HEARING TO BE CONDUCTED UNDER THE TERMS OF THE LICENSING ACT 2003



Committee Agenda

City of Westminster

Licensing Sub-Committee (3) Title: Thursday 27 January 2022 Meeting Date: Time: 10.00 am Venue: This is a virtual Teams meeting. Members: **Councillors:** Jim Glen (Chairman) Barbara Arzymanow Aicha Less If you require further information, please contact the Committee Officer, Sarah Craddock, Committee and Councillor Co-ordinator. Email: scraddock@westminster.gov.uk Tel: 0779098018 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. 18-22 FINCHLEY ROAD, NW8 6EB

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.				
Abbey Road	18-22 Finchley	Variation to the	21/06196/LIPV				
None* None **	Road,	Premises					
None ** NW8 6EB Licence *Cumulative Impact Area ** Special Consideration Zone							

2. HYDE PARK, SERPENTINE ROAD, W2 2UH

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.		
Knightsbridge and Belgravia None* None**	Hyde Park, Serpentine Road, W2 2UH	New Premises Licence	21/11135/LIPN		
*Cumulative Impact Area ** Special Consideration Zone					

Stuart Love Chief Executive 20 January 2022 (Pages 1 - 32)

(Pages 33 -108)

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

08:00 hours to 23:00 hours

09:00 hours to 22:30 hours

3. Hotels

Monday to Thursday: Friday and Saturday:	09:00 hours to 23:30 hours 09:00 hours to 24:00 hours
Sunday:	09:00 hours to 22:30 hours
Sundays Immediately Prior To A Bank Holiday: Sale of alcohol to guests for	09:00 hours to 24:00 hours
consumption in hotel/guest rooms only:	Anytime up to 24 hours
4. Off licences	

Monday to Saturday: Sunday:

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

Procedure for virtual hearings held under the Licensing Act 2003

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

Accessing virtual hearings

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

Final Submissions before the Hearing

The parties (or their representatives) should use their best endeavours to ensure that all of their final submissions have been made so as to be included in the Sub-Committee report (typically **no later, than 5.pm, 5 working days** before the Sub-Committee hearing). This means by 5pm on the Thursday, the week before the Sub-Committee hearing is due to take place. Final submissions should set out the key points, policies and conditions that a party wishes the Sub-Committee to take account of in determining the application. Any final submissions that a party wishes to make, (that have not been submitted so as to have been included in the report), **must** be submitted to the Licensing Service by **no later than 12 noon 3 working days** before the hearing is due to take place. The Licensing email address is: Licensing@westminster.gov.uk.

Rules during Licensing Hearings

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

- All parties wishing to participate in the hearing must register their wish to
 participate in the hearing and provide their email addresses to the Licensing
 Service at Licensing@westminster.gov.uk no later than 12 noon on the Monday
 before the Thursday hearing is scheduled to take place.
- All parties should join the virtual hearing at least 15 minutes before the advertised start time to ensure they are ready to start at the advertised start time. After the advertised start time has passed no registered parties will be allowed to join, except in exceptional circumstances, when permitted by the Chairman, as this could disrupt the meeting.
- All parties must only address the hearing when invited to do so by the Chairman.
- All parties must keep their microphones on mute unless they are speaking. The Chairman has the ability to mute all parties' microphones.
- If a party wishes to interject, they should put their name in the messaging field. The chairman has the discretion to invite the party to make their comment at an appropriate stage in the hearing.
- All parties are asked to keep their comments as succinct as possible.

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

Procedure

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

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

Dated 15 April 2020

This page is intentionally left blank



City of Westminster

Licensing Sub-Committee^{m 1}. Report

Item No:

Date:

Licensing Ref No:

Title of Report:

Report of:

Wards involved:

Policy context:

Financial summary:

Report Author:

Contact details

27 January 2022

21/06196/LIPV - Premises Licence Variation

18 - 22 Finchley Road London NW8 6EB

Director of Public Protection and Licensing

Abbey Road

City of Westminster Statement of Licensing Policy

None

Jessica Donovan Senior Licensing Officer

Telephone: 020 7641 6500 Email: Jdonovan@westminster.gov.uk

1. Application

1-A Applicant and premi	ses				
Application Type:	Variation of a Premises Licence, Licensing Act 2003				
Application received date:	24 June 2021				
Applicant:	Quick Commerce Ltd				
Premises address:	18 - 22 Finchley Road London	Ward:	Abbey Road		
	NW8 6EB	Cumulative Impact Area:	None		
		Special Consideration Zone:	None		
Premises description:	The premises stocks convenience goods including alcohol for packaging and delivery to fulfil customers' orders made online or via an app.				
Variation description:	 This application seeks the following: To vary the hours for the Sale by Retail of Alcohol for consumption off the premises from Monday to Saturday 08:00 to 23:00 & Sunday 09:00 to 22:30 to Monday to Sunday to 00:00 to 00:00. 				
Premises licence history:	The premises has had the benefit of a premises licence since May 2021. The current premises licence (21/01568/LIPN) can be viewed at Appendix 3 of this report.				
Applicant submissions:	There are no submissions from the applicant.				
Applicant amendments:	None				

1-B Current and proposed licensable activities, areas and hours								
Sale by Retail	of Alco	hol						
On or off sale	s		Curren	t :		Pr	Proposed:	
			Off sale	S		No	change	
		rent		osed	Licens	able Area		
	Но	urs	Ho	urs				
	Start:	End:	Start:	End:	Currer	nt:	Proposed:	
Monday	08:00	23:00	00:00	00:00	Off sal	es only	No change	
Tuesday	08:00	23:00	00:00	00:00				
Wednesday	08:00	23:00	00:00	00:00				
Thursday	08:00	23:00	00:00	00:00				
Friday	08:00	23:00	00:00	00:00				
Saturday	08:00	23:00	00:00	00:00				
Sunday	09:00	22:30	00:00	00:00				
Seasonal	Seasonal Current: Proposed:				1:			
variations/	N/A					N/A		
Non-standard								
timings:								

Hours premises are open to the public

	Cur	Current		osed	Premises Area		
	Но	urs	Ho	urs			
	Start:	End:	Start:	End:	Currer	nt:	Proposed:
Monday	00:00	23:59	00:00	00:00	Off sal	es only	No change
Tuesday	00:00	23:59	00:00	00:00]		
Wednesday	00:00	23:59	00:00	00:00			
Thursday	00:00	23:59	00:00	00:00]		
Friday	00:00	23:59	00:00	00:00			
Saturday	00:00	23:59	00:00	00:00			
Sunday	00:00	23:59	00:00	00:00			
Seasonal	Curr	ent:				Proposed:	
variations/	N/A					N/A	
Non-standard							
timings:							

2. Representations

2-A Responsible Authorities					
Responsible	Environmental Health Service				
Authority:					
Representative:	Maxwell Owusu Koduah				
Received:	20 July 2021				
information that you considered the appli Licensing Policy dat	I refer to the variation application for the above-mentioned premises. I have considered the information that you have provided within and accompanying this application. I have also considered the application in line with the relevant policies within the Councils Statement of Licensing Policy dated January 2021.				
Applicant is seeking hours (00:00 – 24:00	to supply alcohol for consumption off the premises Monday to Sunday 24) hours)				
Objectives and me	ration of the application and how it may affect the Licensing eting the requirements of the Council's Statement of Licensing Policy I ollowing representations:				
	d to supply alcohol may have the likely effect of causing an increase in I may affect Public Safety within the area				
Please contact me if	you wish to discuss the above further.				
Responsible Authority:	Metropolitan Police Service				
Representative:	PC Reaz Guerra				
Received:	ceived: 09 July 2021				
With reference to the above applications, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, are objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives.					
There is insufficient detail contained within the operating schedule to promote the licensing objectives.					

The hours sought exceed Westminsters Core Hours Policy.

It is for these reasons that we object to this application.

2-B	Other Per	rsons			
Name:					
Address and/or Residents Association:		sidents Association:			
Status:		Valid	In support or opposed:	Opposed	
Receive	d:	06 July 2021			
complete of St. Jol will lead undesira	I am absolutely appalled by this application as a 24 hours licence selling alcohol. The once peaceful and safe surrounding of the neighbourhood would be completely destroyed if this would go ahead. Recently there has been safety issues in this part of St. John's Wood due to street robberies and car break-ins. With this granting of licence, this will lead to the attraction of frequent opportunistic crime to come to the surrounding area with undesirable yet preventable consequences. In addition , limited parking , noise pollution and congestion are already hampering traffic flow in the surrounding area.				
Name:					
Address and/or Residents Association:					
Status:		Valid	In support or opposed:	Opposed	
Received: 07 July 2021		07 July 2021			
I am against the proposal for the neighbouring shop to sell alcohol on its premises. I am a recently retired school teacher from Students who are 16, 17 or 18 years old often look older than that and can easily obtain fake IDs. It would be an unfortunate temptation for these teenagers to have a store selling alcohol just across the street. There is another school which is also very close to these premises. Furthermore, other individuals who are walking in the area (students and older residents) may feel threatened if they run into people who have had too much to drink and have come to the premises to stock up on liquor. I don't think that this is an appropriate address for a liquor store.					

Name:				
Address and/or Residents Association				
Status:	Valid In support of opposed: Opposed			
Received:	07 July 2021			
I object to the application	ant's licence variation fo	r the following reasons:		
neighborhood to the	subject premises at 18 rican School in London:	ed high school students in the - 22 Finchley Road.	immediate	
The second school is 35 Finchley Rd, Long	s AP Academy:			
Students could be te societal peace in St.	-	lic drinks from the subject sho	p to the detriment of	
2. Increased activity premises.	 Increased activity in 18 - 22 Finchley Road would increase the noise levels outside the premises. 			
3. 18 - 22 Finchley Road. Increased activity there would interfere with the tranquility and peace .				
3. The road along 18 - 22 Finchley Road is marked red. Parking is prohibited on this very busy road. Cars, trucks, busses, motor cycles, etc are constatntly on the road. Visitors to the subject shop must park their vehicles in the streets nearby. Parking spaces are already scarce. This will add to traffic congestion in the area and deteriorate air quality. It will increase the risk of accidents. The area is residential with small children everywhere.				
Name:				
Address and/or Residents Association				
Status:	Valid	In support or opposed:	Opposed	
Received:	03 July 2021	•		
This is a smart residential area, and We have a number of elderly people in this and neighbouring blocks of flats. Activity of alcohol sales and the possible noise involved throughout the night (24 hours a day) could be intolerable for myself and my neighbours, trying to sleep with a window or two open, and accustomed to a peaceful living. The potential for drinking in this area - especially during the evening and night - is horrific. It must not be allowed.				

Name:			
Address and/or Residents Association:			
Status:	Valid	In support or opposed:	Opposed
Received:	10 July 2021		
protect the amenity of considered to be har extended under any Wood	ly a few weeks ago. Lic of neighbours. In additio mful to the wider local o	s to this variation to the premis ensing hours were restricted to on, disturbance from 24/7 delive community. Core licensing hou will also create a precedent elso	o core hours to ery of alcohol was rs should not be
Name:			
Address and/or Residents Association			
Status:	Valid	In support of opposed:	Opposed
Received:	29 June 2021		
Will cause noise 24h	nrs a day behind our prio	oerty	
Name:	· · ·		
Address and/or Residents Association			
Status:	Valid	In support or opposed:	Opposed
Received:	15 July 2021		
I object for this shop		sell liquor. This will be a huge o	disturbance to the
neighbourhood and	will result to further com	plaints	
Name:			
Address and/or Residents Association:			
Status:	Valid	In support or opposed:	Opposed
Received: 06 July 2021			
I have lived in this apartment for over 10 year, I loved it as it is always been very safe, quiet and peaceful. An off-licence to sell alcohol 24-7 will change all of. I have 2 small children and this will worry me a lot. The establishment will become a hang out and will cause loitering and noise. This is unsafe. I am not sure who thought this would be a great idea ?			

We are a peaceful n	eighbourhood and se d	o not need an offline, especial	ly a 24 hour one.
Name:			
Address and/or Re	sidents Association		
Statuci	Valid	In compart of opposeds	Onnegod
Status: Received:	Valid 21 July 2021	In support of opposed:	Opposed
Received.	21 0019 2021		
We are instructed or	h behalf of		
We would be gratefu	ul if you could please ac	cept this letter as a representa	tion on behalf of
-	nst the above application	• •	
is sit	uated about 60/70 metr	es from the application site.	
	and is or	cupied by a broad range of res	sidents.
Background to the	application		
An application for a		ice submitted by Quiek Comm	area Limited on the 1
		as submitted by Quick Commo premises to remain open 24 h	
sell alcohol for 24 ho			iouro a day, and to
At that time the applied Health Officer and the		entations from both the Counci	ls Environmental
The representations to the original grant application were largely on the following basis			
 The provision of alcohol sales for 24 hours a day would impact of the licensing objective of the prevention of public nuisance 			
The hours requested were contrary to Westminster Core Hours Policy			
In light of the representations the Licensing Sub – Committee convened a hearing which took place on the 13 May 2021.			
The licence was granted subject to a number of conditions with the hours for the sale of alcohol being restricted in line with the Councils own Core Hours policy as follows:			
 Monday to Saturday – 0800 to 2300 			
• Sunday – 09	00 to 2230		
In the spirit of transparency, the Council should be aware that sectors were unware of the original application. Having said that, had they been aware of the application, they would have lodged a representation requesting that any grant of the licence restrict the hours for the sale of alcohol to core hours.			
The variation application			
On the 24 June 2021 Quick Commerce Limited submitted the current application to vary the premises licence, repeating their request that they be permitted to sell alcohol 24 hours a day.			

In submitting their application in June, the applicants are asking the Committee to essentially revisit/re-determine a decision that has been taken less than 2 months after the original grant.

Given the very limited passage of time since the original determination by the Licensing Sub Committee, and the failure of the application to offer any additional measures that they propose to take to address the proposed increase in hours, there is no reason for the original decision by the Committee to, in essence, be overturned. If the applicant was aggrieved by the original decision of the Committee it would have been open to them pursue an appeal against this decision through the Magistrates Court. We are unaware of any appeal having been lodged.

Representation

following basis:

1. Council Policy

The Council Licensing Policy (adopted in January 2021, at a time prior to the original application as set out above) sets out a "Core Hours Policy" (**HRS1**) at pages 62 to 67.

The current licence was granted for core hours as set out above. The current variation application (as indeed was the original application) is for hours out with the core hours policy.

The granting of the application would be contrary to the Councils own policy

2. Licensing Objectives – Crime and Disorder and Public Nuisance

The Councils licensing policy at para E6 on page 64 states as follows:

"The Licensing Authority is aware of the impact that late night licensed premises can have on the extent of crime and disorder and the opportunities for crime, issues of public nuisance"

And at E11 on page 66 states the follow

"Activity associated with late night licensed premises may have an impact on the local environment and may cause public nuisance. The effect of noise is greater later at night when ambient noise levels are lower, and residents are at home relaxing or wishing to sleep."

The application for a licence to sell alcohol for 24 hours a day would be contrary to, and undermine the licensing objectives, in so far as they relate to the prevention of public nuisance and the prevention of crime and disorder.

The applicant premises are situated in a primarily residential area, and, amongst other matters, the movement of delivery drivers to and from the premises and the dispatch of deliveries in the late hours of the evening and the early hours of the morning, will cause nuisance and disturbance, with possible associated increase of crime and disorder, to local residents at times when local residents are at home relaxing or wishing to sleep.

Our client reserves the right to expand on the above representations at the hearing of the application.

We would be grateful if you could please acknowledge receipt of this representation and confirm when the application will be considered as our client will wish to take full part in any hearing.

We look forward to hearing from you.

 Policy HRS1 applies 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. B. Applications for hours outside the core hours set out in Clause C will be considered on their merits, subject to other relevant policies. Considered on their merits, subject to other relevant 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 will be played. 6. The hours when customers will be allowed to take food or drink outside the premises. 7. The existing hours of licensable activities and when customers will be played. 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises. 7. The existing hours of licensable activities and the past operation of the premises. 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises in the vicinity. 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the roperation. 10. The type of use, recognising that some venues are more likely to impact the licensing objectives than other: for example, pubs and bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the o
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

	are expected to be covered by Temporary Event Notices or variation applications.
	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: 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 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.
	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.
	E. For the purposes of this policy, 'premises uses' are defined within the relevant premises use policies within this statement.
Policy DC1	A. Applications for a delivery centre 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 are within the council's Core Hours Policy HRS1,
	3. The applicant having taken account of the Special Consideration Zone Policy SCZ1 if the premises are located within a designated zone,
	4. The premises are not located in a predominantly residential area, and
	5. The application and operation of the venue meeting the definition of a delivery centre in Clause D.
	B. Applications for a delivery centre within the West End Cumulative

Impact Zone will be considered on their own merits and subject to:
 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 having demonstrated that they will not add to
cumulative impact within the Cumulative Impact Zone, 4. The premises are not located within a
predominantly residential area, and
5. The application and operation of the venue meeting the definition of a delivery centre in Clause D.
C. Applications that do not meet Clause A or B will be considered on
their own merits, subject to other relevant policies within this statement and the following considerations:
1. The likelihood of the effect of the grant of the licence for a delivery
centre on the licensing objectives and whether the applicant has demonstrated that they will meet the criteria and considerations within policies CD1, PS1, PN1 and CH1.
2. The proposed hours for the operation of the delivery centre,
whether they are beyond the Core Hours as set out in Policy HRS1
and if so, what are the reasons for the additional hours and what has the applicant proposed as measures that will mitigate or eliminate
any potential impact on the licensing objectives and residents in the
vicinity of the premises. 3. If the application is located within:
a. the West End Cumulative Impact Zone, have they demonstrated
that they will not add to cumulative impact, or, b. a designated Special Consideration Zone, have they
demonstrated that they have taken account of the issues identified
in that area and put forward proposed mitigation measures in
relation to those issues in accordance with Policy SCZ1, 4. Whether the premises are located within a predominantly
residential area and if so:
a. whether the applicant has engaged with local residents and/or
local resident/amenity societies on the proposed application and the operation of the premises prior to submitting the application to the council, and
b. whether the applicant has put forward sufficient control measures
within the operating schedule to mitigate or eliminate the potential impact on residents in the area and the licensing objectives that
have been identified as part of the pre-application engagement with
residents or following receipt of relevant
representations following the statutory consultation period. 5. Whether the delivery personnel working from the delivery centre
are directly employed by the applicant or whether the delivery
service element of the operation will be provided by a third party,
6. How will the applicant ensure that the operation of the premises and the delivery service, operated directly by them with their own
staff does not adversely impact the licensing objectives, breach the
terms and conditions of the licence or commit offences under the Act.
7. If a third party will provide the delivery service element of the
operation on behalf of the applicant what are the contractual
arrangements with that third party to ensure that the operation of the

delivery service from the delivery centre does not adversely impact
the licensing objectives, breach the terms and
conditions of the licence or commit offences under the Act,
8. The operation and management of the proposed delivery centre
from the premises,
9. The types of vehicles that will be used for the delivery of alcohol and/or late-night refreshment and whether they will likely create
public nuisance,
 When will deliveries to the delivery centre or waste collection take place.
11. The history of the applicant's operation of licensed premises and the premise's operation in relation to any impact on the licensing objectives, breaches of any terms and conditions of a licence, any
reviews of a licence or offences committed under the Act,
12. In addition to Sub-clause 6 and 7 above what measures the
applicant or the third party providing the delivery service has put
forward to mitigate the specific risk of public nuisance by the
operation of the delivery service at the premises or at the end point of delivery,
13. In addition to sub-clause 6 and 7 above what specific measures
and processes the applicant or the third party providing the delivery
service has put forward to mitigate the risk from the delivery of
alcohol to children to ensure that they are protected from harm.
D. For the purposes of this policy a delivery centre is a premises that's primary function is to temporarily store alcohol and/or to
prepare hot food and hot drink, so that it is available when ordered for transportation to a customer's residential or workplace location.
E. For the purposes of Clause A.4 B.4 and C reference to 'a predominately residential area' means an area of the city in which housing is the predominant use.

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	Existing premises licence and Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

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

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

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

_		
1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	01 October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Environmental Health Service	20 July 2021
5	Metropolitan Police Service	09 July 2021
6	Interested party 1	06 July 2021
7	Interested party 2	07 July 2021
8	Interested party 3	07 July 2021
9	Interested party 4	03 July 2021
10	Interested party 5	10 July 2021
11	Interested party 6	29 June 2021
12	Interested party 7	15 July 2021
13	Interested party 8	06 July 2021
14	Interested party 9	21 July 2021

Appendix 1



Applicant Supporting Documents

There are no submissions from the applicant.

Appendix 3

	Schedule 12 Part A	WARD: Abbey Road UPRN: 100023119968
City of Westminster 64 Victoria Street, London, SW1E 6QP	Premises licence	Regulation 33, 34
Premises licence number:	21/01568/LIPN	
Original Reference:	21/01568	/LIPN

Part 1 – Premises details

Postal address of premises:
18 - 22 Finchley Road London NW8 6EB
Telephone Number: None 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 AlcoholMonday to Saturday:08:00 to 23:00Sunday:09:00 to 22:30

The opening hours of the premises:

Monday to Sunday: 00:00 to 23:59

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

Alcohol is supplied for consumption off the Premises.

Part 2

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

Quick Commerce Ltd 1ST Floor Buckhurst House 42/44 Buckhurst Avenue Sevenoaks TN13 1LZ

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

13025451

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

Name: Mr Joseph Falter

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:2020/01118/LAPERLicensing Authority:London Borough of Hammersmith & Fulham

Date: 21 May 2021

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

Annex 1 – Mandatory conditions

- 1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
- 2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
- 3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
- 4. (1) The 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.
- 5(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.
- 5(ii) For the purposes of the condition set out in paragraph 5(i) above -
 - "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+(DxV)

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
- 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.
- 5(iii). Where the permitted price given by Paragraph 5(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.
- 5(iv). (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(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

- 6. The sale of alcohol from the premises shall be for delivery only by a delivery rider.
- 7. 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 are 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 the Police or authorised officer throughout the entire 31-day period.
- 8. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
- 9. An incident log/register shall be maintained to record all incidents of crime and disorder occurring on delivery of products. This log/register will be available for inspection by a Police Officer or other authorised officer on request.
- 10. There shall be no signage or advertisement, or promotional material affixed to the outside of the premises that give any reference to the sale of alcohol taking place at the premises.
- 11. The premises licence holder will ensure that an age verification policy will apply whereby all delivery riders will be trained to ask any customer to whom alcohol is delivered, who appears to be under the age of 25 years to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.
- 12. All delivery riders shall receive training in age restricted sales.

- Induction training must be completed and documented prior to the delivery of alcohol by the rider.

- Refresher/reinforcement training must be completed and documented at intervals of no more than 6 months.

- Training records will be available for inspection by a Police Officer or other authorised officer on request. Training records will be electronically stored by the licence holder for a period of 12 months.

- 13. A warning shall be displayed on the digital platform on which an order is placed informing customers that they must be aged 18 or over to make a purchase of alcohol and notifying customers that the rider will carry out age verification on delivery. The customer will be required to declare that he or she is aged 18 or over. If the rider is not satisfied that the customer is aged 18 or over any alcohol in the order will be withheld.
- 14. All riders shall be trained to record refusals of sales of alcohol in a refusals log/register. The log/register will contain:
 - details of the time and date the refusal was made.
 - the identity of the rider refusing the sale.
 - details of the alcohol the person attempted to purchase.

This log/register will be available for inspection by a Police Officer or other authorised officer on request.

- 15. Delivery of alcohol shall be to a residential address or place of work.
- 16. Riders will be permitted to collect orders and deliver by pedal bike, electric bike (or other electric vehicle) only.
- 17. Riders will not be permitted to smoke in the immediate vicinity of the premises.
- 18. Riders will not be permitted to congregate in the immediate vicinity of the premises.
- 19. Riders will be instructed not to loiter in the vicinity of residential premises.
- 20. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
- 21. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day.
- 22. Prominent, clear and legible notices must be displayed at all exits requesting staff and couriers to respect the needs of local residents and to leave the premises and the area quietly.
- 23. 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.
- 24. The premises licence holder shall not sell super-strength beer, lager, cider or spirit mixtures with an alcohol content over 5.5% ABV (alcohol by volume) save for products agreed (email will suffice) with the Police. This restriction shall not apply in respect of the specialist branded, premium priced products for example craft ales, local or microbrewery specialist products, boxed gifts or national celebratory/commemorative beer, lager or cider.
- 25. All delivery riders will be employed directly by the licence holder or a group company of the licence holder.
- 26. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
- 27. Deliveries to the premises shall only take place between 07:00 and 23:00 hours save that this restriction does not apply to deliveries of bread and milk.



page 24



Schedule 12 Part B WARD: Abbey Road UPRN: 100023119968

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

Premises licence summary

Regulation 33, 34

Premises licence number:

21/01568/LIPN

Part 1 – Premises details

Postal address of premises:

18 - 22 Finchley Road London NW8 6EB

Telephone Number: None 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 Saturday: 08:00 to 23:00 Sunday: 09:00 to 22:30

The opening hours of the premises:

Monday to Sunday: 00:00 to 23:59

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

Alcohol is supplied for consumption off the Premises.

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

Quick Commerce Ltd 1ST Floor Buckhurst House 42/44 Buckhurst Avenue Sevenoaks TN13 1LZ

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

13025451

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

Name:

Mr Joseph Falter

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

Restricted

Date: 21 May 2021

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

Licence & Appeal History

Premises History (21/01568/LIPN)

Application	Details of Application	Date Determined	Decision
21/01568/LIPN	New premises licence The application sought the sale by retail of alcohol for consumption off the premises and the opening hours Monday to Sunday 00:00 to 23:59.	13.05.2021	Granted by Licensing Sub-Committee The Licensing Sub- Committee Granted the sale by retail of alcohol for consumption off the premises: Monday to Saturday 08:00 to 23:00 & Sundays 09:00 to 22:30 and the Opening Hours: 00:00 to 23:59.
21/09979/LIPDPS	Application to Vary the Designated Premises Supervisor	06.10.2021	Granted under Delegated Authority

Temporary Event Notice History

Application	Details of Application	Date Determined	Decision
21/03595/LITENP	Temporary Event Notice	27.04.2021	Event allowed to proceed
21/03597/LITENP	Temporary Event Notice	27.04.2021	Event allowed to proceed

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 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.
- 5(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.
- 5(ii) For the purposes of the condition set out in paragraph 5(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+(DxV)

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
- 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.
- 5(iii). Where the permitted price given by Paragraph 5(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.
- 5(iv). (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(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

6. The sale of alcohol from the premises shall be for delivery only by a delivery rider.

- 7. 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 are 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 the Police or authorised officer throughout the entire 31-day period.
- 8. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
- 9. An incident log/register shall be maintained to record all incidents of crime and disorder occurring on delivery of products. This log/register will be available for inspection by a Police Officer or other authorised officer on request.
- 10. There shall be no signage or advertisement, or promotional material affixed to the outside of the premises that give any reference to the sale of alcohol taking place at the premises.
- 11. The premises licence holder will ensure that an age verification policy will apply whereby all delivery riders will be trained to ask any customer to whom alcohol is delivered, who appears to be under the age of 25 years to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.
- All delivery riders shall receive training in age restricted sales.
 Induction training must be completed and documented prior to the delivery of alcohol by the rider.

- Refresher/reinforcement training must be completed and documented at intervals of no more than 6 months.

- Training records will be available for inspection by a Police Officer or other authorised officer on request. Training records will be electronically stored by the licence holder for a period of 12 months.

- 13. A warning shall be displayed on the digital platform on which an order is placed informing customers that they must be aged 18 or over to make a purchase of alcohol and notifying customers that the rider will carry out age verification on delivery. The customer will be required to declare that he or she is aged 18 or over. If the rider is not satisfied that the customer is aged 18 or over any alcohol in the order will be withheld.
- 14. All riders shall be trained to record refusals of sales of alcohol in a refusals log/register. The log/register will contain:
 - details of the time and date the refusal was made.
 - the identity of the rider refusing the sale.
 - details of the alcohol the person attempted to purchase.

This log/register will be available for inspection by a Police Officer or other authorised officer on request.

- 15. Delivery of alcohol shall be to a residential address or place of work.
- 16. Riders will be permitted to collect orders and deliver by pedal bike, electric bike (or other electric vehicle) only.

- 17. Riders will not be permitted to smoke in the immediate vicinity of the premises.
- 18. Riders will not be permitted to congregate in the immediate vicinity of the premises.
- 19. Riders will be instructed not to loiter in the vicinity of residential premises.
- 20. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
- 21. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day.
- 22. Prominent, clear and legible notices must be displayed at all exits requesting staff and couriers to respect the needs of local residents and to leave the premises and the area quietly.
- 23. 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.
- 24. The premises licence holder shall not sell super-strength beer, lager, cider or spirit mixtures with an alcohol content over 5.5% ABV (alcohol by volume) save for products agreed (email will suffice) with the Police. This restriction shall not apply in respect of the specialist branded, premium priced products for example craft ales, local or microbrewery specialist products, boxed gifts or national celebratory/commemorative beer, lager or cider.
- 25. All delivery riders will be employed directly by the licence holder or a group company of the licence holder.
- 26. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
- 27. Deliveries to the premises shall only take place between 07:00 and 23:00 hours save that this restriction does not apply to deliveries of bread and milk.

Conditions proposed by the Environmental Health Service

None

Conditions proposed by the Metropolitan Police Service

None

Residential Map and List of Premises in the Vicinity

<u>Appendix 5</u>



Resident count: 119

Licensed premises within 75 metres of 18 - 22 Finchley Road, London, NW8 6EB							
Licence Number	Trading Name	Address	Premises Type	Time Period			
21/01568/LIPN	Not Recorded	18 - 22 Finchley Road London NW8 6EB	Shop (large)	Monday to Sunday; 00:00 - 23:59			

Agenda Item 2.



Item No:

Date:

Licensing Ref No:

Title of Report:

Report of:

Wards involved:

Policy context:

Financial summary:

Report Author:

Contact details

Licensing Sub-Committee Report

27 January 2022

21/11135/LIPN - New Premises Licence

Hyde Park Serpentine Road London W2 2UH

Director of Public Protection and Licensing

Knightsbridge And Belgravia

City of Westminster Statement of Licensing Policy

None

Kevin Jackaman Senior Licensing Officer

Telephone: 0207 641 6500 Email: kjackaman@westminster.gov.uk

1. Application	Application					
1-A Applicant and pren	nises					
Application Type:	New Premises Licence,	New Premises Licence, Licensing Act 2003				
Application received date:	11 October 2021					
Applicant:	The Royal Parks Limited	k				
Premises:	Hyde Park		-			
Premises address:	Serpentine Road London	Ward:	Knightsbridge And Belgravia			
	W2 2UH	Cumulative Impact Area:	None			
		Special Consideration Zone:	None			
Premises description:	Hyde Park has been open to the public since 1631. It is central London's largest open space and as such is famous throughout the world and much in demand for large scale events, national celebrations and political demonstrations.					
Premises licence history:	The Premises are currently licensed under reference 19/15397/LIPDPS, which permits the sale of alcohol and regulated entertainment.					
Applicant submissions:	 The application proposes a new Premises Licence to replace the current Premises Licence, which will be surrendered as a condition of the new licence being granted. The proposed new Licence will be on the same terms as the existing Premises Licence, except for an amendment to condition 28 relating to event scheduling. Condition 28 currently states: "28. Unless the prior consent of the Environmental Health Consultation Team and Westminster City Council has been obtained, the premises may only hold Major Events where the number of persons attending the event (excluding security, staff, performers and employees) is between: a) 5,000 - 19,999 on no more than 5 days per calendar year (which will be part of the existing Hyde Park events calendar - none will be staged as stand-alone events and the terminal hour will be 22:00 hours and 4 out of 5 of those events will take place within a 21-day rolling period) b) 20,000 - 49,999 on no more than 2 days per calendar year (b) 50,000 - 64,999 on no more than 7 days per calendar year With a maximum of 7 such Major Events defined in (b) and (c) above in a rolling 21 day period. A 'Major Event' is an event where: a) The playing of live and/or recorded music and/or the showing of films or recorded images, as defined by the Licensing Act 2003 is the principal reason for attending the event (excluding security, staff, performers and employees) exceed 4,999." 					

	 Major Events defined in (b) and (c) above in a rolling 21 day period" from the condition which will impact on event scheduling dates. All licensable activities, plans, permitted hours and other conditions will remain the same as the existing Premises Licence. The application follows consultation with local stakeholders, amenity associations, the Environmental Health Consultation Team and the Licensing Authority.
Applicant amendments:	None

1-B	Proposed licensable activities and hours							
perform	Plays, Live music, recorded music, Indoors, outdoors or both Both performance of dance and anything of a similar description: Both Both							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun	
Start:	10:00	10:00	10:00	01:00	10:00	10:00	10:00	
End:	22:30	22:30	22:30	22:30	22:30	22:30	22:30	
	Seasonal variations/ Non- standard timings:							

Film:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	10:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non- standard timings:			Sundays before	e Bank Holic	lay Mondays	s 10:00 to 0	0:00

Sale by retail of alcohol				On or off sales or both:			On only
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	12:00	12;00	12:00	12:00	12:00	12:00	12:00
End:	22:30	22:30	22:30	22:30	22:30	22:30	22:30
Seasonal variations/ Non- standard timings:			one				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	05:00	05:00	05:00	05:00	05:00	05:00	05:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
Seasonal variations/ Non- standard timings: Adult Entertainment:			None				
Addit Entertainment.							

2.	Representa	Representations			
2-A	Responsible Authorities				
Respo	nsible	Metropolitan Police Service			
Author	ity:				
Repres	sentative:	Reaz Guerra			
Receiv	ed:	04 November 2021			
With re	ference to th	e above application. I am writing to inform you that the Metropolitan Police			

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

There is insufficient detail within the operating schedule to promote the Licensing Objectives.

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

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

Responsible Authority:	Environmental Health
Representative:	Anil Dryan
Received:	08 November 2021

I refer to the application for a new Premises Licence for the above premises which currently has an existing Licence, 19/15397/LIPDPS.

The applicant has submitted a plan of the part of Hyde Park that is to be used for the licensable activities (no reference).

The following licensable activities are being sought:

- 1. To allow for the Supply of Alcohol 'on' the premises between 12:00 to 10:30 hours on Monday to Sunday.
- 2. To allow for the provision of the following Regulated Entertainments both 'indoors' and 'outdoors' between 10:00 to 10:30 hours on Monday to Sunday:
 - Films,
 - Plays
 - Live Music,
 - Recorded Music,
 - Performance of Dance
 - Anything similar to Live Music, Recorded Music and Performance of Dance

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

- 1. The provision and hours proposed for the Supply of Alcohol may result in an increase in Public Nuisance in the area and may impact on Public Safety.
- 2. The provision and hours proposed for the Regulated Entertainments may result in an increase in Public Nuisance in the area and may impact on Public Safety.

Environmental Health nevertheless also makes the following further comments:

- I understand the principal reason for the application is to enable the major events consisting of between 20000 and 64,999 patrons attending to be provided in a shorter time frame using the same infrastructure. Environmental Health considers that this may confer the following benefits;
 - i. Helps with sustainability issues etc as this will enable having to carry out only one build /de-rig cycle of infrastructure that involves substantial constructions.
 - ii. These major events for more than 20000 patrons are permitted higher noise levels and having them in a shorter time period may be beneficial with respects to noise impact i.e. rather than potentially affecting residents at different times of the year any impact will be limited to one time of the year.
- An extensive list of conditions (based on the existing licence) have been submitted as part of the application Environmental Health may wish to review/reword some of these for clarity.

If you require further information please contact me.

2-B	Other Per	sons			
Name:					
Address and/or Residents Association:					
Status:		Valid	In support or opposed:	Opposed	
Received: 16 October 2021					
Regarding late open air events, can you please enforce some sound level limit in db to limit neighbourhood disturbance and also please make sure the 22h30 limit is respected (i doubt the events stopped always at 22h30 in the past). In particular, for us living with young kids not far from the Serpentine south gallery pavillon, the music is often so loud that it disturbs their sleep. So time limit and DB limit welcome please.					
Name:					
Address and/or Residents Association:					
Status:		Valid	In support or opposed:	Opposed	
Receive	d:	19 October 2021			
I do not support the extension of hours to later in the evening. There is a constant problem where events take place in the park and people drinking too much. This manifests itself in hoards of intoxicated people leaving and very often searching for a bathroom. When they cannot find one they urinate in the street near our house.					
Name:					
Address and/or Residents Association					

Status:	Valid	In support of opposed:	Opposed			
Received:	01 November 2021					
attendees without cr performances, the e	eating some nuisance.	ble to hold music events for ten This nuisance will result from the asse, the disruption caused by etc.	e noise of the			
take place whilst mir	nimising the nuisance. T	ways been to find a way of allow he terms of the present licence I with the Olympics requiremen	were largely set in			
events to no more th	an 7 in any rolling 21 da	f events a condition was introdu ay period. In practice the summe 3 concerts,meaning 6 concerts	er concerts have			
Removing this condition could in theory mean 9 successive days of concerts. I understand from preliminary consultations that this is not what the intention is but rather to have three successive weekends of 3 concerts which would mean 9 concerts in a 17 day period. That degree of concentration is unacceptable and will result in an unacceptable level of nuisance.						
The terms laid down in the 2012 review were accepted by local residents but in 2018 the licence holder sought and obtained an increase in the attendance limits set out at that time. This further loosening of the restrictions is undesirable from the nuisance criteria.						
Name:						
Address and/or Re	sidents Association					
Status:	Valid	In support or opposed:	Opposed			
Received:	08 November 2021					
I wish to support objected.	objection to this	application, for the same reaso	ns that he has			
My objection will be	on the grounds of Public	c Safety.				
Name:						
Address and/or Re	sidents Association					
Status:	Valid	In support or opposed:	Opposed			
Received:	Received: 07 November 2021					
I fully support the objection submitted by the Mayfair Residents Group. This application should be rejected as this proposal will generate lots of noise nuisance, disruption to local traffic, crime and disorders.						
We already suffer a lot from the noise nuisance of the concerts, the anti-social nuisance of large numbers egressing after the concerts, disruption to local traffic flow with the closure of Park						

We, the residents, are exhausted from all of this. Enough is enough! Name: Address and/or Residents Association Status: Valid In support or opposed: Opposed Received: 03 November 2021 There should be a maximum number of days mentioned so that local residents are aware of how much noise and other possible nuisance to expect. It should not be left open-ended. Name:	Lane and the police	helicopter monitoring the	situation at the end of concerts	s, etc.			
Address and/or Residents Association In support or opposed: Opposed Status: Valid In support or opposed: Opposed Received: 03 November 2021 In support or opposed: Opposed There should be a maximum number of days mentioned so that local residents are aware of how much noise and other possible nuisance to expect. It should not be left open-ended. Name: Address and/or Residents Association In support or opposed: Support Status: Valid In support or opposed: Support Received: 04 November 2021 Support In support or opposed: Support I am writing in support of the above application. My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily. The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants and all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a number of years and have a large supporting following The proposal is for three concerts a week over a three week period . It is envisaged that these concerts will be in groups of three mostly over a weekend . There will no longer be a separate weekend of concerts in September . We support the	We, the residents, a	We, the residents, are exhausted from all of this. Enough is enough!					
Status: Valid In support or opposed: Opposed Received: 03 November 2021 Opposed Opposed There should be a maximum number of days mentioned so that local residents are aware of how much noise and other possible nuisance to expect. It should not be left open-ended. Name: Image: Image: <t< th=""><th>Name:</th><th></th><th></th><th></th></t<>	Name:						
Received: 03 November 2021 There should be a maximum number of days mentioned so that local residents are aware of how much noise and other possible nuisance to expect. It should not be left open-ended. Name: Address and/or Residents Association Status: Valid In support or opposed: Support Received: 04 November 2021 I am writing in support of the above application. My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily, The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants and all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a number of years and have a large supporting following The proposal is for three concerts a week over a three week period. It is envisaged that these concerts will be in groups of three mostly over a weekend . There will no longer be a separate weekend of concerts in September . We support the application for the following reasons. The advantage of having one less concert site to rig and derig , and one less mass movement of vehicles through the park to perform this operation for a September festival is most weicome. The whole huge area of the Parade Ground will be open for the public from the end of the derig	Address and/or Residents Association						
There should be a maximum number of days mentioned so that local residents are aware of how much noise and other possible nuisance to expect. It should not be left open-ended. Name: Address and/or Residents Association Address and/or Residents Association In support or opposed: Status: Valid In support or opposed: Support 04 November 2021 I am writing in support of the above application. My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily, The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants and all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a number of years and have a large supporting following The proposal is for three concerts a week over a three week period . It is envisaged that these concerts will be in groups of three mostly over a weekend . There will no longer be a separate weekend of concerts in September. We support the application for the following reasons. The advantage of having one less concert site to rig and derig , and one less mass movement of vehicles through the park to perform this operation for a September festival is most welcome. The whole huge area of the Parade Ground will be open for the public from the end of the derig	Status:	Valid	In support or opposed:	Opposed			
how much noise and other possible nuisance to expect. It should not be left open-ended. Name: Address and/or Residents Association Address and/or Residents Association In support or opposed: Status: Valid In support or opposed: Status: 04 November 2021 I am writing in support of the above application. My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily, The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants and all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a number of years and have a large supporting following The proposal is for three concerts a week over a three week period. It is envisaged that these concerts will be in groups of three mostly over a weekend . There will no longer be a separate weekend of concerts in September . We support the application for the following reasons. The advantage of having one less concert site to rig and derig , and one less mass movement of vehicles through the park to perform this operation for the public from the end of the derig	Received: 03 November 2021						
Address and/or Residents Association Status: Valid In support or opposed: Support Received: 04 November 2021 In support or opposed: Support I am writing in support of the above application. My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily, The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants and all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a number of years and have a large supporting following The proposal is for three concerts a week over a three week period . It is envisaged that these concerts will be in groups of three mostly over a weekend . There will no longer be a separate weekend of concerts in September . We support the application for the following reasons. The advantage of having one less concert site to rig and derig , and one less mass movement of vehicles through the park to perform this operation for a September festival is most welcome. The whole huge area of the Parade Ground will be open for the public from the end of the derig							
Status: Valid In support or opposed: Support Received: 04 November 2021 In support of the above application. Support I am writing in support of the above application. My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily, The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants aned all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a number of years and have a large supporting following The proposal is for three concerts a week over a three week period . It is envisaged that these concerts will be in groups of three mostly over a weekend . There will no longer be a separate weekend of concerts in September . We support the application for the following reasons. The advantage of having one less concert site to rig and derig , and one less mass movement of vehicles through the park to perform this operation for a September festival is most welcome. The whole huge area of the Parade Ground will be open for the public from the end of the derig							
Received: 04 November 2021 I am writing in support of the above application. My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily, The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants and all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a number of years and have a large supporting following The proposal is for three concerts a week over a three week period. It is envisaged that these concerts will be in groups of three mostly over a weekend. There will no longer be a separate weekend of concerts in September . We support the application for the following reasons. The advantage of having one less concert site to rig and derig , and one less mass movement of vehicles through the park to perform this operation for a September festival is most welcome. The whole huge area of the Parade Ground will be open for the public from the end of the derig	Address and/or Re						
I am writing in support of the above application. My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily, The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants and all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a number of years and have a large supporting following The proposal is for three concerts a week over a three week period . It is envisaged that these concerts will be in groups of three mostly over a weekend . There will no longer be a separate weekend of concerts in September . We support the application for the following reasons. The advantage of having one less concert site to rig and derig , and one less mass movement of vehicles through the park to perform this operation for a September festival is most welcome. The whole huge area of the Parade Ground will be open for the public from the end of the derig	Status:	Valid	In support or opposed: Support				
My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily, The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants and all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a number of years and have a large supporting following The proposal is for three concerts a week over a three week period . It is envisaged that these concerts will be in groups of three mostly over a weekend . There will no longer be a separate weekend of concerts in September . We support the application for the following reasons. The advantage of having one less concert site to rig and derig , and one less mass movement of vehicles through the park to perform this operation for a September festival is most welcome. The whole huge area of the Parade Ground will be open for the public from the end of the derig	Received:	04 November 2021					
concerts will be in groups of three mostly over a weekend . There will no longer be a separate weekend of concerts in September . We support the application for the following reasons. The advantage of having one less concert site to rig and derig , and one less mass movement of vehicles through the park to perform this operation for a September festival is most welcome. The whole huge area of the Parade Ground will be open for the public from the end of the derig	My position as Chair of the Friends of Hyde Park and Kensington Gardens means that I represent the trustees and focus on the best interests of the parks and all who use the parks. We understand that, necessarily, The Royal Parks need to raise income to support the organisation, to continue to maintain the trees, plants and all natural elements in all the Royal Parks and to maintain a large portfolio of some very important buildings of historic importance. Commercial events have become an established part of this necessary fund raising for a						
in June (of the proposed concerts programme) to the start of the construction of Winter Wonderland in late October. The mid week community events , always much enjoyed , on the site when the concerts are not taking place will be much easier to organise as there is a longer period for them to be established . These are expensive for the promoters to lay on and they will appreciate a better							
chance to establish these. We understand that this year, as in every year, adjustments are being made to sound systems,							
and stage angles. New technology has helped this to improve constantly. From the point of view of the Friends , in the past ,pre COVID, we have organised a small series of traditional (and modern) concerts on the beautifully restored iconic Hyde Park bandstand . This was limited to a small slot in August when the area was clear between the BST and the							

September BBC concerts. Now however, we would have the luxury of being able to hold some in September when the area was previously out of bounds, which would be wonderful. More of our members are around, and September is often a more lovely month weather wise than August. This as your committee will appreciate a very personal, to The Friends, point of view and may be dismissed as irrelevant.

To summarise , we are in support of the application.

application as described below.

Name:			
Address and/or Residents Association		Hyde Park Estate Association	1
Status:	Valid	In support or opposed:	Support
Received:	08 November 2021		
stakeholder represe		ciation), registered WCC amer ndon. I understand that I should ob today 8 November.	, ,
	I also wish to note that representatives of the Royal Parks have consulted with us fully throughout their process of application.		
On behalf of the HPI	On behalf of the HPEA I wish to confirm our full support of this new Premises License		

3.	Policy & Guida	cy & Guidance	
The follo	owing policies wit	hin the City of Westminster Statement of Licensing Policy apply:	
Policy I	HRS1 applies	 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. 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: 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. 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. 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. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises. The proposed hours when any music, including incidental music, will be played. 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. 	

	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
	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.
Policy CCSOS1(A)	A. Applications outside the West End Cumulative Zones will
applies	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 operation of any delivery services for alcohol and/or late-night refreshment meeting the council's Ancillary Delivery of Alcohol and/or Late-Night Refreshment Policy DEL1.
	4. The applicant has clearly demonstrated that the sale by retail of
	alcohol and late-night refreshment will be ancillary to the venue's
	primary function as a cinemas, cultural and live sporting venues and
	outdoor space.
	 The applicant has taken account of the Special Consideration Zone Policy SCZ1 if the premises are located within a designated area.
	6. The application and operation of the venue meeting the definition
	for a cinema, cultural venue, live sporting premises or outdoor space as per Clause C
	C. For the purposes of this policy the primary function of a cinema,
	cultural venue and live sporting premises is defined as:
	1. Cinema For the exhibition of feature or shorts films to an
	audience.
	2. Cultural Venues
	a. Theatres: for the performance of plays, dramatic or other
	antartainment parformances to an audience
	entertainment performances to an audience. b. Performance Venues: for a live performance in front of an

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

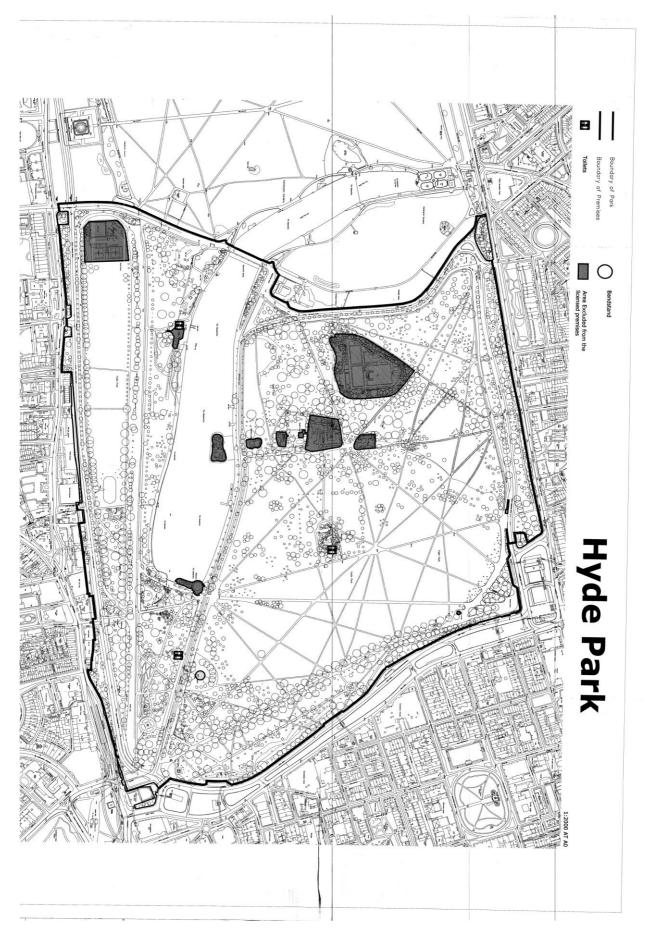
(c) foster good relations between persons who share a relevant protected characteristics and persons who do not share it.

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.	Appendi	ces
Append	ix 1	Premises plans
Append	ix 2	Applicant supporting documents
Append	ix 3	Premises history
Append	ix 4	Proposed conditions
Append	ix 5	Residential map and list of premises in the vicinity

Report author:	Kevin Jackaman Senior Licensing Officer
Contact:	Telephone: 020 7641 6500 Email: kjackaman@westminster.gov.uk

If you have any queries about this report or wish to inspect one of the background papers please contact the report author.		
Background Documents – Local Government (Access to Information) Act 1972		
1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Metropolitan Police service representation	04 November 2021
5	Environmental Health representation	08 November 2021
6	Interested Party representation (1)	16 October 2021
7	Interested Party representation (2)	19 October 2021
8	Interested Party representation (3)	01 November 2021
9	Interested Party representation (4)	08 November 2021
10	Interested Party representation (5)	07 November 2021
11	Interested Party representation (6)	03 November 2021
12	Interested Party representation (7)	04 November 2021
13	Interested Party representation (8)	08 November 2021



Applicant Supporting Documents

Appendix 2

Application summary

Hyde Park – New Premises Licence October 2021

Application/Premises Description:

Informative only - please see Schedule of Proposed Conditions appended to the application.

The applicant is a company limited by guarantee and a registered charity.

Hyde Park has been open to the public since 1631. It is central London's largest open space and as such is famous throughout the world and much in demand for large scale events, national celebrations and political demonstrations.

The Premises are currently licensed under reference 19/15397/LIPDPS, which permits the sale of alcohol and regulated entertainment.

The application proposes a new Premises Licence to replace the current Premises Licence, which will be surrendered as a condition of the new licence being granted.

The proposed new Licence will be on the same terms as the existing Premises Licence, except for an amendment to condition 28 relating to event scheduling.

All licensable activities, plans, permitted hours and other conditions will remain the same as the existing Premises Licence. The application follows consultation with local stakeholders, amenity associations, the Environmental Health Consultation Team and the Licensing Authority.

Proposed change to condition 28 shown below in strikethrough:

"28. Unless the prior consent of the Environmental Health Consultation Team and Westminster City Council has been obtained, the premises may only hold Major Events where the number of persons attending the event (excluding security, staff, performers and employees) is between:

a) 5,000 - 19,999 on no more than 5 days per calendar year (which will be part of the existing Hyde Park events calendar - none will be staged as stand-alone events and the terminal hour will be 22:00 hours and 4 out of 5 of those events will take place within a 21-day rolling period) b) 20,000 - 49,999 on no more than 2 days per calendar year

c) 50,000 - 64,999 on no more than 7 days per calendar year

With a maximum of 7 such Major Events defined in (b) and (c) above in a rolling 21 day period.

A 'Major Event' is an event where:

a) The playing of live and/or recorded music and/or the showing of films or recorded images, as defined by the Licensing Act 2003 is the principal reason for attending the event; and

b) Where the number of persons attending the event (excluding security, staff, performers and employees) exceed 4,999."

Proposed surrender condition:

No licensable activities shall take place at the premises until premises licence 19/15397/LIPDPS (or such other number subsequently issued for the premises) has been surrendered.

Premises licence 19/15397/LIPDPS (with tracked changes)

	Schedule 12 Part A	WARD: Knightsbridge And Belgravia UPRN: 010033569534
City of Westminst 64 Victoria Street, London, SW1E		Regulation 33, 34
Premises licence number:	19/15397/L	IPDPS
Original Reference:	18/11180/	LIPN
Part 1 – Premises details		
Postal address of premises:		
Hyde Park Serpentine Road London W2 2UH		
Telephone Number: Not Supp	lied	
Where the licence is time limit	ed, the dates:	
Not applicable		
Licensable activities authorise	ed by the licence:	
Performance of Dance Exhibition of a Film Performance of Live Music Playing of Recorded Music Anything of a similar description Performance of a Play Sale by Retail of Alcohol	to Live Music, Recorded Music or I	Performance of Dance
The times the licence authoris	es the carrying out of licensable	activities:
Performance of Dance Monday to Sunday:	10:00 to 22:30	
Exhibition of a Film Monday to Thursday: Friday to Saturday: Sunday: <u>Non-standard Timings</u> :	10:00 to 23:30 10:00 to 00:00 10:00 to 22:30	
Sundays before Bank Holiday	vs Mondays 10:00 to 00:00	
Performance of Live Music Monday to Sunday:	10:00 to 22:30	
Playing of Recorded Music Monday to Sunday:	10:00 to 22:30	

Anything of a similar description to Live M Dance	Iusic, Recorded Music or Performance of
Monday to Sunday:	10:00 to 22:30
Performance of a Play	
Monday to Sunday:	10:00 to 22:30
Sale by Retail of Alcohol	
Monday to Sunday:	12:00 to 22:30
The opening hours of the premises:	
Monday to Sunday:	05:00 to 00:00

The opening hours of the premises:

Monday to Sunday:

05:00 to 00:00

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

Alcohol is supplied for consumption on the Premises.

Part 2

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

The Royal Parks Limited The Old Police House Hyde Park London W2 2UH

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

10016100

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

Name: Steve Edwards

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:06/05055/LIPERSLicensing Authority:City Of Westminster Council

Date: 18 December 2019

This licence has been authorised by Emanuela Meloyan 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;
 - 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
 - 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: ¹/₂ 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 -
 - "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 + (DxV)

Where -

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

- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

8(iv).

- (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
- 9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.
- 10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the operating Schedule

None

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

- 11. Unless otherwise agreed with the City Council, the total number of people to be accommodated for the purposes of this Licence, in any event site at any one time shall not be more than 64,999 (excluding security, staff, performers and employees).
- 12. Save for unanticipated occurrences or emergencies, and with the agreement of relevant officer(s) of the Hyde Park Licensing & Safety Advisory Group ("LSAG"), the hours when the licensable activities will be carried out will be no later than the hours set out below:

Regulated Entertainment: Monday to Sunday 10:00 to 22:30 Exhibition of Films: Monday to Thursday 10:00 to 23:30 Friday to Saturday 10:00 to 00:00 Sunday 10:00 to 22:30 Sunday before Bank Holiday 10:00 to Midnight Alcohol: Monday to Sunday 12:00 to 22:30

- 13. Risk assessments shall be produced for each event, and these shall be made available to the Environmental Health Consultation Team no less than 28 days before the event where practicable.
- 14. External organisers of events shall refer to the relevant Guides, copies of which have been deposited with the Licensing Authority.
- 15. External organisers shall be issued with an agreement for hire of the Park, or part thereof. This agreement shall include the conditions attached to the Premises Licence and, if relevant, those agreed as a result of meetings of the LSAG.
- 16. Save for events to which conditions 60 and 61 applies, the Licensee will take all reasonable steps to ensure that amplified music will not cause a nuisance in accordance with the sound management plan, the terms of which are to be updated from time-to-time that will help promote the licensing objectives.
- 17. Each operator selling alcohol shall have a personal licence holder on the premises save as agreed with the Licensing Safety Advisory Group ("LSAG") and in accordance with the Alcohol Management Plan.
- 18. When alcohol is sold at the event the following conditions shall apply to all bars, both for the public and in hospitality areas:
 - a) Unless otherwise agreed with LSAG bars will be closed at least 30 minutes before the event finish time.
 - b) Bars will not be permitted to run price promotions, happy hours or other promotions designed to encourage excessive drinking.
 - c) Unless otherwise agreed with LSAG drinks will not be sold or served in glass vessels or containers.
- 19. Unless otherwise agreed by the Police, alcohol will not be sold on more than 20 days in any calendar year. For each of the 20 days the Responsible Authorities must be given a minimum of 28 days notice and the Metropolitan Police will have the right to veto the sale of alcohol at events provided they give notice of their veto no later than 7 days after being notified.
- 20. Drinks shall not be sold or served in glass vessels or containers or served in any measure greater than a pint, except in designated controlled areas such as in VIP or Hospitality areas as pre-agreed by the LSAG.

- 21. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- 22. A Challenge25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
- 23. All training records shall be made available to Police, officers of the licensing authority and Trading Standards upon request.
- 24. The premises shall at all times maintain and operate an age-restricted sales refusals recording system (either in book or electronic form) which shall be reviewed by the Designated Premises Supervisor. This refusals recording system shall be available upon request to police, Licensing Authority staff and Trading Standards.
- 25. Unless otherwise agreed with the LSAG, reasonable prevention methods shall be undertaken to deter members of the public from bringing any alcohol into, or removing any alcohol from the licensed area.
- 26. The number of locations where alcohol is sold at the event shall not exceed those indicated on the event plan approved by LSAG.
- 27. At all locations where alcohol is sold, the name and contact telephone number of the Designated Premises Supervisor shall be displayed in a prominent position on the premises, so that is it clearly visible. The named Personal Licence Holder for that location will also be displayed with their contact telephone number.

Conditions applicable to Major Events

- 28. Unless the prior consent of the Environmental Health Consultation Team and Westminster City Council has been obtained, the premises may only hold Major Events where the number of persons attending the event (excluding security, staff, performers and employees) is between:
 - a) 5,000 19,999 on no more than 5 days per calendar year (which will be part of the existing Hyde Park events calendar none will be staged as stand-alone events and the terminal hour will be 22:00 hours and 4 out of 5 of those events will take place within a 21-day rolling period)
 - b) 20,000 49,999 on no more than 2 days per calendar year
 - c) 50,000 64,999 on no more than 7 days per calendar year

With a maximum of 7 such Major Events defined in (b) and (c) above in a rolling 21 day period.

A 'Major Event' is an event where:

- a) The playing of live and/or recorded music and/or the showing of films or recorded images, as defined by the Licensing Act 2003 is the principal reason for attending the event; and
- b) Where the number of persons attending the event (excluding security, staff, performers and employees) exceed 4,999.
- 29. Unless the prior consent of the Environmental Health Consultation Team has been obtained, the premises may hold Major Events on no more than three days in any calendar year where the showing of films or recorded images, as defined by the Act, is the principal reason for persons attending the Event.

- 30. Save for Events to which Condition 28 applies, licensable activities after 18:30 shall be restricted to no more than 25 days per annum and such activities shall cease no later than 22:00 with the exception of the showing of films where the hours above apply.
- 31. Any major events shall be notified to the Responsible Authorities and LSAG with a minimum 28 days notice, unless otherwise agreed. Any member of the LSAG may request a meeting for such other events not included in the definition of Major Event.
- 32. Membership of the LSAG shall include as a minimum; the Licensee, the event organiser (where the Licensee is not the event organiser), the Licensing Authority, Environmental Health Consultation Team, Westminster Special Events & Emergency Planning, Metropolitan Police Service, LFEPA, London Ambulance Service and Transport for London. Additional members will be invited as appropriate for each meeting.
- 33. An advertised 'hotline' telephone number to the Licensee shall be available to local residents.
- 34. Any queue which forms outside the premises shall be stewarded at all times to ensure that minimal disturbance is caused.
- 35. Patrons shall be encouraged not to congregate outside the premises after the event has finished.
- 36. Promotional literature and tickets will contain information regarding public transport options and public conveniences and shall request persons to leave the area quietly.
- 37. One person must be nominated for each major event to act as safety co-ordinator, who is authorised to carry out all reasonable requests made by the LSAG or their authorised representative.
- 38. The LSAG or their authorised representative must be provided with the particulars of t he nominated safety co-ordinator.
- 39. Unless otherwise agreed, no later than 28 days prior to the event an Event Management Plan must be presented to the LSAG, or their authorised representative for their comment and advice. The Event Management Plan shall include, as a minimum:
 - a) Emergency and Evacuation procedures;
 - b) Crowd management and stewarding arrangements;
 - c) A detailed plan showing site layout and emergency egress points;
- 40. So far as is reasonably practicable the Event Organiser must ensure that the event is run in accordance with the Event Management Plan.
- 41. There shall be adequate means of control to ensure that only permitted numbers of persons gain access to the event site.
- 42. Adequate stewarding within the licensed area must be provided at all times during the licensed event.
- 43. Upon reasonable request, authorised enforcement officers of the Responsible Authorities: Environmental Health Consultation Team, Metropolitan Police Service and London Fire Brigade, must be provided with security passes for full and free access at all times to each and every part of the licensed area.
- 44. A communication system must be provided to ensure the effective operation of the site under both normal and emergency evacuation conditions. The Licensee must provide

an adequate incident control centre and a rendezvous point for the Police and other emergency services.

- 45. Adequate rigid barriers or fences designed to adequately resist right-angle and parallel loads commensurate with probable crowd pressure must be provided around any stage and other location where it is necessary to limit crowd pressure in the interests of safety.
- 46. Details of all marquees, tented structures and temporary structures should be provided including emergency exits and signage, fire warning and fire fighting equipment.
- 47. All fabric, including curtains and drapes used on stage for tents and marquees, or plastic and weather sheeting, shall be inherently or durably flame retardant to the relevant British Standards. Certificates of Compliance must be available upon request by the LSAG or their authorised representative.
- 48. Full structural design details and calculations of all and any structures to be erected within the licensed area, must be submitted to the Westminster City Council Building Control. A certificate from a competent person or engineer that a completed structure has been erected in accordance with the structural drawings and design specification must be available for inspection prior to a relevant structure being used during the licensed event.
- 49. Any moving flown equipment must contain a device or method whereby failure in the lifting system would not allow the load to fall. All hung scenery and equipment must be provided with a minimum of two securely fixed independent suspensions such that in the event of failure of one suspension the load will be safely sustained.
- 50. A sufficient number of easily identifiable, readily accessible receptacles for refuse must be provided, including provisions for concessions. Arrangements must be made for regular collection. Public areas must be kept clear of refuse and other combustible waste prior to, and so far as is reasonably practicable, during the licensed event.
- 51. After any event any litter remaining will be collected and removed from the site as soon as physically possible, either overnight or starting daybreak the following day if it is considered impractical to collect the litter in darkness.
- 52. Regular fire patrols must be maintained at all times when the public are present in the licensed area to check for and guard against possible fire hazards. The area underneath the stage to be kept clear of flammable materials.
- 53. A schedule detailing types and locations of fire fighting equipment must be submitted to the LSAG or their authorised representative as required.
- 54. Competent persons shall be employed to assess the electrical requirements at the event and the compatibility of the electricity supply with the equipment to be used. Appropriate safety devices (such as 30mA Residual Current Devices at Source) must be used for electrical apparatus, particularly for any electrical equipment exposed to adverse conditions or electrical equipment to be used in association with hand held devices (e.g. microphones). The competent person must make a certificate of inspection of the electrical installation available for inspection.
- 55. Emergency exits and entrances to the event area must be kept clear at all times and must be provided with clearly visible signage.
- 56. All parts of the licensed area intended to be used in the absence of adequate daylight and all essential safety signage shall be suitably illuminable. Details of the locations and level of illumination must be submitted to the LSAG or their authorised representative.
- 57. Electrical generators, where used, must be:

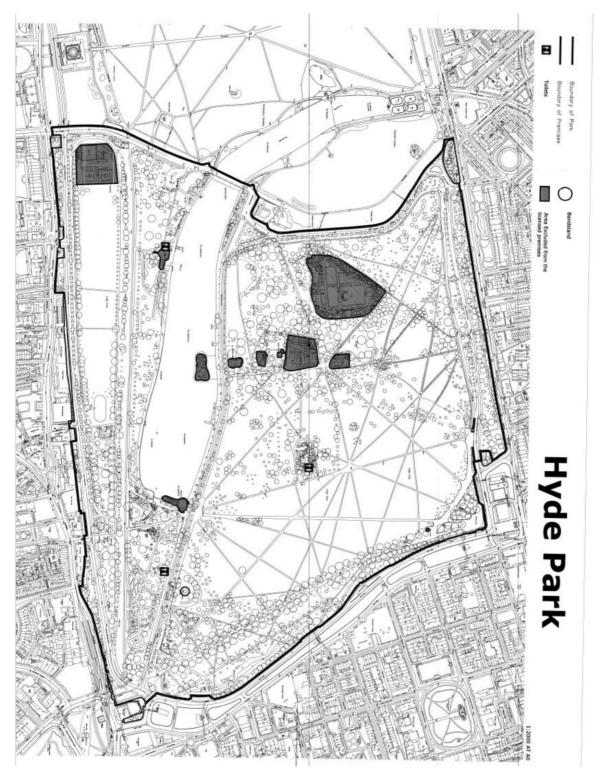
- (a) Suitably located clear of buildings, marquees and structures, and free from flammable materials, save for that in the generator tank;
- (b) Enclosed to prevent unauthorised access;
- (c) Able to provide power for the duration of the event;
- (d) Back up electrical generators are to be provided to power essential communications, lighting and Safety systems in the event of primary generator failure, unless otherwise agreed by LSAG.
- 58. All spare fuel, including LPG, must be kept and stored safely in accordance with relevant Health and Safety legislation and suitable safety signage and fire fighting equipment provided.
- 59. Unless otherwise agreed, details of any proposed use and storage of lasers, special effects, fireworks or pyrotechnics shall be presented to the LSAG or their authorised representative, and the Environmental Health Consultation Team 28 days in advance of the event.
- 60. The following noise conditions shall apply:
 - (a) A noise control consultant shall be appointed, who shall liaise between all parties including the Licence Holder, promoter, sound system supplier, sound engineer and the Environmental Health Consultation Team on all matters relating to noise control prior to the event.
 - (b) For the purposes of monitoring music noise levels during the event and sound check, the noise control consultant shall contact the Environmental Health Consultation Team and agree noise sensitive locations which are to be used to monitor compliance with conditions (d) and (e).
 - (c) A noise propagation test shall be undertaken in consultation with representative(s) of the Environmental Health Consultation Team prior to each Major Event in order to set appropriate control limits at the sound mixer position. The sound system shall be configured and operated in a similar manner as intended for the event. The sound source used for the test shall be similar in character to the music likely to be produced during the event.
 - (d) The control limits set at the mixer position shall be adequate to ensure that the Music Noise Level shall not at 1 metre from the façade of any noise sensitive premises exceed 75 dB(A) over a 5 minute period throughout the duration of the concert.
 - (e) Rehearsal and sound check times shall be limited between the hours of 10:00 and 20:00. Notification of the time(s) and duration of sound checks shall be provided to the Environmental Health Consultation Team at least 24 hours beforehand.
 - (f) The promoter, system supplier and all individual sound engineers shall be informed of the sound control limits and that any instructions from the noise control consultant regarding noise levels shall be implemented.
 - (g) A communications link should be provided to enable condition (f) above to be complied with and any numbers / radios shall be made available to the Environmental Health Consultation Team prior to the event starting.
 - (h) The appointed noise control consultant shall continuously monitor noise levels at the sound mixer position and advise the sound engineer accordingly to ensure that the noise limits are not exceeded. The Environmental Health Consultation Team shall have access to the results of the noise monitoring at all times. The Environmental Health Consultation Team shall have access and facilities to enable them to carry out their own monitoring.
 - (i) No members of the audience shall be allowed within 3 metres of any speakers.
 - (j) The speakers must be located to the satisfaction of the Environmental Health Consultation Team.
 - (k) Residential properties and the relevant amenity group(s) in the immediate vicinity of the Park will be contacted as soon as reasonable practicable (and in any event no later than 28 days) prior to any Major Event advising them of the

times of the Event and any sound check or rehearsal times and giving them a telephone number to contact in the event that they have any complaints.

- 61. At Major Events with a capacity between 5,000 and 19,999 defined in condition 28(a) the music noise level shall not at 1 metre from the façade of any noise sensitive premises exceed 65dB(A) over a 5 minute period throughout the duration of the advertised event. To demonstrate this a suitable and sufficient noise management plan shall be provided to the Environmental Health Consultation Team at least 28 days prior to the event.
- 62. Adequate medical and first aid cover and facilities appropriate to the licensed event must be provided.
- 63. Adequate drinking water points in suitable locations must be provided and maintained to the satisfaction of the LSAG or their authorised representative.
- 64. Adequate sanitary accommodation must be provided and maintained to serve the licensed event to at least the standards contained within the "Guide to Health, Safety and Welfare at Pop Concerts and Similar Events", or as advised by the Environmental Health Consultation Team. Suitable arrangements must be made for the collection and disposal of used hand towels, sanitary towels and other refuse from the sanitary accommodation.
- 65. Details of the proposed location, level of provision and means of effective maintenance and servicing of sanitary accommodation must be submitted to the LSAG or their authorised representative if requested.
- 66. During the build up and break down of the events site, any activities that might cause noise to be audible outside the Park will be limited to the hours of 08:00 to 20:00 Monday to Friday and 10:00 to 18:00 Saturday to Sunday.
- 67. Any generators, refrigerators or other machinery running overnight will be silenced, screened or sited so as not to be audible outside the Park.
- 68. There shall be a welfare point (or equivalent area) for the reporting and management of lost children. The welfare point will be staffed by trained (and appropriately certified by the Disclosure and Barring Service) members of staff who will be in radio contact with the head steward and the safety co-ordinator.
- 69. The Event Organiser, contractor and any staff employed thereof shall comply with the Conditions of this Licence.
- 70. All reasonable endeavours shall be undertaken to ensure that all functions relating to the setting up, the executions and dismantling of the event, the licensed are and all equipment are carried out in accordance with the Health and Safety at Work etc. Act 1974 and all related regulations, Codes of Practice and Guidance Notes. All assistance for the necessary inspections relating to Health and Safety both prior to and during the licensed event shall be provided. All documentation required by the Health and Safety at Work etc. Act 1974 relating to contractors and employees must be available for inspection by authorised officers at all times during the licensed event and must be kept at a location at the licensed area to be notified to the LSAG or their authorised representative.
- 71. Arrangements shall be made, to the satisfaction of WCC, for the cleansing of litter and waste in the vicinity of Hyde Park during and after events.
- 72. The event organiser will comply with all reasonable requirements of the Environmental Health Consultation Team, Westminster City Council, the London Fire and Emergency Planning Authority and the Metropolitan Police Service.

- 73. Throughout the duration of the events (including sound checks, rehearsals and concert performances) the Music Noise Levels (MNLs) shall not exceed 15dB (LAeq5 minute) above background (Representative LA90 obtained on a number of equivalent days during the last 4 hours of the proposed concert time without the event running) or 65dB (LAeq 5 minute) whichever is the lowest. The MNL shall be assessed at measurement points greater than 1km to the north and 750 metres to the east (distance measured from the main stage mixer position). These measurement points will not be situated on trunk roads. All measurement points will be prescribed in the Noise Management Plan.
- 74. Throughout the duration of the events (including sound checks, rehearsals and concert performances) the control limits set at the mixer position shall be adequate to ensure that the 63 Hz and 125 Hz octave frequency bands shall not exceed 75 dB (LZeq 15 minutes) as a result of Music Noise Level (MNL) beyond a 2Km radius (distance measured from the main stage mixer position). The 63 Hz and 125 Hz octave frequency bands shall be assessed in a free field position at measurement points prescribed by Westminster City Council Environmental Health.
- 75. At events of 30,000 capacity or less, any unnecessary delay towers will be switched off upon the reasonable request of the Environmental Health Consultation Team.
- 76. Sufficient numbers of stewards/marshals shall be employed as required by the size of the event to ensure that patrons leave the premises safely.
- 77. Unless otherwise agreed, an Egress Management Plan shall be presented to and agreed by the LSAG or their authorised representative, no later than 28 days prior to the event. Please note: The Egress Management Plan may require the closure of Park Lane or other surrounding roads with the approval of the relevant authorities.
- 78. Where the number of persons attending an event is between 5,000 and 19,999, and where that event is taking place within a site capacity of 64,999, bars shall be operated at one third or less of the bars operating at 64,999 to reflect the lower capacity audience, an in agreement with LSAG.

Annex 4 – Plans





Schedule 12 Part B WARD: Knightsbridge And Belgravia UPRN: 010033569534

Premises licence summary

Regulation 33, 34

Premises licence number:

19/15397/LIPDPS

Part 1 – Premises details

Postal address of premises:

Hyde Park Serpentine Road London W2 2UH

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance Exhibition of a Film Performance of Live Music Playing of Recorded Music Anything of a similar description to Live Music, Recorded Music or Performance of Dance Performance of a Play 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 22:30
Exhibition of a Film	
Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	10:00 to 22:30
Non-standard Timings:	
Sundays before Bank Holidays Mondays	10:00 to 00:00
Performance of Live Music Monday to Sunday:	10:00 to 22:30
Playing of Recorded Music Monday to Sunday:	10:00 to 22:30

Anything of a similar description to Live N Dance	Ausic, Recorded Music or Performance of
Monday to Sunday:	10:00 to 22:30
Performance of a Play Monday to Sunday:	10:00 to 22:30
Sale by Retail of Alcohol Monday to Sunday: The opening hours of the premises:	12:00 to 22:30
Monday to Sunday:	05:00 to 00:00

The opening hours of the premises:

Monday to Sunday:

05:00 to 00:00

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:

The Royal Parks Limited The Old Police House Hyde Park London W2 2UH

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

10016100

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

Name:

Steve Edwards

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

Restricted

Date: 18 December 2019

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

THE ROYAL PARKS HYDE PARK PREMISES LICENCE APPLICATION

OUTLINE SUBMISSION ON BEHALF OF THE APPLICANT

- 1. Events provide a vital source of income to The Royal Parks, permitting The Royal Parks 'to continue to maintain the parks to high standards against the backdrop of declining Government funding.'
- **2.** This application for a new premises licence would, if granted, differ from the existing premises licence in relation to a single condition: existing Condition 28, which relates to the scheduling of events.
- **3.** If granted, the new premises licence would permit the hosting of all 9 Major Events where attendance of more than 20,000 persons is permitted within a period of 21 days.
- **4.** No other variation of the existing permissions or restrictions or requirements is sought.
- 5. The genesis of the present application was the decision by the BBC to move the Proms from Hyde Park. The Proms have historically accounted for two the larger Major Events in the Park's calendar.
- 6. The Royal Parks accordingly considered carefully its own corporate objectives and Westminster Council's published vision for the Borough, as reflected in part in its 2021 Statement of Licensing Policy, and concluded that granting those two event slots to the surviving major event operator was capable, subject always to the decision of Westminster's licensing sub-committee, of promoting key shared economic, environmental, community and cultural objectives.
- 7. The intention is for AEG to operate all 9 Events and to be permitted to do so within a period of 21 days, rather than operating an additional 2 events at a distinct time of the year, to be scheduled around two 'midweek' Open House periods. The overall limit on events in any year remains unchanged.
- 8. Those benefits of the rescheduling are:
 - <u>Economic</u>: the use of an established and committed operator, with proven ability and expertise in running Major Events at this location in line with the licensing objectives to secure the future of the events, providing essential funding for the

Park itself and benefitting the wider Westminster economy, in particular the hospitality, tourism and retail sectors, which benefit from spending from those attending events.

- <u>Environmental</u>: a single build and break period, halving traffic movements and reducing fuel emissions, reducing not only the environmental impact of the events but also the potential for related disturbance.
- <u>Cultural and community:</u> a doubling of the period of free entry to midweek summer activities during the event period; the availability of the entire Parade Ground for an uninterrupted period between the end of the event period in high summer and the setup for Winter Wonderland.
- **9.** The Committee is respectfully referred to the material submitted in support of the application, including the single page summary and the PowerPoint presentation, which further describe the nature and purposes of the application.

Sarah Le Fevre 3RB 19th January 2022

Presentation



THE ROYAL PARKS HYDE PARK PREMISES LICENCE 2022

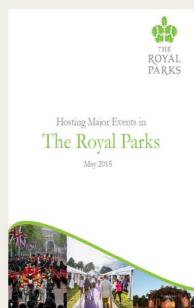


HYDE PARK PREMISES LICENCE WHY THE CHANGE?

- After 26 years in the park, the BBC have sadly decided to move their live events programme to a new location. Although the Royal Parks have only recently made a change to the premises licence for Hyde Park, as a result of the BBC's withdrawal, we are required to update our existing licence to enable our summer events programme to operate more sustainably and in a way that minimises disruption to park users.
- Our new licence application will allow us to use our existing nine event licences consecutively.
- We are not seeking any other changes to our current conditions.
- Our proposals will not result in any extension to our existing permitted hours or any overall increase in the number of events we host.
- All events will continue to be subject to the same controls on sound and comprehensive event management procedures.
- We believe the proposed changes present a positive opportunity both environmentally and socially to the park with any impact associated with the events condensed over a shorter period than in previous years.



MAJOR EVENTS STRATEGY



The Strategy limits the number of major events in each park. For Hyde Park specifically, it says we will host:

- BST Hyde Park
- BBC Proms in the Park and Radio 2 Live
- Hvde Park Winter Wonderland
- The Royal Parks Half Marathon
- A Mass Participation Sporting Event (Swim Serpentine)
- 2x Charity or medium events with a 3-day occupation, or less. This has been Great Ormond Street Hospital and Race for Life.

After a competitive Tender process, AEG Live has been awarded a six-year contract to hold the summer concerts in Hyde Park from 2022. As the BBC have now left Hyde Park, The Royal Parks would like to grant AEG Live their two concert slots, meaning that BST would run over three weekends instead of two.



www.rovalparks.ora.uk

CONTINUOUS IMPROVEMENTS AND LONG TERM INVESTMENTS

- · From late July until late October when Hyde Park Winter Wonderland comes onto site the Parade Ground will be open and accessible with no events, resulting in 19 days less event activity on the Parade Ground.
- · The Royal Parks will continue to work with one trusted, well known concert provider, AEG Live.
- The build and break periods remain the same, so the event is not on site for any longer than it normally would be, just the additional event dates.
- By moving to this model TRP and AEG Live will continue to make improvements in the following areas: -Sound management: New and improved equipment and technologies to be used on site.

- Ingress and egress: We will commit to keeping times for egress as short as possible.

- Cleansing: We will continue to cleanse both inside the event site, in the park as well as the WCC extension across the concert series.

- Sustainability: By reducing down to only one concert series on the Parade Ground this will have a 50% reduction of traffic movements in and around the park as there will be one less build and break. This will also create a reduction in fuel emissions which is also amplified by new technologies such as battery powered generators.

- Midweek: Instead of one midweek (open house) we would have two midweeks including community content.

By moving to this new model we will guarantee the investment from AEG Live into improving and implementing the above categories.



SOUND MANAGEMENT



The Royal Parks has worked tirelessly since 2013 to minimise the impact of sound to residents surrounding Hyde Park whilst ensuring the quality expected of world class concerts is met.

We are working on updating the sound management strategy that will be implemented for 2022 and throughout our contracted timeframe with AEG.

Vanguardia have been appointed as the acoustic consultants for the events and will be tasked with reviewing new technology to assist with sound management. With over 20 years' experience in the park as acoustic consultants, Vanguardia have knowledge of all of the local conditions along with latest guidance in respect of sound management. Three consultants from Vanguardia are dedicated to working on this project to refresh the current Noise Council Code for concerts.

The key strategy is:-

- 1. Understanding the event site, the local environment and key parties in respect of sound
- 2. Developing and refining an acoustic model to predict the sound coverage inside and outside the Park
- 3. Liaison with all stakeholders
- 4. Preparing a Sound Management Plan and refining the plan during the pre-event period
- Implementing the agreed sound plan which includes the use of relaying real-time noise data for all parties
- 6. Daily pre-event meetings before each concert
- 7. Production of a post-concert report
- Reviewing the latest technology and sound control techniques especially in respect of sound systems and their control. Currently it is recommended to use the tried and tested Martin MLA system but the latest Wave Field Synthesis sound system is being trialled and assessed against the benchmarked MLA system.
- Reviewing the position/orientation of the main stage with the use of acoustic modelling as required.

Both TRP and WCC will continue to work together to ensure that sound lines are advertised and professionally managed. A visit to residents is offered for every complaint logged to take sound levels.

www.royalparks.org.uk

SUSTAINABILITY

In 2019 we were able to make significant steps forward in creating a more sustainable event. The below figures outline some of the key achievements and how a three show weekend model can build upon our accomplishments and make further improvements.

- Co2 emissions were reduced by 92% in 2019 From 304.49 in 2018 to 22.75 in 2019.
- Fuel emissions decreased by 281 tonnes of CO2e in 2019, from 297 in the previous year to 15.7 in the current.
- This is based on all fuel burned including use of generators and vehicles. The reduction is seen due to the exchange from red diesel to HVO, combined with an overall decreased fuel burn.
- HVO has a 90% reduced impact in air pollution, which directly benefits the park users and local residents.
- Use of hybrid generators created major reductions in overnight running (helping with noise and air pollution)
- 16.8 tonne of emissions were from production transport. This would be halved by changing the show structures to 3 weekends.
- 450 truck movements per event (225 for build/delivery and 225 for break/collection)
- The use of vacuum toilets, rather than plumbed would decrease water usage by 80%.
- All known Scope I,II & III emissions can be off-set with as little contribution as £3,500 through the Woodland Trust.



MIDWEEK

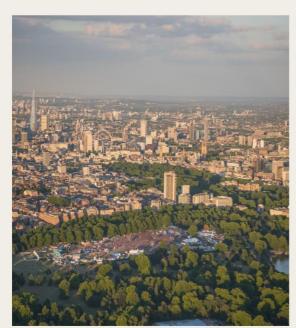
- Having two weeks of Open House opens up many more opportunities, including:
 - availability to accommodate more visitors and provide them with more choice
- working with even more local musicians, artists and content providers
- driving twice as much direct value into the local supply chain and economy

 running twice as many work experience midweek shadowing opportunities to students at the University of Westminster and work Placements through City Lions as well as a whole extra weekend of show day shadowing across all areas of the festival operation

- We will build upon our popular main stage fitness and yoga programme with ethical brands and well-known instructors.
- We will continue to provide free family friendly entertainment including music, dance, outdoor cinema screenings, arts and more.
- We are committed to introducing activities that focus around sustainability and conservation of spaces such as Hyde Park, as well as opening up a platform and creating a space for conversation around mental wellbeing and health.
- The event will provide a unique and fully accessible space for Park visitors to enjoy free facilities and content.
- Our Open House core pillars are: Community & Locality, Fun & Entertainment, Diversity & Inclusion, Education & Training, Arts & Culture, Health & Wellbeing, Sustainability & Conservation

www.royalparks.org.uk

CONCERNS RAISED



Sound

- Our proposals will not result in any extension to our existing permitted hours or any overall increase in the number of events we host.
- The Royal Parks can confirm that the strict finish time of 22:30 will be adhered to. During our previous concert series, we have implemented a planned finish time at least 15 minutes prior to 22:30 to ensure we do not go over this curfew.

Helicopters

 There will be no helicopters associated with BST and if aerial assistance is required with egress, drones will be used which will dramatically reduce disruption to local residents.

Traffic

• By reducing down to one concert series on the parade ground, there will be a 50% reduction of traffic movements in and around the park as there will be one less build and break period.

Stakeholder Engagement



Hyde Park Premises Licence
Stakeholder Engagement
Individual Stakeholder Meetings 29 June – 15 July 2021
(Head of Events, Filming and Commercial Development), (Head of Special Projects), (Senior Events Manager) and (Events Communications Manager) at TRP met with the stakeholders via MS Teams at the following dates and times to discuss the idea that TRP may seek to change a line of wording of condition 28 in the current premises licence.
29 June 2021 11:30am – Example of Hyde Park and Kensington Gardens1:00pm – Mayfair Residents Society2:30pm – Hyde Park Estates Association
6 July 2021 11:30am – Knightsbridge Association
7 July 2021 1:00pm- Westminster City Council
8 July 2021 3:00pm- 1 Westminster City Council
14 July 2021 10:30am – Westminster City Council
1 5 July 2021 2:30pm – Knightsbridge Forum
TRP made several attempts to organise a meeting with Exercise (Bayswater Road Residents Group) but were unable to meet individually with Exercise before the group multi- stakeholder meeting.
Multi-Stakeholder Meeting 6 August 2021
TRP representatives (Commercial Director), and commercial Director), representatives (CEO of European Festivals), and (Senior Projects Manager) and stakeholders via MS Teams to outline the proposed changes to all and take questions.
Attendance included the stakeholders listed above that had individual meetings with TRP as well as Bayswater Road Residents Group. Information was also set via email to Belgravia Residents Group, Marylebone Residents Association and Marble Arch Group.
Application submitted, start of statutory consultation period 11 October 2021



The application for the new licence was submitted.
Site notices were put up on the perimeter of Hyde Park informing the public of the 28-day consultation period and giving them WCC contact details in order to make any objections.
Letter sent 4 November 2021
sent a letter to stakeholders informing them that the application had been submitted for a new licence and advised that the timeline for the application was coming to an end on 8 November 2021. Stakeholder letters of support were requested by TRP.
Letters of support received
Letters of support were received by Friends of Hyde Park and Kensington Gardens (4 November 2021) Hyde Park Estates Association (8 November 2021)
List of representations received 9 November 2021
TRP received the completed list of representations following the 28-day consultation period.
Letters sent to objectors 16 November 2021
Responses were sent to all individuals who formally submitted an objection during the consultation period addressing their specific concerns with an invitation to meet with TRP to discuss further.
TRP received no requests for further information or follow up meetings following the letters being sent, with the exception of
Meeting with Mike Dunn 30 November 2021
met with (Mayfair Residents Society) to discuss his objection and mitigation for his concerns.

Hyde Park Premises License Application SOUND MANAGEMENT

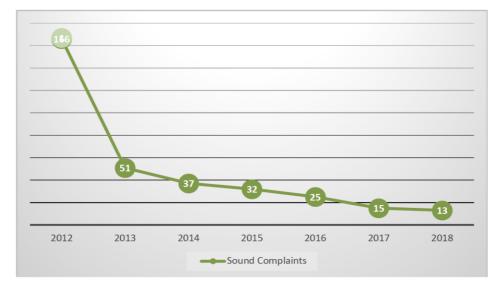


Collaborating

The Royal Parks has put sound management, technology, monitoring and engagement at the top of the event planning agenda. We have worked tirelessly since 2013 by listening to local residents and stakeholders about the issues that arise from holding concerts.

There has been a significant reduction in sound complaints over the years. Statistics show that in 2012 we received 166 sound complaints in one year in 2017 we received 15 and the total in 2018 was just 13 complaints. In 2019 there were 9 complaints. No concerts were held in 2020 and 2021 due to the Covid-19 pandemic.

The below table shows this dramatic reduction in complaints:



There are a number of reasons why we believe that sound management has improved over the past five years including;

Latest Technology

Over the last few years The Royal Parks has encouraged event organisers such as AEG and the BBC to invest in the latest technology MLA sound system (short for Martin Audio Multi-Cellular Loudspeaker Array). This brings the latest sound technology to the forefront of every show in Hyde Park. This cutting-edge audio technology includes loudspeakers which shape the sound field to better direct noise energy to the audience rather than the offsite receptors.

The Royal Parks is registered in England and Wales: Company Registration No: 10016100 Registered Charity No: 1172042. Registered Offices: The Old Police House, Hyde Park, London. W2 2UH. t: 0300 061 2000 e: hq@royalparks.org.uk w: royalparks.org.uk



The British Summer Time Concerts use up to sixteen flown arrays of MLA to create exceptional audience coverage. The full audio design is modelled extensively in advance of the concerts, and the system is continuously adjusted in response to changing audio profile to ensure that it is delivering the best possible audience experience whilst remaining within the offsite limits.

Delay towers are used in the parade ground to prevent noise from being blasted from the front, the towers have speakers attached to them to bring the music closer to the crowd regardless of where they are located in the parade ground (similar to surround sound). The angle of the speakers is tilted downwards into the audience to pocket the noise and direct it away from residential areas as much as possible.

Site Design

The Royal Parks has listened to stakeholder feedback each year and made adjustments to the site design, stage direction and delay towers. These tweaks and changes, no matter how small, have made a significant improvement on sound direction.

Sound Line

Each event has a professionally manage sound line (2222) which is widely advertised before and during events. Westminster City Council also has the same service. If a complaint is reported both TRP and WCC offer to visit residents to take sound levels.

Weather

Something that can't be managed is weather conditions. Wind has a significant effect on the speed and direction that sound travels. We work onsite with sound engineers to look at the different delays and where the crowds are most densely located to make these adjustments.

Helicopter

The Royal Parks is acutely aware of the noise disruption caused by helicopters including the MET's. During planning we strongly urge the police not to fly over Hyde Park during egress or for any sustained periods. In 2018 the police helicopter has only been used once which was during the football World Cup semi-final match.

From the data we have collected no correlation can be identified between audience capacity and sound complaints recorded. We will continue to work and improve sound management in all of the categories outlined above.

Sound Management Policy

The Royal Parks SMP – Version 7



The Royal Parks Hyde Park Sound Management Policy 2021

INTRODUCTION

- The Purpose of this document is to standardise the process and management of the production of livemusic at any event in Hyde Park and to keep within the terms of the current Premises Licence. This document should be used as guidance for Event Organisers to write their Sound Management Plan.
- The contents of this document have been agreed by The Royal Parks and Westminster Licensingteam to clarify the operational delivery of the Hyde Park Licence.
- Four key Licensing objectives, which underpin the licensing regime and are laid down in the LicensingAct 2003:
 - The Prevention of Crime and Disorder;
 - Public Safety;
 - The Prevention of Public Nuisance;
 - The Protection of Children from Harm.

MANAGEMENT STRUCTURE

- To play live music at events in Hyde Park an Event Organiser must engage a designated Sound Engineer which must be approved by The Royal Parks. The approved engineer shall work with TheRoyal Parks on the playing of live music within the park. A Sound Management Plan must be submitted for approval at least 28 days prior to the first operational event day.
- Major Events must comply with the license conditions stipulated within the Hyde Park Premises License, and all equipment must be approved in advance by The Royal Parks. Smaller events must ensure all sound systems have been approved and configured to minimise disruption outside of the park boundaries, whilst maximising the noise within the site boundary.
- Where relevant, The Royal Parks will work closely with the Key Safety Advisory Group and LicensingTeam in advance of the Event to discuss and agree all elements of the operational management and ensure all key information is signed off.

PLANNING STAGES

- Prior to the event the organiser must engage a sound engineering company from The Royal Parks preferred supplier list.
- The chosen sound engineering company shall work with the Event Organiser and The Royal Parks to submit a full Sound Management Plan in advance of the event. The plan must detail all the conditions that will be adhered to and will then be approved by a member of the Environmental Health Consultation team.
- The Event Organiser shall agree to sign a 'Memorandum of Understanding' (MOU) in advance, and agree to adhere to the terms and conditions itemised on the Premises License.

SOUND CRITERIA AND CONDITIONS

- The Royal Parks shall approve the locations of all sound monitoring equipment prior to the first operational event day. This should include both internal and external monitors and shall be detailed in the final Sound Management Plan.
- The location of the speakers shall be agreed by the Environmental Health Consultation Team and The Royal Parks prior the beginning of the event.
- Site plans submitted should take into account feedback from previous years on the positioning of the stage and the effect on the local residents and where feasible developments shall be made.
- Site wide music and levels must be agreed and approved by The Royal Parks in advance.
- All additional proposed live music and acts shall be submitted to The Royal Parks in advance for approval.
- Speakers will not be positioned within 3 metres of audience members at any point during the event.
- All internal and external monitors shall be linked into a central system and the sound engineering company shall provide the Event Organiser and The Royal Parks with a full briefing prior to the first operational event day.
- All sound checks must take place between 12.00 20.00 other than those which have been pre-agreed and a member of The Environmental Health Consultation Team shall be invited to be present to monitor sound levels throughout the duration.
- A sound propagation test shall be undertaken prior to each Major Event in order to set appropriate control limits at the sound mixer position. Where possible a representative(s) of the Environmental Health Consultation team shall be present.
- The sound system shall be configured and operated in a similar manner as intended for the event. The sound source used for the test shall be similar in character to the music likely to be produced during the event.

DURING THE EVENT

THE ROLE OF THE SOUND MANAGEMENT TEAM

- A member of the sound management team shall be onsite at all operating times where relevant. This shall be assessed prior to the event, and the nature of the event shall be taken into consideration.
- A daily sound meeting shall be held on site prior to the live music commencing; in attendance shall be members of WCC, The Royal Parks, the Event Organiser and the sound engineer.

- The daily sound meetings will debrief from the previous night's show and discuss the strategy on sound levels and management for the day ahead, taking into account weather conditions, particular acts, and any other contributing factors that need to be considered.
- The sound management team shall continually monitor sound levels at the mixer and advise each sound engineer to alter levels accordingly to ensure levels are always within the agreed limits. This ensures changes can be made immediately if deemed necessary.
- Sound levels will be monitored throughout the event and any breaches shall be logged.
- The sound team shall ensure levels do not exceed 75dB over a five-minute monitoring period at anypoint during the live event.
- The sound line shall be monitored throughout the duration of the event by a dedicated member of The Royal Parks.
- The Environmental Health Consultation Team shall have access to the results of the sound monitoring at all times and shall have access and facilities to enable them to carry out their own monitoring.
- The Royal Parks, The Environmental Health Consultation Team, and the sound engineer, shall be in radio contact throughout the event and have a direct communication link set up prior to the beginning of the event.
- The Royal Parks shall work with the Event Organiser and sound engineer to monitor sound both within the park and in the surrounding areas; this shall be linked to a central monitoring system so that the dedicated sound team have full control over all sound systems.
- All bars and catering units must not play their own amplified music or use PA systems to encourage customers and drive business. Any units found to be in breach will be fined by the Event Organiser.
- A full log of sound complaints shall be submitted to The Environmental Health Consultation team at the end of the event and agreed final number of complaints will be noted.

RESIDENT AND STAKEHOLDER ENGAGEMENT

- A dedicated sound line is available for local residents, park users and stakeholders to contact amember of the team directly upon-T: 0300 061 2222.
- The sound line shall be monitored by a member of The Royal Parks team during the event build, break and during all live event days including sound checks. Upon calling the sound line, residents shall be offered a sound visit from a member of The Royal Parks team along with a member of The Environmental Health Team where possible to assess the sound levels within the area. Due to the Covid pandemic a Risk Assessment will take place for TRP and WCC staff before entering a premises.
- Sound visits shall provide the sound team with the opportunity to make immediate changes to thesound levels on site if deemed necessary.

- All sound complaints shall be logged, and a final log shall be submitted to The Environmental Health Consultation Team following the event. Upon agreement these figures shall be recorded as the final number of complaints received.
- A dedicated feedback email address is available for local residents, park users and stakeholders to contact the team to provide feedback on any of the events taking place across all eight Royal Parks –E: eventfeedback@royalparks.org.uk
- All correspondence received via the event feedback email address shall be responded to following investigation by a member of The Royal Parks team.
- Chairs of local resident associations shall be invited to attend a pre brief and debrief meeting for every Major Event to provide feedback and consultation during the pre and post event planning stages. Feedback received throughout these meetings will be fed back to the event organisers during the planning stages and implemented where possible.
- At the beginning of each year, a Major Events Schedule will be sent to all local residents and stakeholders to notify them of the Major Events taking place throughout the year in advance. This information will also be shared with local publications and WCC.

POST EVENT

EVENT DEBRIEF

- A full post event report shall be submitted by the sound engineer and the Event Organiser.
- The Royal Parks will work with The Environmental Health Consultation Team to compile a complete sound log, and agree final figures regarding sound complaints. Upon agreement these figures shall be recorded as the final number of complaints received.
- A full event debrief shall take place with the Event Organisers, sound engineers, The Environmental Health Consultation Team and The Royal Parks to identify key successes and learnings ahead of thenext event.
- Feedback from residents and stakeholders gathered during the event debrief will be taken intoconsideration during the planning stages for the following year.
- A full sound complaint comparison shall take place at the end of each year and be repeated on ayear-by-year basis.

Alcohol Management Plan

The Royal Parks Alcohol Management Policy Version 1.4



The Royal Parks Hyde Park Alcohol Management Policy 2020

Definitions

The Royal Park's Alcohol	
Management Policy	This document should be used by all Event Organisers as guidance to writing their own Alcohol Management Plan.
Bar(s)	Is a structure(s) located on an agreed site plan. Bars may include multiple structures within a singular area that is continuous without breaks.
Challenge 25 and Valid Identification	 Challenge 25 is a scheme that encourages anyone who is over 18 but looks under 25 to carry acceptable ID when they want to buy alcohol. Challenge 25 builds on the Challenge 21 campaign introduced by the British Beer and Pub Association. The following are acceptable forms of ID for age verification. A valid driving licence with a photograph Passport Proof of age card bearing the PASS hologram or ultraviolet feature
Bar Staff	Named staff that are briefed fully before starting their first shift and are identified as trained bar staff with appropriate accreditation and dressed accordingly.
Conditions	Rules and regulations contained within the Hyde Park Premises License which must be adhered to and referenced in an Event Organisers Alcohol Management Plan.
Designated Premises Supervisor (DPS)	A person who takes day to day operational control of the sale of alcohol and is fully responsible at the event for the sale of alcohol at the premises.
The Royal Parks DPS	Will oversee the Event Organiser DPS. However, contractually the Event Organiser will take on full responsibility of the control and sale of alcohol.
Alcohol Management Documentation	 Documents which need to be approved by The Royal Parks and given final sign off by the LSAG at least 28 days before the first operational event day. This will include the full Alcohol management Plan as well as the following What training bar staff have received and records to prove training has taken place. What training will be carried out on the day if required The number of bars and a map showing all bar locations Pricing The name of the DPS and names of the personal license holders

I. Introduction

- 1.1 The purpose of this document is to standardise the process and management of the sale of alcohol at any event in Hyde Park and to keep within the terms of the Hyde Park Premises Licence.
- 1.2 The contents of this document have been agreed by The Royal Parks and Westminster Licensing team to clarify the operational delivery of the Hyde Park Licence.
- I.3 The four key Licensing objectives, which underpin the licensing regime, and are laid down in the Licensing Act 2003 are:
 The Prevention of Crime and Disorder
 - Public Safety
 - > The Prevention of Public Nuisance
 - > The Protection of Children from Harm

The Royal Parks Alcohol Management Policy Version 1.4

2. Management Structure

- 2.1 To sell alcohol at events in Hyde Park an Event Organiser must provide a Designated Premises Supervisor (DPS) to take on full responsibility for the control and sale of alcohol. An Event Organiser DPS must remain on site at all times during an event to oversee all aspects of the bar operations. If the DPS cannot be present on site then an agreed deputy can take on the responsibilities. Any changes must be made in writing to The Royal Parks.
- 2.2 The Royal Parks will work alongside the Event Organiser DPS both during planning and the event to ensure that they are adhering to this policy and the Hyde Park Premises License Conditions.
- 2.3 The Royal Parks will work closely with the Key Safety Advisory Group and Licensing Team in advance of the Event to discuss and agree all elements of the operational management and ensure all key information is signed off.
- 2.4 The Royal Parks will transfer the DPS licence over to the Event Organiser's DPS prior to the first event day and the license will revert back to The Royal Parks DPS straight after the final event day.
- 2.5 In the event of a breach deemed serious by The Royal Parks or the LSAG a bar may have to close immediately.

3. The Control of the Sale of Alcohol

- 3.1 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.
- 3.2 All training records shall be made available to Authorised officers.
- 3.3 There must be a personal license holder present at each bar.
- 3.4 There should be no staff under the age of 18 working on the sale or delivery of alcohol.
- 3.5 Challenge 25 must be implemented at each bar with signage to support. The event must also clearly publicise this information to their customers in advance via the event website and on ticketing information.
- 3.6 The Event Organiser shall at all times maintain and operate an all refusals sales recording system (either in book or electronic from) which can be reviewed by both the Event DPS and The Royal Parks at the end of each event day. This refusals recording system must also be available upon request to Authorised officers.

4 Offsite and onsite consumption of Alcohol

- 4.1 All alcohol sales in the park are for on sale purchase only. As a result all alcoholic drinks must be sold in opened containers or if sold in their original container they must be opened upon purchase.
- 4.2 All alcohol sold onsite must be consumed onsite and not be removed from the event perimeter.
- 4.3 The Event Organiser must ensure there is sufficient security at all entry and exit points to prevent alcohol coming onto or being removed from the event site. This is with exception when
 - Alcohol has been permitted to be brought onto site
 - > Unopened vessels of alcohol may be removed from site as long as they have not been purchased
 - An alcoholic product can be removed from site if it has been won as a prize or brought as a gift that is in a sealed or unopened package

5 Drinking vessels

- 5.1 Before any event is held in Hyde Park a full Risk Assessment must be carried out in relation to both artist and audience profiles per day. The risk assessment must astatine the suitability of drinking vessels and how they are sold upon purchase.
- 5.2 Drinks must not be sold or served in glass vessels except in designated controlled areas such as Accessible Facilities or VIP/Hospitality areas. Security must restrict any glass vessels being taken out into the main arena and regular patrols must take place to ensure all bottles are collected so they cannot become a hazard.
- 5.3 Drinking glasses can only be used within an indoor VIP/Hospitality area where they cannot be removed.
- 5.4 The DPS or agreed deputy on site must ensure the following measures are implemented on site;
 - Beer or cider must not exceed one imperial pint.

The Royal Parks Alcohol Management Policy Version 1.4

- The maximum bottle of wine or sparkling wine bottle i.e Champagne and Prosecco is 750ml. Exceptions can be made in advance if larger bottles are sold as part of Hospitality deals and not in the main event site.
- Gin, rum, vodka or whiskey must not exceed 35ml.
- Containers must not exceed 500ml for Beer, Water and Soft Drinks unless agreed by the LSAG
- If a customer requests a small glass of wine (125 ml) or a ½ pint or a single spirit (25ml) this must be available to purchase. priced accordingly and displayed clearly at each bar
- No promotional offers on any alcoholic beverage should available on site.
- 5.5 Free drinking potable water must be available on request to customers at the bar. Signage to the water points must be put in place to assist the public as well as staff who have been briefed on the locations.
- 5.6 Bottled water and/or soft drinks must be available to purchase at each bar.
- 5.7 The LSAG reserves the right to make changes to the above clauses with regards to drinking vessels any time subject to event conditions.

6 Bar Closing Times

6.1 All bars must close no later than 22.00 except when an event is due to finish earlier, in which case it must close at show down. Closing times may vary upon request alongside a risk assessment and with agreement from the Key LSAG in relation to Health and Safety requirements arsing on the day.

7 Mobile Sellers and Welfare

- 7.1 Mobile Sellers will only be permitted to sell at fixed positions which have been pre agreed with The Royal Parks and LSAG. A site plan for each event should indicate where all bars and mobile sellers will be placed. This should include disabled platforms and hospitality areas.
- 7.2 Mobile Sellers must be located near other stalls that sell soft drinks and food.
- 7.3 Mobile sellers are not permitted to approach members of the public to sell alcohol (with the exception when the mobility of customers would prevent a reasonable level of service and safe access).
- 7.4 Mobile sellers must not operate alone and must work in groups of at least two staff. This will allow for the division of tasks such as serving, handling money exchange, checking identification any refusals which must be logged in accordance with the bar process.
- 7.5 The Event Organiser must provide a sufficient welfare area when managing an event with a capacity of 20,000 or more to manage people who are intoxicated or otherwise unfit or lost. This must include free drinking water, shade, seating, phone charging facilities, information assistance and medical services.

8 Queuing Systems

- 8.1 The Event Organiser and The Royal Parks must ensure a dedicated team are checking that bars are operating in line with the Alcohol Management Plan and Hyde Park Premises License.
- 8.2 Queuing arrangements should be designed to be efficient and safe. The design and layout of the queuing system should be included in the Alcohol Management Plan. Each bar area must have an agreed amount of SIA trained staff present at all times the bars are operating. They should proactively assist the bar management with any control measures, in particular dealing appropriately with intoxicated persons or problem customers.
- 8.3 A full schedule of all SIA security personnel should be included in the Event Organisers plans as well as detailing what the Event Organiser's duty of care will be when dealing with an intoxicated person.
- 8.4 Designated SIA security/response units should patrol the internal site to prevent crime and disorder, vulnerable people and intoxicated persons, as well as supporting bar staff.





Re: Rescheduling Hyde Park Events - licence application

Dear

We have received your objection for the variation to our current licence for hosting events in Hyde Park. Our new licence application is to allow us to use our existing nine event licences consecutively and we are not seeking any other changes to our current conditions. Our proposals will not result in any extension to our existing permitted hours or any overall increase in the number of events we host. All events will continue to be subject to the same controls on noise and comprehensive event management procedures. We believe the proposed changes present a positive opportunity both environmentally and socially to the park with any impact associated with the events condensed over a shorter period than in previous years.

We are keen to address your concerns we would welcome the opportunity to meet with you to discuss further. Please do get in touch with my colleague if that would be of interest and she can set up a meeting.

Yours sincerely,

Head of Events, Filming and Commercial Development.

The Royal Parks is registered in England and Wales: Company Registration No: 10016100 Registered Charity No: 1172042. Registered Offices: The Old Police House, Hyde Park, London. W2 2UH. t: 0300 061 2000 e: hq@royalparks.org.uk w: royalparks.org.uk





16th November 2021

Re: Rescheduling Hyde Park Events – licence application

Dear

We have received your objection for the variation to our current licence for hosting events in Hyde Park. Our new licence application is to allow us to use our existing nine event licences consecutively and we are not seeking any other changes to our current conditions. Our proposals will not result in any extension to our existing permitted hours or any overall increase in the number of events we host. All events will continue to be subject to the same controls on noise and comprehensive event management procedures. We believe the proposed changes present a positive opportunity both environmentally and socially to the park with any impact associated with the events condensed over a shorter period than in previous years.

We are keen to address your concerns and I wonder if there is anything we could do to get your support during this application? We would welcome the opportunity to meet with you to discuss further. Please do get in touch with my colleague in the second of the second o

Yours sincerely,

Head of Events, Filming and Commercial Development.

The Royal Parks is registered in England and Wales: Company Registration No: 10016100 Registered Charity No: 1172042. Registered Offices: The Old Police House, Hyde Park, London. W2 2UH. t: 0300 061 2000 e: hq@royalparks.org.uk w: royalparks.org.uk





Re: Rescheduling Hyde Park Events – licence application

Dear

We have received your objection for the variation to our current licence for hosting events in Hyde Park. Our new licence application is to allow us to use our existing nine event licences consecutively and we are not seeking any other changes to our current conditions. Our proposals will not result in any extension to our existing permitted hours or any overall increase in the number of events we host. All events will continue to be subject to the same controls on noise and comprehensive event management procedures. We believe the proposed changes present a positive opportunity both environmentally and socially to the park with any impact associated with the events condensed over a shorter period than in previous years.

The Royal Parks can confirm that the strict finish time of 22:30 will be adhered to. During our previous concert series we have implemented a planned finish time at least 15 minutes prior to 22:30 to ensure we do not go over this curfew.

We are keen to address your concerns, so if you would like to discuss further, please do get in touch with my colleague who can assist with setting up a meeting.

Yours sincerely,

Head of Events, Filming and Commercial Development.

The Royal Parks is registered in England and Wales: Company Registration No: 10016100 Registered Charity No: 1172042. Registered Offices: The Old Police House, Hyde Park, London. W2 2UH. t: 0300 061 2000 e: hq@royalparks.org.uk w: royalparks.org.uk





Re: Rescheduling Hyde Park Events - licence application

Dear

We have received your objection for the variation to our current licence for hosting events in Hyde Park. Our new licence application is to allow us to use our existing nine event licences consecutively and we are not seeking any other changes to our current conditions. Our proposals will not result in any extension to our existing permitted hours or any overall increase in the number of events we host. All events will continue to be subject to the same controls on noise and comprehensive event management procedures. We believe the proposed changes present a positive opportunity both environmentally and socially to the park with any impact associated with the events condensed over a shorter period than in previous years.

The Royal Parks can confirm that the strict finish time of 22:30 will be adhered to. During our previous concert series we have implemented a planned finish time at least 15 minutes prior to 22:30 to ensure we do not go over this curfew.

In regards to sound, we aim to make improvements each year and work with the Event Organiser and Vanguardia on sound mitigations and new technologies. We will continue to have a dedicated sound line which local residents can call during the event if there are any issues.

We are keen to address your concerns, so if you would like to discuss further, please do get in touch with my colleague who can assist with setting up a meeting.

Yours sincerely,

Head of Events, Filming and Commercial Development.

The Royal Parks is registered in England and Wales: Company Registration No: 10016100 Registered Charity No: 1172042. Registered Offices: The Old Police House, Hyde Park, London. W2 2UH. t: 0300 061 2000 e: hq@royalparks.org.uk w: royalparks.org.uk





Re: Rescheduling Hyde Park Events - licence application

Dear

We have received your objection for the variation to our current licence for hosting events in Hyde Park. Our new licence application is to allow us to use our existing nine event licences consecutively and we are not seeking any other changes to our current conditions. Our proposals will not result in any extension to our existing permitted hours or any overall increase in the number of events we host. All events will continue to be subject to the same controls on noise and comprehensive event management procedures. We believe the proposed changes present a positive opportunity both environmentally and socially to the park with any impact associated with the events condensed over a shorter period than in previous years.

By reducing down to one concert series on the parade ground, there will be a 50% reduction of traffic movements in and around the park as there will be one less build and break period. Next year there will be no helicopters associated with BST and if aerial assistance is required with egress, drones will be used which will dramatically reduce disruption to local residents.

We are keen to address your concerns, so if you would like to discuss further, please do get in touch with my colleague who can assist with setting up a meeting.

Yours sincerely,

Head of Events, Filming and Commercial Development.

The Royal Parks is registered in England and Wales: Company Registration No: 10016100 Registered Charity No: 1172042. Registered Offices: The Old Police House, Hyde Park, London. W2 2UH. t: 0300 061 2000 e: hq@royalparks.org.uk w: royalparks.org.uk





Re: Rescheduling Hyde Park Events – licence application

Dear

We have received your objection for the variation to our current licence for hosting events in Hyde Park. Our new licence application is to allow us to use our existing nine event licences consecutively and we are not seeking any other changes to our current conditions. Our proposals will not result in any extension to our existing permitted hours or any overall increase in the number of events we host. All events will continue to be subject to the same controls on noise and comprehensive event management procedures. We believe the proposed changes present a positive opportunity both environmentally and socially to the park with any impact associated with the events condensed over a shorter period than in previous years.

In regards to sound, we aim to make improvements each year and work with the Event Organiser and Vanguardia on sound mitigations and new technologies. We will continue to have a dedicated sound line which local residents can call during the event if there are any issues.

We are keen to address your concerns, so if you would like to discuss further, please do get in touch with my colleague who can assist with setting up a meeting.

Yours sincerely,

Head of Events, Filming and Commercial Development.

The Royal Parks is registered in England and Wales: Company Registration No: 10016100 Registered Charity No: 1172042. Registered Offices: The Old Police House, Hyde Park, London. W2 2UH. t: 0300 061 2000 e: hq@royalparks.org.uk w: royalparks.org.uk



10th January 2022

Head of Events, Filming and Commercial Development The Royal Parks Registered Charity No: 1172042 The Old Police House Hyde Park, London, W2 2UH

Dear Alun,

Letter of Support - Premises Licence Application - Hyde Park

The intention of this letter is for AEG Presents Limited ("AEG") to formally express our full support of The Royal Parks ("TRP") in respect of the proposed new Premises Licence currently being sought by TRP in relation to the concert events to take place in Hyde Park.

AEG is one of the UK's leading event organisers and producers. Since 2013, AEG has been engaged by TRP to organize and produce a series of major summer concerts, known as British Summer Time Hyde Park ("BST Hyde Park"). Under an extension to that operating agreement with TRP, AEG has now been engaged to continue to assist TRP with organising and staging BST Hyde Park for a further six years through to 2027.

AEG firmly believes that the currently proposed changes to the Premises Licence, allowing for the overall number of concerts to be presented over a shorted period than in previous years, will deliver significant benefits to the Park both environmentally and socially, reducing the overall impact on park users, residents and other key stakeholders.

We wish to emphasise that BST Hyde Park has already been reinvented by The Royal Parks and AEG since the review of the Premise License in 2012, and the current event is already unrecognisable from the operation that was under review at that stage. A significant amount of documented evidence over the last eight years, as well as my own personal experiences, clearly shows the concerted effort made by TRP to strictly adhere to the key licensing objectives at all times throughout the planning, promotion and delivery of these highly successful events. TRP has ensured that various contractual conditions under AEG's operating agreement with TRP grants TRP significant influence over the direction of BST Hyde Park. This influence extends to the right of veto over proposed artistic content in order to ensure that the event series maintains their vision of providing major events with minimal disturbance. Hence, the number of reported disturbances caused by BST Hyde Park is universally accepted as extremely low.

AEG wishes to state its firm commitment to continue to fully engage with The Royal Parks, as well as all key stakeholders, in order to continue to seek improvements to the event and its operations, with particular emphasis on the following areas:

Sound management:

• From the moment we began working on BST Hyde Park in 2013, we have focused huge efforts on limiting and minimising the impact of sound from the event to local residents

Level 6, 240 Blackfriars Road
• London SE1 8NW • t. +44 (0) 20 7757 7800 Company registered in England and Wales, No. 05452230



around Hyde Park, whilst at the same time attempting to ensure the highest sound quality expected of world class talent.

• We are now working with industry leading acoustic consultants, Vanguardia, to further update and refine the sound management strategy at BST Hyde Park.

Sustainability:

• A key pillar of AEG's tender proposal to TRP for BST Hyde Park was a commitment to achieving aggressive sustainability targets (as further detailed in TRP's licence application) and we remain fully committed to these. We note the further significant sustainability benefits as a result of reducing down to only one annual concert series on the Parade Ground.

Midweek:

• We have long been proud of the staging a varied and comprehensive series of mid-week activities and community content during BST Hyde Park (known as "Open House"), which has been very much welcomed, embraced and enjoyed by park users, and very much look forward to extending this to two weeks.

Artist Selection:

- Another way that The Royal Parks has reinvented the summer concert series is by ensuring the best and most suitable artists perform in Hyde Park. By "most suitable", this means artists who are unlikely to cause a noise disturbance and whose audience fits a low risk profile. This means that the risk of anti-social behavior and crowd disturbance at the events and during egress is low. Event logs and debrief reports conclusively demonstrate that this low level of incidents remains unchanged whether the capacity of the audience is 64,999 or 49,999.
- The reason for this is that a good-natured audience that is respectful of the surroundings will, and have been proven to, act appropriately. This is the basis of TRP's operating vision of selecting the right artists to perform at this venue in order to minimise the impact.

For the reasons outlined above, AEG Presents wholeheartedly supports this Premises Licence application by The Royal Parks.

Yours Sincerely

Chief Executive Officer AEG Presents European Festivals

> Level 6, 240 Blackfriars Road
> • London SE1 8NW • t. +44 (0) 20 7757 7800 Company registered in England and Wales, No. 05452230

Premises History

Appendix 3

Licence 06/01112/LIPN

Application	Details of Application	Date Determined	Decision
06/01112/LIPN	Premises licence until 9 January 2022. Permits licensable activities from November to January each year	23.03.2006	Granted by Licensing Sub Committee
06/05310/LIPDPS	Variation of DPS	28.06.2006	Granted under delegated authority
06/08782/LIPDPS	Variation of DPS	14.09.2006	Granted under delegated authority
06/12602/LIPDPS	Variation of DPS	14.02.2007	Granted under delegated authority
07/04635/LIPDPS	Variation of DPS	18.05.2007	Granted under delegated authority
07/04638/LIPDPS	Variation of DPS	18.05.2007	Granted under delegated authority
09/04670/LIPDPS	Variation of DPS	09.07.2009	Granted under delegated authority
09/06773/LIPDPS	Variation of DPS	05.10.2009	Granted under delegated authority
10/04753/LIPDPS	Variation of DPS	16.07.2010	Granted under delegated authority
10/05212/LIPDPS	Variation of DPS	28.07.2010	Granted under delegated authority
11/04226/LIPDPS	Variation of DPS	20.05.2011	Granted under delegated authority
11/05731/LIPDPS	Variation of DPS	17.06.2011	Granted under delegated authority

11/07745/LIPDPS	Variation of DPS	03.08.2011	Granted under
		00.00.2011	delegated authority
11/12334/LIREVP	Review of the premises licence	17.02.2012	Determined by Licensing Sub Committee - Modified conditions
12/05697/LIPDPS	Variation of DPS	23.07.2012	Granted under delegated authority
13/03616/LIPDPS	Variation of DPS	19.06.2013	Granted under delegated authority
13/06271/LIPDPS	Variation of DPS	13.09.2013	Granted under delegated authority
14/04373/LIPDPS	Variation of DPS	16.06.2014	Granted under delegated authority
14/06585/LIPDPS	Variation of DPS	01.09.2014	Granted under delegated authority
15/03594/LIPDPS	Variation of DPS	25.05.2015	Granted under delegated authority
15/05361/LIPDPS	Variation of DPS	17.07.2015	Granted under delegated authority
15/06900/LIPDPS	Variation of DPS	28.08.2015	Granted under delegated authority
15/06901/LIPDPS	Variation of DPS	28.08.2015	Granted under delegated authority
16/05079/LIPDPS	Variation of DPS	07.06.2016	Granted under delegated authority
16/05082/LIPDPS	Variation of DPS	07.06.2016	Granted under delegated authority
16/08497/LIPDPS	Variation of DPS	23.08.2016	Granted under delegated authority

16/08498/LIPDPS	Variation of DPS	22.08.2016	Granted under delegated authority
17/02513/LIPT	Transfer – Royal Parks Agency to The Royal Parks Limited	30.03.2017	Granted under delegated authority
17/05964/LIPDPS	Variation of DPS	16.03.2018	Granted under delegated authority
17/05966/LIPDPS	Variation of DPS	16.03.2018	Granted under delegated authority
17/08820/LIPDPS	Variation of DPS	26.09.2017	Granted under delegated authority
17/08821/LIPDPS	Variation of DPS	02.07.2018	Granted under delegated authority
18/05913/LIPDPS	Variation of DPS	02.07.2018	Granted under delegated authority
18/05916/LIPDPS	Variation of DPS	02.07.2018	Granted under delegated authority
18/09490/LIPDPS	Variation of DPS	31.08.2018	Granted under delegated authority
18/10270/LIPDPS	Variation of DPS	27.09.2018	(Licence surrendered 22.03.2019)

Licence 07/08912/LIPN

Application	Details of Application	Date Determined	Decision
07/08912/LIPN	New premises licence (time limited 24.11.07 to 06.01.08)	23.03.2006	Granted by Licensing Sub Committee (Licence expired)

Licence 08/06887/LIPN

Application	Details of Application	Date Determined	Decision
08/06887/LIPN	New premises licence (time limited 09.09.08 to 21.09.08)	02.09.2008	Granted under delegated authority (Licence expired)

Licence 09/06056/LIPN

Application	Details of Application	Date Determined	Decision
09/06056/LIPN	New premises licence	16.10.2009	Granted by Licensing Sub Committee
10/08946/LIPVM	Minor variation – addition of film to the area Spiegal Tent	26.11.2010	Granted under delegated authority (Licence surrendered 31.10.2012)

Licence 08/08381/LIPN

Application	Details of Application	Date Determined	Decision
08/08381/LIPN	New premises licence	04.11.2008	Granted under delegated authority (Licence surrendered 13.11.2009)

Licence 11/00569/LIPN

Application	Details of Application	Date Determined	Decision
11/00569/LIPN	New premises licence (time limited 21.05.11 to 28.05.11)	17.03.2011	Granted by Licensing Sub Committee (Licence expired)

Licence 11/04301/LIPN

Application	Details of Application	Date Determined	Decision
11/04301/LIPN	New premises licence (time limited 01.07.12 to 30.09.12)	29.03.2012	Granted by Licensing Sub Committee
12/02303/LIPDPS	Variation of DPS	05.04.20120	Granted under delegated authority (Licence expired)

Licence 12/07305/LIPN

Application	Details of Application	Date Determined	Decision
12/07305/LIPN	New premises licence (Winter Wonderland)	18.10.2012	Granted by Licensing Sub Committee
13/06474/LIPV	Variation – redesign of the site area	16.10.2013	Granted by Licensing Sub Committee (Surrendered 07.10.1015)

Licence 15/05510/LIPN

Application	Details of Application	Date Determined	Decision
15/05510/LIPN	New premises licence (Winter Wonderland)	10.09.2015	Granted by Licensing Sub Committee
15/10980/LIPCH	Change of details – DPS adress	26.11.2015	Granted under delegated authority
17/03950/LIPT	Transfer – PWR Events Limited to The Royal Parks Limited	17.05.2017	Granted under delegated authority
18/11416/LIPDPS	Variation of DPS	23.10.2018	Granted under delegated authority

Licence 16/08484/LIPN

Application	Details of Application	Date Determined	Decision
16/08484/LIPN	New premises licence (Winter Wonderland – time limited to 17 November 2016 for one day)	27.10.2016	Granted by Licensing Sub Committee (Licence expired)

Licence 17/08998/LIPN

Application	Details of Application	Date Determined	Decision
17/08998/LIPN	New premises licence (Winter Wonderland – time limited to 16 November 2017 for one day)	20.09.2017	Granted under delegated authority (Licence expired)

Licence 18/11180/LIPN

Application	Details of Application	Date Determined	Decision
18/11180/LIPN	New premises licence	13.12.2018	Granted by Licensing Sub Committee
19/05878/LIPDPS	Variation of DPS	20.06.2019	Granted under delegated authority
19/07493/LIPDPS	Variation of DPS	02.07.2019	Granted under delegated authority
19/07520/LIPDPS	Variation of DPS	02.07.2019	Granted under delegated authority
19/09864/LIPDPS	Variation of DPS	18.12.2019	Granted under delegated authority
19/12663/LIPDPS	Variation of DPS	18.12.2019	Granted under delegated authority
19/15397/LIPDPS	Variation of DPS	18.12.2019	Granted under delegated authority

Licence 21/01829/LIPN

Application	Details of Application	Date Determined	Decision
21/01829/LIPN	New premises licence (Catering kiosk)	20.04.2021	Granted under delegated authority

Temporary Event Notices	Date of Event	Activities/Hours	Decision
19/06991/LITENP	02.07.2019	Alcohol, Regulated entertainment and late night refreshment– 17:30 to 22:30	Event permitted
19/09322/LITENP	22.08.2019	Alcohol – 15:00 to 23:59	Event permitted
21/14142/LITENP	18.12.2021 to 22.12.2021	Alcohol, Regulated entertainment and late night refreshment– 12:00 to 22:00	Event permitted
21/14292/LITENP	24.12.2021 to 28.12.2021	Alcohol, Regulated entertainment and late night refreshment– 12:00 to 22:00	Event permitted
21/14293/LITENP	30.01.2021mto 03.01.2022	Alcohol, Regulated entertainment and late night refreshment– 12:00 to 22:00	Event permitted

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 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: $\frac{1}{2}$ 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.

page 98

- 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+(DxV)

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

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

Conditions consistent with the operating schedule

- 11. Unless otherwise agreed with the City Council, the total number of people to be accommodated for the purposes of this Licence, in any event site at any one time shall not be more than 64,999 (excluding security, staff, performers and employees).
- 12. Save for unanticipated occurrences or emergencies, and with the agreement of relevant officer(s) of the Hyde Park Licensing & Safety Advisory Group ("LSAG"), the hours when the licensable activities will be carried out will be no later than the hours set out below: Regulated Entertainment: Monday to Sunday 10:00 to 22:30 Exhibition of Films: Monday to Thursday 10:00 to 23:30 Friday to Saturday 10:00 to 00:00 Sunday 10:00 to 22:30 Sunday before Bank Holiday 10:00 to Midnight Alcohol: Monday to Sunday 12:00 to 22:30
- 13. Risk assessments shall be produced for each event, and these shall be made available to the Environmental Health Consultation Team no less than 28 days before the event where practicable.
- 14. External organisers of events shall refer to the relevant Guides, copies of which have been deposited with the Licensing Authority.
- 15. External organisers shall be issued with an agreement for hire of the Park, or part thereof. This agreement shall include the conditions attached to the Premises Licence and, if relevant, those agreed as a result of meetings of the LSAG.
- 16. Save for events to which conditions 60 and 61 applies, the Licensee will take all reasonable steps to ensure that amplified music will not cause a nuisance in accordance with the sound management plan, the terms of which are to be updated from time-to-time that will help promote the licensing objectives.
- 17. Each operator selling alcohol shall have a personal licence holder on the premises save as agreed with the Licensing Safety Advisory Group ("LSAG") and in accordance with the Alcohol Management Plan.
- 18. When alcohol is sold at the event the following conditions shall apply to all bars, both for the public and in hospitality areas:
 a) Unless otherwise agreed with LSAG bars will be closed at least 30 minutes before the event finish time.
 b) Bars will not be permitted to run price promotions, happy hours or other promotions designed to encourage excessive drinking.
 c) Unless otherwise agreed with LSAG drinks will not be sold or served in glass vessels or containers.
- 19. Unless otherwise agreed by the Police, alcohol will not be sold on more than 20 days in any calendar year. For each of the 20 days the Responsible Authorities must be given a minimum of 28 days notice and the Metropolitan Police will have the right to veto the sale of alcohol at events provided they give notice of their veto no later than 7 days after being notified.
- 20. Drinks shall not be sold or served in glass vessels or containers or served in any measure greater than a pint, except in designated controlled areas such as in VIP or Hospitality areas as pre-agreed by the LSAG.

- 21. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- 22. A Challenge25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
- 23. All training records shall be made available to Police, officers of the licensing authority and Trading Standards upon request.
- 24. The premises shall at all times maintain and operate an age-restricted sales refusals recording system (either in book or electronic form) which shall be reviewed by the Designated Premises Supervisor. This refusals recording system shall be available upon request to police, Licensing Authority staff and Trading Standards.
- 25. Unless otherwise agreed with the LSAG, reasonable prevention methods shall be undertaken to deter members of the public from bringing any alcohol into, or removing any alcohol from the licensed area.
- 26. The number of locations where alcohol is sold at the event shall not exceed those indicated on the event plan approved by LSAG.
- 27. At all locations where alcohol is sold, the name and contact telephone number of the Designated Premises Supervisor shall be displayed in a prominent position on the premises, so that is it clearly visible. The named Personal Licence Holder for that location will also be displayed with their contact telephone number.

Conditions applicable to Major Events

28. Unless the prior consent of the Environmental Health Consultation Team and Westminster City Council has been obtained, the premises may only hold Major Events where the number of persons attending the event (excluding security, staff, performers and employees) is between:

a) 5,000 - 19,999 on no more than 5 days per calendar year (which will be part of the existing Hyde Park events calendar - none will be staged as stand-alone events and the terminal hour will be 22:00 hours and 4 out of 5 of those events will take place within a 21-day rolling period)

b) 20,000 - 49,999 on no more than 2 days per calendar year

c) 50,000 - 64,999 on no more than 7 days per calendar year

A 'Major Event' is an event where:

a) The playing of live and/or recorded music and/or the showing of films or recorded images, as defined by the Licensing Act 2003 is the principal reason for attending the event; and

b) Where the number of persons attending the event (excluding security, staff, performers and employees) exceed 4,999.

- 29. Unless the prior consent of the Environmental Health Consultation Team has been obtained, the premises may hold Major Events on no more than three days in any calendar year where the showing of films or recorded images, as defined by the Act, is the principal reason for persons attending the Event.
- 30. Save for Events to which Condition 28 applies, licensable activities after 18:30 shall be restricted to no more than 25 days per annum and such activities shall cease no later than 22:00 with the exception of the showing of films where the hours above apply.

- 31. Any major events shall be notified to the Responsible Authorities and LSAG with a minimum 28 days notice, unless otherwise agreed. Any member of the LSAG may request a meeting for such other events not included in the definition of Major Event.
- 32. Membership of the LSAG shall include as a minimum; the Licensee, the event organiser (where the Licensee is not the event organiser), the Licensing Authority, Environmental Health Consultation Team, Westminster Special Events & Emergency Planning, Metropolitan Police Service, LFEPA, London Ambulance Service and Transport for London. Additional members will be invited as appropriate for each meeting.
- 33. An advertised 'hotline' telephone number to the Licensee shall be available to local residents.
- 34. Any queue which forms outside the premises shall be stewarded at all times to ensure that minimal disturbance is caused.
- 35. Patrons shall be encouraged not to congregate outside the premises after the event has finished.
- 36. Promotional literature and tickets will contain information regarding public transport options and public conveniences and shall request persons to leave the area quietly.
- 37. One person must be nominated for each major event to act as safety co-ordinator, who is authorised to carry out all reasonable requests made by the LSAG or their authorised representative.
- 38. The LSAG or their authorised representative must be provided with the particulars of t he nominated safety co-ordinator.
- 39. Unless otherwise agreed, no later than 28 days prior to the event an Event Management Plan must be presented to the LSAG, or their authorised representative for their comment and advice. The Event Management Plan shall include, as a minimum:
 a) Emergency and Evacuation procedures;
 b) Crowd management and stewarding arrangements;
 c) A detailed plan showing site layout and emergency egress points;
- 40. So far as is reasonably practicable the Event Organiser must ensure that the event is run in accordance with the Event Management Plan.
- 41. There shall be adequate means of control to ensure that only permitted numbers of persons gain access to the event site.
- 42. Adequate stewarding within the licensed area must be provided at all times during the licensed event.
- 43. Upon reasonable request, authorised enforcement officers of the Responsible Authorities: Environmental Health Consultation Team, Metropolitan Police Service and London Fire Brigade, must be provided with security passes for full and free access at all times to each and every part of the licensed area.
- 44. A communication system must be provided to ensure the effective operation of the site under both normal and emergency evacuation conditions. The Licensee must provide an adequate incident control centre and a rendezvous point for the Police and other emergency services.

- 45. Adequate rigid barriers or fences designed to adequately resist right-angle and parallel loads commensurate with probable crowd pressure must be provided around any stage and other location where it is necessary to limit crowd pressure in the interests of safety.
- 46. Details of all marquees, tented structures and temporary structures should be provided including emergency exits and signage, fire warning and firefighting equipment.
- 47. All fabric, including curtains and drapes used on stage for tents and marquees, or plastic and weather sheeting, shall be inherently or durably flame retardant to the relevant British Standards. Certificates of Compliance must be available upon request by the LSAG or their authorised representative.
- 48. Full structural design details and calculations of all and any structures to be erected within the licensed area, must be submitted to the Westminster City Council Building Control. A certificate from a competent person or engineer that a completed structure has been erected in accordance with the structural drawings and design specification must be available for inspection prior to a relevant structure being used during the licensed event.
- 49. Any moving flown equipment must contain a device or method whereby failure in the lifting system would not allow the load to fall. All hung scenery and equipment must be provided with a minimum of two securely fixed independent suspensions such that in the event of failure of one suspension the load will be safely sustained.
- 50. A sufficient number of easily identifiable, readily accessible receptacles for refuse must be provided, including provisions for concessions. Arrangements must be made for regular collection. Public areas must be kept clear of refuse and other combustible waste prior to, and so far as is reasonably practicable, during the licensed event.
- 51. After any event any litter remaining will be collected and removed from the site as soon as physically possible, either overnight or starting daybreak the following day if it is considered impractical to collect the litter in darkness.
- 52. Regular fire patrols must be maintained at all times when the public are present in the licensed area to check for and guard against possible fire hazards. The area underneath the stage to be kept clear of flammable materials.
- 53. A schedule detailing types and locations of firefighting equipment must be submitted to the LSAG or their authorised representative as required.
- 54. Competent persons shall be employed to assess the electrical requirements at the event and the compatibility of the electricity supply with the equipment to be used. Appropriate safety devices (such as 30mA Residual Current Devices at Source) must be used for electrical apparatus, particularly for any electrical equipment exposed to adverse conditions or electrical equipment to be used in association with handheld devices (e.g. microphones). The competent person must make a certificate of inspection of the electrical installation available for inspection.
- 55. Emergency exits and entrances to the event area must be kept clear at all times and must be provided with clearly visible signage.
- 56. All parts of the licensed area intended to be used in the absence of adequate daylight and all essential safety signage shall be suitably illuminable. Details of the locations and level of illumination must be submitted to the LSAG or their authorised representative.
- 57. Electrical generators, where used, must be:

(a) Suitably located clear of buildings, marquees and structures, and free from flammable materials, save for that in the generator tank;

(b) Enclosed to prevent unauthorised access;

(c) Able to provide power for the duration of the event;

(d) Back up electrical generators are to be provided to power essential communications, lighting and Safety systems in the event of primary generator failure, unless otherwise agreed by LSAG.

- 58. All spare fuel, including LPG, must be kept and stored safely in accordance with relevant Health and Safety legislation and suitable safety signage and fire fighting equipment provided.
- 59. Unless otherwise agreed, details of any proposed use and storage of lasers, special effects, fireworks or pyrotechnics shall be presented to the LSAG or their authorised representative, and the Environmental Health Consultation Team 28 days in advance of the event.
- 60. The following noise conditions shall apply:

(a) A noise control consultant shall be appointed, who shall liaise between all parties including the Licence Holder, promoter, sound system supplier, sound engineer and the Environmental Health Consultation Team on all matters relating to noise control prior to the event.

(b) For the purposes of monitoring music noise levels during the event and sound check, the noise control consultant shall contact the Environmental Health Consultation Team and agree noise sensitive locations which are to be used to monitor compliance with conditions (d) and (e).

(c) A noise propagation test shall be undertaken in consultation with representative(s) of the Environmental Health Consultation Team prior to each Major Event in order to set appropriate control limits at the sound mixer position. The sound system shall be configured and operated in a similar manner as intended for the event. The sound source used for the test shall be similar in character to the music likely to be produced during the event.

(d) The control limits set at the mixer position shall be adequate to ensure that the Music Noise Level shall not at 1 metre from the façade of any noise sensitive premises exceed 75 dB(A) over a 5 minute period throughout the duration of the concert.

(e) Rehearsal and sound check times shall be limited between the hours of 10:00 and 20:00. Notification of the time(s) and duration of sound checks shall be provided to the Environmental Health Consultation Team at least 24 hours beforehand.

(f) The promoter, system supplier and all individual sound engineers shall be informed of the sound control limits and that any instructions from the noise control consultant regarding noise levels shall be implemented.

(g) A communications link should be provided to enable condition (f) above to be complied with and any numbers / radios shall be made available to the Environmental Health Consultation Team prior to the event starting.

(h) The appointed noise control consultant shall continuously monitor noise levels at the sound mixer position and advise the sound engineer accordingly to ensure that the noise limits are not exceeded. The Environmental Health Consultation Team shall have access to the results of the noise monitoring at all times. The Environmental Health Consultation Team shall have access and facilities to enable them to carry out their own monitoring. (i) No members of the audience shall be allowed within 3 metres of any speakers.

(j) The speakers must be located to the satisfaction of the Environmental Health Consultation Team.

(k) Residential properties and the relevant amenity group(s) in the immediate vicinity of the Park will be contacted as soon as reasonable practicable (and in any event no later than 28 days) prior to any Major Event advising them of the times of the Event and any

sound check or rehearsal times and giving them a telephone number to contact in the event that they have any complaints.

- 61. At Major Events with a capacity between 5,000 and 19,999 defined in condition 28(a) the music noise level shall not at 1 metre from the façade of any noise sensitive premises exceed 65dB(A) over a 5 minute period throughout the duration of the advertised event. To demonstrate this a suitable and sufficient noise management plan shall be provided to the Environmental Health Consultation Team at least 28 days prior to the event.
- 62. Adequate medical and first aid cover and facilities appropriate to the licensed event must be provided.
- 63. Adequate drinking water points in suitable locations must be provided and maintained to the satisfaction of the LSAG or their authorised representative.
- 64. Adequate sanitary accommodation must be provided and maintained to serve the licensed event to at least the standards contained within the "Guide to Health, Safety and Welfare at Pop Concerts and Similar Events", or as advised by the Environmental Health Consultation Team. Suitable arrangements must be made for the collection and disposal of used hand towels, sanitary towels and other refuse from the sanitary accommodation.
- 65. Details of the proposed location, level of provision and means of effective maintenance and servicing of sanitary accommodation must be submitted to the LSAG or their authorised representative if requested.
- 66. During the build up and break down of the events site, any activities that might cause noise to be audible outside the Park will be limited to the hours of 08:00 to 20:00 Monday to Friday and 10:00 to 18:00 Saturday to Sunday.
- 67. Any generators, refrigerators or other machinery running overnight will be silenced, screened or sited so as not to be audible outside the Park.
- 68. There shall be a welfare point (or equivalent area) for the reporting and management of lost children. The welfare point will be staffed by trained (and appropriately certified by the Disclosure and Barring Service) members of staff who will be in radio contact with the head steward and the safety co-ordinator.
- 69. The Event Organiser, contractor and any staff employed thereof shall comply with the Conditions of this Licence.
- 70. All reasonable endeavours shall be undertaken to ensure that all functions relating to the setting up, the executions and dismantling of the event, the licensed are and all equipment are carried out in accordance with the Health and Safety at Work etc. Act 1974 and all related regulations, Codes of Practice and Guidance Notes. All assistance for the necessary inspections relating to Health and Safety both prior to and during the licensed event shall be provided. All documentation required by the Health and Safety at Work etc. Act 1974 relating to contractors and employees must be available for inspection by authorised officers at all times during the licensed event and must be kept at a location at the licensed area to be notified to the LSAG or their authorised representative.
- 71. Arrangements shall be made, to the satisfaction of WCC, for the cleansing of litter and waste in the vicinity of Hyde Park during and after events.

- 72. The event organiser will comply with all reasonable requirements of the Environmental Health Consultation Team, Westminster City Council, the London Fire and Emergency Planning Authority and the Metropolitan Police Service.
- 73. Throughout the duration of the events (including sound checks, rehearsals and concert performances) the Music Noise Levels (MNLs) shall not exceed 15dB (LAeq5 minute) above background (Representative LA90 obtained on a number of equivalent days during the last 4 hours of the proposed concert time without the event running) or 65dB (LAeq 5 minute) whichever is the lowest. The MNL shall be assessed at measurement points greater than 1km to the north and 750 metres to the east (distance measured from the main stage mixer position). These measurement points will not be situated on trunk roads. All measurement points will be prescribed in the Noise Management Plan.
- 74. Throughout the duration of the events (including sound checks, rehearsals and concert performances) the control limits set at the mixer position shall be adequate to ensure that the 63 Hz and 125 Hz octave frequency bands shall not exceed 75 dB (LZeq 15 minutes) as a result of Music Noise Level (MNL) beyond a 2Km radius (distance measured from the main stage mixer position). The 63 Hz and 125 Hz octave frequency bands shall be assessed in a free field position at measurement points prescribed by Westminster City Council Environmental Health.
- 75. At events of 30,000 capacity or less, any unnecessary delay towers will be switched off upon the reasonable request of the Environmental Health Consultation Team.
- 76. Sufficient numbers of stewards/marshals shall be employed as required by the size of the event to ensure that patrons leave the premises safely.
- 77. Unless otherwise agreed, an Egress Management Plan shall be presented to and agreed by the LSAG or their authorised representative, no later than 28 days prior to the event. Please note: The Egress Management Plan may require the closure of Park Lane or other surrounding roads with the approval of the relevant authorities.
- 78. Where the number of persons attending an event is between 5,000 and 19,999, and where that event is taking place within a site capacity of 64,999, bars shall be operated at one third or less of the bars operating at 64,999 to reflect the lower capacity audience, an in agreement with LSAG.
- 79. No licensable activities shall take place at the premises until premises licence 19/15397/LIPDPS or such other number subsequently issued for the premises) has been surrendered.

Conditions proposed by the Environmental Health

None

Conditions proposed by the Police

None

Residential Map and List of Premises in the Vicinity

Appendix 5



Hyde Park area profile

Resident Count within 75m of the premises perimeter: 725

Licence Number	Trading Name	Address	Time Period
18/02691/LIPDPS	The Lido Cafe	Ground Floor Hyde Park 1 Serpentine Road London W2 2UH	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
06/09060/WCCMA P	Serpentine Lido And Sun Terrace	Ground Floor Hyde Park 1 Serpentine Road London W2 2UH	23:00 Friday to Saturday; 10:00 - 00:00 Sunday; 10:00 - 22:30
18/02690/LIPDPS	The Lido Restaurant (Seasonal Exterior Bar)	Ground Floor Hyde Park 1 Serpentine Road London W2 2UH	Monday to Saturday; 10:00 - 23:30 Sunday; 10:00 - 23:00
16/07484/LIPDPS	The Lido Restaurant (Seasonal Exterior Bar)	Ground Floor Hyde Park 1 Serpentine Road London W2 2UH	Monday to Saturday; 10:00 - 23:30 Sunday; 10:00 - 23:00
12/01102/LIPN	Hyde Park Sports Pavilion	The Pavilion Hyde Park 1 Serpentine Road London	Monday to Sunday; 07:00 - 22:00
18/11416/LIPDPS	Winter Wonderland	Hyde Park Serpentine Road London W2 2UH	Monday to Sunday; 10:00 - 22:00
18/10270/LIPDPS	Hyde Park	Hyde Park Serpentine Road London W2 2UH	Monday to Sunday; 05:00 - 00:00
15/09152/LIPDPS	Serpentine Bar And Kitchen	Ground Floor Only Hyde Park 1 Serpentine Road London W2 2UH	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
17/05472/LIPN	Marble Arch Theatre	Western Traffic Island Marble Arch London W1H 7DX	Monday to Saturday; 12:00 - 23:30 Sunday; 12:00 - 23:00
17/02512/LIPT	Kensington Gardens	Kensington Gardens Serpentine Road London W2 2UH	Monday to Sunday; 06:00 - 21:30
14/06153/LIPDPS	The Lancaster London	Royal Lancaster Hotel Lancaster Terrace London W2 2TY	Monday to Sunday; 00:00 - 00:00