



City of Westminster

# Committee Agenda

Title: **Licensing Sub-Committee (2)**

Meeting Date: **Tuesday 20th December, 2016**

Time: **10.00 am**

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

Members: **Councillors:**

Nickie Aiken (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**

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



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

**Email: [jdeacon@westminster.gov.uk](mailto:jdeacon@westminster.gov.uk) Tel: 020 7641 2783  
Corporate Website: [www.westminster.gov.uk](http://www.westminster.gov.uk)**

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

**AGENDA**

**PART 1 (IN PUBLIC)**

**1. MEMBERSHIP**

To report any changes to the membership.

**2. DECLARATIONS OF INTEREST**

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

**Licensing Applications for Determination**

**1. THE LIBRARY, 112 ST MARTIN'S LANE, WC2**

**(Pages 1 - 44)**

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
1.	St James's Ward / West End Cumulative Impact Area	The Library, 112 St Martin's Lane, WC2	Variation	16/11258/LIPV

**2. STARBUCKS, GROUND FLOOR, NATIONAL HOUSE, 60-66  
WARDOUR STREET, W1**

**(Pages 45 - 62)**

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
2.	West End Ward / West End Cumulative Impact Area	Starbucks, Ground Floor, National House, 60-66 Wardour Street, W1	New	16/11472/LIPN

**3. MAISON BERTEAUX, 28 GREEK STREET, W1**

**(Pages 63 - 80)**

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
3.	West End Ward / West End Cumulative Impact Area	Maison Berteaux, 28 Greek Street, W1	New	16/11180/LIPN

**Charlie Parker  
Chief Executive  
12 December 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.

### **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.



City of Westminster

# Licensing Sub-Committee Report

Agenda Item 1

Item No:	
Date:	20 December 2016
Licensing Ref No:	16/11258/LIPV - Premises Licence Variation
Title of Report:	The Library 112 St Martin's Lane London WC2N 4AZ
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 October 2016		
<b>Applicant:</b>	Rondco Ltd		
<b>Premises:</b>	The Library		
<b>Premises address:</b>	112 St Martin's Lane London WC2N 4AZ	<b>Ward:</b>	St James's
		<b>Cumulative Impact Area:</b>	West End
<b>Premises description:</b>	The premises operates as a members' club, boutique hotel and restaurant over the lower basement, basement, ground, first, second, third, fourth and fifth floors.		
<b>Variation description:</b>	<p>To extend the provision of the sale of alcohol and provision of late night refreshment to take place until:</p> <ul style="list-style-type: none"> <li>• 00:30 hours on Monday to Wednesday (an extension of 30 minutes);</li> <li>• 01:30 on Thursday (an extension of 90 minutes);</li> <li>• 01:30 on Friday and Saturday (an extension of 60 minutes);</li> <li>• until 00:00 on Sunday (an extension of 30 minutes); and</li> <li>• until 1:30 on the Sunday before Bank Holidays (an extension of 60 minutes).</li> </ul> <p>There is no application to alter the existing permitted hours for hotel residents and their bona fide guests.</p>		
<b>Premises licence history:</b>	The premises has held a premises licence since 1 <sup>st</sup> May 2014. The current applicant became the licence holder on 27 October 2015.		
<b>Applicant submissions:</b>	<p>The applicant has provided further information about the style of operation at <b>Appendix 2</b>, including a letter from the Burleigh Mansions Residents' Association dated 23 September 2016.</p> <p>The applicant has also offered five additional conditions to be added to the licence if granted (see <b>Appendix 4</b>).</p>		

1-B Current and proposed licensable activities, areas and hours						
Regulated Entertainment						
Performance of Dance						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Tuesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Wednesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Thursday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Friday</b>	10:00	00:30	No change		Lower basement to fifth floor	No change
<b>Saturday</b>	10:00	00:30	No change		Lower basement to fifth floor	No change
<b>Sunday</b>	12:00	23:30	No change		Lower basement to fifth floor	No change
<b>Seasonal variations:</b>	<b>Current:</b>				<b>Proposed:</b>	
	Sundays before Bank Holidays: 12:00 – 00:30				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	

Exhibition of films						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Tuesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Wednesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Thursday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Friday</b>	10:00	00:30	No change		Lower basement to fifth floor	No change
<b>Saturday</b>	10:00	00:30	No change		Lower basement to fifth floor	No change
<b>Sunday</b>	12:00	23:30	No change		Lower basement to	No change

				fifth floor	
<b>Seasonal variations:</b>	<b>Current:</b>			<b>Proposed:</b>	
	Sundays before Bank Holidays: 12:00 – 00:30			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</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>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Tuesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Wednesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Thursday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Friday</b>	10:00	00:30	No change		Lower basement to fifth floor	No change
<b>Saturday</b>	10:00	00:30	No change		Lower basement to fifth floor	No change
<b>Sunday</b>	12:00	23:30	No change		Lower basement to fifth floor	No change
<b>Seasonal variations:</b>	<b>Current:</b>			<b>Proposed:</b>		
	Sundays before Bank Holidays: 12:00 – 00:30			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>Playing of Recorded Music</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>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Tuesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Wednesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Thursday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change



<b>Friday</b>	10:00	00:30	No change	Lower basement to fifth floor	No change
<b>Saturday</b>	10:00	00:30	No change	Lower basement to fifth floor	No change
<b>Sunday</b>	12:00	23:30	No change	Lower basement to fifth floor	No change
<b>Seasonal variations:</b>	<b>Current:</b>			<b>Proposed:</b>	
	Sundays before Bank Holidays: 12:00 – 00:30			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>Anything of a similar description to Live Music, Recorded Music or Performance of Dance</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>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Tuesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Wednesday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Thursday</b>	10:00	00:00	No change		Lower basement to fifth floor	No change
<b>Friday</b>	10:00	00:30	No change		Lower basement to fifth floor	No change
<b>Saturday</b>	10:00	00:30	No change		Lower basement to fifth floor	No change
<b>Sunday</b>	12:00	23:30	No change		Lower basement to fifth floor	No change
<b>Seasonal variations:</b>	<b>Current:</b>			<b>Proposed:</b>		
	Sundays before Bank Holidays: 12:00 – 00:30			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>Late night refreshment</b>						
<b>Indoors, outdoors or both</b>	<b>Current :</b>				<b>Proposed:</b>	
	Indoors				No change	
	<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>	23:00	00:00	23:00	00:30	Lower basement to	No change

					fifth floor	
<b>Tuesday</b>	23:00	00:00	23:00	00:30	Lower basement to fifth floor	No change
<b>Wednesday</b>	23:00	00:00	23:00	00:30	Lower basement to fifth floor	No change
<b>Thursday</b>	23:00	00:00	23:00	01:30	Lower basement to fifth floor	No change
<b>Friday</b>	23:00	00:30	23:00	01:30	Lower basement to fifth floor	No change
<b>Saturday</b>	23:00	00:30	23:00	01:30	Lower basement to fifth floor	No change
<b>Sunday</b>	23:00	23:30	23:00	00:00	Lower basement to fifth floor	No change
<b>Seasonal variations/ Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	Sundays before Bank Holidays: 23:00 – 00:30				Sunday before Bank Holiday 23:00 to 01:30	
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day				No change	
	Hotel residents and their bona fide guests: Monday to Sunday 23:00 – 05:00				No change	

<b>Sale by Retail of Alcohol</b>						
<b>On or off sales</b>		<b>Current :</b>			<b>Proposed:</b>	
		On sales			No change	
	<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>	10:00	00:00	10:00	00:30	Lower basement to fifth floor	No change
<b>Tuesday</b>	10:00	00:00	10:00	00:30	Lower basement to fifth floor	No change
<b>Wednesday</b>	10:00	00:00	10:00	00:30	Lower basement to fifth floor	No change
<b>Thursday</b>	10:00	00:00	10:00	01:30	Lower basement to fifth floor	No change
<b>Friday</b>	10:00	00:30	10:00	01:30	Lower basement to fifth floor	No change
<b>Saturday</b>	10:00	00:30	10:00	01:30	Lower basement to fifth floor	No change
<b>Sunday</b>	12:00	23:30	12:00	00:00	Lower basement to fifth floor	No change
<b>Seasonal variations/ Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	Sundays before Bank Holidays: 12:00 – 00:30				Sunday before Bank Holiday 12:00 to 01:30	
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's				No change	

	Day	
	Hotel residents and their bona fide guests: Monday to Sunday 00:00 – 00:00	No change

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	10:00	00:00	10:00	01:00	Lower basement to fifth floor	No change
<b>Tuesday</b>	10:00	00:00	10:00	01:00	Lower basement to fifth floor	No change
<b>Wednesday</b>	10:00	00:00	10:00	01:00	Lower basement to fifth floor	No change
<b>Thursday</b>	10:00	00:00	10:00	02:00	Lower basement to fifth floor	No change
<b>Friday</b>	10:00	00:30	10:00	02:00	Lower basement to fifth floor	No change
<b>Saturday</b>	10:00	00:30	10:00	02:00	Lower basement to fifth floor	No change
<b>Sunday</b>	12:00	23:30	12:00	00:30	Lower basement to fifth floor	No change
<b>Seasonal variations/ Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	Sunday before Bank Holiday 12:00 to 00:30				Sunday before Bank Holiday 12:00 to 02:00	
	Hotel residents and their bona fide guests: Monday to Sunday 00:00 – 00:00				No change	

1-D Conditions being varied, added or removed
<b>Conditions to be added</b>
1. The premises capacity would be reduced from 0:00 to close on Thursday, Friday and Saturday evenings so as not to exceed more than 200 patrons.
2. The premises capacity would be reduced from 0:00 to close on Sunday, Monday, Tuesday and Wednesday evenings so as not to exceed more than 100 patrons.
3. There shall be no new entry of patrons after 00:30 on any day.
4. A taxi firm and/or executive hire company will be appointed by the operator to provide taxi services for the benefit of patrons leaving the premises.
5. The operator shall use their best endeavours to ensure that the taxi firm and/or executive hire company will comply with the following measures when collecting patrons from the premises: <ul style="list-style-type: none"> <li>a. Taxi and car drivers shall not sound their horns or leave their vehicles to</li> </ul>

collect patrons after 23:00, except in an emergency.

b. The operator shall ensure that a member of staff is employed at the premises is responsible for supervising and overseeing the allocation of taxi vehicles to patrons leaving the premises.

c. The operator shall use all reasonable endeavours to prevent the use of unlicensed taxis by patrons leaving the premises.

<b>Adult entertainment:</b>	<b>Current position:</b>	<b>Proposed position:</b>
	None	No change

## 2. Representations

<b>2-A Responsible Authorities</b>	
<b>Responsible Authority:</b>	Licensing Authority
<b>Representative:</b>	Mr Steven Rowe
<b>Received:</b>	15 November 2016
<p>As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011 the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the Licensing Objectives:</p> <ul style="list-style-type: none"><li>• Public Nuisance</li><li>• Prevention of Crime &amp; Disorder</li><li>• Public Safety</li><li>• Protection of Children from Harm</li></ul> <p>As it stands the application does contravene Westminster's Statement of Licensing Policies CIP1, HRS1, RNT2 and PB2. The application seeks to vary the permitted hours for the sale of alcohol and the provision of late night refreshment. The premises operates as a private members club but also allows members of the public in the premises.</p> <p>The premises is located inside the Cumulative Impact Area.</p> <p>Policy HRS1 states at paragraph 2.3.2: "It is the intention to generally grant licences... where the hours when customers are permitted to be on the premises are within the 'core hours' as set out in Policy HRS1. This is not a policy to refuse applications for longer hours than the core hours and consideration will in all cases be given to the individual merits of an application. Where a proposal is made to operate outside these core hours each application will be considered on its merits against the criteria as set out in paragraph (ii) (of Policy HRS1)".</p> <p>The current licence is beyond core hours and this variation application seeks to further depart from core hours:</p> <p>Alcohol and Late Night Refreshment:</p> <p>Monday to Wednesday from 00:00 to 00:30</p>	

Thursday from 00:00 to 01:30

Friday to Saturday from 00:30 to 01:30

Sunday from 23:30 to 00:00

Sundays before Bank Holiday from 00:30 to 01:30

The premises will operate a 30 minute "wind down" period and close the premises at the end of that period.

The applicant has also confirmed that there is no application to alter the existing permitted hours for hotel residents and their bona fide guests. Nor is there an application to extend the hours for any other licensable activity save for those set out above.

Policy CIP1 states (i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1. However part (ii) states: Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.

Paragraphs 2.4.9 – 2.4.12 of the Policy refer to qualifying clubs, proprietary clubs and premises which promote private functions and are particularly pertinent when determining this application.

Policy 2.4.12 states 'The council therefore considers that in the cumulative impact areas premises which restrict access to general members of the public, such as proprietary clubs and premises used for private functions, will not be considered to be exceptions to cumulative impact area policies for that reason alone'.

Policy RNT2 which relates to restaurants within the CIA states 'Applications will be granted subject to other policies in this Statement and subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1, provided it can be demonstrated that they will not add to cumulative impact in the Cumulative Impact Areas.

Policy PB2 which relates to pubs and bars states 'It is the Licensing Authority's policy to refuse applications in the CIA other than applications to vary the hours within the core hours under policy HRS1'.

Please therefore accept this as a formal representation, further details will be provided in due course including a discussion relating to conditions. In the meantime, please provide a suitable date to arrange a site visit.

<b>Responsible Authority:</b>	Metropolitan Police
<b>Representative:</b>	PC Reaz Guerra
<b>Received:</b>	5 November 2016

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives.

The venue is situated in the West End Stress Area, a locality where there is traditionally

high crime and disorder. We have concerns that this application will cause further policing problems in an already demanding area.

An officer from this unit will be in contact with you shortly to discuss the application. However it is for the applicant to prove that this application will not add to the cumulative impact problems already experienced in this area.

It is for these reasons that we are objecting to the application.

<b>Responsible Authority:</b>	Environmental Health
<b>Representative:</b>	Mr Dave Nevitt
<b>Received:</b>	11 November 2016

I wish to make Representations on the following grounds:

Representation is made in relation to the application, as the proposals are likely to increase Public Nuisance and may impact upon Public Safety.

The premises is located in the West End Cumulative Impact Area as defined by the City Council's Licensing Policy.

**2-B Other Persons**

<b>Name:</b>	Mr David Kaner		
<b>Address and/or Residents Association:</b>	Covent Garden Community Association		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	7 November 2016		

This representation is being made by the Covent Garden Community Association (CGCA). CGCA is recognised by both Camden and Westminster as the Amenity Society for the Covent Garden area (defined as the area bounded by High Holborn, New Oxford Street, Charing Cross Road, St. Martin's Place, Northumberland Avenue, Victoria Embankment, Lancaster Place, Aldwych and Kingsway) and so represents the interests of those who live and work in this area. The CGCA's Licensing Sub-committee is authorised by the Association to make Representations on any Licensing Applications which the Subcommittee believes may have an effect on local residents or other members of the community through likely impact on one or more of the Licensing Objectives. This authorisation was last renewed at a meeting of the Executive Committee of the CGCA on 16th March 2015.

This Representation is being made regarding the variation of a Premises Licence for The Library, a Private Members Club on St. Martin's Lane. These premises currently have a licence which extends beyond ore Hours and the Licence Variation seeks to extend this further under certain conditions.

The CGCA has met with the applicant to discuss this application prior to it being

submitted and some of our suggestions have been incorporated in the application. However we still take the view that this application, if granted as applied for, would harm the Licensing Objectives because of the cumulative impact on the CIA.

### Current Situation

The licence currently permits an range of Licensable activities to be carried out until 00:00 Monday to Thursday, 00:30 in Friday and Saturday and 23:30 on Sunday. The hours of opening of the premises are in line with these.

The provision of these activities is limited to:

Residents and up to 4 guests (3 guests after the end of core hours)  
Members of the Club and their guests  
People using the restaurant under the terms of MC66  
People attending a pre-booked function

The application seeks to amend this to allow the sale of alcohol and LNR until 00:30 Monday to Wednesday and 01:30 Thursday to Saturday and 00:00 on Sunday. There would then be an additional 30 minutes of “winding down time” which mean that the premises would close at 01:00 Monday to Wednesday, 02:00 Thursday to Saturday and 00:30 on Sunday. This is an additional 1 hour Monday to Wednesday, 2 hours on Thursday, 1 ½ hours on Friday and Saturday and 1 hour on Sunday. There is a last entry condition offered of 00:30 on any day of the week. This will only have any effect on Thursday to Saturday because on all other days Licensable activities end at this time or earlier. The conditions offered do not vary the categories of people to whom the activities can be offered.

The current capacity limit for the premises is 300 people. The applicant proposes some additional capacity limits to operate from 00:00. This is a limit of 200 people on Thursday to Saturday and 100 people on Sunday to Wednesday.

We note that the document describing the application describes the capacity of the main room of the premises as 60 people (seated), the downstairs restaurant as 40 people and the conference room as 32 people.

### **CGCA Concerns**

The CGCA has not been made aware of any public nuisance issues associated with the **current** operation of the premises. However we are concerned about the impact in the CIA of the significant number of people using the premises until 02:00 which would be permitted by this application.

We believe that there are 2 different uses being covered in this application. One of these is for private events, such as “warp” parties. The other is for the use of the premises by members. As member work in the theatre business it is understandable that they would like to be able to use the premises after their performances have ended.

Our view is that the proposed capacity limits are appropriate for private events but are excessive for other uses given the capacity of the various parts of the venue. We believe that these 2 uses should carry different capacity limits after 00:00.

We believe that a general capacity limit of 100 people after 00:00 should be applied on all nights of the week. In addition after 00:00 all sale of alcohol should be for

consumption by seated customers expect for a maximum of 20 customers standing in the main room.

For Private Events we are content for the capacity limit proposed by the applicant to apply, with no requirement that customers are seated. However the number of events which take advantage of this exception should be limited to no more than 24 in any calendar year (so a maximum of 2 per month). Private Events which terminate within the end of the currently permitted hours (00:00 Monday to Thursday, 00:30 in Friday and Saturday and 23:30 on Sunday) would not be subject to the capacity limit or the restriction on the number of events.

We believe that this is an appropriate balance between the desire of The Library to be able to operate until later hours and the need to support the Licensing Objective of the Prevention of Public Nuisance within the CIA.

<b>Name:</b>	Selwyn Hardy		
<b>Address and/or Residents Association:</b>	Burleigh Mansions Residents' Association		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	27 October 2016		

We have been sent a copy of the application to vary a premises licence number 15/09567/LIPT by the agents acting for Ronald Ndro. We had objected to the original application and we were consulted before this application was prepared. A copy of our response dated 23rd September 2016 is included in the application papers.

It took Westminster council a long time to adopt the core hours and central stress area policies but these have made a difference to the quality of life of residents. Nevertheless, we are still regularly awoken in the early hours by the boisterous behaviour of drunks leaving clubs and other premises which still have late licences - some of which are in Camden but there are still some in Westminster.

So we are always anxious when we become aware of any application to extend licensing hours. If this application is allowed, we are particularly concerned of the danger of setting a precedent which might be exploited by other clubs of a similar nature which might not be so well run and managed as The Library Club.

We have received no complaints from residents about the running of The Library club or about the behaviour of their members and guests. The special conditions attached to the original licence by Westminster council are welcome and seem to have been observed.

We agree with Mr. Kaner of CGCA that noise issues are only likely to be associated with dispersal from the premises. We are pleased to note the club's proposal to keep members in the reception area until a dedicated taxi service arrives to take them home. We think that those leaving the club on foot should be directed towards Trafalgar Square rather than up St. Martin's Lane where there are more residents.

They propose a capacity of 200 people which seems unlikely to be necessary on most evenings. It seems reasonable to suggest that on those club nights when more than fifty



people will be present, they should be required to employ a door supervisor. We also suggest that the sale of alcohol should cease thirty minutes before closing at 02h00 and that these additional conditions should be attached to any new licence.

### 3. Policy & Guidance

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

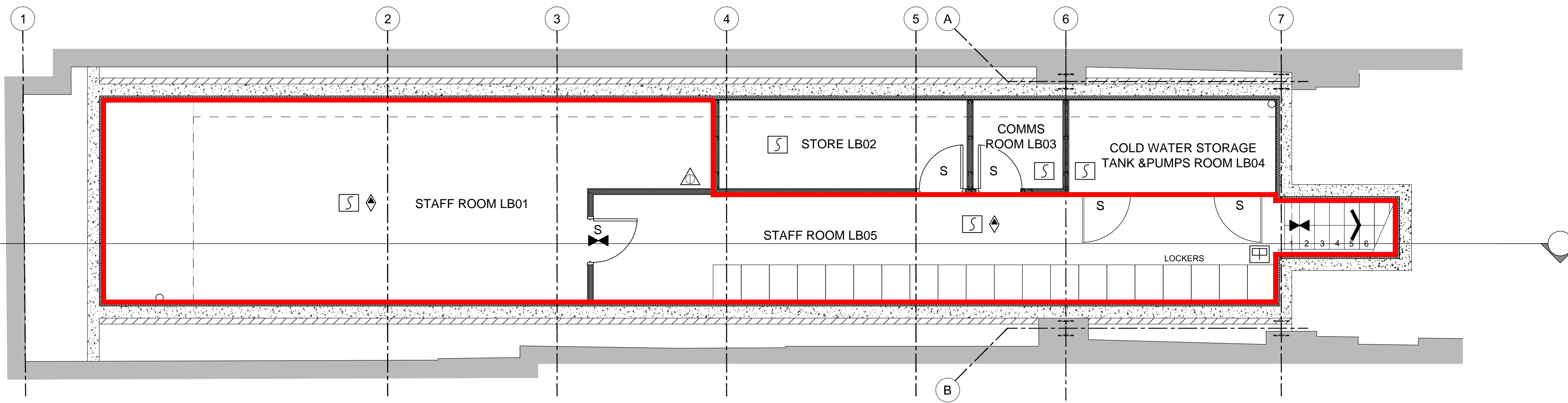
<b>Policy HRS1 applies</b>	<p>(i) Applications for hours within the core hours will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours will be considered on their merits, subject to other relevant policies and with particular regard to the criteria specified.</p>
<b>Policy CIP1 applies</b>	<p>(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.</p>
<b>Policy PB2 applies</b>	<p>It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas other than applications to vary hours within the Core Hours under Policy HRS1.</p>
<b>Policy HOT1 applies</b>	<p>Subject to the effect on the promotion of the licensing objectives and other relevant policies in this Statement, premises licences for hotels will generally be granted so that:</p> <p>(a) Alcohol is permitted to be sold at any time to people staying in hotel rooms for consumption on the premises. □(b) The hours of serving alcohol to the general public will be subject to conditions limiting the sale of alcohol after a specified time to those attending pre-booked events held at the hotel. □(c) The exhibition of film, in the form of recordings or non-broadcast television programmes to be viewed in hotel bedrooms, will generally be permitted.</p>

#### 4. Appendices

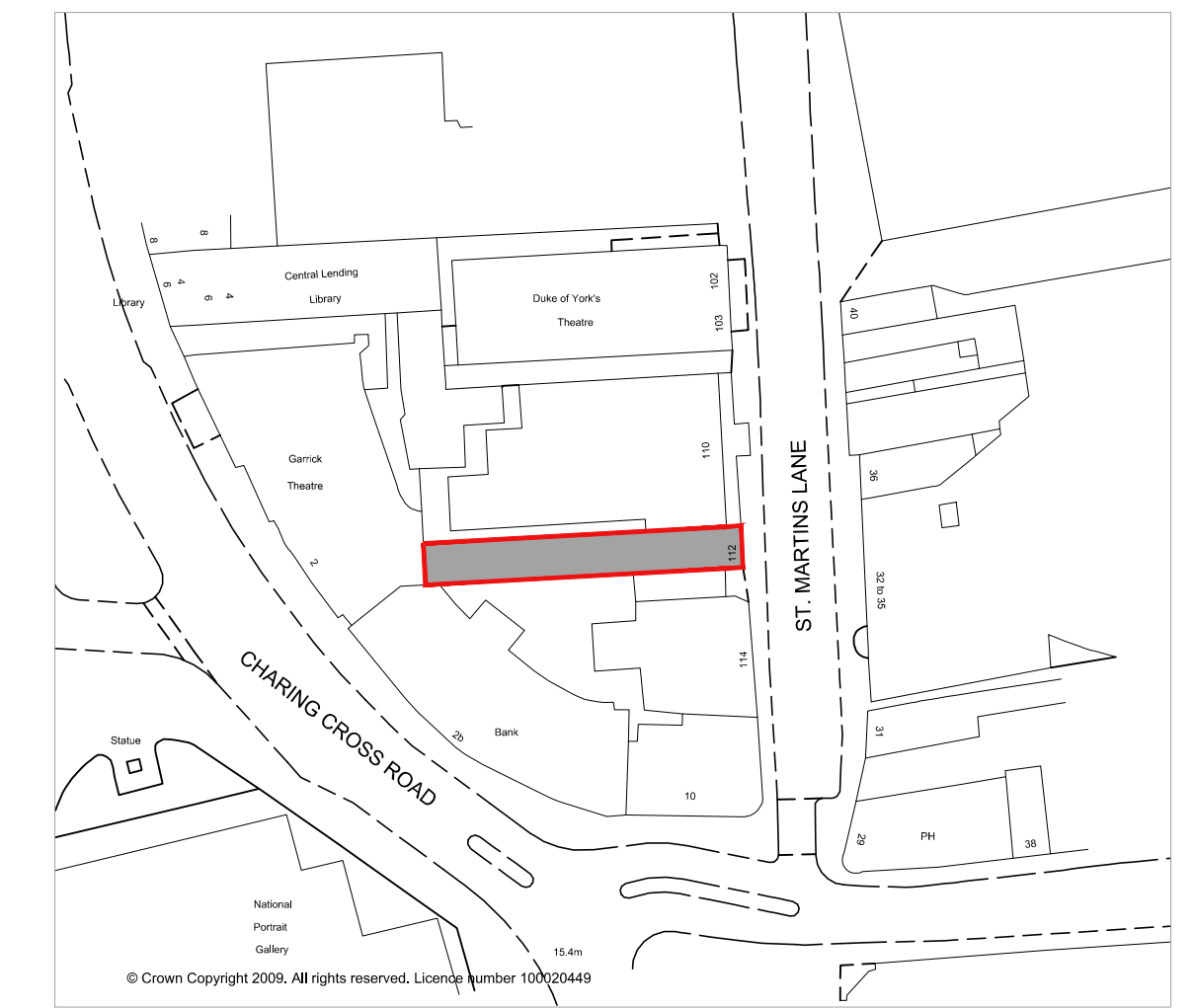
<b>Appendix 1</b>	Premises plans
<b>Appendix 2</b>	Applicant supporting documents
<b>Appendix 3</b>	Premises history
<b>Appendix 4</b>	Proposed conditions
<b>Appendix 5</b>	Residential map and list of premises in the vicinity

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

# Appendix 1 - Plans

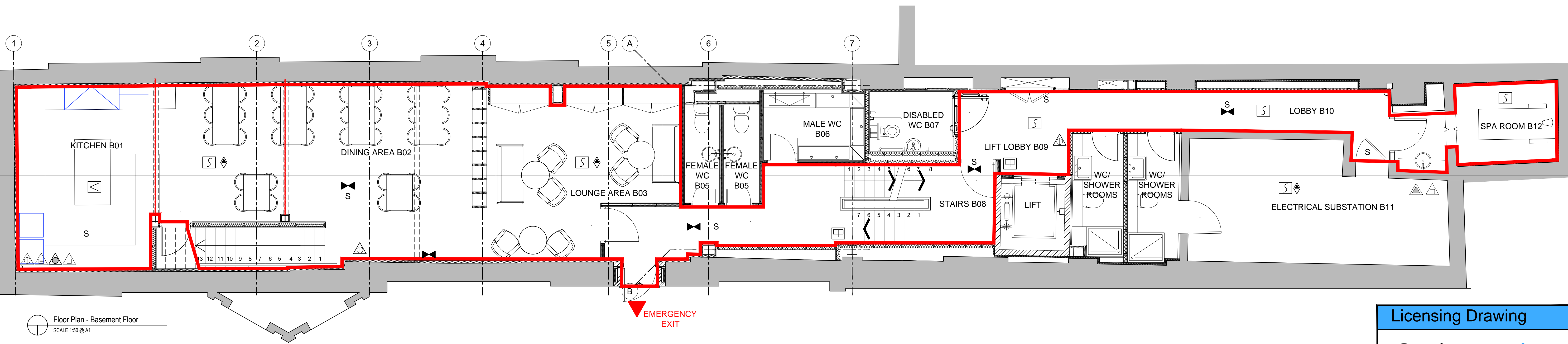


Floor Plan - Lower Basement Floor  
SCALE 1:50 @ A1



Site Plan  
SCALE 1:1000 @ A1

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Floor Plan - Basement Floor  
SCALE 1:50 @ A1

**SEATING LAYOUT INDICATIVE ONLY**

Fire safety symbols		
	<b>MSE</b> Area covered by Mechanical smoke extraction	<b>SCA</b> Self-closing door with automatic release
	<b>PR</b> Area covered by Pressurisation system	<b>VP</b> Vision panel
		<b>S</b> Door assembly resists the passage of smoke
		<b>S13</b> Fire door - keep shut

**LEGEND:**  
 LICENCED AREA

Licensing Drawing



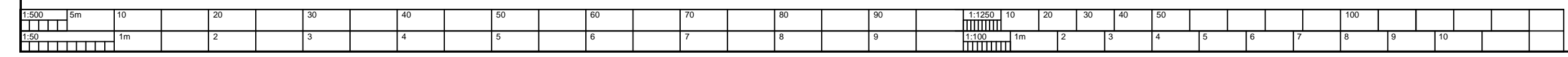
Only Design Ltd.  
 Company Number: 07776513  
 Registered Office address:  
 5 St. George's Place, Brighton, BN1 4GA  
 T: 0800 189 1064  
 E: onlydesigngroup@gmail.com

**PROJECT REF:**  
 112 St. Martin's Lane  
 London WC2N 4ER

**DRAWING TITLE:**  
 Floor Plans  
 Lower Basement & Basement  
 Bar Licensing Drawings

REVISIONS			
Rev.	Amendments:	By:	Date:
A	Layouts updated	DM	10.02.2014
B	Revisions as requested. Licensing symbols added.	DM	14.02.2014
C	General revisions	DM	25.02.2014
D	Male WC revised.	DM	09.05.2014
E	Male WC revised.	DM	22.05.2014
F	Exit door and wall to corridor extended.	DM	14.11.2014
G	Emergency exit relocated	DM	23.06.2015

<b>SHEET SIZE:</b> A1	<b>SCALE/S:</b> 1:50 (@A1)	<b>DWN/CHECKED:</b> DM / GAM	<b>DATE:</b> 2015-06-23	<b>DWG NO.</b> L01	<b>REV:</b> G
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LIBRARY

page 19



LIBRARY, 112 ST. MARTIN'S LANE, LONDON, WC2N 4BD

[www.lib-rary.com](http://www.lib-rary.com) - 0203 302 7912





## **THE MAIN ROOM**

---

The grand epi-centre of the club complete with a stage, main bar and two mezzanines all available for hire. This unique and exciting space is perfect for product launches, after parties, music showcases, private event hires and more.

### **CAPACITY**

Seated: 24

Seated theatre style: 60

Standing: 100

(This excludes Mezzanines add. 200 total standing capacity)





## MEZZANINE ONE

---

An intimate space boasting views overlooking the main club or up to the sky through the magnificent atrium.

This space has its own bar and restroom and is ideal for private drinks receptions and entertaining. It is also the perfect addition to Room 7 for larger numbers.



## CAPACITY

Standing: 40

Seated: 18



page 22

## MEZZANINE TWO

---

The smaller of the Mezzanines situated above the stage. Can be combined with Mezzanine One using the bridge between the two mezzanines to make an interesting and unique entertaining space.

Alternatively it can be hired for more intimate dining or drinks receptions.

### CAPACITY

Standing: 40  
Seated: 15



## ROOM 7

---

This totally private and hidden sanctuary away from the hustle and bustle of London's Covent Garden comes with a 50 inch TV screen, full WIFI and sound for presentations. It also includes a fantastic 1970's record player and over 200 records to select from.

Room 7 also makes a fun and unique private dining room. Teamed with Mezzanine One, guests can stay put or roam around in the privacy of their own area. This room has access to the bar and restroom on Mezzanine One making it the perfect space to enjoy drinks.

### CAPACITY

Seated: 16

Seated theatre style: 25

Standing: 30

(This excludes Mezzanines)







## RESTAURANT

---

On the lower ground floor resides Saint Luke's Kitchen, our restaurant. The space is available for private dining and hire. You may also book for a meal for our unique gastronomy offering. The dining experience is a culinary education and a journey.

Each menu is carefully curated and paired with a wine to match.

### CAPACITY

Seated: 40  
Seated theatre style: 50  
Standing: 80



## BEDROOMS

---

LIBRARY has five boutique rooms for members and their guests to stay over. Non-members and guests of members are welcome to book rooms at the Club. Each stay receives temporary membership for the duration with access to all facilities.

Members receive 20% off room rate.



## MEMBERSHIP

---

Located on St Martin's Lane, opposite the Coliseum in Covent Garden's theatre land, LIBRARY offers its members a place to congregate, celebrate, debate, inspire and escape.

For membership enquiries please contact:  
Librarian@lib-rary.com | +44 (0) 203 302 7912



# MEMBER BENEFITS

---

LIBRARY members benefit from reciprocal arrangements with other like-minded global brands and organisations. Member benefits are continuously growing and improving.

Some member benefits include:



**THE EXPLORERS CLUB  
NEW YORK**

The Explorers Club promotes the scientific exploration of land, sea, and air by supporting research and education in the physical, natural and biological sciences. It provides expedition resources including funding, online information, and member-to-member consultation.

Members are able to use their facilities during their stay in New York.



**HOTEL DUPOND-SMITH  
PARIS**

Right in the beating heart of Paris's Marais quarter, a little known patronym conceals eight bedrooms and suites. A model of intimate refinement where guests know that they can enjoy complete discretion and one of today's greatest luxuries: choosing to be incognito.

LIBRARY members are entitled to a complimentary at the hotel.



**CLUBHOUSE  
RIO**

Located between Ipanema and Copacabana in up-and-coming Ipanema Hills, Clubhouse Rio plays a key role in the development of this exciting area. Housed in a 1940s residence, the Club features a 3-tiered front deck, indoor lounge, back garden with pool and bar, 5 Guest rooms and stunning views of the Atlantic.

Members of LIBRARY are able to use Clubhouse facilities.



**THE CLUBHOUSE  
BUENOS AIRES**

Located in trendy Palermo Soho, The Clubhouse is the first urban Members' Club in South America. Cultural offerings include art exhibits, tastings, talks by opinion leaders, parties and private dinners. The Clubhouse also features three distinctive Guest rooms and two apartments, from the spacious Next Door to the cozy Cuarto.

Members of LIBRARY are able to use The Clubhouse facilities.



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### COMO SHAMBHALA, LONDON

COMO Shambhala advocates proactive holistic wellness, combining modern science with ancient healing.

Discounted treatments are available to LIBRARY members.



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### NIMAX THEATRES

Nimax Theatres own several theatres in London including, The Palace, Lyric, Apollo, Garrick, Duchess and Vaudeville Theatres.

Members get complimentary tickets to various productions.



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### PRIV

PRIV brings your favourite services along with our certified professionals directly to you; anytime, anywhere.

Members receive 20% off their first booking and 10% discount thereafter.



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### MARCHAY

Marchay is an exclusive community of high-end business travelers who have come together with the singular purpose of enriching work travel lives.

Three-month complimentary membership to Marchay.



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### SOMERSET HOUSE, LONDON

Somerset House is a major arts and cultural centre in the heart of London.

LIBRARY members received complimentary tickets to selected programming at Somerset House.



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### VERYFIRSTTO

VeryFirstTo is the world's only website enabling you to be the first to know about, and have, newly launching luxury products and experiences.

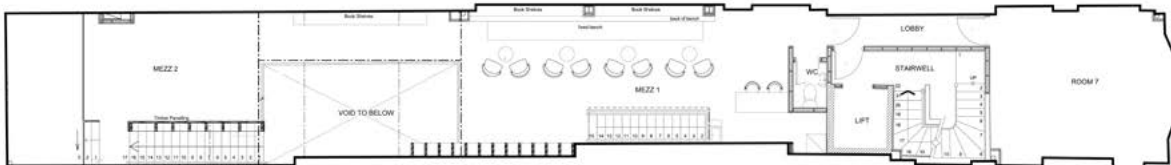
LIBRARY members receive six months complimentary Gold Membership.



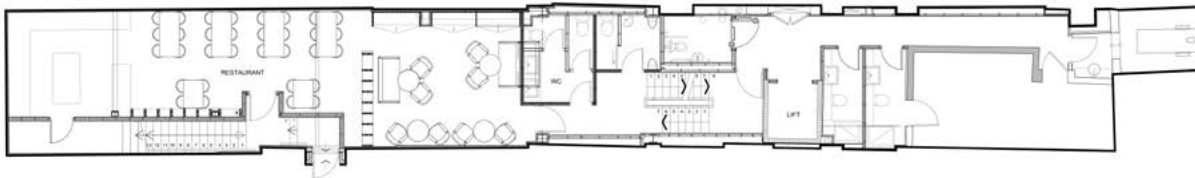
# FLOOR PLANS



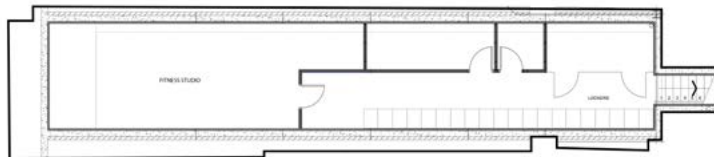
FIRST FLOOR



SECOND FLOOR





BASEMENT



LOWER BASEMENT



librarian@lib-rary.com | www.lib-rary.com | +44 (0) 2033027912

 /LibraryLondon  @LibraryLondon  @LibraryLondon

# BURLEIGH MANSIONS RESIDENTS' ASSOCIATION

as from  
42 Burleigh Mansions  
20 Charing Cross Road  
LONDON WC2H 0HU  
23rd September 2016

Kingsley Napley  
Knights Quarter  
14 St. John's Lane  
LONDON EC1M 4AJ

For the attention of Melinka Berridge, Partner.

Dear Melinka Berridge,

LIBRARY PREMISES LICENCE your reference MAB/MAB/CZJ/58004-1/6484122.1

Thank you for your letter of 21st September 2016 and for the informative enclosures. Unfortunately our secretary and another committee member are away and I shall myself be away from early next week. So we shall be unable to discuss your impending application or to meet Mr. Ngoro before the application is made to Westminster council.

However, I have had an opportunity to discuss it with another member of the committee. Neither of us have received any complaints about the running of the club or in particular about the behaviour of members and their guests. The bedroom windows of my own flat face St. Martin's Lane and as far as I can tell, we have not been disturbed by Library club activities.

We believe we played a small part in persuading Westminster council to introduce their central stress area and core hour policies and we did not want them to be diluted. So our objection in 2014 was part of our policy to oppose any extension of licensed activity not just the Library club.

We were not encouraged by the arrogant response we received from the club's receptionists when we sought information in 2014 about your client's proposals. Their attitude did not give us any confidence that the management of the Library would be co-operative or sympathetic to local residents. Before 2014 we had very bad experience of the noise from the club in the basement of the St. Martin's Lane hotel in the early hours. We opposed their licence and that club has closed and generally we now have good relations with the hotel management.

Local residents have been badly affected by the increase in street noise as a result of later opening hours particularly later in the week and on Saturday night/Sunday mornings after midnight. There are two or three clubs which

already had licenses before the policies were introduced and we are still woken in the early hours by the boisterous behaviour of their customers as they proceed down St. Martin's Lane looking for transport home at 3.30 and 4 am. We are concerned that this will become worse when the Piccadilly Line night service starts in October at Leicester Square station.

The club's proposals to keep members in the reception area until a dedicated taxi service arrives to take them home is welcome and will avoid creating noise in the street.

The restrictions in your client's licence on deliveries and refuse collections seem to have been observed correctly. Unfortunately other bars, cafes and restaurants in St. Martin's Lane are not so considerate and early morning deliveries and bottle and rubbish collections start at 4.30 am and disturb our sleep.

There are thirty mansion flats in Talbot House, Burleigh Mansions and Charing Cross Mansions with bedroom windows facing St. Martin's Lane which means that probably up to sixty people are affected by street noise. None of these flats have sound proofed windows. Guests of the St. Martin's Lane Hotel and Hub Hotel (and those of the Library club) sleep behind double-glazed windows.

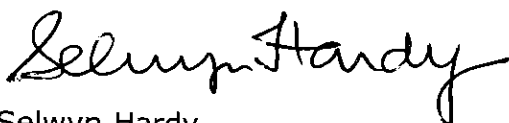
Smokers from the Library do not seem to have congregated in the street (which was another of our concerns) and I was interested to note that there is a smoking area in the basement although it is not shown on the helpful section drawing you provided.

We think that we should not make any comments about your client's application to permit later hours. I have sent your papers to Mr. David Kaner of the Covent Garden Community Association Licensing Committee and asked him to consider the difficulties of setting precedents if your client's proposals are accepted.

We do not feel able to comment whether these proposals will have any detrimental effect on crime and disorder or public safety. Those are matters for the police.

So although we are unable to take up the offer to meet your client, I hope these comments are helpful in the circumstances.

Yours sincerely,



Selwyn Hardy  
Chairman BMRA

Copied to Secretary BMRA and David Kaner CGCA

### Licence & Appeal History

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
14/01838/LIPN New application	Application for a new premises licence	01.05.2014	Granted by Licensing Sub-Committee
14/03796/LIPVM Minor variation	Application to amend the works conditions on the licence.	04.06.2014	Granted under delegated authority
14/04223/LIPVM Minor variation	Application to amend the plans to the licence	11.06.2014	Granted under delegated authority
14/08176/LIDPSR DPS removal	Application to remove the Designated Premises Supervisor	05.11.2014	Granted under delegated authority
14/08256/LIPDPS DPS variation	Application to add a Designated Premises Supervisor	05.11.2014	Granted under delegated authority
15/09567/LIPT Transfer application	Application to transfer the licence from St Martins Lane (London) Ltd to Rondco Ltd	27.07.2016	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 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. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

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

None

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

10. Licensable activities may only be provided to:
- a) Hotel residents and their bona fide guests with a maximum of 4 guests per adult resident;
  - b) Members of the private club operating at the premises and their bona fide guests (not exceeding 4 guests per member) who have paid a minimum annual admission fee of at £250. No person shall be admitted to membership of the private club or be entitled to take advantage of any of the privileges' of membership without an interval of at least 48 hours between their nomination or application for membership and their admission. A list of names and addresses of members of the club shall be kept on the premises at all times together with a book showing the names and dates of attendance of any guest introduced by members. Both the list and the book shall be produced on demand for inspection by the police or an authorised officer of the Council;
  - c) Persons attending the premises restaurant on the basement floor:
    - (i) in which customers are shown to their table,
    - (ii) where the supply of alcohol is by waiter or waitress service only,
    - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
    - (iv) which do not provide any take away service of food or drink for immediate consumption,
    - (v) which do not provide any take away service of food or drink after 23:00 and
    - (vi) where alcohol shall or be sold or supplied, otherwise than for consumption by persons who are seated in the restaurant and bona

fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

- (d) Persons attending a pre-booked and bona fide private function or event to which members of the public are not admitted. A register of persons attending the event shall be kept at the premises and made available for immediate inspection by police or an authorised officer of the Council.
  - (e) Artistes or persons employed on the premises.
11. 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.
12. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. 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.
13. 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.
14. A Challenge 21 or Challenge 25 scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence, passport or proof of age card with the PASS Hologram.
15. 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 regarding crime disorder
  - (d) any incidents of disorder
  - (e) any faults in the CCTV system
  - (f) any refusal of the sale of alcohol
  - (g) any visit by a relevant authority or emergency service.
16. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which give rise to a nuisance.
17. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of the local residents and businesses and leave the area quietly.

18. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the need of local residents and use the area quietly.
19. 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.
20. 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.
21. No collection of waste or recycling materials (including bottles) from the premises shall take place between 23:00 and 07:00 on the following day.
22. No deliveries to the premises shall take place between 23:00 and 07:00 on the following day.
23. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
24. After 23.30 Monday to Thursday; 00.00 Friday and Saturday; and 22.30 Sunday the number of club member's guests permitted entry to the Premises shall be limited to 3 per club member (save for persons leaving temporarily to smoke).
25. After 23.30 Monday to Thursday; 00.00 Friday and Saturday; and 22.30 Sunday all guests of a club member must be accompanied by the club member.
26. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
27. The maximum number of persons accommodated at the premises at any one time (excluding staff) shall not exceed 300 persons.
28. Licensable activities shall not be permitted on the Ground Floor outside area marked smoking area (on the plans) and loudspeakers are not to be located in this area.
29. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
  - dry ice and cryogenic fog
  - smoke machines and fog generators
  - pyrotechnics including fireworks
  - firearms
  - lasers
  - explosives and highly flammable substances.
  - real flame.
  - strobe lighting.

30. 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.
31. 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.
32. All external emergency exit doors shall be fitted with sensor alarms and visible indicators to alert staff when the doors have been opened.
33. 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.
34. 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.
35. 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.
36. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
37. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
38. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
39. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
40. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing shall 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, shall be non-combustible.
41. 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

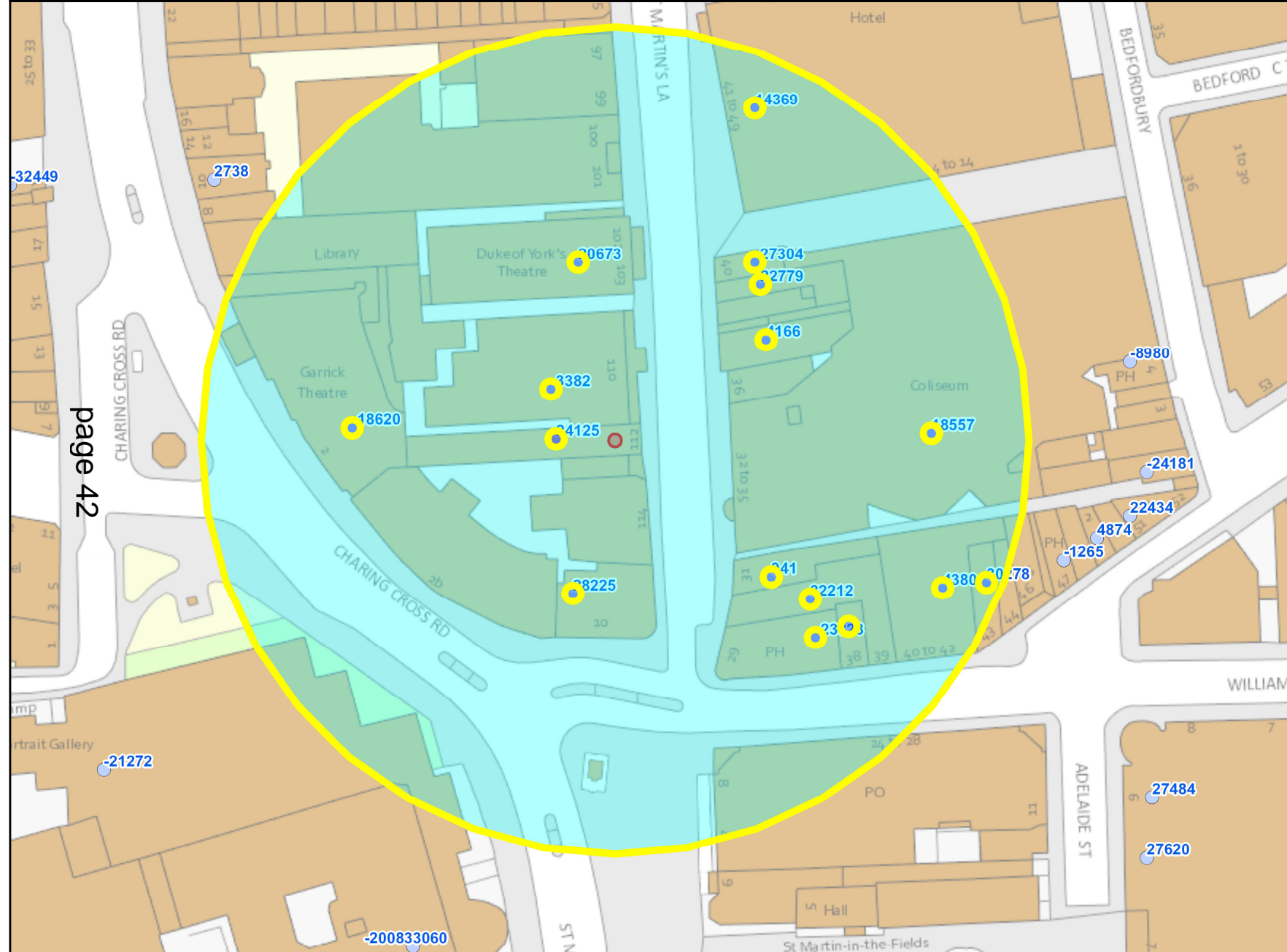
42. Flashing or particularly bright lights on or outside the premises shall not cause a nuisance to nearby properties, save insofar as they are necessary for the prevention of crime.
43. The entrance lobby will have a manned concierge 24 hours a day.

**Conditions proposed by the applicant:**

44. The premises capacity would be reduced from 0:00 to close on Thursday, Friday and Saturday evenings so as not to exceed more than 200 patrons.
45. The premises capacity would be reduced from 00:00 to close on Sunday, Monday, Tuesday and Wednesday evenings so as not to exceed more than 100 patrons.
46. There shall be no new entry of patrons after 00:30 on any day.
47. A taxi firm and/or executive hire company will be appointed by the operator to provide taxi services for the benefit of patrons leaving the premises.
48. The operator shall use their best endeavours to ensure that the taxi firm and/or executive hire company will comply with the following measures when collecting patrons from the premises:
  - a. Taxi and car drivers shall not sound their horns or leave their vehicles to collect patrons after 23:00, except in an emergency.
  - b. The operator shall ensure that a member of staff is employed at the premises is responsible for supervising and overseeing the allocation of taxi vehicles to patrons leaving the premises.
  - c. The operator shall use all reasonable endeavours to prevent the use of unlicensed taxis by patrons leaving the premises.



# The Library, 112 St Martin's Lane



page 42

Residential / Proposed Residential	61
Under Construction	Not known
Other Uses	Not known
Proportion Residential of all Uses	Not known

10

Meters

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Data Source: Uniform Database

Date: 02/12/2016

Premises within 75m of: The Library, 112 St Martin's Lane			
p / n	Name of Premises	Premises Address	Opening Hours
15/09567/LIPT	The Library	112 St Martin's Lane London WC2N 4AZ	Monday to Sunday 00:00 - 00:00 Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sundays before Bank Holidays 12:00 - 00:30 Sunday 12:00 - 23:30
16/05294/LIPDPS	Prezzo	Ground 10 St Martin's Place London WC2N 4JL	Monday to Saturday 09:00 - 02:30 Sunday 09:00 - 23:00
06/08094/WCCMAP	Hazuki Japanese Restaurant	Basement And Ground Floor 43 Chandos Place London WC2N 4HS	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
15/08053/LIPVM	Garrick Theatre	2 Charing Cross Road London WC2H 0HH	Monday to Saturday 09:00 - 00:00 Sunday 09:00 - 23:00
15/06774/LIPDPS	Hub By Premier Inn	110 St Martin's Lane London WC2N 4BA	Monday to Sunday 00:00 - 00:00 Friday to Saturday 06:00 - 00:30 Sunday 06:00 - 23:00 Monday to Thursday 06:00 - 23:30
16/05154/LIPDPS	Garfunkels	Basement And Ground Floor 37 St Martin's Lane London WC2N 4ER	Friday to Saturday 07:00 - 00:00 Sundays before Bank Holidays 07:00 - 00:00 New Year's Eve 07:00 - 06:59 Sunday 07:00 - 22:30 Monday to Thursday 07:00 - 23:30
15/12087/LIPDPS	Les Deux Salons	Ground 40 - 42 William IV Street London WC2N 4DD	Monday to Sunday 10:00 - 00:30
15/04518/LIPDPS	St Martin's Lane Hotel	Ground Floor 42 - 49 St Martin's Lane London WC2N 4ER	Monday to Sunday 00:00 - 00:00
16/07907/LIPT	Spaghetti House	Spaghetti House Restaurant 39 William IV Street And 30 St Martin's Lane London WC2N 4ER	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
16/03895/LIPDPS	Rosetta	38 William IV Street London WC2N 4DD	Friday to Saturday 07:00 - 00:00 Sunday 07:00 - 22:30 Monday to Saturday 07:00 - 23:30
15/00994/LIPDPS	Cafe St Martins	40 St Martin's Lane London WC2N 4ER	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
15/05976/LIPCH	The Chandos Public House	29 St Martin's Lane London WC2N 4ER	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
11/08058/LIPDPS	Notes Music And Coffee	31 St Martin's Lane London WC2N 4ER	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
16/03779/LIPV	English National Opera	London Coliseum 32 - 35 St Martin's Lane London WC2N 4ES	Monday to Sunday 09:00 - 00:00
15/08929/LIPV	Duke Of York's Theatre	Duke Of York's Theatre 103 - 104 St Martin's Lane London WC2N 4BG	Monday to Sunday 09:00 - 00:00
15/02806/LIPN	La Roche Cafe	39 St Martin's Lane London WC2N 4ER	Monday to Sunday 08:00 - 23:00

**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	
<b>5</b>	Previous licence	



Item No:	
Date:	20 December 2016
Licensing Ref No:	16/11472/LIPN - New Premises Licence
Title of Report:	Starbucks Ground Floor National House 60-66 Wardour Street London W1F 0TA
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:	Mr Robin Grey Senior Licensing Officer (Street Trading)
Contact details	Telephone: 020 7641 4605 Email: rgrey@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>	21 October 2016		
<b>Applicant:</b>	Starbucks Coffee Company (UK) Limited		
<b>Premises:</b>	Starbucks		
<b>Premises address:</b>	Ground Floor National House 60-66 Wardour Street London	<b>Ward:</b>	West End
		<b>Cumulative Impact Area:</b>	West End
<b>Premises description:</b>	Coffee Shop		
<b>Premises licence history:</b>	<p>A premises licence had effect in respect of the premises between 01 July 2012 and 30 September 2012 that authorised the provision of late night refreshment during the following hours:</p> <p>Monday to Thursday - 23:00 to 23:30            Friday to Saturday - 23:00 to 00:00            Sundays before Bank Holidays - 23:00 to 00:00</p>		
<b>Applicant submissions:</b>	None		

1-B Proposed licensable activities and hours							
<b>Late Night Refreshment:</b>				<b>Indoors, outdoors or both</b>			<b>Indoors</b>
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thu</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>	05:00	05:00	05:00	05:00	05:00	05:00	05:00
<b>Seasonal variations/ Non-standard timings:</b>			None				

Hours premises are open to the public							
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thu</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>	05:00	05:00	05:00	05:00	05:00	05:00	05:00
<b>Seasonal variations/ Non-standard timings:</b>			None				
<b>Adult Entertainment:</b>			None				

## 2. Representations

2-A Responsible Authorities	
<b>Responsible Authority:</b>	Westminster City Council's Environmental Health Consultation Team
<b>Representative:</b>	Ian Watson
<b>Received:</b>	15 November 2016
<p>I refer to the application for a new Premises Licence.</p> <p>The premises are in the West End Cumulative Impact area.</p> <p>The applicant has submitted a floor plan of the Ground Floor without date or reference. This representation is based on the plans and operating schedule submitted.</p> <p>I wish to make the following representation</p> <ol style="list-style-type: none"> <li>1. The hours and activity requested will have the likely effect of causing an increase in Public Nuisance and impact on Public Safety within the West End CI Area.</li> </ol> <p>The applicant has not provided any conditions to address the licensing objectives or to minimise the impact in the West End CI area.</p> <p><b>UPDATE:</b> On 08 December 2016, the Environmental Health Consultations Team proposed the conditions set out in Appendix 4. There has been no response to date from the applicant about the proposed conditions.</p>	
<b>Responsible Authority:</b>	Metropolitan Police Service
<b>Representative:</b>	Bryan Lewis PC4161CW
<b>Received:</b>	17 November 2016
<p>With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives.</p> <p>The venue is situated in the West End Cumulative Impact Area, a locality where there is traditionally high levels of crime and disorder. We have concerns that this application will cause further policing problems in an already demanding area.</p> <p>However I will suggest some conditions which if you are minded to agree to, I will reconsider our position.</p> <p><b>UPDATE:</b> On 24 November 2016, the Metropolitan Police Service proposed the conditions set out in Appendix 4 and these were accepted by the applicant on 07 December 2016 so now form part of the operating schedule. The representation has not been withdrawn to date.</p>	

**2-B Other Persons**

<b>Name:</b>	David Gleeson		
<b>Address and/or Residents Association:</b>	The Soho Society 55 Dean Street London W1D 6AF		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Oppose
<b>Received:</b>	18 November 2016		

I write to make a relevant representation to the above application on behalf of The Soho Society.

The Soho Society objects to this application as it is currently presented, on the grounds of prevention of public nuisance, prevention of crime and disorder, and cumulative impact in the West End Cumulative Impact Area.

**About The Soho Society**

The Soho Society is a charitable company limited by guarantee established in 1972. The society is a recognised amenity group and was formed to make Soho a better place to live, work or visit by preserving and enhancing the area's existing diversity of character and uses, and by improving its facilities, amenities and environment. In particular, the society supports the Westminster City Council's policies, including the cumulative impact policy, as set out in the Statement of Licensing Policy 2016.

**Application summary**

<b>Activity</b>	<b>Indoors/Outdoors</b>	<b>Time Period</b>	<b>From</b>	<b>To</b>
Late Night Refreshment	Indoors	Monday to Sunday	11:00 PM	05:00 AM

**Hours of operation**

This application fails to promote the licensing objectives of prevention of crime and disorder, and public nuisance. Recent Metropolitan Police crime statistics show high levels of theft, theft from person, anti-social behaviour, drugs and sexual offenses in the area. There are private homes in nearby buildings, and residents in the immediate area are subject to noise and general nuisance every night of the week. It is therefore felt necessary that hours of late night refreshment are not extended.

**Statement of Licensing Policy**

The following are sections of the licensing policy are appropriate to this application:

**2.4.23** 'The extension of hours beyond core hours is of concern as there are greater problems of late night transport and disturbance. Late at night there is less masking background noise and disturbance is greater if people are trying to sleep or are woken up.'

**2.2.12** 'Late night noise is often unsettling; particularly shouting and screaming. Some of this is associated with aggression and assaults but most of it is 'high spirits'. It is impossible to distinguish between the reasons for these noises and in any case, it is very disturbing late at night. The degree of nuisance caused by noise increases with the lateness of the hour; especially if it disturbs or prevents sleep.'

### **Licensing policy and cumulative impact**

The Licensing Authority recognises in its Statement of Licensing Policy 2016 that Westminster has a substantial residential population and that the Council has a duty to protect it from nuisance (Policy 2.2.10).

This area has been identified by the City Council (Policy 2.4.1)) as a cumulative impact area because the cumulative effect of the concentration of late night and drink led premises and/or night cafes has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses. The Policy states that the extent of crime and disorder and public nuisance...arises from the number of people there late at night; a particular number of them being intoxicated, especially in the West End Cumulative Impact Area (Policy 2.4.1).

The policies in relation to the stress areas are directed at the global and cumulative effects of licences on the area as a whole (Policy 2.4.5). The policies are intended to be strict and will only be overridden in 'genuinely exceptional circumstances' (Policy 2.4.2).

The growth in the entertainment industry in Soho has led to a marked deterioration in the quality of life and well-being of local residents and it has jeopardised the sustainability of the community. Soho has a substantial residential community and many of these residents suffer from the problems identified in the 'Characteristics of Cumulative Impact Areas' (Policy Appendix 14). These include, but are not limited to, high levels of noise nuisance, problems with waste, urinating and defecating in the streets, threats to public safety, anti-social behaviour, crime and disorder and the change in character of historic areas.

### **Conclusion**

Para 9.37 of the s182 Guidance requires the licensing authority to determine the application with a view to promoting the licensing objectives in the overall interests of the local community.

For the reasons I have set out, we believe that the application, if granted in its present form, would fail to promote the licensing objectives of prevention of public nuisance and prevention of crime and disorder. I respectfully urge the Licensing Sub-Committee to reject this application.

### 3. Policy & Guidance

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

### 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

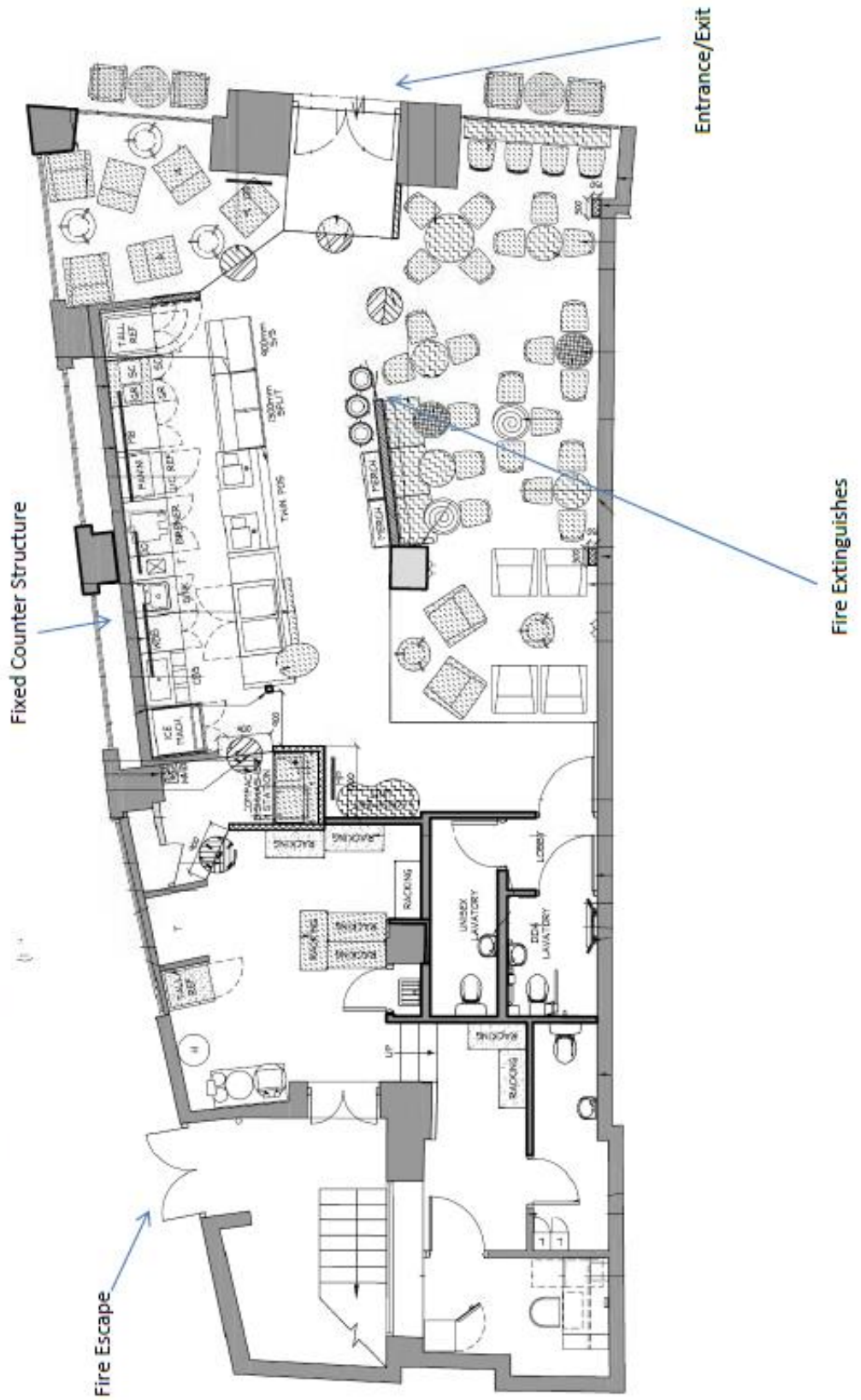
<b>Report author:</b>	Mr Robin Senior Licensing Officer (Street Trading)
<b>Contact:</b>	Telephone: 020 7641 4605 Email: rgrey@westminster.gov.uk

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

<b>Background Documents – Local Government (Access to Information) Act 1972</b>		
<b>1</b>	Licensing Act 2003	N/A
<b>2</b>	City of Westminster Statement of Licensing Policy	07 January 2016
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
<b>4</b>	Application for a premises licence to be granted	21 October 2016
<b>5</b>	Plans of the premises	21 October 2016
<b>6</b>	Representation from Westminster City Council's Environmental Consultation Team	15 November 2016
<b>7</b>	Representation from the Metropolitan Police Service	17 November 2016
<b>8</b>	Representation from The Soho Society	18 November 2016
<b>9</b>	Conditions Proposed by the Metropolitan Police Service	24 November 2016
<b>10</b>	E-mail from Applicant accepting the conditions proposed by the Metropolitan Police Service	07 December 2016
<b>11</b>	Conditions Proposed by Westminster City Council's Environmental Health Consultation Team	08 December 2016
<b>12</b>	Decision of the Licensing Sub-Committee No. 2 of 31 May 2012 that granted a premises licence in respect of the premises for the period 01 July 2012 to 30 September 2012.	31 May 2012
<b>13</b>	Premises Licence that had effect for the period 01 July 2012 to 30 September 2012.	20 July 2012



TM 60-66 Wardour Street Floor Plan





Applicant Supporting Documents

Appendix 2

None

<b>Application</b>	<b>Details of Application / Notice</b>	<b>Date Determined</b>	<b>Decision</b>
12/02238/LIPN	New premises licence effective for the period 01/07/12 to 30/09/12	31/05/12	Granted by a Sub-Committee

## Appendix 4

### **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**

None

#### **Conditions consistent with the operating schedule**

1. **The prevention of crime and disorder**  
The store work closely with the company partners and Asset Protection to identify and minimise risks to the partners and the public. The store itself has monitored CCTV.
2. **Public safety**  
In addition to the security mentioned above, the company promotes a minimum number of staff on shift at all times to enhance public safety.
3. **The prevention of public nuisance**  
In addition to the measures described in promoting the second licensing objective, our view is that our store provides a relaxing environment in which measures of the public can utilise as a haven. Behaviour or anything promoting disturbances or nuisance is not encouraged or tolerated at Starbucks.
4. **The protection of children from harm**  
In addition to these measures described in promoting the second licensing objective, our employees are instructed to report any unaccompanied children under the age of 16 to security. Also on every shift a member of staff is likely to administer first aid if necessary.

#### **Conditions proposed by the Police and accepted by the applicant**

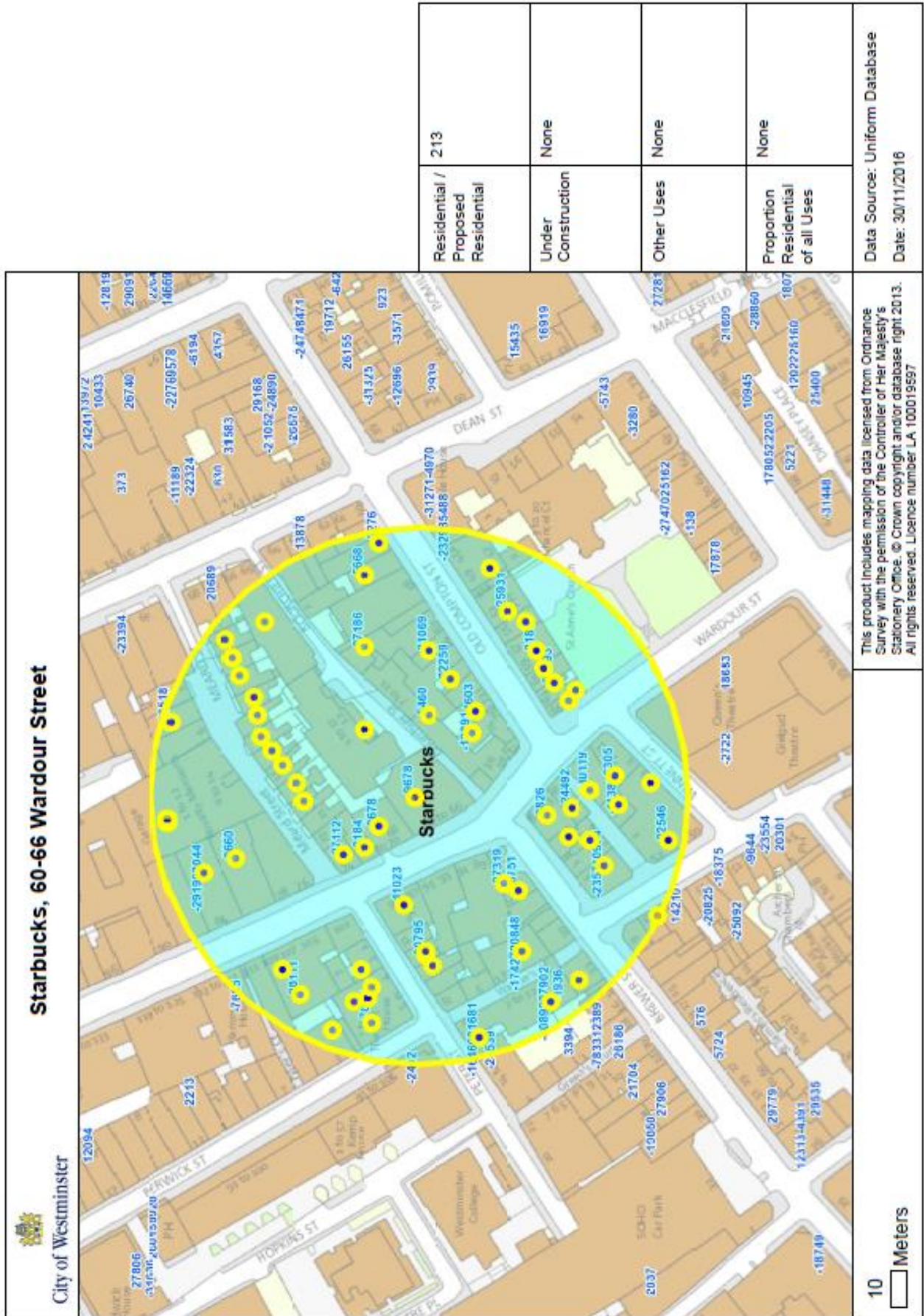
The following conditions were proposed by the police on 24 November 2016 and were accepted by the applicant on 07 December 2016 so now form part of their operating schedule:

5. 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.
6. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. 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.
7. 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
  - (f) any visit by a relevant authority or emergency service
8. After midnight there shall be no glass drinkware sold by the premises. At this time, any glass drinkware will be cleared from customer area, once it is no longer in use.
9. There shall be one SIA door supervisor, to be employed on Thursday, Friday and Saturdays from 23:00 hours until the end of licensable hours. The Door Supervisor's SIA licence shall be displayed at all times.
10. Outside tables and chairs shall be removed or rendered unusable by 23:00 hours

#### **Conditions proposed by the Environmental Health**

11. The number of persons accommodated at the premises (excluding staff) shall not exceed:  
Ground floor 50 persons
12. There shall be no takeaway of hot food or hot drink after 23:00 hours.
13. 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.
14. 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.

15. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
16. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
17. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
18. No rubbish including bottles shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours.



**Premises within 75 metres of: Starbucks, Ground Floor  
National House  
60-66 Wardour Street**

<b>p / n</b>	<b>Name of Premises</b>	<b>Premises Address</b>	<b>Licensed Hours</b>
3826	O' Bar	83-85 Wardour Street London W1D 6QE	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 00:00 Sunday 12:00 - 23:00
-2276	Admiral Duncan Public House	54 Old Compton Street London W1D 4UD	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
30795	Bone Daddies	30 - 31 Peter Street London W1F 0AP	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
4603	Tuscan Delicatessen	Basement And Ground Floor 72 Old Compton Street London W1D 4UN	Monday to Sunday 10:00 - 00:30
20193	Cafe Espana	Basement To First Floor 63 Old Compton Street London W1D 6HT	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
27319	Soho Food And News	2 Brewer Street London W1F 0SD	Monday to Sunday 09:00 - 03:00
28111	Banana Tree Restaurants Ltd	103 - 109 Wardour Street London W1F 0UN	Monday to Thursday 10:00 - 00:30 Friday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:00
-24492	Village Bar	Basement Ground Floor And Part First Floor 81 Wardour Street London W1D 6QD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
-16466	(Restaurant)	Basement And Ground Floor 6 Walker's Court London W1F 0BU	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
-13391	Gerry's Wine & Spirits	74-76 Old Compton Street London W1D 4UW	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
27112	Bunnychow	74 Wardour Street London W1F 0TE	Sunday 07:30 - 23:00 Monday to Saturday 07:30 - 23:30
-9678	Freedom	Basement And Ground Floor National House 60-66 Wardour Street London W1F 0TA	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
13518	Honest Burgers	Basement And Ground Floor 4 Meard Street London W1F 0EF	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-2357	Shadow Lounge	Basement And Part Ground Floor 3-7 Brewer Street London W1F 0RD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
5460	Jackson + Rye	56 Wardour Street London W1D 4JG	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
31069	La Polenteria	64 Old Compton Street London W1D 4TL	Friday 07:30 - 00:00 Monday to Thursday 07:30 - 23:30 Saturday 08:00 - 00:00 Sunday 08:00 - 23:00
31681	Restaurant	Basement And Ground Floor 6 Walker's Court London W1F 0BU	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
-17427	(Nightclub)	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 01:00 Sundays before Bank Holidays 12:00 - 03:30

30848	Unit D	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 01:00 Sundays before Bank Holidays 12:00 - 03:30
-1936	Soho Cinema	8 - 9 Walker's Court London W1F 0BY	Monday to Sunday 09:00 - 01:00
3678	MasQMenos	Basement And Ground Floor 68-70 Wardour Street London W1F 0TB	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:00
22259	Selva Food & Wine	68 Old Compton Street London W1D 4UJ	Monday to Sunday 00:00 - 00:00
-30119	The Friendly Society	Basement 79 Wardour Street London W1D 6QB	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
25751	Wok To Walk	Ground Floor 4 Brewer Street London W1F 0SB	Sunday 11:00 - 00:00 Monday to Saturday 11:00 - 01:00
10974	Shadow Lounge	Basement And Part Ground Floor 3-7 Brewer Street London W1F 0RD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
-10636	I Camisa & Son	Basement And Ground Floor 61 Old Compton Street London W1D 6HS	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
3183	The House Of Ho Ltd	55-59 Old Compton Street London W1D 6HP	Sunday 09:00 - 01:00 Monday to Saturday 09:00 - 01:30
8044	Vapiano	84 - 86 Wardour Street London W1F 0TG	Monday to Thursday 07:00 - 00:30 Sundays before Bank Holidays 07:00 - 00:30 Friday to Saturday 07:00 - 01:30 Sunday 07:00 - 23:30
27186	Balans Restaurant	Ground Floor 60 - 62 Old Compton Street London W1D 4UG	Monday 09:00 - 03:30 Tuesday to Sunday 09:00 - 05:00
-11023	Byron	99 Wardour Street London W1F 0UF	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30
-16062	The Box	11-12 Walker's Court London W1F 0ED	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 04:00
8184	Pickle And Toast	72 Wardour Street London W1F 0TD	Friday 07:00 - 00:00 Monday to Wednesday 07:00 - 23:00 Thursday 07:00 - 23:30 Saturday 08:00 - 00:00 Sunday 08:00 - 22:30
-30892	The Box	11-12 Walker's Court London W1F 0ED	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 04:00
-7615	Foxcroft & Ginger	3 Berwick Street London W1F 0DR	Friday 08:00 - 00:00 Monday to Thursday 08:00 - 23:00 Saturday 09:00 - 00:00 Sunday 09:00 - 22:30
2660	Wahaca	Ground Floor To First Floor 80-82 Wardour Street London W1F 0UN	Monday to Saturday 10:00 - 00:00 Sunday 12:00 - 23:00
5668	Tuk Tuk	Basement And Ground Floor 56 Old Compton Street London W1D 4UN	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-25931	Comptons Of Soho Public House	51 - 53 Old Compton Street London W1D 6HN	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sundays before Bank Holidays 12:00 - 00:30 Sunday 12:00 - 23:00
-11383	Peep Show And Revue Bar	Basement Floor And Ground Floor 1 Tisbury Court London W1D 6BD	Sunday to Thursday 09:00 - 00:00 Friday to Saturday 09:00 - 01:00



27902	The Boulevard Theatre	8 - 9 Walker's Court London W1F 0BY	Friday to Saturday 09:00 - 00:00 Sundays before Bank Holidays 09:00 - 00:00 Monday to Saturday 09:00 - 01:00 Monday to Sunday 09:00 - 22:00 Sunday 09:00 - 22:30 Monday to Thursday 09:00 - 23:30
-29199	Lo-Profile	Basement 84 - 86 Wardour Street London W1F 0TG	Monday 09:00 - 01:30 Tuesday to Wednesday 09:00 - 02:30 Thursday 09:00 - 03:30 Friday to Saturday 09:00 - 04:00 Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
6305	Duke Of Wellington	77 Wardour Street London W1D 6QA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
22546	Rupert Street Cafe Bar	50 Rupert Street London W1D 6DR	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:50

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Item No:	
Date:	20 <sup>th</sup> December 2016
Licensing Ref No:	16/11180/LIPN - New Premises Licence
Title of Report:	Maison Berteaux 28 Greek Street London W1D 5DQ
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:	Miss Bina Patel Senior Licensing Officer
Contact details	Telephone: 020 7641 2125 Email: bpatel@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>	14 October 2016		
<b>Applicant:</b>	Michele Caroline Wade		
<b>Premises:</b>	Maison Berteaux		
<b>Premises address:</b>	28 Greek Street London W1D 5DQ	<b>Ward:</b>	West End
		<b>Cumulative Impact Area:</b>	West End
<b>Premises description:</b>	These premises currently operates as an existing patisserie and tea rooms.		
<b>Premises licence history:</b>	None		
<b>Applicant submissions:</b>	None		

### 1. Proposed Licensable activities and hours#

Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
<b>Start:</b>	10:00	10:00	10:00	10:00	10:00	10:00	10:00
<b>End:</b>	21:00	21:00	21:00	21:00	21:00	21:00	21:00
<b>Seasonal variations/ Non-standard timings:</b>	None						

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
<b>Start:</b>	08:00	08:00	08:00	08:00	08:00	08:00	08:00
<b>End:</b>	23:00	23:00	23:00	23:00	23:00	23:00	23:00
<b>Seasonal variations/ Non-standard timings:</b>	None						
<b>Adult Entertainment:</b>	None						

## 2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Consultation Team
Representative:	Nicola Curtis
Received:	10 <sup>th</sup> November 2016

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

**The premises are located within the West End Cumulative Impact Area as defined within the City of Westminster Statement of Licensing Policy.**

The applicant has submitted the following plans for the premises:

- ◆ Existing Arrangement: drawing number 165 - 10, Rev A, Dated May 2014

This representation is based on the plans and Operating Schedule submitted.

The applicant is seeking the following licensable activities:

1. The Supply of Alcohol both 'on' and 'off' the premises Monday to Sunday 1000 to 2100 hours.

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

1. The Supply of Alcohol both 'on' and 'off' the premises will have the likely effect of causing an increase in Public Nuisance in the West End Cumulative Impact area and may impact upon Public Safety

The applicant states that the application is consistent with Cumulative Impact Licensing Policy section 2.4.20. However the application and Operating Schedule does not reflect the requirements of sections 2.4.21 & 2.4.22 and therefore there is no demonstration of an exception to policy.

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

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

Should you wish to discuss the matter further please do not hesitate to contact me.

### 3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<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>
<b>Policy CIA1 applies</b>	<p>(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.:</p> <p><i>Note: The applicant's claim that the application is in accordance to paragraph 2.4.20 of Policy CIA</i></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 Bina Patel Senior Licensing Officer
<b>Contact:</b>	Telephone: 020 7641 2125 Email: bpatel@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 for a New Premises Licence under the Licensing Act 2003	14 October 2016
<b>5</b>	Representation from Environmental health Service	10 November 2016





Applicant Supporting Documents

Appendix 2

None

There is no licence or appeal history for the premises.

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

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

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

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

**Mandatory Conditions**

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

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

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

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

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

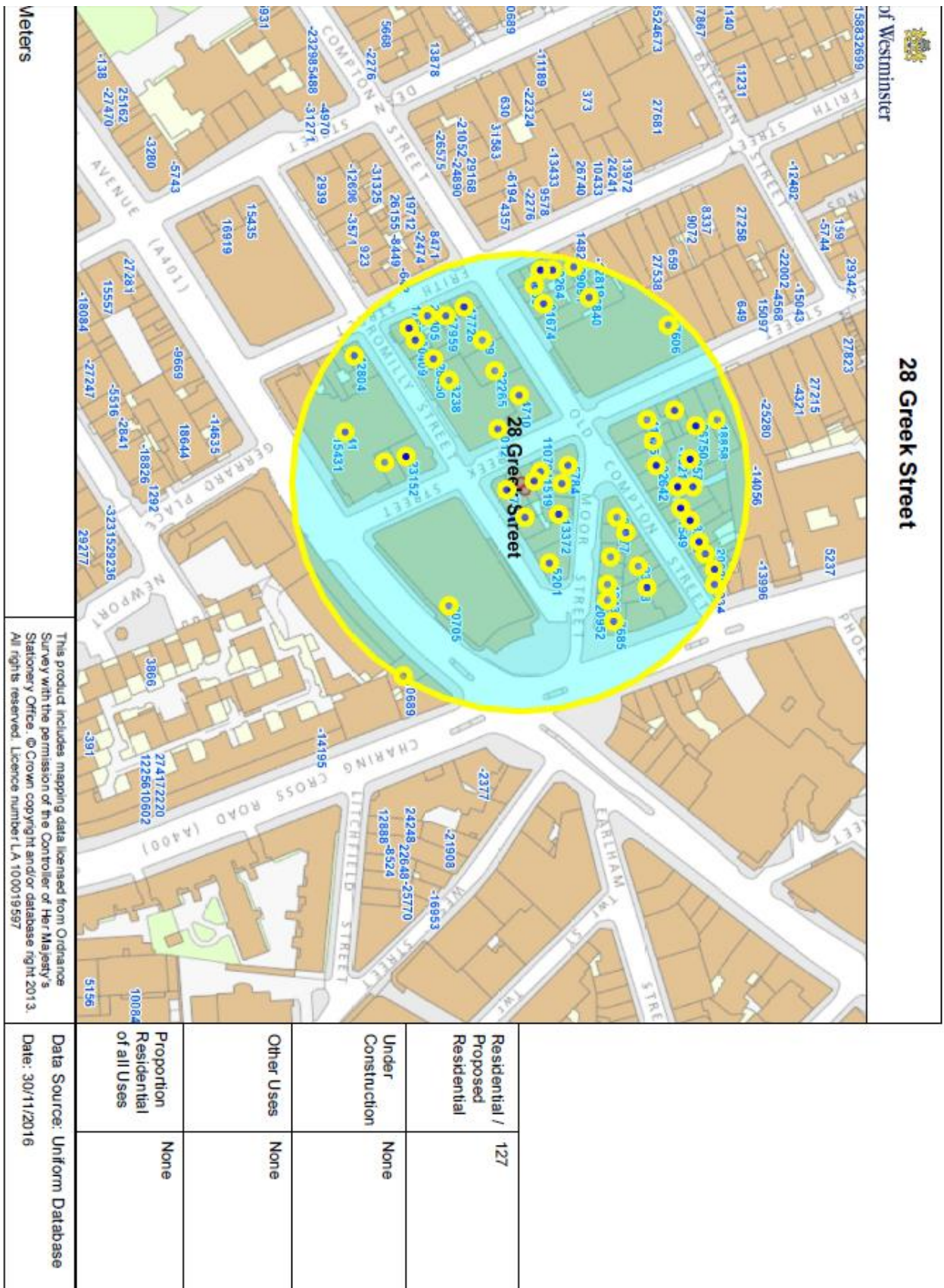
## Conditions consistent with the operating schedule

9. The premises shall install and maintain a 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.
10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. 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.
11. The premises shall operate as a French cafe
  - (i) where the supply of alcohol is by waiter or waitress service only
  - (ii) where alcohol shall not be sold or supplied for consumption on the premises otherwise than by persons who are seated in the premises and where the consumption of alcohol by such persons is ancillary to food (including cake and chocolate).
12. All sales of alcohol for consumption off the premises shall be in sealed containers only, save for alcohol consumed by persons who are seated in an area appropriately authorised for the use of tables and chairs on the highway and served by waiter or waitress service and ancillary to food (including cake and chocolate).
13. No more than 15% of the retail area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
14. Substantial food and non-intoxicating beverages, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
15. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
16. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the Police or an Authorised Officer of the City Council at all times whilst the premises is open.
17. The number of persons permitted in the premises at any one time shall not exceed [TO BE AGREED]
18. No noise or odour shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

19. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
20. No deliveries shall take place between 23:00 and 07:00 hours.
21. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and /or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.

**Conditions proposed by the Environmental Health**

None





<b>Premises within 75 metres of: 28 Greek Street</b>			
<b>p / n</b>	<b>Name of Premises</b>	<b>Premises Address</b>	<b>Licensed Hours</b>
6840	G-A-Y Bar	Basement To First Floor 30 Old Compton Street London W1D 4TP	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 01:30
11079	Restaurant	26 Greek Street London W1D 5DE	Monday to Thursday 09:00 - 00:00 Friday to Saturday 09:00 - 00:30 Sunday 10:00 - 23:00
-16214	Shackfuyu	Basement And Ground Floor 14 Old Compton Street London W1D 4TH	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-5201	The Spice Of Life	37-39 Romilly Street London W1D 5NA	Sunday 09:00 - 23:00 Monday to Saturday 09:00 - 23:30
-4710	Cafe Boheme	Basement And Ground Floor 13 - 17 Old Compton Street London W1D 5JH	Monday to Saturday 09:00 - 05:00 Sunday 12:00 - 00:00
99	Bar Soho	23 Old Compton Street London W1D 5JL	Sunday 09:00 - 01:00 Monday to Thursday 09:00 - 01:30 Friday to Saturday 09:00 - 03:30
-18858	Pizza Express	Basement And Ground Floor 20 Greek Street London W1D 4DU	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:00
-13542	Balans Cafe	34 Old Compton Street London W1D 4TP	Monday to Saturday 10:00 - 05:00 Sunday 12:00 - 05:00
11519	26 Greek Street	26 Greek Street London W1D 5DE	Monday to Thursday 09:00 - 00:00 Friday to Saturday 09:00 - 00:30 Sunday 10:00 - 23:00
12431	La Bodega Negra	Basement And Ground Floor 16 Moor Street London W1D 5AP	Monday to Sunday 00:00 - 00:00
-13372	Restaurant	Basement And Ground Floor 8-9 Moor Street London W1D 5ND	Monday to Thursday 08:00 - 00:30 Friday to Saturday 08:00 - 01:00 Sunday 08:00 - 23:00
-10689	Walkabout	136 Shaftesbury Avenue London W1D 5EZ	Monday to Saturday 09:00 - 04:00 Sunday 10:00 - 04:00
6934	Molly Moggs Public House	Molly Moggs 2 Old Compton Street London W1D 4TA	Sunday to Thursday 09:00 - 00:30 Friday to Saturday 09:00 - 01:30
22642	Patty & Bun	Basement And Ground Floor 18 Old Compton Street London W1D 4TN	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-22597	La Porchetta Pizzeria & Pollo Bar	Basement And Ground Floor 20 Old Compton Street London W1D 4TW	Sunday 11:00 - 00:00 Monday to Saturday 11:00 - 00:30
-3299	Taro Japanese Restaurant	10 Old Compton Street London W1D 4TF	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
22377	Ed's Easy Diner	Basement And Ground Floor 12 Moor Street London W1D 5NG	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-28450	Cho Won Korean Restaurant	27 Romilly Street London W1D 5AL	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-20952	Z Hotel	The Z Hotel Soho 17 Moor Street London W1D 5AP	Monday to Sunday 00:01 - 00:00
2264	Bar Italia	Basement And Ground Floor Front 22 Frith Street London W1D 4RP	Monday to Saturday 10:00 - 05:00 Sunday 12:00 - 05:00

2573	Eat Tokyo	16 Old Compton Street London W1D 4TL	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-15431	Genting Casino London China Town	First Floor Wingate House 93 - 107 Shaftesbury Avenue London W1D 5DY	Monday to Sunday 00:00 - 23:59
1012	Soho House	40 Greek Street London W1D 5JJ	Sundays before Bank Holidays 09:00 - 00:00 Monday to Saturday 09:00 - 03:30 Sunday 09:00 - 23:00
5784	Three Greyhounds Public House	The Three Greyhounds Public House 25 Greek Street London W1D 5DD	Monday to Thursday 07:00 - 00:00 Friday to Saturday 07:00 - 00:30 Sundays before Bank Holidays 07:00 - 00:30 Sunday 07:00 - 23:00
23078	Bar Termini	7 Old Compton Street London W1D 5JE	Friday to Saturday 07:00 - 01:00 Sunday 07:00 - 22:30 Monday to Thursday 07:00 - 23:30 Sundays before Bank Holidays 07:00 - 23:30
7606	Prince Edward Theatre	Prince Edward Theatre 28 Old Compton Street London W1D 4HS	Monday to Sunday 09:00 - 01:00
12804	Bar Shu	28 Frith Street London W1D 5LF	Sunday 11:00 - 00:00 Monday to Saturday 11:00 - 00:30
22405	Blade Soho	26 Frith Street London W1D 5LE	Monday to Saturday 10:00 - 22:00 Sunday 12:00 - 20:00
27707	Coach & Horses Public House	29 Greek Street London W1D 5DH	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:50
14669	Muse Soho	Basement 23 Frith Street London W1D 4RR	Sunday 09:00 - 01:00 Monday to Saturday 09:00 - 04:00
14826	Little Italy	21A Frith Street London W1D 4RW	Monday to Sunday 09:00 - 05:30
17959	Ku Bar	Basement To First Floor 25 Frith Street London W1D 5LB	Friday to Saturday 10:00 - 00:00 Sundays before Bank Holidays 10:00 - 00:00 Sunday 10:00 - 22:30 Monday to Thursday 10:00 - 23:30
-3238	Kettners	29 Romilly Street London W1D 5HP	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:00
26750	Londis	21 Greek Street London W1D 4DX	Monday to Sunday 08:00 - 03:00
30409	Kyoto	26 Romilly Street London W1D 5AJ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
30705	Palace Theatre	Palace Theatre 109-113 Shaftesbury Avenue London W1D 5DZ	Monday to Sunday 09:00 - 00:00
-32191	Piccolo Diavolo	Basement To First Floor 8 Old Compton Street London W1D 4TE	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
7685	The Cambridge Hotel	93 Charing Cross Road London WC2H 0DP	Friday to Saturday 07:00 - 00:00 Sunday 07:00 - 00:00 Sundays before Bank Holidays 07:00 - 00:00 Monday to Saturday 07:00 - 00:30 Sunday 07:00 - 22:50 Monday to Thursday 07:00 - 23:30

-23152	Y Ming	35-36 Greek Street London W1D 5DN	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
20988	Melanie Restaurant	Basement And Ground Floor 4 - 6 Old Compton Street London W1D 4TB	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
-41	Curzon Soho Cinema	93-107 Shaftesbury Avenue London W1D 5DY	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 02:30
22265	Soho Kitchen And Bar	19-21 Old Compton Street London W1D 5JJ	Monday to Sunday 00:00 - 00:00
-11549	Lab Bar	Basement And Ground Floor 12 Old Compton Street London W1D 4TQ	Monday to Saturday 09:00 - 00:30 Sunday 12:00 - 23:00
17663	Bistro 1	27 Frith Street London W1D 5LE	Sunday 08:00 - 00:00 Monday to Saturday 08:00 - 01:00
17728	Dodo Supermarket	Basement And Ground Floor 24 Frith Street London W1D 5LA	Monday to Thursday 08:00 - 01:00 Friday to Saturday 08:00 - 03:00 Sunday 10:00 - 22:30
21674	Dozo	Basement To First Floor 32 Old Compton Street London W1D 4TP	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:00
29091	Little Italy Two	Ground Floor 21A Frith Street London W1D 4RF	Monday to Saturday 10:00 - 05:00 Sunday 12:00 - 05:00
11835	Bun House	23-24 Greek Street London W1D 4DZ	Monday to Sunday 09:00 - 03:30

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