



City of Westminster

Committee Agenda

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

Meeting Date: **Thursday, 19th November 2020**

Time: **10.00 am**

Venue: **This will be a virtual meeting**

Members: **Councillors:**
Heather Acton (Chairman)
Susie Burbridge
Maggie Carman

If you require any further information, please contact Cameron MacLean, Senior Committee and Governance Officer.

Email: cmaclean@westminster.gov.uk
Tel: **07814 998037**
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. Regarding Item 2, guidance on Declarations of Interests is included in the Code of Governance. If Members and Officers have any questions, they should contact the Director of Law before 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 the existence and nature of any pecuniary interests or any other significant interest in matters on this agenda.

3. LICENSING APPLICATIONS FOR DETERMINATION

a) WOK TO WALK: APPLICATION TO VARY PREMISES LICENCE

(Pages 1 - 4)

(Pages 5 - 40)

Ward CIA*	Site Name & Address	Application Type	Licensing Reference No.
West End West End	Wok to Walk, Ground Floor, 4 Brewer Street, London W1F 0SB	Variation of a Premises Licence	20/08558/LIPV
*Cumulative Impact Area			

b) HEAVEN: APPLICATION TO RENEW SEXUAL ENTERTAINMENT VENUE LICENCE

(Pages 41 - 74)

Ward CIA*	Site Name & Address	Application Type	Licensing Reference No.
St James's N/A	Heaven, The Arches, London WC2N 6NG	Renewal of Sexual Entertainment Venue Licence	20/06600/LISEVR
*Cumulative Impact Area			

Stuart Love
Chief Executive
10 November 2020

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 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.

This page is intentionally left blank

Procedure for virtual hearings held under the Licensing Act 2003

The purpose of this procedure is to clarify how the Licensing Sub-Committee (“the Sub-Committee”) will conduct virtual licensing hearings made under the Licensing Act 2003 (as amended) and for licensing applications under other regimes. All hearings are conducted with due regard to the Council’s Constitution, relevant legislation and case law, regulations and guidance.

Accessing virtual hearings

Virtual Licensing Sub-Committee hearings will be held on Microsoft Teams as a live Teams event. Each application will be dealt with by a separate Teams meeting. All applicants, responsible authorities and other persons (who have submitted a valid representation) (collectively called “Parties”) will be provided with a link to the meeting beforehand. **Only these parties will be able to participate in the hearing** (together with their adviser) provided they have registered, in advance, with the Licensing Authority, as specified below. A link for the general public to watch the meeting will be available on the Council’s website.

Final Submissions before the Hearing

The parties (or their representatives) should use their best endeavours to ensure that all of their final submissions have been made so as to be included in the Sub-Committee report (typically **no later, than 5.pm, 5 working days** before the Sub-Committee hearing). This means by 5pm on the Thursday, the week before the Sub-Committee hearing is due to take place. Final submissions should set out the key points, policies and conditions that a party wishes the Sub-Committee to take account of in determining the application.

Any final submissions that a party wishes to make, (that have not been submitted so as to have been included in the report), **must** be submitted to the Licensing Service by **no later than 12 noon 3 working days** before the hearing is due to take place. The Licensing email address is: Licensing@westminster.gov.uk.

Rules during Licensing Hearings

The following rules must be followed by all parties to ensure the virtual hearing can progress as successfully as possible:

- All parties wishing to participate in the hearing **must** register their wish to participate in the hearing and provide their email addresses to the **Licensing Service at Licensing@westminster.gov.uk** no later than **12 noon on the Monday before** the Thursday hearing is scheduled to take place.
- All parties **should join the virtual hearing at least 15 minutes before the advertised start time** to ensure they are ready to start at the advertised start time. After the advertised start time has passed no registered parties will be allowed to join, except in exceptional circumstances, when permitted by the Chairman, as this could disrupt the meeting.
- All parties must only address the hearing when invited to do so by the Chairman.
- All parties must keep their microphones on mute unless they are speaking. The Chairman has the ability to mute all parties’ microphones.

- If a party wishes to interject, they should put their name in the messaging field. The chairman has the discretion to invite the party to make their comment at an appropriate stage in the hearing.
- All parties are asked to keep their comments as succinct as possible.
- If a party has a question for another party, this must be addressed to the Chairman who will have the discretion to ask the relevant party to respond.
- Parties wishing to make suggestions as to the conditions that may be imposed in the event of the application being granted should do so by reference to the schedule of proposed conditions set out in the Conditions Schedule annexed to the committee papers. In so doing, they should use the same numbering in that schedule. This is to ensure that there is ease of referencing the conditions by all the parties.
- To ensure the smooth running of hearings, a time limit will be placed on each party's submissions. This time limit must be adhered to but the Chairman has the flexibility to amend the time limit when it is considered appropriate to do so.
- When referring to the hearing papers, participants should give the page and paragraph number when appropriate.
- The Chairman has the discretion to amend these rules in any given case where they consider it is appropriate to do so.

Procedure

1. The Chairman will open the meeting and introduce the members of the Sub-Committee and the other officers attending with the members, including the legal adviser, policy adviser and committee officer.
2. The Chairman will confirm the procedure that the hearing will follow.
3. The Sub-Committee members and officers will be asked to declare any interests they may have and any other procedural business will be transacted.
4. The presenting officer from the licensing service will introduce the application, giving a brief description of the application and introducing all the Parties in attendance for each application
5. Each party who has registered to speak, will be invited to make their representations and will be allowed **a maximum of 10 minutes each**. In order to ensure that the hearing is fair to all parties and is conducted in an orderly manner, the Chairman has the discretion to extend this time limit where it is appropriate for the determination of the application.
6. Parties will normally speak in the following order, (the order may change for other types of licensing applications):
 - a. The applicant
 - b. Responsible authorities
 - c. Other persons
7. The Chairman has the right to grant each party the opportunity to ask questions of each other for the purposes of clarification only where it is appropriate to do so. The Sub-Committee members will then be able to ask questions of the parties.

8. The legal adviser and/or policy officer may ask questions of the parties as they consider appropriate, including in relation to the conditions which should be attached to the application if the Sub-Committee is minded to grant the application.
9. Each party will have an opportunity to make a short closing submission each (not introducing any new evidence or case law) of no more than **5 minutes each**, in the following order:
 - a. Responsible authorities
 - b. Other persons
 - c. The applicant
10. The Chairman shall then **close the meeting** and all parties will leave the meeting. A Decision will not be announced at the end of the hearing unless there is a legal requirement to do so.
11. The Sub-Committee will deliberate in closed session and all parties will be advised of the outcome in a written Summary Decision. Unless otherwise required or permitted by Regulations, summary decisions will be made within a period of five working days of the last day of the hearing. The written summary of the decision (“Summary Decision”) will be sent to all the parties as soon as possible after the Decision has been made. The full Decision, setting out the reasons for the Decision, (Formal Notification) will be sent to the parties as soon as possible thereafter. The time limit for appealing will not commence until the Formal Notification has been sent to the parties.

Dated 15 April 2020

This page is intentionally left blank



City of Westminster

Licensing Sub-Committee Report

Agenda Item 3a

Item No:	
Date:	19 November 2020
Licensing Ref No:	20/08558/LIPV - Premises Licence Variation
Title of Report:	Wok To Walk Ground Floor 4 Brewer Street London
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Jessica Donovan Senior Licensing Officer
Contact details	Telephone: 020 7641 6500 Email: Jdonovan@westminster.gov.uk

1. Application

1-A	Applicant and premises		
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	21 September 2020		
Applicant:	Mr Dror Appel		
Premises:	Wok To Walk		
Premises address:	Ground Floor 4 Brewer Street London W1F 0SB	Ward:	West End
		Cumulative Impact Area:	West End
Premises description:	The premises currently operates as an Asian restaurant and takeaway.		
Variation description:	<p>This application seeks the following:</p> <p>To extend the hours for Late Night Refreshment and the opening hours of premises as follows:</p> <p>Monday to Wednesday 23:00 to 04:00 Thursday to Saturday 23:00 to 05:00 Sunday 23:00 to 01:00</p> <p>To amend condition 3 to read No amplified music shall be played within the premises after 05:00</p>		
Premises licence history:	The premises have had the benefit of a licence, Licence number 20/06643/LIPT from 2005. A copy of the licence can be found at Appendix 3 .		
Applicant submissions:	<p>Food will be provided mostly for takeaway (indoor sitting is limited to 12), we have 24h 5Mpx CCTV on Premises and we do not sell alcohol.</p> <p>We have vast experience dealing with late night refreshment in London, given 3 of our premises currently hold a late night refreshment licence. Our staff is trained to deal with nuisance from customers should they occur.</p> <p>Our staff is trained to deal with disorders, and should a crime occur they are trained to contact the relevant force and help in any way they can. We maintain HD CCTV 24h a day covering every corner of the shop indoor as well as the outside of the premises.</p> <p>In the 10+ years we have been in business, countless time we collaborated with detectives from the Met giving them footage when requested.</p> <p>The door of the premises will remain close for crowd control purposes and our staff is trained to deal with nuisances and emergencies. Public safety won't be compromised.</p> <p>If necessary we have posters that remind the customers to leave the premises quietly and be polite to our neighbours.</p> <p>No harm has ever occurred to a children on our premises, but</p>		

	our staff is trained to contact the emergency service should anything suspicious occur.
--	---

1-B	Current and proposed licensable activities, areas and hours					
Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
			Indoors		No variation sought	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	01:00	23:00	04:00	Ground Floor	No variation sought
Tuesday	23:00	01:00	23:00	04:00		
Wednesday	23:00	01:00	23:00	04:00		
Thursday	23:00	01:00	23:00	05:00		
Friday	23:00	01:00	23:00	05:00		
Saturday	23:00	01:00	23:00	05:00		
Sunday	23:00	00:00	23:00	01:00		
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		N/A			N/A	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	11:00	01:00	23:00	04:00	Ground Floor	No variation sought
Tuesday	11:00	01:00	23:00	04:00		
Wednesday	11:00	01:00	23:00	04:00		
Thursday	11:00	01:00	23:00	05:00		
Friday	11:00	01:00	23:00	05:00		
Saturday	11:00	01:00	23:00	05:00		
Sunday	11:00	00:00	23:00	01:00		
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		N/A			N/A	

1-C	Conditions being varied, added or removed	
Condition		Proposed variation
3. No amplified music shall be played within the premises after 23:00.		3. No amplified music shall be played within the premises after 05:00

2. Representations

2-A	Responsible Authorities
Responsible Authority:	Environmental Health Service
Representative:	Maxwell Owusu Koduah
Received:	08 October 2020
<p>I refer to the variation application for the above-mentioned premises. The premises is located within the West End Cumulative Impact Area. I have considered the information that you have provided within and accompanying this application. I have also considered the proposed variation in line with the relevant policies within the Councils Statement of Licensing Policy dated January 2016.</p> <p>The applicant is seeking to extend the provision of late-night refreshment as follows:</p> <ul style="list-style-type: none"> ▪ Monday to Wednesday: 01:00 to 04:00 ▪ Thursday to Saturday: 01:00 to 05:00 ▪ Sunday 00::00 to 01:00 <p>Following consideration of the application and how it may affect the Licensing Objectives and meeting the requirements of the Council’s Statement of Licensing Policy I wish to make the following representations:</p> <p>The hours requested to provide late night refreshment have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area</p> <p>As presented, the application would have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area</p> <p>Applicant is asked to contact the undersigned for further discussion and following this, additional conditions may be recommended by Environmental Health to support the licensing objectives Prevention of Public Nuisance and Public Safety</p>	
Responsible Authority:	Licensing Authority
Representative:	Kevin Jackaman
Received:	08 October 2020
<p>I write in relation to the application submitted for a variation of the premises licence for Wok to Work, Ground Floor, 4 Brewer Street, London, W1F 0SB.</p> <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 four Licensing Objectives:</p> <ul style="list-style-type: none"> • Public Nuisance • Prevention of Crime & Disorder • Public Safety • Protection of children from harm <p>The application seeks the following:</p>	

To extend the hours for late night refreshment and opening hours of premises from:

Monday to Saturday: 23:00 to 01:00
Sunday: 23:00 to 00:00

to

Monday to Wednesday 23:00 to 04:00
Thursday to Saturday 23:00 to 05:00
Sunday 23:00 to 01:00

The premises are located within the West End Cumulative Impact Area and as such various policy points must be considered, namely CIP1, HSR1 and FFP2.

The application currently falls within Westminster's FFP2 policy. At paragraph 2.5.18 of the Council's Statement of Licensing Policy it states: "Fast food premises which are open after 23.00 can attract large groups of customers, many of whom have been consuming alcohol in pubs, bars, or night clubs sometimes some distance away. The congregation of people around these premises leads to additional noise and disturbance and further congestion in the area."

Paragraph 2.5.20 of the Licensing Policy continues "These issues are of particular concern in the Cumulative Impact Areas where there are high concentrations of fast food premises in addition to other licensed premises. On this basis and because the attraction and retention of people by the premises mitigates against their rapid dispersal from the cumulative impact areas, the Licensing Authority considers that the grant of variations or new licences for fast food premises in the Cumulative Impact Areas should be limited to exceptional circumstances."

The Licensing Authority would require the applicant provide further submissions on how the premises intend to operate between the extended hours to ensure that there is no adverse impact within the West End Cumulative Impact Area and in particular with regard to the licensing objectives of public nuisance and the presentation of crime and disorder.

The Licensing Authority looks forward to receiving further submissions from the applicant in due course.

Please accept this as a formal representation.

2-B	Other Persons		
Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	15 October 2020		
I am writing to object to Wok to Walk's request to open later.			
[REDACTED] do not want or need more drunks congregating in the area even later than they do already, adding further noise and general madness to the already crowded stretch of bars and clubs. Everything else closes at 3am and that is when Soho goes to bed. We need peace at some point.			

Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	18 October 2020		

I have received the below correspondence from a constituent. The arguments made are strong and I agree with them.

I also object to this application. This is clearly well beyond core hours and would set a precedent for other applicants to apply for the same extended hours which would undermine residential amenity.

If this were to be granted it would undermine the licensing objective to prevent public nuisance. As described the area is already under pressure due to the level of activity - this particular part of Soho has an especially high level of licensed activity, high footfall, and high levels of noise. There may also be a case that this would undermine public safety, as premises that are open in the early hours can lead to increased crime.

Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	14 October 2020		

[REDACTED] Wok to Walk and I am writing to object to Wok to Walk's application for extended opening hours.

Since the premises requires a licence only between 11pm and 5am, the application effectively allows for 24 hour opening Monday - Saturday. Any increased hours will therefore impinge on the more sensitive hours of the evening.

The licensed premises in the area with late licences generally close at or before 3am. This gives us [REDACTED] a hugely valuable moment of peace. Soho truly goes to sleep between 3am and around 7.30am when it starts to wake up.

The proposed opening hours would inevitably attract people who have been drinking in the venues nearby. Indeed, it is these people that Wok to Walk is most likely targeting with this application.

Recent licence awards include Madam JoJo's and the Boulevard Theatre. With these and other licensed premises, the corner of [REDACTED] is therefore a major 'pinch point' in the cumulative impact area. A large number of people is attracted to the numerous late night licensed premises in this area and if fast food premises are open when the clubs and bars close, many of them will hang around queuing and eating, causing noise to residents when they should be dispersing quietly from the area.

The Council's policy explicitly recognises this. The application falls under FFP2, under which the applicant must demonstrate 'genuinely exceptional circumstances' to justify a grant. No such circumstances have been made out in the application. For the avoidance of doubt, Covid is not a reason for an exception (and in fact in the case of an application to attract more people to the area late at night having been drinking, quite the opposite is the case).

The Policy states that 2.5.18: 'Fast food premises which are open after 23.00 can attract large groups of customers, many of whom have been consuming alcohol in pubs, bars, or night clubs sometimes some distance away. The congregation of people around these premises leads to additional noise and disturbance and further congestion in the area...The council considers that the addition of hot fast food and hot drink adds to the attractiveness of premises to people who have been drinking and who are more likely to be involved in anti-social behaviour.'

And: 2.5.20 'These issues are of particular concern in the Cumulative Impact Areas where there are high concentrations of fast food premises in addition to other licensed premises. On this basis and because the attraction and retention of people by the premises mitigates against their rapid dispersal from the cumulative impact areas, the Licensing Authority considers that the grant of variations or new licences for fast food premises in the Cumulative Impact Areas should be limited to exceptional circumstances.'

Accordingly, I strongly object to this application and sincerely hope it will be rejected.

Name:		[REDACTED]	
Address and/or Residents Association		[REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	14 October 2020		

[REDACTED]
[REDACTED], the late opening of Wok to Walk would be problematic. The later venues in Soho are always honey-pots for touts, pimps, dealers, taxis and tuk tuks. They linger for as long as there are people out and about at the end of [REDACTED] - where it meets [REDACTED]. They are a part of Soho and I have no real objection to their presence per se, but - if and when things return to some semblance of normal - I think it'd be really disruptive noise-wise and create a crime hotspot. It would also mean that the immediate area would be busy almost 24/7 and would give an incentive and set a precedent for Sophisticats - [REDACTED] [REDACTED] - and other establishments to apply for a 6am licence again.

I wouldn't mind Soho becoming a proper late-night haunt, but it would require a constant police presence and added security measures.

Name:		[REDACTED]	
Address and/or Residents Association		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	18 October 2020		

I am very concerned about the new proposal. [REDACTED]

[REDACTED]

There is already excessive noise and crime in the area — a taxi rank was installed opposite (without any consultation with residents) and there are now continual queues outside Wok to Walk.

Thankfully the current hours mean that everywhere is practically shut by 3am (in non-covid times) and around 11am at the moment. A 24-hour license will be completely inconsistent with other venue hours in the area.

This will be unbearable late at night; these people are usually drunk and noisy. There are fights, screaming and shouting, bottles smashing. If Wok to Walk is allowed to stay later I fear this will continue later into the night as people congregate around food venues. Please do not let this happen.

I am also very worried that the increased number of people will draw more traffic — More taxis — More tuk-tuks (which play extremely loud music and often cause huge disruption).

Lastly I would like to mention the drug dealers and prostitutes who hang around on the corner of [REDACTED] — they solicit business by hanging around on the street and will definitely target people in the queue outside wok to walk. There is already insufficient policing of this matter so it is bound to get worse.

I voice this objection for myself and my partner [REDACTED].



3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
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 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>For premises for the provision of other licensable activities: 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</p> <p>Other Sundays: 09:00 to 22:30</p>
Policy FFP2 applies	It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas, other than applications to vary hours within the Core Hours under Policy HRS1.

4. 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, Marriages and Civil Partnerships, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

5. Appendices

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

Report author:	Jessica Donovan Senior Licensing Officer
Contact:	Telephone: 020 7641 6500 Email: Jdonovan@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

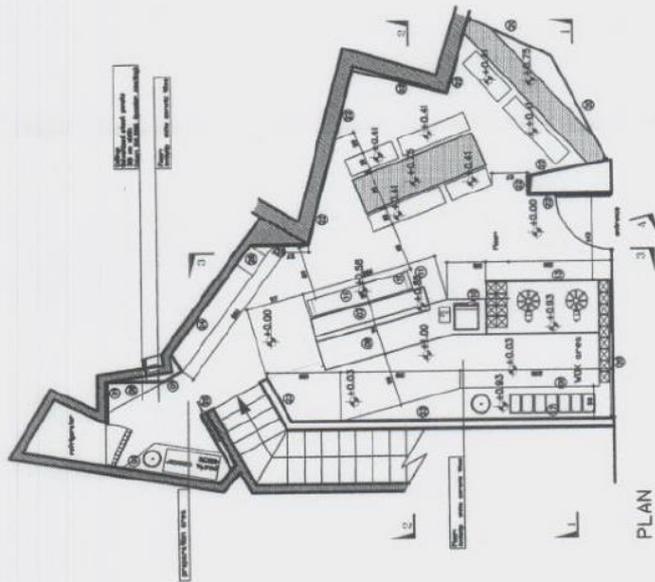
1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	07 January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Environmental Health Service representation	08 October 2020
5	Licensing Authority representation	08 October 2020
6	Resident representation 1	15 October 2020
7	Resident representation 2	18 October 2020
8	Resident representation 3	14 October 2020
9	Resident representation 4	14 October 2020
10	Resident representation 5	18 October 2020



NO	DATE	REVISION
1	2014.07	ISSUE FOR PERMIT
2	2014.07	ISSUE FOR PERMIT
3	2014.07	ISSUE FOR PERMIT
4	2014.07	ISSUE FOR PERMIT

The architect is responsible for the design and construction of the building and its contents. The client is responsible for the construction of the building and its contents. The architect is not responsible for the construction of the building and its contents.

- 1. Show all work that is to be carried out
- 2. Show all work that is to be carried out
- 3. Show all work that is to be carried out
- 4. Show all work that is to be carried out
- 5. Show all work that is to be carried out
- 6. Show all work that is to be carried out
- 7. Show all work that is to be carried out
- 8. Show all work that is to be carried out
- 9. Show all work that is to be carried out
- 10. Show all work that is to be carried out
- 11. Show all work that is to be carried out
- 12. Show all work that is to be carried out
- 13. Show all work that is to be carried out
- 14. Show all work that is to be carried out
- 15. Show all work that is to be carried out
- 16. Show all work that is to be carried out
- 17. Show all work that is to be carried out
- 18. Show all work that is to be carried out
- 19. Show all work that is to be carried out
- 20. Show all work that is to be carried out



PLAN



BASEMENT PLAN

WORK TO WALK
LONDON

PLAN

for administrative only	
DATE	OFFICE
SCALE	1:1

A00



London Architecture
Research & Design
10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100

Applicant Supporting Documents

Appendix 2

There are no supporting documents from the applicant.



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

Schedule 12
Part A

WARD: West End
UPRN: 010033570701

Regulation 33, 34

Premises licence

Premises licence number:

20/06643/LIPT

Original Reference:

05/07330/LIPCV

Part 1 – Premises details

Postal address of premises:

Wok To Walk
Ground Floor
4 Brewer Street
London
W1F 0SB

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment

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

Late Night Refreshment

Monday to Saturday: 23:00 to 01:00
Sunday: 23:00 to 00:00

The opening hours of the premises:

Monday to Saturday: 11:00 to 01:00
Sunday: 11:00 to 00:00

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

N/A

Part 2

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

Mr Dror Appel
22 Cranbourn Street
London
WC2H 7AA

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

09678867

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

N/A

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

N/A

Date: 24 August 2020

This licence has been authorised by Ola Ajose-Adeogun on behalf of the Operational Director - Premises Management.

Annex 1 – Mandatory conditions

Conditions relating to the provision of late night refreshment

1. This licence is subject to all the former regulations made by Westminster City Council prescribing standard conditions for annual night café licences, effective from 1 October 2001.
2. The premises may be kept open only for the purposes of this licence from 12 midnight on each of the days Monday to Saturday to 1am on the day following.
3. No amplified music shall be played within the premises after 23:00.
4. The sliding façade of the premises shall be closed when the premises are in use under this licence.
5. The pavement from the building line to the kerb edge, and to include the gutter/channel immediately outside the premises and to a distance of 10 metres on either side is swept whilst the premises are open for business and litter and sweepings collected, stored and disposed of in accordance with the approved refuse storage arrangements.
6. At the close of business each day the premises are open for business, the pavement from the building line to the kerb edge, and to include the gutter/channel immediately outside the premises and to a distance of 10 metres on either side is swept whilst the premises are open for business and litter and sweepings collected, stored and disposed of in accordance with the approved refuse storage arrangements.
7. All refuse must be paid, properly presented, and can only be placed on street 30 minutes before the scheduled collection time.
8. The number of persons accommodated at any one time shall not exceed 15.

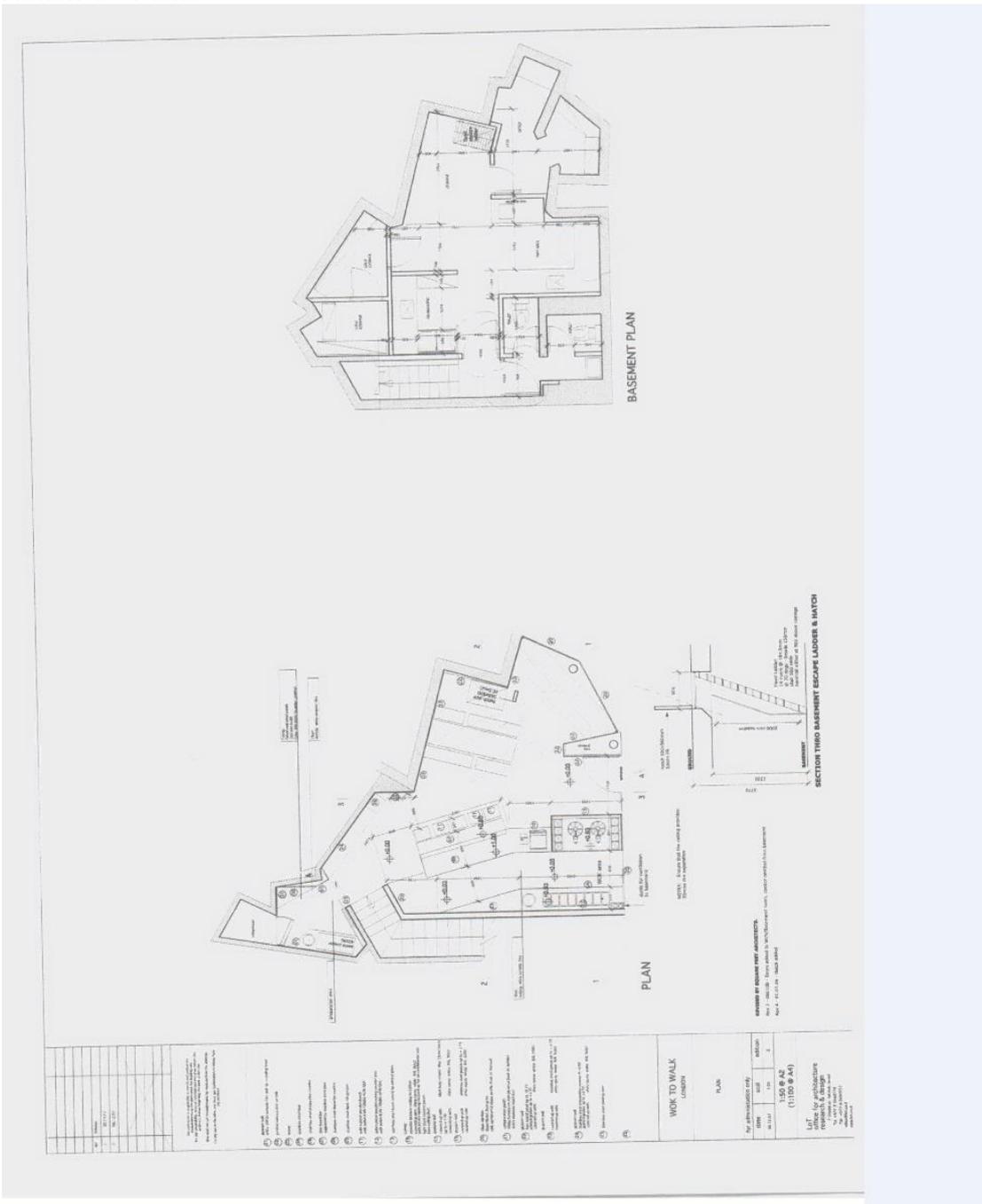
Annex 2 – Conditions consistent with the operating Schedule

9. All licensable activities shall be restricted to the ground floor of the premises.

10. The venue 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 venue 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.

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

11. To allow the consumption of food on the premises after 23:00 provided that the doors to the premises remain closed.
12. The premises is allowed to have the provision of incidental background recorded music until 23:00.





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

Schedule 12
Part B

Premises licence
summary

WARD: West End
UPRN: 010033570701

Regulation 33, 34

Premises licence
number:

20/06643/LIPT

Part 1 – Premises details

Postal address of premises:

Wok To Walk
Ground Floor
4 Brewer Street
London
W1F 0SB

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment

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

Late Night Refreshment

Monday to Saturday:	23:00 to 01:00
Sunday:	23:00 to 00:00

The opening hours of the premises:

Monday to Saturday:	11:00 to 01:00
Sunday:	11:00 to 00:00

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

N/A

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

Mr Dror Appel
22 Cranbourn Street
London
WC2H 7AA

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

09678867

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

N/A

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

N/A

Date: 24 August 2020

This licence has been authorised by Ola Ajose-Adeogun on behalf of the Operational Director - Premises Management.

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/07330/LIPCV	Conversion Licence	05.10.2005	Granted by Licensing Sub-Committee
06/07641/WCCMAP	Master Licence	05.10.2005	Granted by Licensing Sub-Committee
08/07630/LIPV	Variation application	15.10.2008	Granted under Delegated Authority
12/09659/LIPV	Variation application	20.12.2012	Refused by Licensing Sub-Committee
14/08656/LIPT	Transfer application	05.11.2014	Granted under Delegated Authority
20/06643/LIPT	Transfer application	24.08.2020	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 –

Conditions relating to the provision of late night refreshment

1. This licence is subject to all the former regulations made by Westminster City Council prescribing standard conditions for annual night café licences, effective from 1 October 2001.
2. The premises may be kept open only for the purposes of this licence from 12 midnight on each of the days Monday to Saturday to 1am on the day following.
3. No amplified music shall be played within the premises after 23:00.
4. The sliding façade of the premises shall be closed when the premises are in use under this licence.
5. The pavement from the building line to the kerb edge, and to include the gutter/channel immediately outside the premises and to a distance of 10 metres on either side is swept whilst the premises are open for business and litter and sweepings collected, stored and disposed of in accordance with the approved refuse storage arrangements.
6. At the close of business each day the premises are open for business, the pavement from the building line to the kerb edge, and to include the gutter/channel immediately outside the premises and to a distance of 10 metres on either side is swept whilst the premises are open for business and litter and sweepings collected, stored and disposed of in accordance with the approved refuse storage arrangements.
7. All refuse must be paid, properly presented, and can only be placed on street 30 minutes before the scheduled collection time.
8. The number of persons accommodated at any one time shall not exceed 15.

Annex 2 – Conditions consistent with the operating Schedule

9. All licensable activities shall be restricted to the ground floor of the premises.

10. The venue 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 venue 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.

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

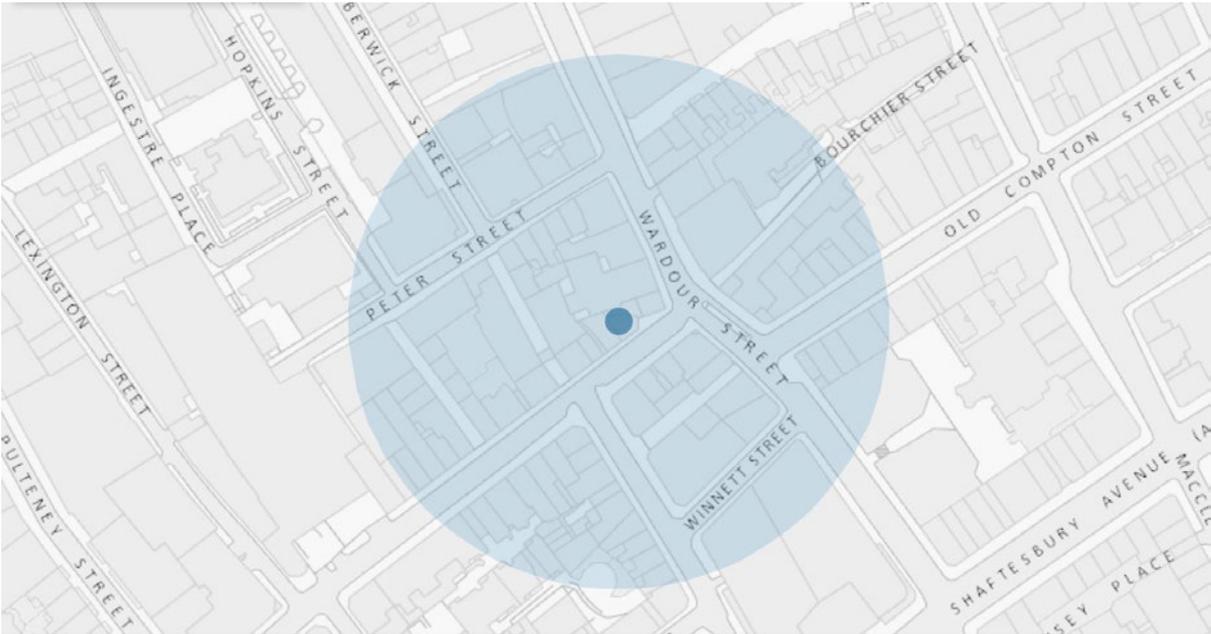
11. To allow the consumption of food on the premises after 23:00 provided that the doors to the premises remain closed.
12. The premises is allowed to have the provision of incidental background recorded music until 23:00.

Conditions proposed applicant so as to form part of the operating schedule

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

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

14. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance
15. All windows and external doors shall be kept closed after 23:00 hours except for the immediate access and egress of persons.
16. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity
17. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times
18. There shall be no sales of hot food or hot drink for consumption off the premises after 01:00 Monday to Saturday and 00:00 hours on Sunday
19. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
20. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
21. After 01:00 hours Monday to Saturday and 00:00 hours Sunday, there shall always be at least 1 SIA licensed door supervisors on duty at the entrance of the premises whilst it is open for business.
22. All tables and chairs shall be removed from the outside area by 23.00 hours each day.



Resident count: 255

Licensed premises within 75 Metres of Ground Floor, 4 Brewer Street, London, W1F 0SB				
Licence Number	Trading Name	Address	Premises Type	Time Period
20/06643/LIPT	Wok To Walk	Ground Floor 4 Brewer Street London W1F 0SB	Cafe	Monday to Saturday; 11:00 - 01:00 Sunday; 11:00 - 00:00
19/12383/LIPN	Not Recorded	6 Brewer Street London W1F 0SB	Night clubs and discos	Monday; 09:00 - 03:30 Tuesday; 09:00 - 03:30 Wednesday; 09:00 - 03:30 Thursday; 09:00 - 03:30 Friday; 09:00 - 03:30 Saturday; 09:00 - 03:30 Sunday; 12:00 - 01:00
14/09062/LIDPSR	Unit D	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Night clubs and discos	Monday to Saturday; 09:00 - 03:30 Sunday; 12:00 - 01:00 Sundays before Bank Holidays; 12:00 - 03:30
14/09057/LIDPSR	(Nightclub)	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Night clubs and discos	Monday to Saturday; 09:00 - 03:30 Sunday; 12:00 - 01:00 Sundays before Bank Holidays; 12:00 - 03:30
18/14474/LIPVM	O Bar	83-85 Wardour Street London W1D 6QE	Public house or pub restaurant	Monday; 09:00 - 03:30 Tuesday; 09:00 - 03:30 Wednesday; 09:00 - 03:30 Thursday; 09:00 - 03:30 Friday; 09:00 - 03:30 Saturday; 09:00 - 03:30 Sunday; 12:00 - 00:00

				Sunday; 12:00 - 00:00
14/08411/LIPN	Shadow Lounge	Basement And Part Ground Floor 3-7 Brewer Street London W1F 0RD	Night clubs and discos	Monday to Saturday; 09:00 - 03:30 Sunday; 09:00 - 00:00
19/03892/LIPDPS	Sophisticats	Basement And Part Ground Floor 3-7 Brewer Street London W1F 0RD	Sexual Entertainment Venue	Monday to Saturday; 09:00 - 06:00 Sunday; 09:00 - 05:00 New Year's Eve; 00:00 - 00:00
20/06824/LIPN	Sophisticats	Basement And Part Ground Floor 3-7 Brewer Street London W1F 0RD	Sexual Entertainment Venue	Monday to Saturday; 09:00 - 03:00 Sunday; 09:00 - 23:00
18/15162/LIPVM	Village Bar	Basement Ground Floor And Part First Floor 81 Wardour Street London W1D 6QD	Night clubs and discos	Monday to Friday; 09:00 - 03:30 Sunday; 09:00 - 00:00
20/05608/LIPDPS	Bone Daddies	30 - 31 Peter Street London W1F 0AP	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
19/04087/LIPDPS	The Box	11 - 12 Walker's Court London W1F 0BZ	Night clubs and discos	Monday to Saturday; 09:00 - 04:00 Sunday; 09:00 - 00:30
14/06422/LIPT	Soho Cinema	8 - 9 Walker's Court London W1F 0BY	Cinema	Monday to Sunday; 09:00 - 01:00
15/08865/LIPN	The Box	11 - 12 Walker's Court London W1F 0BZ	Night clubs and discos	Monday to Saturday; 09:00 - 04:00 Sunday; 09:00 - 00:30
19/11488/LIPCH	Byron	99 Wardour Street London W1F 0UF	Restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30 Sundays before Bank Holidays;

				12:00 - 00:00
12/00517/LIPDPS	The Friendly Society	Basement 79 Wardour Street London W1D 6QB	Night clubs and discos	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30
12/07184/LIPT	Peep Show And Revue Bar	Basement Floor And Ground Floor 1 Tisbury Court London W1D 6BD	Shop	Friday to Saturday; 09:00 - 01:00 Sunday to Thursday; 09:00 - 00:00
16/11472/LIPN	Starbucks	Ground Floor National House 60 - 66 Wardour Street London W1F 0TA	Restaurant	Monday to Thursday; 23:00 - 23:30 Friday to Saturday; 23:00 - 00:00
18/07653/LIPDPS	Freedom	Basement And Ground Floor National House 60 - 66 Wardour Street London W1F 0TA	Restaurant	Monday to Saturday; 09:00 - 03:30 Sunday; 09:00 - 00:00
18/03699/LIPDPS	Randall & Aubin	16 Brewer Street London W1F 0SQ	Cafe	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
19/16016/LIPT	Not Recorded	6 Walker's Court London W1F 0BT	Theatre	Monday to Saturday; 08:00 - 01:30 Sunday; 08:00 - 23:00
17/05525/LIPDPS	Duke Of Wellington	77 Wardour Street London W1D 6QA	Public house or pub restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
20/00639/LIPT	Las Banderas	Basement And Ground Floor 68-70 Wardour Street London W1F 0TB	Cafe	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:00
18/06880/LIPDPS	Rupert Street Bar	50 Rupert Street London W1D 6DR	Public house or pub restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00

				Sunday; 12:00 - 22:50 Sundays before Bank Holidays; 12:00 - 00:00
18/02747/LIPN	Not Recorded	52 Rupert Street London W1D 6DS	Restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30 Sundays before Bank Holidays; 12:00 - 00:00
16/07079/LIPN	Vegan Hippo	52 Rupert Street London W1D 6DS	Restaurant	Monday to Thursday; 06:30 - 22:00 Friday to Saturday; 06:30 - 23:30 Sunday; 08:00 - 22:00
14/09446/LIPN	Pickle And Toast	72 Wardour Street London W1F 0TD	Cafe	Monday to Wednesday; 07:00 - 23:00 Thursday; 07:00 - 23:30 Friday; 07:00 - 00:00 Saturday; 08:00 - 00:00 Sunday; 08:00 - 22:30
06/05560/WCCMAP	Gerry's Wine & Spirits	74-76 Old Compton Street London W1D 4UW	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
20/05587/LIPT	Spuntino	61 Rupert Street London W1D 7PW	Restaurant	Monday to Saturday; 10:00 - 01:30 Sunday; 12:00 - 00:00
19/14239/LIPV	Lina Stores	18 Brewer Street London W1F 0SH	Shop	Monday; 00:00 - 23:59 Tuesday; 00:00 - 23:59 Wednesday; 00:00 - 23:59 Thursday; 00:00 - 23:59 Friday; 00:00 - 23:59

				Saturday; 00:00 - 23:59 Sunday; 00:00 - 23:59
18/06896/LIPN	Kirazu	3 Winnett Street London W1D 6JY	Restaurant	Monday to Saturday; 17:00 - 23:30 Sunday; 17:00 - 22:30
20/02525/LIPDPS	Yalla Yalla	Basement And Ground Floor 1 Green's Court London W1F 0HA	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
17/05557/LIPT	(Former 'Bunnychow')	74 Wardour Street London W1F 0TE	Restaurant	Monday to Saturday; 07:30 - 23:30 Sunday; 07:30 - 23:00
19/13285/LIPDPS	Absurd Bird	25 Peter Street London W1F 0AH	Restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30 Sundays before Bank Holidays; 12:00 - 00:00
19/12106/LIPT	Mr Ji	72 Old Compton Street London W1D 4UN	Cafe	Monday to Sunday; 10:00 - 00:30
06/06238/WCCMAP	Rupert Supermarket	55 Rupert Street London W1D 7PJ	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
19/00635/LIPN	Jackson & Rye	56 Wardour Street London W1D 4JG	Restaurant	Monday to Saturday; 08:00 - 00:30 Sunday; 08:00 - 00:00
20/07527/LIPDPS	Rubys	56 Wardour Street London W1D 4JG	Restaurant	Monday to Saturday; 08:00 - 00:30 Sunday; 08:00 - 00:00
18/02179/LIPVM	Cutter And Squidge	20 Brewer Street London W1F 0SJ	Shop (large)	Monday to Wednesday; 09:30 - 21:00 Thursday; 09:30 - 22:00 Friday; 09:30 - 23:00

				Saturday; 10:00 - 23:00 Sunday; 11:00 - 21:30
16/10909/LIPDPS	Lils	53 Rupert Street London W1D 7PH	Restaurant	Monday to Thursday; 07:00 - 23:00 Friday; 07:00 - 00:00 Saturday; 08:00 - 00:00 Sunday; 08:00 - 22:30 Sundays before Bank Holidays; 08:00 - 00:00
13/02742/LIPDPS	Cafe Espana	Basement To First Floor 63 Old Compton Street London W1D 6HT	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
19/03053/LIPN	Co-op	104 - 105 Berwick Street London W1F 0QS	Not Recorded	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
06/05841/WCCMAP	I Camisa & Son	Basement And Ground Floor 61 Old Compton Street London W1D 6HS	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
19/00878/LIPT	I Camisa & Son	Basement And Ground Floor 61 Old Compton Street London W1D 6HS	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
12/03560/LIPV	Selva Food & Wine	68 Old Compton Street London W1D 4UJ	Shop	Monday to Sunday; 00:00 - 00:00
19/14625/LIPVM	The Yard Bar	57 Rupert Street London W1D 7PL	Wine bar	Monday; 10:00 - 23:30 Monday to Thursday; 10:00 - 23:30 Tuesday; 10:00 - 23:30 Wednesday; 10:00 - 23:30 Thursday; 10:00 - 23:30 Friday; 10:00 - 00:00 Friday to Saturday;

				10:00 - 00:00 Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:00
19/09651/LIPN	Not Recorded	57 Rupert Street London W1D 7PL	Wine bar	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:00
17/12283/LIPT	Damson & Co	21 Brewer Street London W1F 0RL	Restaurant	Monday to Sunday; 08:00 - 21:45 Sundays before Bank Holidays; 08:00 - 00:00
20/08767/LIPT	Chilango	24 Brewer Street London W1F 0SN	Restaurant	Monday to Friday; 10:00 - 23:00 Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30
11/11034/LIPDPS	Banana Tree Restaurants Ltd	103 - 109 Wardour Street London W1F 0UN	Restaurant	Monday to Thursday; 10:00 - 00:30 Friday to Saturday; 10:00 - 01:30 Sunday; 12:00 - 00:00
19/01767/LIPDPS	Bubbleology	49 Rupert Street London W1D 7PF	Shop (large)	Monday to Thursday; 11:00 - 23:30 Friday to Saturday; 11:00 - 00:00 Sunday; 12:00 - 22:30 Sundays before Bank Holidays; 12:00 - 00:00
20/09026/LIPDPS	Poppies Fish & Chips	55-59 Old Compton Street London W1D 6HP	Cafe	Monday to Saturday; 09:00 - 01:30 Sunday; 09:00 - 01:00
19/04930/LIPN	Runway East	66 Old Compton Street London W1D 4UH	Office	Monday; 09:00 - 23:30 Tuesday; 09:00 - 23:30 Wednesday;

				09:00 - 23:30 Thursday; 09:00 - 23:30 Friday; 09:00 - 23:30 Saturday; 09:00 - 23:30 Sunday; 09:00 - 23:30
17/02027/LIPVM	The Gielgud Theatre	The Gielgud Theatre Shaftesbury Avenue London W1D 6AR	Theatre	Monday to Sunday; 09:00 - 00:00
17/02012/LIPVM	Leggero (formerly La Polenteria)	64 Old Compton Street London W1D 4TL	Cafe	Monday to Thursday; 07:30 - 23:30 Friday; 07:30 - 00:00 Saturday; 08:00 - 00:00 Sunday; 08:00 - 23:00
19/11333/LIPVM	El Camion	25-27 Brewer Street London W1F 0RR	Restaurant	Monday; 09:00 - 03:30 Tuesday; 09:00 - 03:30 Wednesday; 09:00 - 03:30 Thursday; 09:00 - 03:30 Friday; 09:00 - 03:30 Saturday; 09:00 - 03:30 Sunday; 12:00 - 23:00

This page is intentionally left blank



City of Westminster Licensing Sub-Committee

Meeting:	<i>Licensing Sub-Committee</i>
Date:	<i>19 November 2020</i>
Classification:	<i>General Release</i>
Premises:	Heaven, The Arches, London, WC2N 6NG <i>20/06600/LISEVR</i>
Wards Affected:	<i>St James's</i>
Financial Summary:	<i>None</i>
Report of:	<i>Operational Director for Public Protection & Licensing</i>

1. Executive Summary

- 1.1 The council has received an application for the renewal of the sex establishment licence under the Local Government (Miscellaneous Provisions) Act 1982 (the Act) for Heaven, The Arches, London, WC2N 6NG. Heaven is licensed to operate as a sexual entertainment venue under the Act. The report sets out the application details, objections, policy and legal context along with other considerations that the Licensing Sub-Committee requires to determine this application.

2. Recommendations

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

3. Relevant history

- 3.1 Heaven has operated as a sex establishment since 2012. Following the grant of the sex establishment licence for in 2012, annual renewal applications on behalf of Mr Jeremy Joseph have been submitted and granted under delegated authority save for the renewal submitted in 2018 which was granted by Licensing Sub-Committee on 18th October 2018.
- 3.2 The last renewal application for this licence was submitted on 5th August 2019. This licence (reference 19/10094/LISEVR) expired on 30 September 2020. A copy of this licence is attached as **Appendix A**.
- 3.2 A copy of the full sex establishment licence history for this premises since 2012 is attached as **Appendix B**.

4. Application being considered

- 4.1 On 4th August 2020, Mr Jeremy Joseph submitted an application to renew the sex establishment licence to continue to operate the premises as a sexual entertainment venue. The licence permits relevant entertainment Monday to Sunday, 24 hours a day.
- 4.2 The applicant has not requested to change the relevant entertainment or to remove any standard conditions to the licence if this application is granted. A copy of the application form is attached as **Appendix C**.
- 4.3 As a valid application has been received prior to the expiry of the SEV Premises Licence, the licence is deemed to continue until it is determined by the Council.

5. Objections

Objection 1

- 5.1 The application has received 5 objections, set out at **Appendix D**
- 5.2 There have not been any objections received from any of the Statutory Authorities.

6. Licensing Act 2003 Premises Licence

- 6.1 The premises also have the benefit of a premises licence. The current premises licence reference is 19/11570/LIPVM and a copy of the premises licence appears at **Appendix E**

7. Policy Considerations

7.1 Suitability of applicant – SU1

The applicant has stated that no relevant offences have been committed.

7.2 SEV carried on for the benefit of another person – SU2

The applicant has confirmed that they will not be carrying out the functions of regulated entertainment at this premises for the benefit of another person.

7.3 Appropriate number of SEV in a locality – NO1

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

7.4 Character of the relevant locality – LO1

The Arches are off of Villiers Street which is a busy thoroughfare between Charing Cross and Embankment Stations. Within a 100 metre radius of the premises, there is a resident count of 166.

7.5 Use of premises in the vicinity – LO2

The main use of the premises in the immediate vicinity are commercial. There are no other SEV premises, schools, or places of worship in a 100 metre radius of the premises. A map of the relevant locality is attached to this report as **Appendix F**.

7.6 Layout, character or condition of the venue – LO3

The premises is a large nightclub spread on the ground floor. For the current Relevant Entertainment purposes, the entertainment takes place in the main dance floor area in the main room of the premises. The main room consists of a large dance floor in the centre, a bar to the rear of the room and a raised stage accessible from the main dance area by two sets of stairs on either side of the stage. The stage also has a side access away from the main dance floor area.

8. Legal Implications

- 8.1 The Licensing Sub-Committee may determine to:
- (a) Grant the application in full
 - (b) Grant with additional special conditions which the Licensing Sub-Committee deem appropriate; or
 - (c) Refuse the application.
- 8.2 Before refusing to renew an application, the Licensing Authority shall give the licence holder an opportunity to appear before and of being heard by the Licensing Sub-Committee (Para 10(19) Schedule 3 LG(MP)A1982).
- 8.3 In considering this application, the Licensing Sub-Committee shall have regard to any observations submitted to them by the Chief Officer of Police and any objections that have been received in writing within the 28 day consultation period (Para 10(18) Schedule 3 LG(MP)A1982).
- 8.4 The Licensing Sub-Committee may refuse to grant or renew a licence for the following reasons set out in (Para 12(3) Schedule 3 LG(MP)A1982):
- (a) that the applicant is unsuitable to hold a licence by reason of having been convicted of an offence or for any other reason;
 - (b) that if the licence were to be granted the business to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant of such a licence if he made the application himself;
 - (c) that the number of sex establishments, or of sex establishments of a particular kind, in the relevant locality at the time the application is determined is equal to or exceeds the number which the authority consider is appropriate for that locality;
 - (d) that the grant or renewal of the licence would be appropriate, having regard:
 - (i) to the character of the relevant locality; or
 - (ii) to the use to which any premises in the vicinity are put; or
 - (iii) to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

An applicant whose application for the grant or renewal of a licence is refused on either ground specified in paragraph (c) or (d) above shall not have the right to appeal to the magistrates' court.

- 8.5 If the Licensing Sub-Committee determine to grant a Sexual Entertainment Venue licence, the licence will be subject to the Standard Conditions for Sexual Entertainment Venue licences, unless the Sub-Committee determines that certain Standard Conditions should be expressly excluded or varied (Para 13(4) Schedule 3 LG(MP)A1982).
- 8.6 Should the Licensing Sub-Committee determine to refuse the application for the renewal of a licence under Paragraph 12(3)(a) or (b) Schedule 3 LG(MP)A 1982, the applicant may appeal to the Magistrates' Court within 21 days beginning with the date on which the applicant is notified of the refusal of his application (Para 27(1) Schedule 3 LG(MP)A1982). The licence will remain in force until the time for bringing an appeal has expired and, if such an appeal is brought, until the determination or abandonment of that appeal (Para 27(10) Schedule 3 LG(MP)A1982).

9. Human Rights and Equality Issues

- 9.1 In making a decision consideration will need to be given to the applicant's rights under the European Convention on Human Rights. The right to peaceful enjoyment of possessions (Article 1 of the First Protocol) and freedom of expression (Article 10) may be relevant.
- 9.2 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.
- 9.3 Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.
- 9.4 An Equalities Impact Assessment has been conducted and the Council believes that the granting of this application for the sexual entertainment venue licence renewal for Vanity Bar will not have an adverse impact or unlawfully discriminates against any protected characteristics.

Appendices

- A - Copy of existing sex establishment licence 19/10094/LISEVR
- B - Sex establishment licence history
- C - Application form
- D - Objections
- E - Copy of premises licence 15/03179/LIPDPS
- F1 – Map of locality

If you have any queries about this Report or wish to inspect any of the Background Papers please contact: Kevin Jackaman on 020 7641 6500 or at kjackaman@westminster.gov.uk

BACKGROUND PAPERS

Local Government (Miscellaneous Provisions) Act 1982
Policing and Crime Act 2009
Sexual Entertainment Venues Statement of Licensing Policy 2012
Sexual Entertainment Venues Guidance and Procedure effective 17 February 2012
Home Office Guidance March 2010

SEX ESTABLISHMENT LICENCE
Sexual Entertainment Venue

Premises licence number:	19/10094/LISEVR
Original Reference:	12/02508/LISEVN

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

hereby licences:
to use the premises:

Mr Jeremy Louis Joseph
Heaven
The Arches
London
WC2N 6NG

as a Sexual Entertainment Venue.

This licence commences from the **01 October 2019** and will expire on the **30 September 2020**.

Relevant Entertainment (Striptease including full nudity) may be provided during the following times:

Monday to Sunday	00:00 to 00:00
------------------	----------------

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

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

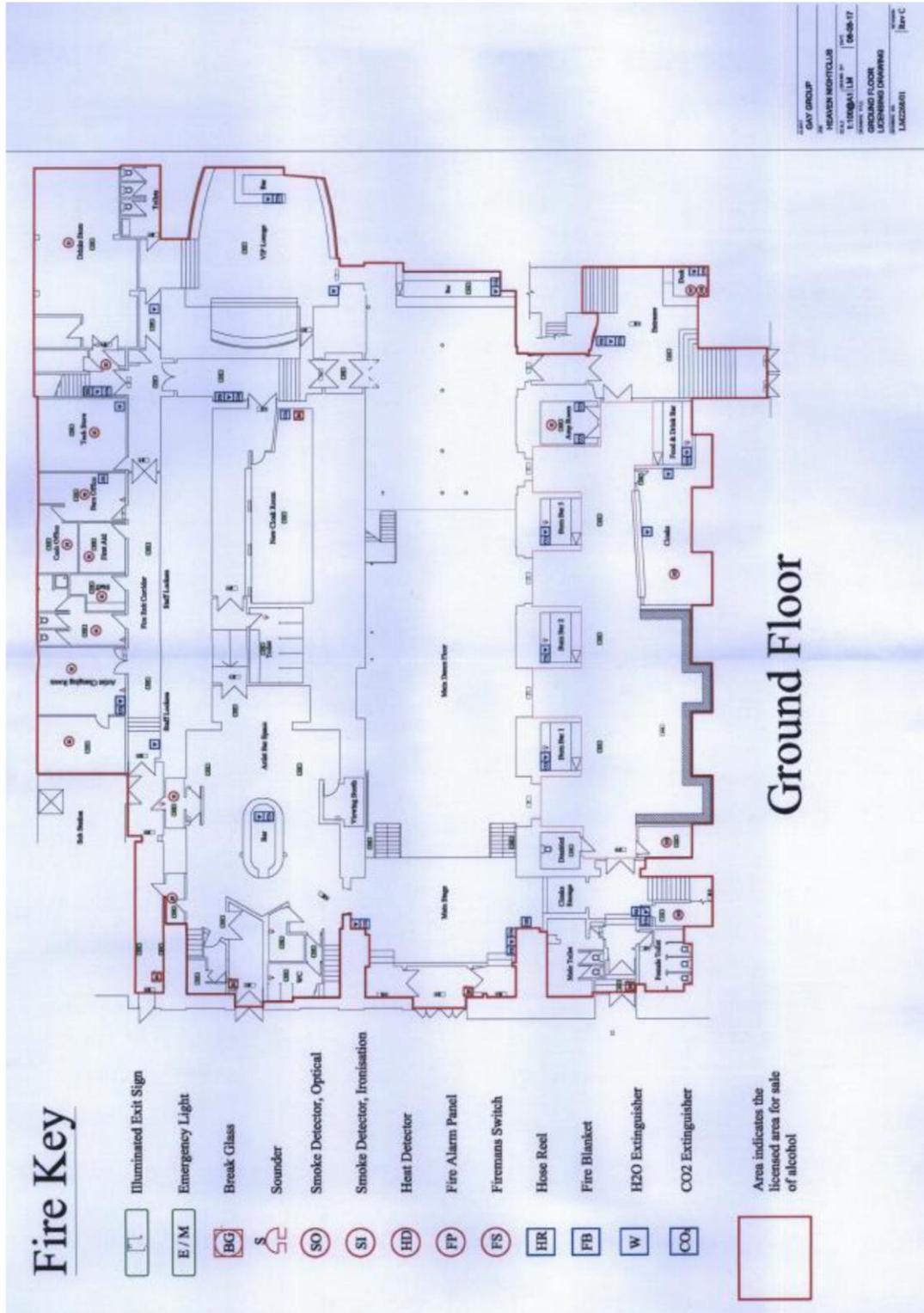
DATE: 23 JULY 2019

SIGNED: *M Steward*

**On behalf of the Operational Director -
Premises Management**



Appendix 1 – Plans



Appendix 2 – Conditions

Standard conditions

1. Whilst Relevant Entertainment is taking place no person under the age of 18 shall be on the licensed premises and a clear notice to that effect shall be displayed at the entrance in a prominent position so that it can be easily read by persons entering the premises.
2. Whenever persons under the age of 18 are admitted to the premises there will be no promotional or other material on display within the premises which depicts nudity or partial nudity.
3. The licence or a clear copy shall be prominently displayed at all times so as to be readily and easily seen by all persons using the premises.
4. No provision of relevant entertainment, or material depicting nudity or relevant entertainment, shall be visible from outside the premises.
5. Menus and drinks price lists shall be clearly displayed at the front entrance of the club, reception area, tables and bar at such a position and size as to be easily read by customers. This price list shall show all consumable items and any minimum tariff including charges and fees applicable to Performers.
6. Except with the consent of the Licensing Authority, no advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) shall be inscribed or affixed at the premises, on the surface of the highway or on any building, structure, works, street furniture, tree or any other property or be distributed in the street to the public that advertises or promotes the relevant entertainment at the premises.
7. The licence holder or other person concerned in the conduct or management of the premises shall not seek to obtain custom by means of personal solicitation or touting, nor enter into any agreement with a third party to do so.
8. Adequate toilets, washing and changing facilities for use by the Performers shall be provided.
9. Either the licence holder or a named responsible person shall be present throughout the time the Relevant Entertainment takes place.
10. The premises will install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer that ensures all areas of the licensed premises are monitored including all entry and exit points will be covered enabling frontal identification of every person entering any light condition. All cameras shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period together with facilities for viewing.
11. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public and this staff member should be able to show Police recent data and footage with the absolute minimum of delay of the request.

12. An incident log shall be kept at the premises, and made available on request to the Licensing Authority or the Police, which will record the following:
 - (a) all crimes reported to the venue;
 - (b) all ejections of patrons;
 - (c) any complaints received;
 - (d) any incidents of disorder;
 - (e) seizures of drugs or offensive weapons;
 - (f) any faults in the CCTV system or searching equipment or scanning equipment;
 - (g) any refusal of the sale of alcohol;
 - (h) any visit by a relevant authority or emergency service;
 - (i) any breach of licence conditions reported by a Performer
13. The licence holder shall produce a Code of Conduct setting out rules and obligations between the licence holder and performers whilst performing. All Performers shall sign the Code of Conduct in their proper name acknowledging that they have read, understood and are prepared to abide by the said Code of Conduct, and a copy so signed shall be retained by the licence holder and shall be readily available for inspection by the Police and/or authorised persons upon reasonable request.
14. Individual records shall be kept at the premises of the real names, stage names and addresses of all Performers working at the premises. The record will include either a copy of their birth certificate, current passport, EU driving licence or national identity card and shall be made immediately available for inspection by the Police and/or the Licensing Authority upon request.
15. Details of all work permits and/or immigration status relating to persons working at the premises shall be retained by the licence holder and be readily available for inspection by the Licensing Authority, a Police Officer or Immigration Officer.
16. Relevant Entertainment shall be given only by Performers and the audience shall not be permitted to participate in the relevant entertainment.
17. There shall be no physical contact between Performers whilst performing.
18. Performers will not request or give out any telephone number, address or any other contact information from or to any customer. Any such information given by a customer shall be surrendered to the premises manager as soon as is practicable.
19. Relevant Entertainment shall take place only in the designated areas approved by the Licensing Authority as shown on the licence plan. Arrangements for access to the dressing room shall be maintained at all times whilst Relevant Entertainment is taking place and immediately thereafter.
20. Customers must remain fully clothed at all times. The Performer must not remove any of the customer's clothing at any time.
21. Where Relevant Entertainment is provided in booths, or other areas of the premises where private performances are provided, the booth or area shall not have a door or other similar closure, the area shall be constantly monitored by CCTV, and access to the booth or other area shall be adequately supervised.

22. Whenever Relevant Entertainment is being provided there shall be no physical contact between Performers and customers or between customers and Performers except for the exchanging of money or tokens at the beginning or conclusion of the performance and only for the purpose of that performance. Clearly legible notices to this effect shall clearly be displayed in each private booth and in any performance area.
23. Performers must redress fully immediately after each performance.

Additional conditions

24. The provision of the Porn Idol talent competition or similar entertainment when unpaid members of the public participate as performers, shall be permitted to be held for a two hour period one day a week, during which time standard conditions 14, 15, 16 and 20 (above) shall not apply.
25. The maximum number of persons accommodated within the premises at any one time (excluding staff) shall not exceed 1625 persons with maximum local capacities at any one time for the following areas (as marked on drawing no's 08.001 Rev L and 8.002 Rev K) being: the ground floor main dance floor - 1300, 'VIP' bar - 50, the 'Artist Bar and Cinema' - 550 and first floor total - 390 provided that there shall be a maximum capacity in the Dakota Smoke Bar of 280.
26. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
27. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
28. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
29. 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.
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. All exit doors shall be available at all material times without the use of a key, code, card or similar means.

Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.

- i. pyrotechnics including fire works
- ii. firearms
- iii. lasers
- iv. explosives and highly flammable substances.
- v. real flame.
- vi. strobe lighting.

32. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Sex establishment licence history**Appendix B**

Application reference	Details of application	Date of determination	Decision
12/02508/LISEVN	Application for a new Sexual Entertainment Venue licence.	Granted by Licensing Sub-Committee	11.06.2012
12/07381/LISEVV	Application to vary Sexual Entertainment Venue licence	Granted in part by Licensing Sub-Committee	01.11.2012
13/06791/LISEVR	Application to renew Sexual Entertainment Venue licence	Granted under delegated authority	20.11.2013
14/07642/LISEVR	Application to renew Sexual Entertainment Venue licence	Granted under delegated authority	21.10.2014
15/06054/LISEVR	Application to renew Sexual Entertainment Venue licence	Granted under delegated authority	18.11.2015
16/07854/LISEVR	Application to renew Sexual Entertainment Venue licence	Granted under delegated authority	26.09.2016
17/08574/LISEVR	Application to renew Sexual Entertainment Venue licence	Granted under delegated authority	11.10.2017
17/10075/LISEVV	Application to vary Sexual Entertainment Venue licence	Granted under delegated authority	23.10.2017
18/08991/LISEVR	Application to renew Sexual Entertainment Venue licence	Granted by Licensing Sub-Committee	18.10.2018
19/10094/LISEVR	Application to renew Sexual Entertainment Venue licence	Granted under delegated authority	16.03.2020

Westminster City Council
Application for a sexual entertainment venue licence
Local Government (Miscellaneous Provisions) Act 1982

Application is hereby made and the necessary fee will be sent for a:

New Licence	<input type="checkbox"/>	
Transfer of Licence	<input type="checkbox"/>	Licence search
Renewal of Licence	<input checked="" type="checkbox"/>	Licence number <input type="text" value="19/10094/LISEVR"/>
Variation of Licence	<input type="checkbox"/>	

Part 1 - Application Details

Name of premises

Address of premises

Postcode

The application is being made -

If application is made on behalf of an individual:

Title	<input type="text" value="Mr"/>	<input type="text" value="Director/Manager"/>
Name	<input type="text" value="Jeremy"/>	Occupation (during preceding six months)
Surname	<input type="text" value="Joseph"/>	<input type="text" value=""/>
Date of birth	<input type="text" value=""/>	Telephone number

If application is made on behalf of a corporate or incorporated body:

Name of applicant body:

Is this an unincorporated or body corporate? Unincorporated Body corporate

Registered / principal office address:

Postcode

Company number

Full names of directors and other persons responsible for the management of the body, including the names of managers, company secretary and similar officers and the manager of the establishment

Please continue by answering the questions you are asked below -

Part 2 - Licence Details

What hours and what days are you applying for?

What *relevant* entertainment will be performed?

For variation applications - what does the variation consist of?

Is only part of the building to be licensed?

No

Yes Please provide details

Will any part of the premises be used for the exhibition of moving pictures?

No

Yes Please provide details

Does the applicant presently use the premises as a sex establishment?

No

Yes If yes, when did the use commence?

If not, what is the present use?

Supporting Material Checklist - *tick to confirm*

- I understand that I am required to send this application with a plan showing the area to be licensed and the statutory declarations for the applicants, the directors of the company applying for the licence and any other person who will be responsible for the management of the licensed premises.

I confirm that no changes have taken place since the last renewal



All supporting material should be sent / provided to the address shown on the declaration.

Declaration Page

Important

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

Fee

The non-returnable fee for this application is and must be submitted with this application.

An additional fee of will be payable before any approval is issued

Declaration

I hereby declare that the information given on this form is correct to the best of my knowledge and belief.

I understand we are required to send / provide the sum of , being the fee for this application.

Confirmation *Date* *Name*
Capacity

Contact details for correspondence, leave blank if due to be provided premises address

Title
Name
Surname
Postal address
Postcode
Telephone number
Email address

Supporting Material Return Address

Please send all supporting material to the address below. Specific documents will be returned to the correspondence address after a decision has been made regarding the application.

- **Objection 1 - [REDACTED]**

Received: 31 Aug 2020

We believe the situation has deteriorated for residents of Villiers street and support initiatives such as :-

security staff must be posted all along Villiers Street, including the area from the club to Embankment Station and along the queue from when queues start to 1 hour after closing time

Security staff must confront antisocial behaviour by patrons on Villiers Street while queuing or after leaving their premises, and in their smoking area.

Temporary notices shall be prominently displayed along Villiers Street (as displayed on adjacent streets) requesting patrons to respect the needs of local residents and businesses and leave the area quietly

- **Objection 2 - [REDACTED]**

Received: 31 Aug 2020

I believe that the application should only be granted if the following conditions are satisfied:

1. Security posted along Villiers Street, including the area from the club to Embankment Station and along the queue from when queues start to after closing time

2. Security staff must deal with antisocial behaviour by patrons on Villiers Street while queuing or after leaving their premises, and in the smoking area, within which smoking should be limited in time as it is disturbing to neighbours.

3. Notices should be prominently displayed along Villiers Street (as displayed on adjacent streets) from when queues start to 1 hour after closing time, requesting patrons to respect the needs of local residents and businesses, and to leave the area quietly.

- **Objection 3 - [REDACTED]**

Received: 31 Aug 2020

I am writing to object to the application and wish it to only be granted with additional conditions which are detailed below. I live on [REDACTED] and I suffer from behaviour of patrons visiting Heaven on the nights on which sexual entertainment takes place.

This causes a disturbance and nuisance from when queues start until about an hour after the club night closes (e.g. 11 to 5 am). I can hear the noise from inside my flat and I encounter anti-social and lewd behaviour if I use the street during these times or look out my window into the street. Patrons arrive inebriated, often with £1 wrist bands given out in bars, need queue for a long time and behave antisocially. This has recently attracted gangs.

I have never witnessed their staff asking patrons to reduce their noise or refrain from unsuitable behaviour. Conversely, barriers manned by security staff are erected by other streets.

The application should only be granted if the following conditions are added:

1. Security staff shall be posted all along Villiers Street, including the area from the club to Embankment Station and along the queue from when queues start to 1 hour after closing time
2. Security shall confront antisocial behaviour by patrons on Villiers Street while queuing or after leaving their premises, and in their smoking area. They should ask patrons to be quiet and refrain from anti-social behaviour. Patrons who do not comply should not be admitted that night.
3. Notices shall be prominently displayed along Villiers Street (as displayed on adjacent streets) from when queues start to 1 hour after closing time, requesting patrons to respect the needs of local residents and businesses, and to leave the area quietly.
4. Free or reduced priced tickets or wristbands must not be available at other venues.
5. A time-limit of 5 minutes to be given to smokers for each visit to the smoking area.

• **Objection 4 - [REDACTED]**

Received: 31 Aug 2020

I STRONGLY OBJECT to the application and wish it to only be granted with additional conditions detailed below. I live on [REDACTED] and I suffer from behaviour of patrons visiting Heaven on the nights on which sexual entertainment takes place.

This causes grave nuisance from 11pm-5am. I can hear much noise from inside my flat with windows closed and I encounter anti-social and lewd behaviour if I use the street during these times.

Patrons queue on our street and many are already drunk when they arrive. They queue for >1hr and this results in MUCH anti-social behaviour: shouting, screaming, fights and lewd behaviour, more so than on other nights. MOREOVER, gangs have been attracted by these crowds- gangs sell drugs to crowd, lure them away and mug them.

Similar problems from patrons in Heaven's smoking area and from patrons when they leave the club.

Heaven's security staff do nothing to manage this situation on Villiers Street. Conversely, great effort is taken to prevent customers disturbing residents on Craven Street + Buckingham street. Barriers manned by security staff are erected at the entrances to those streets. I am FURIOUS at the differential treatment and demand equal care + protection. Villiers St is much more affected than Buckingham St!

The application should only be granted if the following conditions are added:
Security staff must be posted all along Villiers Street,
Security must confront antisocial behaviour by patrons on Villiers St while queuing,
smoking or after leaving Heaven and make sure patrons STOP anti-social behaviour
Notices shall be prominently displayed along Villiers St (as displayed on adjacent
streets) requesting patrons to respect the needs of local residents and businesses and
to leave the area quietly.
Free or reduced priced tickets must not be sold anywhere
time-limit of 5 mins for smokers for each visit to smoking area

• **Objection 5 - [REDACTED]**

Received: 1 Sep 2020 by

I am a resident on [REDACTED] and I am writing to object to the renewal of this application. I think it would be wise and appropriate for the application to be revised to insert new terms and conditions be added. I suggest the license should be for 1Year only.

The nights the club organises its POP IDOL and other big events, the queques have always been very long and for a very long period of time. There are nights where patrons queue even 4 am in the morning. They're very loud, screaming, quarrelling, shouting, swearing all sorts of things, briefly the patrons have been a real cause of anti social behaviour on our street. Heaven's staff do not show any effort to break up a fight or to encourage these people to respect the residents on Villiers street. I do not want to endure this nuisance anymore. We are also aware that sadly these long queues and the behaviour of the patrons attracted gangs recently!

I hesitate to go out late in the evening on these nights. I noticed Heaven putting extra measures for Craven street residents by placing high barriers to discourage people passing, it looks like the path is closed and they also provide a member of staff by the barriers. I took photos. This is an unbalanced approach, businesses and the council should ensure all their residents should be treated fairly. The entrance, exit and the smoking area are on our side of the street, the noise and all the nuisance is all night long on our side of the street. We cannot accept this.

Therefore the conditions we suggest:

- 1- 1 Year license only to implement the new measures and to check if issues have been rectified.
- 2- New system to avoid having queues outside.
- 3- Post security staff all along Villiers street
- 4-Staff confront anti social behaviour
- 5- Place extra warning signs
- 6-Management of the smoking area
- 7- Alternating exit/entrance, smoking area between Craven and Villiers streets

Premises licence 19/11570/LIPVM

Appendix E



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

Schedule 12
Part A

WARD: St James's
UPRN: 010033544601

Premises licence

Regulation 33, 34

Premises licence number:

19/11570/LIPVM

Original Reference:

05/06314/LIPCV

Part 1 – Premises details

Postal address of premises:

Heaven Nightclub
10A The Arches
London
WC2N 6NG

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

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

Performance of Dance

Monday to Sunday: 00:00 to 00:00

Exhibition of a Film

Monday to Sunday: 00:00 to 00:00

Performance of Live Music

Monday to Sunday: 00:00 to 00:00

Playing of Recorded Music

Unrestricted

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

Monday to Sunday: 00:00 to 00:00

Performance of a Play

Monday to Saturday:	09:00 to 00:00
Sunday:	14:00 to 00:00
Non-standard Timings: Condition 42	
Late Night Refreshment	
Monday to Sunday:	23:00 to 05:00
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted	
Sale by Retail of Alcohol	
Monday to Saturday:	10:00 to 06:00
Sunday:	12:00 to 06:00
Non-standard Timings: Condition 42	
<i>For times authorised for New Year see conditions at Annex 1&3</i>	

The opening hours of the premises:	
Monday to Sunday:	00:00 to 00:00

Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:
Alcohol is supplied for consumption both on and off the Premises.

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:
Heaven (London) Limited 11 The Arches Villiers Street London WC2N 6NG <i>Telephone Number : 020 7389 6611</i>

Registered number of holder, for example company number, charity number (where applicable)
06606876

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:
Name: Mark Ellicott
<i>Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.</i>

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: LBH-PER-7-0003 Licensing Authority: London Borough of Hackney
--

Date: 7 October 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.

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

Conditions relating to regulated entertainment: (Ground and First Floors excluding the entrance and control room areas)

- 10. This licence is subject to all the former Rules of Management for Places of Public Entertainment licensed by Westminster City Council, in force from 4 September 1998 and incorporating amendments agreed by the Council on 25 October 1999, 30 June 2000, 16 January 2001 and 1 October 2001.
- 11. On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
- 12. The laser installation shall be operated and maintained in accordance with guidance Note PM19 'Use of Lasers for Display Purposes issued by the Health and Safety Executive, and subject to the conditions set out in the GLC's letter dated 26 October 1992.
- 13. The operation of the laser shall at all times be under the direct control of an authorised trained operator who shall maintain constant surveillance of the laser equipment. The emission of laser radiation shall be immediately terminated in the

event of: (a) equipment malfunction, (b) if any person goes onto or attempts to go onto the stage, or (c) any other unsafe condition.

14. There shall be no loudspeakers in the entrance hall.
15. The licensee shall ensure that music provided at the premises shall not cause a nuisance to the occupants of neighbouring premises.
16. Attendants shall be stationed in the vicinity of the cloakrooms during the whole time they are in use.
17. A sound limiting device will be installed on the amplification system. The limit shall be set at a level agreed with the Environmental Health Officer and the equipment sealed at the level to the satisfaction of that officer.
18. The defined clear way on either side of the stage shall be maintained clear of obstruction at all times, with special reference to the performance of live bands and any other performers.
19. The Licensee shall ensure that the Arches are swept at regular intervals throughout the hours of operation and at the close of business, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements and disposed of in the correct manner through an authorised waste contractor.
20. The Licensee shall ensure that litter patrols are conducted, as frequently as is necessary, on Villiers Street from the Arches to the Strand, to remove litter associated with heaven nightclub. Such litter to be stored in accordance with the approved refuse storage arrangements and disposed of in the correct manner through an authorised waste contractor.

Conditions relating to performance of plays (Main Dance Floor Area)

21. Any changes to the approved layout shall be submitted to the Council for prior approval in writing.
22. The exhibition of films is restricted to films involving the use of real films (e.g. video) where exhibition is incidental or subsidiary to the main use of the premises

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

23. 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.

24. If any entertainment is provided for children or if an entertainment is provided at which the majority of persons attending are children, then, if the number of children attending the entertainment exceeds 100, it shall be the duty of the holder of this premises licence / club premises certificate:
- (a) to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate,
 - (b) to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and
 - (c) to take all other reasonable precautions for the safety of the children.
25. This licence (or certificate) will be subject to any restrictions imposed on the use of the premises by any of the provisions contained in the former Cinematograph (Safety) Regulations 1955 as amended by the Cinematograph (Safety) Regulations 1958, the Cinematograph (Safety) Regulations 1965, the Cinematograph (Safety) (Amendment) Regulations 1976, the Cinematograph (Safety) (Amendment) Regulations 1982 and the Cinematograph (Safety) (Amendment) Regulations 2002.

Annex 2 – Conditions consistent with the operating Schedule

26. 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.
27. 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.
28. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
29. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) 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.
30. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
31. No patrons, DJ's or performers (along with their guests and entourages) shall be admitted or re-admitted to the premises after the hour of 9pm unless they have passed through a functioning metal detecting search arch and been physically searched in accordance with a procedure agreed with the Metropolitan Police which will include a full bag search and where appropriate a full pat down search.
32. All searches must be recorded on the CCTV system.
33. A zero tolerance to drugs and weapons policy shall be implemented and signage confirming this policy will be displayed prominently at the entrance to the club and in the customer toilets. Details of these policies shall be displayed on the website for the premises.
34. The premises shall not employ for payment or otherwise any persons for the purpose of bringing customers to the premises directly off the street or any other public place.
35. The premises licence holder to cease to provide all drinks in glass containers after 23.00 hours by 1st September 2009 where suitable alternatives can be found, save that glass containers may continue to be used for the provision of drinks for private hire events and in the artist & VIP areas within the premises
36. The total capacity of the premises (excluding staff) shall be 1625 persons with maximum local capacities at any one time for the following areas (as marked on drawing , LM2268 REV1/dated 15-06-16 and LM917/02 Rev E dated 15-06-16): being the ground floor main dance floor 1200, VIP Bar 125, the Artist Bar 420, and

first floor total 390, provided that there shall be a maximum capacity in the Dakota Smoke Bar of 280.

37. CCTV will be installed in the gender - free toilet circulation area.
38. The gender - free toilets will be attended by a female attendant at all times these facilities are made available for use whilst licensable activities are carried out at the premises.

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

40. (a) Subject to the following paragraphs, the permitted hours on weekdays shall commence at 10.00 and extend until 06.00 on the morning, except that -
- (i) the permitted hours shall end at 00.00 midnight on any day on which music and dancing is not provided after midnight; and
 - (ii) on any day that music and dancing end between 00.00 midnight and 06.00, the permitted hours shall end when the music and dancing end (or as the case maybe when the gaming ends);
- (b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect-
- (i) with the substitution of references to 07.00 for references to 06.00.
- (c) On Sundays, the permitted hours shall extend until 06:00 on the morning following, except that-
- (i) the permitted hours shall end at 00.00 midnight on any Sunday on which music and dancing is not provided after midnight;
 - (ii) where music and dancing end between 00.00 midnight on any Sunday and 06:00, the permitted hours on that Sunday shall end when the music and dancing end.
- (d) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
- (e) The permitted hours on New Year's Eve will extend to the start of permitted hours on the following day.

NOTE - The above restrictions do not prohibit:

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

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

41. The number of persons accommodated at any one time (excluding staff) shall not exceed 200, provided that condition applies only to main dancing area and only when the main dancing area is being used for the performance of plays.
42. On no more than 15 occasions (and in substitution for Temporary Event Notices) per calendar year and following 10 working days' notice to the Police (or such lesser time as may be agreed with the Police) and the Licensing Authority, the hour for the provision of licensable activities currently provided at the premises may be extended to such time as agreed with the Police, the Police having the power to veto any such application.
- 43.* Permission granted to waiver of existing Rule of Management number 4(a) so as to permit entertainment involving striptease and/or nudity to take place, subject to suitable and sufficient fresh air ventilation and extract to be provided behind the main stage area.
44. Conditions 3, 5 and 6 of the Rules of Management do not apply.

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

Fire Key

- Illuminated Exit Sign
- Emergency Light
- E / M
- Break Glass
- B/G
- Sounder
- S
- Smoke Detector, Optical
- SO
- Smoke Detector, Ionisation
- SI
- Heat Detector
- HD
- Fire Alarm Panel
- FP
- Firemans Switch
- FS
- Hose Reel
- HR
- Fire Blanket
- FB
- H2O Extinguisher
- W
- CO2 Extinguisher
- CO₂

Area indicates the licensed area for sale of alcohol

Ground Floor



DRAWN BY: GAV GROUP
 CHECKED BY: HEAVEN NIGHTCLUB
 DATE: 10/09/2011
 SCALE: 1:100
 DRAWING NO: 10/09-17
 PROJECT NO: 10/09-17
 LICENSED DRAWING
 L12/20/011
 REVISION: Rev C



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

Schedule 12
Part B

WARD: St James's
UPRN: 010033544601

Premises licence
summary

Regulation 33, 34

Premises licence number:

19/11570/LIPVM

Part 1 – Premises details

Postal address of premises:

Heaven Nightclub
10A The Arches
London
WC2N 6NG

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

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

Performance of Dance

Monday to Sunday: 00:00 to 00:00

Exhibition of a Film

Monday to Sunday: 00:00 to 00:00

Performance of Live Music

Monday to Sunday: 00:00 to 00:00

Playing of Recorded Music

Unrestricted

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

Monday to Sunday: 00:00 to 00:00

Performance of a Play

Monday to Saturday: 09:00 to 00:00
Sunday: 14:00 to 00:00
Non-standard Timings: Condition 42

Late Night Refreshment

Monday to Sunday: 23:00 to 05:00

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

Sale by Retail of Alcohol

Monday to Saturday: 10:00 to 06:00
Sunday: 12:00 to 06:00
Non-standard Timings: Condition 42

For times authorised for New Year see conditions at Annex 1&3

The opening hours of the premises:

Monday to Sunday: 00:00 to 00:00

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

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

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

Heaven (London) Limited
11 The Arches
Villiers Street
London
WC2N 6NG

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

06606876

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

Name: Mark Ellicott

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

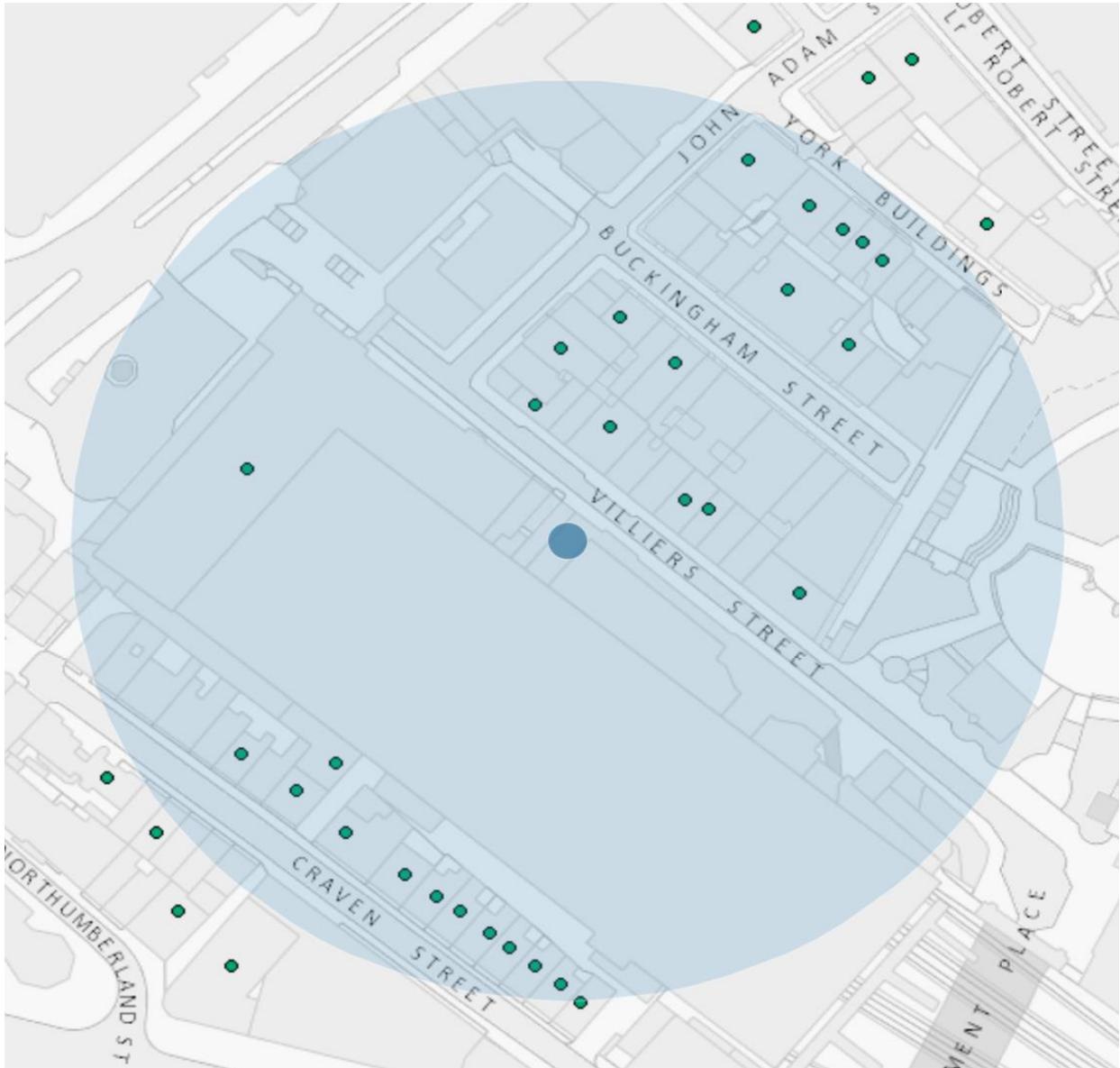
Restricted

Date: 7 October 2019

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

Map of locality

Appendix F



Resident Count: 166

Faith Groups: 0

Schools: 0

Sexual Entertainment Venues: 0