence if he made the application himself;
- (c) that the number of sex establishments in the relevant locality at the time the application is *made* [determined] is equal to or exceeds the number which the authority consider is appropriate for that locality;
  - (d) that the grant or renewal of the licence would be inappropriate, having regard—
    - (i) to the character of the relevant locality; or
    - (ii) to the use to which any premises in the vicinity are put; or
    - (iii) to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

7.5 If the Licensing Sub-Committee determine to renew the Sexual Entertainment Venue licence, the licence will be subject to the Standard Conditions for Sexual Entertainment Venue licences, unless the Sub-Committee determines that certain Standard Conditions should be expressly excluded or varied (Para 13(4) Schedule 3 LG(MP)A1982).

7.6 Should the Licensing Sub-Committee determine to refuse the application for the renewal of the licence under Paragraph 12(3)(a) or (b) Schedule 3 LG(MP)A 1982, the applicant may appeal to the Magistrates' Court within 21 days beginning with the date on which the applicant is notified of the refusal of his application (Para 27(1) Schedule 3 LG(MP)A1982). The licence is deemed to remain in force until the time for bringing an appeal has ended and, if such an appeal is brought, until the determination or abandonment of the appeal.

## **8. Human Rights Act and Equalities Act**

8.1 In making a decision consideration will need to be given to the applicants rights under the European Convention on Human Rights. The right to peaceful enjoyment of possessions (Article 1 of the First Protocol) and freedom of expression (Article 10) may be relevant. The Home Office Guidance suggests that "local authorities would be well advised to consider whether any interference with the applicants rights under Article 10 or Article 1, Protocol 1 of the European Convention on Human Rights is necessary and proportionate for the prevention of disorder or crime, for the protection of health or morals or for the protection of the rights and freedoms of other, or in the case of Article 1, Protocol 1, can be justified in the general interest".

### **Appendices**

A1 – Application Form

A2 – Applicant's further submissions dated 15 November 2016

B1 – Current Licensing Act 2003 Premises Licence

B2 – Current Sexual Entertainment Venue Licence

C – Map of the locality

If you have any queries about this Report or wish to inspect any of the Background Papers please contact: Nick Nelson on 020 7641 3431 or at [nnelson@westminster.gov.uk](mailto:nnelson@westminster.gov.uk)

## **BACKGROUND PAPERS**

Local Government (Miscellaneous Provisions) Act 1982

Policing and Crime Act 2009

Sexual Entertainment Venues Statement of Licensing Policy 2012

Sexual Entertainment Venues Guidance and Procedure effective 17 February 2012

2



City of Westminster



# APPLICATION TO RENEW A SEXUAL ENTERTAINMENT VENUE LICENCE

IMPORTANT: This form is open to inspection by the public.

**Leaserise Limited**

I / We .....  
(Insert name(s) of applicant)

apply to renew the Sexual Entertainment Venue licence under the Local Government (Miscellaneous Provisions) Act 1982 for the following premises:

**No.4 Mayfair**

Premises name: .....

**First Floor, 4 Mill Street, London W1S 2AX**

Premises address: .....

**15/08368/LISEVR**

Licence reference number: .....

**Important Note:** Before completing this application, please read the following:

- WCC's Statement of Licensing Policy for Sexual Entertainment Venues
- WCC's Standard Conditions for Sexual Entertainment Venues
- WCC's Rules of Procedure governing Sexual Entertainment Venue applications

## **PART 1 – Applicant Details**

Please state whether you are renewing the Sexual Entertainment Venue licence as:

a) an individual or individuals  complete section (A)

b) a person other than an individual:

i. as a body corporate  complete section (B)

ii. as an unincorporated body  complete section (B)

**Section A – Individual Licensee Details**

First name(s):	
Surname:	
Former names (if any):	
Title:	
Home address:	
Postcode:	
Email address:	
Contact telephone number:	
Date of Birth:	
Have you been a resident of an EEA state throughout the period of 6 months immediately preceding the date the application was made?	Yes <input type="checkbox"/> No <input type="checkbox"/>

**Additional Licensee Details (if necessary)**

First name(s):	
Surname:	
Former names (if any):	
Title:	
Home address:	
Postcode:	
Email address:	
Contact telephone number:	
Date of Birth:	
Have you been a resident of an EEA state throughout the period of 6 months immediately preceding the date the application was made?	Yes <input type="checkbox"/> No <input type="checkbox"/>



### Section B – Body Corporate or Unincorporated Body Details

Business Name: (if your business is registered, use its registered name)	Leaserise Limited
Is your business registered in the UK with Companies House?	Yes <input checked="" type="checkbox"/>
	Registered Number: 03688401
Is your business registered in another EEA state:	No <input type="checkbox"/>
	Yes <input type="checkbox"/>
	EEA State: Registered Number:
	No <input checked="" type="checkbox"/>
Legal Status: (e.g. Company Partnership, etc)	Limited Company
Home Country: (the country where the headquarters of your business is located)	England
Registered Address:	Units 3-5 Croxted Mews, 286a/288 Croxted Road, London
Postcode:	SE24 9DA
<b>Directors, Partners, Owners and Managers</b>	
You must provide details of all DIRECTORS (if the applicant is a company), all PARTNERS (if it is a partnership), and all MANAGERS of the business or organisation, including day-to-day MANAGERS OF THE PREMISES.	
Have there been any changes to the directors, partners or managers involved with the premises?	Yes <input checked="" type="checkbox"/> (please see below) No <input type="checkbox"/>
If yes, please provide details of the changes on a separate sheet, including the full name, private address and capacity of each director, partner and manager involved with the operation of the premises.	

Full name:	Richard Jones (address change)
Private address:	85A Laleham Road Staines TW18 2EA
Capacity:	Director
<b>Please use a separate sheet if necessary- see attached</b>	

### Other Business Interests

Is the applicant, or any person named in this application, involved in any way with any other sex establishment (e.g. sexual entertainment venue, sex shop, sex cinema, hostess bar)?

Yes  (please complete below)      No

Please provide details, including the name and address of the establishment and the nature and extent of the interest. (If necessary please provide a separate sheet).

## PART 2 – Premises Details

Premises name:	No.4 Mayfair
Premises address:	First Floor 4 Mill Street London
Postcode:	W1S 2AX
Premises telephone number:	020 7493 0561
Email:	
Website address:	

Where the licence is for a vehicle, vessel or stall, state where it is used as a sexual entertainment venue:	N/A
Have there been any changes to the nature of the relevant entertainment since the licence was last granted / renewed?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please provide details below.

### **PART 3 – Convictions / Disqualifications**

Have you, or any person named in or associated with this application, been convicted of any crime or offence?
Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, please provide details on a separate sheet
Have you been refused the renewal of a licence for this premises, vehicle, vessel or stall within the last 12 months?
Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, has the refusal been reversed on appeal?
Yes <input type="checkbox"/> No <input type="checkbox"/>
Have you had a sex establishment licence revoked in Westminster within the last 12 months?
Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>

### **PART 4 - Checklist**

Please tick as appropriate:

All relevant sections of the application form have been completed in full	<input checked="" type="checkbox"/>
Payment of the fee has been made in full (refer to Part 6 of this form)	<input checked="" type="checkbox"/>

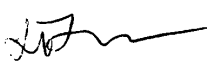
Notice of this application has been published in a local newspaper / will be published in a local newspaper within the next 7 days, a full copy of the newspaper to be provided to the Licensing Authority as soon as possible	X
Notice of this application has been displayed at the premises	X
The application has been served on the Metropolitan Police Service	X

## PART 5 - Declaration

**APPLICANTS ARE WARNED THAT ANY PERSON WHO, IN CONNECTION WITH AN APPLICATION FOR THE RENEWAL OF A LICENCE MAKES A FALSE STATEMENT WHICH HE KNOWS TO BE FALSE IN ANY MATERIAL RESPECT, OR WHICH HE DOES NOT BELIEVE TO BE TRUE, IS GUILTY OF AN OFFENCE AND LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING TWENTY THOUSAND POUNDS (£20,000).**

Lana Tricker

I ..... declare that the information given above is true and complete in every respect.

Signed	
Date:	15 September 2016
Capacity:	Solicitor for the Applicant

For joint applications:

Signed	
Date:	
Capacity:	

### Agent Details

Are you an authorised agent acting on behalf of the applicant?

Yes  No

If yes, please provide the following:

Agent name:	Lana Tricker, LT Law
Agent Address:	18 Soho Square London
Postcode:	W1D 3QL
Agent Telephone Number:	020 3755 5138
Agent Email:	Lana@ltlaw.co.uk

### Correspondence Details

Please provide the details to which all correspondence should be sent:

Name:	Lana Tricker, LT Law
Address:	18 Soho Square London
Postcode:	W1D 3QL
Telephone Number:	020 3755 5138
Email:	lana@ltlaw.co.uk

## PART 6 – Payment

If applying by post you can pay by cheque, postal order or credit / debit card. Please make cheques and postal orders payable to 'City of Westminster'.

If you would like to pay by credit / debit card please complete this section:

Type of credit / debit card:	Visa <input type="checkbox"/>	MasterCard <input type="checkbox"/>	
	Solo <input type="checkbox"/>	Maestro <input type="checkbox"/>	Delta <input type="checkbox"/>
Card number:	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>		
Issue date:	<input type="text"/> / <input type="text"/>	(mm/yy)	
Expiry date:	<input type="text"/> / <input type="text"/>	(mm/yy)	
Issue number:	(for Maestro / Solo)		
Name on card:	<input type="text"/>		
Amount (£):	<input type="text"/>		

**THIS APPLICATION SHOULD BE COMPLETED IN FULL AND RETURNED TO THE LICENSING SERVICE, PREMISES MANAGEMENT, WESTMINSTER CITY HALL, 64 VICTORIA STREET, LONDON, SW1E 6QP.**



18 Soho Square, London W1D 3QL

15 November 2016

Nick Nelson  
Licensing Team  
Westminster City Council  
Westminster City Hall  
4<sup>th</sup> Floor, 64 Victoria Street  
London SW1E 6QP

**By Email**

Our ref: LT/1332

Dear Nick

**RE: NO.4 MAYFAIR, FIRST FLOOR, 4 MILL STREET, LONDON W1S 2AX – APPLICATION FOR RENEWAL OF A SEXUAL ENTERTAINMENT VENUE LICENCE**

I act for Leaserise Limited and refer to the hearing scheduled on this matter for 24 November 2016 to hear the 2016 renewal application for the SEV licence held for the premises.

One objection has been received against the renewal application for 2016 and in response I comment as follows:

- The SEV application (during the conversion period) was first granted by the Licensing Authority in 2012. Prior to this grant the premises had been trading and providing adult entertainment since 2007 (under the premises licence).
- The SEV licence has been renewed without objections between 2013 and 2015 (the last 3 years).
- There are no representations lodged against the application for renewal in 2016 by the relevant authorities.
- No noise complaints have been notified to the premises.
- The capacity of the venue is only 30 patrons until 3am, and then just 20 patrons after 3am until close. This is relevant when considering the context of the objection received and the dispersal of patrons at the end of the night. In practice the premises would rarely have the maximum number of patrons on the premises at the same time.
- The objector states in their representation that they objected to the original grant of a SEV application, which were in the following terms:

*“(We) wish to strenuously object to this licence application as we consider such a business to be totally inappropriate in this area. Indeed we only moved here in December and would not have done so if we had known such businesses were planned. We believe the type of people likely to be attracted to such an establishment will create nuisance and noise leading to*

*potential risks to public safety. The basis for the local economy is professional offices and up scale shopping and eating all of which will be adversely affected if this license is approved. We would certainly expect our business to suffer if we were to have such neighbours. We therefore ask you to reject the licence application."*

Please note that, as mentioned above, the premises did not open in 2012 as the objector asserts. Bearing in mind that the premises began trading in 2007, shows that the premises has successfully operated in a discreet manner, as the objector was not aware when they moved into the area in December 2011, that it even existed. The premises had, at the time the objector moved into the area, been trading for 4 years. The frontage and operation has not changed since 2007 and complies with Westminster's standard conditions for SEV licence in this regard.

- On 28 October 2016 the objector furthered their representation by stating:

*"We still feel that an establishment of this kind is inappropriate for this area given the majority of business are up-scale shops and offices housing professional firms and believe the type of people likely to be attracted to such an establishment will create nuisance and noise leading to potential risks to public safety. Indeed we have had an incident this morning where the police were called to deal with a customer of the night club who was causing a nuisance."*

For clarity there was no incident at the premises on the morning of 28 October 2016. The Police and/ or Local Authority are able to check their records and confirm this. The Police were not called to the premises, and did not attend the premises. The premises has no crime and disorder concerns as verified by the lack of Police objection to this renewal application. There are other licensed premises in the immediate area which could have been the cause of concern for the objector, which my client is unaware of, but factually there was no Police call out relating to No 4 Mayfair.

- No other objections have been received from local residents or businesses. The applicant enjoys a good relationship with immediate residents and businesses, next door and directly opposite. The immediate neighbourhood (business and residential accommodation in the immediate area) remains unchanged from previous years.
- The premises have been subject to the usual inspections by the Licensing Authority, EH, Police and LFEPA over the years and no immediate issues have been identified in relation to the operation causing their opposition to the renewal applications.

Should you have any questions please do not hesitate to contact Lana Tricker on 020 3755 5138.

Yours faithfully  
**LT LAW**



Schedule 12  
Part A

WARD: West End  
UPRN: 100023607916

## City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

16/09868/LIPCH

Original Reference:

05/04986/LIPCV

### Part 1 – Premises details

#### Postal address of premises:

No 4 Mayfair  
First Floor  
4 Mill Street  
London  
W1S 2AX

Telephone Number: 020 7493 0561

#### Where the licence is time limited, the dates:

Not applicable

#### Licensable activities authorised by the licence:

Performance of Dance  
Exhibition of a Film  
Performance of Live Music  
Playing of Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Late Night Refreshment  
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

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

##### Performance of Dance

Monday to Saturday: 09:00 to 05:00  
Sunday: 12:00 to 22:30

##### Exhibition of a Film

Monday to Saturday: 09:00 to 05:00  
Non-standard Timings: See conditions 46 and 47

##### Performance of Live Music

Monday to Saturday: 09:00 to 05:00  
Sunday: 12:00 to 22:30

##### Playing of Recorded Music

Unrestricted



**Anything of a similar description to Live Music, Recorded Music or Performance of Dance**

Monday to Saturday: 09:00 to 05:00  
Sunday: 12:00 to 22:30

**Late Night Refreshment**

Monday to Saturday: 23:00 to 05:00

**Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit** Unrestricted

**Sale by Retail of Alcohol**

Monday to Saturday: 10:00 to 05:00  
Sunday: 12:00 to 22:30

*For times authorised for Christmas and New Year see conditions at Annex 1 and 3*

**The opening hours of the premises:**

Monday to Saturday: 09:00 to 05:30  
Sunday: 12:00 to 23:00

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

Alcohol is supplied for consumption both on and off the Premises.

**Part 2**

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

Leaserise Ltd  
Units 3-5 Croxted Mews  
286a/288 Croxted Road  
London  
SE24 9DA

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

03688401

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

**Name:** Isabelle Hooper-Jones

***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:** 14/00028/LAPER  
**Licensing Authority:** Spelthorne Borough Council

**Date:** 18 September 2016

**This licence has been authorised by Mr Yiannis Chrysanthou on behalf of the Director - Public Protection and Licensing.**

## 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 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.
9. All persons guarding the premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.
10. 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.

**Conditions reproducing the effect of conditions subject to which relevant existing licences have effect.**

**Condition relating to Regulated Entertainment**

11. This licence is subject to all the former Rules of Management for Places of Public Entertainment licensed by Westminster City Council, in force from 4 September 1998 and incorporating amendments agreed by the Council on 25 October 1999, 30 June 2000, 16 January 2001 and 1 October 2001.
12. On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
13. Notwithstanding the provisions of Rule of Management No. 6 the premises may remain open for the purposes of this licence from 11pm on each of the days Monday to Saturday to 5am on the day following,

14.\* Notwithstanding the provisions of Rule of Management No. 4 entertainment by way of traditional striptease may be provided. With the exception of the performers during their performance, all other persons to be decently attired whilst on the premises.

15. The number of persons accommodated at any one time (excluding staff) shall not exceed; 30, save that on Monday to Friday after 03:00 hours (the following morning),

the number of customers on the premises at any one time is limited to 20 persons (excluding staff).

16\*. A code of conduct will be lodged with the police and Westminster City Council Licensing Inspectorate. The club will provide a copy of which to all hostesses who will read, sign and comply with the document.

17\*. Individual records shall be kept at the premises of the real names, stage names and addresses of all hostesses working at the premises

18\*. All final bills will include the number of customers and names of hostesses in the party. Patrons will sign a copy of the bill. The club will retain the bills for at least 90days, and will make them available to police upon request.

19. There shall be no soliciting for custom by means of persons on the highway or any payment made to them by or on behalf of the licensees.

20\*. No patrons under 21 shall be permitted whilst the premises are operating as a hostess bar or whilst the performance of striptease or nudity are taking place. A notice restricting the admission of under 21-year olds is to be prominently displayed at the entrance of the premises.

#### **Conditions for Sale of Alcohol**

21. Substantial food and suitable beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicants are provided.
22. On any evening where the premises or part of the premises are open for the sale or supply or provision of any of the following:- alcohol, music, dance or entertainment, intoxicating liquor may not be sold or supplied to persons admitted to the premises other than to:
- (a) persons who have paid a minimum admission fee of at least £5 Monday to Thursday, and £7 Friday to Sunday for music, dancing and entertainment (not to be credited against consumables) OR
  - (b) Persons who have paid a minimum £150 payable in advance for music, dancing and entertainment (not to be credited against consumables). A list of all persons who have paid an annual admission fee will be held at reception for inspection by the relevant authority; OR
  - (c) Any person attending a private function at the premises, details of the type of function, host and list of persons attending having been provided to Police at least 24 hours previously; OR
  - (d) Artistes or person employed on the premises; OR
  - (e) Bona fide guests of the proprietor (not exceeding 10% of the total capacity for the premises as specified in the Public Entertainment Licence for the premises), a list of whom shall be kept at reception for inspection by appropriate authorities; OR
  - (f) Persons taking full table meals a list of whom are held at reception for inspection by the relevant authorities.
23. There will be no corporate memberships.
24. Membership is not transferable.

25\*. A code of conduct will be lodged with the Police and a copy with the Clerk to the Licensing Justices, a copy of this code of conduct will be provided by the club to all hostesses who will read, sign and comply with the document.

26. The licensees will engage the service of a covert patron to visit the premises at least twice a year to ensure the code of conduct is being complied with. All visits will be recorded in a formal report and provided directly to the licensees and the police.

27\*. Individual records shall be kept at the premises of the real names, stage names and addresses of all hostesses working at the premises. The record will include either a copy of their current passport, EU driving licence or national identity card. When the record form has been completed and will be sent to the police 24 hours before a hostess starts working at the premises.

28. All final bills will include the number of customers and names of hostesses in the party. Patrons will sign a copy of the bill. The club will retain the bills for at least 90 days, and will make them available to police upon request.

29\*. There shall be no soliciting for custom by means of persons on the highway or any payment made to them by or on behalf of the licensees.

30\*. No striptease or nudity, all persons to be decently attired except where permitted by a relevant authority.

31\*. No patrons under 21 shall be permitted whilst the premises are operating as a hostess bar.

**Conditions which reproduce the effect of any restriction imposed on the premises by specified enactments**

**Conditions for Sale of Alcohol**

32. Permitted hours on Sundays:

- (a) On Sundays, other than Christmas Day or New Year's Eve, 12.00 noon to 22.30.
- (b) On New Year's Eve on a Sunday, 12.00 to 22.30.
- (c) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, 00.00 midnight on 31st December).

NOTE - The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;

- (f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

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

33. No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

- (a) He is the child of the holder of the premises licence.
- (b) He resides in the premises, but is not employed there.
- (c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- (d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

34. If any entertainment is provided for children or if an entertainment is provided at which the majority of persons attending are children, then, if the number of children attending the entertainment exceeds 100, it shall be the duty of the holder of the premises licence (or the holder of the club premises certificate):

- (a) to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate,
- (b) to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and
- (c) to take all other reasonable precautions for the safety of the children.

35. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.



## **Annex 2 – Conditions consistent with the operating Schedule**

36. No person shall be admitted to the membership of the premises without an interval of at least 24 hours between application for membership and admission. A register of membership shall be maintained on the premises and made available to member of the statutory authority upon request.
37. When open to patrons, at least one registered door supervisor will remain on the premises. An up to date record of all names, badge numbers and times worked of all door supervisors will be maintained daily and made available on request to the Metropolitan Police and the Licensing Authority.
38. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol and are open and trading to the public.
39. 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) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system or searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service
40. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
41. 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 must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
42. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
  - (a) The Police (and where appropriate, the London Ambulance Service) are called without delay, using emergency telephone number 999;
  - (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the Police;
  - (c) As is reasonably practicable, the crime scene is preserved so as to enable a full forensic investigation to be carried out by the Police; and
  - (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises."'Serious assault' includes (but is not limited to) any assault in which emergency medical treatment is required and any assault in which a weapon is used.

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

43. Sale of alcohol is permitted on Mondays to Saturdays:
- (a) Subject to the following paragraphs, the permitted hours on Monday to Saturday shall commence at 10.00 and extend until 05.00 on the morning following, except that -
    - (i) the permitted hours shall end at 00.00 midnight on any day on which music and dancing is not provided after midnight; and
    - (ii) on any day that music and dancing end between 00.00 midnight and 05.00, the permitted hours shall end when the music and dancing end;
  - (b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect-
    - (i) with the substitution of references to 06.00 for references to 05.00.
  - (c) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
  - (d) The permitted hours on New Year's Eve will extend to the start of permitted hours on the following day, or if there are no permitted hours on 1 January, to 00.00 on New Year's Eve.

NOTE – The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (f) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of her Majesty's naval, military or air forces;
- (g) the taking of alcohol from the premises by a person residing there;
- (h) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (i) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

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

44. The entrance door to the club shall remain closed (except for access and egress) whenever regulated entertainment is being provided.

45. The windows to the front elevation of the Club shall be kept shut whenever regulated entertainment is being provided.
46. The Exhibition of Films is permitted from the end of permitted hours on New Year's Eve to the start of permitted hours the following day.
47. The Exhibition of Films is permitted for an extra hour added to the terminal hour when Greenwich Mean Time changes to British Summer Time.
48. The number of staff accommodated on the premises shall be reduced on a pro rata basis after 03:00 hours to correspond with the number of customers on the premises, being no more than 20 customers at any time after 03:00 hours.
49. All kitchen and bar areas shall have a designated rubbish receptacle. All refuse is paid for, properly presented and can only be placed on the highway for collection 30 minutes before the schedule collection times.

\* Conditions indicated shall not apply when a Sexual Entertainment Licence is in effect at the premises

## SEX ESTABLISHMENT LICENCE

### Sexual Entertainment Venue

Premises licence number:	15/08368/LISEVR
Original Reference:	12/02681/LISEVN

The CITY OF WESTMINSTER, under the provisions of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Policing and Crime Act 2009

hereby licences:  
to use the premises:

**LEASERISE LTD**  
**No.4 MAYFAIR**  
**FIRST FLOOR**  
**4 MILL STREET**  
**LONDON**  
**W1S 2AX**

as a Sexual Entertainment Venue.

This licence commences from the **01 October 2015** and will expire on the **30 September 2016**.

Relevant Entertainment (namely a hostess bar and striptease involving full nudity) may be provided during the following times:

Monday to Saturday	09:00 to 05:00
Sunday	12:00 to 22:30

Relevant Entertainment may only be provided in the permitted areas outlined in red shown on the plans attached at Appendix 1.

This licence is granted subject to the conditions attached at Appendix 2.



DATE: 17.11.15

SIGNED:

On behalf of the Operational Director -  
Premises Management



## Appendix 2 – Conditions

### Standard Conditions:

1. Whilst Relevant Entertainment is taking place no person under the age of 18 shall be on the licensed premises and a clear notice to that effect shall be displayed at the entrance in a prominent position so that it can be easily read by persons entering the premises.
2. Whenever persons under the age of 18 are admitted to the premises there will be no promotional or other material on display within the premises which depicts nudity or partial nudity.
3. The licence or a clear copy shall be prominently displayed at all times so as to be readily and easily seen by all persons using the premises.
4. No provision of relevant entertainment, or material depicting nudity or relevant entertainment, shall be visible from outside the premises.
5. Menus and drinks price lists shall be clearly displayed at the front entrance of the club, reception area, tables and bar at such a position and size as to be easily read by customers. This price list shall show all consumable items and any minimum tariff including charges and fees applicable to Performers.
6. Except with the consent of the Licensing Authority, no advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) shall be inscribed or affixed at the premises, on the surface of the highway or on any building, structure, works, street furniture, tree or any other property or be distributed in the street to the public that advertises or promotes the relevant entertainment at the premises.
7. The licence holder or other person concerned in the conduct or management of the premises shall not seek to obtain custom by means of personal solicitation or touting, nor enter into any agreement with a third party to do so.
8. Adequate toilets, washing and changing facilities for use by the Performers shall be provided.
9. Either the licence holder or a named responsible person shall be present throughout the time the Relevant Entertainment takes place.
10. The premises will install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer that ensures all areas of the licensed premises are monitored including all entry and exit points will be covered enabling frontal identification of every person entering any light condition. All cameras 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 together with facilities for viewing.

11. 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 and this staff member should be able to show Police recent data and footage with the absolute minimum of delay of the request.
12. An incident log shall be kept at the premises, and made available on request to the Licensing Authority 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) seizures of drugs or offensive weapons;
  - (f) any faults in the CCTV system or searching equipment or scanning equipment;
  - (g) any refusal of the sale of alcohol;
  - (h) any visit by a relevant authority or emergency service;
  - (i) any breach of licence conditions reported by a Performer
13. The licence holder shall produce a Code of Conduct setting out rules and obligations between the licence holder and performers whilst performing. All Performers shall sign the Code of Conduct in their proper name acknowledging that they have read, understood and are prepared to abide by the said Code of Conduct, and a copy so signed shall be retained by the licence holder and shall be readily available for inspection by the Police and/or authorised persons upon reasonable request.
14. Individual records shall be kept at the premises of the real names, stage names and addresses of all Performers working at the premises. The record will include either a copy of their birth certificate, current passport, EU driving licence or national identity card and shall be made immediately available for inspection by the Police and/or the Licensing Authority upon request.
15. Details of all work permits and/or immigration status relating to persons working at the premises shall be retained by the licence holder and be readily available for inspection by the Licensing Authority, a Police Officer or Immigration Officer.
16. Relevant Entertainment shall be given only by Performers and the audience shall not be permitted to participate in the relevant entertainment.
17. There shall be no physical contact between Performers whilst performing.
18. Performers will not request or give out any telephone number, address or any other contact information from or to any customer. Any such information given by a customer shall be surrendered to the premises manager as soon as is practicable.
19. Relevant Entertainment shall take place only in the designated areas approved by the Licensing Authority as shown on the licence plan. Arrangements for access to the dressing room shall be maintained at all times whilst Relevant Entertainment is taking place and immediately thereafter.

20. Customers must remain fully clothed at all times. The Performer must not remove any of the customer's clothing at any time.
21. Where Relevant Entertainment is provided in booths, or other areas of the premises where private performances are provided, the booth or area shall not have a door or other similar closure, the area shall be constantly monitored by CCTV, and access to the booth or other area shall be adequately supervised.
22. Whenever Relevant Entertainment is being provided there shall be no physical contact between Performers and customers or between customers and Performers except for the exchanging of money or tokens at the beginning or conclusion of the performance and only for the purpose of that performance. Clearly legible notices to this effect shall clearly be displayed in each private booth and in any performance area.
23. Performers must redress fully immediately after each performance.

Additional Conditions:

24. External windows shall be rendered opaque when relevant entertainment takes place.
25. No Relevant Entertainment shall take place at the premises until a wash basin is provided in the staff room to the satisfaction of the Environmental Health Consultation Team.
26. The maximum number of persons accommodated at any one time (excluding staff) shall not exceed 30 persons. On a Monday to Friday after 03.00 hours (the following morning) the maximum number of persons shall be 20 persons (excluding staff).
27. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
28. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
29. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
30. 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.
31. 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.
32. All exit doors shall be available at all material times without the use of a key, code, card or similar means.



33. 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.
- i. pyrotechnics including fire works
  - ii. firearms
  - iii. lasers
  - iv. explosives and highly flammable substances.
  - v. real flame.
  - vi. strobe lighting.
34. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.



# No.4 Mayfair, 4 Mill Street

page 228



Residential / Proposed Residential	26
Under Construction	Not known
Other Uses	Not known
Proportion Residential of all Uses	Not known

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 Meters

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