



City of Westminster

Committee Agenda

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

Meeting Date: **Wednesday, 9th June 2021**

Time: **10.00 am**

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

Members: **Councillors:**
Matthew Green (Chairman)
Barbara Arzymanow
Maggie Carman

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

Email: cmaclean@westminster.gov.uk

Tel: **07814998 037**

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.

Licensing Applications for Determination

1. 10.00 AM: NO. 1 MARYLEBONE ROAD, LONDON NW1 4AQ

Pages

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Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
Marylebone High Street N/A N/A	1 Marylebone Road London NW1 4AQ	New Premises Licence	21/00832/LIPN
*Cumulative Impact Area ** Special Consideration Zone			

This will be a virtual meeting. Members of the Public can view the live broadcast using the media links on the Council's website.

2. 1.30 PM: MASH BREWER STREET LTD, 77 BREWER ST, LONDON W1F 9ZN

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Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
West End West End N/A	Mash Brewer Street Limited 77 Brewer Street London W1F 9ZN	Premises Licence Variation	21/00924/LIPV

*Cumulative Impact Area
** Special Consideration Zone

This will be a virtual meeting. Members of the Public can view the live broadcast using the media links on the Council's website.

**Stuart Love
Chief Executive
01 June 2021**

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 January 2021.

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

Core hours, as set out in the Council's Statement of Licensing Policy 2021, are when customers are permitted to be on the Premises. The maximum opening hours permitted will not exceed the start time and terminal hour for each of the days where licensable activity is permitted.

Note: The core hours are for all licensable activities but if an application includes Late Night Refreshment, then the starting time for that licensable activity will be 11.00 pm.

1. Casinos

Up to 24 hours a day whilst Casino Gaming is permitted by a Premises Licence under the Gambling Act 2005.

2. Cinemas, Cultural Venues and Live Sporting Premises

Monday to Sunday: 09:00 hours to 24:00 hours

3. Hotels

Monday to Thursday: 09:00 hours to 23:30 hours

Friday and Saturday: 09:00 hours to 24:00 hours

Sunday: 09:00 hours to 22:30 hours

Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

Sale of alcohol to guests for consumption in hotel/guest rooms only: Anytime up to 24 hours

4. Off licences

Monday to Saturday: 08:00 hours to 23:00 hours

Sunday: 09:00 hours to 22:30 hours

5. Outdoor Spaces

Monday to Thursday: 09:00 hours to 23:30 hours

Friday and Saturday: 09:00 hours to 24:00 hours

Sunday: 09:00 hours to 22:30 hours

Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

6. Pubs and bars, Fast Food and Music and Dance venues

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

Friday and Saturday: 10:00 hours to 24:00 hours

Sunday: 09:00 hours to 22:30 hours

Sundays Immediately Prior To A Bank Holiday: 12:00 hours to 24:00 hours

7. Qualifying Clubs

Monday to Thursday: 09:00 hours to 24:00 hours

Friday and Saturday: 09:00 hours to 24:00 hours

Sunday: 09:00 hours to 22:30 hours

Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

8. Restaurants

Monday to Thursday: 09:00 hours to 23:30 hours

Friday and Saturday: 09:00 hours to 24:00 hours

Sunday: 09:00 hours to 22:30 hours

Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

9. Sexual Entertainment Venues and Sex Cinemas

Monday to Thursday: 09:00 hours to 23:30 hours

Friday and Saturday: 09:00 hours to 24:00 hours

Sunday: 09:00 hours to 22:30 hours

Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

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1. 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.

2. 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.

3. 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 **5.00 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 **12 noon, 3 working days** before the hearing is due to take place. The Licensing email address is: licensing@westminster.gov.uk

4. Rules During Licensing Hearings

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

- 4.1. 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.
- 4.2. 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.
- 4.3. All parties must only address the hearing when invited to do so by the Chairman.
- 4.4. All parties must keep their microphones on mute unless they are speaking. The Chairman has the ability to mute all parties’ microphones.

- 4.5. 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.
- 4.6. All parties are asked to keep their comments as succinct as possible.
- 4.7. 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.
- 4.8. 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.
- 4.9. 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.
- 4.10. When referring to the hearing papers, participants should give the page and paragraph number when appropriate.
- 4.11. The Chairman has the discretion to amend these rules in any given case where they consider it is appropriate to do so.

5. Procedure

- 5.1. 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.
- 5.2. The Chairman will confirm the procedure that the hearing will follow.
- 5.3. The Sub-Committee members and officers will be asked to declare any interests they may have and any other procedural business will be transacted.
- 5.4. 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
- 5.5. 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.
- 5.6. 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
- 5.7. 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.

- 5.8. 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.
- 5.9. 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
- 5.10. 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.
- 5.11. 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: 14 January 2021

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City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	9 June 2021
Licensing Ref No:	21/00832/LIPN - New Premises Licence
Title of Report:	1 Marylebone Road London NW1 4AQ
Report of:	Director of Public Protection and Licensing
Wards involved:	Marylebone High Street
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Karyn Abbott Licensing Officer
Contact details	Telephone: 07866 019698 Email: kabbott@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	4 February 2021		
Applicant:	Chameleon Inc Limited		
Premises address:	1 Marylebone Road London NW1 4AQ	Ward:	Marylebone High Street
		Cumulative Impact Area:	None
		Special Consideration Zone:	None
Premises description:	According to the application form, the premises proposes to operate primarily as a premium end private members club with high quality food, alcoholic drinks and other refreshments.		
Premises licence history:	<p>The premises currently has the benefit of a premises licence (21/03855/LIPDPS) which permits the following licensable activities and operating hours.</p> <p>Sale by Retail of Alcohol Monday to Thursday 12:00 to 23:30 Friday to Saturday 12:00 to 00:00 Sunday 12:00 to 22:30</p> <p>Opening hours of the premises: Monday to Thursday 10:00 to 23:30 Friday to Saturday 10:00 to 00:00 Sunday 10:00 to 22:30</p> <p>The premises also benefits from another premises licence for other areas which include the Ground and First Floor and is only used for private functions only.</p> <p>A copy of the premises licence and private functions licence is attached as appendix 3.</p>		
Applicant submissions:	The applicant has provided background information, a presentation and a dispersal policy which can be found in appendix 2.		

1-B Proposed licensable activities and hours							
Live Music:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	10:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	03:00
Seasonal variations/ Non-standard timings:				None			

Recorded Music:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	10:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	03:00
Seasonal variations/ Non-standard timings:		None					

Late Night Refreshment:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	03:00
Seasonal variations/ Non-standard timings:		None					

Sale by retail of alcohol				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	10:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	03:00
Seasonal variations/ Non-standard timings:		None					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	03:30	03:30	03:30	03:30	03:30	03:30	03:30
Seasonal variations/ Non-standard timings:		None					
Adult Entertainment:		None					

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police Service
Representative:	PC Bryan Lewis
Received:	26 February 2021
<p>The Metropolitan Police object to this application for the following reasons:</p> <ul style="list-style-type: none"> • There are insufficient conditions proposed to promote the licensing objectives, namely the prevention of crime and disorder. • The hours sought for the sale of alcohol are beyond core hours as set out in the Westminster City Council Statement of Licensing Policy. <p>Conditions were amended and agreed between the applicant and the Metropolitan Police Service. The agreed conditions can be found at Appendix 5.</p>	
Responsible Authority:	Environmental Health Service
Representative:	Dave Nevitt
Received:	4 March 2021
<p>I wish to make Representations on the following grounds: Representation is made in relation to the application, as the proposals are likely to increase the risk of Public Nuisance. The hours sought for licensable activities are in excess of the 'Core Hours' as defined in the City Council's Licensing Policy.</p>	

2-B Other Persons	
Name:	██████████
Address and/or Residents Association:	██
Received:	27 February 2021
<p>Dear Sirs,</p> <p>this comment is being sent to this email address, as repeated attempts to post this comment on the WCC licensing database failed with the response: "Your comments could not be submitted due to an error in the system."</p> <p>Those repeated failures happen far too often, making it difficult for interested parties to respond in a timely manner. I hope that this issue can be addressed urgently by WCC, as it is in the interests of all of us to see a well-functioning electronic system responsive to applicants and interested parties alike.</p> <p>here are the comments of Fitzrovia West Neighbourhood Forum, made on behalf of the licensing sub-committee of the executive committee:</p>	

FitzWest Business Neighbourhood Forum is the designated NF for the area; We wish to make the following representation:

The premises are located on the boundary between WCC and LBC [Camden]; The nearest places where people sleep are in Camden- Albany street- residential, and the hotel - Melia White House and Apartments- directly opposite the former church building.
The busy Euston Road separates the property and the residential properties in WCC.

We do not have the mandate to represent those in Camden who are most impacted by the proposals; we hope that WCC informed interested parties in LBC of this application.

On the WCC side, residential properties, where people sleep, can be found in Great Portland Street [the YMCA in particular], Bolsover Street, and Cleveland Street- the last two are residential in character.

We note the maximum capacity of 440 patrons for the premises.
For such a large capacity, we expected to see detailed plans regarding the arrival, queue management of patrons, dispersal, and where cars arrive wait and depart [there are double red lines around the area].

We did not see plans to control the number of people standing outside, including smokers, crowd management, and limits on numbers There are no details on deliveries, a commitment that deliveries would not take place at night time or early mornings, rubbish collection timing, measures to minimize any potential nuisance to nearby properties.

While we acknowledge that Euston Road is very busy at night, the creation of an additional target for 440 patrons coming and going has the potential to cause public nuisance and noise for nearby residents and hotel, we consider that the applicant has not sufficiently addressed the issues we raise above.

Although not strictly a licensing issue, members expressed concerns that the character of a distinct local landmark would be adequately preserved.

Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED]
Received:	2 March 2021

The Portland Village Association represents residents and businesses just South of the site in question and we object to the application as it stands.

Our objections regard the risk of public nuisance (PN1), of crime and disorder (CD1) and to public safety (PS1):

- The application is way outside the City Council's 'core hours' Policy HRS1 and foresees an intensification of usage beyond its existing role
- The application mentioned that its area "is a bit residential"; our neighbourhood to its South includes numerous residential blocks, hospitals and medical facilities (on Bolsover Street and Great Portland Street).
- The current licence is until midnight only, and for private functions only. Will the existing licence will remain in force and the site operated at various times?
- The planning consent 10/00524/FULL shows far less hours than applied for here.
- The applicant may wish to operate flexibly but greater clarity would be helpful for local stakeholders
- We feel the application is contrary to PB1, unless the applicant can satisfactorily answer the following points:
- Where/how do the possible 440 patrons gather, queue, disperse?
- Where are the drop off, pick-up points given the (double) red lines that surround the building?

o Are there any possible risks of congestion opposite the hotel entrance?
 - Where will the smokers gather? How might this area/activity be controlled off the public realm?
 - Will the large tent, pergolas, outside spaces be used by the operation?
 It would also be helpful to know if the operation will use the shipping containers/sheds currently located to the rear of this listed building and whether admission will be charged for entry to non-members (cover).

Unfortunately, the application form was not available to us on WCC's website. We may have additional comment to add to this representation once this document is available.

Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED]
Received:	3 March 2021

This representation is made on behalf of The Marylebone Association, the Amenity Society recognised by WCC for this area.
 We object to this application on the grounds that insufficient detail has been given for us to be convinced that the Licencing Policies will be adhered to. There is no application form on the WCC website and there is insufficient detail in the applicant's documents for a judgement to be made. Given the location of residential accommodation nearby it is imperative that details of dispersal late at night of what appears to be a large number of clients be forthcoming. The existing licence appears to be longer than Core Hours and any extension to opening times is generally unwelcome. We therefore object to this application as it may be in contravention of PN1 and HRS1

Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED]
Received:	3 March 2021

Dear Sir/Madam,

21/00832/LIPN Premises Licence - 1 Marylebone Road London NW1 4AQ

I am objecting to the above application on the grounds that it will not promote the Licensing objectives, namely the prevention of public nuisance and crime and disorder.

I completely support the objections made by the Portland Village Association and agree clarification is required to the questions that have been raised by them to the proposed operation of the premises, so will not repeat any of this.

Thank you for your consideration.

3. Policy & Guidance

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

<p>Policy HRS1 applies</p>	<p>A. Applications within the core hours set out below in this policy will generally be granted for the relevant premises uses, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>B. Applications for hours outside the core hours set out in Clause C will be considered on their merits, subject to other relevant policies, and with particular regard to the following:</p> <ol style="list-style-type: none"> 1. The demonstration of compliance in the requirements of policies CD1, PS1, PN1 and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and disorder, public safety, public nuisance and the protection of children from harm. 2. If the application is located within a Special Consideration Zone they have demonstrated that they have taken account of the issues identified in that area and provided adequate mitigation. 3. Whether there is residential accommodation in the proximity of the premises that would likely be adversely affected by premises being open or carrying out operations at the hours proposed. 4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises. 5. The proposed hours when any music, including incidental music, will be played. 6. The hours when customers will be allowed to take food or drink outside the premises or be within open areas which form part of the premises. 7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity. 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night. 9. The capacity of the premises. 10. The type of use, recognising that some venues are more likely to impact the licensing objectives than others; for example, pubs and bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the operation. 11. The Licensing Authority will take into account the active measures proposed for a 'winding down' period including arrangements for people to be collected from the premises to travel home safely. 12. Conditions on hours may be attached that require that the supply of alcohol for consumption on the premises ceases a suitable period of time before customers are required to leave the premises. 13. The council, acting as the Licensing Authority, may reduce hours if, after review, it is necessary to impose conditions specifying shorter hours in order to promote the licensing objectives. 14. Specific days for non-standard hours should be identified and justified as part of the application to allow responsible authorities and interested parties to evaluate the impact that these licensable activities may have, and to plan accordingly. The consideration of applications for later hours for Bank Holiday Mondays will take into account that later hours are generally granted for preceding
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	<p>Sundays and that the next day is a working day. Non-specific days are expected to be covered by Temporary Event Notices or variation applications.</p> <p>C. For the purpose of Clauses A and B above, the Core Hours for this application for each premises use type as defined within this policy are:</p> <p>6. Pubs and bars, Fast Food and Music and Dance venues Monday to Thursday: 10am to 11.30pm. Friday and Saturday: 10am to 12am. Sunday: 9am to 10.30pm.</p> <p>Sundays immediately prior to a bank holiday: 12pm to 12am</p>
<p>Policy PB1 applies</p>	<p>A. Applications outside the West End Cumulative Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities being within the council's Core Hours Policy HRS1. 3. The applicant has taken account of the Special Consideration Zones policy SCZ1 if the premises are located within a designated zone. 4. The application and operation of the venue meet the definition of a Public House or Bar in Clause D. <p>B. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone other than:</p> <ol style="list-style-type: none"> 1. Applications to vary the existing licence hours within the council's Core Hours Policy HRS1. 2. Applications that seek to vary the existing licence so as to reduce the overall capacity of the premises. <p>C. The applications referred to in Clause B1 and B2 will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1, and/or, 2. The application and operation of the venue continuing to meet the definition of a Public House or Bar in Clause D. <p>D. For the purposes of this policy a Public House or Bar is defined as a premises, or part of a premises that's primary use is the sale or supply of alcohol for consumption on those premises and/or for consumption off the premises for consumption outside the venue.</p>
<p>Policy MD1 applies</p>	<p>A. Applications outside the West End Cumulative Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities being within the council's Core Hours Policy HRS1. 3. The applicant has taken account of the Special Consideration Zone Policy SCZ1 if the premises are located within a designated zone. 4. The application and operation of the venue meet the definition of a music and dance premises or similar entertainment in Clause D. <p>B. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone other than:</p> <ol style="list-style-type: none"> 1. Applications to vary the existing licence hours within the council's Core Hours Policy HRS1, and/or, 2. Applications that seek to vary the existing licence so as to reduce the overall capacity of the premises.

	<p>C. The applications referred to in Clause B1 and B2 will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The application and operation of the venue continuing to meet the definition of a music and dance premises in Clause D. <p>D. For the purposes of this policy a music and dance premises is defined as a premises whereby the primary purpose of the venue is to:</p> <ol style="list-style-type: none"> 1. Provide regulated entertainment in the form of music, either in the form of live performances or recorded, to customers. 2. Provide regulated entertainment in the form of music, either as live performances or recorded, and provide facilities for the provision of dance. 3. The sale by retail of alcohol may be provided as either a considerable element of the operation of the premises or ancillary to the provision of regulated entertainment. <ol style="list-style-type: none"> a. Examples of venues that would fall within this policy are night clubs or bars that provide music and dancing. b. De-regulated entertainment (as set out in the glossary will not be subject to this policy).
<p>Policy RTN1 applies</p>	<p>A. Applications outside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities being within the council's Core Hours Policy HRS1. 3. The applicant has taken account of the Special Consideration Zones Policy SCZ1 if the premises are located within a designated zone. 4. The application and operation of the venue meeting the definition of a restaurant as per Clause C. <p>B. Applications inside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone. 4. The application and operation of the venue meeting the definition of a restaurant as per Clause C. <p>C. For the purposes of this policy a restaurant is defined as:</p> <ol style="list-style-type: none"> 1. A premises in which customers are shown to their table or the customer will select a table themselves to which food is either served to them or they have collected themselves. 2. Which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at a table. 3. Which do not provide any takeaway service of food and/or drink for immediate consumption. 4. Where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of alcohol by such persons is ancillary to taking such meals. 5. The sale and consumption of alcohol prior to such meals may be in a bar area but must also be ancillary to the taking of such meal.

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, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

5. Appendices

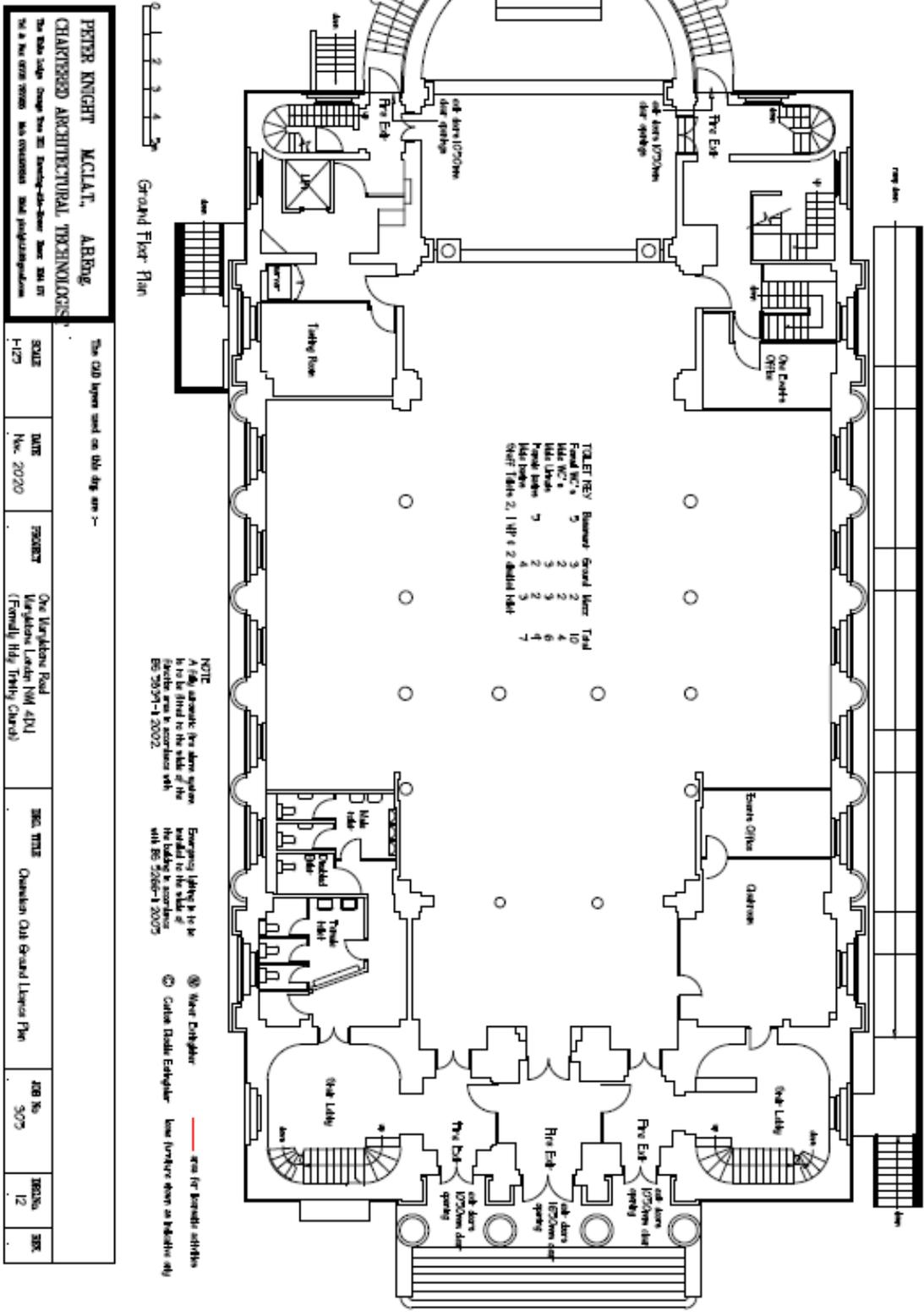
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Karyn Abbott Licensing Officer
Contact:	Telephone: 07866 019698 Email: kabbott@westminster.gov.uk

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

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

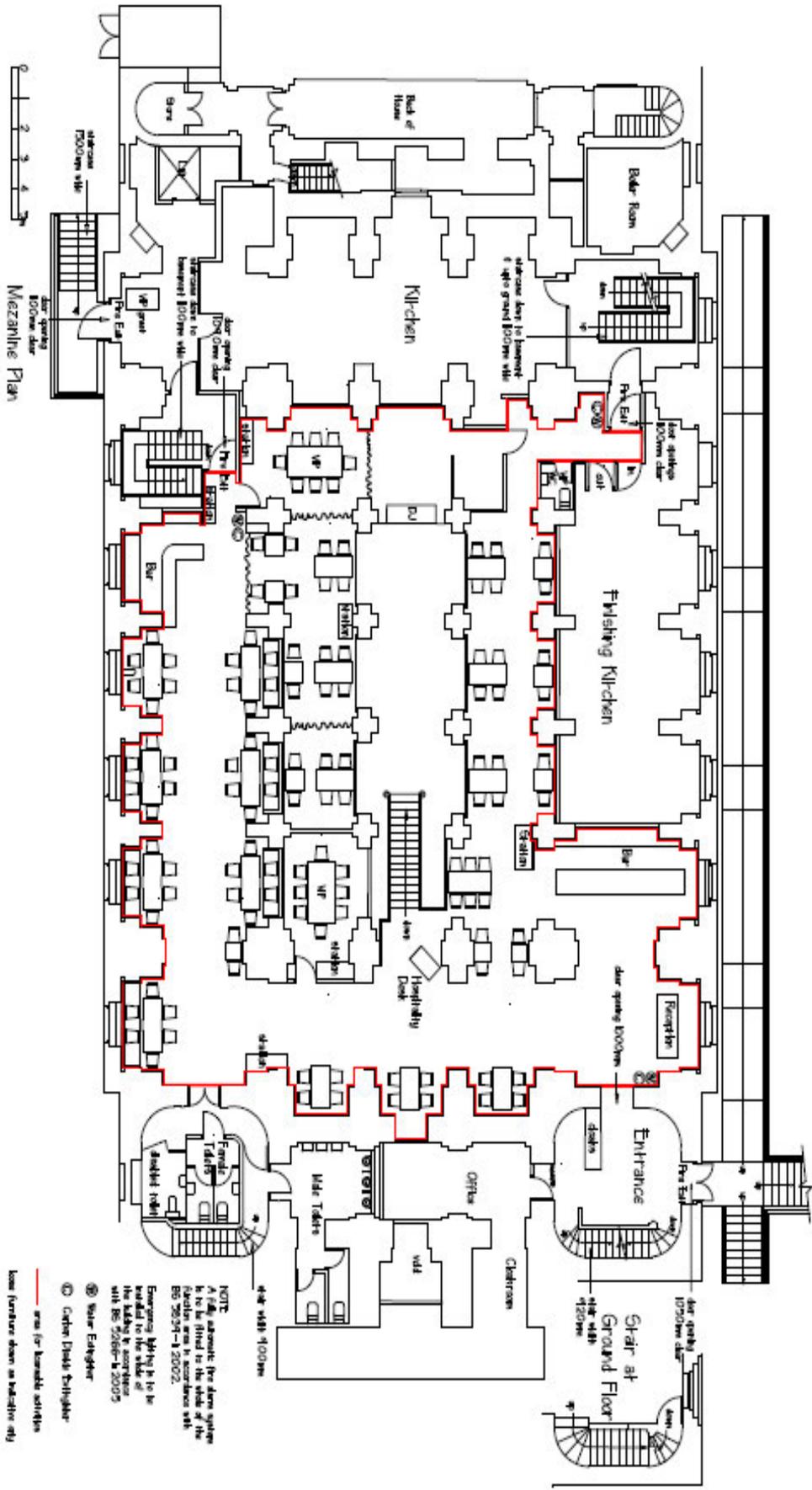
1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Metropolitan Police Service	26 th February 2021
5	Environmental Health Service	4 th March 2021
6	Representation 1	27 th February 2021
7	Representation 2	2 nd March 2021
8	Representation 3	3 rd March 2021
9	Representation 4	3 rd March 2021



PETER KNIGHT MCIAT, ABBING
CHARTERED ARCHITECTURAL TECHNOLOGIST
 The Old Lodge, Orange Tree Hill, Sandhurst, Surrey, GU24 0ET
 Tel: 01870 870000 Fax: 01870 870000 Email: peter.knight@pkn.co.uk

SCALE	DATE	PROJECT	SSL TITLE	JOB No	ISSUE	BY
H-125	Nov. 2020	The Warehouse Road Wareham, Dorset (W1474) (Formerly High Priority Garage)	Question Old Ground Layer Plan	5075	12	

The CAD layers used on this day are:-



NOTE:
 A fire alarm for the alarm system is to be fitted to the side of the building in accordance with BS 5839-1:2002.
 Emergency lighting is to be installed to the side of the building in accordance with BS 5266-1:2005.

⊗ New Entrypoint
 ⊙ Existing Entrypoint
 — area for furniture activities
 — low furniture down as indicated only

PETER KNIGHT MCI,AT, ARB,Ing
CHARTERED ARCHITECTURAL TECHNOLOGIST
 The White Lodge, Camp Hill, Edgbaston, Birmingham, B15 2TH
 Tel: 0121 753 3300 Fax: 0121 753 3301 Email: peter.knight@pkn.co.uk

The CAD layers used on this drawing are -

SCALE	DATE	PROJECT	100% TITLE	JOB No.	DRW No.	REV.
1:125	Nov. 2020	One Yorkshire Road Wargrave, London Hill, ADU (Formerly Hill, Trinity Church)	Clarendon Club Mezzanine License Plan	307	1	

BACKGROUND INFORMATION

This is an application for a new licence.

The premises are on two floors (basement and mezzanine) both below 1 Marylebone, the former 18th century church which has had the benefit of a premises licence since 2007 as a nationally recognised and award-winning event space with an occupancy over two floors of 800 persons.

There is also a premises licence for these two floors which are the subject of this application, held by Hammer Holdings Ltd, and a director of that company is also a director of Chameleon Inc Ltd; this licence known as the Wedding Gallery will continue in force but will not trade at the same time as this licence if it is granted.

A brochure containing further information about the individuals behind Chameleon Inc Ltd and their relative experience is attached.

These premises will trade primarily as a premium-end private members' club with high-quality food, alcoholic drinks and other refreshments. There will be the facility to pre-book tables areas, together with VIP use.

The applicant does not wish to be limited by a condition to be a private members' club only, because it is a large space and there is currently considerable commercial uncertainty particularly effecting late night premises caused by the pandemic.

The applicant therefore wishes to be as operationally and commercially flexible as possible whilst promoting the licensing objectives and Westminster's licensing policy.

The total occupancy for both floors is 440 with minimum seating of 300 for both floors (offered as a condition).

Toilet accommodation is shown on the plans but the toilets which also serve 1 Marylebone will also be available for customer use (as is the case currently with the Wedding Gallery); a ground floor plan is attached to show the additional toilets only.

The location is outside the stress area and is not particularly residential, surrounded by a road, fronting the busy Marylebone/Euston Road and with offices as the nearest occupiers.

The application does not have off-sales and there will be no outside space used by customers (other than for smokers).

The applicant and the director of the 1 Marylebone licence are experienced at dealing with this type of venue and the dispersal of large numbers of people from similar venues.

A number of model conditions are offered to promote the licensing objectives and to bring the application within Policy DC1, PS1, PN1 and CH1.

There will be internal changes to the premises and the applicant is happy to accept the usual works condition.

The applicant wishes to submit the application as soon as possible and therefore there has not been a pre-consultation exercise but the applicant is happy to discuss any aspects of the application or further conditions which may be appropriate to promote the licensing objectives.

The Chameleon Club, 1 Marylebone Road, London – Dispersal Policy

Introduction

The Chameleon Club is situated in the basement below 1 Marylebone, the former church.

It is principally a members' club but others including guests of members and persons attending pre-booked events can attend.

There is no external customer area other than for smokers.

Generally in terms of dispersal options the premises are in a good location.

It is not residential and the site is surrounded by roads.

There is an underground station (Great Portland Street) opposite and others (Warren Street and Regents Park) are nearby.

There are regular taxis travelling east and west along Marylebone Road, night buses and Uber, and similar options.

1 Marylebone Road is busy and therefore care will be exercised by Chameleon's staff if customers leave in that direction.

End of Evening Operational Policies

The premises will use volume levels, type of music played and variation of lighting levels and if necessary staff advice to encourage the gradual dispersal of customers during the last part of trading.

The door supervisors and other staff will encourage customers to leave gradually and as quietly as possible.

In view of the type of premises a mass dispersal which may be common in unrestricted, conventional "nightclubs" is unlikely.

Customers will be encouraged to disperse either left or right along Marylebone Road or with care across Marylebone Road towards Great Portland Street underground station.

Customers can use either the entrance at the side of the premises or the front to encourage more gradual dispersal and there are plenty of opportunities along the side off Marylebone Road for taxis to stop in an area that is not residential.

Highly visible notices will be displayed at all exits requesting customers to leave the area as quickly and quietly as possible.

Door Supervisors

Door supervisors shall:

- Encourage customers to leave the premises as quickly and quietly as possible.
- Ensure the removal of all bottles and glasses for any customer who attempts to leave the premises carrying them.
- Encourage customers not to assemble outside the premises and to disperse.
- Direct customers to wait inside the premises if waiting for a taxi and assist with any taxis that are summoned.

Queuing

At the busiest trading times if there is a queue the following key measures will be employed:

- Sufficient door staff will be deployed outside the premises to ensure proper and efficient management of any queue.
- If needed to preserve adequate passing space for temporary pedestrians.
- Management will liaise with EHO and Police to ensure that they are satisfied with the operation of the queuing system.

Hackney Carriage/Private Hire Care Arrangements

It is probable that many customers will call "Ubers" or similar or perhaps have their own private drivers.

Customers who are waiting for a taxi will be allowed to wait inside.

Door supervisors and other staff will encourage wherever possible any taxis that are waiting to switch off engines, turn off radios and to wait as quietly as possible.

Customers inside will be encouraged to leave for any taxi as quickly and quietly as possible once it has arrived.

Door supervisors and other staff will assist in helping the right customer to find the right car as quickly as possible.

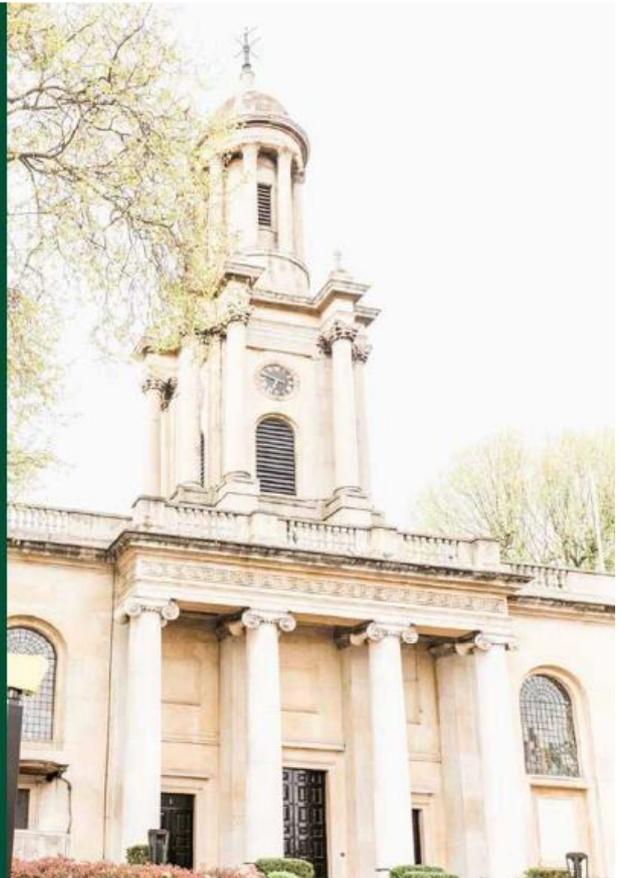


OVERVIEW

Chameleon, the Club,
a private members club under the church.

Connection and community is a big part of our ethos at Chameleon. We're creating a special place to make you feel at home and a space to connect with others.

The Club will consist of two floors, a modern Mediterranean restaurant serving an all day menu and basement lounge with late night food menu.



THE TEAM

Andrew Dax
Founder / Creative Director



21 years in hospitality, including 10 years in the concierge and events industry in Ibiza & London. Marketing and PR at London's West End private members clubs, Movida, Maddox, Paper, Cafe Royal and Charlie. Marketing Director at Park Chinois restaurant in Mayfair and founded wellness brand, Xscape Studio.

George Hammer
Co-Founder



A British beauty and hospitality entrepreneur, founder of the Urban Retreat brand with its flagship in Knightsbridge. He is chairman of the London School of Beauty and Makeup and chairs the UK's "Beauty Apprenticeship trailblazer". His "One Events" business has venues in London's West End.

Alex Ghaleb
Managing Partner



24 years in hospitality inclusive of 12 years at top flight management. 15 restaurant openings across London & Europe inclusive of Soho House, Grind & Co and Gold Notting Hill.

Elior Balbul
Head Chef



Chef Elior Balbul learned and worked under Chef Meir Adoni and even managed the Blue Sky restaurant in Tel Aviv. 4 years ago, he fulfilled his dream and opened Alenbi, a modern Israeli restaurant in Brooklyn.

THE CLUB

SUMMER 2021

PRIVATE RESTAURANT & LOUNGE

A 440 capacity private members club, built in the vaults under the church. The club will consist of a 120 seated wrap around mezzanine restaurant with two private dining rooms and 180 seated late night lounge.

Our in-house artists will perform live jazz and chillout music on the suspended floor above the dj.

We also have our Jungle Room, which can be hired out exclusively for our VIP clients that want their privacy but still want to be able to see into the main lounge.

The clientele will be a mix of fashion, music and art industries. The Club will have a committee to filter new members to help create a close community. Members are allowed 3 guests. Public are allowed to book the restaurant as long as they adhere to our dress code.



THE CLUB

Table service is provided for the guests and drinks are available from the 4 bars within the Club.

Part of the restaurant and lounge will be for reserved pre bookings and part for walk-ins.

Guest will arrive and exit via our lobby, sound levels of guests leaving will be controlled by our security.

We intend to offer Valet parking to be available for guests in conjunction with a nearby local car park. Taxi/Uber collections will be at the North gate of One Marylebone and trains are available from the nearby tube stations, Great Portland street, Regent's Park and Warren Street station.

The smoking area will be outside in a designated area. CCTV's are installed and will cover all guest areas outside.

Comparable venues include Soho House, Annabel's, Chiltern Firehouse, Home House & Arts Club.



ELIOR BALBUL

Head chef

Critically-acclaimed Israeli Chef, Elior Balbul will be flying over from Tel Aviv to head up the kitchen, and offer guests an array of exquisite Tel Avivian gastro sharing plates.

Chef Elior has worked alongside the biggest names in the Israeli culinary scene. His passion for Tel Avivian food started in his mother's kitchen, where he learnt about the authentic flavours of his Moroccan heritage. Chef Elior went on to work in the kitchen's of Meir Adoni, one of the top three chefs in Israel. Here he was noticed for his hard work and talent, and subsequently became Head Chef at Catit, one of the most celebrated restaurants at the time. Chef Elior was later offered the role as Head Chef at the kosher Blue Sky restaurant in Tel Aviv.

As a natural next step, Chef Elior set off on his own path to New York, and opened a modern contemporary Israeli restaurant, Alenbi. Elior garnered critical success for Alenbi, and he is set to bring his experience and culinary identity to the new menu at Chameleon. The menu will include dishes such as Yemen brioche challah, deconstructed falafel, aubergine carpaccio, shrimp shish Barak, Moroccan octopus and charcoal-grilled lamb sirloin with cabbage gratin. Accompanied by the Chameleon signature cocktail, The Rimón, a freshly squeezed pomegranate margarita with a twist.



ALEX GHALLEB

Managing Partner

Alex is a Dynamic, entrepreneurial and charismatic executive with over 20 years of experience in the hospitality industry. He brings a proven track record of successfully openings and running a broad range of restaurants, cafes & bar concepts including but not limited to Gold Notting Hill, Soho House, Pizza East and the Grind & Co group.

A natural leader, Alex enjoys working in a fast paced and complex environment and has built a loyal following. He's managed teams of up to 250 people across 12 sites.

An F&B aficionado himself, Alex finds inspiration & curiosity in discovering new restaurants concepts across the globe.

He joins Chameleon as the Managing Partner, his latest and most ambitious concept to date. Encompassing lifestyle, restaurant and private members club all hosted in a one of a kind venue in the heart of Marylebone.



FOOD



DRINKS



Temporary Event Notices

Application	Details of Application	Date Determined	Decision
18/10606/LITENP	Temporary Event Notice	17 September 2018	Notice Granted
18/10662/LITENP	Temporary Event Notice	17 September 2018	Notice Granted
19/00519/LITENP	Temporary Event Notice	3 February 2019	Notice Granted
19/00520/LITENP	Temporary Event Notice	3 February 2019	Notice Granted
19/00976/LITENP	Temporary Event Notice	3 June 2019	Notice Granted
19/00977/LITENP	Temporary Event Notice	3 June 2019	Notice Granted
19/03074/LITENP	Temporary Event Notice	10 June 2019	Notice Granted
19/03077/LITENP	Temporary Event Notice	10 June 2019	Notice Granted
19/03345/LITENP	Temporary Event Notice	20 March 2019	Notice Granted
19/07751/LITENP	Temporary Event Notice	29 June 2019	Notice Granted
19/07752/LITENP	Temporary Event Notice	29 June 2019	Notice Granted
19/12769/LITENP	Temporary Event Notice	1 November 2019	Notice Granted
19/12770/LITENP	Temporary Event Notice	1 November 2019	Notice Granted
20/02355/LITENP	Temporary Event Notice	6 March 2020	Notice Granted
20/02356/LITENP	Temporary Event Notice	6 March 2020	Notice Granted

Licensing Act 2003 History

Application	Details of Application	Date Determined	Decision
18/09845/LIPN	New Premises Application Retail Sale Of Alcohol Monday to Sunday 12:00 to 21:00 Opening Hours to Public Monday to Sunday 10:00 to 21:00	18 October 2018	Granted at Licensing Sub-Committee
18/15383/LIPV	Premises Variation – To increase capacity and extend the licensable area to include the outside areas.	16 January 2019	Granted under Delegated Authority
19/15200/LIPCHT	Premises Licence Change	10 February	Granted under

	Trading Name	2020	Delegated Authority
20/03852/LIPV	Premises Variation - Amend the Hours: Retail Sale of Alcohol Monday to Thursday 12.00 to 23.30 Friday and Saturday 12.00 to 00:00 Sunday 12.00 to 22.30 Opening Hours to Public Monday to Thursday 10.00 to 23.30 Friday and Saturday 10.00 to Midnight Sunday 10.00 to 22.30	2 July 2020	Granted at Licensing Sub-Committee
20/11741/LIPDPS	Premises Licence Change of DPS	16 December 2020	Granted under Delegated Authority
21/03855/LIPDPS	Premises Licence Change of DPS	26 May 2021	Granted under Delegated Authority

There is no appeal history

Existing Licence



City of Westminster

64 Victoria Street, London, SW1E 6QP

Schedule 12
Part A

Premises licence

WARD: Marylebone High
Street
UPRN: 010033603313

Regulation 33, 34

Premises licence number:

21/03855/LIPDPS

Original Reference:

18/09845/LIPN

Part 1 – Premises details

Postal address of premises:

The Wedding Gallery
1 Marylebone Road
London
NW1 4AQ

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Sale by Retail of Alcohol

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

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

The opening hours of the premises:

Monday to Thursday: 10:00 to 23:30
Friday to Saturday: 10:00 to 00:00
Sunday: 10:00 to 22:30

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

Alcohol is supplied for consumption on the Premises.

Part 2

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

Hammer Holdings Limited
2 Omega Place
London
N1 9DR

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

02439306

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

Name: Simona Piras

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

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

Licence Number: 15/05438/LIPERS
Licensing Authority: City of Westminster Council

Date: 26th May 2021

Signed:

pp



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

Annex 1 – Mandatory conditions

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

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

7. The responsible person must ensure that—

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

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

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

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

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

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

Where -

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

in force a premises licence -

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

Annex 2 – Conditions consistent with the operating Schedule

None.

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

10. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
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. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
12. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of staff who refused the sale. The record shall be available for inspection at the premises by the Police or an authorised officer of the City Council at all times whilst the premises is open.
13. Patrons permitted to leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
14. There shall be no self-service of alcohol.
15. If the outside space ("the space") is used for licensable activities by more than 50 people then a minimum of 1 SIA door supervisors will be on duty until the space is closed increasing by a further 1 SIA door supervisor when there are 100 people in the space and to a minimum of 3 when there are 150 or more people in the space.
16. The maximum number of people which could be used in the outside space would be 200 which is the overall maximum for the premises including the two internal floors.
17. 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.
18. 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.
19. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
20. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.



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

Schedule 12
Part B

Premises licence
summary

WARD: Marylebone High
Street
UPRN: 010033603313

Regulation 33, 34

Premises licence number:

21/03855/LIPDPS

Part 1 – Premises details

Postal address of premises:

The Wedding Gallery
1 Marylebone Road
London
NW1 4AQ

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Sale by Retail of Alcohol

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

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

The opening hours of the premises:

Monday to Thursday: 10:00 to 23:30
Friday to Saturday: 10:00 to 00:00
Sunday: 10:00 to 22:30

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

Alcohol is supplied for consumption on the Premises.

Name and (registered) address of holder of premises licence:
Hammer Holdings Limited
2 Omega Place
London
N1 9DR

Registered number of holder, for example company number, charity number (where applicable)
02439306

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

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

Date: 26th May 2021

Signed:

pp 

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

Private Functions Licence 21/03481/LIPDPS



City of Westminster

64 Victoria Street, London, SW1E 6QP

Schedule 12
Part A

Premises licence

WARD: Marylebone High
Street
UPRN: 010033603313

Regulation 33, 34

Premises licence number:

21/03481/LIPDPS

Original Reference:

07/05527/LIPN

Part 1 – Premises details

Postal address of premises:

One Marylebone
1 Marylebone Road
London
NW1 4AQ

Telephone Number: 020 7380 1620

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Performance of Live Music
Playing of Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Performance of Dance Monday to Sunday:	10:00 to 00:00 (Private functions only)
Performance of Live Music Monday to Sunday:	10:00 to 00:00 (Private Functions Only)
Playing of Recorded Music Monday to Sunday:	10:00 to 00:00 (Private Functions Only)
Late Night Refreshment Monday to Sunday:	23:00 to 00:00 (Private Functions Only)
Sale by Retail of Alcohol Monday to Sunday:	10:00 to 00:00 (Private Functions Only)

The opening hours of the premises:

Open for private functions only

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

Alcohol is supplied for consumption on the Premises.

Part 2

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

Hammer Holdings Ltd
2 Omega Place
London
N1 9DR

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

2439308

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

Name: Isak Evert

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

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

Licence Number: PERS-LIC\2162
Licensing Authority: London Borough of Camden

Date: 29th April 2021

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

Annex 1 – Mandatory conditions

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

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

7. The responsible person must ensure that—

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

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

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

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

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

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

Where -

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

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

Annex 2 – Conditions consistent with the operating Schedule

10. Admission to the premises shall be by way of pre-booked, ticketed or invitation only events.
11. Supply of alcohol will be supervised by staff at all times, and there shall be no self service of alcohol.
12. During anytime that the Premises Licence is used for an event, any temporary bar will be located in a static position within the area hatched on the deposited plans. Those tables are to be permanently manned during the sale of liquor.
13. A register book shall be held at reception at all times to include, the type of function or ticket event, the date and numbers attending including details of the host and made available to all responsible authorities upon request.
14. The premises will install and maintain a comprehensive CCTV system as per the recommendations of, a Metropolitan Police Crime Prevention Officer. All cameras shall continually record whilst the premises are open to the public and the recordings shall be made and retained for at least thirty-one days and shall be readily available for inspection by the Police or an authorised officer from Westminster City Council.
15. A daily log is to be maintained to ensure that any capacity limit set for the basement is recorded hourly and can be properly monitored. Information regarding the capacity will be given to an authorised officer or Police Officer on request.
16. Food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where intoxicating liquor is sold and supplied for consumption on the premises.
17. 16. 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.
18. 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.
19. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
20. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
21. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
22. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
23. The certificates listed below shall be submitted to the Licensing Authority upon written request.
 - o Any emergency lighting battery or system
 - o Any electrical installation
 - o Any emergency warning system
24. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special

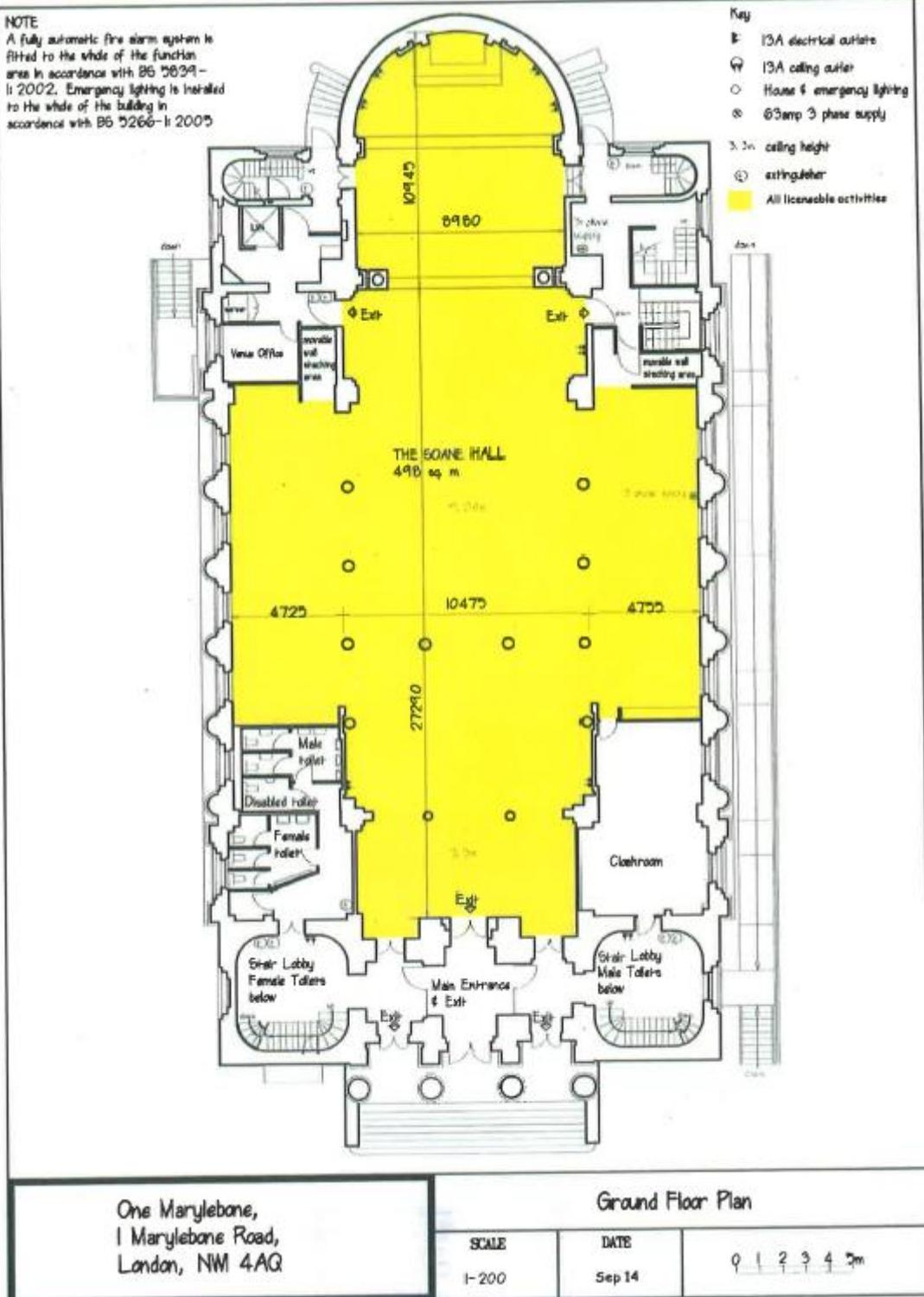
effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.

- o dry ice and cryogenic fog
 - o smoke machines and fog generators
 - o pyrotechnics including fire works
 - o firearms
 - o lasers
 - o explosives and highly flammable substances.
 - o real flame.
 - o strobe lighting.
25. Flashing or particularly bright lights on or outside the premises shall not cause a nuisance to nearby properties (save insofar as they are necessary for the prevention of crime).
26. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased. NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.
27. An attendant shall be on duty in the cloakroom during the whole time that it is in use.
28. No striptease, no nudity and all persons to be decently attired at all times.
29. Notices shall be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
30. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
31. All entrance doors and windows to be kept closed after 21:00 hours, except for immediate access and egress of persons.
32. A refuse store of sufficient size shall be provided to enable a minimum of 3 days of refuse to be held.
33. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.
34. The maximum number of persons accommodated at the premises shall not exceed 500 persons on the ground floor, 300 persons on the first floor and 200 persons within the open external garden area with a total of 800 persons (excluding staff) on the premises at any one time.

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

35. There will be a minimum number of licensed door staff present at the premises, as follows unless otherwise agreed with the Metropolitan Police:
 - o One up to 7pm
 - o Two if only the ground floor is used after 7pm
 - o Two if only the first floor is used after 7pm
 - o Three if both floors are used after 7pm
 - o At any time that the Garden Area is being used there will be one licensed door supervisor present.
36. All the Regulated Entertainment provided within the external garden area shall be non - amplified and live music shall be restricted to up to five musicians.
37. When licensable activities take place within the external garden area, no noise and/or vibration shall be audible within the nearest property which gives rise to public nuisance.
38. No licensable activity shall be provided within the external Garden Area after 22:00 hours.
39. A minimum of 28 days written notice to be given to the Environmental Health Consultation Team of when a temporary structure is to be erected.
40. The Designated Premises Supervisor (DPS) and event organiser shall ensure that suitable and sufficient Risk Assessments are produced for each event which shall be made available to the Environmental Health Consultation Team on request.

Annex 4 – Plans

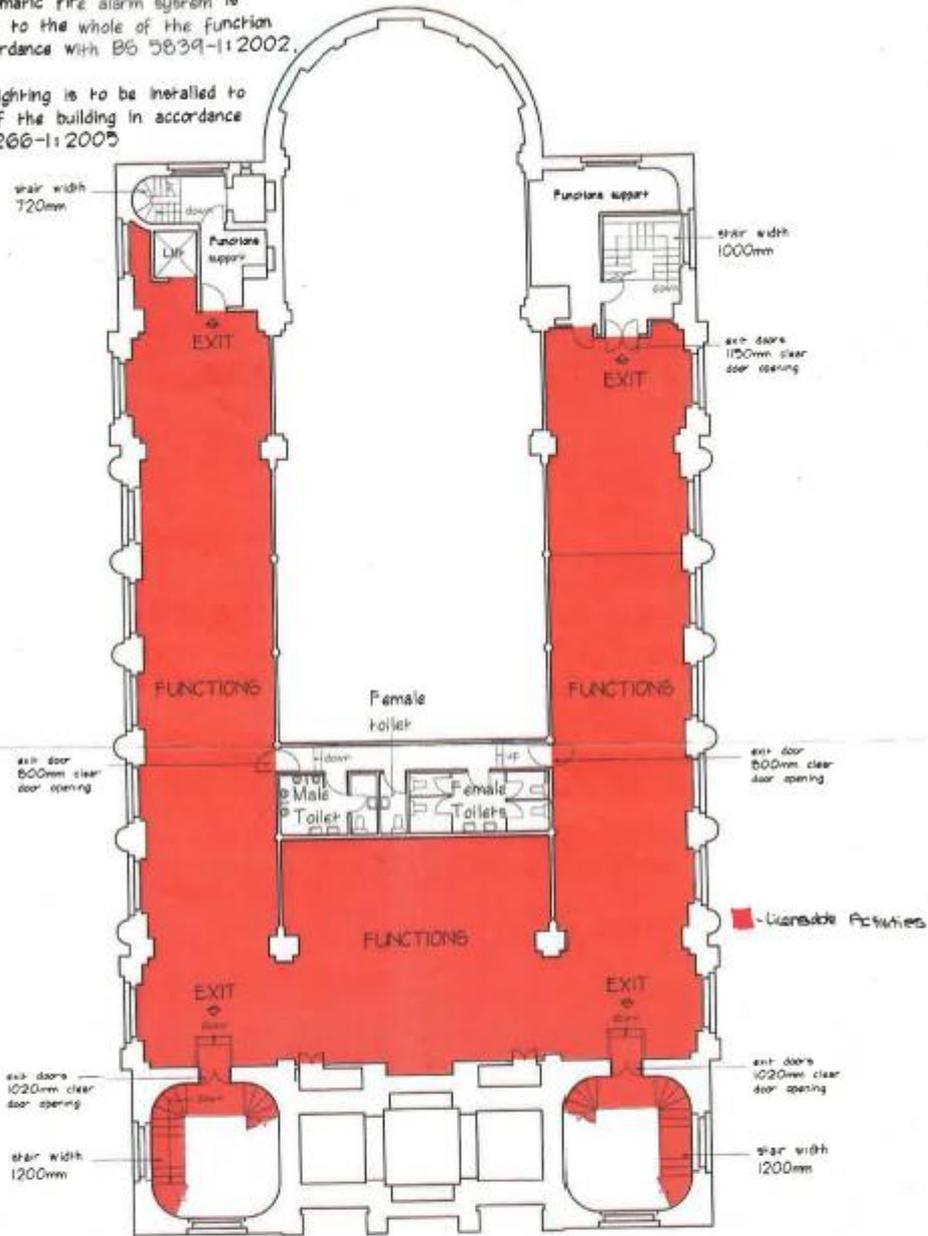


NOTE

A fully automatic fire alarm system is to be fitted to the whole of the function area in accordance with BS 5839-1:2002.

Emergency lighting is to be installed to the whole of the building in accordance with BS 5266-1:2005

Rev. E. Lift & rear stair added



First Floor Plan

PETER KNIGHT M.C.I.A.T., A.B.Eng., M.R.S.H.
CHARTERED ARCHITECTURAL TECHNOLOGIST

The White Lodge Orange Tree Hill Boving-Alto-Bover Essex SS14 1PV
 Tel 01708 727955 Fax 01708 727955 Email peter@itbak.freeerve.co.uk

PROJECT Holy Trinity Church
 1 Marylebone Road, Marylebone, London

SCALE	DATE	JOB No	DRG.No	REV
1-100	Jun 07	106	156	E

NOTE

A fully automatic fire alarm system is to be fitted to the whole of the function areas in accordance with BS 5839-1:2002.

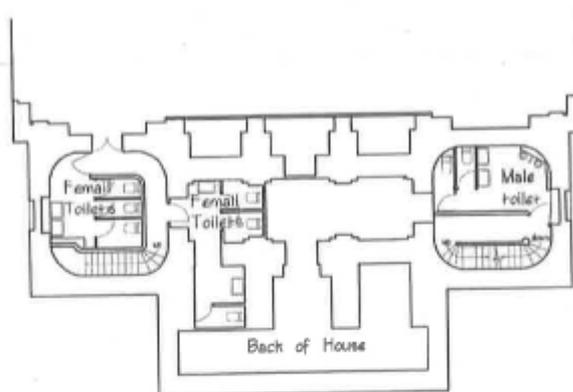
Emergency lighting is to be installed to the whole of the building in accordance with BS 5266-1:2005

KEY

- ⊕ Water Extingisher
- ⊙ Carbon Dioxide Extingisher

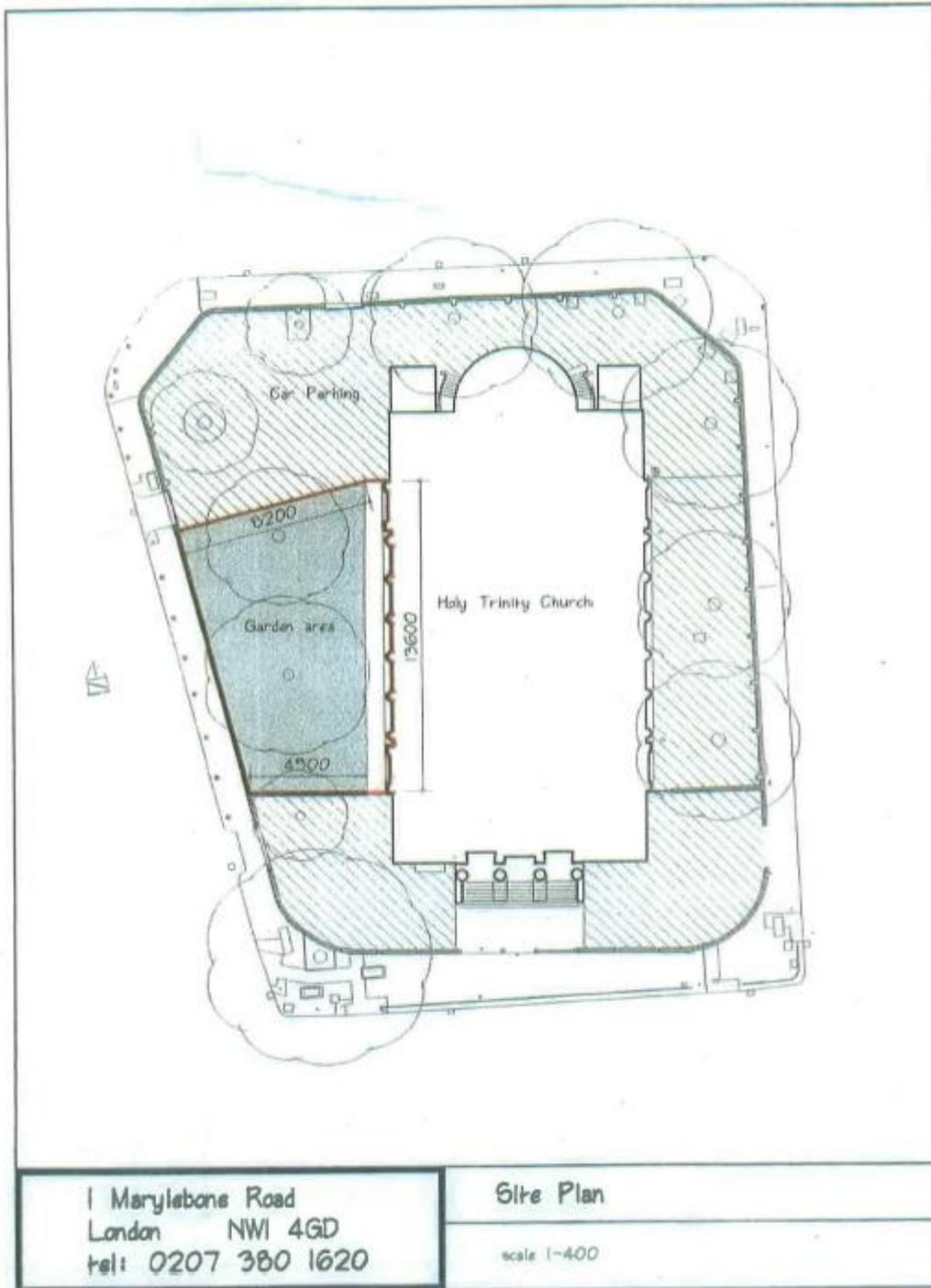
TOILET KEY	Mezzanine	Ground	First	Total
Female WC's	6	3	5	14
Male WC's	2	1	1	4
Male Urinals	2	2	4	8
Female basins	4	2	3	9
Male basins	2	2	3	7

Staff Toilets 2 & disabled toilet on ground floor



Mezzanine Toilets Plan

PETER KNIGHT M.C.I.A.T., A.B.Eng., M.R.S.H. CHARTERED ARCHITECTURAL TECHNOLOGIST The White Lodge Orange Tree Hill Havering-Atto-Bower Essex RM4 1PU Tel 01708 727955 Fax 01708 727955 Email peter@trhark.freezone.co.uk	PROJECT Holy Trinity Church 1 Marylebone Road, Marylebone, London				
	SCALE 1-100	DATE Nov 11	JOB No. 106	DRG.No. 157	REV





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

Schedule 12
Part B

Premises licence
summary

WARD: Marylebone High
Street
UPRN: 010033603313

Regulation 33, 34

Premises licence number:

21/03481/LIPDPS

Part 1 – Premises details

Postal address of premises:

One Marylebone
1 Marylebone Road
London
NW1 4AQ

Telephone Number: 020 7380 1620

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Performance of Live Music
Playing of Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Performance of Dance Monday to Sunday:	10:00 to 00:00 (Private functions only)
Performance of Live Music Monday to Sunday:	10:00 to 00:00 (Private Functions Only)
Playing of Recorded Music Monday to Sunday:	10:00 to 00:00 (Private Functions Only)
Late Night Refreshment Monday to Sunday:	23:00 to 00:00 (Private Functions Only)
Sale by Retail of Alcohol Monday to Sunday:	10:00 to 00:00 (Private Functions Only)

The opening hours of the premises:

Open for private functions only

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

Alcohol is supplied for consumption on the Premises.

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

Hammer Holdings Ltd
2 Omega Place
London
N1 9DR

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

2439308

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

Name: Isak Evert

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

Restricted

Date: 29th April 2021

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

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

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

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

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

Mandatory Conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing

objective;

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

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

- 8(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 8(ii) For the purposes of the condition set out in paragraph 8(i) above -
- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -
- $$P = D + (D \times V)$$
- Where -
- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
9. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Conditions consistent with the operating schedule

10. Licensable activities are only permitted under this licence as long as Hammer Holdings Ltd's the premises licence holder (licence to be transferred following grant).
11. Licensable activities may only be provided to:
 - (i) Members of The Chameleon Club and their bona fide guests (not exceeding 4 guests per member);
 - (ii) Persons attending a pre-booked and bona fide private function or event booked prior to midnight on the day of attendance to which members of the public are not admitted.
12. No person shall be admitted to membership of the Club or be entitled to take advantage of any of the privileges of membership without an interval of at least 48 hours between their nomination or application for membership and admission.
13. A list of the names and addresses of members of the Club shall be kept on the premises at all times together with a book showing the names and dates of attendance of any guests introduced by members. Both the list and the book shall be produced on demand for inspection by the Police or an authorised Officer of the Council.
14. The name of the person organising the event shall be kept at the premises and if the event involves a guest list then the list of those guests will be retained at the premises and made available for immediate inspection by Police or an authorised Officer of the Council.
15. The maximum occupancy (excluding staff) for the premises is 440.

There will be a minimum number of seats provided at all times the premises conduct licensable activities of 120 on the mezzanine and 180 on the basement.
16. Waiter/waitress service of alcohol will be available at all times.

Condition 16 has proposed to be amended as shown below by the Metropolitan Police and has not yet been agreed by the applicant.

The supply of alcohol shall be by waiter or waitress service only after 01:00.

17. Substantial food and non-intoxicating beverages including drinking water shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
18. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised, photographic identification cards, such as a driving licence, passport or proof of age card with a PASS hologram.
19. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
20. 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 the nuisance.
21. Patrons permitted to temporarily leave and then re-enter the premises due to smoke or to make a phone call shall not be permitted to take drinks with them.

Conditions proposed by the Metropolitan Police and agreed with the applicant so as to form part of the operating schedule.

22. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
23. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
24. After 20:00 hours, there shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol
25. After 23:00, all staff engaged outside the main entrance on Marylebone Road to the premises, or supervising or controlling queues, shall wear high visibility yellow jackets or vests.
26. After 23:00, patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke or make a phone call, shall be limited to (**12**) persons at any one time.
27. After 23:00 an attendant shall be on duty in the cloakroom during the whole time that it is in use. The attendant shall have a means of contacting Security immediately e.g. radio or personal alarm.
28. There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.
29. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises.
30. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
31. Patrons permitted to temporarily leave and then re-enter the premises to smoke shall be restricted to a designated smoking area, agreed with the Responsible Authorities.

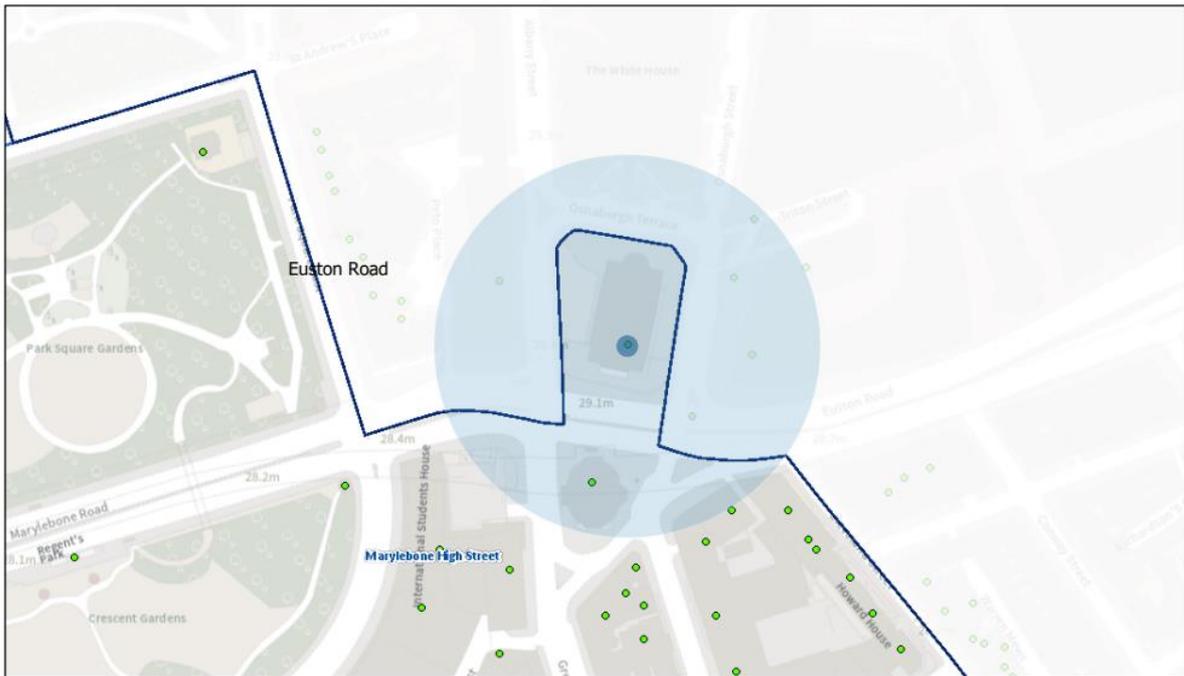
32. The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are properly supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
33. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
 - (a) The police (and, where appropriate, the London Ambulance Service) are called without delay;
 - (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
 - (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
 - (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
34. The consumption of alcohol on the premises shall cease at 03:30
35. Whenever the premises have an event or function that may pose a higher risk in terms of crime and disorder or public safety such as but not limited to one including significant numbers of guests under 25 then the premises will conduct a risk assessment as to whether it is necessary to search customers' bags or their persons or for SIA door supervisors on duty at the premises to use bodyworn video cameras and such risk assessment will be available for inspection by the Police or Local Authority Licensing Officer.
36. At least 2 SIA door supervisors shall be on duty at the entrance of the premises at all times after 23:00 hours on Fridays and Saturdays whilst it is open for business and they must display their SIA licence when on duty so as to be visible and from 23:00 hours there will be a minimum of 1:100 ratio to customers thereafter.

On Sundays to Thursdays inclusively a minimum of 1 SIA door supervisor will be on duty at the premises from 23:00 hours and from them a ratio of 1:100 but with a minimum of 2 at 100 customers.
37. There will be a dispersal policy in operation at the premises. The policy will be available for viewing by the Responsible Authorities upon request.

Conditions proposed by the Environmental Health

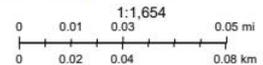
None

1 Marylebone Road



25/05/2021, 10:53:04

- Property Mailing List
- Ward Labels
- Stress Areas
- Borough Boundary - Mask
- Borough Boundary - Detailed
- Ward Boundaries
- Special Consideration Zones



Resident Count = 0

Licensed premises within 75 metres of 1 Marylebone				
Licence Number	Trading Name	Address	Premises Type	Time Period
21/03481/LIPDPS	One Marylebone	1 Marylebone Road London NW1 4AQ	Night clubs and discos	Open for private functions only
20/11741/LIPDPS	The Wedding Gallery	1 Marylebone Road London NW1 4AQ	Not Recorded	Monday; 10:00 - 23:30 Tuesday; 10:00 - 23:30 Wednesday; 10:00 - 23:30 Thursday; 10:00 - 23:30 Friday; 10:00 - 00:00 Saturday; 10:00 - 00:00 Sunday; 10:00 - 22:30
06/10590/WCCMAP	Cafe Meze	Ground Left Great Portland Street Station Great Portland Street London W1W 5PW	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30

By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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City of Westminster

Licensing Sub-Committee Report

Agenda Item 2.

Item No:	
Date:	9 June 2021
Licensing Ref No:	21/00924/LIPV - Premises Licence Variation
Title of Report:	Mash Brewer Street Limited 77 Brewer Street London W1F 9ZN
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:	8 February 2021		
Applicant:	Wonderland Restaurants Ltd		
Premises:	Mash Brewer Street Limited		
Premises address:	77 Brewer Street London W1F 9ZN	Ward:	West End
		Cumulative Impact Area:	West End
		Special Consideration Zone:	None
Premises description:	The premises currently operates as a restaurant and bar.		
Variation description:	<p>This application seeks the following:</p> <ol style="list-style-type: none"> 1.To regularise the changes to the premises layout as shown on the plans (Please find a copy of the plans at Appendix 1) 2.To add the provision of live, recorded music and films during the existing hours of operation. 3.To add model condition 11 as follows: A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device 4.To amend existing licence condition 14 from The supply of alcohol shall be by waiter or waitress service only to The supply of alcohol shall be by waiter or waitress service only except for a maximum of 40 customers in the Area A marked on the approved licence plan. 		
Premises licence history:	The premises has had the benefit of a premises licence since 2012. The current premises licence 19/15758/LIPT is attached at Appendix 3 of this report along with the full licence history.		
Applicant submissions:	The applicant has provided written submissions, a concept presentation pack and indicative menus. Please find a copy of the additional documents at Appendix 2 .		

Applicant amendments:	<p>Following consultation with the Licensing Authority the applicant amended their proposed condition 14 to the following: The supply of alcohol shall be by waiter or waitress service only except for a maximum of 40 customers in the Area A hatched red on the plan.</p> <p>Following consultation with the Metropolitan Police the applicant agreed to further amend their proposed condition 14 to the following: The supply of alcohol shall be by waiter or waitress service only except for a maximum of 20 customers in the Area A hatched red on the plan.</p> <p>The applicant also agreed with the Metropolitan Police to amended condition 18 by reducing the overall capacity from 380 to 360.</p> <p>The applicant also proposed an additional 2 conditions which can be found at Appendix 4.</p>
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1-B	Current and proposed licensable activities, areas and hours					
Regulated Entertainment						
Exhibition of films						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	N/A		11:30	01:00	N/A	Ground Floor and Basement
Tuesday			11:30	01:00		
Wednesday			11:30	01:00		
Thursday			11:30	01:00		
Friday			11:30	01:00		
Saturday			11:30	01:00		
Sunday			11:30	01:00		
Seasonal Variations/ Non-standard timings:	Current:				Proposed:	
	N/A				From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day.	

Performance of live music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	N/A		11:30	01:00	N/A	Ground Floor and Basement
Tuesday			11:30	01:00		
Wednesday			11:30	01:00		
Thursday			11:30	01:00		
Friday			11:30	01:00		
Saturday			11:30	01:00		
Sunday			11:30	01:00		
Seasonal variations/ Non-standard timings:			Current: N/A			

Recorded music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	N/A		11:30	01:00	N/A	Ground Floor and Basement
Tuesday			11:30	01:00		
Wednesday			11:30	01:00		
Thursday			11:30	01:00		
Friday			11:30	01:00		
Saturday			11:30	01:00		
Sunday			11:30	01:00		
Seasonal variations/ Non-standard timings:			Current: N/A			

Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
			Indoors		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	01:00	No change		Level B1 (Mezzanine), Ground Floor, Level B2 (Restaurant)	Ground Floor and Basement
Tuesday	23:00	01:00				
Wednesday	23:00	01:00				
Thursday	23:00	01:00				
Friday	23:00	01:00				
Saturday	23:00	01:00				
Sunday	23:00	01:00				
Seasonal variations/ Non-standard timings:	Current: From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day					

Sale by Retail of Alcohol						
On or off sales			Current :			Proposed:
			On sales			No change
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	11:30	01:00	No change		Level B1 (Mezzanine), Ground Floor, Level B2 (Restaurant)	Ground Floor and Basement
Tuesday	11:30	01:00				
Wednesday	11:30	01:00				
Thursday	11:30	01:00				
Friday	11:30	01:00				
Saturday	11:30	01:00				
Sunday	11:30	01:00				
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day			No change	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	11:30	01:30	No change		Level B1 (Mezzanine), Ground Floor, Level B2 (Restaurant)	Ground Floor and Basement
Tuesday	11:30	01:30				
Wednesday	11:30	01:30				
Thursday	11:30	01:30				
Friday	11:30	01:30				
Saturday	11:30	01:30				
Sunday	11:30	01:30				
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day			No change	

1-C	Layout alteration
<p>The applicant is seeking to regularise the changes to the premises layout as shown on the plans.</p> <p>Please find a copy of the plans at Appendix 1.</p>	

1-D	Conditions being varied, added or removed
Condition	Proposed variation
14. The supply of alcohol shall be by waiter or waitress service only.	14. The supply of alcohol shall be by waiter or waitress service only except for a maximum of 20 customers in the Area A hatched red on the plan.

1-E	Conditions being added
	<p>MC11 A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.</p>

2. Representations

2-A	Responsible Authorities
Responsible Authority:	Metropolitan Police Service (<i>Withdrawn 27 May 2021</i>)
Representative:	PC Adam Deweltz
Received:	12 February 2021
<p>With reference to the above, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, are making a representation against this application. The venue is situated within the Cumulative Impact Area. It is our belief that if granted the application would undermine the Licensing Objectives in relation to The Prevention of Crime and Disorder.</p> <p>Westminster Police Licensing will be in contact at some point to discuss the application further.</p> <p>Following agreement of additional conditions with the applicant, The Metropolitan Police withdrew their representation.</p>	
Responsible Authority:	Environmental Health Service
Representative:	Anil Drayan
Received:	08 March 2021
<p>I refer to the variation application for the Premises Licence, 19/15758/LIPT, for the above premises which is located in the West End Cumulative Impact Area.</p> <p>The applicant is seeking the following variations:</p> <ol style="list-style-type: none"> New layout as shown in the plans submitted: <ul style="list-style-type: none"> • Ground Floor, ref; DC Comics B0_GA, dated 3 February 2021 • Basement, ref; DC Comics B2_GA, dated 3 February 2021 Add following Regulated Entertainments 'Indoors' from 11.30 to 01:00 on Monday to Sunday and from the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day; <ul style="list-style-type: none"> • Films • Live Music • Recorded Music. Amend condition 14 to: <i>'The supply of alcohol shall be by waiter or waitress service only except for a maximum of 40 customers in the Area A marked on the approved licence plan.'</i> <p>The following representations are raised in the order numbered above:</p> <ol style="list-style-type: none"> No representation raised The addition of the proposed Regulated Entertainments and for the hours requested may lead to an increase in Public Nuisance in the area and impact on Public Safety The proposed amendment may lead to an increase in Public Nuisance in the area 	

and impact on Public Safety

Environmental Health also makes the following further comments:

- The amended condition will also need to be considered with the Cumulative Impact Area policy
- An additional condition has been offered in the operating schedule and this is under consideration as to whether they there are sufficient to allay Environmental Health concerns.
- It is unclear from the application if the premises have already been constructed for the proposed use. Nevertheless, it will need to be inspected for Public Safety by Environmental Health prior to commencement of any licensable activities.
- The Council has recently revised its Statement of Licensing Policy which is available on the Council's website at;

https://www.westminster.gov.uk/sites/default/files/411_20_wcc_licensing_policy_document_007.pdf

One of the new requirements under the Policy is that licensed premises must demonstrate compliance with policy CH1 (Protection of Children from Harm, see page 36 of Policy). Free advice on achieving this can be found at:

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/419604/What_to_do_if_you_re_worried_a_child_is_being_abused.pdf

The applicant is therefore requested to contact the undersigned to discuss the above issues and arrange a site visit after which Environmental Health may propose additional conditions for the proposed use.

Responsible Authority:	Licensing Authority
Representative:	Michelle Steward
Received:	02 March 2021

I write in relation to the application submitted for a variation of the premises licence for

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:

- Public Nuisance
- Prevention of Crime & Disorder
- Public Safety
- Protection of children from harm

The application seeks the following:

The application follows pre-application advice with the Environmental Health Consultation Team and District Surveyor. The application proposes to vary the licence as follows:

1. Regularise changes to the premises layout as shown on the plans appended to the application and discussed with officers during pre-application advice consultation.
2. Add the provision of live, recorded music and Films during the existing hours of operation.
3. Add model condition 11 as follows: “ A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device”
4. Amend existing licence condition 14 FROM: “The supply of alcohol shall be by waiter or waitress service only”

TO

“The supply of alcohol shall be by waiter or waitress service only except for a maximum of 40 customers in the Area A marked on the approved licence plan”.

The premises is located within the West End Cumulative Impact Area and as such various policy points must be considered, namely **CIP1 (A to D)**, **HRS1 (A and B 1-14)**, **PB1 (A to D)** and **RTN1**

RNT1 states the following:

A. Applications outside the West End Cumulative Impact Zone will generally be granted subject to:

1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.
2. The hours for licensable activities being within the council’s Core Hours Policy HRS1.
3. The applicant has taken account of the Special Consideration Zones Policy SCZ1 if the premises are located within a designated zone.
4. The application and operation of the venue meeting the definition of a restaurant as per Clause C.

B. Applications inside the West End Cumulative Impact Zone will generally be granted subject to:

1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.
2. The hours for licensable activities are within the council’s Core Hours Policy HRS1.
3. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone.
4. The application and operation of the venue meeting the definition of a restaurant as per Clause C.

C. For the purposes of this policy a restaurant is defined as:

1. A premises in which customers are shown to their table or the customer will select a table themselves to which food is either served to them or they have collected themselves.
2. Which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at a table.
3. Which do not provide any takeaway service of food and/or drink for immediate consumption.
4. Where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

5. The sale and consumption of alcohol prior to such meals may be in a bar area but must also be ancillary to the taking of such meal.

The Licensing Authority raises concerns with the change in style of the operation proposed by way of this variation and how these changes will add to cumulative impact in the West End cumulative impact area, in accordance with policies mentioned above.

The applicant is required to provide further information regarding the operation of the premises and to be able to understand the context behind the different areas:

1. Please provide details of the style and operation of the premises.
2. Please advise how the sale of alcohol will be operated and controlled in the area marked "A" for up to 40 people by removing the requirement for alcohol to be served by waiter or waitress service.
3. Will the patrons in Area A be seated or will this be a vertical drinking bar?
4. The Licensing Authority requests further information as the exceptional circumstances if this licence was granted in accordance with Policy PB1.
5. Please provide a clearer plan with Area A either coloured or hatched so that this is clearer to identify for enforcement purposes.
6. With regard to the Regulated Entertainment, please provide further information in relation to the type of entertainment and how this will be operated and controlled until the terminal hour of 01:00.

This application falls within the PB1 Policy and will have to demonstrate exceptional circumstances to allow to depart from the Policy.

The Licensing Authority encourages the applicant to provide further submissions as how the changes sought by way of this variation will not add to cumulative impact.

The Licensing Authority's policies, in relation to the Cumulative Impact Areas, are directed at the global and cumulative effects of licences on the area as a whole. The Licensing Authority encourages the applicant to provide further submissions as to how the premises will not add to cumulative impact in the cumulative impact area, as per policy CIP1, PB1 and RTN1.

The applicant will need to satisfy the concerns of the Licensing Authority by demonstrating that the application will not add to cumulative impact if granted. It will be for Licensing Sub-Committee Members to determine this application, given its location within the West End Cumulative Impact area and the proposed hours of operation.

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] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	08 March 2021		

We write to make a relevant representation to the above application on behalf of [REDACTED]
[REDACTED]
[REDACTED] objects to this application as it is currently presented, on the grounds of prevention of crime and disorder, prevention of public nuisance, public safety and cumulative impact in the West End Cumulative Impact Area.

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

Application summary

Premises Variation :

- Regularise changes to the premises layout as shown on the plans.
- Add the provision of live music, recorded music and films during the existing hours of operation.
- Add model condition 11 as follows: 'A noise limiter must be fitted to the musical amplification system at a level determined by and to the satisfaction of an authorised officer of the environmental health service, so as to ensure that no noise nuisance is caused to local residents or businesses ...'
- Amend existing licence condition 14 **FROM:** 'The supply of alcohol shall be by waiter or waitress service only' **TO** 'The supply of alcohol shall be by waiter or waitress service only except for a maximum of 40 customers in the Area A marked on the approved licence plan.'

Films, Live Music, Recorded Music: Mon - Sun: 11:30 - 01:00

Current licence

Licensable activities authorised by the licence: Sale by retail of alcohol. Late Night Refreshment.

Sale of Alcohol: Mon-Sun: 11:30 - 01:00

Late Night Refreshment: Mon-Sun: 11:30 - 01:00

Opening hours of the premises: Mon-Sun: 11:30 - 01:30

Capacity: 380

The application

- [REDACTED] was alerted to this application by the applicant's solicitor who informed us the new premises licence holder was proposing a large restaurant called Park Row with a DC comic book theme. The application proposes the provision of live, and recorded music, films and to amend Condition 14 **FROM:** 'The supply of alcohol shall be by waiter or waitress

service only' **TO** 'The supply of alcohol shall be by waiter or waitress service only except for a maximum of 40 customers in the Area A marked on the approved licence plan.' We asked the solicitor for further information as we were concerned at the change in nature of the proposed operation compared to the original high end restaurant without regulated entertainment. Furthermore, reviewing the existing and proposed plans we were concerned at the number of bars as opposed to the existing plan for MASH and asked for clarification on any differences in numbers of diners and bar capacity. The solicitor confirmed there was no proposal to make regular entertainment the primary offer, it would remain ancillary to restaurant use of the premises. The applicant had also proposed a noise limiter condition. Based on rough maths, the old MASH licence plans showed 106 covers in the bar areas, the applicant was proposing about 102 covers in the seated bar areas with an additional 40 in the area marked A on the proposed plan, persons in this area seated or standing.

- **Area A;** it seeks to amend condition 14 **FROM:** 'The supply of alcohol shall be by waiter or waitress service only' **TO** 'The supply of alcohol shall be by waiter or waitress service only except for a maximum of 40 customers in the Area A marked on the approved licence plan.' The proposed 40 patrons not subject to the waiter / waitress service condition aims to create a new bar in the West End Cumulative Impact Zone which is contrary to policy and therefore should be refused.
- West End Cumulative Impact Zone is contrary to policy as set out in the Statement of Licensing Policy 2021.
- **Night time economy;** Soho is at the forefront of the late-night economy in Westminster with its numerous restaurants, bars and entertainment establishments. The area is densely populated at night with people drinking on the street, creating loud levels of noise, causing disturbance and anti-social behaviour. In Soho between **1am and 3am there are 107 licensed premises, capacity information being available for 91 premises gives a total of 18,305. Of the 107, 60 premises hold 1am to 1.30am licences, with a capacity of 9,249 for 45 premises.**
- **Residents;** live along the length of Brewer St who already experience late night noise and disturbance and anti-social behaviour in the form of street fouling. We are particularly concerned that these residents will be disturbed by intoxicated people leaving the premises at 1.30am who may make their way to Old Compton Street to seek out additional late night bars and entertainment.
- **Soho post COVID-19;** with the huge success of the roll of the vaccine programme, coupled with the ambition to vaccinate the majority of the population by the summer, we anticipate Soho to quickly recover to pre-COVID times. This is evidenced by the numbers of people who returned to the area during the summer of 2020. In our view the numbers of people were higher than pre-pandemic times. As a result the high level of cumulative impact identified within the Cumulative Impact Assessment 2020 will continue to rise which is a concern for many residents.

Statement of Licensing Policy 2021

Reviewing the Statement of Licensing Policy, the following policies apply to this application.

Core Hours Policy; A) Applications within the core hours are set within the policy, they will generally be granted for the relevant premises uses, subject to not being contrary to other policies in the SoLP.

B) Applications for hours outside of the core hours set out in Clause C will be considered on their merits, subject to other relevant policies and with particular regard to 14 points which includes the following:

1. The demonstration of compliance in the requirements of policies CD1, PS1, PN1, and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and disorder, public safety, public nuisance and the protection of children from harm.

Clause C: Pubs and bars, Fast Food and Music and Dance venues

Monday to Thursday: 10am to 11.30pm

Friday and Saturday: 10am to 12am

Sunday: 9am to 10.30pm

Cumulative Impact Policy CIP1: A. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone for: pubs and bars, fast food premises, and music and dancing and similar entertainment, other than to:

1. *Vary the hours within the Core Hours under Policy HRS1, and/or*
2. *Vary the licence to reduce the overall capacity of the premises.*

D4. 'The West End Cumulative Impact Zone has been identified because the cumulative effect of the concentration of late night and drink led premises and/or night cafés has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses. The extent of crime and disorder and public nuisance in the West End Cumulative Impact Zone arises from the number of people there late at night, a considerable number of them being intoxicated.'

D.23. 'The nature of cumulative impact is that it is cumulative and affects not only the immediate vicinity of the premises, but a wider area; thus the number of people visiting the premises, the nature of licensable activities and the lateness of operations have an impact on an area as a whole, irrespective of whether or not there is residential accommodation in proximity to the premises.'

Public Houses and Bars Policy PB1 and Music and Dance Premises and Similar Entertainment Policy MD1: both state, *'it is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone other than,*

1. *Applications to vary the existing licence hours within the councils Core Hours Policy*
2. *Applications that seek to vary the existing licence so as to reduce the overall capacity of the premises*

The Public Houses and Bars Policy PB1; states at **F82.** *'Among specific premises types assessed within the 2020 Cumulative Impact Assessment, pubs and bars were one of the top licensed premises operation types that were most significantly aligned with incidents in their proximity.'* It continues, *'The Assessment identified that pubs and bars were significantly associated with greater likelihood of reported crime, disorder and nuisance.'*

We have provided evidence of the large number of late night premises in Soho between the hours of 1am and 3am, the Cumulative Impact Assessment 2020 highlights the rate of incidents/crime to be 10-13 times higher than anywhere else in the borough, this application to create a new bar should therefore be rejected.

The Licensing Objectives

This application fails the policy test and also fails to promote the licensing objectives, we therefore object on the following grounds.

Prevention of Crime and Disorder - CD1

Under this Policy the criteria applied is, *'whether the premises make or will make a significant contribution to levels of crime and disorder, and whether the operating schedule is based on an adequate risk assessment, undertaken by the applicant, which takes account of all the relevant considerations below to reduce the likelihood of crime and disorder occurring as a result of the grant of the application.'*

The recently published Cumulative Impact Assessment 2020 presents overwhelming evidence

of the year on year increase in cumulative impact in the West End Zone 1, **it highlights the rate of crime as 10 - 13 times higher between 6pm - 6am compared to the borough average.** It goes on to detail the number and types of crimes in the West End,

- **Public realm crimes:** (serious violence, robberies, theft and drug offences), alcohol-related callouts incidents, anti-social behaviour and demands on services were prevalent in Westminster between 2017 and 2019, among the highest in London and the country. All incidents observed concentrated in the West End many occurring in the evening and at night as well as weekends.
- **Total incident type 2017-2019:** serious violent crimes Night, 795 - proportion of Borough's incidents (31%). Robberies Night, 2237 (33%). Theft and Handling Night, 24,407 (33%). Drug Offences Night, 1529 (40%). Noise Complaints Night, 1389 (16%). Reactive Waste Management, 6630 (10%). Ambulance callouts to locations of licensed premises, 5353 (22%). Anti-Social behaviour on transport Night, 592 (13%), Anti-Social behaviour MPS, 9662 (16%). Total = 50,594.
- **Data description of incidents in 2017-2019** found all incident categories observed varied both in space and time. Many occurred in the evening and at night and on weekends when alcohol related activities typically peak. Incidents were primarily concentrated in the West End where licensed premises are disproportionately concentrated.
- **Robberies:** clustered within the West End, Charing Cross, Oxford Street in the evening and night.
- **Serious violent crimes:** recorded between **6pm and 6am** concentrated overwhelmingly in the West End.
- **Drug related crimes:** Westminster recorded the highest volume of drug offences of any borough between 2017-2019. Half of crimes were reported (48%) in the evening and night time. Drug related crimes between **6pm - 6am** were significantly clustered in and around the West End to varying degrees.
- **Theft and Handling:** most common crime type in the borough, in the evening and night they are particularly concentrated in the West End and along Oxford Street.

For residents living in Soho the findings of the Cumulative Impact Assessment are unsurprising, Soho transforms in the evening and night-time into an area which feels very unsafe and where levels of crime and disorder are high. Drug dealing is a particular problem, groups of dealers congregate to sell drugs and specifically target people as they leave premises. There are more dealers in the area at night than during the day, which we believe is directly linked to the large number of late night venues which creates the drug market.

To add another bar to a small area already saturated with late night licences will only increase crime and disorder and fail to promote the licensing objectives.

Prevention of Public Nuisance Policy PN1

Under this Policy the criteria applied states, '*the potential for nuisance associated with the style, characteristics and activities of the business to be carried on at the premises and the potential steps which could be taken to reduce the risk of a nuisance occurring. This will particularly apply in areas of residential accommodation and where there is residential accommodation in the proximity of the premises.*'

As described above, residents along the length of Brewer St who already experience late night noise and disturbance and anti-social behaviour in the form of street fouling. We are particularly concerned that these residents will be disturbed by intoxicated people leaving the premises at 1.30am and will probably make their way to Old Compton Street to seek out additional late night

bars and entertainment.

Licensing Policy 2021 - Cumulative Impact

This area has been identified by the Westminster City Council (Statement of Licensing Policy, 2021) as under stress because of the cumulative effect of the concentration of late night and drink led premises and night cafes has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses.

The policies in relation to the stress areas are directed at the global and cumulative effects of licences on the area as a whole (D16. of the policy). The policy provides an assumption to refuse pubs and bars, music and dance venues and fast food premises, the policies are intended to be strict and will only be overridden in genuinely exceptional circumstances (D.11 of the policy). The growth in the number of licensed premises in Soho has led to a marked deterioration in the quality of life and well-being of local residents and it has jeopardised the sustainability of the community. Soho has a substantial residential community and many of these residents suffer from problems such as, but not limited to, high levels of noise nuisance, problems with waste, urinating and defecating in the streets, threats to public safety, anti-social behaviour, crime and disorder and the change in character of this historic area.

Conclusion

The application proposes a new bar in the West End CIZ. As evidenced throughout this representation any increase in the number of people on the streets late at night will add to cumulative impact in the CIZ and fail to promote the licensing objectives, and we therefore respectfully request this application is rejected.

However, if the Sub-Committee is minded to grant this application, under an exception to policy it should be restricted until 9pm and thereafter the rest of the condition comes back in force.

Please do not hesitate to contact us if you require any further information.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy CIP1 applies	<p>A. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone for: pubs and bars, fast food premises, and music and dancing and similar entertainment, other than applications to:</p> <ol style="list-style-type: none"> 1. Vary the hours within Core Hours under Policy HRS1, and/or 2. Vary the licence to reduce the overall capacity of the premises. <p>C. Applications for other premises types within the West End Cumulative Impact Zones will be subject to other policies within this statement and must demonstrate that they will not add to cumulative impact.</p> <p>D. For the purposes of this policy the premises types referred to in Clause A are defined within the relevant premises use policies within this statement.</p>
Policy HRS1 applies	<p>A. Applications within the core hours set out below in this policy will generally be granted for the relevant premises uses, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>B. Applications for hours outside the core hours set out in Clause C will be considered on their merits, subject to other relevant policies, and with particular regard to the following:</p> <ol style="list-style-type: none"> 1. The demonstration of compliance in the requirements of policies CD1, PS1, PN1 and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and disorder, public safety, public nuisance and the protection of children from harm. 2. If the application is located within a Special Consideration Zone they have demonstrated that they have taken account of the issues identified in that area and provided adequate mitigation. 3. Whether there is residential accommodation in the proximity of the premises that would likely be adversely affected by premises being open or carrying out operations at the hours proposed. 4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises. 5. The proposed hours when any music, including incidental music, will be played. 6. The hours when customers will be allowed to take food or drink outside the premises or be within open areas which form part of the premises. 7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity. 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.

	<p>9. The capacity of the premises.</p> <p>10. The type of use, recognising that some venues are more likely to impact the licensing objectives than others; for example, pubs and bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the operation.</p> <p>11. The Licensing Authority will take into account the active measures proposed for a 'winding down' period including arrangements for people to be collected from the premises to travel home safely.</p> <p>12. Conditions on hours may be attached that require that the supply of alcohol for consumption on the premises ceases a suitable period of time before customers are required to leave the premises.</p> <p>13. The council, acting as the Licensing Authority, may reduce hours if, after review, it is necessary to impose conditions specifying shorter hours in order to promote the licensing objectives.</p> <p>14. Specific days for non-standard hours should be identified and justified as part of the application to allow responsible authorities and interested parties to evaluate the impact that these licensable activities may have, and to plan accordingly. The consideration of applications for later hours for Bank Holiday Mondays will take into account that later hours are generally granted for preceding Sundays and that the next day is a working day. Non-specific days are expected to be covered by Temporary Event Notices or variation applications.</p> <p>C. For the purpose of Clauses A and B above, the Core Hours for applications for each premises use type as defined within this policy are:</p> <ol style="list-style-type: none"> 1. Casinos: Up to 24 hours a day whilst casino gaming is permitted by a premises licence under the Gambling Act 2005. 2. Cinemas, Cultural Venues and Live Sporting Premises: Monday to Sunday: 9am to 12am 3. Hotels: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. For the sale of alcohol to guests for consumption in hotel/guest rooms only: Anytime up to 24 hours. 4. Off licences: Monday to Saturday: 8am to 11pm. Sunday: 9am to 10.30pm. 5. Outdoor Spaces: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. 6. Pubs and bars, Fast Food and Music and Dance venues: Monday to Thursday: 10am to 11.30pm. Friday and Saturday: 10am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 12pm to 12am. 7. Qualifying Clubs: Monday to Thursday: 9am to 12am.. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. 8. Restaurants: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. 9. Sexual Entertainment Venues and Sex Cinemas: Monday to
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	<p>Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am.</p> <p>D. Core hours are when customers are permitted to be on the premises and therefore the maximum opening hours permitted will be to the same start and terminal hours for each of the days where licensable activity is permitted.</p> <p>E. For the purposes of this policy, 'premises uses' are defined within the relevant premises use policies within this statement.</p>
<p>Policy PB1 applies</p>	<p>A. Applications outside the West End Cumulative Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities being within the council's Core Hours Policy HRS1. 3. The applicant has taken account of the Special Consideration Zones policy SCZ1 if the premises are located within a designated zone. 4. The application and operation of the venue meet the definition of a Public House or Bar in Clause D. <p>B. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone other than:</p> <ol style="list-style-type: none"> 1. Applications to vary the existing licence hours within the council's Core Hours Policy HRS1. 2. Applications that seek to vary the existing licence so as to reduce the overall capacity of the premises. <p>C. The applications referred to in Clause B1 and B2 will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1, and/or, 2. The application and operation of the venue continuing to meet the definition of a Public House or Bar in Clause D. <p>D. For the purposes of this policy a Public House or Bar is defined as a premises, or part of a premises that's primary use is the sale or supply of alcohol for consumption on those premises and/or for consumption off the premises for consumption outside the venue.</p>
<p>Policy RTN1 applies</p>	<p>A. Applications outside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities being within the council's Core Hours Policy HRS1. 3. The applicant has taken account of the Special Consideration Zones Policy SCZ1 if the premises are located within a designated zone. 4. The application and operation of the venue meeting the definition of a restaurant as per Clause C. <p>B. Applications inside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone. 4. The application and operation of the venue meeting the definition of a restaurant as per Clause C.

	<p>C. For the purposes of this policy a restaurant is defined as:</p> <ol style="list-style-type: none"> 1. A premises in which customers are shown to their table or the customer will select a table themselves to which food is either served to them or they have collected themselves. 2. Which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at a table. 3. Which do not provide any takeaway service of food and/or drink for immediate consumption. 4. Where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of alcohol by such persons is ancillary to taking such meals. 5. The sale and consumption of alcohol prior to such meals may be in a bar area but must also be ancillary to the taking of such meal.
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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, marriage and civil partnership, 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

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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 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Metropolitan Police Service (<i>Withdrawn 27 May 2021</i>)	12 February 2021
5	Environmental Health Service	08 March 2021
6	The Licensing Authority	02 March 2021
7	Interested party	08 March 2021



KEY TO
FIRE EQUIPMENT SYMBOLS

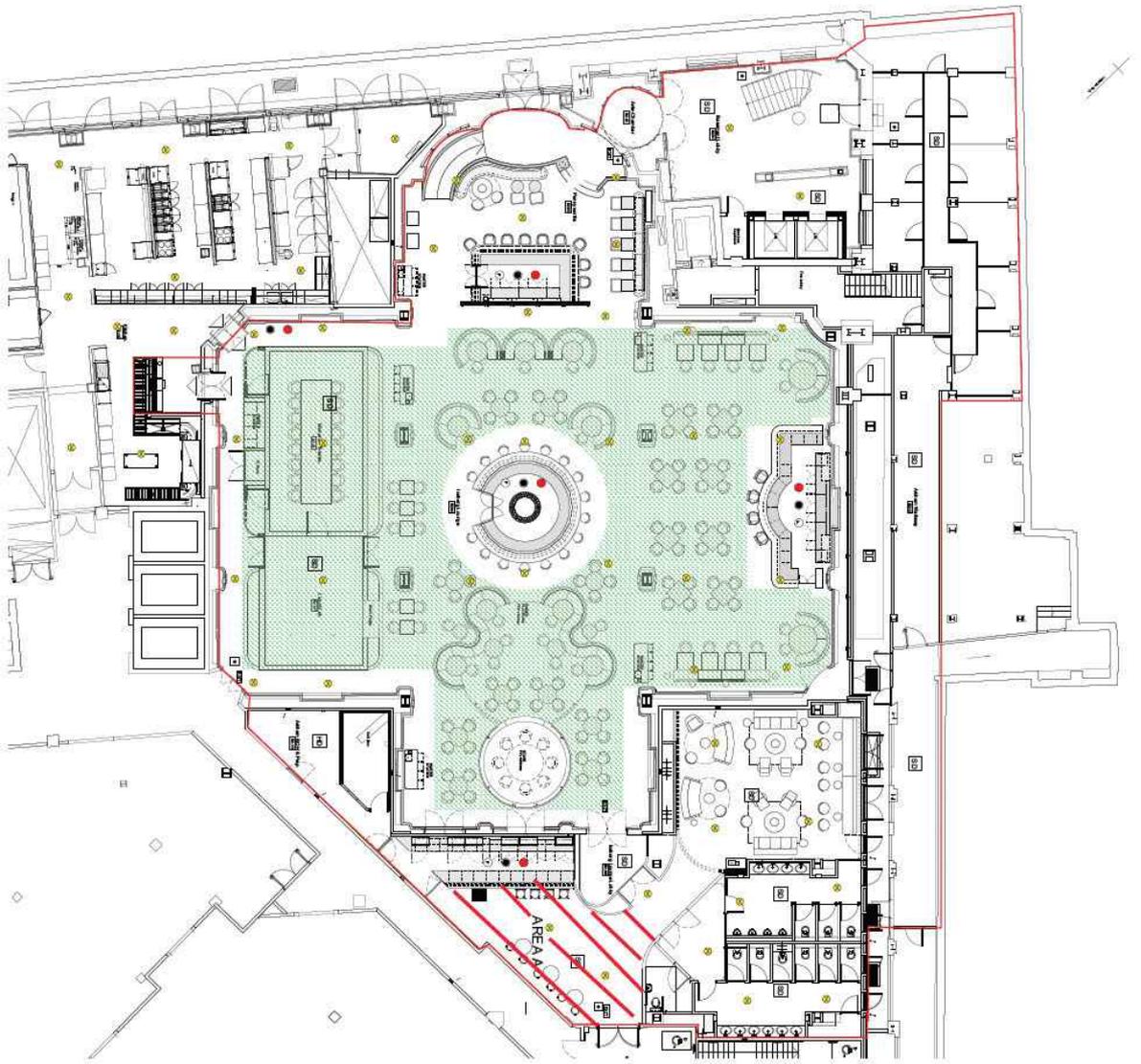
SD	Smoke Detector
HD	Heat Detector
●	Fire Extinguisher - Water Filled
●	Fire Extinguisher - CO2
F	Fire Extinguisher - Class F
■	Break Glass Position
EXIT	Emergency Exit Signage
●	Emergency Lighting

Denotes area to be used for the provision of regulated entertainment / provision of entertainment facilities / provision of late night refreshment / sale by retailers of alcohol

DC Comics_B0 GA Plan 1:100 @ A1

3rd of February 2021





The location of moveable furniture is indicative only and subject to change.

**KEY TO
FIRE EQUIPMENT SYMBOLS**

- SD Smoke Detector
- HD Heat Detector
- Fire Extinguisher - Water Filled
- Fire Extinguisher - CO2
- E Fire Extinguisher - Class F
- Break Glass Position
- EXIT Emergency Exit Signage
- ✘ Emergency Lighting

Denotes area to be used for the provision of regulated entertainment / provision of entertainment facilities / provision of late night refreshment / sale by retail of alcohol

DC Comics_B2 GA Plan 1:100 @ A1
3rd of February 2021

WONDERLAND RESTAURANTS LTD
77 BREWER STREET LONDON W1F 9ZN
APPLICATION TO VARY A PREMISES LICENCE

APPLICANT SUBMISSIONS

Background

1. The premises previously operated as Mash Steak Restaurant under premises licence 12/04050/LIPN. The main licensable area is at subterranean level with a ground floor entrance area accessible at 77 Brewer Street. The premises sits within the relatively new Crown Estate development of the local building block.
2. The premises licence authorises a capacity of 380¹. Approximately 70% of the existing front of house floor area requires restaurant use with alcohol served only to customers taking a table meal on the premises². The remaining *circa* 30% of floor area may be used by customers not dining on the premises, subject to a requirement that they are supplied alcohol by waiter or waitress service only³.
3. This bar use was granted by the Licensing Sub-Committee on 12 July 2012 following the previous licence holder's offer to surrender the former licence in respect of the Titanic restaurant and bar, which historically authorised bar use and regulated entertainment until 3.00 am⁴.

¹ Condition 18 and broadly reflected on existing licence plans.

² Condition 11

³ Conditions 11 and 14

⁴ 12/06609/LIPT

The Application

4. The application follows pre-application advice from the Environmental Health Consultation Team and District Surveyor.
5. The application proposes the following amendments to the existing premises licence:
 - a. Regularise changes to the premises layout as shown on the plans appended to the application and discussed with officers during pre-application advice consultation. The applicant understands that there is no objection to this element of the application.
 - b. Add the provision of Live Music, Recorded Music and the Exhibition of Films during the existing hours of operation. The applicant understands that there is no objection to this element of the application.
 - c. On the basis Regulated Entertainment is added to the premises licence, add model condition 11 as follows:

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

- d. Amend existing licence condition 14

FROM:

“The supply of alcohol shall be by waiter or waitress service only”

TO:

“The supply of alcohol shall be by waiter or waitress service only except for a maximum of 40 [now amended to 20 – see below] customers in the Area A marked on the approved licence plan”.

6. If the Licensing Sub-Committee is minded to grant the proposed variation to condition 14, the applicant has agreed to amend the application proposals, as follows:

- e. A voluntary reduction in the overall premises capacity from 380 to 360 (excluding staff).

- f. Reducing the proposed capacity for standing customers in the bar area A from 40 to 20.

- g. A new condition:

“There shall be no more than two draught beers available at the premises”.

- h. A new condition:

“A minimum of 1 SIA licensed door supervisors shall be on duty at the premises from 20:00 hours until close on Thursdays, Fridays and Saturdays. They must correctly display their SIA licence(s) when on duty so as to be visible. The

requirement for SIA licensed door supervisors to be on duty at all other times will be risk assessed by the premises licence holder”.

The Applicant & Concept

7. The applicant refers to the appended concept presentation pack and indicative menu.
8. The applicant is a company formed of restaurateurs and chefs with extensive experience and proven track records at Michelin Star restaurants.
9. The applicant was awarded a licence from Warner Brothers to operate a world-class fully immersive restaurant and entertainment experience set in the themed world of DC Comics. It will be a completely unique concept and premises, not only in Westminster but also worldwide. There will be five dining and entertainment experiences with an early ambition to secure a Michelin Star after the first year of trading.

Representations

10. The applicant is grateful to officers and [REDACTED] for time spent during pre and post application consultation.
11. Representations against the application were made by [REDACTED], Environmental Health Consultation Team, Licensing Authority and Police. There are no representations from individual local residents citing specific concerns about the proposals.
12. The Police have withdrawn their objection following the amendments to the proposals set out in paragraph 6 above, which are proposed in the event that the Licensing Sub Committee is minded to grant the proposed amendments to condition 14. The applicant asks that the Licensing Sub-Committee takes into account that their own

expert advisors on the Prevention of Crime & Disorder Licensing Objective are now content with the proposals.

13. There are no objections to the proposed changes to the premises layout plans. The applicant invites the Licensing Sub-Committee to grant this element of the application accordingly.
14. The applicant also understands that there are no specific or strong concerns about the proposal to introduce Regulated Entertainment – particularly bearing in mind the premises subterranean location in a new refurbished building; the proposed concept; and the introduction of the sound limiter condition.
15. The applicant understands that the objectors’ primary concerns relate to the proposal to allow 20 of the existing bar customers to stand and the arising Policy implications.

Statement of Licensing Policy

General Policy Approach

16. The introductory sections of the Policy recognise that many premises demonstrate varying characteristics attributable to a number of different types of premises, and that some premises have ancillary elements to the primary use. The policy states (emphasis added):

*“If the proposed operation of a premises does not meet all or part of the definition within the premises use policies **the licensing authority will have regard to the policy that most closely relates to that operation. For example, if an application is for a food-led establishment providing meals for customers for consumption on the premises that does not fit the definition of restaurant within the restaurant policy (RTN1), the licensing authority will generally look to apply the same considerations under the restaurant policy when determining that application. The licensing authority is aware that the operation, styles and experience that licensed premises***

offer are always evolving and in some operations will not fit the premises use policy definitions.”

17. The applicant therefore invites the Licensing Sub-Committee to consider the premises primarily under Policy RTN1. The applicant acknowledges that the Public Houses and Bars Policy PB1 is relevant but the application should not be considered in isolation under this Policy alone. Policy RTN1 is more relevant. Policies CCSOS1 and COMB1 are also relevant bearing in mind the unique proposals and entertainment offer (see below).

18. Adopting this approach is consistent with Policy paragraph D11, which states:

“The licensing authority will not apply these policies in-flexibly. It will always consider the individual circumstances of each application, even where an application is made for a proposal that is apparently contrary to policy”.

19. The applicant submits that this is a prime example of an application that ought to be considered flexibly bearing in mind the predominant restaurant use, the limited (albeit existing) bar use and the uniqueness of the concept coupled with the entertainment proposed. Furthermore, the limited extent of the proposals relating to the small bar use together with the accompanying concessions proposed by the applicant do not compromise the underlying reasons for the West End Cumulative Impact Zone Special Policy and the relevant premises use policies⁵.

Bar Use & Vertical Drinking

20. The Policy is correctly directed at tackling problems associated with *high volume vertical drinking*⁶. The application proposes to allow just 20 customers who would

⁵ Policy paragraph D12

⁶ Policy paragraph B5

have otherwise been able to drink alcohol without food, albeit seated, to simply stand up within a designated area when drinking alcohol.

21. A number of the key problems identified in the PB1 Policy centre around the promotion of the Prevention of Crime & Disorder Licensing Objective. The Police have now withdrawn their objection confirming that their concerns are addressed.
22. Bearing in mind the existing authorised bar use, the applicant invites the Licensing Sub-Committee to consider whether Policy CIP1 is fully engaged. The policy is directed at refusing applications within the West End Cumulative Impact Zone for pubs and bars. This premises is a restaurant which already has authorised bar use - it is not an additional pub or bar in the West End. The proposed change is to allow just 20 of those existing bar customers within a restaurant to stand. In any event, and considering the limited extent of the adjustment to bar-use conditions, the applicant still seeks to demonstrate that there will be no adverse addition to cumulative impact.
23. Adverse cumulative impact has been identified because of the cumulative effect of the concentration of late-night and drink-led premises, which has led to serious problems of disorder and/or public nuisance effecting residents, visitors and other businesses⁷. Taking into account the premises type and limited proposal to allow just 20 existing bar customers to stand, the applicant submits that the proposals have no realistic prospect in contributing to these types of serious problems identified in the Policy. This is supported by the Police's withdrawal of their objection. Instead, as submitted below, the concessions offered by the applicant and introduction of the entertainment offer is more likely to have a *positive impact* in the West End.
24. The location of the bar area where customers may be permitted to stand is relevant. It will not be visible from the street. Nor will it be directly or easily accessed from the street. The number of persons permitted to stand would represent just 5% of the premises capacity. It is the furthest front of house area from the entrance and will not

⁷ Policy paragraph D4

be externally advertised. The Policy recognises that the extent and location of bar facilities will be taken into account under the Hotels Policy HOT1. Although not a hotel, the applicant invites the Licensing Sub-Committee to consider the extent and location of the bar as relevant and very unlikely to raise the type of serious concerns outlined in Policy PB1.

Capacity

25. The existing premises licence authorises a capacity of 380 (excluding staff)⁸. The number of covers shown on the existing licence plan broadly reflects this⁹. The applicant proposes a voluntary reduction in capacity to 360 (excluding staff) if the variation to condition 14 is granted.

26. This is a *genuine reduction* in capacity and therefore will lead to a reduction in cumulative impact. This is because it represents a real reduction in the actual number of people using this premises and visiting the West End¹⁰.

27. The Policy anticipates a common example of a reduction in capacity being offered by an applicant is with a concurrent application for an extension of hours. That is not being proposed in this application. The applicant is offering a genuine reduction in capacity simply to allow up to 20 existing bar customers to stand rather than sit.

28. Furthermore, the Policy states that even small changes to capacity have an impact¹¹. This reduction in capacity will therefore have a real positive impact in the West End.

⁸ Condition 18

⁹ It is difficult to undertake an accurate count of precise numbers due to the quality of the plan document and because it is not clear how many covers were allocated to banquette and fixed seating. However, an approximate cover count is broadly consistent with the capacity limit in condition 18.

¹⁰ Policy paragraph D18 and F87

¹¹ Policy paragraph D14

Entertainment and Uniqueness of Proposal

29. The applicant proposes to introduce a diverse and interesting range of entertainment alongside the DC Comic themed and experiential fine dining offer. The entertainment will range from cabaret, live music, engaging film projection in dining areas and other improvised entertainment consistent with the restaurant theme. The entertainment will be centred around the main restaurant offering and carefully controlled by a sound limiter in accordance with the model condition proposed with the application.
30. The Policy recognises that many licensed operators in Westminster play a pivotal role in sustaining Westminster's visitor economy and offering a diversity of world-class and cutting-edge cultural experiences¹². The applicant, with its pioneering and unique approach to experiential fine dining and entertainment, very much hopes to contribute to Westminster's proud reputation in this regard.
31. Furthermore, the applicant seeks to add to the wide range of entertainment on offer in the West End in accordance with Policy paragraph D9. This helps to reduce the extent of dominance of pubs, bars, nightclubs and fast-food premises, which are more typically associated with cumulative impact. The uniqueness of the applicant's proposals will legitimately help broaden the already impressive range of entertainment and food-led premises that Westminster is famous for.
32. This variety of entertainment uses that Westminster premises offer are of real positive benefit to the area because they provide a wider entertainment offer that is not centred around alcohol, it provides an attractive and alternative experience for customers of a varied age range and can therefore lead to a positive benefit to the local community and visitors to Westminster¹³.
33. The Licensing Sub-Committee is also invited to consider the proposals under the Cinemas, Cultural Venues, Live Sporting Premises & Outdoor Spaces Policy CCSOS1.

¹² Policy paragraph A5

¹³ Policy paragraph D26

This is because the applicant seeks to introduce live performances in front of audiences at the premises. The applicant therefore submits that the premises can be categorised as more of a restaurant and performance venue than it is a bar and should be considered under policies accordingly, particularly bearing in mind the Policy approach outlined in paragraph 16 above.

34. The applicant's substitution of an unexceptional restaurant and bar use with a more diverse experiential fine dining restaurant and bar offering carefully curated entertainment is also recognised by Policy CCSOS1 as an effective means to promote the licensing objectives¹⁴.

COVID-19

35. The catastrophic impact of the pandemic on city centres and the hospitality industry is well known. The applicant entered a lease for the premises with the Crown Estate shortly before the pandemic. Problems with investment and delayed building works quickly followed throughout most of 2020 as a direct result of the pandemic. Nevertheless, the applicant has now commenced works and committed very substantial investment in this building located in the heart of Westminster.

36. Current levels of cumulative impact are lower than they were pre pandemic and almost certainly lower when this premises operated with a 3am licence pre 2012.

37. Licensing decisions inevitably and should take into account the wider economic impact of a proposal made by a local business. This was recognised by the Court of Appeal in the leading case of *Hope and Glory* [2011] EWCA Civ 31, when Toulson LJ observed [at 42]:

38. *"Licensing decisions often involve weighing a variety of competing considerations: benefit to the proprietor and to the locality by drawing in visitors and stimulating the*

¹⁴ Policy paragraph F8

demand, the effect on law and order, the impact on the lives of those who live and work in the vicinity, and so on.”

Summary

39. The applicant invites the Licensing Sub Committee to approve the change of layout and addition of Regulated Entertainment. These elements of the application have not attracted concern.

40. In considering to grant the proposed change to condition 14, the applicant invites the Licensing Sub Committee to take into account the following reasons why the presumption to refuse is not engaged and that the proposal will not result in any addition to cumulative impact:

- a. If the Licensing Sub-Committee is minded to grant this element of the application, the applicant will agree a reduction in capacity which will result in a real reduction in the amount of persons visiting the West End for licensable activities.
- b. Significant bar use has historically been authorised in this site under the current and previous premises licences. The applicant is not proposing a new bar that would add to cumulative impact. The applicant simply seeks to allow up to 20 existing bar customers to stand, rather than sit, in a premises that will continue to operate predominantly as a restaurant.
- c. The size, extent and location of the bar where customers may stand means that there is no realistic prospect of the problems identified by Policy PB1 being attributed to the premises.
- d. The uniqueness and calibre of the applicant’s entertainment and food offering promote the City Council’s new policies that encourage a wider entertainment provision in Westminster. The applicant’s business will contribute to a varied range of attractive and alternative experiences for customers of a varied age

range, which can therefore lead to a positive benefit to the local community and visitors to Westminster¹⁵.

- e. There is no outstanding objection from the Police, who are the Licensing Sub-Committee's expert advisors on the Prevention of Crime & Disorder Licensing Objective.

41. The Licensing Sub Committee should take a flexible approach as directed by the new Policy¹⁶. By adopting a global view and considering all these factors as a whole, the applicant's proposals will have a positive impact in the West End. The Licensing Objectives will be promoted and there will be no addition to cumulative impact meaning the application can be granted under Policy.

42. The applicant invites the Licensing Sub Committee to grant the application accordingly. In doing so the Licensing Sub Committee can signal its support to a new business hoping to contribute to Westminster's world class food and entertainment reputation in the most difficult of circumstances.

THOMAS & THOMAS PARTNERS LLP

1 JUNE 2021

¹⁵ Policy paragraph D26

¹⁶ Policy paragraph D11



CONCEPT SUMMARY



WHAT IS
WONDERLAND
?

“WONDERLAND ARE STORYTELLERS...WE CREATE
ANALOGUE EXPERIENCES IN A DIGITAL WORLD”

Wonderland Restaurants was formed by the team behind **The Fat Duck**, to create the most immersive, exciting and engaging dining experiences the world has ever seen.

Our aim it to allow our guests to step from the monotony of the real world, into worlds they have previously only read about or seen on the big screen.

JAMES BULMER

Former CEO of The Fat Duck Group (3*)

MIKE BAGALE

Former Group Exec. Chef of Alinea (3*)

MARK GARSTON

Former Head of The Fat Duck Experimental Kitchen (FDEK) (3*)

KARL O'DELL

Former Head Chef of Texture (1*)

BEN GREGORY

Former Fat Duck Group (3*)

SARAH MACKAY

Former Gordon Ramsay Group (3*)

KIM WOODWARD

Former Gordon Ramsay Group (3*)

1st Class
TEAM



PARK ROW

WHAT IS PARK ROW?

Park Row is a **world-class, fully immersive** restaurant experience set in the incredible world of DC Comics.

Under exclusive license from Warner Brothers, Park Row will redefine the food and beverage industry and themed entertainment.

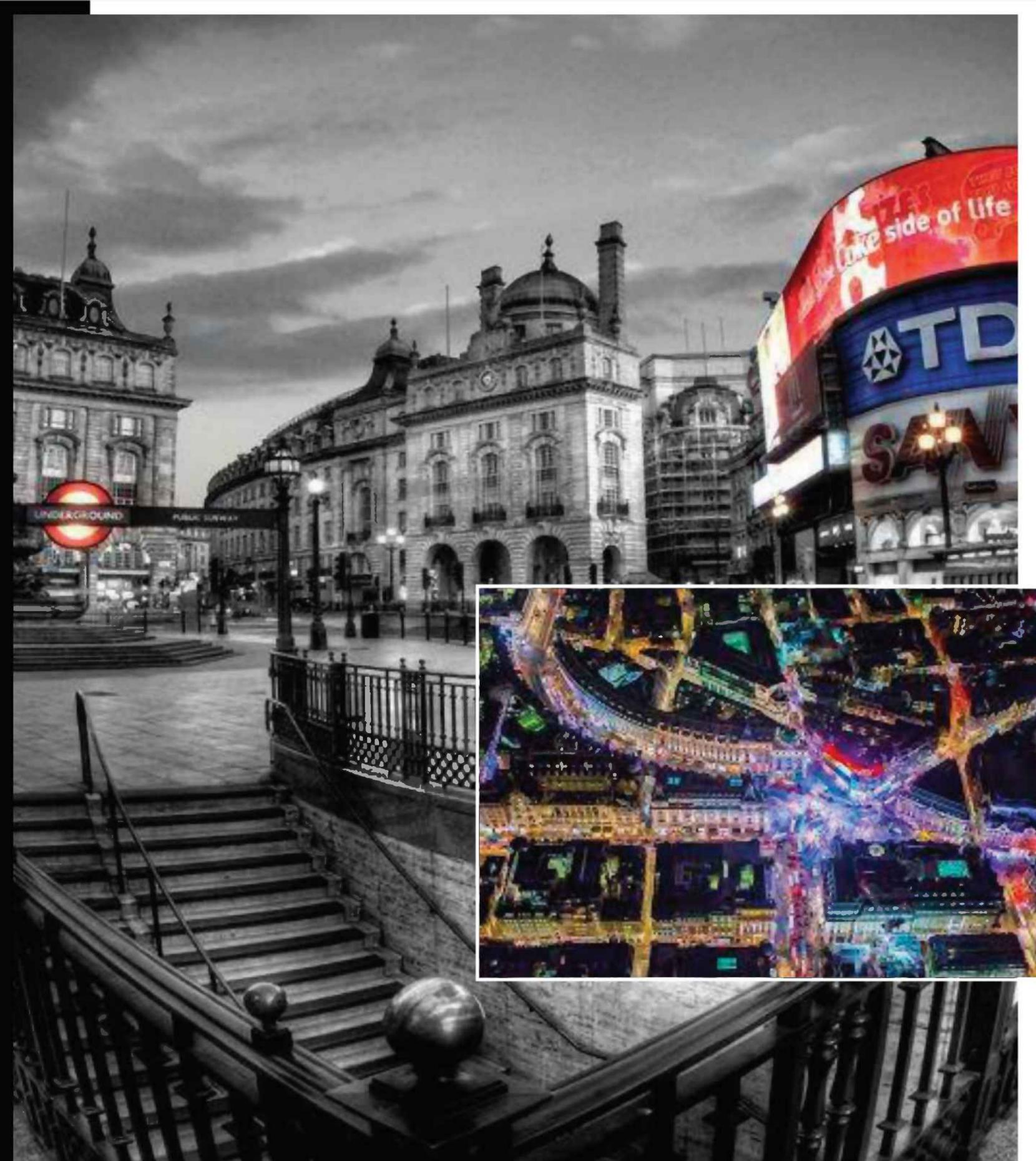
Park Row is theatre
Park Row is entertainment
Park Row is unique

Park Row is Gotham City

LOCATION

In the heart of the world's most cosmopolitan and famous city, Piccadilly is our first stage

Located between Piccadilly Circus and Oxford Circus, two of the largest footfall areas in London boasting over 100 million visitors between them



5 DINING
EXPERIENCES

PENNYWORTH'S

Inspired by Wayne Manor. Classic British look and feel.

ROGUE'S GALLERY

Inspired by the villains. Stunning art, beautiful surroundings

THE ICEBERG LOUNGE

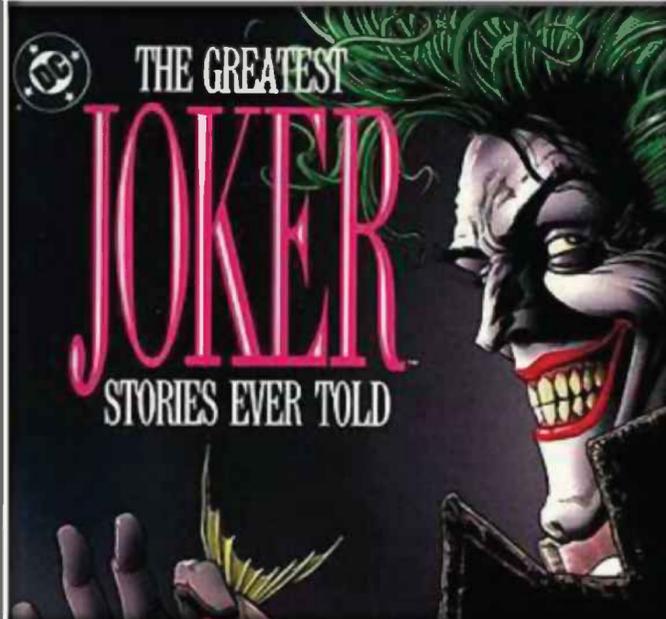
Inspired by The Penguin's infamous restaurant. Live entertainment

MONARCH THEATRE

Projection mapped curated set-menu experience

OLD GOTHAM CITY

A villainous lair. Quirky, dark, mischievous and fun



GASTRONOMIC
AMUSEMENT
PARK



EARLY STAGE DIRECTION

MAIN MENU

Oysters

Loch fine

Carlingford

Maldon Rock

Baked oysters, champagne sabayon

Caviar

Oscietra Royal

Oscietra Gold

Beluga

Taste of caviar's (5g each selection)

Warm white sour dough, salted house whipped butter

Butterfly Pea flower sour dough, burnt forest butter (burnt leeks, dried mush, smk salt)

Starters

Cream of English Asparagus soup, quail's egg, parmesan crisp (V)

Chilled cucumber & avocado gazpacho, heirloom tomatoes (VG)

Duck Egg cocotte, cep mushrooms, crème fraîche & truffle, sour dough (V)

Baked tomato galette, goat's curd, tapenade, sunflower seeds, celery cress (V)

Summer salad, watermelon radishes, gem leaves, pine nut dressing (VG)

Veal sweetbreads, King oyster & vegetable fricassees, sherry vinegar gastrique

Compressed duck & foie gras, Macerated cherries, truffle brioche bun

Pickled Cornish mackerel, smoked pate, Heritage beetroot, dandelion, horseradish

Citrus cured salmon, avocado puree, grapefruit, Aruga caviar

Hand cut steak tartare, fried beef tendons, Berkswell cheese, purple potato chips

To Share

Luxury seafood platter-Diver scallops, Dublin Bay prawns, oysters, mussels, clams, king crab legs

Truffle butter dipped whole chicken, sweet potato dauphinoise, Madeira jus

Lavender honey glazed Barbary crown duck, confit duck frisee salad

Peppercorn crusted 28day USDA Chateaubriand

BBQ USDA 1 2kg Tomahawk steak

Shellfish

- Spider Crab omelette, Pecorino glaze
- Isle of Skye scallops, elderflower foam, monk beard, apple & tarragon
- Baked razor clam's garlic & chorizo crumb
- Tiger prawn cocktail, Marie Rose, avocado, smoked paprika
- Seafood ravioli, wild sorrel pesto, monks' beard, lobster dressing
- Lobster thermidor/ grilled garlic butter ½ - whole
- Moules Mariniere, Nduja, white wine, parsley

Main Courses

- Beer battered Haddock/ Codfish, minted pea puree, homemade tartare
- Spiced monkfish, caramelised cauliflower, macadamia nut & oat crumble, raisin
- Dover sole a' la Grenobloise
- Scottish salmon, Cornish crab Hollandaise, shaved fennel salad, brown crab aioli
- Brill on the bone, pine nut crust, artichoke, broad bean & tomato salsa
- Big belly burger, smoked cheddar, crisp onion ring, spicy gherkin relish
- Iberica pork fillet, cider braised cheek, spiced apple puree, black pudding crumb
- Corn fed chicken, smoked hock & tarragon pie, puff pastry
- Rose Veal chop, Morel mushroom & Madeira sauce
- Grilled calves' liver, smoked pancetta, roscoff onions, crispy sage
- Rare breed fillet steak
- USDA ribeye steak
- Hand cut tagliatelle, wild mushroom, black truffle & parmesan (V)
- Cauliflower steak, cashew cream, pistachio crumb, pickled walnuts (VG)

Sides

- Tripe cooked chips (20ml)
- Marinated heritage tomato & chive salad
- French fries, truffle & parmesan,
- Tender stem broccoli, blue cheese, toasted walnuts,
- Summer cabbage, smoked bacon, pearl onions,
- Sauteed mushrooms, garlic butter
- Truffle mac & cheese,

Amusement Mile

- Liquid nitrogen ice-cream
- Nitrogen popcorn
- Helium balloon
- Champagne Calypso
- Edible lipstick

Desserts

- Gariguettes strawberries, Yorkshire rhubarb & basil sorbet
- Blueberry & lavender mousse, white chocolate
- Black forest chocolate
- Flaming Baked Alaska, salt caramel fudge, burnt orange, bitter chocolate
- Farmhouse Cheese trolley, grapes, fig chutney, crackers

Desserts Wines

OYSTERS

Loch fine

Carlingford

Maldon Rock

Baked oysters, champagne sabayon

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CAVIAR

Oscietra Royal

Oscietra Gold

Beluga

Taste of caviar's (5g each selection)

Sourdough muffin + seaweed butter + caviar

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Directional Image Only



TO START

Warm white sour dough, salted house whipped butter

Butterfly Pea flower sour dough, burnt forest butter (burnt leeks, dried mush, smoked salt)

page 164



STARTERS

Cream of English Asparagus soup, quail's egg, parmesan crisp (V)

Chilled cucumber & avocado gazpacho, heirloom tomatoes (VG)

Duck Egg cocotte, cep mushrooms, crème fraiche & truffle, sour dough (V)

Baked tomato galette, goat's curd, tapenade, sunflower seeds, celery cress (V)

Summer salad, watermelon radishes, gem leaves, pine nut dressing (VG)



STARTERS

Veal sweetbreads, King oyster & vegetable fricassees, sherry vinegar gastrique

Compressed duck & foie gras, Macerated cherries, truffle brioche bun

Pickled Cornish mackerel, smoked pate, Heritage beetroot, dandelion, horseradish

Citrus cured salmon, avocado puree, grapefruit, Araga caviar

Hand cut steak tartare, fried beef tendons, Berkswell cheese, purple potato chips



TO SHARE

Luxury seafood platter-Diver scallops, Dublin Bay prawns, oysters, mussels, clams, king crab legs

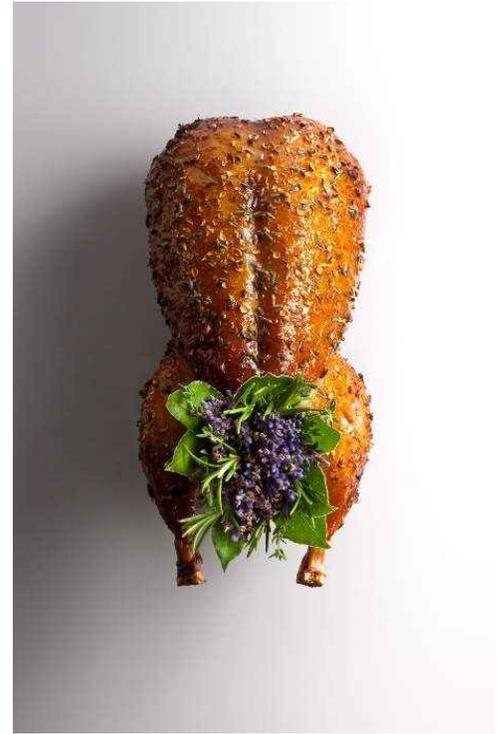
Truffle butter dipped whole chicken, sweet potato dauphinoise, Madeira jus

Lavender honey glazed Barbary crown duck, confit duck frissee salad

Peppercorn crusted 28day USDA Chateaubriand

BBQ USDA 1.2kg Tomahawk steak

page 167



SHELLFISH

Spider Crab omelette, Pecorino glaze

Isle of Skye scallops, elderflower foam, monk beard, apple & tarragon

Baked razor clam's garlic & chorizo crumb

Tiger prawn cocktail, Marie Rose, avocado, smoked paprika

Seafood ravioli, wild sorrel pesto, monks' beard, lobster dressing

Lobster thermidor/ grilled garlic butter ½ - whole

Moules Mariniere, Nduja, white wine, parsley



MAIN COURSES

Beer battered Haddock/ Codfish, minted pea puree, homemade tartare

Spiced monkfish, caramelised cauliflower, macadamia nut & oat crumble, raisin

Dover sole a' la Grenobloise

Scottish salmon, Cornish crab Hollandaise, shaved fennel salad, brown crab aioli

Trout on the bone, pine nut crust, artichoke, broad bean & tomato salsa



MAIN COURSES

Big belly burger, smoked cheddar, crisp onion ring, spicy gherkin relish

Iberica pork fillet, cider braised cheek, spiced apple puree, black pudding crumb

Corn fed chicken, smoked hock & tarragon pie, puff pastry

Rose Veal chop, Morel mushroom & Madeira sauce

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MAIN COURSES

Grilled calves' liver, smoked pancetta, roscoff onions,
crispy sage

Rare breed fillet steak

USDA ribeye steak

Hand cut tagliatelle, wild mushroom, black truffle &
parmesan (V)

page 12
Cauliflower steak, cashew cream, pistachio crumb, pickled
walnuts (VG)



SIDES

Tripe cooked chips (20ml)

French fries, truffle & parmesan

Summer cabbage, smoked bacon, pearl onions

Truffle mac & cheese

Marinated heritage tomato & chive salad

Tender stem broccoli, blue cheese, toasted walnuts

Sauteed mushrooms, garlic butter



DESSERTS

Gariguettes strawberries, Yorkshire rhubarb & basil sorbet

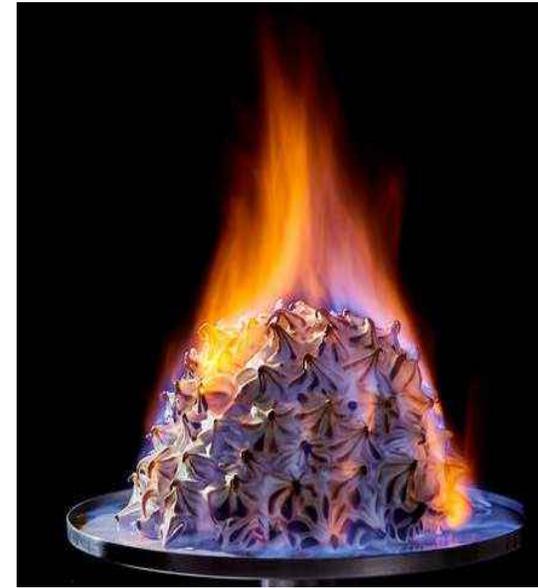
Blueberry & lavender mousse, white chocolate

Black forest chocolate

Flaming Baked Alaska, salt caramel fudge, burnt orange, bitter chocolate

Farmhouse Cheese trolley, grapes, fig chutney, crackers

page 173



AMUSEMENT MILE

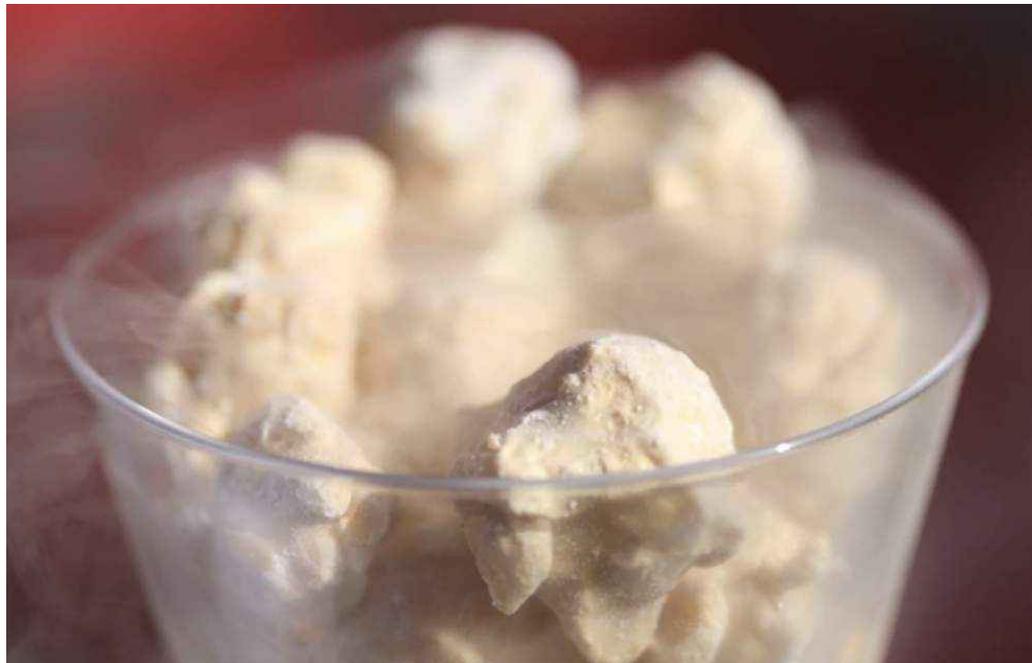
Liquid nitrogen ice-cream

Nitrogen popcorn

Helium balloon

Champagne Calypso

Edible lipstick





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

Schedule 12
Part A

WARD: West End
UPRN: 010033616654

Premises licence

Regulation 33, 34

Premises licence number:

19/15758/LIPT

Original Reference:

12/04050/LIPN

Part 1 – Premises details

Postal address of premises:

Mash Brewer Street Limited
77 Brewer Street
London
W1F 9ZN

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment
Sale by Retail of Alcohol

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

Late Night Refreshment

Monday to Sunday: 23:00 to 01:00

Sale by Retail of Alcohol

Monday to Sunday: 11:30 to 01:00

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

The opening hours of the premises:

Monday to Sunday: 11:30 to 01:30

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

Alcohol is supplied for consumption on the Premises.

Part 2

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

Wonderland Restaurants Ltd
Elsley Court
20-22 Great Titchfield Street
London
W1W 8BE

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

09478790

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

Name: Sunil Jon Pramanik

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

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

Licence Number: 17-203624-1

Licensing Authority: The Royal Borough Of Kensington And Chelsea

Date: 26 May 2021

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

Annex 1 – Mandatory conditions

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

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

7. The responsible person must ensure that—

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

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

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

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

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

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

Where -

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

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

Annex 2 – Conditions consistent with the operating Schedule

None

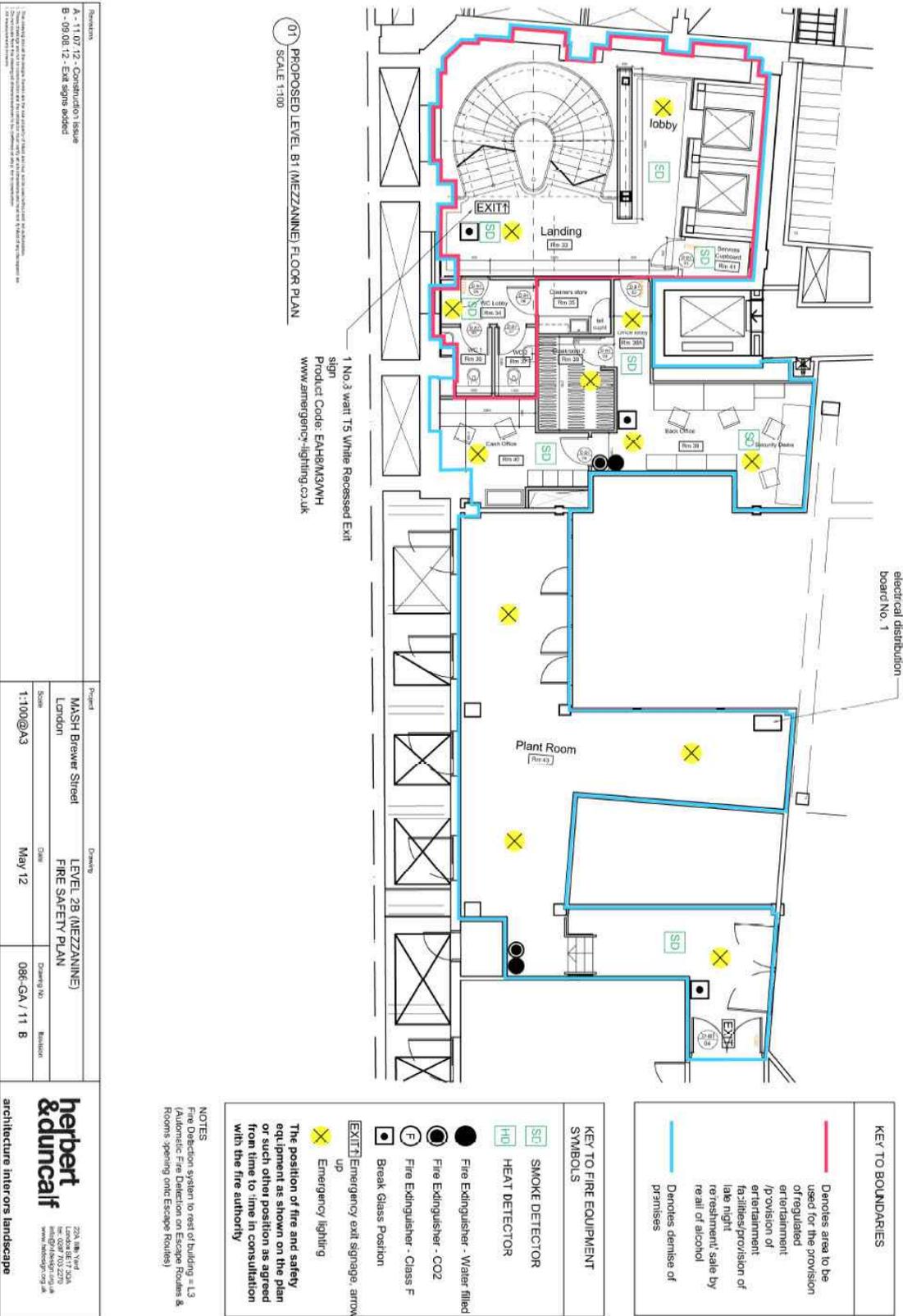
Annex 3 – Conditions attached after a hearing by the licensing authority

9. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
10. There shall be no striptease or nudity, and all persons shall be decently attired at all times.
11. The area of the premises shown cross hatched in green on the plan shall only operate as a restaurant:-
 - (i) in which customers are shown to their table,
 - (ii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
 - (iii) which do not provide any take away service of food, hot drinks or alcohol for immediate consumption.
 - (iv) where intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals.
12. The premises shall install and maintain a 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.
13. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
14. The supply of alcohol shall be by waiter or waitress service only.
15. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises are open.
16. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
17. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
18. The maximum number of persons accommodated at the premises, any one time shall not exceed (excluding staff) 380 persons.

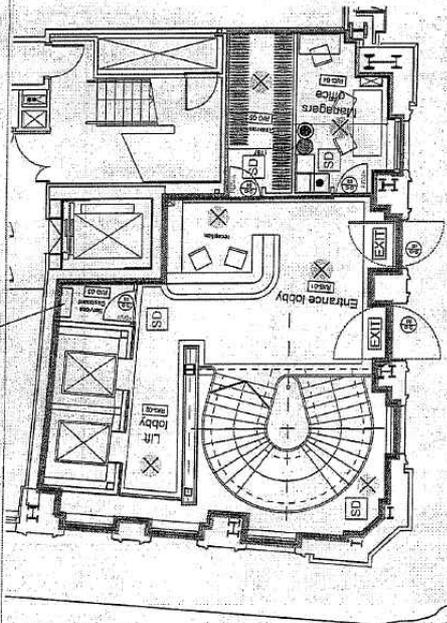
19. Substantial food and non-intoxicating beverages shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
20. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
21. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
22. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, is swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
23. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
24. No rubbish including bottles will be moved, removed or placed in outside areas between 2300 hours and 0800 hours.
25. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
26. The 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.
27. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
28. Doors at such exits will be regularly checked to ensure that they function satisfactorily, and a record of the check kept.
29. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
30. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
31. Curtains and hangings shall be arranged so as not to obstruct Emergency safety signs, fire extinguishers or other fire fighting equipment.
32. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.
33. The certificates listed below shall be submitted to the Licensing Authority upon written request.
 - o Any emergency lighting battery or system
 - o Any electrical installation
 - o Any emergency warning system

34. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
- o dry ice and cryogenic fog
 - o smoke machines and fog generators
 - o pyrotechnics including fire works
 - o firearms
 - o lasers
 - o explosives and highly flammable substances.
 - o real flame.
 - o strobe lighting.

Annex 4 – Plans



electrical distribution board No. 6



KEY TO BOUNDARIES

Denotes area to be used for the provision of regulated entertainment / provision of facilities/provision of late night entertainment/ sale by retail of alcohol
Denotes demitise of premises

KEY TO FIRE EQUIPMENT SYMBOLS

- SD SMOKE DETECTOR
 - HD HEAT DETECTOR
 - Fire Extinguisher - Water filled
 - Fire Extinguisher - CO2
 - Fire Extinguisher - Class F
 - Break Glass Position
 - EXIT Emergency exit signage
 - Emergency lighting
- The position of fire and safety equipment as shown on the plan or such other position as agreed from time to time in consultation with the fire authority

01 PROPOSED GROUND (ENTRANCE) FLOOR PLAN
SCALE 1:100

NOTES:
Fire Detection system to rest of building = L3 (Automatic Fire Detection on Escape Routes & Rooms opening onto Escape Routes)

Discipline	Project	MASH Brewer Street Lombh	Building	GROUND FLOOR LEVEL FIRE SAFETY PLAN
	Scale	1:100 @ A3	Date	May 2012
			Drawing No.	086-GA / 10
			Revision	

herbert & duncaif
architecture interiors landscape

22A St. Vincent Street
Glasgow G2 3JF
Tel: 0141 221 1111
www.herbertandduncaif.co.uk



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

Schedule 12
Part B

Premises licence
summary

WARD: West End
UPRN: 010033616654

Regulation 33, 34

Premises licence
number:

19/15758/LIPT

Part 1 – Premises details

Postal address of premises:

Mash Brewer Street Limited
77 Brewer Street
London
W1F 9ZN

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment
Sale by Retail of Alcohol

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

Late Night Refreshment

Monday to Sunday: 23:00 to 01:00

Sale by Retail of Alcohol

Monday to Sunday: 11:30 to 01:00

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

The opening hours of the premises:

Monday to Sunday: 11:30 to 01:30

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

Alcohol is supplied for consumption on the Premises.

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

Wonderland Restaurants Ltd
Elsley Court
20-22 Great Titchfield Street
London
W1W 8BE

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

09478790

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

Name: Sunil Jon Pramanik

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

Restricted

Date: 26 May 2021

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

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
12/04050/LIPN	New premises licence	12.07.2012	Granted by Licensing Sub-Committee
12/07173/LIPVM	Minor Variation – Change of layout	03.09.2012	Granted under Delegated Authority
12/08458/LIPDPS	Application to Vary the Designated Premises Supervisor	26.10.2012	Granted under Delegated Authority
13/07878/LIPDPS	Application to Vary the Designated Premises Supervisor	19.11.2013	Granted under Delegated Authority
14/08058/LIPDPS	Application to Vary the Designated Premises Supervisor	21.10.2014	Granted under Delegated Authority
17/05224/LIPCH	Change of details – Change of registered address	22.07.2017	Granted under Delegated Authority
17/07042/LIPDPS	Application to Vary the Designated Premises Supervisor	22.07.2017	Granted under Delegated Authority
19/01430/LIPCH	Change of details – Change of company name	05.02.2019	Granted under Delegated Authority
19/15758/LIPT	Transfer application - Wonderland Restaurants Ltd	17.12.2019	Granted under Delegated Authority
20/02601/PREAPM	Pre-Application Advice	N/A	N/A

There is no appeal history

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

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

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

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

Conditions: On Current Licence -

Mandatory:

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

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

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

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

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

Annex 2 – Conditions consistent with the operating Schedule

None

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

9. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
10. There shall be no striptease or nudity, and all persons shall be decently attired at all times.
11. The area of the premises shown cross hatched in green on the plan shall only operate as a restaurant:-
 - (i) in which customers are shown to their table,
 - (ii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
 - (iii) which do not provide any take away service of food, hot drinks or alcohol for immediate consumption.
 - (iv) where intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals.
12. The premises shall install and maintain a 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.
13. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
14. The supply of alcohol shall be by waiter or waitress service only.

Condition 14 is proposed to be varied by the applicant to the following:

14. The supply of alcohol shall be by waiter or waitress service only except for a maximum of 20 customers in the Area A hatched red on the plan.
15. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises are open.
16. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.

17. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
18. The maximum number of persons accommodated at the premises, any one time shall not exceed (excluding staff) 380 persons.

Following consultation with the Metropolitan Police, Condition 18 is proposed to be varied by the applicant to the following:

18. The maximum number of persons accommodated at the premises, any one time shall not exceed (excluding staff) 360 persons.
19. Substantial food and non-intoxicating beverages shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
20. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
21. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
22. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, is swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
23. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
24. No rubbish including bottles will be moved, removed or placed in outside areas between 2300 hours and 0800 hours.
25. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
26. The 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.
27. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
28. Doors at such exits will be regularly checked to ensure that they function satisfactorily, and a record of the check kept.
29. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
30. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
31. Curtains and hangings shall be arranged so as not to obstruct Emergency safety signs, fire extinguishers or other fire fighting equipment.

32. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.
33. The certificates listed below shall be submitted to the Licensing Authority upon written request.
 - o Any emergency lighting battery or system
 - o Any electrical installation
 - o Any emergency warning system
34. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
 - o dry ice and cryogenic fog
 - o smoke machines and fog generators
 - o pyrotechnics including fire works
 - o firearms
 - o lasers
 - o explosives and highly flammable substances.
 - o real flame.
 - o strobe lighting.

Conditions proposed to be added by the applicant

35. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
36. There shall be no more than two draught beers available at the premises.
37. A minimum of 1 SIA licensed door supervisor shall be on duty at the premises from 20:00 hours until close on Thursdays, Fridays and Saturdays. They must correctly display their SIA licence(s) when on duty so as to be visible. The requirement for SIA licensed door supervisors to be on duty at all other times will be risk assessed by the premises licence holder.

Conditions proposed the Metropolitan Police Service

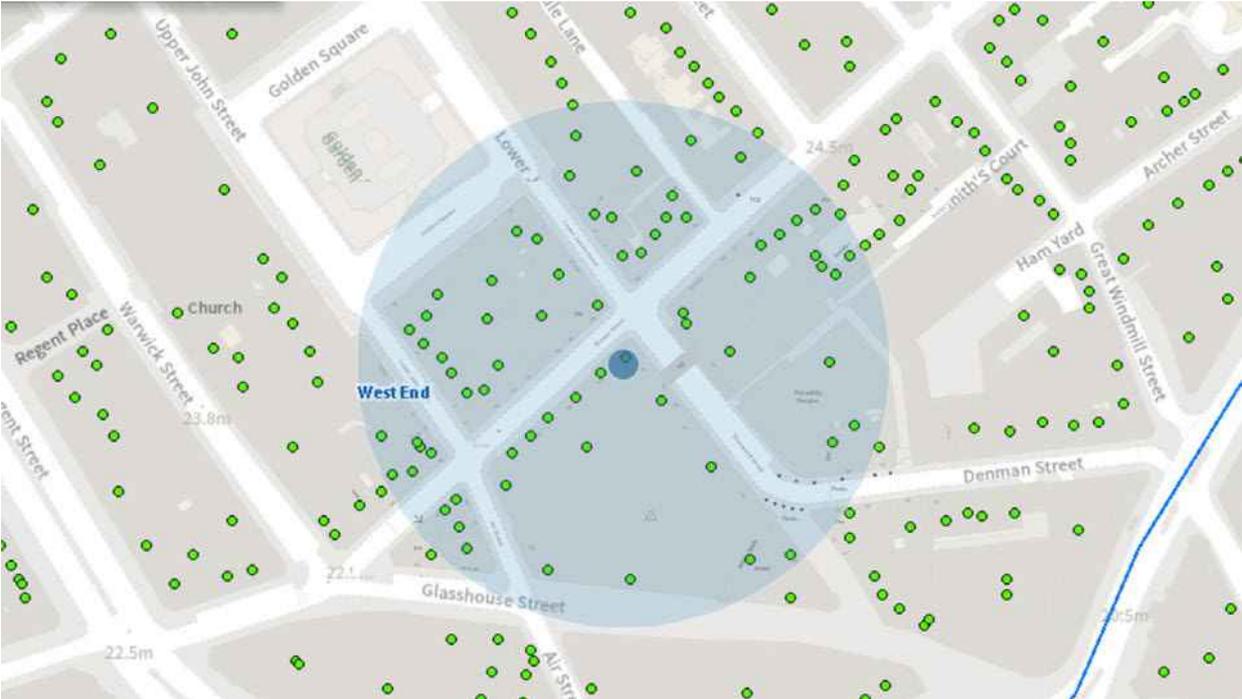
None

Conditions proposed the Environmental Health Service

None

Conditions proposed the Licensing Authority

None



Resident Count: 52

Licensed Premises within 75 metres of Mash Brewer Street Limited 77 Brewer Street London W1F 9ZN				
Licence Number	Trading Name	Address	Premises Type	Time Period
19/15758/LIPT	Mash Brewer Street Limited	77 Brewer Street London W1F 9ZN	Restaurant	Monday to Sunday; 11:30 - 01:30
18/07205/LIPDPS	The Crown	The Crown 64 Brewer Street London W1F 9TP	Public house or pub restaurant	Sunday; 07:00 - 23:00 Monday to Thursday; 07:00 - 23:30 Friday to Saturday; 07:00 - 00:00 Sundays before Bank Holidays; 07:00 - 00:00
21/00761/LIPDPS	Not Recorded	66-68 Brewer Street London W1F 9TP	Restaurant	Monday; 07:00 - 01:00 Tuesday; 07:00 - 01:00 Wednesday; 07:00 - 01:00 Thursday; 07:00 - 01:00 Friday; 07:00 - 01:00 Saturday; 07:00 - 01:00 Sunday; 07:00 - 01:00
16/14006/LIPRW	Kiln	58 Brewer Street London W1F 9TL	Restaurant	Sunday; 12:00 - 22:30 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00
06/06182/WCCMAP	Kulu Kulu Sushi	76 Brewer Street London W1F 9TX	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
18/08331/LIPDPS	Rapha Racing	85 Brewer Street London W1F 9ZN	Shop	Monday to Sunday; 08:00 - 21:00
20/04992/LIPDPS	Hachi	Ground Floor 56 Brewer Street London W1F	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday;

		9TJ		10:00 - 00:30
09/00851/LIPCHT	One Stop Food & Wine	Ground Floor 1 Lower John Street London W1F 9DT	Shop	Sunday; 10:00 - 22:30 Monday to Saturday; 08:00 - 23:00
18/09020/LIPCHT	Nala Restaurant	Basement North And Ground Floor North 1 Lower John Street London W1F 9DT	Restaurant	Monday to Sunday; 08:00 - 23:00
19/03264/LIPDPS	Nordic Bakery	14A Golden Square London W1F 9JG	Not Recorded	Saturday; 10:00 - 19:00 Sunday; 12:00 - 19:00 Monday to Friday; 10:00 - 20:00
06/05475/WCCMAP	Taro Kaz Restaurant	61 Brewer Street London W1F 9UW	Restaurant	Sunday; 09:00 - 00:00 Monday to Saturday; 09:00 - 01:00
20/01645/LIPVM	Piccadilly Theatre	Piccadilly Theatre Denman Street London W1D 7DY	Theatre	Monday to Friday; 09:00 - 03:00 Saturday to Sunday; 09:00 - 04:00
14/02198/LIPDPS	The Source Cafe	78 Brewer Street London W1F 9TY	Cafe	Friday to Saturday; 08:00 - 02:30 Sunday to Thursday; 08:00 - 02:00
19/09763/LIPCH	Kare Kurry	19 Air Street London W1B 5AG	Restaurant	Sunday; 10:00 - 22:30 Monday to Saturday; 08:00 - 23:00
20/10513/LIPDPS	Wholefoods	20 Glasshouse Street London W1B 5AR	Shop	Saturday; 09:00 - 22:30 Sunday; 12:00 - 18:30 Monday to Friday; 07:30 - 22:30

11/11032/LIPDPS	The Queen's Head	15 Denman Street London W1D 7HN	Public house or pub restaurant	Monday to Sunday; 10:00 - 00:00
20/08393/LIPDPS	Il Conte Restaurant	Ground Floor 17 Air Street London W1B 5AF	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
06/06662/WCCMAP	Ganache Chocolatier	Ground Floor 80 Brewer Street London W1F 9TZ	Shop	Monday to Sunday; 09:00 - 03:00
20/03768/LIPV	Dirty Bones	Ground Floor 14 Denman Street London W1D 7HJ	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:00
06/07013/WCCMAP	Arigato	48-50 Brewer Street London W1F 9TG	Shop	Sunday; 10:00 - 22:30 Monday to Saturday; 08:00 - 23:00
16/13460/LIPVM	Mele E Pere	46-52 Brewer Street London W1F 9TF	Restaurant	Sunday; 08:00 - 22:30 Monday to Saturday; 08:00 - 00:00
21/01342/LIPT	Prezzo	Ground Floor 36 - 38 Glasshouse Street London W1B 5DL	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/06256/LIPV	Brasserie Zedel	20 Sherwood Street London W1F 7ED	Restaurant	Monday to Sunday; 08:00 - 01:00
08/11314/LIPD	Rice Wine Shop	82 Brewer Street London W1F 9UA	Shop	Sunday; 10:00 - 22:30 Monday to Saturday; 08:00 - 23:00
18/16069/LIPDPS	Glasshouse Stores Public House	55 Brewer Street London W1F 9UJ	Public house or pub restaurant	Sunday; 12:00 - 23:00 Monday to Saturday; 10:00 - 23:30

By virtue of paragraph(s) 1, 2 of Part 1 of Schedule 12A
of the Local Government Act 1972.

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