



City of Westminster

Committee Agenda

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

Meeting Date: **Thursday 11th April, 2019**

Time: **10.00 am**

Venue: **Rooms 18.01 & 18.03, 18th Floor, 64 Victoria Street, London, SW1E 6QP**

Members: **Councillors:**

Angela Harvey (Chairman)
Jacqui Wilkinson
Aicha Less

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 64 Victoria Street 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, Kisi Smith-Charlemagne, Senior Committee and Governance Officer.

Email: kscharlemagne@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. BVLGARI HOTEL, 171 KNIGHTSBRIDGE, LONDON, SW7 1DW

(Pages 1 - 48)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
1.	Knightsbridge Ward/ not in Cumulative Impact Area	Bvlgari Hotel, 171 Knightsbridge, London, SW7 1DW	Premises Licence Variation	18/14405/LIPV

2. ME HOTEL, 335 STRAND, LONDON, WC2R 1HA

(Pages 49 - 92)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
2.	St James's	ME Hotel	Premises	19/01701/LIPV

	Ward/ Not in Cumulative Impact Area	335 Strand London WC2R 1HA	Licence Variation	
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3. 3 NORRIS STREET, LONDON, SW1Y 4RJ

**(Pages 93 -
130)**

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
3.	St James's Ward/ Not in Cumulative Impact Area	3 Norris Street London SW1Y 4RJ	New Premises Licence	19/01287/LIPN

**4. BASEMENT AND GROUND FLOOR, 69 - 71 HAYMARKET,
LONDON, SW1Y 4RW**

**(Pages 131 -
178)**

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
4.	St James's Ward/ West End Cumulative Impact Area	Basement and ground Floor 69-71 Haymarket London SW1Y 4RW	New Premises Licence	19/01305/LIPN

5. 47 - 49 CHARING CROSS ROAD, LONDON, WC2H 0AN

**(Pages 179 -
202)**

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
5.	St James's Ward/ West	47 - 49 Charing	New Premises	19/00948/LIPN

	End Cumulative Impact Area	Cross Road London WC2H 0AN	Licence	
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Stuart Love
Chief Executive
5 April 2019

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

POLICY CONSIDERATIONS

The Licensing Sub-Committee is required to have regard to the City of Westminster statement of Licensing Policy, effective from 7th January 2016.

GUIDANCE CONSIDERATIONS

The Licensing Sub-Committee is required to have regard to any guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003. The most recent version was published in April 2018.

CORE HOURS WHEN CUSTOMERS ARE PERMITTED TO BE ON THE PREMISES (As set out in the Council's Statement of Licensing Policy 2016)

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

Friday and Saturday: 10:00 to midnight
Sundays immediately prior to Bank Holidays: Midday to midnight
Other Sundays: Midday to 22:30
Monday to Thursday: 10:00 to 23:30.

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

Monday to Saturday: 08:00 to 23:00
Sundays: 10:00 to 22:30.

- For premises for the provision of other licensable activities:

Friday and Saturday: 09.00 to midnight
Sundays immediately prior to Bank Holidays: 09.00 to midnight
Other Sundays: 09.00 to 22.30
Monday to Thursday: 09.00 to 23.30.

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City of Westminster

Licensing Sub-Committee Report

Agenda Item 1

Item No:	
Date:	11 April 2019
Licensing Ref No:	18/14405/LIPV - Premises Licence Variation
Title of Report:	Bulgari Hotel 171 Knightsbridge London SW7 1DW
Report of:	Director of Public Protection and Licensing
Wards involved:	Knightsbridge And Belgravia
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Angela Seaward Senior Licensing Officer
Contact details	Telephone: 0207 641 8116 Email: aseaward@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	16 November 2018		
Applicant:	Prime Hotels (UK) Limited		
Premises:	Bulgari Hotel		
Premises address:	171 Knightsbridge London SW7 1DW	Ward:	Knightsbridge And Belgravia
		Cumulative Impact Area:	None
Premises description:	This premises currently operates as a hotel.		
Variation description:	<p>This variation application seeks the following variations:</p> <ol style="list-style-type: none"> 1. To seek approval of new ground floor and basement level layout drawings where the overall licensed areas remain the same but the bar and restaurant areas change floors and there is the creation of a new lobby area on the ground floor and part of the restaurant becomes more of a casual cafe style operation. 2. To extend the hours when licensable activities may be provided to non-residents within the bar area by one hour on Monday to Saturday (changing from midnight to 01:00) 3. Changes to conditions relating to the bar and restaurant as detailed under section 1D of the report 		
Premises licence history:	<p>A premises licence is currently in existence at Bulgari Hotel under reference number 19/00225/LIPDPS. A copy of this licence is attached to appendix 2.</p> <p>In summary, this premises licence permits, Performance of Dance, Live, recorded music and Anything of a similar description, Late Night Refreshments and Sale of Alcohol. the following licensable activities and full details are listed under section 1B of the report.</p> <p>Bulgari Hotel has been licensed since 26 April 2012. A full premises license history for his premises has been provided at Appendix 4 of this report.</p>		
Applicant submissions:	<p>On submission of the application, the applicant has provided the following statement</p> <p>The premises are proposing to carry out refurbishment works to the ground floor and basement levels so that the existing ground floor bar area is relocated to the basement area and the restaurant area relocated to the ground floor with a slight change in the style to include both formal restaurant and a less formal café style operation. The changes will include the creation of a new lobby area to this area so that the Knightsbridge Green entrance may be more fully utilised but</p>		

	also the removal of tables and chairs from the terrace on Knightsbridge Green and this area will then only be used solely as a smoking area.
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1-B Current licensable activities, areas and hours

Performance of Dance (No change proposed)

Monday to Sunday: 00:00 to 23:59 (for residents)
Monday to Sunday: 07:00 to 23:30 (Function Rooms and Pre Function Room)
Monday to Sunday: 07:00 to 22:00 (Spa and Gym)
Monday to Sunday: 07:00 to 00:00 (Screening Rooms)

Exhibition of a Film, Performance of live music, Playing of Recorded Music

Monday to Sunday: 00:00 to 23:59 (for residents)
Monday to Sunday: 07:00 to 00:00 (Business Centre, Screening Rooms, Private Dining Area, Ground Floor Bar)
Monday to Sunday: 07:00 to 23:30 (Function Rooms and Pre Function Room)
Monday to Sunday: 07:00 to 22:00 (Spa and Gym)
Monday to Saturday: 07:00 to 01:00 (Basement Restaurant)

Sunday and Bank Holiday: 07:00 to 23:00 (Basement Restaurant, Private Dining Area, Ground Floor Plan)

Anything of a similar description to Live Music, Recorded Music or Performance of Dance (no change proposed)

Monday to Sunday: 00:00 to 23:59 (for residents)
Monday to Sunday: 07:00 to 00:00 (Screening Rooms)
Monday to Sunday: 07:00 to 23:30 (Function Rooms and Pre Function Room)

Late Night Refreshment

Monday to Sunday: 23:00 to 00:00 (Basement Restaurant, Ground Floor Bar, Private Dining Area, Business Centre, Screening Rooms)
Monday to Sunday: 23:00 to 23:30 (Function Rooms and Pre Function Room)
Monday to Sunday: 23:00 to 05:00 (For Residents)

Sale by Retails of Alcohol

Monday to Sunday: 00:00 to 23:59 (for residents)
Monday to Sunday: 07:00 to 00:00 (Screening Rooms, Private Dining Area, Ground Floor Bar)
Monday to Sunday: 07:00 to 23:30 (Function Rooms and Pre Function Room)
Monday to Sunday: 07:00 to 22:00 (Spa and Gym)
Monday to Saturday: 07:00 to 01:00 (Basement Restaurant)

Sunday and Bank Holiday: 07:00 to 23:00 (Basement Restaurant, Private Dining Area, Ground Floor Plan)

Opening Hours

Monday to Sunday: 00:00 to 00:00
Monday to Saturday: 08:00 to 22:00
Sunday: 09:00 to 22:00

Note: There are no proposed changes to the licensable hours permitted in the restaurant area. The variation application proposes to change the licensable area of the restaurant from the basement floor to the ground floor.

There are proposed changes to the licensable hours permitted in the bar area. The variation application also seeks to vary the licensable area for the bar area from the ground floor bar to the basement floor as detailed below.

1-C Current and proposed licensable activities, areas and hours for the bar area only						
Regulated Entertainment						
Playing of Recorded Music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:00	00:00	07:00	01:00	Ground floor bar	Basement floor bar as detailed at Section 1-D of the report.
Tuesday	07:00	00:00	07:00	01:00		
Wednesday	07:00	00:00	07:00	01:00		
Thursday	07:00	00:00	07:00	01:00		
Friday	07:00	00:00	07:00	01:00		
Saturday	07:00	00:00	07:00	01:00		
Sunday	07:00	23:00	No Change			
Seasonal variations: Non-standard timings:	Current:				Proposed:	
	Bank Holiday 07:00 to 23:00				No change	

Performance of live music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:00	00:00	07:00	01:00	Ground floor bar	Basement floor bar as detailed at Section 1-D of the report.
Tuesday	07:00	00:00	07:00	01:00		
Wednesday	07:00	00:00	07:00	01:00		
Thursday	07:00	00:00	07:00	01:00		
Friday	07:00	00:00	07:00	01:00		
Saturday	07:00	00:00	07:00	01:00		
Sunday	07:00	23:00	No Change			
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	Bank Holiday 07:00 to 23:00				No change	

Performance of recorded music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:00	00:00	07:00	01:00	Ground floor bar	Basement floor bar as detailed at Section 1-D of the report.
Tuesday	07:00	00:00	07:00	01:00		
Wednesday	07:00	00:00	07:00	01:00		
Thursday	07:00	00:00	07:00	01:00		
Friday	07:00	00:00	07:00	01:00		
Saturday	07:00	00:00	07:00	01:00		
Sunday	07:00	23:00	No Change			
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	Bank Holiday 07:00 to 23:00				No change	

Exhibition of film						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:00	00:00	07:00	01:00	Ground floor bar	Basement floor bar as detailed at Section 1-D of the report.
Tuesday	07:00	00:00	07:00	01:00		
Wednesday	07:00	00:00	07:00	01:00		
Thursday	07:00	00:00	07:00	01:00		
Friday	07:00	00:00	07:00	01:00		
Saturday	07:00	00:00	07:00	01:00		
Sunday	07:00	23:00	No change			
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	Bank Holiday 07:00 to 23:00				No change	

Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
					No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:00	00:00	07:00	01:00	Ground floor bar	Basement floor bar as detailed at Section 1-D of the report.
Tuesday	07:00	00:00	07:00	01:00		
Wednesday	07:00	00:00	07:00	01:00		
Thursday	07:00	00:00	07:00	01:00		
Friday	07:00	00:00	07:00	01:00		
Saturday	07:00	00:00	07:00	01:00		
Sunday	07:00	00:00	No change			
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	None				None	

Sale by Retail of Alcohol						
On or off sales			Current :		Proposed:	
			On and off		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:00	00:00	07:00	01:00	Ground floor bar	Basement floor bar as detailed at Section 1-D of the report.
Tuesday	07:00	00:00	07:00	01:00		
Wednesday	07:00	00:00	07:00	01:00		
Thursday	07:00	00:00	07:00	01:00		
Friday	07:00	00:00	07:00	01:00		
Saturday	07:00	00:00	07:00	01:00		
Sunday	07:00	23:00	No change			
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		Bank Holiday 07:00 to 23:00			No Change	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:00	24:00	No Change		Ground floor bar	Basement floor bar as detailed at Section 1-D of the report.
Tuesday	00:00	24:00				
Wednesday	00:00	24:00				
Thursday	00:00	24:00				
Friday	00:00	24:00				
Saturday	00:00	24:00				
Sunday	00:00	24:00				

1-C Layout alteration	
The layout alteration proposed by the applicant is as follows:	
<p><u>Ground Floor</u> A new lobby area Relocated restaurant with a formal restaurant area and less formal café style operation</p> <p><u>Basement</u> Relocated bar area</p>	

1-D Conditions being varied	
Condition	Proposed variation
Condition 31	The sale of alcohol in the main ground floor restaurant shall only be to persons seated at tables and as ancillary to table meals except for hotel residents and up to 3 guests for each resident, (additional guests may be allowed only with the prior authorisation from the manager in writing for specific additional guests, a copy of which shall be held at the hotel reception and made available for inspection at the request of the Police or authorised officer) and save for those seated in the ground floor café area or stood by the café bar counter.
Condition 32	The main restaurant in the ground floor and shall be laid out as a restaurant and this area together with the ground floor café area (which shall contain suitable seating arrangements) shall have no more than 140 persons (excluding staff) seated within this area at any one time.
Condition 33	The maximum capacity within the basement bar area shall be 90 persons (excluding staff) at any one time.
Condition 34	The supply of alcohol in the restaurant shall be by waiter or waitress only save for in relation to the café area where such service shall remain available and be encouraged when in use but not be required
Condition 35	The supply of alcohol in the basement bar shall be by way of waiter/waitress service only other than to persons in the bar area immediately in front of the bar (as show more particularly on the plans submitted with the application).
Condition 37	A person shall be employed as a host within the ground floor reception lobby/host station to the restaurant and café area (located close to the **** whenever this area is open to non-residents who will greet all persons entering this area and shall monitor the numbers of persons accommodated within this area.
Condition 38	The Knightsbridge Green entrance to the ground floor restaurant and café area may be used by members of the public as a entrance or exit to these areas or the basement bar area during the hours when they are permitted to use the ... these areas. Whenever, the door is in such use it shall be closed except for access and the reception lobby shall be manned by a host during such use. In addition or the consumption of food or alcohol.

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Services
Representative:	Mr Dave Nevitt
Received:	14 December 2019
<p>I wish to make Representations on the following grounds: Representation is made in relation to the application for a change in the layout of the premises as this may impact on Public Safety.</p> <p>Representation is made in respect of the application to increase hours for Licensable activities as this may increase the risk of Public Nuisance.</p>	

2-B Other Persons			
Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	14 December 2019		

We act for the [REDACTED]
 [REDACTED] We are instructed to submit this letter of representation in respect of the above application by Prime Hotels (UK) Ltd ("the Applicant") for the variation of its premises licence ("Premises Licence") at the Bvlgari Hotel, 163 Knightsbridge SW7 1DW ("the Hotel").

[REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]

Consultation

The Hotel and its advisors are aware [REDACTED] and the others opposed an application to vary the premises licence in 2013. In the light of this [REDACTED] is disappointed that it was not consulted prior to the submission of the Application.

Policy and Guidance

We make reference in this representation to the Westminster City Council Statement of the Licensing policy 2016 ("Policy") operative from 7 January 2016 and to amended Guidance issued under section 182 of the Licensing Act 2003 April 2018 ("the Guidance").

Grounds for the representation

The Application may be summarised as follows:

Move the Existing ground floor bar to the basement

- Remove restaurant condition from the basement
- Move the existing basement restaurant to ground floor
- Attach restaurant condition to part of the ground floor only
- Create a "café style casual" area on ground floor

- Increase the hours to 01:00 Monday to Saturday on the ground floor
- Increase capacity from 80 to 90 in the basement and from 120 to 140 on the ground floor
- Remove restriction on Knightsbridge Green Access

This representation is made on the basis that the Application, if granted, is likely to be contrary to the licensing objectives, being the prevention of crime and disorder, public safety, the protection of children from harm and in particular, the prevention of public nuisance.

We set out below, in further detail, the grounds for [REDACTED]'s representation.

Core Hours

Policy HRS1

The Application is for hours considerably longer than Westminster Core Hours.

We refer to paragraph 2.3.2 of Policy HRS 1. The applicant wishes to extend the hours of the non-resident bar to 01:00. It also in effect creates a new ground floor bar also with a terminal hour of 01:00.

The Policy states at paragraph 2.3.4: "The hours at which noise may occur and disturbance of residents' rest, relaxation and sleep will be of particular concern".

We refer to Policy HRS1 which states that regard will be had to a number of factors which include:

Possible impact on crime and disorder, public safety and public nuisance.

2. Whether there is residential accommodation likely to be adversely affected.
3. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.
4. The existing hours and the past operating of the premises.
5. Whether customers and staff have adequate access to public transport when arriving and leaving.

The operating schedule within the Application gives no consideration to the limited availability of public transport in the early hours of the morning. The nature of the Hotel's clientele is that a large percentage of their patrons expect to be dropped off and collected by car, immediately outside the hotel. This already results in significant nuisance by way of noise disturbance to the Residents and the grant of the application to extend permitted hours would increase this disturbance.

Should the application be granted, there is a significant likelihood of an increase in public nuisance and possible issues of public safety and crime and disorder.

In terms of public safety and crime and disorder, the residents have already experienced serious nuisance arising from cars collecting patrons from the hotel parking in dangerous and illegal positions, resulting in potential conflict between drivers and with security.

The applicant has had no regard to the considerations set out in Policy HRS1 and has made no attempt to address them in the application.

Public Nuisance

Policy 1N

The Hotel is in an area of residential accommodation and there is significant residential accommodation immediately adjacent to the hotel.

If the application is granted the facilities at the hotel will be opened up to an increased number of non-residents. This will inevitably mean more people entering and leaving the premises during the day the evening and late into the night. The issues that are likely to arise from the grant of the application are:

1. Increased numbers of people, many of whom will be in high spirits, departing from the premises late at night and making noise as they do so.
2. Increased numbers of people arriving and departing from the premises at any time during the day, evening and night and making noise as they do so.
3. Increased number of taxis or private vehicles congregating and leaving their engines on whilst waiting to pick up passengers with additional disturbance created by the noise of doors opening and closing and horns being used.
4. Increased numbers of people congregating to smoke outside the premises, conversing and

otherwise making noise whilst standing there.

5. Increased numbers of staff being present on site to serve customers and these staff gathering (most likely) at the rear of the building when enjoy breaks (not necessarily when smoking) and again making noise.

6. The Increased use of the hotel for events may attract photographers and journalists congregating on Knightsbridge, obstructing the highway and creating public nuisance through noise and general disturbance.

All of the above issues are have been experienced by the residents and the grant of the application would significantly increase the impact of the public nuisance both during the hours of the existing premises licence and later due to the extended hours sought by the applicant for licensable activities.

The residents already experience levels of noise that disturb their sleep and this is a particular concern for residents who have children. There are a large number of families with young children living at the apartments.

The Ground Floor Café Area

The Residents are extremely concerned by this part of the application. If the application is granted, this area (larger in size than the restaurant) will in effect be a bar area licensed to 01:00 and not subject to restaurant conditions. The capacity would be 140. There would be no need for tables and chairs save that the area will contain "suitable seating arrangements".

Guidance

The Guidance states at paragraph 2.16 that public nuisance is not defined in the Licensing Act 2003

and retains its broad common law meaning. Guidance states:

"Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health."

The grant of the application would clearly be contrary to the guidance as the proposals of the hotel, if implemented, are likely to result in increased nuisance to a great many people who live locally.

Summary

In the light of the above, the ████████ opposes the grant of the application on the grounds that it would be contrary to the licensing objectives, the Policy and the Guidance.

Our client wishes us to stress that it maintains a cordial and working relationship with the management of the hotel and expects this to continue. However, and in the light of the previous experience, our client suspects that the Hotel's strategy is to increase capacity for non-resident use and to do soon a step by step basis. Our client accepts the hotel as a hotel and not as a late night public bar/club.

We reserve the right, on the part of our client, to expand on the contents of this letter of representation by way of the submission of additional information and to call witnesses to support the points that our client has made in this letter.

Further conditions have been proposed to form part of the operating schedule, following mediation between the applicant and the objector which can be found in appendix 5.

Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	13 December 2019		

I write to object to the grant of the above application, on the basis that the application, if granted, would be to harm the licensing objectives of prevention of public nuisance.

Background

Since 1961 the [REDACTED] has promoted the interests of residents, businesses and visitors of the Knightsbridge neighbourhood. Knightsbridge is not a well-defined term but, roughly, it includes the area from Hyde Park Corner on the east to Queen's Gate on the west and from Hyde Park on the north to Brompton Road on the south.

[REDACTED] is a not for profit, non-political, voluntary organisation representing local residents and businesses in relation to residential and commercial planning applications and monitors licensing applications. It also monitors street cleaning and lighting and liaises with the police on crime prevention.

Many of our residents have communicated their concerns to us and the [REDACTED] representation reflects these concerns. We understand that these residents either have done or are likely to make their own representations to the Premises Licensing Committee.

Prevention of public nuisance

We are concerned about this particular application, on the grounds of prevention of public nuisance, specifically the additional noise and disruption to the lives of local residents as a result of the proposed extension of hours. To that end we take this opportunity to refer to the Westminster City Council Statement of Licensing Policy 2016, effective since 7 January 2016, and to amended Guidance to Section 182 of the Licensing Act 2003 issued in April 2018. The application envisages, amongst other things, swapping the locations of the ground floor bar and basement restaurant, creating a 'café style casual' area on the ground floor, extending the closing time for the ground floor area to 1.00 a.m. Monday to Saturday, increasing capacity from 80 to 90 in the basement and from 120 to 140 on the ground floor and removing restrictions on the Knightsbridge Green access.

Our representation is made on the basis that were the application to be granted it would be contrary to the City of Westminster's licensing objectives, being the prevention of crime and disorder, public safety, the protection of children from harm and most of all, the prevention of public nuisance. The above proposed hours are well outside "Core Hours". The Council's policy states at para 2.3.4 that "*the hours at which noise may occur and disturbance of residents' rest, and relaxation and sleep will be of particular concern*". Residential apartments and houses close to the Bvlgari Hotel will be subject to increased disturbance resulting from the arrival and departure of traffic and associated dispersal of clientele, up to and beyond 1 a.m. We also refer to Policy HRS 1 which states that regard will be had to a number of factors including:

1. *Possible impact on crime and disorder, public safety and public nuisance.*
2. *Whether there is residential accommodation likely to be adversely affected.*
3. *The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.*
4. *The existing hours and the past operation of the premises.*
5. *Whether customers and staff have adequate access to public transport when arriving and leaving.*

In relation to point 5 above, we note that most of the hotel's clientele arrive and depart by car, creating significant noise at all hours.

In relation to Policy 1N, granting of the application will mean that the hotel's facilities will be opened up to an increased number of non-residents, meaning more people arriving and departing late into in the evening and early hours.

Finally and perhaps most importantly, I believe that the application if granted would set precedent to be used by other hotels, restaurants, bars and cafes in the area to argue for late night opening that matched that granted to the Bvlgari. Accordingly, we lodge our objection and ask the Sub-Committee to take this representation into account when considering the application. Please let me know the date of the hearing once it is known, so that either I or another representative of the ■ can attend.

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> <p><u>For premises for the supply of alcohol for consumption on the premises:</u></p> <p>Monday to Thursday: 10:00 to 23:30 Friday and Saturday: 10:00 to midnight Sundays immediately prior to Bank Holidays: Midday to midnight Other Sundays: Midday to 22:30</p> <p><u>For premises for the provision of other licensable activities:</u></p> <p>Monday to Thursday: 09:00 to 23.30 Friday and Saturday: 09:00 to midnight Sundays immediately prior to Bank Holidays: 09:00 to midnight Other Sundays: 09:00 to 22:30.</p>
Policy RNT1 applies	<p>Applications will generally be granted and reviews determined, subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1. Restaurants within the Cumulative Impact Areas – Policy</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 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 nonbroadcast television programmes to be viewed in hotel bedrooms, will generally be permitted.</p>

4. Equality Implications

The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under section 149 of the Equality Act 2010. In summary, section 149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to:

- (a) Eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act;
- (b) Advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it' and
- (c) Foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

5. Appendices

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

Report author:	Angela Seaward Senior Licensing Officer
Contact:	Telephone: 0207 641 8116 Email: aseaward@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	April 2018
4	Representation Environmental Health	14 December 2018
5	Representation Interested Party	14 December 2018
6	Representation Interested Party	13 December 2018

Ground Floor

GROUND FLOOR LEGEND

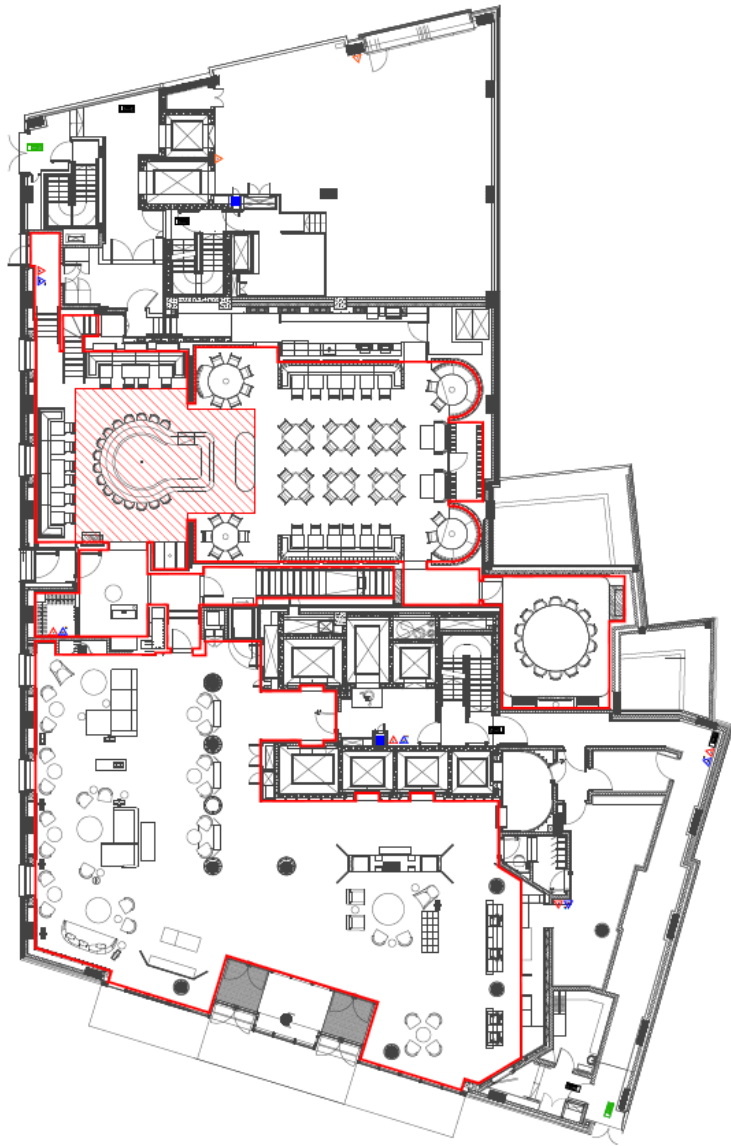
	Structural Fire Risk Sign		2kg CO2 extinguisher		8 litre extinguisher (hand)
	Non-Structural Fire Risk Sign		9kg CO2 extinguisher		Dry Area
	Bar area		6 litre manual extinguisher		Fire Barrier
	Hand public areas with which immediate action may be needed		6 litre manual extinguisher		

0 10 20 30 40 50 60 70 80 90 100
 METRES
 0 10 20 30 40 50 60 70 80 90 100
 FEET

29/11/17
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 DRAWING NUMBER
 2917-011-170

01/11/17
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jestico + whites
 2000 West 8th Street
 London, E8 3PR
 +44 (0)20 7990 0282
 info@jestico.com
 london@jestico.com
 london - interior design





City of Westminster

Schedule 12
Part A

WARD: Knightsbridge
And Belgravia
UPRN: 010033548177

64 Victoria Street, London,
SW1E 6QP

Regulation 33, 34

Premises licence

Premises licence
number:

19/00225/LIPDPS

Original Reference:

12/00946/LIPN

Part 1 – Premises details

Postal address of premises:

Bulgari Hotel
171 Knightsbridge
London
SW7 1DW

Telephone Number: 0207 151 1010

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Exhibition of a Film
Performance of Live Music
Playing of Recorded Music
Anything of a similar description to Live Music, Recorded Music or Performance of Dance
Performance of a Play
Late Night Refreshment
Sale by Retail of Alcohol

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

Performance of Dance

Monday to Sunday: 00:00 to 23:59 (For Residents)
Monday to Sunday: 07:00 to 23:30 (Function Rooms and Pre Function Room)
Monday to Sunday: 07:00 to 22:00 (Spa and Gym)
Monday to Sunday: 07:00 to 00:00 (Screening Rooms)

Exhibition of a Film

Monday to Sunday:	00:00 to 23:59 (For Residents)
Monday to Sunday:	07:00 to 00:00 (Business Centre)
Monday to Sunday:	07:00 to 23:30 (Function Rooms and Pre Function Room)
Monday to Sunday:	07:00 to 00:00 (Screening Rooms)
Monday to Sunday:	07:00 to 22:00 (Spa and Gym)
Monday to Saturday:	07:00 to 00:00 (Private Dining Area)
Monday to Saturday:	07:00 to 01:00 (Basement Restaurant)
Monday to Saturday:	07:00 to 00:00 (Ground Floor Bar)
Sunday:	07:00 to 23:00 (Private Dining Area)
Sunday:	07:00 to 23:00 (Basement Restaurant)
Sunday:	07:00 to 23:00 (Ground Floor Bar)
Bank Holiday:	07:00 to 23:00 (Private Dining Area)
Bank Holiday:	07:00 to 23:00 (Basement Restaurant)
Bank Holiday:	07:00 to 23:00 (Ground Floor Bar)

Performance of Live Music

Monday to Sunday:	00:00 to 23:59 (For Residents)
Monday to Sunday:	07:00 to 00:00 (Screening Rooms)
Monday to Sunday:	07:00 to 00:00 (Business Centre)
Monday to Sunday:	07:00 to 23:30 (Function Rooms and Pre Function Room)
Monday to Saturday:	07:00 to 00:00 (Private Dining Area)
Monday to Saturday:	07:00 to 00:00 (Ground Floor Bar)
Monday to Saturday:	07:00 to 01:00 (Basement Restaurant)
Sunday:	07:00 to 23:00 (Ground Floor Bar)
Sunday:	07:00 to 23:00 (Private Dining Area)
Sunday:	07:00 to 23:00 (Basement Restaurant)
Bank Holiday:	07:00 to 23:00 (Private Dining Area)
Bank Holiday:	07:00 to 23:00 (Ground Floor Bar)
Bank Holiday:	07:00 to 23:00 (Basement Restaurant)

Playing of Recorded Music

Monday to Sunday:	00:00 to 23:59 (For Residents)
Monday to Sunday:	07:00 to 00:00 (Screening Rooms)
Monday to Sunday:	07:00 to 23:30 (Function Rooms and Pre Function Room)
Monday to Sunday:	07:00 to 22:00 (Spa and Gym)
Monday to Sunday:	07:00 to 00:00 (Business Centre)
Monday to Saturday:	07:00 to 01:00 (Basement Restaurant)
Monday to Saturday:	07:00 to 00:00 (Ground Floor Bar)
Monday to Saturday:	07:00 to 00:00 (Private Dining Area)
Sunday:	07:00 to 23:00 (Ground Floor Bar)
Sunday:	07:00 to 23:00 (Basement Restaurant)
Sunday:	07:00 to 23:00 (Private Dining Area)
Bank Holiday:	07:00 to 23:00 (Private Dining Area)
Bank Holiday:	07:00 to 23:00 (Ground Floor Bar)
Bank Holiday:	07:00 to 23:00 (Basement Restaurant)

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

Monday to Sunday:	00:00 to 23:59 (For Residents)
Monday to Sunday:	07:00 to 23:30 (Function Rooms and Pre Function Room)
Monday to Sunday:	07:00 to 00:00 (Screening Rooms)

Performance of a Play

Monday to Sunday:	00:00 to 23:59 (For Residents)
Monday to Sunday:	07:00 to 00:00 (Screening Rooms)

Monday to Sunday: 07:00 to 23:30 (Function Rooms and Pre Function Room)

Late Night Refreshment

Monday to Sunday: 23:00 to 00:00 (Basement Restaurant)
Monday to Sunday: 23:00 to 00:00 (Ground Floor Bar)
Monday to Sunday: 23:00 to 00:00 (Private Dining Area)
Monday to Sunday: 23:00 to 00:00 (Business Centre)
Monday to Sunday: 23:00 to 00:00 (Screening Rooms)
Monday to Sunday: 23:00 to 23:30 (Function Room and Pre Function Room)
Monday to Sunday: 23:00 to 05:00 (For Residents)

Sale by Retail of Alcohol

Monday to Sunday: 00:00 to 23:59 (For Residents)
Monday to Sunday: 07:00 to 00:00 (Screening Rooms)
Monday to Sunday: 07:00 to 22:00 (Spa and Gym)
Monday to Sunday: 07:00 to 23:30 (Function Room and Pre Function Room)
Monday to Saturday: 07:00 to 00:00 (Private Dining Area)
Monday to Saturday: 07:00 to 01:00 (Basement Restaurant)
Monday to Saturday: 07:00 to 00:00 (Ground Floor Bar)
Sunday: 07:00 to 23:00 (Basement Restaurant)
Sunday: 07:00 to 23:00 (Ground Floor Bar)
Sunday: 07:00 to 23:00 (Private Dining Area)
Bank Holiday: 07:00 to 23:00 (Basement Restaurant)
Bank Holiday: 07:00 to 23:00 (Private Dining Area)
Bank Holiday: 07:00 to 23:00 (Ground Floor Bar)

The opening hours of the premises:

Monday to Sunday: 00:00 to 00:00
Monday to Saturday: 08:00 to 22:00
Sunday: 09:00 to 22:00

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

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

Part 2

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

Prime Hotels (UK) Limited
1st Floor
40 Dukes Place
London
EC3A 7NH

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

07468060

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

Name: Jean-Marc Ayme

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

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

Licence Number: 18-230726-1

Licensing Authority: Royal Borough of Kensington & Chelsea

Date: 5th March 2019

Signed:

pp



This licence has been authorised by Karyn Abbott on behalf of the Director - Public Protection and Licensing.

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on'
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
8. The responsible person shall ensure that'
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures'
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

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

9. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.
10. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

Annex 2 – Conditions consistent with the operating Schedule

None

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

11. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
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 to the public. This staff member shall be able to show Police recent recordings with the absolute minimum of delay when requested.
13. 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.
14. The refuse and delivery arrangements to the premises shall be in accordance with the detailed provisions agreed under the planning consent for the premises.
15. Off sales of alcohol are to be either (i) in sealed containers only and for consumption off the premises, or (ii) to the serviced apartments on the 7th to 9th floors of the premises, (iii) to the small terrace area located in Knightsbridge Green, or to the cigar shop which operates as separate premises on the mezzanine level within the building.
16. There shall be a minimum of 5 personal licence holders employed at the premises.
17. There shall be no unsupervised self-service of alcohol except for in the guest bedrooms.
18. On occasions when the Knightsbridge Green door is used for public access or egress to the hotel itself notices shall be prominently displayed throughout the time of such use at this exit requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
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. No unauthorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
21. A proof of age scheme, such as Challenge 21, shall be operated at the premises where a customer wishes to purchase alcohol and the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
22. The premises will employ a dedicated security manager based at the premises and responsible for overseeing all security issues within the premises.
23. The premises shall employ its own internal SIA registered security personnel together with such additional external SIA registered security personnel at it believes is

necessary for particular times or days of the week. The numbers of such personnel employed shall be kept under review and will take account of any activities or events being hosted at the premises. In assessing the numbers of personnel required the premises will have regard to any advice provided, or comments made, by the police.

24. There will be a dedicated manager in respect of and responsible for the bar/restaurant areas and the conference and banqueting areas. Such managers will hold a personal licence.
25. A concierge shall be employed and be based at the ground floor entrance at all times the premises are open. In addition, there will be valet parking attendants available to persons requiring such service within this area.
26. The premises shall adopt and operate a specific policy in relation to the management of smoking areas outside of the hotel. Such policies shall make provision for any external areas to be monitored and supervised at all times when used. The primary designated smoking areas shall be on Knightsbridge Green and there shall be no designated smoking areas on Knightsbridge but for the avoidance of doubt this shall not preclude any individual from smoking on Knightsbridge.

GUEST BEDROOMS

27. The following licensable activities may be provided within guest bedrooms for hotel residents at any time; the sale of alcohol and the provision of regulated entertainment consisting of either recorded music or the showing of films.

SERVICED APARTMENTS

28. The provision of late night refreshment off the premises may only be provided to the serviced apartments on the 7th to 9th floors of the premises and may be provided during the period 11pm to 5am on any day of the week.
29. Off Sales of alcohol may be provided to the serviced apartments on the 7th to 9th floors of the premises (in line with condition 7) at any time.

RESTAURANT AND BAR

30. Only the following licensable activities may be permitted with these areas; the sale and supply of alcohol, the provision of regulated entertainment (consisting of recorded music, live music, facilities for making music and the showing of films) and late night refreshment.
31. The sale of alcohol in the main basement restaurant shall only be to persons seated at tables and as ancillary to table meals except for hotel residents and up to 3 guests for each resident, (additional guests may be allowed only with the prior authorisation from the manager in writing for specific additional guests, a copy of which shall be held at the hotel reception and made available for inspection at the request of the Police or authorised officer).
32. The main restaurant in the basement floor and shall be laid out as a restaurant and shall have no more than 80 persons (excluding staff) seated within this area at any one time.
33. The maximum capacity within the ground floor bar area shall be 120 persons (excluding staff) at any one time.
34. The supply of alcohol in the restaurant shall be by waiter or waitress only.

35. The supply of alcohol in the ground floor bar shall be by way of waiter/waitress service only other than to persons in the bar area immediately in front of the bar (as show more particularly on the plans submitted with the application).
36. 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.
37. A person shall be employed as a host within the ground floor bar area whenever this area is open to non-residents who will greet all persons entering this area and shall monitor the numbers of persons accommodated within this area.
38. (a) Off sales of alcohol to the small terrace area in Knightsbridge Green shall only be to persons seated at tables and as an ancillary to a table meal. There shall be a maximum of 12 covers within this area. The terrace shall only be used between the hours of 8am and 10pm on Mondays to Saturdays and 9am and 10pm on Sundays.

(b) In addition, except in the case of an emergency or to allow access and egress to/from the terrace area the Knightsbridge Green entrance to the ground floor bar area shall not be used as an entrance or exit to the bar other than between the hours of 10am to 9.30pm on Mondays to Saturdays and 11am to 9pm on Sundays. Whenever, the door is in such use then it shall be kept closed at all times except for immediate access and egress or in the event of an emergency and there shall be an SIA registered door supervisor stationed immediately inside the entrance door whilst it is in public use.
39. (a) Non-residents shall use the main basement restaurant between the hours of 7am and 1am on Mondays to Saturdays and between 7am and 11pm on Sundays and bank holidays.

(b) Non-residents shall only use the ground floor bar area between the hours of 7am and midnight on Mondays to Saturdays and 7am and 11pm on Sundays and bank holidays.

PRIVATE DINING AREA

40. Only the following licensable activities may be permitted with this area; the sale and supply of alcohol, the provision of regulated entertainment (consisting of recorded music, live music and the showing of films) and late night refreshment.
41. The sale of alcohol within the private dining rooms shall be ancillary to a table meal within this area other than in respect of hotel residents and their bona fide guests or to persons attending a private or corporate function.
42. Non Residents shall only use this area between 7am and midnight on Mondays to Saturdays and between 7am and 11pm on Sundays and bank holidays, save that the use of this area by non residents is extended from midnight to 01.00 Monday to Saturday when the supply of alcohol is to a person seated at a table and for consumption by such a person as ancillary to their meal.
43. The maximum capacity within the private dining area shall be 50 persons (excluding staff).

BUSINESS CENTRE AREA

44. Only the following licensable activities may be permitted with this area; the sale and supply of alcohol, the provision of regulated entertainment (consisting of recorded music, facilities for making music and the showing of films) and late night refreshment.
45. Non Residents shall only use this area in connection with licensable activities between 7am to midnight on Mondays to Sundays.
46. The maximum capacity within the business centre area when licensable activities are provided shall 40 persons (excluding staff).

SCREENING AND PRE-SCREENING ROOM - BASEMENT 2

47. Only the following licensable activities may be permitted within this area; sale and supply of alcohol, the provision of late night refreshment and the provision of regulated entertainment of all descriptions other than indoor sports and wrestling.
48. Non-residents shall only use this area between the hours of 7am and midnight on any day of the week.
49. These areas will be used in conjunction whenever licensable activities are provided and the maximum capacity when licensable activities are provided within this area (either in the pre-screening area, the screening area or both areas combined) shall be 50 persons (excluding staff).

FUNCTION ROOM AND PRE-FUNCTION ROOM - BASEMENT 3

50. Only the following licensable activities may be permitted within this area; sale and supply of alcohol, the provision of late night refreshment and the provision of regulated entertainment of all descriptions other than indoor sports and wrestling.
51. Non-residents may only be allowed to use this area between the hours of 7am and 11.30pm on Mondays to Sundays with the exception that on up to 50 days per year the terminal hour for such use may be extended until midnight.
52. The maximum capacity of these areas when the ball room is used individually or combined with the pre-function room area for licensable activities shall be; 310 persons (including staff) where the event hosted is a standing only event, 140 (excluding staff) when the event is laid out for dinner style seating and 100 (excluding staff) when laid out in theatre style seating.
53. Dedicated conference and banqueting staff will be employed by the hotel to work at any events or functions held within this area and all such staff will be fully trained in relation to relevant provisions and duties imposed under licensing legislation and in relation to the hotel's own operation policies in relation to the use of this area.
54. Whenever an event or function involving licensable activities is hosted within this area then the premises shall ensure that there are a sufficient number of door staff on duty, or employed at the hotel, during the currency of the event in order to ensure the proper supervision of such event or function.
55. The smoking policy implemented by the hotel (see condition '27 above) shall specifically deal with the management of smoking by persons attending an event or function within this area.
56. In respect of the Function Room and Pre-Function Room (Basement 3),where the entire area is used by an external promoter and the promoter will then be solely responsible for

organising the event and selling tickets to it, a Form 696 Metropolitan Police Risk Assessment will be submitted for consideration by Police.

57. Access to this area shall be carefully controlled by the hotel's management, security and conference and banqueting staff. In the case of events or functions involving attendance by non-residents then access shall be via the main hotel entrance and the central lift areas.
58. Sufficient members of staff will be on duty to manage such access and egress properly.
59. Access and transport to and from this area will operate in line with the specific policies adopted under the planning consent controlling and managing this issue.

SPA AND GYM AREA - BASEMENT LEVELS 4 AND 5

60. Only the following licensable activities are permitted within the Spa areas; the sale and supply of alcohol and the provision of regulated entertainment consisting of recorded music and the facilities for making music, dancing and facilities for dancing (gym area only) and the showing of films.
61. Other than within the Spa reception/café/lounge area within basement level 5, no drinks shall be served in glass containers at any time in the spa area.
62. The Spa areas may only be used by the residents of the hotel and/or apartments and their bona fide guests or by private members of the spa area.
63. These areas may only be used for licensable activities between the hours of 7am and 10pm on any day and non-residents will not be admitted to these areas outside of these times.

GENERAL

64. 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.
65. 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.
66. All exit doors on designated escape routes leading from the areas set out in condition 17 shall be available at all material times without the use of a key, code, card or similar means.
67. All self closing doors shall be effectively maintained and not held open other than by an approved device.
68. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
69. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
70. The certificates listed below shall be submitted to the Licensing Authority upon written request.
 - o Any emergency lighting battery or system
 - o Any electrical installation
 - o Any emergency warning system

71. With the exception of the showing of films in the Hotel bedrooms, no entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided under the authority of this licence.
72. Loudspeakers shall not be located in the external entrance lobby or outside the premises building with the exception of loudspeakers used in connection with an emergency.
73. With the exception of designated smoking bedrooms (if any), 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.
74. There shall be no striptease or nudity, and all persons shall be decently attired at all times.
75. 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.

76. The operators of the hotel shall organise and offer to host regular meetings with the management company of 199 Knightsbridge to which other resident associations may also be invited. It is anticipated that this will be done on a quarterly basis.
77. Whenever the premises apply for a temporary event notice then they shall notify the 199 Knightsbridge residents (via its management company) of such Temporary Event Notice at least 5 days before the event takes place.

Annex 4 – Plans

Attached

Applicant Supporting Documents

Appendix 3

None submitted

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
12/00946/LIPN	Application for new Premises License	26.4.2012	Granted by Licensing Sub Committee
12/04502/LIPT	Application to transfer premises licence from Prime Hotels (London) LTD to Prime Hotel (UK) Limited	13.6.2012	Granted under delegated authority
12/04503/LIPDPS	Application to change designated premises supervisor from Graham Clark to Roberto Veneruzzo	13.6.2012	Granted under delegated authority
12/05588/LIPDPS	Application to change designated premises supervisor from Roberto Veneruzzo to Nicolas Grounin	23.8.2012	Granted under delegated authority
13/04075/LIPV	Application to vary conditions and increase hours to non-residents in the bar area the restaurant/private dining area, the business centre, the screening room and the Function rooms.	1.8.2013	Granted by Licensing Sub Committee
13/05852/LIPDPS	Application to change designated premises supervisor from Nicolas Grounin to Dimitri Martin	20.8.2013	Granted under delegated authority
14/01382/LIPDPS	Application to change designated premises supervisor from Dimitri Martin to Nicolas Jacques Claude Bailet	3.8.2017	Granted under delegated authority
17/08675/LIPDPS	Application to change designated premises supervisor from Nicolas Jacques Claude Bailet to Sonia Masih	4.11.2017	Granted under delegated authority
19/00225/LIPDPS	Application to change designated premises supervisor from Sonia Masih to Jean-Marc Ayme	22.1.2019	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.

The applicant has proposed to remove condition 8(i)

- 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.

Annex 2 – Conditions consistent with the operating Schedule

None

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

11. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
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 to the public. This staff member shall be able to show Police recent recordings with the absolute minimum of delay when requested.
13. 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.
14. The refuse and delivery arrangements to the premises shall be in accordance with the detailed provisions agreed under the planning consent for the premises.
15. Off sales of alcohol are to be either
 - (i) in sealed containers only and for consumption off the premises, or
 - (ii) to the serviced apartments on the 7th to 9th floors of the premises,
 - (iii) to the small terrace area located in Knightsbridge Green, or to the cigar shop which operates as separate premises on the mezzanine level within the building.
16. There shall be a minimum of 5 personal licence holders employed at the premises.
17. There shall be no unsupervised self-service of alcohol except for in the guest bedrooms.
18. On occasions when the Knightsbridge Green door is used for public access or egress to the hotel itself notices shall be prominently displayed throughout the time of such use at this exit requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
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. No unauthorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
21. A proof of age scheme, such as Challenge 21, shall be operated at the premises where a customer wishes to purchase alcohol and the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.

22. The premises will employ a dedicated security manager based at the premises and responsible for overseeing all security issues within the premises.
23. The premises shall employ its own internal SIA registered security personnel together with such additional external SIA registered security personnel at it believes is necessary for particular times or days of the week. The numbers of such personnel employed shall be kept under review and will take account of any activities or events being hosted at the premises. In assessing the numbers of personnel required the premises will have regard to any advice provided, or comments made, by the police.
24. There will be a dedicated manager in respect of and responsible for the bar/restaurant areas and the conference and banqueting areas. Such managers will hold a personal licence.
25. A concierge shall be employed and be based at the ground floor entrance at all times the premises are open. In addition, there will be valet parking attendants available to persons requiring such service within this area.
26. The premises shall adopt and operate a specific policy in relation to the management of smoking areas outside of the hotel. Such policies shall make provision for any external areas to be monitored and supervised at all times when used. The primary designated smoking areas shall be on Knightsbridge Green and there shall be no designated smoking areas on Knightsbridge but for the avoidance of doubt this shall not preclude any individual from smoking on Knightsbridge.

GUEST BEDROOMS

27. The following licensable activities may be provided within guest bedrooms for hotel residents at any time; the sale of alcohol and the provision of regulated entertainment consisting of either recorded music or the showing of films.

SERVICED APARTMENTS

28. The provision of late night refreshment off the premises may only be provided to the serviced apartments on the 7th to 9th floors of the premises and may be provided during the period 11pm to 5am on any day of the week.
29. Off Sales of alcohol may be provided to the serviced apartments on the 7th to 9th floors of the premises (in line with condition 7) at any time.

RESTAURANT AND BAR

30. Only the following licensable activities may be permitted with these areas; the sale and supply of alcohol, the provision of regulated entertainment (consisting of recorded music, live music, facilities for making music and the showing of films) and late night refreshment.
31. The sale of alcohol in the main basement restaurant shall only be to persons seated at tables and as ancillary to table meals except for hotel residents and up to 3 guests for each resident, (additional guests may be allowed only with the prior authorisation from the manager in writing for specific additional guests, a copy of which shall be held at the hotel reception and made available for inspection at the request of the Police or authorised officer).

The applicant has proposed to amend condition 31 to the following (which is shown in red)

The sale of alcohol in the main **ground floor** restaurant shall only be to persons seated at tables and as ancillary to table meals except for hotel residents and up to 3 guests for each resident, (additional guests may be allowed only with the prior authorisation from the manager in writing for specific additional guests, a copy of which shall be held at the hotel reception and made available for inspection at the request of the Police or authorised officer) **and save for those seated in the ground floor café area or stood by the café bar counter.**

The objector [REDACTED] has proposed to amend condition 31 to the following

The sale of alcohol in the ground floor restaurant area (as clearly labelled and shown on the approved layout drawings) shall only be to persons seated at tables and as ancillary to table meals except for hotel residents and up to 3 guests for each resident, (additional guests may be allowed only with the prior authorisation from the manager in writing for specific additional guests, a copy of which shall be held at the hotel reception and made available for inspection at the request of the Police or authorised officer) save for in the hatched area (as shown on the approved layout drawings) where alcohol may be consumed by persons who are seated and where food shall be available. Within the hatched area up to 10 persons may consume alcohol whilst standing as they wait to be seated within the ground floor restaurant.

32. The main restaurant in the basement floor and shall be laid out as a restaurant and shall have no more than 80 persons (excluding staff) seated within this area at any one time.

The maximum capacity within the ground floor bar area shall be 120 persons (excluding staff) at any one time.

The applicant has proposed to amend condition 32 to the following (which is shown in red)

The main restaurant in the **ground** floor and shall be laid out as a restaurant and this area together with the **ground floor café area (which shall contain suitable seating arrangements)** shall have no more than **140** persons (excluding staff) seated within this area at any one time.

The objector [REDACTED] has proposed to amend condition 32 to the following

The ground floor restaurant shall be laid out as a restaurant (save for the hatched area which shall contain suitable seating arrangements) and shall have no more than 140 persons (excluding staff) within this area at any one time.

33. The maximum capacity within the ground floor bar area shall be 120 persons (excluding staff) at any one time.

The applicant has proposed to amend condition 33 to the following (which is shown in red)

The maximum capacity within the basement bar area shall be **90** persons (excluding staff) at any one time.

The objector [REDACTED] has proposed to amend condition 33 to the following

The maximum capacity within the basement bar area shall be 90 persons (excluding staff) at any one time.

34. The supply of alcohol in the restaurant shall be by waiter or waitress only.

The applicant has proposed to amend condition 34 to the following (which is shown in red)

The supply of alcohol in the restaurant shall be by waiter or waitress only **save for in relation to the café area where such service shall remain available and be encouraged when in use but not be required.**

The objector [REDACTED] has proposed to amend condition 34 to the following

The supply of alcohol in the ground floor restaurant shall be by waiter or waitress only other than to persons seated at the counter who may be served directly.

35. The supply of alcohol in the ground floor bar shall be by way of waiter/waitress service only other than to persons in the bar area immediately in front of the bar (as show more particularly on the plans submitted with the application).

The applicant has proposed to amend condition 35 to the following (which is shown in red)

The supply of alcohol in the basement bar shall be by way of waiter/waitress service only other than to persons in the bar area immediately in front of the bar (as show more particularly on the plans submitted with the application).

The objector [REDACTED] has proposed to amend condition 35 to the following

The supply of alcohol in the basement bar shall be by way of waiter/waitress service only other than to persons in the hatched area immediately in front of the bar (as shown on the approved layout drawings).

36. 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.

37. A person shall be employed as a host within the ground floor bar area whenever this area is open to non-residents who will greet all persons entering this area and shall monitor the numbers of persons accommodated within this area.

The applicant has proposed to amend condition 37 to the following (which is shown in red)

A person shall be employed as a host within the ground floor **reception lobby/host station to the restaurant and café area (located close to the ****** whenever this area is open to non-residents who will greet all persons entering this area and shall monitor the numbers of persons accommodated within this area.

The objector [REDACTED] has proposed to amend condition 35 to the following

A person shall be employed as a host and be present within the ground floor restaurant meet and greet lobby area (the area located immediately inside the Knightsbridge Green entrance) whenever this area is open to non-residents. This person's role shall include greeting all persons entering this area and shall monitor the numbers of persons accommodated within the ground floor restaurant area.

- 38 (a) Off sales of alcohol to the small terrace area in Knightsbridge Green shall only be to persons seated at tables and as an ancillary to a table meal. There shall be a maximum of 12 covers within this area. The terrace shall only be used between the hours of 8am and 10pm on Mondays to Saturdays and 9am and 10pm on Sundays.
- (b) In addition, except in the case of an emergency or to allow access and egress to/from the terrace area the Knightsbridge Green entrance to the ground floor bar area shall not be used as an entrance or exit to the bar other than between the hours of 10am to 9.30pm on Mondays to Saturdays and 11am to 9pm on Sundays. Whenever, the door is in such use then it shall be kept closed at all times except for immediate access and egress or in the event of an emergency and there shall be an SIA registered door supervisor stationed immediately inside the entrance door whilst it is in public use.

The applicant has proposed to amend condition 38 to the following (which is shown in red)

The Knightsbridge Green entrance to the ground floor restaurant and café area may be used by members of the public as an entrance or exit to these areas or the basement bar area during the hours when they are permitted to use the ... these areas. Whenever, the door is in such use it shall be closed except for access and the reception lobby shall be manned by a host during such use. In addition, the Knightsbridge Green terrace area shall not be used for licensable activities or the consumption of food or alcohol.

The objector [REDACTED] has proposed to amend condition 38 to the following

The Knightsbridge Green entrance may be used as the main entrance and exit (but for the avoidance of doubt not the exclusive entrance to those areas). Whenever the Knightsbridge Green entrance door is in such use then it shall be closed except for access and egress and as set out in condition 37 above the restaurant meet and greet lobby area shall be manned by a host during such use. The Knightsbridge Green terrace area shall not be used for licensable activities or the consumption of food or alcohol.

39. (a) Non-residents shall use the main basement restaurant between the hours of 7am and 1am on Mondays to Saturdays and between 7am and 11pm on Sundays and bank holidays.
- (b) Non-residents shall only use the ground floor bar area between the hours of 7am and midnight on Mondays to Saturdays and 7am and 11pm on Sundays and bank holidays.

The applicant has proposed to amend condition 39 to the following (which is shown in red)

- (a) Non-residents shall use the main ground floor restaurant and café area between the hours of 7am and 1am on Mondays to Saturdays and between 7am and 11pm on Sundays and bank holidays.
- (b) Non-residents shall only use the basement bar area between the hours of 7am and 1am on Mondays to Saturdays and 7am and 11pm on Sundays and bank holidays

The objector [REDACTED] has proposed to amend condition 38 to the following

- (a) Non-residents shall only use the ground floor restaurant between the hours of 7am and midnight on Mondays to Saturdays and between 7am and 11pm on Sundays and bank holidays.
- (b) Non-residents shall only use the basement bar area between the hours of 7am and 1am on Mondays to Saturdays but alcohol may not be sold to them after 12.45am and 7am and 11pm on Sundays and bank holidays.

PRIVATE DINING AREA

- 40. Only the following licensable activities may be permitted with this area; the sale and supply of alcohol, the provision of regulated entertainment (consisting of recorded music, live music and the showing of films) and late night refreshment.
- 41. The sale of alcohol within the private dining rooms shall be ancillary to a table meal within this area other than in respect of hotel residents and their bona fide guests or to persons attending a private or corporate function.
- 42. Non Residents shall only use this area between 7am and midnight on Mondays to Saturdays and between 7am and 11pm on Sundays and bank holidays, save that the use of this area by non residents is extended from midnight to 01.00 Monday to Saturday when the supply of alcohol is to a person seated at a table and for consumption by such a person as ancillary to their meal.
- 43. The maximum capacity within the private dining area shall be 50 persons (excluding staff).

BUSINESS CENTRE AREA

- 44. Only the following licensable activities may be permitted with this area; the sale and supply of alcohol, the provision of regulated entertainment (consisting of recorded music, facilities for making music and the showing of films) and late night refreshment.
- 45. Non Residents shall only use this area in connection with licensable activities between 7am to midnight on Mondays to Sundays.
- 46. The maximum capacity within the business centre area when licensable activities are provided shall 40 persons (excluding staff).

SCREENING AND PRE-SCREENING ROOM - BASEMENT 2

- 47. Only the following licensable activities may be permitted within this area; sale and supply of alcohol, the provision of late night refreshment and the provision of regulated entertainment of all descriptions other than indoor sports and wrestling.

Non-residents shall only use this area between the hours of 7am and midnight on any day of the week.

- 49. These areas will be used in conjunction whenever licensable activities are provided and the maximum capacity when licensable activities are provided within this area (either in the pre-screening area, the screening area or both areas combined) shall be 50 persons (excluding staff).

FUNCTION ROOM AND PRE-FUNCTION ROOM - BASEMENT 3

50. Only the following licensable activities may be permitted within this area; sale and supply of alcohol, the provision of late night refreshment and the provision of regulated entertainment of all descriptions other than indoor sports and wrestling.
51. Non-residents may only be allowed to use this area between the hours of 7am and 11.30pm on Mondays to Sundays with the exception that on up to 50 days per year the terminal hour for such use may be extended until midnight.
52. The maximum capacity of these areas when the ball room is used individually or combined with the pre-function room area for licensable activities shall be; 310 persons (including staff) where the event hosted is a standing only event, 140 (excluding staff) when the event is laid out for dinner style seating and 100 (excluding staff) when laid out in theatre style seating.
53. Dedicated conference and banqueting staff will be employed by the hotel to work at any events or functions held within this area and all such staff will be fully trained in relation to relevant provisions and duties imposed under licensing legislation and in relation to the hotel's own operation policies in relation to the use of this area.
54. Whenever an event or function involving licensable activities is hosted within this area then the premises shall ensure that there are a sufficient number of door staff on duty, or employed at the hotel, during the currency of the event in order to ensure the proper supervision of such event or function.
55. The smoking policy implemented by the hotel (see condition '27 above) shall specifically deal with the management of smoking by persons attending an event or function within this area.
56. In respect of the Function Room and Pre-Function Room (Basement 3),where the entire area is used by an external promoter and the promoter will then be solely responsible for organising the event and selling tickets to it, a Form 696 Metropolitan Police Risk Assessment will be submitted for consideration by Police.
57. Access to this area shall be carefully controlled by the hotel's management, security and conference and banqueting staff. In the case of events or functions involving attendance by non-residents then access shall be via the main hotel entrance and the central lift areas.
58. Sufficient members of staff will be on duty to manage such access and egress properly.
59. Access and transport to and from this area will operate in line with the specific policies adopted under the planning consent controlling and managing this issue.

SPA AND GYM AREA - BASEMENT LEVELS 4 AND 5

60. Only the following licensable activities are permitted within the Spa areas; the sale and supply of alcohol and the provision of regulated entertainment consisting of recorded music and the facilities for making music, dancing and facilities for dancing (gym area only) and the showing of films.
61. Other than within the Spa reception/café/lounge area within basement level 5, no drinks shall be served in glass containers at any time in the spa area.
62. The Spa areas may only be used by the residents of the hotel and/or apartments and their bona fide guests or by private members of the spa area.

63. These areas may only be used for licensable activities between the hours of 7am and 10pm on any day and non-residents will not be admitted to these areas outside of these times.

GENERAL

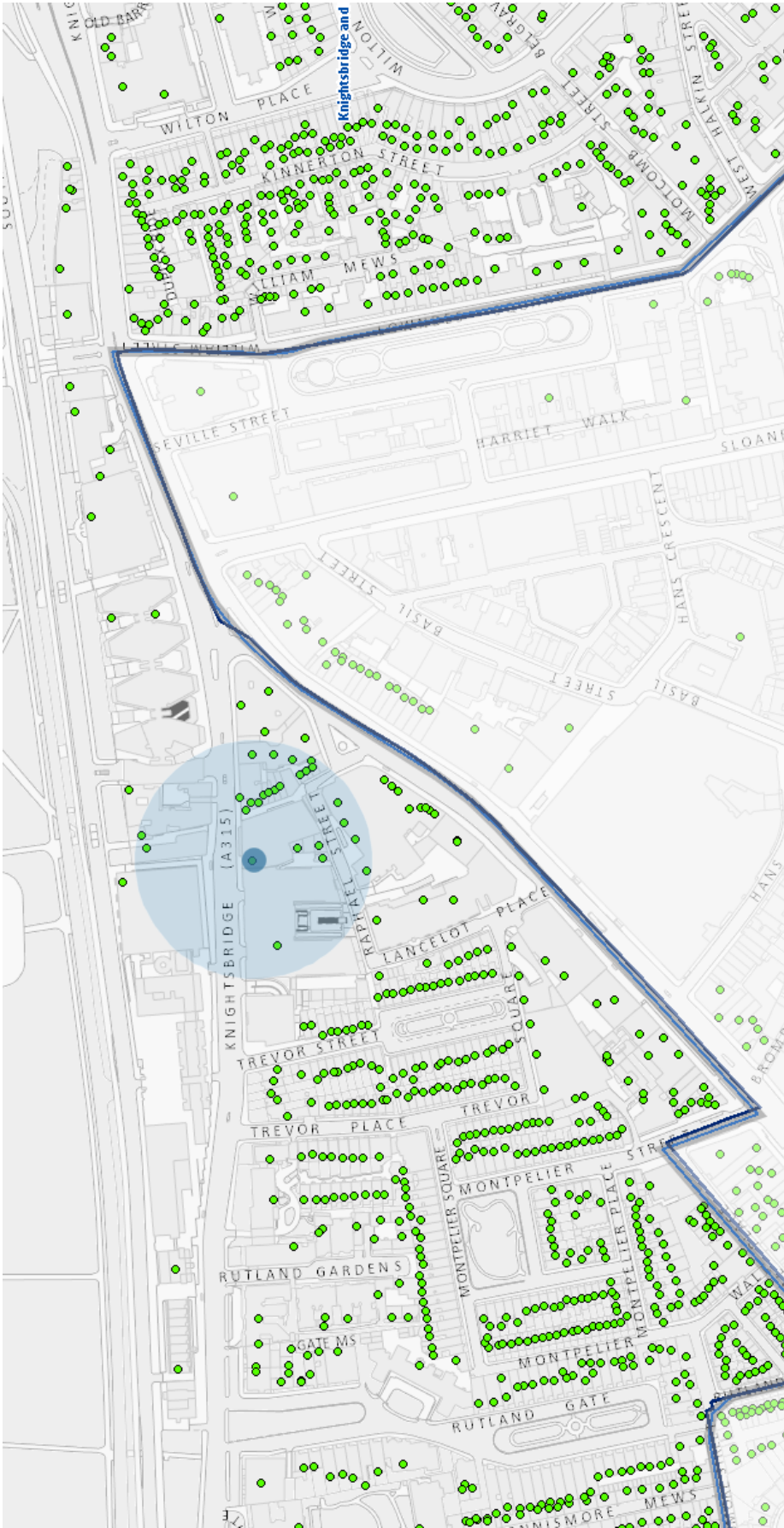
64. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

The 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.

66. All exit doors on designated escape routes leading from the areas set out in condition 17 shall be available at all material times without the use of a key, code, card or similar means.
67. All self closing doors shall be effectively maintained and not held open other than by an approved device.
68. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
69. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
70. The certificates listed below shall be submitted to the Licensing Authority upon written request.
- o Any emergency lighting battery or system
 - o Any electrical installation
 - o Any emergency warning system
71. With the exception of the showing of films in the Hotel bedrooms, no entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided under the authority of this licence.
72. Loudspeakers shall not be located in the external entrance lobby or outside the premises building with the exception of loudspeakers used in connection with an emergency.
73. With the exception of designated smoking bedrooms (if any), 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.
74. There shall be no striptease or nudity, and all persons shall be decently attired at all times.
75. 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.

76. The operators of the hotel shall organise and offer to host regular meetings with the management company of 199 Knightsbridge to which other resident associations may also be invited. It is anticipated that this will be done on a quarterly basis.
77. Whenever the premises apply for a temporary event notice then they shall notify the 199 Knightsbridge residents (via its management company) of such Temporary Event Notice at least 5 days before the event takes place.



Resident count = 221

Licence Number	Trading Name	Address	Premises Type	Time Period
17/08675/LIPDPS	Bvlgari Hotel	171 Knightsbridge London SW7 1DW	Hotel, 4+ star or major chain	Monday to Saturday; 08:00 - 22:00 Monday to Sunday; 00:00 - 00:00 Sunday; 09:00 - 22:00
17/13288/LIPDPS	Paxtons Head Public House	153 Knightsbridge London SW1X 7PA	Public house or pub restaurant	Monday to Sunday; 10:00 - 01:30
17/04182/LIPT	Kateh Restaurant	9 Knightsbridge Green London SW1X 7QL	Restaurant	Monday to Saturday; 11:00 - 23:00 Sunday; 12:00 - 22:30 New Year's Eve; 11:00 - 01:00
07/01492/WCCMAP	Sunny News	10 Knightsbridge Green London SW1X 7QL	Shop	Monday to Sunday; 05:30 - 23:00
18/08049/LIPCH	Signor Sassi	13 - 14 Knightsbridge Green London SW1X 7QL	Restaurant	Monday to Saturday; 10:00 - 01:30 Sunday; 12:00 - 00:00 Sundays before Bank Holidays; 12:00 - 01:00
14/07758/LIPDPS	Sutters	8 Raphael Street London SW7 1DL	Shop	Monday to Friday; 09:00 - 20:00 Saturday; 10:00 - 18:00 Sunday; 11:00 - 17:00

18/03611/LIPDPS	Zuma	5 Raphael Street London SW7 1DL	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
15/08518/LIPDPS	Tattersalls Tavern	Tattersalls Tavern 2 Knightsbridge Green London SW1X 7QA	Public house or pub restaurant	Monday to Saturday; 07:00 - 00:30 Sunday; 07:00 - 00:00
16/06612/LIPVM	Tattersalls Tavern	Tattersalls Tavern 2 Knightsbridge Green London SW1X 7QA	Public house or pub restaurant	Monday to Saturday; 07:00 - 00:30 Sunday; 07:00 - 00:00
13/05303/LIPVM	J Walter Thompson	First Floor 1 Knightsbridge Green London SW1X 7QA	Office	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
14/08765/LIPDPS	Mr Chow Restaurant	151 Knightsbridge London SW1X 7PA	Restaurant	Monday to Saturday; 10:00 - 01:30 Sunday; 12:00 - 00:00
18/01419/LIPCHT	Osteria Romana	3 Park Close London SW1X 7PQ	Restaurant	Monday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:30
16/14239/LIPN	Not Recorded	17 Knightsbridge Green London SW1X 7QL	Restaurant	Monday to Thursday; 06:00 - 23:30 Friday to Saturday; 06:00 - 00:00 Sunday; 06:00 - 22:30

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City of Westminster

Licensing Sub-Committee Report

Agenda Item 2

Item No:	
Date:	11 April 2019
Licensing Ref No:	19/01701/LIPV - Premises Licence Variation
Title of Report:	ME Hotel 335 Strand London WC2R 1HA
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:	Kevin Jackaman Senior Licensing Officer
Contact details	Telephone: 0207 641 8094 Email: kjackamam@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	7 February 2019		
Applicant:	London XXI Limited		
Premises:	ME Hotel		
Premises address:	335 Strand London WC2R 1HA	Ward:	St James's
		Cumulative Impact Area:	None
Premises description:	The premises currently operates as a Hotel, with ancillary bar and restaurant facilities on the ground floor and rooftop and function rooms in the basement.		
Variation description:	<p>1. To permit the use of the southern terrace area on the 10th floor from Monday to Saturday until 01.00:</p> <p>Amend condition 32 to read:</p> <p>After 22:30 the area marked Terrace 1 (shown hatched on the plan) on the licence plan shall not be used except:</p> <ol style="list-style-type: none"> On Monday to Saturday until 01:00 after which it shall be cleared of all patrons; In an emergency at any time; and For access to and from the Penthouse Suite at any time. <p>A modified condition 32 has been proposed by the Environmental Health Service and agreed by the Applicant, to read as follows:</p> <p>After 22.30 the area marked Terrace 1 on the licence plan shall not be used except:</p> <ol style="list-style-type: none"> On Monday to Saturday until midnight (in the blue hatched area) after which it shall be cleared of all patrons; On Monday to Saturday until 01.00 hours (in the red cross hatched area) after which it shall be cleared of all patrons; In an emergency at any time; For access to and from the Penthouse Suite at any time. <p>Add a new condition:</p> <p>2. The windows and openings on the terrace area shall be kept closed at all times after 22.30 hours.</p> <p>A modified condition has been proposed by the Environmental Health Service and agreed by the Applicant, to read as follows:</p>		

	The windows and openings on the terrace area (cross hatched red on the plan) shall be kept closed at all times after 22.30 hours
Premises licence history:	The premises has had the benefit of a premises licence since 2011. The current premises licence reference is 18/07151/LIPDPS which is attached as Appendix 1 of this report. Please see Appendix 5 of the report for a full licence history
Applicant submissions:	The applicant has made substantial alterations to enclose the terrace area to minimise noise disturbance

1-B Current and proposed licensable activities, areas and hours						
Regulated Entertainment						
Exhibition of a film						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:00	00:00	No change		Hotel Guest Rooms only	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				

Performance of live music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:01	00:00	No change		Basement Function Rooms Only	No change
Tuesday	00:01	00:00				
Wednesday	00:01	00:00				
Thursday	00:01	00:00				
Friday	00:01	00:00				
Saturday	00:01	00:00				
Sunday	00:01	00:00				

Playing of recorded music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:01	00:00	No change		Basement Function Rooms Only	No change
Tuesday	00:01	00:00				
Wednesday	00:01	00:00				
Thursday	00:01	00:00				
Friday	00:01	00:00				
Saturday	00:01	00:00				
Sunday	00:01	00:00				

Performance of a Play						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:01	00:00	No change		Basement Function Rooms Only	No change
Tuesday	00:01	00:00				
Wednesday	00:01	00:00				
Thursday	00:01	00:00				
Friday	00:01	00:00				
Saturday	00:01	00:00				
Sunday	00:01	00:00				

Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	05:00	No change		The whole of the premises	No change
Tuesday	23:00	05:00				
Wednesday	23:00	05:00				
Thursday	23:00	05:00				
Friday	23:00	05:00				
Saturday	23:00	05:00				
Sunday	23:00	05:00				

Sale by Retail of Alcohol (Residents, guests of residents and persons attending a pre-booked function)						
On or off sales			Current :		Proposed:	
			On and off the premises		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:01	00:00	No change		The whole of the premises	No change
Tuesday	00:01	00:00				
Wednesday	00:01	00:00				
Thursday	00:01	00:00				
Friday	00:01	00:00				

Saturday	00:01	00:00			
Sunday	00:00	00:01			

Sale by Retail of Alcohol (Non-residents)						
On or off sales			Current :		Proposed:	
			On and off the premises		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	08:00	03:00	No change		10 th Floor Roof Area	No change
Tuesday	08:00	03:00				
Wednesday	08:00	03:00				
Thursday	08:00	03:00				
Friday	08:00	03:00				
Saturday	08:00	03:00				
Sunday	08:00	03:00				

Sale by Retail of Alcohol (Non-residents)						
On or off sales			Current :		Proposed:	
			On and off the premises		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	08:00	01:00	No change		Ground Floor Cucina Assellina Restaurant	No change
Tuesday	08:00	01:00				
Wednesday	08:00	01:00				
Thursday	08:00	01:00				
Friday	08:00	01:00				
Saturday	08:00	01:00				
Sunday	08:00	01:00				

Sale by Retail of Alcohol (Non-residents)						
On or off sales			Current :		Proposed:	
			On and off the premises		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	08:00	02:00	No change		Ground Floor STK Restaurant and Marconi Bar and Lounge	No change
Tuesday	08:00	02:00				
Wednesday	08:00	02:00				
Thursday	08:00	02:00				
Friday	08:00	02:00				
Saturday	08:00	02:00				
Sunday	08:00	02:00				

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:01	00:00	No change		The whole of the premises	No change
Tuesday	00:01	00:00				
Wednesday	00:01	00:00				
Thursday	00:01	00:00				

Friday	00:01	00:00			
Saturday	00:01	00:00			
Sunday	00:01	00:00			

1-C Layout alteration
No change

1-D Condition proposed to be varied by the applicant	
Condition 32	Proposed variation
<p>After 22:30 the area marked Terrace 1 (shown hatched on the plan) on the licence plan shall not be used except:</p> <p>a. On Thursday to Saturday until midnight after which it shall be cleared of all patrons;</p> <p>b. In an emergency at any time; and</p> <p>c. For access to and from the Penthouse Suite at any time</p>	<p>After 22:30 the area marked Terrace 1 (shown hatched on the plan) on the licence plan shall not be used except:</p> <p>d. On Monday to Saturday until 01:00 after which it shall be cleared of all patrons;</p> <p>e. In an emergency at any time; and</p> <p>f. For access to and from the Penthouse Suite at any time</p> <p>A modified condition has been proposed by the Environmental Health Service and agreed by the Applicant, to read as follows:</p> <p>After 22.30 the area marked Terrace 1 on the licence plan shall not be used except</p> <p>e. On Monday to Saturday until midnight (in the blue hatched area) after which it shall be cleared of all patrons</p> <p>f. On Monday to Saturday until 01.00 hours (in the red cross hatched area) after which it shall be cleared of all patrons</p> <p>g. In an emergency at any time</p> <p>h. For access to and from the Penthouse Suite at any time"</p>

1-E Conditions proposed to be added by the applicant
<p>The windows and openings on the terrace area (cross hatched on the plan) shall be kept closed at all times after 22.30 hours.</p> <p>A modified condition has been proposed by the Environmental Health Service and agreed by the Applicant, to read as follows:</p> <p>The windows and openings on the terrace area (cross hatched red on the plan) shall be kept closed at all times after 22.30 hours</p>

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police Service
Representative:	Reaz Guerra
Received:	26 February 2019
<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>There is insufficient detail within the operating schedule to promote the Licensing Objectives. The hours sought exceed Westminster's Core Hours Policy.</p> <p>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.</p> <p>It is for these reasons that we are objecting to the application.</p>	
Responsible Authority:	Environmental Health Service
Representative:	Ian Watson
Received:	7 March 2019
<p>This representation is based on the operating schedule submitted.</p> <p>The applicant is seeking the following</p> <ol style="list-style-type: none">1. To permit the use of the southern terrace to 01.00 hours.2. To amend condition 32 to reflect this change.3. To add an additional condition concerning the use of the windows. <p>I wish to make the following representation</p> <ol style="list-style-type: none">1. Representation is made on the likely effect of impacting on Prevention of Public Nuisance.2. Representation is made on the likely effect of impacting on Prevention of Public Nuisance.3. Representation is made on the likely effect of impacting on Prevention of Public Nuisance. <p>Following a visit to the premises a plan of the new covered area has been requested plus additional emergency lighting has been requested within the new covered areas</p> <p>On 28 March the Environmental Health Service submitted the following further comments:</p> <p>I refer to the application for variation of the Premises Licence.</p> <p>If the variation is accepted then the following conditions need to be added/updated.</p>	

Current condition

32. After 22:30 the area marked Terrace 1 (shown hatched on the plan) on the licence plan shall not be used except:
- a. On Thursday to Saturday until midnight after which it shall be cleared of all patrons;
 - b. In an emergency at any time; and
 - c. For access to and from the Penthouse Suite at any time

Modified

32. After 22:30 the area marked Terrace 1 on the licence plan shall not be used except:
- a. On Monday to Saturday until midnight (in the hatched area) after which it shall be cleared of all patrons;
 - b. On Monday to Saturday until 01.00 hours (in the cross hatched area) after which it shall be cleared of all patrons;
 - c. In an emergency at any time; and
 - d. For access to and from the Penthouse Suite at any time
- The windows and openings on the terrace area (cross hatched on the plan) shall be kept closed at all times after 22.30 hours.

The conditions proposed have been agreed by the applicant and an amended plan has been submitted. The amended plan appears at appendix 3.

The Environmental Health Service have also submitted photograph of the premises which appear at appendix 4

2-B Other Persons			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	5 March 201		
I live on the [REDACTED] of [REDACTED] and I'm worried that of too much noise at night if the area on the 10th floor of the hotel were to open until 1 am.			

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> <p><u>For premises for the supply of alcohol for consumption on the premises:</u></p> <p>Monday to Thursday: 10:00 to 23:30 Friday and Saturday: 10:00 to midnight Sundays immediately prior to Bank Holidays: Midday to midnight Other Sundays: Midday to 22:30</p> <p><u>For premises for the provision of other licensable activities:</u></p> <p>Monday to Thursday: 09:00 to 23.30 Friday and Saturday: 09:00 to midnight Sundays immediately prior to Bank Holidays: 09:00 to midnight Other Sundays: 09:00 to 22:30</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 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>

4. Equality Implications

The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under section 149 of the Equality Act 2010. In summary, section 149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to:

- (a) Eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act;
- (b) Advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it' and
- (c) Foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

5. Appendices

Appendix 1	Current Premises Licence
Appendix 2	Applicant supporting documents
Appendix 3	Amended 10 th Floor Terrace Plan
Appendix 4	Site photographs
Appendix 5	Premises history
Appendix 6	Proposed conditions
Appendix 7	Residential map and list of premises in the vicinity

Report author:	Kevin Jackaman Senior Licensing Officer
Contact:	Telephone: 0207 641 8094 Email: kjackaman@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	April 2018
4	Metropolitan Police Service Representation	26 February 2019
5	Environmental Health Service Representation	7 March 2019
6	Interested Party Representation	5 March 2019



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

Schedule 12
Part A

WARD: St James's
UPRN: 100023433005

Premises licence

Regulation 33, 34

Premises licence number:

18/07151/LIPDPS

Original Reference:

11/06782/LIPN

Part 1 – Premises details

Postal address of premises:

ME Hotel
335 Strand
London
WC2R 1HA

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Exhibition of a Film
Performance of Live Music
Playing of Recorded Music
Performance of a Play
Late Night Refreshment
Sale by Retail of Alcohol

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

Exhibition of a Film	
Monday to Sunday:	00:00 to 00:00 (Hotel Guest Rooms only)
Performance of Live Music	
Monday to Sunday:	00:01 to 00:00 (Basement Function Rooms Only)
Playing of Recorded Music	
Monday to Sunday:	00:01 to 00:00 (Basement Function Rooms Only)
Performance of a Play	
Monday to Sunday:	00:01 to 00:00 (Basement Function Rooms Only)
Late Night Refreshment	
Monday to Sunday:	23:00 to 05:00

Sale by Retail of Alcohol

Monday to Sunday: 00:01 to 00:00 (Residents, guests of residents and persons attending a pre-booked function)
Monday to Sunday: 08:00 to 03:00 (Non residents: 10th Floor Roof Area)
Monday to Sunday: 08:00 to 01:00 (Non residents: Ground Floor Cucina Assellina Restaurant)
Monday to Sunday: 08:00 to 02:00 (Non residents: Ground Floor STK Restaurant and Marconi Bar & Lounge)
Non-standard Timings: See conditions in Annex 3

The opening hours of the premises:

Monday to Saturday: 00:01 to 00:00

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

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

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

London XXI Limited
336-337 The Strand
London
WC2R 1HA

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

08303817

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

Name: Abu Ala Akhtar

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

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

Licence Number: LN/14274
Licensing Authority: London Borough Of Islington

Date: 15 March 2019

This licence has been authorised by Kevin Jackaman on behalf of the Director - Public Protection and Licensing.

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -

- (a) a holographic mark, or
- (b) an ultraviolet feature.

7. The responsible person must ensure that –

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

Annex 2 – Conditions consistent with the operating Schedule

None

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

11. The provision of regulated entertainment is restricted to the basement area only.
12. The number of persons accommodated at any one time within the basement area (excluding staff) shall not exceed 300 persons. (subject to District Surveyor approval).
13. All activities shall be pre-booked and details of the event organiser and event shall be kept for a period of 21 days after the event.
14. 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.
15. 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.
16. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
17. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
18. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
19. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
20. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.
21. The certificates listed below shall be submitted to the Licensing Authority upon written request.
 - o Any emergency lighting battery or system
 - o Any electrical installation
 - o Any emergency warning system
22. 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.
 - o dry ice and cryogenic fog
 - o smoke machines and fog generators
 - o pyrotechnics including fire works
 - o firearms
 - o lasers
 - o explosives and highly flammable substances.
 - o real flame.
 - o strobe lighting.
23. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.

NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.

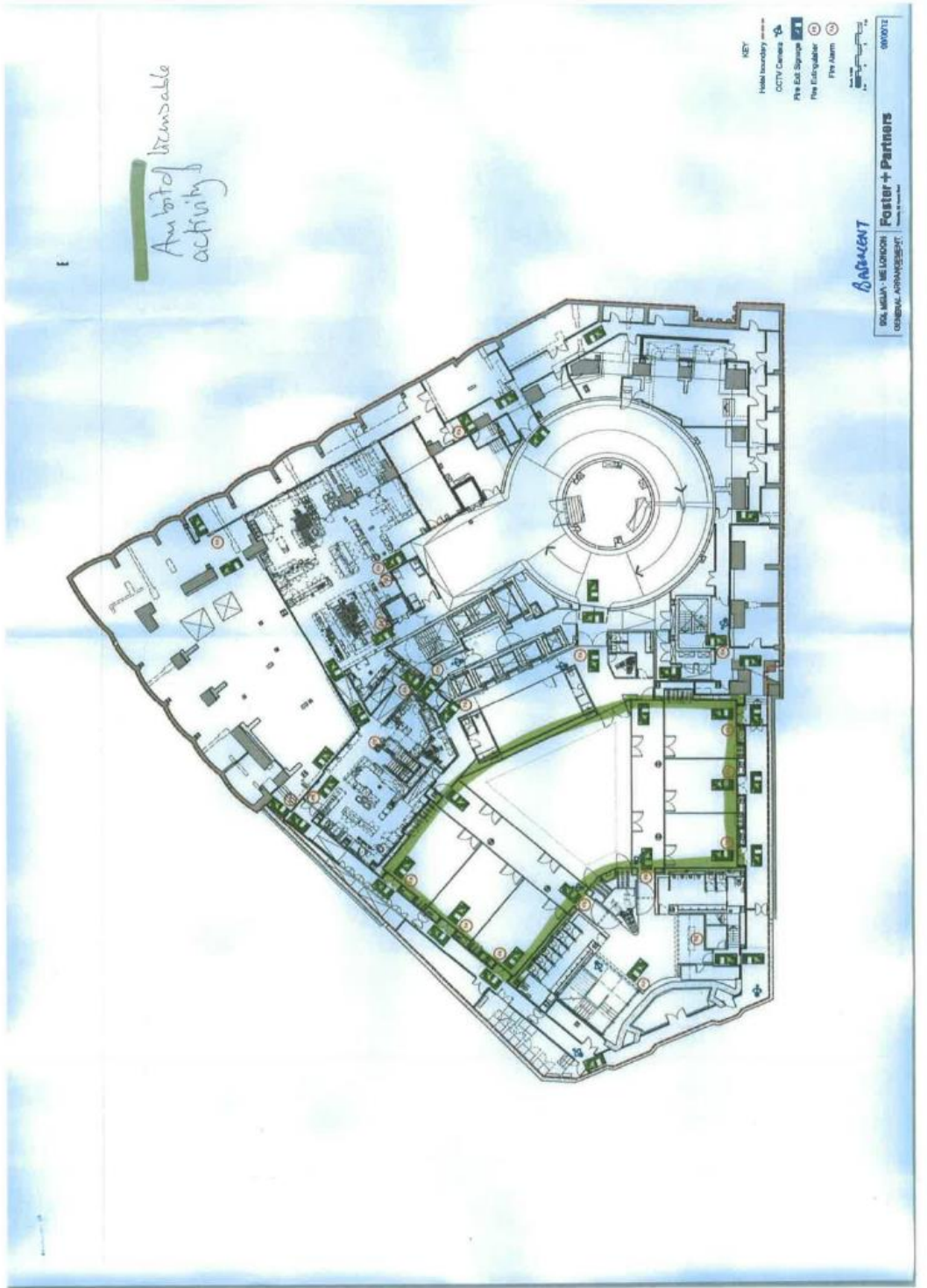
24. Other than in hotel bedrooms, there shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.
25. Licensable activity in this area will only be provided to hotel residents and their bona fide guests, persons attending a pre booked function, artists or performers at such functions. 10th Floor
26. The number of persons accommodated at any one time on the 10th Floor (including staff) shall not exceed 240 persons.
27. The supply of alcohol shall be by waiter or waitress service only.
28. There shall be no entry to the 10th floor of the premises after 01.00 except to the following persons:-
 - o Residents of the Hotel and/or their guests (maximum number of 4 bona fide guests).
 - o A list of the persons on the guest list to be held at the Hotel reception.
 - o Persons attending a pre-booked function - a list of the persons attending the private function to be available at the Hotel reception.
 - o Persons employed by the Hotel proprietor including artistes.
29. Alcohol shall not be supplied to non residents on the rooftop bar area after 02.00 Hours.
30. A noise limiter must be fitted to the musical amplification system set at a level determined by and in consultation with local residents to the satisfaction of an authorised officer of the Environmental Health Service, Premises Management so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
31. The premises licence holder shall ensure that any patrons drinking and/or smoking on the external terrace area do so in an orderly manner and are supervised by sufficient staff so as to ensure that there is no public nuisance.
32. After 22:30 the area marked Terrace 1 (shown hatched on the plan) on the licence plan shall not be used except:
 - a. On Thursday to Saturday until midnight after which it shall be cleared of all patrons;
 - b. In an emergency at any time; and
 - c. For access to and from the Penthouse Suite at any time
33. All doors to the south terrace to be kept closed after 22.30 hours save for the central door that shall be kept closed except for immediate access and egress.
34. After 22:30 apart from access to and egress from the terrace all patrons on the south terrace are to be seated when licensable activity is authorised.
35. After 22:30 there shall be no more than 60 patrons permitted on the south terrace.

36. After 22:30 there shall be no music on the south terrace.
37. At least four dedicated SIA door supervisors shall be provided in all parts of the 10th floor terrace at all times that it is occupied by patrons, at least one of which is to be in attendance on the south terrace from 22:30 until cessation of licensable activities to ensure good order.
38. Notices shall be prominently displayed at all entrances to the terrace clearly stating that after 22:30 all patrons using the south terrace must remain seated.
39. All SIA registered door supervisors shall ensure that their SIA badges are visible at all times. First Floor Fine Dining Restaurant (Cucina Assellina Restaurant)
40. Intoxicating liquor in the fine dining restaurant area shall not be sold or supplied on the premises otherwise than to a person seated taking table meals there and for consumption by any such person as an ancillary to their meal.
41. Notwithstanding the above condition, alcohol may be supplied and consumed prior to their meal in the designated bar area.
42. The supply of alcohol shall be by waiter or waitress service only in the fine dining restaurant. Ground Floor Restaurant and Bars (STK Restaurant and Marconi Bar and Restaurant)
43. Where licensable activity is permitted on the ground floor, the supply of alcohol may only be permitted to non-residents (save for guests of residents and persons attending a pre-booked function) between 08.00 and 02.00 on the day following.
44. On the ground floor where licensable activity is permitted, a minimum of one SIA registered door supervisor shall be on duty at all entrances to the premises from 22.00.
45. There shall be no new entry for non-residents after 00:30.
46. The maximum number of persons (excluding staff) within the ground floor licensed areas between 01.00 hours and 02.00 hours shall not exceed STK Restaurant 200 persons; Marconi Bar and Lounge 60 persons
47. After 1.00am, the sale of alcohol in the ground floor restaurants will be ancillary to food, consumed by seated persons, supplied by waiter / waitress.
48. After 1.00am, the sale and consumption of alcohol in the Marconi bar will be to seated persons, supplied by waiter / waitress. Ground Floor Reception Area
49. Supply of alcohol to the first floor reception area shall only be to hotel residents and their bona fide guests
50. No regulated entertainment is permitted in the first floor reception area. All Areas
51. 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.
52. Notwithstanding the permitted hours, alcohol may be supplied to persons residing in the premises for consumption by such persons and their bona fide guests at anytime without restrictions.

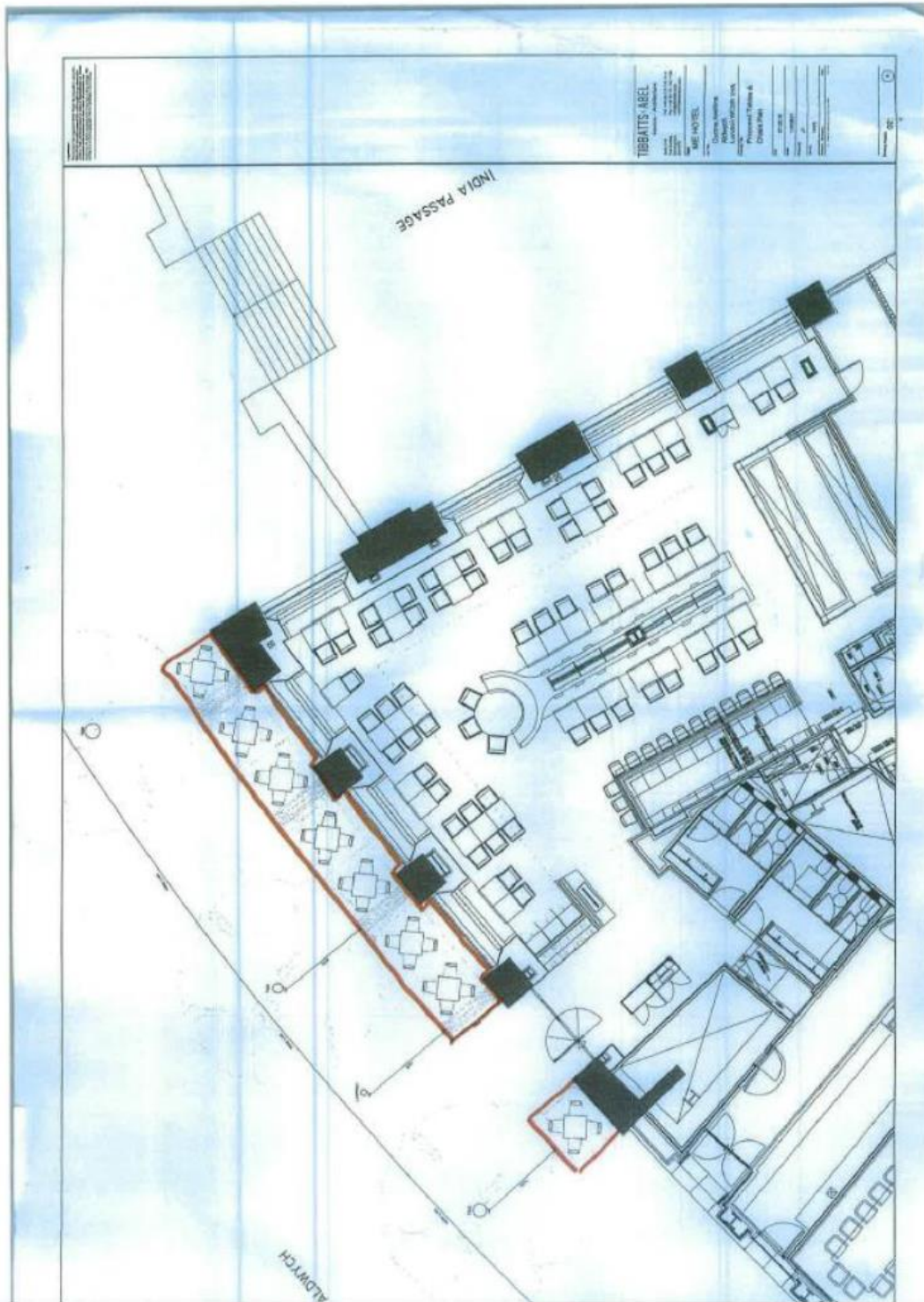
53. The Supply of Alcohol to members of the public shall be permitted from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
54. Patrons temporarily leaving the premises on the ground floor for the purposes of smoking shall not take any drinks of any kind with them outside the premises.
55. All deliveries shall be to the service road leading to the basement delivery area.
56. No loudspeakers shall be located in the entrance area/corridor or external to the building, including the external terrace area on the 10th Floor.
57. No rubbish including bottles will be moved, removed or placed in outside areas between 23.00 hours and 07.00hours.
58. 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.
59. 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.
60. All refuse will be stored internally prior to collection.
61. Any 'off' sales of alcohol are to be in sealed containers only and for consumption off the premises.
62. There will be no self-service of alcohol except for in the guest bedrooms.
63. Notices shall be prominently displayed at all exits and on the 10th Floor external roof terraces requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
64. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
65. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises directly off the street.
66. A proof of age scheme, such as Challenge 21, shall be operated at the premises where a customer wishes to purchase alcohol and the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
67. There shall be at least one SIA registered door supervisor employed at the entrance to the Hotel at all times.
68. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.

69. 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) 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.
70. All beers and lagers sold in glass bottles are to be decanted into drinking containers prior to being served.
71. CCTV will be provided to cover the external area used for tables and chairs
72. All service of alcohol within the external area (edged in red) on the Aldwych as shown on plan JT 1413 shall be by waiter or waitress and to person seated only.
73. Any condition on this licence relating to live music will have effect and section 177A will not apply to such conditions.

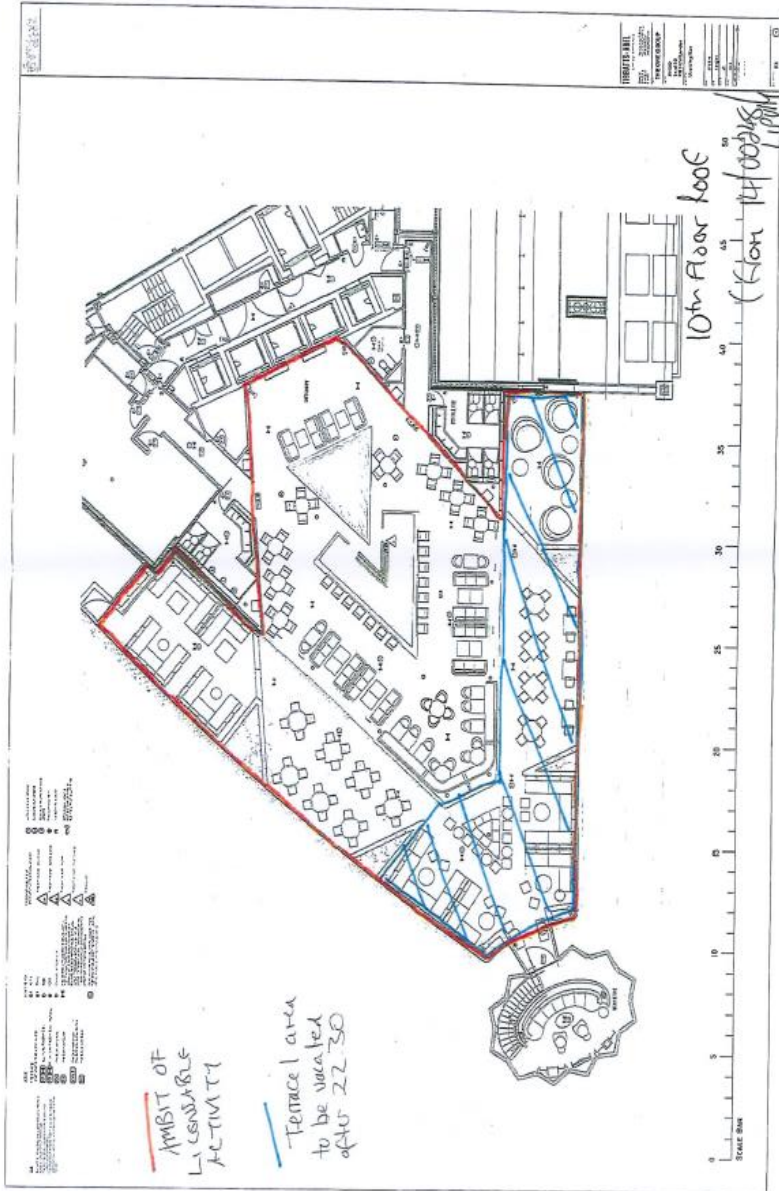
Annex 4 – Plans













Schedule 12
Part B

WARD: St James's
UPRN: 100023433005

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

Premises licence
summary

Regulation 33, 34

Premises licence number:

18/07151/LIPDPS

Part 1 – Premises details

Postal address of premises:

ME Hotel
335 Strand
London
WC2R 1HA

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Exhibition of a Film
Performance of Live Music
Playing of Recorded Music
Performance of a Play
Late Night Refreshment
Sale by Retail of Alcohol

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

Exhibition of a Film Monday to Sunday:	00:00 to 00:00 (Hotel Guest Rooms only)
Performance of Live Music Monday to Sunday: Rooms Only)	00:01 to 00:00 (Basement Function
Playing of Recorded Music Monday to Sunday: Rooms Only)	00:01 to 00:00 (Basement Function
Performance of a Play Monday to Sunday: Rooms Only)	00:01 to 00:00 (Basement Function
Late Night Refreshment Monday to Sunday:	23:00 to 05:00

Sale by Retail of Alcohol

Monday to Sunday: 00:01 to 00:00 (Residents, guests of residents and persons attending a pre-booked function)
Monday to Sunday: 08:00 to 03:00 (Non residents: 10th Floor Roof Area)
Monday to Sunday: 08:00 to 01:00 (Non residents: Ground Floor Cucina Assellina Restaurant)
Monday to Sunday: 08:00 to 02:00 (Non residents: Ground Floor STK Restaurant and Marconi Bar & Lounge)
Non-standard Timings: See conditions in Annex 2

The opening hours of the premises:

Monday to Saturday: 00:01 to 00:00

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

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

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

London XXI Limited
336-337 The Strand
London
WC2R 1HA

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

08303817

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

Name: Abu Ala Akhtar

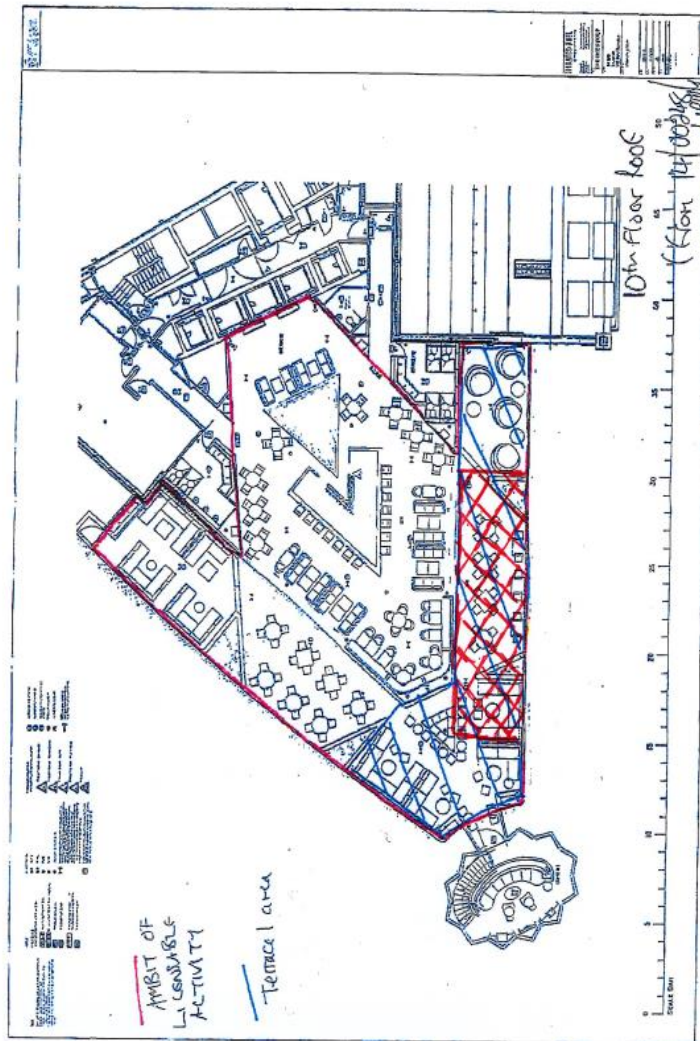
State whether access to the premises by children is restricted or prohibited:

Restricted

Date: 15 March 2019

This licence has been authorised by Mr Kevin Jackaman on behalf of the Director - Public Protection and Licensing.

None submitted





Application	Details of Application	Date Determined	Decision
11/06782/LIPN	New premises licence	17/11/2011	Granted under delegated authority
12/01735/LIPT	Transfer of premises licence – Sol Melia SA to London Ltd	23/3/2012	Granted under delegated authority
12/04408/LIPVM	Minor variation – ground floor change of layout	13/06/12	Granted under delegated authority
12/07063/LIPV	Variation – Inclusion of 1 st floor reception to Licensed area	19/9/2012	Granted under delegated authority
13/01927/LIPV	Variation – Amend conditions	26/4/13	Granted under delegated authority
13/02417/LIPV	Variation – Variation of hours for non-residents	30/5/2013	Granted under delegated authority
13/03742/LIPT	Transfer – London Limited to London XXI Limited	10/6/2013	Granted under delegated authority
14/00248/LIPVM	Minor variation – addition of conditions agreed with the Police	30/1/2014	Granted under delegated authority
14/02293/LIPV	Variation – To permit off sales of alcohol to customers in seating area	24/4/2014	Granted under delegated authority
14/06927/LIREVP	Review of the premises licence	16/10/2014	Conditions were modified and added to the licence
15/01186/LIPV	Variation – removed conditions and vary hours	23/4/2015	Refused by Licensing Sub Committee
15/08328/LIPVM	Minor Variation – Installation of new lobby doors	13/10/2015	Granted under delegated authority
18/03239/LIPV	Variation – To permit regulated entertainment in the basement function room and recorded music in the ground	17/5/2018	Granted by Licensing Sub Committee

	floor restaurant and bar		
18/06018/LIPV	Variation – amend restrictions relating to 10 th Floor Terrace	19/7/2018	Granted by Licensing Sub Committee

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.

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

Annex 2 – Conditions consistent with the operating Schedule

None

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

11. The provision of regulated entertainment is restricted to the basement area only.
12. The number of persons accommodated at any one time within the basement area (excluding staff) shall not exceed 300 persons. (subject to District Surveyor approval).
13. All activities shall be pre-booked and details of the event organiser and event shall be kept for a period of 21 days after the event.
14. 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.
15. 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.
16. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
17. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
18. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
19. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
20. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.
21. The certificates listed below shall be submitted to the Licensing Authority upon written request.
 - o Any emergency lighting battery or system
 - o Any electrical installation
 - o Any emergency warning system
22. 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.
 - o dry ice and cryogenic fog
 - o smoke machines and fog generators
 - o pyrotechnics including fire works
 - o firearms

- o lasers
 - o explosives and highly flammable substances.
 - o real flame.
 - o strobe lighting.
23. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.
- NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.
24. Other than in hotel bedrooms, there shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.
25. Licensable activity in this area will only be provided to hotel residents and their bona fide guests, persons attending a pre booked function, artists or performers at such functions.
10th Floor
26. The number of persons accommodated at any one time on the 10th Floor (including staff) shall not exceed 240 persons.
27. The supply of alcohol shall be by waiter or waitress service only.
28. There shall be no entry to the 10th floor of the premises after 01.00 except to the following persons:-
- o Residents of the Hotel and/or their guests (maximum number of 4 bona fide guests).
 - o A list of the persons on the guest list to be held at the Hotel reception.
 - o Persons attending a pre-booked function - a list of the persons attending the private function to be available at the Hotel reception.
 - o Persons employed by the Hotel proprietor including artistes.
29. Alcohol shall not be supplied to non residents on the rooftop bar area after 02.00 Hours.
30. A noise limiter must be fitted to the musical amplification system set at a level determined by and in consultation with local residents to the satisfaction of an authorised officer of the Environmental Health Service, Premises Management so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
31. The premises licence holder shall ensure that any patrons drinking and/or smoking on the external terrace area do so in an orderly manner and are supervised by sufficient staff so as to ensure that there is no public nuisance.
32. After 22:30 the area marked Terrace 1 (shown hatched on the plan) on the licence plan shall not be used except:

- a. On Thursday to Saturday until midnight after which it shall be cleared of all patrons;
- b. In an emergency at any time; and
- c. For access to and from the Penthouse Suite at any time

A modified condition 32 has been proposed by the Environmental Health Service and agreed by the Applicant, to read as follows:

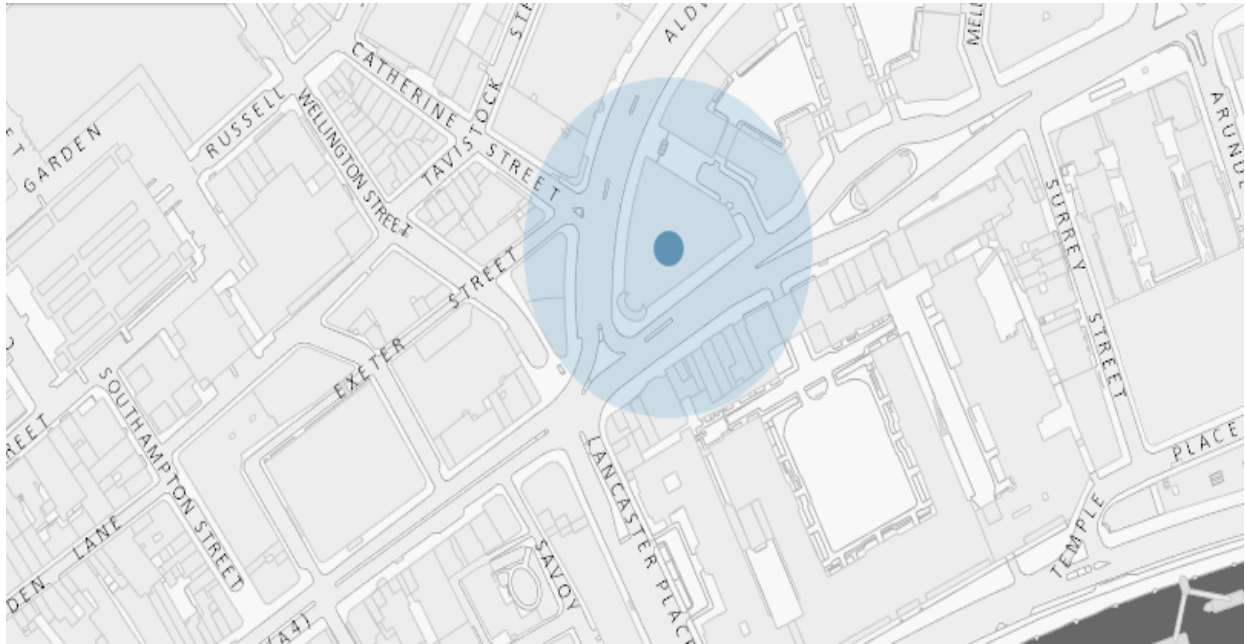
- After 22.30 the area marked Terrace 1 on the licence plan shall not be used except
- a. On Monday to Saturday until midnight (in the blue hatched area) after which it shall be cleared of all patrons
 - b. On Monday to Saturday until 01.00 hours (in the red cross hatched area) after which it shall be cleared of all patrons
 - c. In an emergency at any time
 - d. For access to and from the Penthouse Suite at any time"
- 33. All doors to the south terrace to be kept closed after 22.30 hours save for the central door that shall be kept closed except for immediate access and egress.
 - 34. After 22:30 apart from access to and egress from the terrace all patrons on the south terrace are to be seated when licensable activity is authorised.
 - 35. After 22:30 there shall be no more than 60 patrons permitted on the south terrace.
 - 36. After 22:30 there shall be no music on the south terrace.
 - 37. At least four dedicated SIA door supervisors shall be provided in all parts of the 10th floor terrace at all times that it is occupied by patrons, at least one of which is to be in attendance on the south terrace from 22:30 until cessation of licensable activities to ensure good order.
 - 38. Notices shall be prominently displaced at all entrances to the terrace clearly stating that after 22:30 all patrons using the south terrace must remain seated.
 - 39. All SIA registered door supervisors shall ensure that their SIA badges are visible at all times. First Floor Fine Dining Restaurant (Cucina Assellina Restaurant)
 - 40. Intoxicating liquor in the fine dining restaurant area shall not be sold or supplied on the premises otherwise than to a person seated taking table meals there and for consumption by any such person as an ancillary to their meal.
 - 41. Notwithstanding the above condition, alcohol may be supplied and consumed prior to their meal in the designated bar area.
 - 42. The supply of alcohol shall be by waiter or waitress service only in the fine dining restaurant. Ground Floor Restaurant and Bars (STK Restaurant and Marconi Bar and Restaurant)
 - 43. Where licensable activity is permitted on the ground floor, the supply of alcohol may only be permitted to non-residents (save for guests of residents and persons attending a pre-booked function) between 08.00 and 02.00 on the day following.
 - 44. On the ground floor where licensable activity is permitted, a minimum of one SIA registered door supervisor shall be on duty at all entrances to the premises from 22.00.
 - 45. There shall be no new entry for non-residents after 00:30.

46. The maximum number of persons (excluding staff) within the ground floor licensed areas between 01.00 hours and 02.00 hours shall not exceed STK Restaurant 200 persons; Marconi Bar and Lounge 60 persons
47. After 1.00am, the sale of alcohol in the ground floor restaurants will be ancillary to food, consumed by seated persons, supplied by waiter / waitress.
48. After 1.00am, the sale and consumption of alcohol in the Marconi bar will be to seated persons, supplied by waiter / waitress. Ground Floor Reception Area
49. Supply of alcohol to the first floor reception area shall only be to hotel residents and their bona fide guests
50. No regulated entertainment is permitted in the first floor reception area. All Areas
51. 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.
52. Notwithstanding the permitted hours, alcohol may be supplied to persons residing in the premises for consumption by such persons and their bona fide guests at anytime without restrictions.
53. The Supply of Alcohol to members of the public shall be permitted from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
54. Patrons temporarily leaving the premises on the ground floor for the purposes of smoking shall not take any drinks of any kind with them outside the premises.
55. All deliveries shall be to the service road leading to the basement delivery area.
56. No loudspeakers shall be located in the entrance area/corridor or external to the building, including the external terrace area on the 10th Floor.
57. No rubbish including bottles will be moved, removed or placed in outside areas between 23.00 hours and 07.00hours.
58. 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.
59. 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.
60. All refuse will be stored internally prior to collection.
61. Any 'off' sales of alcohol are to be in sealed containers only and for consumption off the premises.
62. There will be no self-service of alcohol except for in the guest bedrooms.

63. Notices shall be prominently displayed at all exits and on the 10th Floor external roof terraces requesting patrons to respect the needs of local residents and to leave the premises and the area quietly.
64. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
65. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises directly off the street.
66. A proof of age scheme, such as Challenge 21, shall be operated at the premises where a customer wishes to purchase alcohol and the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
67. There shall be at least one SIA registered door supervisor employed at the entrance to the Hotel at all times.
68. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
69. 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) 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.
70. All beers and lagers sold in glass bottles are to be decanted into drinking containers prior to being served.
71. CCTV will be provided to cover the external area used for tables and chairs
72. All service of alcohol within the external area (edged in red) on the Aldwych as shown on plan JT 1413 shall be by waiter or waitress and to person seated only.
73. Any condition on this licence relating to live music will have effect and section 177A will not apply to such conditions.

Condition proposed by the Environmental Health Service and agreed with the applicant so as to form part of the operating schedule

74. The windows and openings on the terrace area (cross hatched red on the plan) shall be kept closed at all times after 22.30 hours



Resident count; 96

Premises within a 75m radius of the premises

16/08623/LIPDPS	ME Hotel	335 Strand London WC2R 1HA	Hotel, 4+ star or major chain	Monday to Saturday; 00:01 - 00:00
18/07151/LIPDPS	ME Hotel	335 Strand London WC2R 1HA	Hotel, 4+ star or major chain	Monday to Saturday; 00:01 - 00:00
06/03676/WCCMAP	Sitar Indian Restaurant	Basement And Ground Floor 149 Strand London WC2R 1JA	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/00677/LIPDPS	Thai Square	148 Strand London WC2R 1JA	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
17/10169/LIPDPS	Pizza Express	Ground Floor 147 Strand London WC2R 1JA	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00

17/03399/LIPVM	India Club	143-145 Strand London WC2R 1JA	Restaurant	Monday to Thursday; 12:00 - 23:30 Friday to Saturday; 12:00 - 00:00 Sunday; 12:00 - 22:30
06/08176/WCCMAP	Strand News	145 Strand London WC2R 1JA	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
18/10556/LIPDPS	Kings College London - Bush House The Vault	Bush House 30 Aldwych London WC2B 4BG	College of Further Education	Monday to Tuesday; 09:00 - 01:30 Wednesday; 09:00 - 03:00 Thursday; 09:00 - 03:30 Friday to Saturday; 09:00 - 04:00 Sunday; 09:00 - 01:00
18/02201/LIPV	Kings College	Bush House 30 Aldwych London WC2B 4BG	Educational	
16/00953/LIPDPS	One Aldwych Hotel	Ground Floor To Sixth Floor 1 Aldwych London WC2B 4BZ	Hotel, 4+ star or major chain	Monday to Sunday; 00:00 - 00:00
19/01156/LIPDPS	The Restaurant	1 - 5 Catherine Street London WC2B 5JS	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00

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Item No:	
Date:	11 April 2019
Licensing Ref No:	19/01287/LIPN - New Premises Licence
Title of Report:	3 Norris Street London SW1Y 4RJ
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:	Michelle Steward Senior Licensing Officer
Contact details	Telephone: 0207 641 1872 Email: msteward1@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	30 January 2019		
Applicant:	The Crown Estates Commissioners		
Premises address:	3 Norris Street London SW1Y 4RJ	Ward:	St James's
		Cumulative Impact Area:	West End
Premises description:	According to the application form the premises intend to trade as a bar providing food at all times.		
Premises licence history:	<p>Although this is a new premises licence application, these premises currently hold a Premises Licence 18/12317/LIPT.</p> <p>The applicant has confirmed that this licence will be surrendered should the new application be granted. For a full history, please refer to Appendix 3.</p>		
Applicant submissions:	<p>On the 2nd April 2019, the applicant provided the following submission:</p> <p>“The current licence (18/12317/LIPT) is held by Nathan Lowry. Nathan Lowry is a short term tenant of The Crown Estate, operating the premises as a “pop up”. By the terms of his lease he is required to transfer the licence back to The Crown at the end of his term. That licence can then be the subject of a condition requiring it to be surrendered before the new application (19/01287/LIPN) can become effective, if granted on the 11th April.”</p>		

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	N/A
End:	23:30	23:30	23:30	23:30	00:00	00:00	N/A
Seasonal variations/ Non-standard timings:			From the start time on New Year's Eve to the finish time on New Year's Day.				

Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:			From the start time on New Year's Eve to the finish time on New Year's Day.				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:		From the start time on New Year's Eve to the finish time on New Year's Day.					

2. Representations

2-A Responsible Authorities							
Responsible Authority:	Metropolitan Police						
Representative:	PC Reaz Guerra						
Received:	26 February 2019						
<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>There is insufficient detail within the operating schedule to promote the Licensing Objectives.</p> <p>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.</p> <p>It is for these reasons that we are objecting to the application.</p>							
Responsible Authority:	Licensing Authority						
Representative:	Roxsana Haq						
Received:	26 February 2019						
<p>As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011 the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the Licensing Objectives:</p> <ul style="list-style-type: none"> • Public Nuisance • Prevention of Crime & Disorder • Public Safety • Protection of Children from harm <p>This application seeks the following:</p> <ul style="list-style-type: none"> • The supply of alcohol (on & off premises) <table style="width: 100%; border: none;"> <tr> <td style="width: 70%;">Monday to Thursday:</td> <td style="text-align: right;">10:00 – 23:30</td> </tr> <tr> <td>Saturday:</td> <td style="text-align: right;">10:00 – 00:00</td> </tr> <tr> <td>Sunday:</td> <td style="text-align: right;">12:00 – 22:30</td> </tr> </table> <ul style="list-style-type: none"> • Late Night Refreshment (indoors) 		Monday to Thursday:	10:00 – 23:30	Saturday:	10:00 – 00:00	Sunday:	12:00 – 22:30
Monday to Thursday:	10:00 – 23:30						
Saturday:	10:00 – 00:00						
Sunday:	12:00 – 22:30						

Monday – Thursday: 23:00 – 23:30
 Friday and Saturday: 23:00 – 00:00

The premises is located within the West End Cumulative Impact area and as such, policy points CIP1 and PB2 must be considered.

The application as it stands does not restrict the operation of the premises as a restaurant therefore will be considered within policy PB2. Please note 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.

However paragraph 2.5.23 of the Councils Statement of Licensing Policy 2016, states “the Licensing Authority considers that the grant of variations or new licences for pubs and bars in the cumulative impact area should be limited to exceptional circumstances”. Therefore it is for the applicant to demonstrate that this application can be regarded as an exception to policy.

We note that the applicant proposes to surrender an existing premises licence if this application is granted.

Furthermore the applicant must also demonstrate that the operation of the premises will not add to cumulative impact in the Cumulative Impact Area. Currently no additional information has been received which addresses this policy concern, and the Licensing Authority encourages the applicant to provide further submissions as to how the premises will not add to cumulative impact within the West End cumulative impact area.

Further discussions will be held with the applicant prior to the hearing and any further submissions will be forwarded on for Members information.

Responsible Authority:	Environmental Health Authority
Representative:	Mr Dave Nevitt
Received:	27 February 2019

I wish to make Representations on the following grounds:

Representation is made in relation to the application, as the proposals are likely to increase the risk of Public Nuisance and may impact upon Public Safety. The applicant has not included sufficient Conditions in the Operating Schedule to show how the Licensing Objectives will be promoted. The premises is located in the West End Cumulative Impact Area and the application will need to be adjudicated at a Hearing of the Licensing Sub Committee in relation to the City Council's Licensing Policy.

Proposed conditions from Environmental Health to the Applicant dated 21 March 2019:

As discussed, I note that you have proposed some Conditions as part of the Operating Schedule, to which I have no objection.

In addition I make the following comments and propose some additional conditions:

1. The proposed capacity conditions for the Mezzanine and the premises generally are subject to a final clearance inspection following works to adapt and fit out the premises. Perhaps the exact figures can be left to be determined at final inspection by EH? **Agreed**
2. Is the application for ‘Off’ Sales to cover the external area, as referred to in my Pre-App Report? In which case I propose that this is reflected in a suitable condition such as MC70 or Mc70a, noting of course that alcohol need not be ancillary to a meal. – **Agreed although the new external area on the “corner” of the outside will apparently be reserved for diners.**

3. MC56 **There shall be no sales of hot food or hot drink for consumption off the premises after 23.00 Agreed**
4. MC47 **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. - Agreed**
5. MC81 – the 'works' Condition. - **Agreed**
6. MC19 **All outside tables and chairs shall be rendered unusable by (23.00) each day. Agreed and already conditioned by the tables and chairs licence**
7. You may wish to consider a condition which limits or prohibits 'vertical drinking' in the GF and/or external area. – **Can't offer this. They definitely want a certain amount of vertical drinking inside on the GF and also in the small external area which currently exists. I can probably limit it by numbers although in practice I think this is difficult for management to supervise/police.**

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> <p><u>For premises for the supply of alcohol for consumption on the premises:</u> Monday to Thursday: 10:00 to 23:30 Friday and Saturday: 10:00 to midnight Sundays immediately prior to Bank Holidays: Midday to midnight Other Sundays: Midday to 22:30</p> <p><u>For premises for the supply of alcohol for consumption off the premises:</u> Monday to Saturday: 08:00 to 23:00 Sundays: 10:00 to 22:30</p> <p><u>For premises for the provision of other licensable activities:</u> Monday to Thursday: 09:00 to 23.30 Friday and Saturday: 09:00 to midnight Sundays immediately prior to Bank Holidays: 09:00 to midnight Other Sundays: 09:00 to 22:30</p>
Policy CIP1 applies	<p>(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.</p>
Policy PB2 applies	<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>

4. Equality Implications

The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under section 149 of the Equality Act 2010. In summary, section 149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to:

- (a) eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act;
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it; and
- (c) foster good relations between persons who share a relevant protected characteristics and persons who do not share it.

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

4. Appendices

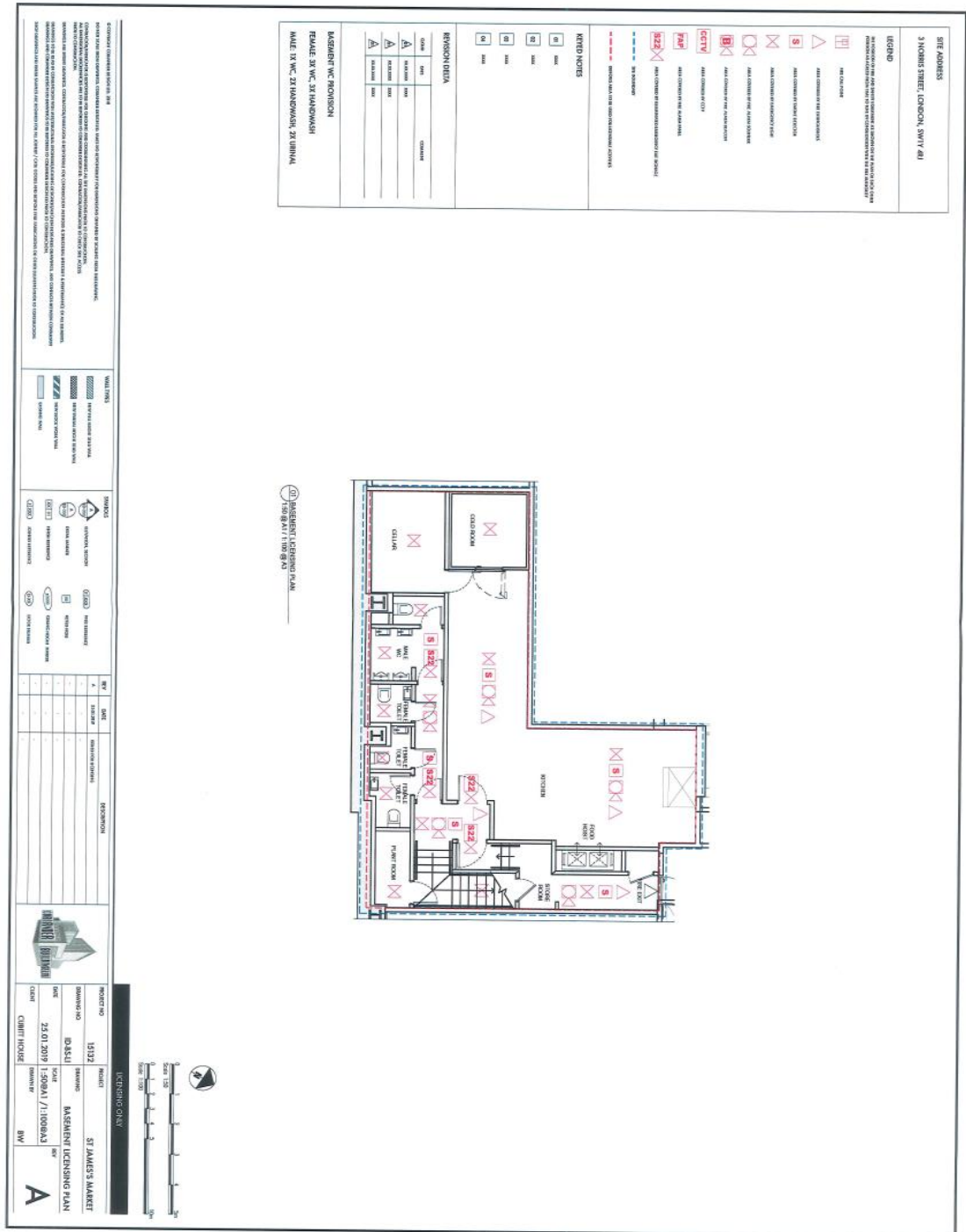
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Pre-Application Advice from Environmental Health
Appendix 5	Proposed conditions
Appendix 6	Residential map and list of premises in the vicinity

Report author:	Michelle Steward Senior Licensing Officer
Contact:	Telephone: 0207 641 1872 Email: msteward1@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	April 2018
4	Metropolitan Police Representation	26 February 2019
5	Licensing Authority Representation	26 February 2019
6	Environmental Health Representation	27 February 2019



None

Premises Licence



Schedule 12
Part A

WARD: St James's
UPRN: 100023349439

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

Premises licence

Regulation 33, 34

Premises licence number:

18/12317/LIPT

Original Reference:

16/03117/LIPN

Part 1 – Premises details

Postal address of premises:

Veneta
1 - 3 Norris Street
London
SW1Y 4RJ

Telephone Number:

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Playing of Recorded Music

Monday to Saturday: 08:00 to 01:00
Sunday: 09:00 to 23:30
Sundays before Bank Holidays: 09:00 to 00:00

Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

Late Night Refreshment

Monday to Saturday: 23:00 to 01:00
Sunday: 23:00 to 23:30
Sundays before Bank Holidays: 23:00 to 00:00

Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

Sale by Retail of Alcohol

Monday to Saturday: 08:00 to 01:00
Sunday: 09:00 to 23:30
Sundays before Bank Holidays: 09:00 to 00:00

Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

The opening hours of the premises:

Monday to Saturday:	07:00 to 01:00
Sunday:	07:00 to 23:30
Sundays before Bank Holidays:	07:00 to 00:00

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

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

Part 2

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

Nathan Nicholas Lowry
24 Charles II Street,
London,
SW14 4AE

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

N/A

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

Name: Nathan Nicholas Lowry

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

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

Licence Number: 05/022119/LIPERS
Licensing Authority: City Of Westminster Council

Date: 06 December 2018

This licence has been authorised by Ms Simone Murray on behalf of the Director - Public Protection and Licensing.

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

Where -

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

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

Annex 2 – Conditions consistent with the operating Schedule

9. The supply of alcohol on the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.
10. The supply of alcohol on the premises shall be by waiter or waitress service only.
11. Substantial food and non-intoxicating beverages, including drinking water shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
12. There shall be no sales of alcohol for consumption off the premises after 23.00.
13. There shall be no take away of hot food or hot drink after 23:00 hours.
14. All sales of alcohol for consumption off the premises shall be in sealed containers only.
15. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
16. A staff member from the Premises who is conversant with the operation of the CCTV system shall be on the Premises at all times when the Premises is open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
17. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
18. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
19. Except for the external seating area, 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.
20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
21. 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 sweeping collected and stored in accordance with the approved refuse storage arrangements by close of business.
22. 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.

23. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 135 persons.
24. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
25. Deliveries and waste collections shall only take place in the underground service area.
26. All external tables and chairs shall be rendered unusable after 23:00 hours daily.
27. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
28. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
29. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
30. 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.
31. 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.
32. There shall be no regulated entertainment in the external area.
33. All windows and external doors shall be kept closed when there is regulated entertainment after 23:00 hours, except for the immediate access and egress of persons.

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

None

Annex 4 – Plans

Attached



Schedule 12
Part B

WARD: St James's
UPRN: 100023349439

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

**Premises licence
summary**

Regulation 33, 34

Premises licence number:

18/12317/LIPT

Part 1 – Premises details

Postal address of premises:

Veneta
1 - 3 Norris Street
London
SW1Y 4RJ

Telephone Number:

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Playing of Recorded Music

Monday to Saturday: 08:00 to 01:00
Sunday: 09:00 to 23:30
Sundays before Bank Holidays: 09:00 to 00:00

Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

Late Night Refreshment

Monday to Saturday: 23:00 to 01:00
Sunday: 23:00 to 23:30
Sundays before Bank Holidays: 23:00 to 00:00

Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

Sale by Retail of Alcohol

Monday to Saturday: 08:00 to 01:00
Sunday: 09:00 to 23:30
Sundays before Bank Holidays: 09:00 to 00:00

Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

The opening hours of the premises:

Monday to Saturday: 07:00 to 01:00

Sunday:	07:00 to 23:30
Sundays before Bank Holidays:	07:00 to 00:00

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

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

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

Nathan Nicholas Lowry
24 Charles II Street,
London,
SW14 4AE

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

N/A

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

Name: Nathan Nicholas Lowry

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

Restricted

Date: 06 December 2018

This licence has been authorised by Ms Simone Murray on behalf of the Director - Public Protection and Licensing.

Application	Details of Application	Date Determined	Decision
16/03117/LIPN	Application for a New Premises Licence	10 May 2016	Granted under delegated authority
16/08695/LIPVM	Minor Variation	5 September 2016	Granted under delegated authority
16/11357/LIPVM	Minor Variation	31 October 2016	Granted under delegated authority
16/11359/LIPDPS	Variation of Designated Premises Supervisor	12 March 2017	Granted under delegated authority
17/11978/LIPDPS	Variation of Designated Premises Supervisor	17 January 2018	Granted under delegated authority
17/12069/LIPCH	Change of Details	25 October 2017	Granted under delegated authority
18/01063/LIPT	Transfer of Premises Licence Holder	12 October 2018	Granted under delegated authority
18/12313/LIPDPS	Variation of Designated Premises Supervisor	12 October 2018	Granted under delegated authority
18/12317/LIPT	Transfer of Premises Licence Holder	6 December 2018	Granted under delegated authority

Pre-Application Advice from Environmental Health – dated 21 August 2018

Trading name of business and Address: 3 Norris Street		
Reference Number if Applicable: 18/09280/PREAPM		
Licence: 18/01063/LIPT is the current Issued Licence	Applicant: Craig Baylis craig.baylis@bclplaw.com	Stress Area: WEST END
Type of Business: RESTAURANT		
<p>Current timings:</p> <p><u>Playing of Recorded Music</u> Monday to Saturday: 08:00 to 01:00 Sunday: 09:00 to 23:30 Sundays before Bank Holidays: 09:00 to 00:00 Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.</p> <p><u>Late Night Refreshment</u> Monday to Saturday: 23:00 to 01:00 Sunday: 23:00 to 23:30 Sundays before Bank Holidays: 23:00 to 00:00 Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.</p> <p><u>Sale by Retail of Alcohol</u> Monday to Saturday: 08:00 to 01:00 Sunday: 09:00 to 23:30 Sundays before Bank Holidays: 09:00 to 00:00</p> <p><u>Non-standard Timings:</u> From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.</p> <p><u>PROPOSED:</u></p> <p><i>'Proposal to reduce existing permitted hours for restaurant use and replace with a limited amount of supply of alcohol without food in part of the premises, whilst retaining restaurant use in a significant part'</i></p> <p><u>EH COMMENTS & ADVICE:</u></p> <p>The current issued Licence includes <i>inter alia</i> the following Conditions:</p> <p>9. The supply of alcohol on the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.</p>		

10. The supply of alcohol on the premises shall be by waiter or waitress service only.

23. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 135 persons.

At the site meeting with representatives from The Crown it soon became apparent that what would be desired by the Crown for a potential operator in terms of alcohol sales and consumption would not be capable of complying with the City Council's Licensing Policy. This is because the premises is located within the West End CIA.

A number of options were discussed, including reduction of hours, change to more of a mixed-use premises along the lines described in 2.4.17 – 2.4.22 of the Policy. However, it was felt by the Crown that this would not achieve what they wanted in business terms.

EH advice is that the applicant needs to show either (i) what is sought is a genuine exception to Policy and (ii) what is sought would not add to Cumulative Impact. This would be difficult where a Restaurant operation is varied to allow consumption of alcohol without being ancillary to food, especially in light of paragraph 2.5.3 of the Policy.

An alternative consideration would be to identify a premises located in the West End CIA with a Premises Licence which would allow greater flexibility for the Sale and consumption of alcohol with a view to surrendering that Licence and relocating those licensable activities at Norris Street. The idea of such a move would be that there is no net adverse effect in the CIA. The advantage to the City Council would be that the location of the more flexible Licence would be accompanied by a number of additional and more up to date Conditions which would allow better regulation.

A very nearby premises belonging to The Crown seems to have an older style Public House Licence has 'On' Sales of alcohol with very few Licence Conditions and no restriction on capacity. The recent references are:

17/05308/LIPCH – 69-71 Haymarket

17/13796/LI178 – a notification of interest under s.178 by The Crown

The premises appears to be located in the CIA.

The Crown or the prospective operator could apply for a New Licence for the Norris Street premises to match the permitted activities and hours (or possibly 'Core Hours') of 17/05308/LIPCH.

Conditions:

An application for a New Premises Licence should be accompanied by a schedule of proposed Conditions drawn from our list of 'Model Conditions' as a starting point for detailed discussion/agreement during the Consultation process and at a Hearing of the Licensing Committee to ensure that the Licensing Objectives are promoted and to ensure that there is no addition to Cumulative Impact. One of the Conditions should specify capacity. There should also be a Condition to surrender 17/05308/LIPCH.

The police are likely to make a Representation may seek additional Conditions following the application.

The licensing Service are likely to make a Representation and may have additional comments regarding Policy.

A copy of the Pre-App Report will be sent to the District Surveyor, Alan Lynagh who may also have comments.

THE MATTER WILL NEED TO BE ADJUDICATED AT A HEARING OF THE LICENSING SUB CTEE AND THE APPLICATION WILL BE DETERMINED IN RELATION TO THE CITY COUNCIL'S LICENSING POLICY. IT WILL BE FOR THE APPLICANT TO SHOW HOW THE LICENSING OBJECTIVES WILL BE PROMOTED.

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

Pre-Application Advice from Environmental Health dated 21 January 2019

Trading name of business and Address: 3 Norris Street		
Reference Number if Applicable: 18/15949/PREAPM		
<u>NB: This report should be read in conjunction with the associated Pre-App Report for this premises Ref: 18/09280/PREAPM</u>		
Licence: 17/05308/LIPCH – 69-71 Haymarket 17/13796/LI178 – a notification of interest under s.178 by The Crown	Applicant: Craig Baylis craig.baylis@bcplaw.com	Cumulative Impact Area: WEST END
Type of Business: PUBLIC HOUSE LICENCE ('CONVERTED')		
<u>Current timings for 17/05308/LIPCH (69-71 Haymarket)</u>		
Playing of Recorded Music Unrestricted		
Late Night Refreshment		
Monday to Saturday: 23:00 to 23:30		
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted		
Sale by Retail of Alcohol		
Monday to Saturday: 10:00 to 23:00		
Sunday: 12:00 to 22:30		
The provision of late night refreshment to be extended on New Year's Eve to 05:00 New Year's Day (Condition 11)		
Condition 9: Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.		
In this condition, permitted hours means:		
(a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00 to 23:00		
(b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30		
(c) On Good Friday, 12:00 to 22:30		
(d) On Christmas Day, 12:00 to 15:00. and 19:00 to 22:30		
(e) On New Year's Eve, except on a Sunday, 10:00 to 23:00		
(f) On New Year's Eve on a Sunday, 12:00 to 22:30		
(g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).		
<u>PROPOSED:</u>		
<i>'Proposal for new bar licence to take account of surrendered bar licence in Haymarket'</i>		
<u>EH COMMENTS & ADVICE:</u>		

In Pre-App Advice 18/09280/PREAPM the Crown was advised to identify a premises located in the West End CIA with a Premises Licence which would allow greater flexibility for the Sale and consumption of alcohol with a view to surrendering that Licence and relocating those licensable activities to 1 Norris Street. The idea of such a move would be that there is no net adverse impact in the West End CIA.

The advantage to the City Council would be that the relocation of the more flexible Licence to Norris Street would be accompanied by a number of additional and more up to date Conditions which would allow better regulation and an opportunity to set capacities for both Licensed Premises. There are no residents in the immediate vicinity of the Norris Street premises who might be adversely affected by such an application.

A very nearby premises belonging to The Crown (17/05308/LIPCH – 69-71 Haymarket) has an older style 'Converted' Public House Licence with:

- 'On' Sales of alcohol
- Very few Licence Conditions and
- No restriction on capacity.
- The premises is across two floors

The Issued Licence for 1 Norris Street 18/01063/LIPT would be 'transferred' to the Haymarket premises. The Issued Licence for Norris Street has the following authorisations:

Playing of Recorded Music

Monday to Saturday: 08:00 to 01:00

Sunday: 09:00 to 23:30

Sundays before Bank Holidays: 09:00 to 00:00

Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

Late Night Refreshment

Monday to Saturday: 23:00 to 01:00

Sunday: 23:00 to 23:30

Sundays before Bank Holidays: 23:00 to 00:00

Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

Sale by Retail of Alcohol

Monday to Saturday: 08:00 to 01:00

Sunday: 09:00 to 23:30

Sundays before Bank Holidays: 09:00 to 00:00

Non-standard Timings: From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

It also includes a Capacity Condition:

23. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 135 persons.

EH advice is that the Crown applies for a New Licence for the Sale of Alcohol at 1 Norris Street for no greater than the 'Core Hours'. The Sale of Alcohol would include 'Off' Sales so as to include patrons who are using the outside seating area as shown on the plans.

In effect, the more up to date 0100hrs restaurant with model conditions at Norris Street would change places with the older converted pub licence in the Haymarket and a capacity, model conditions and 'Core Hours' would be imposed on the older Licence.

There will be an application for a new Licence for the Haymarket premises for a Restaurant operation (i.e. MC66/MC38). The capacity of the Haymarket premises will be assessed by EH accordingly.

The applicant has submitted Drawings for the BMT, GF, and Mezz Floors (Ref 15132-ID-105) for a proposed restaurant/bar style operation. I have assessed the drawings and note that the following Sanitary Provision is shown:

GF: 1 DDA WC

BMT: 3 WCs for Female Customers; 1 WC + 2 Urinals for Male Customers

MEZZ: 1 Staff WC

This would support a capacity of 180 patrons. An additional Female Customer WC (i.e. 4 WCs + the DDA WC) would support 240 patrons.

The applicant is advised to submit a schedule of suitable Model Conditions with the application to show how the Licence will be operated in a way that will promote the Licensing Objectives and not add to Cumulative Impact.

The police are likely to make a Representation may seek additional Conditions following the application.

The licensing Service are likely to make a Representation and may have additional comments regarding Policy.

A copy of the Pre-App Report will be sent to the District Surveyor, Alan Lynagh who may also have comments.

THE MATTER WILL NEED TO BE ADJUDICATED AT A HEARING OF THE LICENSING SUB CTEE AND THE APPLICATION WILL BE DETERMINED IN RELATION TO THE CITY COUNCIL'S LICENSING POLICY. IT WILL BE FOR THE APPLICANT TO SHOW HOW THE LICENSING OBJECTIVES WILL BE PROMOTED.

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

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. Substantial food shall be available throughout the premises at all times.
10. The capacity of the mezzanine floor shall not exceed 40 persons.

11. The supply of alcohol on the mezzanine level shall only be to persons seated taking a table meal there and for consumption by such a person as ancillary to their meal.
12. The number of persons (excluding staff) permitted in the premises (to include the external areas) at any one time shall not exceed 215.
13. No licensable activities shall take place at the premises until premises licence 18/12317/LIPT (or such other number subsequently issued for the premises) has been surrendered and is incapable of resurrection.
14. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements for 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.
15. 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.
16. A Challenge 25 scheme shall be in operation at the premises.

Conditions proposed by the Environmental Health and agreed with applicant

17. There shall be no sales of hot food or hot drink for consumption off the premises after 23.00.
18. 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.
19. No licensable activities shall take place at the premises until the premises has 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.
20. All outside tables and chairs shall be rendered unusable by (23.00) each day.

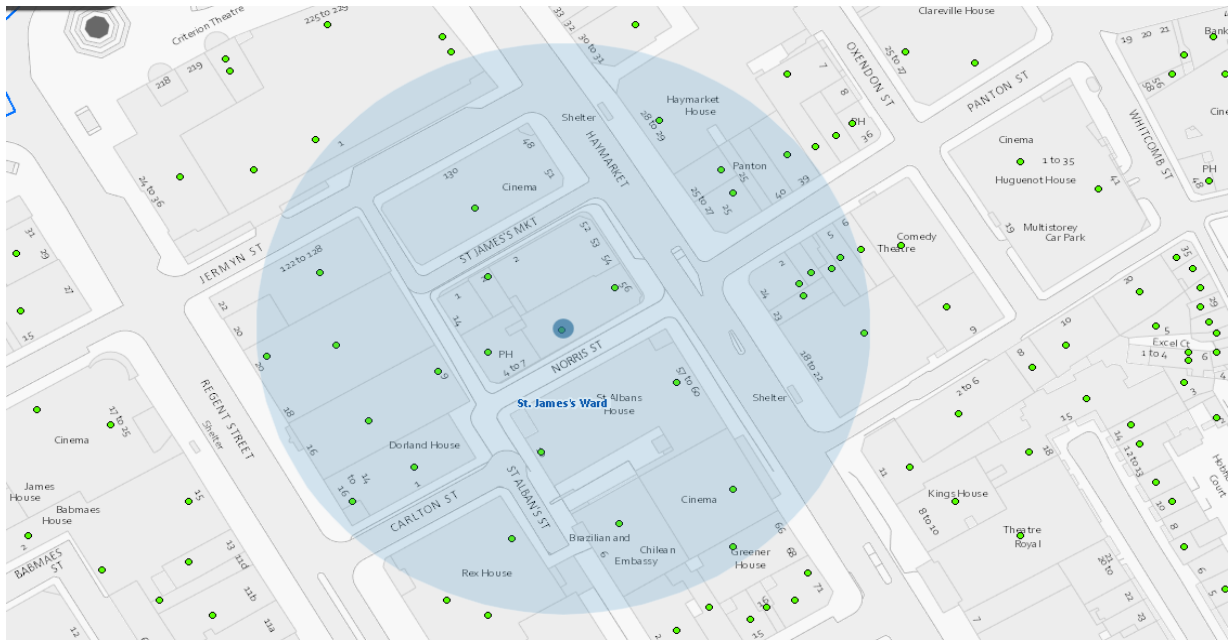
Conditions proposed by the Police

None

Residential Map and List of Premises in the Vicinity

Appendix 6

Due to a technical issue with the Council's GIS Mapping System an alternative map of the premises and locality has been provided:



Resident Count: 24

Premises within 75 metres of 3 Norris Street, London, SW1 4RJ				
Licence Number	Trading Name	Address	Premises Type	Time Period
15/04133/LIPCH	Wagamama	8 Norris Street London SW1Y 4RJ	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/02555/LIPN	Anzu	1 - 3 Norris Street London SW1Y 4RJ	Restaurant	Monday to Thursday; 11:00 - 00:00 Friday to Saturday; 11:00 - 00:30 Sunday; 11:00 - 23:00
18/12317/LIPT	Veneta	1 - 3 Norris Street London SW1Y 4RJ	Restaurant	Monday to Saturday; 07:00 - 01:00 Sunday; 07:00 - 23:30 Sundays before Bank Holidays; 07:00 - 00:00

17/14765/LIPDPS	Ole Steen	Ground Floor Finland House 56 Haymarket London SW1Y 4RN	Markets (other than livestock)	Monday to Thursday; 06:30 - 23:30 Friday to Saturday; 06:30 - 00:00 Sunday; 06:30 - 22:30
18/15634/LIPDPS	Unit 2 St James Market	52 Haymarket London SW1Y 4RP	Restaurant	Monday to Saturday; 07:00 - 01:00 Sunday; 07:00 - 23:30
16/14122/LIPN	Ikoyi	St James's Market London	Restaurant	Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 23:00
17/13227/LIPDPS	1	St James's Market London	Office	Saturday to Sunday; 00:00 - 00:00
18/09640/LIPDPS	Urban Tea Rooms St Jamess Unit 2A	St James's Market London	Cafe	Monday to Thursday; 07:00 - 00:00 Friday to Saturday; 07:00 - 00:30 Sunday; 09:00 - 23:00
17/06464/LIPN	1	St James's Market London	Office	Saturday to Sunday; 00:00 - 00:00
16/03554/LIPCH	Planet Hollywood (UK) Ltd	Ground Floor Right St Albans House 57-60 Haymarket London SW1Y 4QX	Restaurant	Monday to Saturday; 09:00 - 01:30 Sunday; 09:00 - 00:30
18/15330/LIPDPS	Shawa	Ground Floor Left St Albans House 57 - 60 Haymarket London SW1Y 4QX	Restaurant	Monday to Saturday; 11:00 - 01:30 Sunday; 11:00 - 00:30
15/04802/LIPDPS	Caffe Concerto	45 Haymarket London SW1Y 4SE	Cafe	Monday to Sunday; 08:00 - 23:30

18/02975/LIPDPS	Aquavit	1 Carlton Street London SW1Y 4QQ	Restaurant	Monday to Saturday; 07:30 - 01:00 Sunday; 07:30 - 22:30
18/03461/LIPDPS	Pizza Express	Ground Floor Panton House 25 Haymarket London SW1Y 4EN	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/09842/LIPN	Not Recorded	4 St James's Market London SW1Y 4AH	Restaurant	Monday to Saturday; 07:30 - 01:00 Sunday; 07:30 - 23:30
17/14738/LIPT	Not Recorded	4 St James's Market London SW1Y 4AH	Restaurant	Monday to Saturday; 07:30 - 01:00 Sunday; 07:30 - 23:30
17/05937/LIPV	Steak And Co.	Basement To First Floor 24 Haymarket London SW1Y 4DG	Restaurant	Monday to Saturday; 10:00 - 01:00 Sunday; 10:00 - 00:00 Sundays before Bank Holidays; 10:00 - 01:00
18/00385/LIPDPS	Empire Cinemas	62 - 65 Haymarket London SW1Y 4RL	Cinema	Monday to Sunday; 09:00 - 03:00
17/07252/LIPDPS	Viet Cafe	Ground Floor And Basement 23 Haymarket London SW1Y 4DG	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
18/02782/LIPDPS	Tiger Tiger	Haymarket House 28-29 Haymarket London SW1Y 4SP	Night clubs and discos	Monday to Saturday; 09:00 - 03:30 Sunday; 09:00 - 00:30
16/00858/LIPDPS	Kanada-Ya	3 Panton Street London SW1Y 4DL	Restaurant	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
06/09838/WCCMAP	Andalucia Tapas Restaurant	Basement And Ground Floor Front 4 Panton Street London SW1Y 4DL	Restaurant	Monday to Sunday; 11:00 - 00:00

17/03518/LIPDPS	Not Recorded	5 Panton Street London SW1Y 4DL	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
17/10721/LIPDPS	Spaghetti House	Basement South And Ground Floor South Greener House 66-68 Haymarket London SW1Y 4RF	Restaurant	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
13/00183/LIPT	Miso Noodle Bar	Ground Floor East Greener House 66-68 Haymarket London SW1Y 4RF	Restaurant	Monday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:30
16/07489/LIPDPS	Chop Shop	Basement Nth And Ground Floor North Greener House 66-68 Haymarket London SW1Y 4RF	Restaurant	Monday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:30
17/02318/LIPDPS	Strada	39 Panton Street London SW1Y 4EA	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
18/05160/LIPN	Rose Bakery	18 - 22 Haymarket London SW1Y 4DQ	Cafe	Monday to Saturday; 11:00 - 20:00 Sunday; 12:00 - 20:00

Item No:	
Date:	11 April 2019
Licensing Ref No:	19/01305/LIPN - New Premises Licence
Title of Report:	Basement and ground Floor 69/71 Haymarket London SW1Y 4RW
Report of:	Director of Public Protection and Licensing
Wards involved:	St James
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Angela Seaward Senior Licensing Officer
Contact details	Telephone: 0207 641 8116 Email: aseaward@westminster.gov.uk

1. Application

1-A Applicant and premises		
Application Type:	New Premises Licence, Licensing Act 2003	
Application received date:	30 January 2019	
Applicant:	The Crown Estate Commissioners	
Premises address:	Basement and Ground Floor	Ward: St James
	69/71 Haymarket London SW1Y 4RW	Cumulative Impact Area: West End
Premises description:	According to the application form, the premises seeks to operate as a restaurant with an ancillary bar.	
Premises licence history:	<p>This is an application for a new premises licence.</p> <p>The premises has the benefit of a time limited licence numbered 19/01295/LIPN which expires on 31 May 2019. Should this application for a new premises licence be granted, the time limited licence will be surrendered. A copy of the time limited licence is attached at Appendix 2.</p> <p>In summary, the time limited licence permits late night refreshment and sale by retail of alcohol. Operating hours and licensable activities for the time limited licence can be found in section 1b of this report.</p> <p>This application for a new premises licence has been made on the same terms as the time limited licence.</p> <p>69-71 Haymarket had the benefit of two premises licences.</p> <p>Premises licence 17/05308/LIPCH was held by MRL Haymarket Limited and had been in existence since before 2005 as it was converted from a justices licence. A copy of premises licence 17/05308/LIPCH is attached at Appendix 3. This licence lapsed on the 12 March 2019 due to insolvency. No interim authority notice had been received by the Licensing Authority at the time this report was written.</p> <p>The second is premises licence 18/09986/LIPN which permits regulated entertainment and sale by retail of alcohol. This was applied for as a shadow licence of 17/05308/LIPCH; a copy of premises licence 18/09986/LIPN is attached at Appendix 4.</p>	

Applicant submissions:	The applicant provided the following supporting statement on submission of the application: “The premises already enjoys the benefit of a premises licence, 17/05308/LIPCH. This is effectively a bar licence with no requirements that food be provided, no capacity limit and no other conditions restricting operation. We submit that the substitution of a full restaurant licence (MC66), as applied for, with core hours and a specific capacity limit to be imposed by EHCT falls directly in line with paras 2.4.6 and 2.4.7 of the Council's statement of licence policy (page 38 of the current policy statement) as possible exceptions to policy, because there will inevitably be less impact on the area”
Application Information	Licence number 18/09986/LIPN and 19/01295/LIPN (Time Limited Licence) will be surrendered should this application for a new premises licence be granted.

1-B 19/01295/LIPN (Time Limited Licence) Licensable activities, areas and hours	
Late night refreshment	Monday to Thursday 23:00 to 23:30 Friday to Saturday 23:00 to 00:00
Sale by retail of alcohol - on the premises only	Monday to Thursday 10:00 to 23:30 Friday to Saturday 10:00 to 00:00 Sunday 12:00 to 22:30

Section 1-C details the proposed licensable activities and hours for this new premises licence application:

1-C Proposed licensable activities and hours							
Sale by retail of alcohol				On or off sales or both:			On the premises only
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:			From the start time on New Year's Eve to the finish time on New Year's Day				

Late night Refreshment				Indoors and outdoors			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	N/A
End:	23:30	23:30	23:30	23:30	00:00	00:00	N/A
Seasonal variations/ Non-standard timings:			From the start time on New Year's Eve to the finish time on New Year's Day				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:	From the start time on New Year's Eve to the finish time on New Year's Day						
Relevant Entertainment:	None						

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Service
Representative:	Dave Nevitt
Received:	26 February 2019
<p>I wish to make Representations on the following grounds: Representation is made in relation to the application, as the proposals are likely to increase the risk of Public Nuisance and may impact upon Public Safety. The applicant has not included sufficient Conditions in the Operating Schedule to show how the Licensing Objectives will be promoted. The premises is located in the West End Cumulative Impact Area and the application will need to be adjudicated at a Hearing of the Licensing Sub Committee in relation to the City Council's Licensing Policy.</p> <p>Note: Proposed conditions have been offered and agreed which are attached in appendix 7</p>	
Responsible Authority:	Metropolitan Police Service
Representative:	Reaz Guerra
Received:	26 February 2019
<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 crime and disorder. We have concerns that this application will cause further policing problems in an already demanding area.</p> <p>There is insufficient detail within the operating schedule to promote the Licensing Objectives.</p>	
Responsible Authority:	Local Authority
Representative:	Roxsana Haq
Received:	27 February 2019
<p>The premises are located within the West End Cumulative Impact area and as such a number of policy points must be considered namely RNT2, and CIP1.</p>	

The applicant has proposed to operate the premises as Restaurant and has offered a condition similar to the Council's model condition 66. However, no explanation has been provided why the condition in its entirety has not been proposed.

Applications that fall within the remit of policy RNT2 and CIP1 will generally be granted subject to other policies, provided the applicant can demonstrate they will not add to cumulative impact within the cumulative impact area. Therefore, the Licensing Authority proposes the applicant accepts the full model condition 66 as set out below:

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

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

- The number of persons seated in the premises at any one time shall not exceed xx persons excluding staff.

We acknowledge that the hours of operation and for licensable activities, as applied for, fall within the council's core hours policy. However, the applicant is also seeking some late night refreshment hours. Policy point 2.5.10 states "Should a restaurant apply for permission to supply late night refreshment, that is the supply of hot food or hot drink at any time between the hours of 23.00 and 05.00, then, in the event of relevant representations being received, the licensing sub-committee will have regard, amongst other matters, to the desirability of encouraging the rapid dispersal of people from the Cumulative Impact areas, and the times of closing of other premises in the vicinity"

Furthermore the applicant must also demonstrate that the operation of the premises will not add to cumulative impact in the West End Cumulative Impact Area. Currently no additional information has been received with the operating schedule which addresses these policy concerns, and the Licensing Authority encourages the applicant to provide further submissions as to how the premises will not add to cumulative impact.

Note: The applicant has agreed to accept the full wording of MC66 which is included in appendix 7

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<p>Policy HRS1 applies</p>	<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> <p><u>For premises for the supply of alcohol for consumption on the premises:</u></p> <p>Monday to Thursday: 10:00 to 23:30 Friday and Saturday: 10:00 to midnight Sundays immediately prior to Bank Holidays: Midday to midnight Other Sundays: Midday to 22:30</p> <p><u>For premises for the provision of other licensable activities:</u></p> <p>Monday to Thursday: 09:00 to 23.30 Friday and Saturday: 09:00 to midnight Sundays immediately prior to Bank Holidays: 09:00 to midnight Other Sundays: 09:00 to 22:30</p>
<p>Policy CIP1 applies</p>	<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>Policy RNT2 applies</p>	<p>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.</p>

4. Equality Implications

The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under section 149 of the Equality Act 2010. In summary, section 149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to:

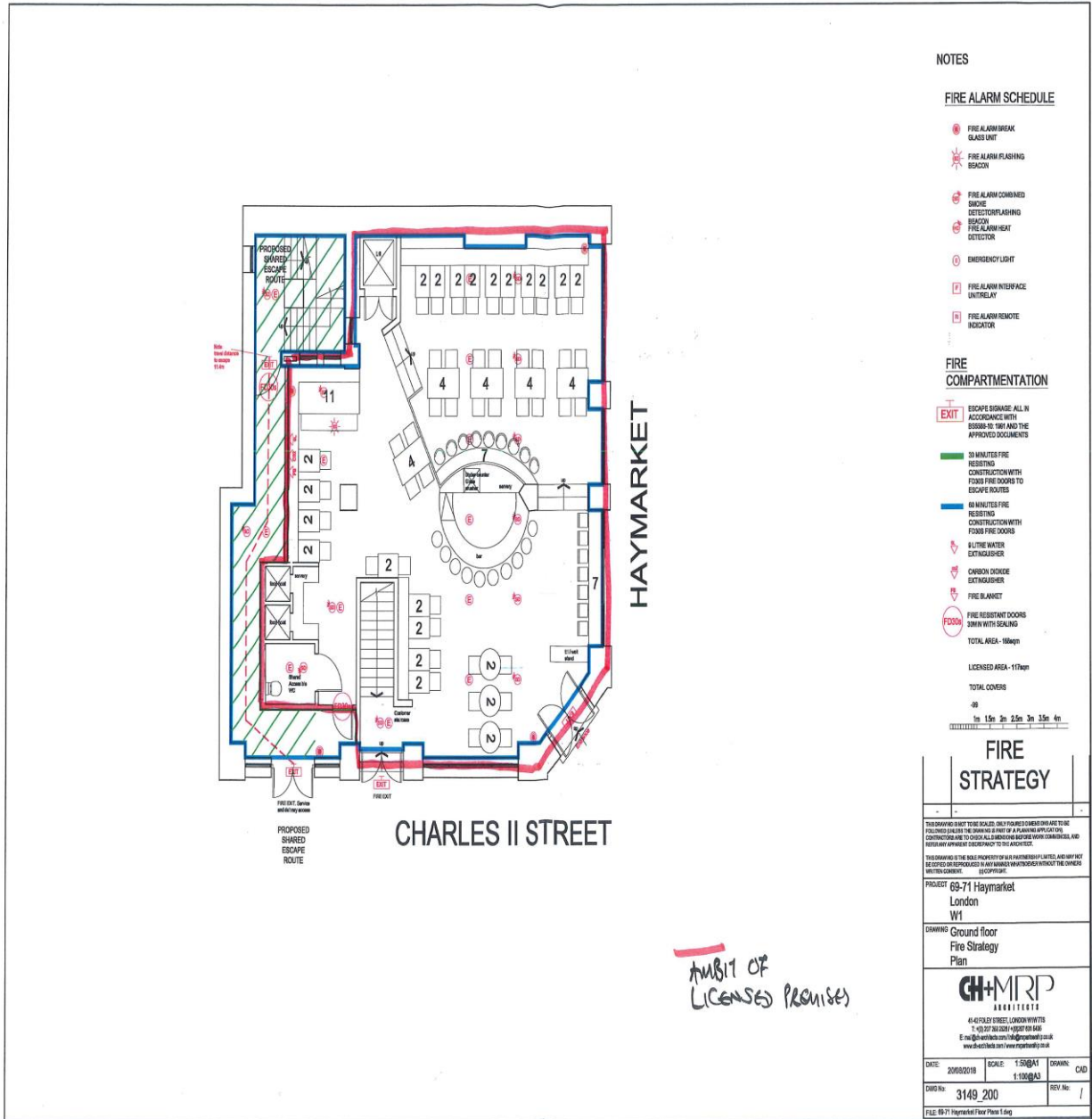
- (a) eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act;
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it; and
- (c) foster good relations between persons who share a relevant protected characteristics and persons who do not share it.

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

5. Appendices

Appendix 1	Premises plans
Appendix 2	Time Limited Licence 19/01295/LIPN
Appendix 3	Premises Licence 17/05308/LIPCH
Appendix 4	Premises Licence 18/09986/LIPN
Appendix 5	Applicant supporting documents
Appendix 6	Licence and appeal history
Appendix 7	Proposed conditions
Appendix 8	Residential map and list of premises in the vicinity

Report author:	Angela Seaward Senior Licensing Officer	
Contact:	Telephone: 0207 641 8116 Email: aseaward@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	April 2018
4	Representation Environmental Health Service	26 th February 2019
5	Representation Metropolitan Police Service	26 th February 2019
6	Representation Local Authority	27 th February 2019



Schedule 12
Part AWARD: St James's
UPRN: 100023616523**City of Westminster**

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

19/01295/LIPN

Original Reference:

19/01295/LIPN

+
Part 1 – Premises details
Postal address of premises:69-71 Haymarket
London
SW1Y 4RW**Telephone Number:** Not supplied**Where the licence is time limited, the dates:**

to 31 May 2019

Licensable activities authorised by the licence:Late Night Refreshment
Sale by Retail of Alcohol**The times the licence authorises the carrying out of licensable activities:****Late Night Refreshment**Monday to Thursday: 23:00 to 23:30 (Indoors)
Friday to Saturday: 23:00 to 00:00**Sale by Retail of Alcohol**Monday to Thursday: 10:00 to 23:30 (On the premises)
Friday to Saturday: 10:00 to 00:00
Sunday: 12:00 to 22:30**The opening hours of the premises:**Monday to Thursday: 10:00 to 23:30
Friday to Saturday: 10:00 to 00:00
Sunday: 12:00 to 22:30**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption on the Premises.

Part 2

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

The Crown Estate Commissioners
1 St James's Market
St. James's
London
SW1Y 4AH

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

N/A

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

Name: Jane Beels

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

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

Personal Licence: LN/200713010
Issuing Authority: London Borough of Barnet

Date: 27 March 2019

This licence has been authorised by Angela Seaward on behalf of the Director - Public Protection and Licensing.

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

Where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,

- (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price ~~actually given~~ by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") ~~as a result of~~ a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – 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. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system,
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
12. 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.
13. 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.
14. 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.
15. The premises shall only operate as a restaurant
 - (i) in which customers are shown to their table,
 - (ii) where the supply of alcohol is by waiter or waitress service only,
 - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non-disposable crockery,
 - (iv) which do not provide any take away service of food or drink for immediate consumption,
 - (v) which do not provide any take away service of food or drink after 23.00, and
 - (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.
16. Notwithstanding this condition, customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal. 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.

17. The number of persons seated in the premises at any one time shall not exceed (XX) persons excluding staff.
18. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

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

None





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

Schedule 12
Part A

WARD: St James's
UPRN: 100023616523

Premises licence

Regulation 33, 34

Premises licence number:

17/05308/LIPCH

Original Reference:

05/10304/LIPC

▲ Part 1 – Premises details

Postal address of premises:

Assagetti
69-71 Haymarket
London
SW1Y 4RW

Telephone Number: 020 7839 3939

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit
Sale by Retail of Alcohol

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

Playing of Recorded Music Unrestricted

Late Night Refreshment
Monday to Saturday: 23:00 to 23:30

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

Sale by Retail of Alcohol
Monday to Saturday: 10:00 to 23:00
Sunday: 12:00 to 22:30

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1

The opening hours of the premises:

Monday to Saturday: 10:00 to 23:30
Sunday: 12:00 to 23:00

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

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

Part 2

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

MRL Haymarket Limited
Golden Cross House
8 Duncannon Street
London
WC2N 4JF
Electronic Mail : info@metrorest.com
Telephone Number : 020 7631 9870

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

2068321

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

Name: Karolis Choromanskis

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

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

Licence Number: LBWands/03961
Licensing Authority: London Borough of Wandsworth

Date: 18 May 2017

This licence has been authorised by Shannon Pring on behalf of the Director - Public Protection and Licensing.

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.

7. The responsible person must ensure that—

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

Where -

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

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

9. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.

In this condition, permitted hours means:

- (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00 to 23:00
- (b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30
- (c) On Good Friday, 12:00 to 22:30
- (d) On Christmas Day, 12:00 to 15:00. and 19:00 to 22:30
- (e) On New Year's Eve, except on a Sunday, 10:00 to 23:00
- (f) On New Year's Eve on a Sunday, 12:00 to 22:30
- (g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

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

- (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 which reproduce the effect of any restriction imposed on the use of the premises by specified enactment

9. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.

In this condition, permitted hours means:

- (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00 to 23:00
- (b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30
- (c) On Good Friday, 12:00 to 22:30
- (d) On Christmas Day, 12:00 to 15:00. and 19:00 to 22:30
- (e) On New Year's Eve, except on a Sunday, 10:00 to 23:00
- (f) On New Year's Eve on a Sunday, 12:00 to 22:30
- (g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

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

- (e) the ordering of alcohol to be consumed off the premises, or the despatch by e 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.

10. 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.

11. The provision of late night refreshment to be extended on New Year's Eve to 05:00 New Year's Day.

Annex 2 – Conditions consistent with the operating Schedule

None

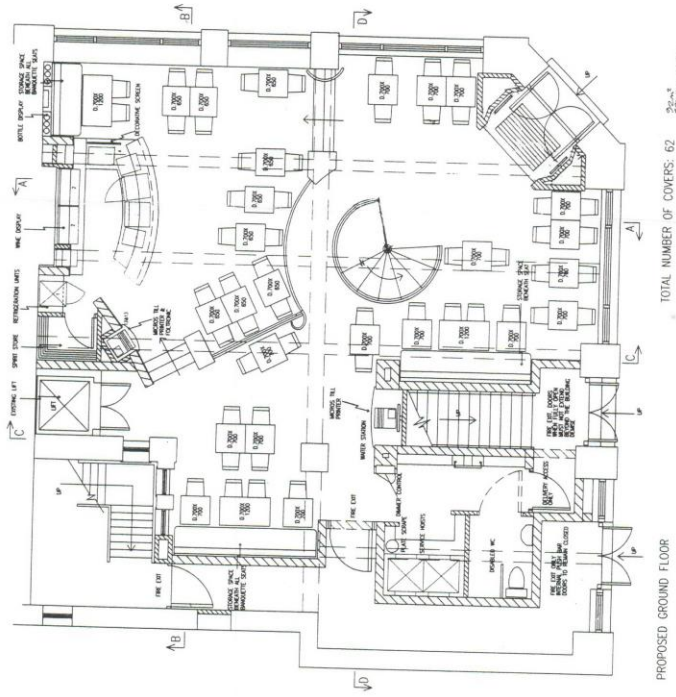
Annex 3 – Conditions attached after a hearing by the licensing authority

None

Annex 4 – Plans

Attached

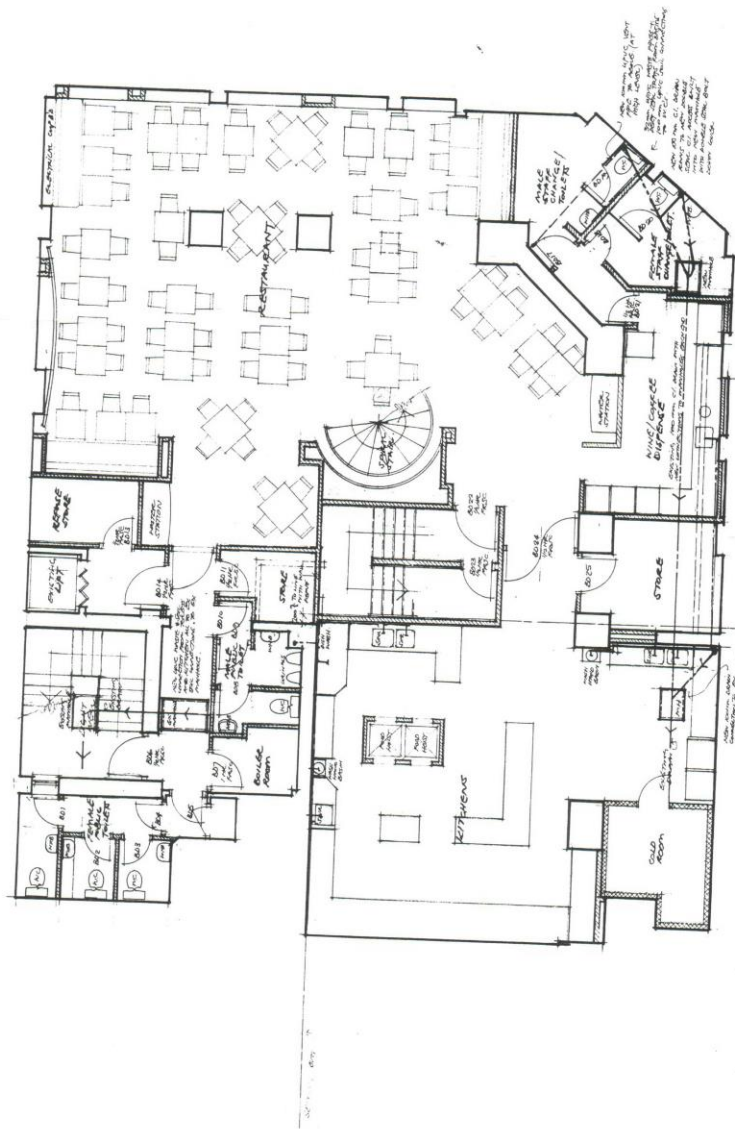
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THE CLIENTS HAVE BEEN ADVISED THAT THE PROPOSED ARRANGEMENTS ARE SUBJECT TO APPROVAL BY THE LOCAL AUTHORITY AND THAT THE CLIENTS WILL BE RESPONSIBLE FOR OBTAINING THE NECESSARY APPROVALS FROM THE LOCAL AUTHORITY.



WINE/COGNAC DISPENSER
STAIRS
TOILETS
W.C.

ARCHITECT
RICHARD DANIELS
L. T. I. L. O. L. L.
R. E. C. I. T. I. C. E. L. L. S.
15, BUCKINGHAM GARDENS, LONDON, W.1
TELEPHONE: 01-262 5111
FACSIMILE: 01-262 5112

CLIENT
MR & MRS HANBURY
10, BUCKINGHAM GARDENS, LONDON, W.1
TELEPHONE: 01-262 5111
FACSIMILE: 01-262 5112

PROJECT
MR & MRS HANBURY
LONDON SW1

PROPOSED BASEMENT
ARRANGEMENT PLAN

SCALE 1:100
DATE 1/8/70

906/07 H.



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

Schedule 12
Part A

WARD: St James's
UPRN: 100023616523

Premises licence

Regulation 33, 34

Premises licence number:

18/09986/LIPN

Original Reference:

18/09986/LIPN

Part 1 – Premises details

Postal address of premises:

69-71 Haymarket
London
SW1Y 4RW

Telephone Number:

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment
Sale by Retail of Alcohol

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

Late Night Refreshment

Monday to Saturday: 23:00 to 23:30

Sale by Retail of Alcohol

Monday to Saturday: 10:00 to 23:00

Sunday: 12:00 to 22:30

Seasonal Details: From the start time on New Year's Eve to the finish time on New Year's Day

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1

The opening hours of the premises:

Monday to Saturday: 10:00 to 23:30

Sunday: 12:00 to 23:00

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

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

Part 2

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

The Crown Estate Commissioners
1 St James's Market
St James's
London
SW1Y 4AH
:

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

N/A

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

Name: Jane Beels

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

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

Licence Number: LN/200713010
Licensing Authority: London Borough Of Barnet

Date: 27 March 2019

This licence has been authorised by Angela Seaward on behalf of the Director - Public Protection and Licensing.

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
 - (1) The premises ~~licence~~ holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises ~~licence~~ must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

Where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,

- (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating Schedule

9. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.

In this condition, permitted hours means:

- (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00 to 23:00
 - (b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30
 - (c) On Good Friday, 12:00 to 22:30
 - (d) On Christmas Day, 12:00 to 15:00. and 19:00 to 22:30
 - (e) On New Year's Eve, except on a Sunday, 10:00 to 23:00
 - (f) On New Year's Eve on a Sunday, 12:00 to 22:30
10. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

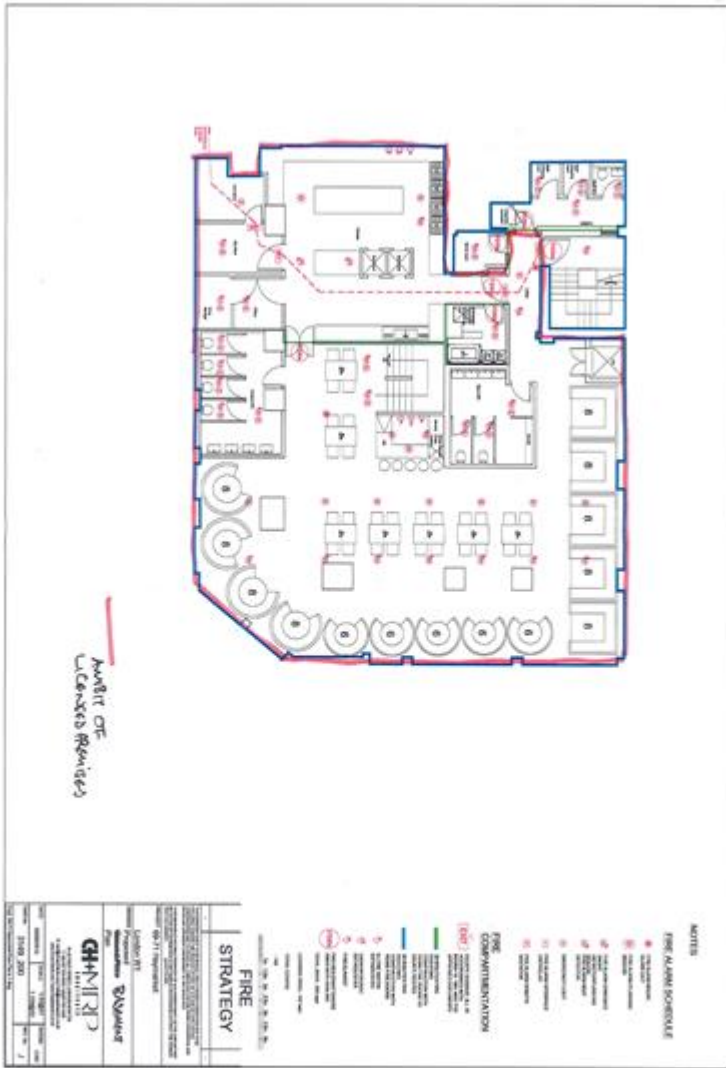
- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
 - (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - (c) during the first thirty 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 by e 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.
12. 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.
13. The provision of late night refreshment to be extended on New Year's Eve to 05:00 New Year's Day.
14. 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.
15. 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.

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

None





No supporting documents

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/10304/LIPC	Converted Licence	03.10.2005	Granted under delegated authority
06/12507/WCCMAP	Master Licence	03.10.2005	Granted under delegated authority
06/01129/LIPDPS	Change of Designated Premises Supervisor from Giancarlo Pasqualetti to Piermario Maculan	21.02.2006	Granted under delegated authority
09/04487/LIPDPS	Change of Designated Premises Supervisor from Piermario Maculan to Patrizo Rizzoli	02.07.2009	Granted under delegated authority
14/11369/LIPDPS	Change of Designated Premises Supervisor from Patrizo Rizzoli to Slawomir Jagiello	28.01.2015	Granted under delegated authority
16/06357/LIPDPS	Change of Designated Premises Supervisor from Slawomir Jagiello to Karolis Choromanskis	22.09.2016	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

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

6. 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.
7. 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.
8. 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.
9. The premises shall only operate as a restaurant
 - (i) in which customers are shown to their table,
 - (ii) where the supply of alcohol is by waiter or waitress service only,
 - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
 - (iv) which do not provide any take away service of food or drink for immediate consumption,
 - (v) which do not provide any take away service of food or drink after 23.00, and
 - (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

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

The number of persons seated in the premises at any one time shall not exceed (capacity to be determined on final EHO inspection) persons excluding staff.

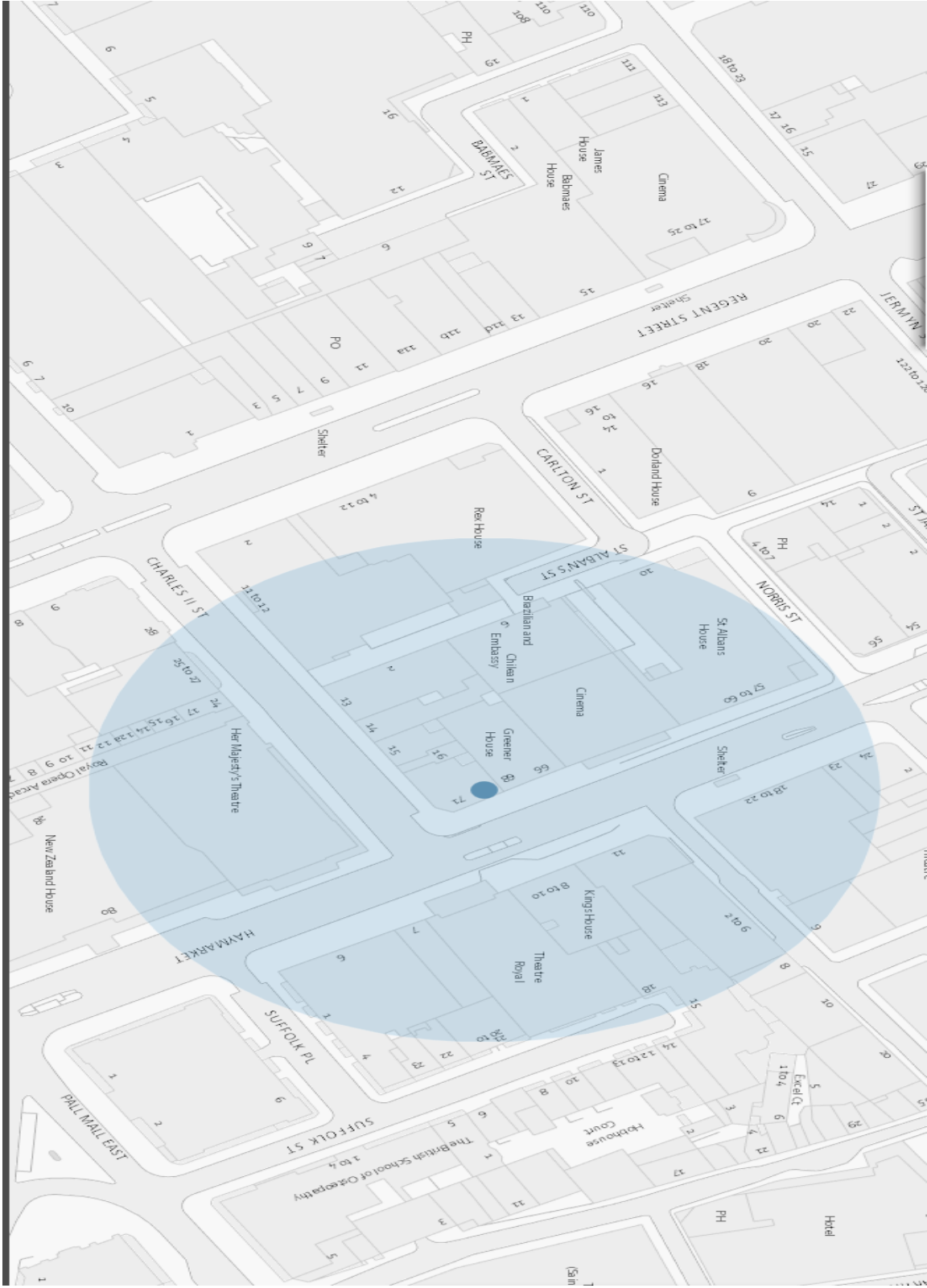
Conditions proposed by Environmental Health and agreed to form part of the operating schedule

Capacity to be determined on final EHO inspection

MC81 - the 'works Condition' may be relevant if the operator intends a major refurbishment of the premises. - No major refit. This is a short term lease until next year when the Crown is going to redevelop the site anyway

MC56 - restriction of take away to 2300hrs - Agreed

MC48 and/or MC49 may also be appropriate. I would suggest MC49



Resident Count: 114

Licence Number	Trading Name	Address	Premises Type	Time Period
17/05308/LIPCH	Assaggetti	69-71 Haymarket London SW1Y 4RW	Restaurant	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
15/02331/LIPN	The Borough Barista	15 Charles II Street London SW1Y 4QU	Cafe	Monday to Thursday; 07:30 - 23:30 Friday; 07:30 - 00:00 Saturday; 08:00 - 00:00 Sunday; 08:00 - 22:30
13/00183/LIPT	Miso Noodle Bar	Ground Floor East Greener House 66-68 Haymarket London SW1Y 4RF	Restaurant	Monday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:30
16/07489/LIPDPS	Chop Shop	Basement Nth And Ground Floor North Greener House 66-68 Haymarket London SW1Y 4RF	Restaurant	Monday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:30

17/10721/LIPDPS	Spaghetti House	Basement South And Ground Floor South Greener House 66-68 Haymarket London SW1Y 4RF	Restaurant	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
18/00385/LIPDPS	Empire Cinemas	62 - 65 Haymarket London SW1Y 4RL	Cinema	Monday to Sunday; 09:00 - 03:00
18/06824/LIPDPS	Byron	Basement And Ground Floor 11-12 Haymarket London SW1Y 4BP	Restaurant	Monday to Sunday; 00:00 - 00:00
18/12939/LIPDPS	Prezzo Ltd	Basement And Ground Floor Kings House 10 Haymarket London SW1Y 4BP	Restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30
18/05047/LIPT	Prezzo Ltd	Basement And Ground Floor Kings House 10 Haymarket London SW1Y 4BP	Restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30

18/09805/LIPCH	Her Majesty's Theatre	Her Majestys Theatre 72-78 Haymarket London SW1Y 4QL	Theatre	Monday to Sunday; 09:00 - 00:00
18/08436/LIPVM	Theatre Royal	Theatre Royal 8 Haymarket London SW1Y 4HT	Theatre	Monday to Friday; 09:00 - 04:00 Saturday; 09:00 - 00:00 Sunday; 14:00 - 00:00
18/09402/LIPDPS	Z Hotel	Grove House 2 Orange Street London WC2H 7DF	Hotel, 3 star or under	Monday to Sunday; 00:01 - 00:00
15/00203/LIPN	17 Royal Opera Arcade	17 Royal Opera Arcade London SW1Y 4UY	Shop	Monday to Saturday; 08:00 - 23:30 Sunday; 12:00 - 22:30
16/03554/LIPCH	Planet Hollywood (UK) Ltd	Ground Floor Right St Albans House 57-60 Haymarket London SW1Y 4QX	Restaurant	Monday to Saturday; 09:00 - 01:30 Sunday; 09:00 - 00:30
18/15330/LIPDPS	Shawa	Ground Floor Left St Albans House 57 - 60 Haymarket London SW1Y 4QX	Restaurant	Monday to Saturday; 11:00 - 01:30 Sunday; 11:00 - 00:30

18/05160/LIPN	Rose Bakery	18 - 22 Haymarket London SW1Y 4DQ	Cafe	Monday to Saturday; 11:00 - 20:00 Sunday; 12:00 - 20:00
18/06482/LIPDPS	San Carlo	Basement And Ground Floor 2 Regent Street London SW1Y 4PE	Restaurant	Not Recorded; XXXX - XXXX
17/14738/LIPT	Not Recorded	4 St James's Market London SW1Y 4AH	Restaurant	Monday to Saturday; 07:30 - 01:00 Sunday; 07:30 - 23:30
16/09842/LIPN	Not Recorded	4 St James's Market London SW1Y 4AH	Restaurant	Monday to Saturday; 07:30 - 01:00 Sunday; 07:30 - 23:30
17/07252/LIPDPS	VietCafe	Ground Floor And Basement 23 Haymarket London SW1Y 4DG	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/14069/LIPVM	Haymarket Hotel	1 Suffolk Place London SW1Y 4HX	Hotel, 4+ star or major chain	Monday to Saturday; 07:00 - 03:00 Monday to Sunday; 00:00 - 00:00 Sunday; 09:00 - 00:00

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Item No:	
Date:	11 April 2019
Licensing Ref No:	19/00948/LIPN - New Premises Licence
Title of Report:	47 - 49 Charing Cross Road London WC2H 0AN
Report of:	Director of Public Protection and Licensing
Wards involved:	St James
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Angela Seaward Senior Licensing Officer
Contact details	Telephone: 0207 641 8116 Email: aseaward@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	23 January 2019		
Applicant:	Shaftesbury Chinatown Plc		
Premises address:	47 - 49 Charing Cross Road London WC2H 0AN	Ward:	St James
		Cumulative Impact Area:	West End
Premises description:	According to the application form, the premises intends to operate as a restaurant within the cumulative impact area.		
Premises licence history:	This is an application for a new premises licence and therefore has no licence history.		

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	N/A
End:	00:00	00:00	00:00	00:00	00:00	00:00	N/A
Seasonal variations/ Non-standard timings:		None					
Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	23:00
Seasonal variations/ Non-standard timings:		None					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	08:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	23:00
Seasonal variations/ Non-standard timings:		None					
Relevant Entertainment:		None					

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Licensing Authority
Representative:	Roxsana Haq
Received:	20 February 2019
<p>The application as it stands falls outside of these hours for the supply of alcohol on and off the premises. Therefore, we encourage the applicant to consider reducing the hours for licensable activity in line with the core hours policy.</p> <p>Furthermore the applicant must also demonstrate that the operation of the premises will not add to cumulative impact in the Cumulative Impact Area. Currently no additional information has been received which addresses this policy concern, and the Licensing Authority encourages the applicant to provide further submissions as to how the premises will not add to cumulative impact in the cumulative impact area if this application is granted.</p>	
Responsible Authority:	Metropolitan Police Service
Representative:	Reaz Guerra PC1614CW
Received:	14 January 2019
<p>With reference to the above application I am writing to inform you that the Police, as a Responsible Authority, object to your application for a New Premises Licence as it is our belief that if granted the application would undermine the Crime Prevention Objective.</p> <p>The venue is situated in the West End Cumulative Impact 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.</p> <p>There is insufficient detail in the operating schedule to address the Crime Prevention Objective. The hours for supply of alcohol exceeds westminsters core hours policy.</p> <p>It is for these reasons that we are objecting to the application</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> <p><u>For premises for the supply of alcohol for consumption on the premises:</u></p> <p>Monday to Thursday: 10:00 to 23:30 Friday and Saturday: 10:00 to midnight Sundays immediately prior to Bank Holidays: Midday to midnight Other Sundays: Midday to 22:30</p> <p><u>For premises for the provision of other licensable activities:</u></p> <p>Monday to Thursday: 09:00 to 23.30 Friday and Saturday: 09:00 to midnight Sundays immediately prior to Bank Holidays: 09:00 to midnight Other Sundays: 09:00 to 22:30</p>
Policy CP1 applies	(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.
Policy RNT2 applies	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.

4. Equality Implications

The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under section 149 of the Equality Act 2010. In summary, section 149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to:

- (a) eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act;
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it; and
- (c) foster good relations between persons who share a relevant protected characteristics and persons who do not share it.

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

5. Appendices

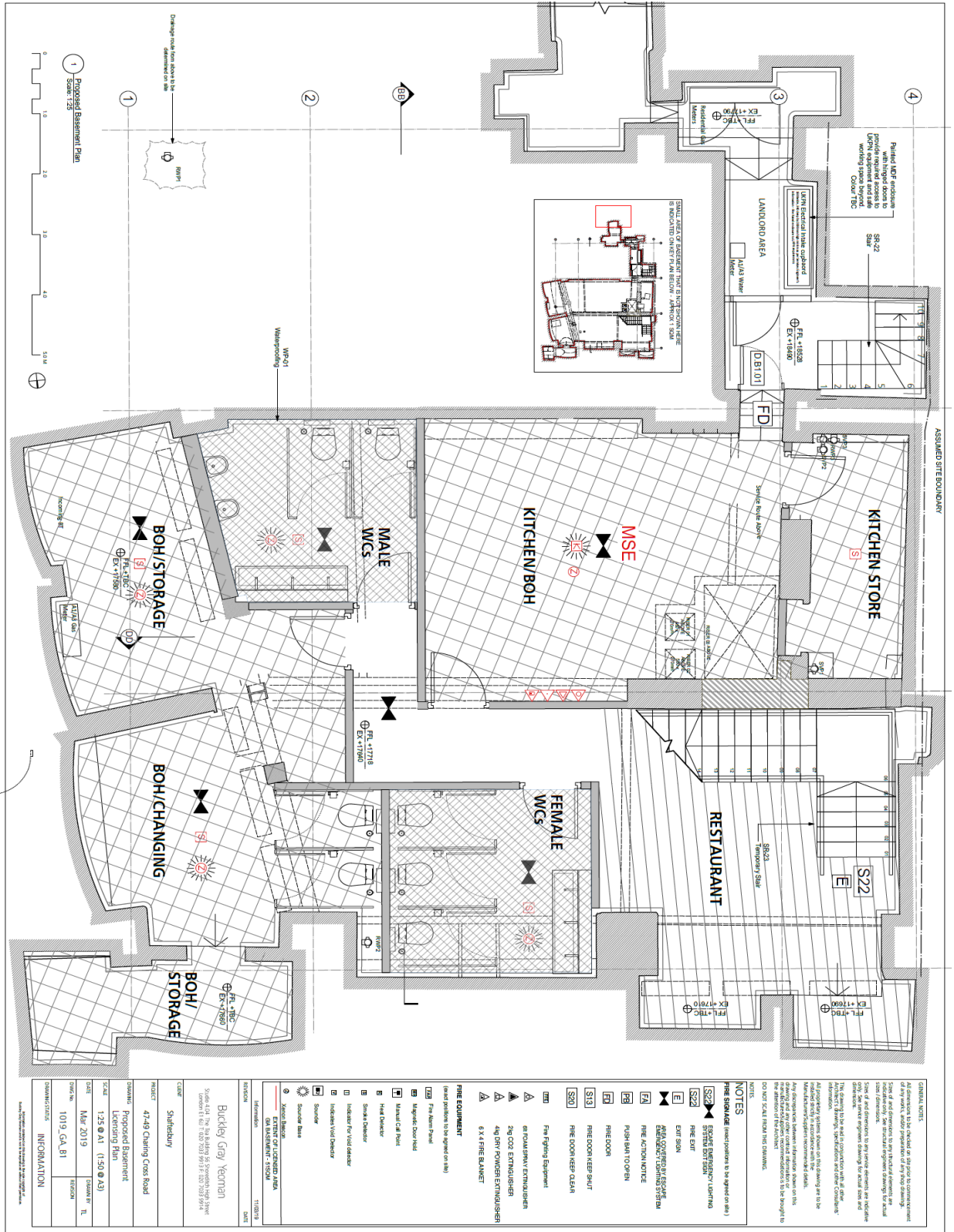
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Proposed conditions
Appendix 4	Residential map and list of premises in the vicinity

Report author:	Angela Seaward Senior Licensing Officer
Contact:	Telephone: 0207 641 8116 Email: aseaward@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 January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Representation Licensing Authority	20 February 2019
5	Representation Metropolitan Police Service	14 February 2019



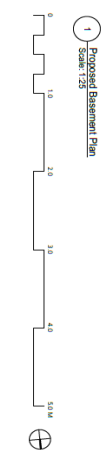
GENERAL NOTES:
 1. All dimensions to be checked on drawings to be constructed and where necessary to be adjusted to suit the ground conditions and/or to suit the construction of any work, under the supervision of a competent person.
 2. The contractor shall be responsible for obtaining all necessary permissions and approvals from the relevant authorities.
 3. The contractor shall be responsible for obtaining all necessary permissions and approvals from the relevant authorities.
 4. The contractor shall be responsible for obtaining all necessary permissions and approvals from the relevant authorities.
 5. The contractor shall be responsible for obtaining all necessary permissions and approvals from the relevant authorities.

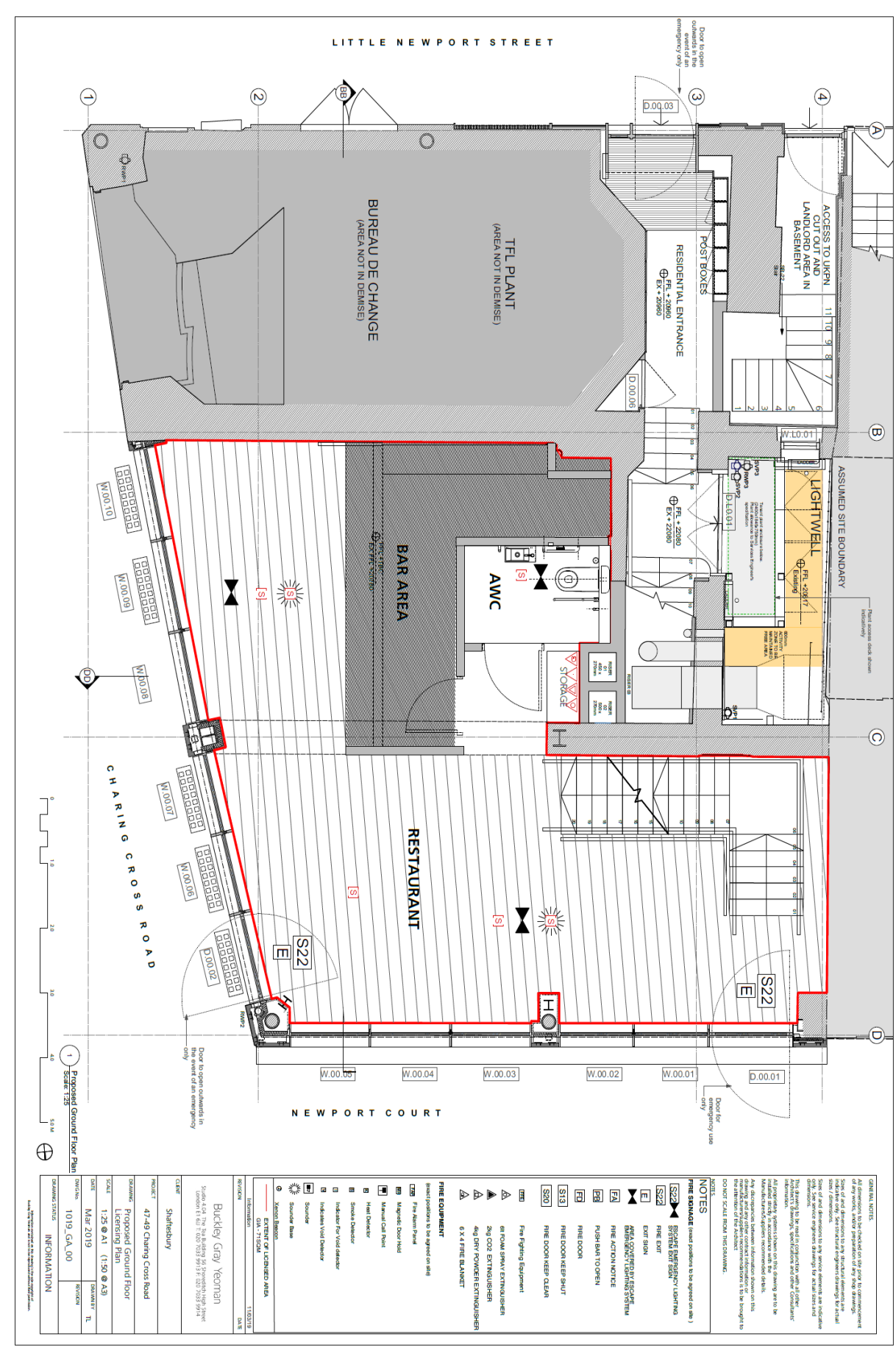
- NOTES:**
 FIRE SIGNAL (see positions to be agreed on site)
 S222 SCALAR PHOTOGRAPHIC LIGHT AND SYSTEM EXIT SIGN
 S222 FIRE EXIT
 E EXIT SIGN
 FA AREA COVERED BY ESCAPE EMERGENCY LIGHTING SYSTEM
 PA FIRE ACTION NOTICE
 RB PUSHBAR TO OPEN
 R1 FIRE DOOR
 R2 FIRE DOOR
 S30 FIRE DOOR KEEP SHUT
 S30 FIRE DOOR KEEP CLEAN
 FIRE Fighting Equipment
 ▲ 4kg DRY POWDER EXTINGUISHER
 ▲ 2kg CO2 EXTINGUISHER
 ▲ 4kg DRY POWDER EXTINGUISHER
 ▲ 6 x 4 FIRE BLANKET
FIRE EQUIPMENT
 (see positions to be agreed on site)
 Fire Alarm Panel
 Fire Alarm Bell
 Magnetic Door Hold
 Manual Call Point
 Manual Call Point
 Hand Detector
 Smoke Detector
 Infrared Fire Void Detector
 Infrared Void Detector
 Sounder
 Sounder Base

EXTENT OF LICENSED AREA ON MARKING SYSTEM
 INFORMATION

Information	11/2019
Client:	Buckley Gray Yeoman
Project:	47-49 Clarendon Cross Road
Site:	Sheffield
Scale:	1:250 @ A1 (1:50 @ A3)
Date:	Mar 2019
Drawn by:	TL

DRAWING STATUS INFORMATION
 DATE: Mar 2019
 SCALE: 1:250 @ A1 (1:50 @ A3)
 PROJECT: 47-49 Clarendon Cross Road
 CLIENT: Buckley Gray Yeoman
 SHEET NO: 1019_GA_B1
 DRAWING NO: 1019_GA_B1





GENERAL NOTES:

- All dimensions to be checked on site to guarantee accuracy.
- Any work, either permanent or temporary, shall be done in accordance with the Building Regulations and the relevant building codes.
- The drawings shall be used for construction with all appropriate safety measures in place.
- Any discrepancy between information shown on this drawing and any other contract documents shall be referred to the architect.
- THIS DRAWING IS TO BE USED FOR INFORMATION ONLY. IT IS TO BE BROUGHT TO THE ATTENTION OF THE ARCHITECT.

NOTES:

- Fire Smoke (room positions to be agreed on site)
- S22 SCALAR FIRE ALARM CALL POINT
- S22 FIRE EXIT
- EXT SIGN
- EXT SIGN BY RESERVE
- EXT SIGN BY RESERVE
- FIRE ACTION NOTICE
- PUSH BARS TO OPEN
- FIRE DOOR
- FIRE DOOR KEEP SHUT
- FIRE DOOR KEEP CLEAR

Legend:

- Fire Fighting Equipment
- 6FOAM SPRAY EXTINGUISHER
- 2KG CO2 EXTINGUISHER
- 4KG DRY POWDER EXTINGUISHER
- 8 X 4 FIRE BLANKET

FIRE EQUIPMENT:

- Exact positions to be agreed on site
- CBM Fire Alarm Point
- Acoustic Door Seal
- Manual Call Point
- Heat Detector
- Smoke Detector
- Smoke Detector
- Indicator Fire Vandal Detector
- Indication Void Detector
- Sounder
- Sounder Data
- Keybox Alarm

Legend:

- Extent of Licensed Area
- License Area
- 1:1000
- 1:2000
- 1:5000

Client: Buckleby Gray Yeoman
 54/55 Colindale Avenue, London NW9 1QH
 (020) 7323 9919 F: (020) 7323 9914

Project: 47-49 Charing Cross Road
 Proposed Ground Floor
 Licensing Plan
 1:25 @ A1 (1:50 @ A3)
 Mar 2019

Drawn by: TL
Checked by: RL
Date: 1019_GA.00

EXHIBIT 1:1000 INFORMATION

Applicant Supporting Documents

Appendix 2

None provided by the applicant.

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

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 supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there and for consumption by such a person as ancillary to their meal.
- 10. The supply of alcohol on the premises shall be by waiter or waitress service only.

11. In the bar area shown on the plan, alcohol can only be served before during or after a substantial table meal there.
12. 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.
13. There shall be no sales of hot food or hot drink for consumption off the premises after 23.00.
14. Substantial food and non-intoxicating beverages, including drinking water shall Be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
15. The 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.
16. 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.
17. Challenge 21, a 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 or passport.
18. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service
19. 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.
20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
21. 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 sweeping collected and stored in accordance with the approved refuse storage arrangements by close of business.

22. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 07.00 hours on the following day.
23. No deliveries to the premises shall take place between 23.00 and 07.00 on the following day.
24. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 07.00 on the following day.
25. All waste shall be properly presented and placed out for collection no earlier than 30 Minutes before the scheduled collection times.
26. 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.
27. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
28. No licensable activities shall take at the premises until the capacity of the premises has been determined by the Environmental Health Consultation Team and the licensing authority has replaced this condition on the licence with a condition detailing the capacity so determined.
29. The Licence will have no effect until the works shown on the plans appended to the application have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.
30. Before the premises open to the public, the plans as deposited will be checked By the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where the premises layout has changed during the course of construction, new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.



Resident Count: 368

Licence Number	Trading Name	Address	Premises Type	Time Period
13/08732/LIPDPS	Longji	Ground 47 Charing Cross Road London WC2H 0AN	Restaurant	Monday to Sunday; 11:00 - 23:30
19/01085/LIPDPS	PizzaExpress	43 Charing Cross Road London WC2H 0AP	Restaurant	Monday to Saturday; 07:00 - 00:30 Sunday; 07:00 - 00:00 Sundays before Bank Holidays; 07:00 - 00:30
16/10053/LIPDPS	The Porcupine Public House	48 Charing Cross Road London WC2H 0BS	Public house or pub restaurant	Monday to Thursday; 07:00 - 23:30 Monday to Saturday; 07:00 - 00:30 Friday to Saturday; 07:00 - 00:00 Sunday; 07:00 - 00:00 Sunday; 07:00 - 22:30 Sundays before Bank Holidays; 07:00 - 00:00
15/08719/LIPT	ZheJiang Food	28-29 Newport Court London WC2H 7PQ	Shop	Monday to Sunday; 10:00 - 22:00

18/08104/LIPDPS	Baiwei Restaurant	8 Little Newport Street London WC2H 7JJ	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
13/06515/LIPN	Make Noodle Heaven	51 Charing Cross Road London WC2H 0NE	Restaurant	Monday to Sunday; 11:00 - 00:00
14/08040/LIPDPS	Red N Hot Chinese Restaurant	59 Charing Cross Road London WC2H 0NE	Restaurant	Monday to Thursday; 12:00 - 23:00 Friday to Saturday; 12:00 - 00:00 Sunday; 12:00 - 23:00 Sundays before Bank Holidays; 12:00 - 00:00
13/02532/LIPN	Real Beijing	67 Charing Cross Road London WC2H 0NE	Restaurant	Monday to Saturday; 11:00 - 23:30 Sunday; 11:00 - 23:00 Sundays before Bank Holidays; 11:00 - 23:30

11/06219/LIPT	Abeno Too Japanese Restaurant	15 - 18 Great Newport Street London WC2H 7JE	Restaurant	Monday to Wednesday; 12:00 - 23:00 Wednesday to Saturday; 12:00 - 23:30 Sunday; 12:00 - 22:30
10/08059/LIPDPS	Pizza Rico	15 - 18 Great Newport Street London WC2H 7JE	Restaurant	Monday to Sunday; 07:00 - 00:30
16/01283/LIPDPS	Baozi Inn	25-26 Newport Court London WC2H 7JS	Restaurant	Monday to Friday; 10:00 - 23:30 Saturday; 10:00 - 00:30 Sunday; 10:00 - 23:00
06/12504/WCCMAP	Tokyo Diner	2 Newport Place London WC2H 7JP	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
18/13760/LIPVM	Hippodrome Casino	The Hippodrome 10 - 14 Cranbourn Street London WC2H 7JH	Casino or gambling club	Monday to Sunday; 00:01 - 00:00

16/11140/LIPN	Aviva (Shadow)	10-11 Great Newport Street London WC2H 7JA	Office	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30
19/01839/LIPDPS	PF Changs	10-11 Great Newport Street London WC2H 7JA	Restaurant	Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sunday; 10:00 - 23:00 Sundays before Bank Holidays; 12:00 - 00:00
09/05127/LIPCH	Angus Steak House	Ground Floor 20 Cranbourn Street London WC2H 7AA	Restaurant	Monday to Saturday; 10:00 - 01:00 Sunday; 10:00 - 00:00 Sundays before Bank Holidays; 10:00 - 01:00
18/08266/LIPCHT	Chip'sir	21 Cranbourn Street London WC2H 7AA	Sales kiosk	Monday to Sunday; 23:00 - 05:00

17/05384/LIPN	Unit 13	Development Site Bounded By 10 To 18 Newport Place 28 To 35 Newport Court And 51-79 Charing Cross Road London WC2H 0NE	Restaurant	Monday to Thursday; 07:00 - 23:30 Friday to Saturday; 07:00 - 00:00 Sunday; 08:00 - 22:30 Sundays before Bank Holidays; 08:00 - 00:00
18/03099/LIPCH	Unit 13	Development Site Bounded By 10 To 18 Newport Place 28 To 35 Newport Court And 51-79 Charing Cross Road London WC2H 0NE	Restaurant	Monday to Thursday; 07:00 - 23:30 Friday to Saturday; 07:00 - 00:00 Sunday; 08:00 - 22:30 Sundays before Bank Holidays; 08:00 - 00:00
18/08235/LIPDPS	Unit 15	Development Site Bounded By 10 To 18 Newport Place 28 To 35 Newport Court And 51-79 Charing Cross Road London WC2H 0NE	Restaurant	Monday to Thursday; 07:00 - 23:30 Friday to Saturday; 07:00 - 00:00 Sunday; 08:00 - 22:30 Sundays before Bank Holidays; 08:00 - 00:00

17/05382/LIPN	Unit 14	Development Site Bounded By 10 To 18 Newport Place 28 To 35 Newport Court And 51-79 Charing Cross Road London WC2H 0NE	Not Recorded	Monday to Thursday; 07:00 - 23:30 Friday to Saturday; 07:00 - 00:00 Sunday; 08:00 - 22:30 Sundays before Bank Holidays; 08:00 - 00:00
18/07854/LIPCHT	Wok To Walk	22 Cranbourn Street London WC2H 7AA	Restaurant	Monday to Thursday; 10:00 - 03:00 Friday to Saturday; 10:00 - 04:00 Sunday; 12:00 - 23:00
18/11995/LIPV	Wok To Walk	22 Cranbourn Street London WC2H 7AA	Restaurant	Monday; 10:00 - 03:00 Tuesday; 10:00 - 03:00 Wednesday; 10:00 - 03:00 Thursday; 10:00 - 03:00 Friday; 10:00 - 04:00 Saturday; 10:00 - 04:00 Sunday; 12:00 - 23:00

18/07992/LIPDPS	Salvador & Amanda	8 Great Newport Street London WC2H 7JA	Restaurant	Monday; 09:00 - 01:30 Tuesday to Thursday; 09:00 - 02:30 Friday to Saturday; 09:00 - 03:30 Sunday; 09:00 - 01:00
17/10190/LIPDPS	Spaghetti House	24 Cranbourn Street London	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/13770/LIPRW	Not Recorded	Unit 1 Leicester Square Station Charing Cross Road London WC2H 0AP	Kiosk within another property	Monday to Sunday; 07:00 - 22:00
16/03237/LIPV	The Brewmaster	37 Cranbourn Street London WC2H 7AD	Pub or pub restaurant with lodge	Monday to Thursday; 08:00 - 23:30 Friday to Saturday; 08:00 - 00:30 Sunday; 08:00 - 23:00
15/03637/LIPDPS	New China Gate (London) Limited	18 Newport Place London WC2H 7PR	Shop	Monday to Sunday; 11:00 - 22:00
18/06273/LIPDPS	Vue Cinemas West End	3 Cranbourn Street London WC2H 7AL	Cinema	Monday to Sunday; 00:00 - 00:00

18/08680/LIPVM	Vue Cinemas West End	3 Cranbourn Street London WC2H 7AL	Cinema	Monday to Sunday; 00:00 - 00:00
06/04526/WCCMAP	Piazza Restaurant	35 Cranbourn Street London WC2H 7AD	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00

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