



City of Westminster

Committee Agenda

Title: **Licensing Sub-Committee (1)**

Meeting Date: **Thursday 21st September, 2017**

Time: **10.00 am**

Venue: **Room 3.1, 3rd Floor, 5 Strand, London, WC2 5HR**

Members: **Councillors:**

Angela Harvey (Chairman)
Jan Prendergast
Shamim Talukder

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 via a visitor's pass which is available from the main ground floor reception at 5 Strand from 9.30am. If you have a disability and require any special assistance please contact the Committee Officer (details listed below) in advance of the meeting.



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

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

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

AGENDA

PART 1 (IN PUBLIC)

1. MEMBERSHIP

To report any changes to the membership.

2. DECLARATIONS OF INTEREST

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

Licensing Applications for Determination

1. SWINGERS, 15 JOHN PRINCE'S STREET, W1

(Pages 1 -
18)

App No	Ward/ Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
1.	West End Ward / not in cumulative impact area	Swingers, 15 John Prince's Street, W1	New Premises Licence	17/08278/LIPN

2. CONNAUGHT HOTEL, CARLOS PLACE, W1

**(Pages 19 -
40)**

App No	Ward/ Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
2.	West End Ward / not in cumulative impact area	Connaught Hotel, Carlos Place, W1	Variation of a Premises Licence	17/07945/LIPV

**Charlie Parker
Chief Executive
15 September 2017**

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

POLICY CONSIDERATIONS

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

GUIDANCE CONSIDERATIONS

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

CORE HOURS WHEN CUSTOMERS ARE PERMITTED TO BE ON THE PREMISES (As set out in the Council's Statement of Licensing Policy 2011)

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

Friday and Saturday: 10:00 to midnight

Sundays immediately prior to Bank Holidays: Midday to midnight

Other Sundays: Midday to 22:30

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

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

Monday to Saturday: 08:00 to 23:00

Sundays: 10:00 to 22:30.

- For premises for the provision of other licensable activities:

Friday and Saturday: 09.00 to midnight

Sundays immediately prior to Bank Holidays: 09.00 to midnight

Other Sundays: 09.00 to 22.30

Monday to Thursday: 09.00 to 23.30.

Item No:	
Date:	21 September 2017
Licensing Ref No:	17/08278/LIPN - New Premises Licence
Title of Report:	Swingers 15 John Prince's Street London W1G 0BJ
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 Daisy Gadd Senior Licensing Officer
Contact details	Telephone: 020 7641 2737 Email: dgadd@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	25 July 2017		
Applicant:	Swingers 2 Limited		
Premises:	Swingers		
Premises address:	John Prince's Street London	Ward:	West End
		Cumulative Impact Area:	N/A
Premises description:	This premises will operate as an indoor golf facility with ancillary bars and food outlets.		
Premises licence history:	This is a new premises licence and therefore no history exists.		
Applicant submissions:	None submitted		

1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	00:30	00:30	00:30	01:30	01:30	01:30	00:30
Seasonal variations/ Non-standard timings:		None					

Sale by retail of alcohol				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	10:00
End:	00:00	00:00	00:00	01:00	01:00	01:00	00:00
Seasonal variations/ Non-standard timings:		None					

1-B Proposed licensable activities and hours							
Live music				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	00:00	00:00	00:00	01:00	01:00	01:00	00:00
Seasonal variations/ Non-standard timings:		None					

1-B Proposed licensable activities and hours							
Recorded music				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	00:00	00:00	00:00	01:00	01:00	01:00	00:00
Seasonal variations/ Non-standard timings:		None					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	10:00
End:	00:30	00:30	00:30	01:30	01:30	01:30	00:30
Seasonal variations/ Non-standard timings:		None					
Adult Entertainment:		Not applicable					

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police
Representative:	PC Reaz Guerra
Received:	2 nd August 2017

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 Hours sought within the application exceed Westminster's Core Hours Policy.

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

Responsible Authority:	Environmental Health
Representative:	Ian Watson (Senior Practitioner Environmental Health)
Received:	21 st August 2017

This representation is based on the plans and operating schedule submitted.

The applicant is seeking the following

1. To provide for the Supply of Alcohol 'On' the premises Sunday to Wednesday between 10.00 and 00.00 hours and Thursday to Saturday between 10.00 to 01.00 hours.
2. To provide Late Night Refreshment 'Indoors' Sunday to Wednesday between 23.00 and 00.30 hours and Thursday to Saturday between 23.00 to 01.30 hours.
3. To provide regulated entertainment 'indoors' comprising
 - Live Music
 - Recorded MusicSunday to Wednesday between 23.00 and 00.00 hours and Thursday to Saturday between 23.00 to 01.00 hours.

I wish to make the following representation

1. The hours requested for the Supply of Alcohol will have the likely effect of causing an increase in Public Nuisance within the area.
2. The hours requested to permit the provision of late night refreshment will have the likely effect of causing an increase in Public Nuisance and impact on Public Safety within the area.
3. The hours requested to permit the provision of regulated entertainment will have the likely effect of causing an increase in Public Nuisance and impact on Public Safety within the area.
- 4.

The granting of the application as presented would have the likely effect of causing an increase in Public Nuisance and impact on Public Safety within the area.

The applicant has provided additional information with the application which is being addressed.

2-B Other Persons

Received: 14th August 2017

I hear that there is a music and licensing application being made for 15 John Princes Street.

I am the owner of a flat on John Princes Street W1G 0JS.

The premises that has applied for the music and alcohol license used to be a quiet hairdresser, and has been for the past 15 years or so. I have real concerns that a music and alcohol license will disrupt severely the people that live at John Princes Street. This is a small community that has been used to a quiet environment and a late license will really cause a problem. Can I please raise this objection and ask that the license is not granted?

Received: 14th August 2017

As per our conversation of a few days ago about this application for a change of zoning of our building - and the granting of a liquor & music licence.

We most strenuously object to this application for the licence for alcohol & music in the basement & ground floors of our building on the corner of John Princes St & Margaret street...

First of all our street address is on John Princes Street the upper 4 floors of the building which is ENTIRELY RESIDENTAL and fully occupied as homes for its residents/owners.

AS far as we know the ground and basement have exactly the same street address > masses of the former occupants post

(Burlington Hairdressers) came through our slot and all of it was always addressed John Princes St. W1G0JS

>> NOT 15 John Princes st. W1G 0JS

Be that as it may if you are calling it 15 John Princes st. W1G 0JS matters not it is still the ground and basement of our building.

We cannot tolerate the disruption and noise & smell issues that a bar would cause.... In fact we are amazed the the council would even consider an application for a zoning change for a building that is a full 2/3's residential ... ???

We will take this fight as far as it goes and whatever it takes ... this project would ruin our daily lives every day/night of the week.

Received: 16th August 2017

I am writing to you as a resident and owner of a flat on John Princes' Street, W1G 0JS in reference to application number 17/08278/LIPN by the, perplexingly titled, company Swingers 2 LTD. As I am certain that you are aware the application seeks an alcohol and entertainment licence for the premise 15 John Princes Street (Formerly Burlingtons Hair Salon) which shares the basement and ground of our residential.

I vehemently oppose the granting of this proposed licence as I am sure that all of my neighbours within the building do so as well.

Firstly, disruption to my daily life was already incurred whilst the premises were a hair salon. On a day to day basis I was disturbed by clients from the hair salon who incorrectly believed that number 14 was the salon. If this was a one off occasion it could be forgiven but this happened on an increasingly regular basis. Indeed, not only was my private life disturbed by clients but the weekly incorrect delivering of parcels and other goods to my address. This mistake of address and subsequent issues occurred during the daytime and, without doubt, will be made worst by more drunken people (which already happens) from the proposed change.

Our position next to Oxford Circus makes our building vulnerable to noise related disturbances and the corner of John Princes' Street and Margaret Street is, already, a hub and of activity throughout both the day and night.

We are surrounded by bars (The Phoenix, The Refinery, Pontis and All Bar One) and are next to a bus stop. As you can imagine we already suffer terribly from constant noise from drunks, a 24/7 night service of buses stopping and starting and an increasing amount of building work. Indeed, to make it clear to you exactly how bars and the inevitable noise and chaos they bring to our area affect myself and those in our building please see below:

- On an almost nightly basis there are people consuming vast quantities of alcohol until the early hours of the morning creating noise which is unacceptable. As you know, binge and problem drinking within the UK is recognised by the state as a cause of many antisocial behaviours and not to mention health related problems.
- At least weekly there are the remnants of drunken behaviour by those who frequent the surrounding bars left on the doorstep of our building. Human excrement, rubbish, vomit and cigarette butts are just some of the unwanted gifts from such people.
- On numerous occasions my flat buzzer has been rang throughout the night by customers from the aforementioned establishments.

Property prices in London are becoming increasingly unstable due to a fluctuating pound and uncertainty in the global markets. As the owner of my flat it is vital that I think of both my emotional wellbeing and financial security. The addition of another drinking establishment (bringing the total to five in the space of around 50m) would further affect my asset's ability to maintain its value.

My right to have a peaceful and secure home is being unjustly threatened by this proposed licence. As you agree I have the right to a secure, peaceful and quiet home life. All of these are threatened by a new bar. I work hard and appreciate being able to return to my home, of 14 years I add, to have a peaceful and relaxing evening. I dare not imagine the further disruption that another bar will cause.

Once again I categorically object to the proposed change of use of 15 John Princes Street application number 17/08278/LIPN.

Received:	20 th August 2017
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We are the owners of a flat on John Princes Street. W1G 0JS and write in connection with the above licensing application. Our property is on the same street as the proposed development site. We have examined the planning application from Swingers 2 Limited and wish to object to this application.

Herein are our comments and objections relating to the application:

- 14 John Prince's Street is a residential property and it is a permanent residence for 4 strong households.
- We have several establishments ranging from cafes, restaurants, coffee house, pubs,

bars and entertainment within a very close proximity. The new premise plan to supply alcohol serving up to 500 patrons will lead to an uncontrollable footfall and congestion in a very small street. This establishment will have a negative impact to the balance of well-established commercial and residential mix in the area.

- Work forces, residents, young family and elderly currently enjoy and benefit from outdoor activities in the nearby Cavendish Square, Regents Park, and other Royal Parks in Westminster. The proposed indoor golfing venue serving alcohol is not a better alternative health and well-being location for the public.
- In addition, the applicant requests for long and late hours of operations (10:00 am - 01:00 am), supply of alcohol, offering live and recorded music, late night refreshment. It is therefore apparent that the new premise is an adult only venue. It is not a sport nor leisure nor socialise location, rather this is an entertainment club.
- It is a known fact that people attracted to bars, clubs, and pubs in the West End leads to more unruly and riotous behavior on the street, and it is a key contributing factor to crime and vandalism which makes up to more than 50% of the crime committed in Westminster. This is a staggering and alarming fact. The new premise will cause an increase in stress level, anxiety and fear of crime to the businesses and residence in the area.
- John Prince's Street is a small street with numerous bus stops. These buses are key integral of London Transport Network serving influx of people 24 hours. It is also part of Oxford Circus interchange which is one of the busiest transport interchange in the UK. The new premise will provide external smoking area to their patrons on the small street and narrow pavement. This will only increase air pollution and street congestion which will impact health and well-being of pedestrians, residents and local workers as well as putting more pressure to London Transport system.
- Noise levels in the city is already at an exceeding level set by the World Health Organisation. The application to supply alcohol and street access for smoking will result in more anti-social behaviour on the street increasing noise nuisance and disturbance, as well as aggravate rowdyism and vandalism at all hours of the day. This is detrimental and will further affect business and residential wellness.
- In addition to elevating crime, congestion and noise pollution, the new premise will increase the number of people gathering on and off the small street which will make it a prime hot-spot for terrorism. Public safety and security will be compromised.
- West End is already a designated Stress Area due to the saturation of entertainment uses. This new entertain club will further cause harm to the public health and well-being as it will increase level of stress and anxiety, and cause more damage to people's mental and physical health for fear of crime.
- According to Westminster City Plan (Revision November 2016), we want to highlight that
 - *"Within the West End Stress Area, new entertainment uses will only be allowed where the council considers that they are small-scale, low-impact and they will not result in an increased concentration of late-night uses."*
- Furthermore, in accordance to the West End Special Retail Policy, the indoor golfing venue with ancillary bars serving alcohol and having loudspeakers is in contraction to the stated aspiration of the Westminster policy to develop Oasis Areas of calm and relaxed environment suited for older and young family.

We respectfully urge Westminster Licensing to reject this application.

3. Policy & Guidance

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

4. Appendices

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

Report author:	Miss Daisy Gadd Senior Licensing Officer
Contact:	Telephone: 020 7641 2737 Email: dgadd@westminster.gov.uk

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application form	26 th July 2017
5	Representation Metropolitan Police	2 nd August 2017
6	Representation Environmental Health	21 st August 2017
7	Representation Residents	14 th August
8	Representation Residents	14 th August
9	Representation Residents	16 th August
10	Representation Residents	20 th August
11	Proposed conditions	26 th July 2017

Dear owners

Application for new premises licence at 15 John Princes Street

We are the solicitors representing Swingers 2 Ltd who have made application for a new premises licence.

Your letter of objection has been passed to us by Westminster Council.

We note all of your concerns and in particular the concern that the premises to be licensed are a small hairdresser on the corner of John Princes Street and Margaret Street.

This is incorrect.

In applying for this licence we have used the postal address that has recently been allocated to the property by the post office. Our client's premises are NOT in the basement and ground floor of the property on the corner of John Princes Street and Margaret Street. They are in fact to be located in the premises which previously traded as Bhs plc on the western side of John Princes Street.

Please see the attached plan which shows exactly where our client's premises are located. Our client has considered the likely dispersal of patrons of the premises and we enclose a plan showing the likely dispersal routes of patrons towards Oxford Street, rather than via the junction with John Princes Street and Margaret Street.

We also enclose a summary of the style of operation proposed by our client at this site. It will replicate an identical operation which has been trading for some time in Browns Buildings in The City of London. At that location our client trades very close to residential property and has never received any complaints from local residents.

Our client is very anxious to meet you to discuss your concerns and hopefully allay any fears you may have about the proposed use as an indoor golf centre.

We could arrange to meet you at the site or alternatively somewhere more convenient to yourself.

If you would like to view the existing operation in the City of London we could happily arrange this.

A number of conditions have already been proposed to restrict the operation of the licence at the premises including a requirement that the sale of alcohol be ancillary to the main use of the premises as a golf playing venue.

Please feel free to e mail or telephone me if you have any queries or would like to arrange to meet my client.

Yours sincerely

Craig Baylis, Partner

Premises History

Appendix 2

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 sale of alcohol shall be ancillary to the main use of the premises as a golf playing venue.

10. Substantial refreshment and non-intoxicating beverages including drinking water shall be available to all parts of the premises where alcohol is sold or supplied for consumption on the premises.
11. The number of persons accommodated at any one time (excluding staff) shall not exceed 500 persons.
12. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence, passport or proof of age card with the PASS hologram.
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. After 22.00 hours the external smoking area, as defined by hatching on the plan, shall be supervised during licensed hours.
15. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
16. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
17. Flashing or particularly bright lights on or outside the premises will not be permitted to cause a nuisance to nearby properties.
18. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
19. 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 arrangement by close of business.
20. 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.
21. 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.
22. 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.
23. All emergency exit doors shall be available at all material times without the use of a key code, card or similar means.
24. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
25. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
26. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.

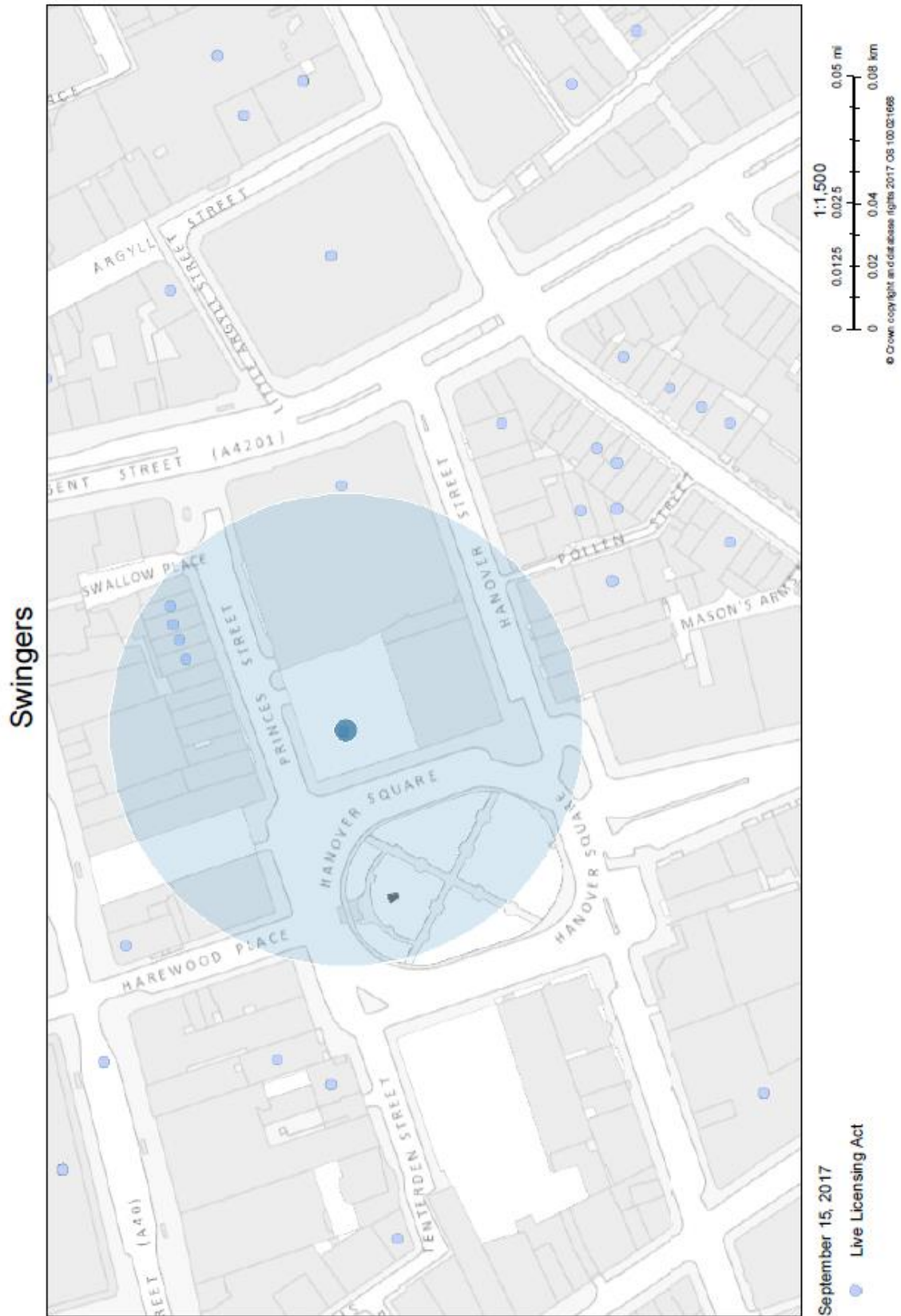
27. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing shall be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes (other than foyers), entertainment areas or function rooms, shall be non-combustible.
28. 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.
29. 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 licensable activities are provided. 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.
30. An incident log shall be kept at the premises, and made available on request to an authorised office of the City Council or the Police, which will record the following:
 - a) All crimes reported to the venue
 - b) All ejections of patrons
 - c) Any complaints received concerning crime and disorder
 - d) Any incidents of disorder
 - e) All seizures of drugs or offensive weapons
 - f) Any faults in the CCTV system or searching equipment or scanning equipment
 - g) Any refusal of the sale of alcohol
 - h) Any visit by a relevant authority or emergency service
31. After 22.00 hours a minimum of (X) SIA licensed door supervisors shall be on duty at the premises at all times whilst it is open for business.
32. There shall be no sales of hot food or hot drink for consumptions off the premises after 23.00 hours.
33. The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.
34. The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.
35. No licensable activities shall take place at the premises until the premises have been assessed as satisfactory by the Environmental health Consultation Team at which time this condition shall be removed from the Licence by the Licensing Authority.

Conditions proposed by the Environmental Health

None submitted

Conditions proposed by the Police

None submitted



Resident count = 42



City of Westminster

Licensing Sub-Committee Report

Agenda Item 2

Item No:	
Date:	21 September 2017
Licensing Ref No:	17/07945/LIPV - Premises Licence Variation
Title of Report:	Connaught Hotel Carlos Place London W1K 2AL
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 Heidi Lawrance Senior Licensing Officer
Contact details	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	17 July 2017		
Applicant:	The Connaught Hotel Limited		
Premises:	Connaught Hotel		
Premises address:	Connaught Hotel Carlos Place London W1K 2AL	Ward:	West End
		Cumulative Impact Area:	None.
Premises description:	The premises is currently operating as a Hotel with Restaurant and Bar.		
Variation description:	<p>The applicant has applied to update the ground floor plans for the hotel following refurbishment work to the new restaurant known as Jean George @The Connaught (formerly known as Espellette).</p> <p>In summary the changes are as follows;</p> <ol style="list-style-type: none"> 1. Espellette Restaurant has been converted to suit the requirements of the new celebrity Chef Jean George, the Restaurant will be called Jean George @ The Connaught. 2. The alterations are largely to do with access to the Kitchen below which previously entailed the use of dumb waiters and there was no direct staircase linking the Restaurant to the Kitchen area. 3. To improve circulation, a new staircase has been constructed directly from the Kitchen area up to the Restaurant on the ground floor. The dividing wall between the Restaurant and the original pantry area has been modified to allow access either side of the chimney breast and therefore extending the Restaurant. 4. The Restaurant also now has direct access to the pavement/street at the corner of Mount Street and Carlos Place. This will allow guests to access the Restaurant without passing through the Hotel, although access from the Hotel will be maintained as originally configured. 		

	<p>Additionally this variation seeks to make provision for business and event breakfasts to non-hotel guests by adding the following condition and amending the hours for the sale by retail of alcohol accordingly;</p> <p>Alcohol restricted to wines or champagnes may be served between 07:00 and 10:00 by waiter or waitress to non-hotel guests and the service of such alcohol will be ancillary to the supply of food.</p>
Premises licence history:	The premises has been licensed since May 2007.
Applicant submissions:	None submitted.
Plans	Plans are available upon request to the Licensing Authority and will be available at the Licensing Sub-Committee.

1-B Current and proposed licensable activities, areas and hours					
Regulated Entertainment					
Performance of Dance / Live Music / Anything of a Similar Description /					
	Current Hours		Proposed Hours		Licensable Area
	Start:	End:	Start:	End:	
Monday	10:00	02:30	No Change.		No change.
Tuesday	10:00	02:30			
Wednesday	10:00	02:30			
Thursday	10:00	02:30			
Friday	10:00	02:30			
Saturday	10:00	02:30			
Sunday	10:00	00:00			
Seasonal variations: Non-standard timings:	Current:			Proposed:	
	Please see conditions at Appendix 3			No change.	

Exhibition of Film					
	Current Hours		Proposed Hours		Licensable Area
	Start:	End:	Start:	End:	
Monday	00:00	00:00	No Change.		No Change.
Tuesday	00:00	00:00			
Wednesday	00:00	00:00			
Thursday	00:00	00:00			
Friday	00:00	00:00			
Saturday	00:00	00:00			
Sunday	00:00	00:00			
Seasonal variations/ Non-standard timings:	Current:			Proposed:	
	Please see conditions at Appendix 3.			No change.	

Playing of Recorded Music					
	Current Hours		Proposed Hours		Licensable Area
	Start:	End:	Start:	End:	
Monday	10:00	02:30	No Change		No Change.
Tuesday	10:00	02:30			
Wednesday	10:00	02:30			
Thursday	10:00	02:30			
Friday	10:00	02:30			
Saturday	10:00	02:30			
Sunday	10:00	02:30			
Seasonal variations/ Non-standard timings:	Current:			Proposed:	
	Please see conditions at Appendix 3.			No change.	

Late night refreshment					
	Current Hours		Proposed Hours		Licensable Area
	Start:	End:	Start:	End:	
Monday	23:00	02:30	No change.		No Change.
Tuesday	23:00	02:30			
Wednesday	23:00	02:30			
Thursday	23:00	02:30			
Friday	23:00	02:30			
Saturday	23:00	02:30			
Sunday	23:00	02:30			
Seasonal variations/ Non-standard timings:	Current:			Proposed:	
	Please see conditions at Appendix 3.			No change.	

Sale by Retail of Alcohol					
On or off sales		Current :			Proposed:
		Both			Both
	Current Hours		Proposed Hours		Licensable Area
	Start:	End:	Start:	End:	
Monday	10:00	02:30	07:00	02:30	No Change.
Tuesday	10:00	02:30	07:00	02:30	
Wednesday	10:00	02:30	07:00	02:30	
Thursday	10:00	02:30	07:00	02:30	
Friday	10:00	02:30	07:00	02:30	
Saturday	10:00	02:30	07:00	02:30	
Sunday	10:00	00:00	07:00	00:00	
Seasonal variations/ Non-standard timings:	Current:			Proposed:	
	Please see conditions at Appendix 3.			No change. No Off Sales Prior to 10:00	

Hours premises are open to the public					
	Current Hours		Proposed Hours		Premises Area
	Start:	End:	Start:	End:	
Monday	00:00	00:00	No Change.		No Change.
Tuesday	00:00	00:00			
Wednesday	00:00	00:00			
Thursday	00:00	00:00			
Friday	00:00	00:00			
Saturday	00:00	00:00			
Sunday	00:00	00:00			
Seasonal variations/ Non-standard timings:	Current:			Proposed:	
	Please see conditions at Appendix 3.			No change.	

1-C Layout alteration
<p>The proposed layout changes are as follows:</p> <p>The Espellette Restaurant has been converted to suit the requirements of the new celebrity Chef Jean George, the Restaurant will be called Jean George @ The Connaught.</p> <p>A new staircase has been constructed directly from the Kitchen area up to the Restaurant on the ground floor.</p> <p>The dividing wall between the Restaurant and the original pantry area has been modified to allow access either side of the chimney breast and therefore extending the Restaurant.</p> <p>The Restaurant also now has direct access to the pavement/street at the corner of Mount Street and Carlos Place.</p>

1-D Conditions being varied, added or removed		
Condition	Proposed variation	
Alcohol restricted to wines or champagnes may be served between 07:00 and 10:00 by waiter or waitress to non-hotel guests and the service of such alcohol will be ancillary to the supply of food.	To be added.	
No Off Sales Prior to 10:00	To be added.	
Adult entertainment:	Current position:	Proposed position:
	No applicable	No Change.

2. Representations

2-B Other Persons	
Name:	Councillor Glenys Roberts
Address and/or Residents Association:	Local Ward Councillor
Received:	24 th July 2017
<p>Please note on grounds of potential public disturbance I have severe reservations about exiting at all times from the propose new restaurant onto the junction of Carlos Place and Mount Street, and with the added licensing hours for visitors rather than guests would wish to see them exit through the hotel proper so that the hotel can insist on good behaviour.</p> <p>We achieved this arrangement with the new Connaught bar onto Mount Street and it has been successful.</p>	

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy HRS1 applies	<p>(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.</p>
Policy HOT1 applies:	<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.</p> <p>(b) The hours of serving of 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,</p> <p>(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>
Policy RNT1 applies:	Applications will generally be granted and reviews determined, subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1.

4. Appendices

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

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

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application Form	17 th July 2017
5	Representation – Cllr Roberts	24 th July 2017

Applicant Supporting Documents

None Submitted.

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
09/04819/LIPN	Application for a new premises licence	11/09/2009	Granted under delegated authority
10/03706/LIPDPS	Vary the Designated Premises Supervisor	11/06/2010	Granted under delegated authority
10/03710/LIPRW	Removal of works	27/05/2010	Granted under delegated authority
11/00533/LIPDPS	Vary the Designated Premises Supervisor	21/01/2011	Application Withdrawn
11/04543/LIPDPS	Vary the Designated Premises Supervisor	31/05/2011	Granted under delegated authority
13/02692/LIPV	<p>Application to Vary the Premises Licence</p> <p>An application to amend the plans attaching to the premises licence. The former smoking yard within the body of the hotel (as clearly marked on the plans attached) is now to become small champagne bar with limited covers, annexed to the existing Connaught Bar. There is to be no change to the regulated hours or regulated activities.</p>	23/05/2013	Granted under delegated authority
15/06413/LIPDPS	Vary the Designated Premises Supervisor	06/01/2016	Granted under delegated authority

16/09784/LIPDPS	Vary the Designated Premises Supervisor	10/01/2017	Granted under delegated authority
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Application	Details of Application	Date Determined	Decision
05/12167/LIPC	Application for a new premises licence	25/11/2005	Granted under delegated authority
07/03876/LIPV	<p>Variation Application:</p> <p>An application to modify the plans for the hotel attaching to the existing premises licence -</p> <p>This application is to notify Responsible Authorities of certain structural and non-structural works that will take place throughout the hotel from May 2006 until the end of the year.</p> <p>There will be no change to the operating schedule or capacities as a result of the works, nor any changes to trading hours or regulated activity.</p>	29/05/2007	Granted under delegated authority
08/04839/LIPV	<p>Variation Application:</p> <p>This is an application to extend the hours for regulated activity to 0230 for the area known as The American Bar (to be renamed The Connaught Bar). The Connaught Hotel is a renowned 5 star</p>	17/07/2008	Granted by Licensing Sub-Committee

	<p>hotel, which operates responsibly and discreetly to the highest standards. It has never been the cause of crime and disorder or public nuisance issues. The hotel is a 24 hour operation for residents and their guests and the restaurants within the hotel have enjoyed a 0130 licence without incident. The application also adds films with respect to video services in rooms, meetings and conferences.</p>		
09/03462/LIPV	<p>Variation Application:</p> <p>This is an application to include the external space outside the Connaught Bar within the ambit of the hotel premises licence and to licence it for the sale of alcohol daily to seated patrons between 1000 - 2100. The external space is wholly within the building of the hotel.</p>	05/06/2009	Granted under delegated authority
Licence Surrendered on 2nd October 2009			

There is no appeal history

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

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

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

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

Conditions: On Current Licence -

Mandatory:

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

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

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

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

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

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

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

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

Where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

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

10. The permitted hours for sale of alcohol are:
- (a) Monday to Saturday 10:00 to 02:30
- (b) Sunday 10:00 to 00:00
- (c) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, 00:00 midnight on 31st December).

NOTE - The above restrictions do not prohibit:

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

- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

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

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

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

- 12. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.
- 13. The number of persons accommodated at the tables and chairs located outside the premises shall not exceed 16 persons at any time.
- 14. The Supply of Alcohol to the outside area shall be by waiter or waitress only.
- 15. The supply of alcohol to the outside area shall cease at 21.00 hours and outside tables and chairs shall be removed or rendered unusable by 23.00 each day.
- 16. Waiter/Waitress service will be available throughout the Connaught Bar and Champagne Bar.
- 17. Off Sales of Alcohol are to be in sealed containers only and for consumption off the premises.
- 18. There will be no Off sales between 23:00 and 08:00am.
- 19. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 20. Admission to the Connaught Bar after midnight on Monday to Sunday shall be through the hotel lobby entrance only and all patrons departing after midnight shall exit in the same way, save for in the case of an emergency.

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, is swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
22. Windows in the Connaught Bar shall be closed after midnight.
23. The premises will install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer . All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for Licensable Activities and during all times when customers remain on the premises. All recordings shall be kept available for a minimum period of 31 days with time and date stamping. Recordings shall be made available, immediately upon the request of an authorised officer or a police officer together with facilities for viewing throughout the preceding 31 day period.
24. All functions in the West Wing shall be pre-booked. Details of an event shall be made available to relevant authorities when requested.
25. Access to the West Wing shall be via the hotel lobby and all persons departing after midnight shall exit in the same way, save for in the case of emergency.
26. Substantial food and suitable beverages other than alcohol shall be available in all parts of the premises where alcohol is supplied.
27. There shall be no entry or re-entry after 01:30 except those wishing to smoke
28. The supply of alcohol in the Connaught Bar after 00:30 shall be by waiter or waitress service only to persons seated
29. All external windows and doors of the ground floor of the West Wing shall remain closed after 2300hrs, except for the immediate access or egress of persons in case of emergency.
30. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
31. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
32. There shall be no striptease or nudity, and all persons shall be decently attired at all times.
33. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
 - dry ice and cryogenic fog
 - smoke machines and fog generators

- pyrotechnics including fire works
 - firearms
 - lasers
 - explosives and highly flammable substances.
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 doors shall be maintained effectively self closing and not held open other than by an approved device.
 37. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
 38. 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).
 39. Regulated entertainment of live music, performance of dance, anything of a similar description to live music and dance, making music, dancing and entertainment of a similar description to making music and dancing is permitted only in the function rooms of the new west wing.
 40. Live music is permitted in the Japanese Garden up to 21.00 hours restricted to four performers.
 41. The supply of alcohol after 01.30 hours shall only be to persons attending a pre-booked function or to residents and their bona fide guests.
 42. The number of persons permitted in the West Wing function rooms at any one time (excluding staff) shall not exceed
Function Room 1 - 140 standing or 80 seated.
Function Room 2 - 60 standing or 40 seated.

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

None

Proposed condition by the applicant:

43. Alcohol restricted to wines or champagnes may be served between 07:00 and 10:00 by waiter or waitress to non-hotel guests and the service of such alcohol will be ancillary to the supply of food.
44. No Off Sales Prior to 10:00

Residential Map and List of Premises in the Vicinity



Resident Count: 93

Premises within 75 metres of: The Connaught Hotel, Carlos Place.

p / n	Name of Premises	Premises Address	Licensed Hours
30804	Connaught Hotel	Connaught Hotel Carlos Place London W1K 2AL	Monday to Sunday 00:00 to 00:00
71362	William And Son	10 Mount Street London W1K 2TY	Monday to Friday 10:00 until 18:00
71286	Desmond Sautter Ltd	106 Mount Street London W1K 2TW	Monday to Friday 09:30 to 19:00