



CITY OF WESTMINSTER

MINUTES

Licensing Sub-Committee (2)

MINUTES OF PROCEEDINGS

Minutes of a meeting of the **Licensing Sub-Committee (2)** held on **Thursday 17th August, 2023**, Rooms 18.01 - 18.03 - 18th Floor, 64 Victoria Street, London, SW1E 6QP.

Members Present: Councillors Maggie Carman (Chair), Concia Albert and Melvyn Caplan

1. MEMBERSHIP

1.1 It was noted that there were no changes to the membership.

2. DECLARATIONS OF INTEREST

2.1 There were no declarations of interest.

1. WEST END HOUSE, 91-92 DEAN STREET, W1D 3SY

WESTMINSTER CITY COUNCIL LICENSING SUB-COMMITTEE NO. 2 **("The Committee")**

Thursday 17 August 2023

Membership: Councillor Maggie Carmen (Chair),
Councillor Concia Albert
Councillor Melvyn Caplan

Officer Support: Legal Adviser: Steve Burnett
Policy Officer: Daisy Gadd
Committee Officer: Jack Robinson Young
Presenting Officer: Jessica Donovan

Other Parties: Alun Thomas, Thomas and Thomas LLP (Solicitor for the
Applicant, 92 Dean Street Opco Limited)
Frederik Korralus (Applicant)

Rupert Power (Soho Business Alliance)

Karyn Abbott – Licensing Authority (LA)
Sally Fabbricatore – Environmental Health Services (EHS)
PC Tom Stewart – Metropolitan Police Services (MPS)

Richard Brown – Licensing Advice Project on behalf of Marina
Tempia for the Soho Society and David Bieda for the Meard and
Dean Street Residents Association

**Application for a New Premises Licence for West End House, 91-92 Dean
Street London, W1D 3SY – 23/03029/LIPN**

Draft Decision

Premises:

West End House
91-92 Dean Street
London
W1D 3SY

Applicant

92 Dean Street Opco Limited

Ward

West End

Cumulative Impact Zone.

West End

Special Consideration Zone:

None

There is a resident count of 47

Summary of Application

This is an application for a new premises licence under the Licensing Act 2003 (“The Act”). The premises intends to operate as a hotel / hostel providing micro accommodation to guests.

As part of the application the applicant has proposed to surrender premises licences, 20/09927/LIPT, 20/09932/LIPT and 20/09934/LIPT.

Additional submissions are made by the Applicant in the supplementary bundle.

Application

To Permit:

Late Night Refreshment (Indoors)

Monday to Sunday 23.00 to 01.00

Monday to Sunday: 01:00 for Guests of residents only.
23:00 to 05:00 for Hotel Residents

From the end of permitted hours of New Year's Eve to the start of permitted hours on New Year's Day.

Sale of Alcohol (Both)

Monday to Sunday 09.00 to 23.00

Monday to Sunday: 01:00 for Guests of residents.
24 hours for Hotel Residents.

From the end of permitted hours of New Year's Eve to the start of permitted hours on New Year's Day.

Recorded music and Films (Indoors)

Monday to Sunday 09.00 to 01.00

Monday to Sunday: 01:00 for Guests of residents.
24 hours for Hotel Residents.

From the end of permitted hours of New Year's Eve to the start of permitted hours on New Year's Day.

Opening Times

Monday to Sunday 09.00 to 23.00

24 Hours Monday to Sunday for Hotel Residents.
09:00 to 01:00 Monday to Sunday Guests of Residents.

From the end of permitted hours of New Year's Eve to the start of permitted hours on New Year's Day.

Representations Received

- Karyn Abbott - Licensing Authority
- PC Tom Stewart – Metropolitan Police Service
- Sally Fabbricatore – Environmental Health Services (EHS)

- Rupert Power – Support
- Eva Millward – Support
- Timothy Lucas – Support
- George Hudson – Support

- Miss Zainab Kassamali – Support
- Will Brown – Support
- David Taylor – Support
- Amy Gasper – Support
- Ben Buckby Jones – Support
- Sophie Hartley – Support
- Natalie Brown – Support
- Blessing Kabengele – Support
- Soho Business Alliance – Support

- Jane Ferguson – Opposed
- David Bieda – The Meard & Dean Street Residents Association
- The Soho Society - Opposed

Issues raised

The premises is located within the West End Cumulative Impact Area and as such various policy points must be considered, namely CIP1, HRS1 and HOT1.

If the roof terrace is unlicensed, what controls and times will it be open for residents for the potential consumption of alcohol

Detail the proposed operation of the 'off sales' from the premises

The resident guest's hours fall outside core hours and the Licensing Authority encourage the applicant to provide submissions as to how this will not be impactful after 23:00 as residents guests will be vacating to 01:00.

Currently a dispersal policy has not been provided with the application.

The Police believe that as presented, the application would likely undermine the licensing objectives, The Presentation of Crime and Disorder and the Prevention of Harm to Children.

The EHS wish to make the following representation in relation to the above application:

1. The provision of the Supply of Alcohol may cause an increase in Public Nuisance in the cumulative impact zone, it may also impact on Public Safety.
2. The provision of regulated entertainment may cause an increase in Public Nuisance in the cumulative impact zone, it may also impact on Public Safety.
3. The provision of Late-Night Refreshment may cause an increase in Public Nuisance in the cumulative impact zone, it may also impact on Public Safety.
4. The non-standard timings may cause an increase in Public Nuisance in the cumulative impact zone.

Supporting an ever-evolving hospitality industry- this will allow low to middle income professionals to work in Soho.

It is very typical for hotels and hostels to serve alcohol and any guest would expect it.

Soho needs more affordable accommodation to cater to a diverse range of visitors

Central London needs diverse offerings for all types of customers and clients. This project will benefit the whole economy and boost the area.

The development of the old West End House presents a valuable opportunity to expand affordable accommodation options in the locality.

Developments like the one at 91-92 Dean Street will provide long-term infrastructure for a diverse visitor base, with diverse tastes – which in turn will support the eclectic range of cultural and leisure businesses in Soho.

This application concerns a hostel where numbers are increasing from 295 to 775 and is for a liquor license which a) contradicts their planning consent and b) is wider than the older licence.

The previous hostel had a capacity of 295. The new hostel has a capacity of 725-775.

No Information/confusing information:

1. Ground floor capacity (see plan submitted) is not stated.
2. Application proposed Condition 27 refers to a 'dispersal policy', but this is not attached.
3. Roof terrace: there is no information on its use, capacity, or hours.
4. It is unclear whether the 1am is sought for guests of residents and the 24/7 for residents is for on-sales, i.e. in the ground floor area, or for off-sales, or both. If the latter, the overall capacity does become relevant because it increases the number of persons leaving up to 1am. The applicant seeks 3 guests per hostel resident potentially c 2,000+ people.
5. Condition 2 states that 'substantial food' shall be available, however no kitchen is marked on the plan submitted. How therefore will this 'substantial food' be made available to residents and their guests and what will it comprise? Will it be from vending machines?

This new micro-accommodation hostel with a capacity between 725 and 775 (a huge increase from 295) seeks to provide licensable activities to:

- The general public on the ground floor from 9am - 11pm
- Guests of the residents from 9am - 1am
- Hotel residents 24 hours

- The application is contrary to policy falling outside the Core Hours Policy HRS1 for Hotels; 1am and 11pm on Sundays.
- This new hostel proposes bar use on the ground floor with access from the street, the Hotels Policy HOT1 raises this as a concern, F73. *'The extent and location of provision of bar facilities will be taken into account. Hotel bars that are directly or easily reached from the street will be likely to raise similar concerns to pubs and bars.'*
- The applicant has to demonstrate they will not add to cumulative impact, the submitted documents failed to do so.
- The capacity of the bar is unknown.
- No information on the '*substantial food*' that will be made available considering kitchen facilities are not shown on the plan
- The application includes guests of the hotel residents until 1am for the sale of alcohol and films. The number of guests per resident has not been specified.
- It is unclear whether the 1am sought for guests of residents and the 24/7 for residents is for on sales on the ground floor area, or for off sales, or for both? If for both the total capacity is important especially with guests leaving at 1am. (See Appendix 1, Cumulative Impact)
- It is unclear whether the terrace will be used by guests and residents until 1am, the current licence states 10.30pm and for residents only.
- The conditions for collections/deliveries proposes not between 11am and 7am; we ask this be amended to 8am to protect residential amenity.
- The proposal in the application goes far beyond the existing premises licences which they offer to surrender, this is not a 'like for like' swap.

There is a significant amount of important information missing from this application

Policy Considerations

Policy HRS 1 states:

B. Applications for hours outside the core hours set out in Clause C will be considered on their merits, subject to other relevant policies

C. For the purpose of Clause B above, the Core Hours for this application as defined within this policy is:

Hotels

Monday to Thursday: 9am to 11.30pm.

Friday and Saturday: 9am to Midnight.

Sunday: 9am to 10.30pm.

Sundays immediately prior to a bank holiday: 9am to Midnight.

For the sale of alcohol to guests for consumption in hotel/guest rooms only: Anytime up to 24 hours.

Policy HOT1(B) states:

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

1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.
2. The hours for licensable activities are within the council's Core Hours Policy HRS1.
3. The 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 sale by retail of alcohol, regulated entertainment and late-night refreshment must be an ancillary function to the primary purpose of the venue as a hotel.
5. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone.
6. The application and operation of the venue meeting the definition of a Hotel as per Clause C.

C. For the purposes of this policy a Hotel is defined as a premises that is primarily used as an establishment providing overnight accommodation for customers.

SUBMISSIONS AND REASONS

1. Jessica Donovan summarised the application to be heard.
2. Mr Thomas on behalf of the Applicant, informed the Committee that the operation is the first micro hostel providing a premium experience at a reasonable price.
3. The Premises is located next door to Cross Rail and has an entrance onto Dean Street. Once in the lobby area, entrance is gained by pre-registering and being supplied with a QR code which is then used to gain access through turnstiles to the café area, rooms and Larder area. Purchases of items including alcohol are by way of vending machines by credit cards.
4. The licensed area is constantly manned by 2 members of staff and 3 at peak times. There are general managers also circulating the building.
5. The business model assumes that only 1% of turnover will relate to alcohol which is served through a Kegator dispenser. There will be an electronic AI machine which identifies underage purchasers and notify staff, who can then take appropriate action.

6. Mr Thomas confirmed that planning had been granted for the increase in size and capacity of the venue and he referred the Committee to his comments in his written submissions.
7. The Committee was advised that the ground floor is licensed but residents can take a drink with them to their pods, on an off-sale basis. Residents are limited to one guest. There are 3 existing Premises Licences which will be surrendered.
8. Mr Thomas advanced that the purchase of alcohol from vending machines which are monitored by staff and cameras is better and safer than mini bars in each room, where the purchase is not monitored or controlled.
9. All parties entering the hotel will have to register to get a QR code to allow them access. The codes are different colours so staff will therefore know who residents or guests are and who are members of the public.
10. Mr Thomas then went through conditions which are to be added, which had been amended and agreed and which were still contentious and stated that the Premises will not add to the CIZ. Customers are already there as residents and if the Premises were not there, they would go to other hotels or Air B&Bs.
11. The Applicant confirmed that they will not rely on machines to verify age or approve a sale, they will use human intervention. They can then block payment card, purchases and problematic customers. They will also know the identity of these people through their registration process. The Applicant then confirmed that the pre booked events will only take place in the Larder area of the Premises and he would accept a condition restricting the capacity of that area. It was also agreed that no miniature bottles of spirits would be sold.
12. Mr Thomas went through a new schedule of conditions which had been amended, added, agreed and not agreed.
13. Karyn Abbott of the Licensing Authority then stated that her objection was on the basis of policy and the Premises being located in the CIZ.
14. Sally Fabbricatore for the EHS informed the Committee that she would not support having a capacity figure on the licensed area as the movement of people including those not involved in licensable activities would be transient and difficult to manage.
15. It was confirmed to the EHS by the applicant that there were no windows on the ground floor and that they were happy not to sell miniature bottles of spirits. The EHS informed the Committee that a 'no noise' condition on the Premises Licence would not be appropriate and therefore the condition relating to nuisance should remain as it is.
16. PC Stewart on behalf of the MPS, confirmed to the Committee that he maintained his representations, but the scope of the application had changed,

and, in his view, the operation would not adversely affect the CIZ. Even if the Premises did not have a licence, there would still be over 700 in the area. Furthermore, there is not a high percentage of alcohol being served at the Premises.

17. PC Stewart summarised by stating that the Premises will still open with the higher capacity, even if the licence was not granted and the offering at the Premises will not add dramatically to the CIZ.
18. The Committee was informed by PC Stewart that although the operation is at the lower end of the scale for premises which would adversely affect the licensing objectives, he would like a condition requiring a minimum of 2 SIA registered door-staff and the need for more staff on peak days risk assessed MPS also requires a challenge 25 policy rather than 21.
19. Mr Thomas advised the Committee that the requirement for door-staff would be risk assessed as there will be a low level of transactions in the lobby area and there are sufficient controls at the premises with turnstiles, QR codes, registering features and lobby staff etc.
20. He also confirmed his preference for a challenge 21 policy. He informed the Committee that the average age of clients is forecasted to be 24, which means that a significant number of clients would be under 25. Furthermore, the machines will be monitored by staff and CCTV cameras.
21. In response to the Committee, Mr Thomas agreed to CCTV coverage in the lifts and on all floors in the public areas.
22. Mr Richard Brown of the Licensing Advice Project on behalf of Marina Tempia for the Soho Society and David Bieda for the Meard and Dean Street Residents Association addressed the Committee and informed them that Soho is already saturated and the capacity of the people drinking at the premises is important. Patrons at the Premises will have a drink and eat in Soho and therefore will add to the CIZ.
23. Mr Brown reminded the Committee of their duty under section 4 of the Act to promote the Licensing Objectives and he stated that the increase in capacity of the Premises is an increase in the capacity of people drinking in the Premises in Soho and the CIZ.
24. Mr Brown raised issues in relation to the vending machine and the requirement under the Act for every sale to be authorised and the need for human interaction at the point of sale. He questioned why the premises didn't have a bar.
25. In response to certain queries raised by Mr Brown, Mr Thomas confirmed that off sales were for residents to take drinks to their pods. Guests would only remain on the Premises up to Core Hours. Mr Thomas would not accept a 08.00 start time for collections and deliveries due to the nature of the operation and the need to function as a hostel. He would however look at conditions which directly relate to bottles delivery and removal.

26. David Bieda and Maria Tempia informed the Committee that there is a substantial capacity increase from 259 to 759. And this adds to the capacity in the area. Customers staying at the Premises will inevitably go out in Soho and that is the benefit of the Premises being at that location.
27. Mr Bieda requested that there is an 'inaudibility' test attached to the nuisance condition and that the Premises should have a bar area so that sales of alcohol can be properly supervised, he also questioned that if alcohol is 1% of sales, then why bother make the application?
28. Ms Tempia continued and informed the Members that the increase in capacity would perpetuate the crime issues in the area. She directed the Committee to the sleep report in the Agenda and stated that deliveries and collections disturb residents and therefore 08.00 must be the starting time for such activity.
29. Mr Power of the Soho Business Alliance has run a restaurant in the area for 21 years and confirmed to the Committee that footfall is down in Soho and it has been 'tough'. Premises which sells sleeping accommodation especially for your people in a safe environment, helps support businesses.
30. Mr Brown stated that he would like to see a condition preventing alcohol purchased from other premises from being consumed in the Hostels licensed area.

DECISION

31. The Committee has determined an application for a grant of a New Premises Licence under the Licensing Act 2003.
32. The Committee noted that the Premises would be accessible through a main door then access to the licensed area would be past door staff and using a QR code through turnstiles. To obtain a QR code residents, guests and the public would have to register using a credit card. The Applicant will therefore know the details of every party on the premises.
33. It was also noted that there is a limited range of alcohol, which can only be obtained on the ground floor and sales are monitored by staff and CCTV cameras. There are no mini bars in individual pods.
34. The use of vending machines for the sale of alcohol is new, but the Committee had confidence and was reassured by the Applicant that with proper monitoring by CCTV, staff and security, with appropriate policies in place, approval of purchases of alcohol, purchases by /for children or by persons intoxicated can be and will be managed by the premises licence holder and staff.
35. Conditions makes licensable activities ancillary to the use of the premises as a hotel and the Applicant confirmed that the sale of alcohol was a small percentage of their overall profits.

36. The Committee were mindful of the fact that planning permission had already been granted for this hostel. Even without a premises licence, the residents would still be able to frequent Soho and add to the overall capacity of the area.
37. The licensable provision at the Premises is likely to retain some residents and guests at the hostel and will not be additional licensable activities for others in the Soho area who would not have access to the facilities.
38. The Committee heeded the comments of the EHS and agreed that a capacity for the whole licensed area would be impossible to manage but that a capacity for a hatched/larder area should be imposed. They also agreed that the current condition relating to the prevention of nuisance should not be amended to include an inaudibility factor.
39. The Committee also noted that entry to the Premises was difficult, and patron's details needed to be provided as a registration scheme.
40. The Committee had regard to the Act, the Guidance issued under section 182 of the Act and Westminster SoLP, in particular para D5, HOT1 and HRS1 Policies.
41. Having carefully considered the committee papers, the additional papers and the submissions made by all of the parties orally, **the Committee has decided**, after taking into account all of the individual circumstances of this particular case and the promotion of the four licensing objectives: -

1. **To grant permission for:**

The provision of Late Night Refreshment (Indoors)

Monday to Thursday 09.00 to 23.30

Friday and Saturday (and Sundays before a Bank Holiday) 09.00 to 00.00

Sundays 09.00 to 22.30

Monday to Sunday: 23:00 to 05:00 for Hotel Residents

From the end of permitted hours of New Year's Eve to the start of permitted hours on New Year's Day.

The Sale of Alcohol (Both)

Monday to Thursday 09.00 to 23.30

Friday and Saturday (and Sundays before a Bank Holiday) 09.00 to 00.00

Sundays 09.00 to 22.30

24 hours for Hotel Residents.

From the end of permitted hours of New Year's Eve to the start of permitted hours on New Year's Day.

The provision of Recorded music and Films (Indoors)

Monday to Thursday 09.00 to 23.30

Friday and Saturday (and Sundays before a Bank Holiday) 09.00 to 00.00
Sundays 09.00 to 22.30

24 hours for Hotel Residents.

From the end of permitted hours of New Year's Eve to the start of permitted hours on New Year's Day.

Opening Times

Monday to Thursday 09.00 to 23.30

Friday and Saturday (and Sundays before a Bank Holiday) 09.00 to 00.00
Sundays 09.00 to 22.30

24 Hours Monday to Sunday for Hotel Residents.

From the end of permitted hours of New Year's Eve to the start of permitted hours on New Year's Day.

2. **Relevant Mandatory Conditions to apply.**
3. **Conditions proposed by the applicant to form part of the operating schedule**

PROPOSED CONDITIONS:

1. Licensable activities authorised under this licence shall remain ancillary to the main use of the premises as a hostel.
2. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
3. Save for residents and their guests, the supply of alcohol will only be:
 - a) within the hours of 09.00 and 23.00 hours; and
 - b) for consumption by persons attending a pre-booked and bona fide private function or event to which members of the public are not admitted. A register of persons attending the event shall be kept for a minimum period of 31 days at the premises and made available for immediate inspection by police or an authorised officer of the Council throughout the entire 31-day period.
4. The supply of alcohol to guests of residents shall be restricted to:

- a) 9:00 to 23:30 Monday to Thursday; 09:00 to 00:00 Friday and Saturday (and Sundays before a Bank Holiday); and 09:00 to 22:30 Sunday; and
 - b) no more than one guest per resident at any time.
5. There shall be no sales of hot food or hot drink for consumption 'Off' the premises after 23:00 hours, save for consumption by residents within the building at 91-92 Dean Street, W1.
6. There shall be no off sales of alcohol save for consumption by residents within the building at 91-92 Dean Street, W1
7. The ground floor shall be supervised by staff at all times.
8. The premises licence holder shall risk assess the requirement for SIA registered supervisors to be on duty at the premises.
9. Staff engaged in the sale of alcohol shall be trained and made aware of the legal requirements relating to underage sales and the responsible supply of alcohol. Such training must take place on a 12 monthly basis and written records of the training must be maintained on the premises for inspection by the Police or Licensing Authority.
10. All members of customer facing staff, including those involved in the sale or supply of alcohol, shall undertake Action Counters Terrorism (ACT) Awareness E-learning, on an annual basis.
<https://www.gov.uk/government/news/act-awarenesselearning>.
11. All members of customer facing staff, including SIA (if employed) and those involved in the sale or supply of alcohol will be provided with Welfare and Vulnerability Engagement (WAVE) training to provide those working in the licensed industry with an awareness of vulnerability and their responsibilities towards people visiting their premises.
12. 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 shall also cover the lifts and all other public areas The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
13. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the

premises are open. 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.

14. A Challenge 21 or Challenge 25 scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence, military ID card, passport or proof of age card with the PASS Hologram.
15. Patrons permitted to temporarily leave and then re-enter the premises at ground floor level, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
16. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - a) all crimes reported to the venue
 - b) all ejections of patrons
 - c) any complaints received regarding crime and disorder
 - d) any incidents of disorder
 - e) any faults in the CCTV system
 - f) any refusal of the sale of alcohol
 - g) any visit by a relevant authority or emergency service
17. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
18. External doors shall be kept closed except for the immediate access and egress of persons.
19. There shall be no advertising of the bar facilities externally on the premises building.
20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
21. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

22. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
23. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
24. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
25. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
26. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
27. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
28. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 07.00 hours on the following day.
29. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 07.00 hours on the following day.
30. No deliveries to the premises shall take place between 23:00 hours and 07:00 hours the following day.
31. A direct telephone number for the duty manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
32. A copy of the premises' dispersal policy shall be made readily available at the premises for inspection by a police officer and/or an authorised officer of Westminster City Council.
33. No licensable activities shall take place until the premises has been assessed as satisfactory by the Environmental Health Consultation

Team at which time this condition shall be removed from the Licence by the licensing authority.

34. Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed.
35. No licensable activities shall take place at the premises until premises licence 20/09927/LIPT, 20/09932/LIPT and 20/09934/LIPT (or such other number subsequently issued for the premises) has been surrendered and is incapable of being resurrected under the Licensing Act 2003

New Condition agreed at the Hearing

36. The Premises shall have policy on protecting children from child sexual exploitation. The policy shall include training for front-of-house staff on the signs and indications of child sexual exploitation as well as the reporting of suspicious activity to the appropriate authorities. Appropriate signs/posters shall be displayed in a prominent position highlighting the signs of child sexual exploitation.
37. All bona fide pre-booked events shall be restricted to the area as hatched on the plan and currently called the larder area.
38. No licensable activities shall take at the premises until the capacity of the Larder area of the premises/ hatched area on the approved plans, has been determined by the Environmental Health Consultation Team and the licensing authority has replaced this condition on the licence with a condition detailing the capacity so determined
39. No miniature bottles of spirits shall be sold at the premises.
40. All resident's guests shall vacate the premises by 23:30 Monday to Thursday; 00:00 Friday and Saturday (and Sundays before a Bank Holiday); and 22:30 Sunday
41. No waste or recyclable materials relating to the sale of alcohol and hot food, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 08.00 hours on the following day.
42. No collections of waste or recycling materials relating to the sale of alcohol and hot food (including bottles) from the premises shall take place between 23.00 and 08.00 hours on the following day.
43. No deliveries relating to the sale of alcohol and hot food to the premises shall take place between 23:00 hours and 08:00 hours the following day.
44. The provision of Late-night refreshment to guests shall be restricted to:

- c) 23:00 to 23:30 Monday to Thursday; 23:00 to 00:00 Friday and Saturday (and Sundays before a Bank Holiday); and 23:00 to 22:30 Sunday; and
- d) no more than one guest per resident at any time.

Undertaking:

Mr Thomas undertook to the Committee to provide the Licensing Authority with plans showing the Larder area as a hatched area.

**This is the Full Decision reached by the Licensing Sub-Committee
This Decision takes immediate effect.**

**Licensing Sub-Committee
17 August 2023**

2. CHICKEN COTTAGE, 135 PRAED STREET, W2 1RL

WESTMINSTER CITY COUNCIL LICENSING SUB-COMMITTEE NO. 2
("The Committee")

Thursday 17 August 2023

Membership: Councillor Maggie Carmen (Chair),
Councillor Concia Albert
Councillor Melvyn Caplan

Officer Support: Legal Adviser: Steve Burnett
Policy Officer: Daisy Gadd
Committee Officer: Jack Robinson Young
Presenting Officer: Jessica Donovan

Application for a variation of a Premises Licence for Chicken Cottage, 135 Praed Street, W2 1RL – 23/01819/LIPV

APPLICATION FOR ADJOURNMENT

Premises:

Chicken Cottage,
135 Praed Street,
London
W2 1RL

Applicant

Operational Director Representative for Shaz And Co Limited representing the franchisee for Chicken Cottage

Summary of Application

Application for adjournment due to difficulties with the representative's childcare and travel to Manchester. Operator's first language is not English, and he asks to be supported by the Director.

No objections from the other parties, save to request that their availability is considered when listing the matter. The Applicant is informed that the matter may not be adjourned again, so all parties must be prepared.

Decision

Matter adjourned as it is in the public's interest to do so.

This is the Decision reached by the Licensing Sub-Committee
Licensing Sub-Committee
17 August 2023

3. URBAN DONER KEBAB, GROUND FLOOR, 127 PRAED STREET, W2 1RL

WESTMINSTER CITY COUNCIL LICENSING SUB-COMMITTEE NO. 2
("The Committee")

Thursday 17 August 2023

Membership: Councillor Maggie Carmen (Chair),
Councillor Concia Albert
Councillor Melvyn Caplan

Officer Support: Legal Adviser: Steve Burnett
Policy Officer: Daisy Gadd
Committee Officer: Jack Robinson Young
Presenting Officer: Jessica Donovan

Application for a New Premises Licence for Urban Donner Kebab, Ground Floor, 127 Praed Street, W2 1RL – 23/02223/LIPN

APPLICATION FOR ADJOURNMENT

Premises:

Urban Donner Kebab,
Ground Floor, 127 Praed Street,
London
W2 1RL

Applicant

Operational Director Representative for Shaz Food Limited representing the franchisee for Chicken Cottage

Summary of Application

Application for adjournment due to difficulties with the representative's childcare and travel to Manchester. Operator's first language is not English, and he asks to be supported by the Director.

No objections from the other parties, save to request that their availability is considered when listing the matter. The Applicant is informed that the matter may not be adjourned again, so all parties must be prepared.

Decision

Matter adjourned as it is in the public's interest to do so.

This is the Decision reached by the Licensing Sub-Committee
Licensing Sub-Committee
17 August 2023

4. REIGN, 215-217 PICCADILLY, W1J 9HN

WESTMINSTER CITY COUNCIL LICENSING SUB-COMMITTEE NO. 2
("The Committee")

Thursday 17 August 2023

Membership: Councillor Maggie Carmen (Chair),
Councillor Concia Albert
Councillor Melvyn Caplan

Officer Support: Legal Adviser: Steve Burnett
Policy Officer: Daisy Gadd
Committee Officer: Jack Robinson Young
Presenting Officer: Jessica Donovan

Other Parties: Lana Tricker, LT Law (Solicitor for the Applicant, Strongarm Holdings Limited)
Scott Chester (Owner),
David Diez (Operations)

PC Adam Deweltz – Metropolitan Police Services (MPS)

Application for a variation of a Premises Licence for Reign, 215 - 217 Piccadilly, London W1J 9HN - 23/02872/LIPV

FULL DECISION

Premises:

Reign
215 - 217 Piccadilly
London
W1J 9HN

Applicant

Strongarm Holdings Limited

Ward

St James's

Cumulative Impact Zone.

None

Special Consideration Zone:

West End Buffer Zone

Summary of Application

This is an application for a variation of a premises licence under the Licensing Act 2003 ("The Act"). The premises operates as a Night club.

There is a resident count of 43

This variation application seeks to permit the following:

To extended hours on an ongoing basis (the same hours as previously granted on the time limited basis to 17th August 2023), with the same conditions previously granted.

a) extend terminal hour for Saturday trade for existing licensable activities to 6am (alcohol sales and Late night refreshment to 5am)

b) Add new conditions:

1) A premises dispersal policy shall in force at the premises and a copy be made readily available at the premises for inspection by a police officer and/or an authorised officer of Westminster City Council.

2) On Saturday trade there shall be a designated welfare officer appointed (separate to SIA functions) to monitor and address concerning behaviour and conduct of patrons within the premises and on dispersal.

3) On Saturday trade there shall be no entry or re-entry (excluding persons from the smoking area) to the premises after 03:00 on Sunday morning

4) On Saturday trade there shall be at least 2 personal licence holders on duty at the premises.

5) On Saturday trade from 2 a.m. until 30 minutes after closure of the premises the security deployment shall specifically include:

a) supervision of the egress of customers from the club and entry into a taxi or private hire vehicles by a member of management and a Security Industry Authority licensed officer

b) patrol of patrons between the premises and the entrance to Piccadilly Circus Station by one Security Industry Authority licensed officer. The said officers shall wear hi vis jackets and a minimum of 2 body worn cameras shall be in use.

6) Vary condition 55 so as to remove Saturday trade from condition 55 (previously suspended for Saturdays) so it would read "On Sunday to Friday

trade there shall be no entry or re-entry (excluding persons from the smoking area) to the premises after 02:30 or such time as agreed in writing by the Westminster Police Licensing Unit (and a copy of any agreement to be held at reception). "

c. The licence hours Sun-Fri shall remain as existing- no change

Representations Received

- PC Adam Deweltz – Metropolitan Police Service

Issues raised by Objector

The licensed premises is situated within Westminster's Special Consideration Zone (West End Buffer SCZ) and borders Westminster's Cumulative Impact Area. Therefore, there is a concern regarding customers drinking alcohol for a longer period, becoming intoxicated and then potentially being victims of robbery, theft and anti-social behaviour, which is prevalent in this area.

Policy Considerations

Under **Policy HRS1**, applications for hours within the Core Hours would generally be granted. Applications for hours outside Core Hours would be considered on their merits, subject to other relevant policies.

Under **Policy MD1(A)** applications outside the CIZ will normally be granted subject to Policy CD1, PS1, PN1, CH1, HRS1 and that the operation of the venue meeting the definition of music and dance premises as per Clause D

Under **Policy SCZ1**, in addition to meeting the other policies, applications within a designated Special Consideration Zone should demonstrate that they have taken account of the issues particular to the West End Buffer Zone and should set out any proposed mitigation measures.

SUBMISSIONS AND REASONS

- 1) Jessica Donovan, the Presenting Officer introduced the application.
- 2) Lana Tricker for the Applicant introduced Scott Chester and David Diez from the Applicant Company, who were available to provide assistance to the Committee.
- 3) Ms Tricker advised the Committee that this was an application for an extension to the terminal time for licensable activities on Saturdays along with proposed conditions which mirror the temporary extension and conditions which ceases today, 17 August.
- 4) Ms Tricker highlighted the following points:

- 1) The premises traded under Temporary Event Notices (TEN's) on 14 occasions and under the time limited Premises Licence without complaints.
- 2) There are no residential objections
- 3) The police will be able to confirm that the operation is not a 'crime generator' and if there were incidents, the matter was dealt with in a professional way.
- 4) Potential nuisance is controlled:
 - a) Queues are monitored by door supervisors
 - b) No noise breakout at music is in the basement and subject to a noise limiter.
 - c) Customers cannot drink outside
 - d) No dispersal issues. Customers filter away and only around 40 – 50 patrons were found to remain on the premises at the end of the night.
 - e) The outside area is patrolled by staff and customers escorted to they taxis/cars
- 5) There is an extensive list of conditions, the premises is well managed, waiter service provided, operational manual, training for staff.
- 6) Conditions submitted relates to dispersal and use of a welfare officer.
- 7) The premises is not in a CIZ.
- 5) The Committee were informed very few customers "just turn up" at the premises and they would have to pay an entrance fee. Most customers had booked in advance. Many patrons are also known to the management or have been vetted.
- 6) In response to further questions from the Members, Ms Tricker advised that the premises is a high-end venue and the operators coordinated ClubWatch.
- 7) PC Deweltz affirmed that the premises is located in SCZ and therefore the Committee must consider issues in relation to crime and disorder. He added that an additional 2 hours is of concern.
- 8) PC Deweltz, went through up to date crime figures relating to the Premises and stated that there is still crime at the Premises but on Saturdays after 04.00 there was no reported crime. The main offences generally were theft on vulnerable patrons.

DECISION

- 9) The Committee has determined an application for a grant of a variation of a Premises Licence under the Licensing Act 2003.
- 10) The Committee has a duty to consider the application on its individual merits and took into account all the committee papers and the oral evidence given by all parties during the hearing in its determination of the matter.
- 11) The Committee had regard to the fact that the Applicant had operated nearly 18 months with the extended hours under a time limited Premises Licence

and TENs. The occurrence of crime and disorder after Saturday trade, on Sundays from 04.00 onwards was negligible. The Applicant has proposed conditions to add to an existing and generous premises licence.

- 12) The Committee noted the Applicant operates a high-end venue and had dealt with previous, but limited incidents professionally.
- 13) Due regard was given to Policy SCZ1 and the Committee recognised that the Applicant had attempted to address issues, particular to the West End Buffer Zone, and have set out mitigating measures.
- 14) In reaching its decision, the Committee concluded that the conditions proposed by the applicant, were appropriate and proportionate and would promote the licensing objectives.
- 15) Having carefully considered the committee papers, the additional papers and the submissions made by all of the parties orally, **the Committee has decided**, after taking into account all of the individual circumstances of this particular case and the promotion of the four licensing objectives: -

1. **To grant permission:**

- a) To extend the terminal hour for Saturday trade for existing licensable activities to 6am. (The opening and times for licensable activities on Sun-Fri to remain as existing- no change.)
- b) To extend the terminal hour on Saturdays for alcohol sales and provision of Late-night refreshment to 5am.
- c) To extend terminal hour for closing the premises on Saturday to 6am
- d) To add new conditions:
 - 1) A premises dispersal policy shall in force at the premises and a copy be made readily available at the premises for inspection by a police officer and/or an authorised officer of Westminster City Council.
 - 2) On Saturday trade there shall be a designated welfare officer appointed (separate to SIA functions) to monitor and address concerning behaviour and conduct of patrons within the premises and on dispersal.
 - 3) On Saturday trade there shall be no entry or re-entry (excluding persons from the smoking area) to the premises after 03:00 on Sunday morning
 - 4) On Saturday trade there shall be at least 2 personal licence holders on duty at the premises.
 - 5) On Saturday trade from 2 a.m. until 30 minutes after closure of the premises the security deployment shall specifically include:

a) supervision of the egress of customers from the club and entry into a taxi or private hire vehicles by a member of management and a Security Industry Authority licensed officer

b) patrol of patrons between the premises and the entrance to Piccadilly Circus Station by one Security Industry Authority licensed officer. The said officers shall wear hi vis jackets and a minimum of 2 body worn cameras shall be in use.

e) To vary condition 55 so as to remove Saturday trade from condition 55 (previously suspended for Saturdays) so it would read "On Sunday to Friday trade there shall be no entry or re-entry (excluding persons from the smoking area) to the premises after 02:30 or such time as agreed in writing by the Westminster Police Licensing Unit (and a copy of any agreement to be held at reception). "

2. Relevant Mandatory Conditions to apply.

3. Conditions proposed by the applicant to form part of the operating schedule

10. From 21:00 until 30 minutes after close of business, a minimum of 2 SIA licensed door staff to be stationed at the entrance on Piccadilly whose tasks shall include:

- Reminding customers that this is a residential area and to respect the needs of neighbours
- To maintain an orderly queue where necessary
- To ask customers leaving the premises to do so quickly and quietly.

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

12. The number of persons accommodated at any one time (excluding staff) shall not exceed the following:

Mezzanine- 140 persons;
Basement Auditorium - 300 persons.

Maximum capacity of 400 persons on the premises at any one time.

A minimum of 50 seats shall be provided in the mezzanine area and a minimum of 250 seats shall be provided in the basement auditorium.

13. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

14. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and shall record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

15. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points shall be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.

16. After 23.00hrs all security employed at the premises shall wear high viz jackets or tabards.

17. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.

18. In the event that a serious assault is committed on the premises (or appears to have been committed) the management shall immediately ensure that:

- (a) The Police (and where appropriate, the London Ambulance Service) are called without delay, using emergency telephone number 999;
- (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the Police;
- (c) As is reasonably practicable, the crime scene is preserved so as to enable a full forensic investigation to be carried out by the Police; and
- (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises." 'Serious assault' includes (but is not limited to) any assault in which emergency medical treatment is required and any assault in which a weapon is used.

19. No children under the age of 16 shall be permitted on the premises after 21:00 hours.

20. No children under the age of 14 shall be admitted on the premises.

21. There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.

22. The highway in the vicinity of the premises shall be swept at regular intervals and also at the close of business. Litter and sweepings collected shall be stored in accordance with the approved refuse storage arrangement.

23. No unauthorised advertisements of any kind shall be inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises or any of its events, facilities, goods and services.

24. No payment shall be made by or on behalf of the premises for distribution of flyers or tickets within public areas in the Licensing District of Westminster.

25. A daily log is to be maintained to ensure that any capacity limit set for the various floors and the overall capacity of the premises is recorded hourly and can be properly monitored. Information regarding the capacity shall be given to an authorised officer or Police Officer on request.

26. Alcohol shall not be sold or supplied to persons admitted after 23:00 other than to:

- (a) Persons taking a table meal; or
- (b) Persons who have paid a minimum admission fee of at least £20 for performance-based entertainment (not to be credited against consumables)
- (c) Persons who have paid a minimum annual membership fee of at least £450 payable in advance for music, dancing and entertainment (not to be credited against consumables) and up to a maximum of 4 bona fide guests. A list of all people who have paid an annual membership fee and their guests shall be held at reception for inspection by relevant authority; or
- (d) Persons given free membership and their bona fide guests where there has been an interval of at least 48 hours between application for membership. A list of all persons who have free membership shall be held at reception for inspection by the relevant authority; or
- (e) Persons who are bona fide guests of the license holder or management, a list of whom shall be kept at reception for inspection by the relevant authorities; or
- (f) Artistes and persons employed by the premises; or
- (g) persons attending at private function; the function organiser's name and address to be kept at reception for inspection by the relevant authorities.

27. Substantial food and non-intoxicating beverages, including water, shall be available throughout the permitted hours in all parts of the premises where intoxicating liquor is sold and supplied for consumption on the premises.

28. The sale and consumption of alcohol must be ancillary to the use of the premises for patrons attending performance-based entertainment.

29. No payment shall be made by or on behalf of the licensees to any persons bringing customers into the premises.

30. A noise limiter located in a separate and remote lockable cabinet from the volume control must be fitted to the musical amplification system set at a level

determined by and to the satisfaction of an authorised officer of the Environmental Health Service's Community Protection Department so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured to the satisfaction of officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the applicant only and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Service.

31. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.

32. Any additional sound generating equipment shall not be used on the premises without being routed through the sound limiter device.

33. All entrance doors to be kept closed except for people's immediate access and egress.

34. No speakers shall be located in the entrance area.

35. All refuse shall be paid, properly presented and placed on the street 30 minutes before any agreed collection time. Every endeavour shall be made to prevent refuse being left on the street for more than 2.5 hours.

36. No bottles shall be moved, removed or placed in outside areas between 23:00 and 08:00.

37. No persons shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.

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

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

39. The certificates listed below shall be submitted to the Licensing Authority annually:

- (a) Any emergency lighting battery or system
- (b) Any electrical installation
- (c) Any fire alarm system.

40. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.

41. All exit doors shall be available at all times without the use of a key, code, card or similar means.

42. All fire doors shall be maintained effectively self-closing and not half open other than by an approved device.

43. Fire doors to ducts, service shafts and cupboards shall be kept locked shut.

44. The edges of the treads and steps and stairways shall be maintained so as to be conspicuous.

45. Only hanging, curtains, upholstery and temporary decorations, complying with the relevant British Standard shall be used. Where necessary these shall be periodically tested for flame resistance and re-treated as necessary.

46. Curtains and hangings shall be arranged so as not to obstruct fire safety signs, fire extinguishers or other firefighting equipment.

47. Staff with specific responsibilities in the event of fire or other emergency, together with deputies, shall receive training and written instruction appropriate to their role.

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

- dry ice and cryogenic fog
- smoke machines and generators
- pyrotechnics and fog generators
- firearms
- lasers
- explosives and highly flammable substances
- real flame
- strobe lighting.

49. Flashing or particularly bright lights on or outside the premises shall not be permitted to cause a nuisance to nearby properties (save insofar as they are necessary for the prevention or crime).

50. After 21:00, at least one Personal License Holder shall be on duty on the premises while alcohol is being sold or supplied.

51. A minimum of two SIA staff shall be deployed with Body Worn Video, capable of recording audio and video in any light condition. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31-day period.

52. There shall be an electronic search arch installed at the premises and every patron entering or re-entering the premises when in use under this licence (including from the smoking area) shall pass through the search arch with searching

supplemented by the use of two functional metal detecting wands. Patrons shall be searched by a SIA-trained member of staff and monitored and recorded by the premises CCTV system.

53 (a) All customers entering the premises shall have their ID scanned on entry, save for when a biometric scanning system is in place (when fingerprint scanning shall be required for all customers who have previously shown identification at the premises). The details recorded shall include a live facial image capture of the customer and capture the photographic identification produced. The details recorded by the ID scanner system shall be made available to the Police and the local authority upon request.

(b) The above requirement (a) is subject to the following exception, namely that a maximum number of 20 guests per night may be admitted at the Managers discretion without necessarily being ID scanned and recorded. A legible record (the Signing in Sheet) of these guests' names shall be retained on the premises for inspection by the licensing authority and Police for a period of 31 days. The name of manager authorising the admission shall also be recorded by that manager. Guests shall be required to produce some form of ID such as a bank card (or emailed electronic photo I D) and an ID scan entry with a live photo shall be created.

(c) Notwithstanding (a) and (b) above, patrons who are attending a pre-booked corporate event at the premises do not need to have their ID scanned on entry and instead a written guest list shall be held at reception for the event, and shall be retained for 28 days after the event for inspection by the police and responsible authorities upon request.

54. All drinking containers used within the premises shall be polycarbonate. All glass bottles to be decanted into polycarbonate glassware or polycarbonate glassware carafes, with the exception of champagne and bottles of spirits of a minimum size of 70cl, supplied by waiter/waitress service to tables. Staff shall clear all empty champagne and spirit bottles from the tables promptly. Customers shall not be permitted to self-serve or remove bottles from the tables. Customers shall not be permitted to drink directly from champagne or spirit bottles. Notwithstanding this condition, with the written agreement of the Westminster Police Licensing Team, a copy of which shall be held at the premises reception, glass drinking vessels shall be used for private or pre-booked events within the lounge/club area.

55. On Sunday to Friday trade there shall be no entry or re-entry (excluding persons from the smoking area) to the premises after 02:30 or such time as agreed in writing by the Westminster Police Licensing Unit (and a copy of any agreement to be held at reception).

56. Risk reduction training inclusive of crime scene preservation shall be carried out by 2 February 2017 and refresher training every 6 months thereafter.

57. A minimum of one SIA licensed door supervisor to thirty-five customers shall be on duty at the premises whenever it is open for business.

58. Impartial unannounced compliance visits shall take place at the premises on a monthly basis. A written record of each visit shall be kept at the premises and produced for immediate inspection by a police officer or authorised officer of the licensing authority.

59. The premises shall provide a cloakroom and all coats and outdoor jackets shall be placed in the cloakroom by handing them to an attendant who shall be constantly on duty at the cloakroom during the whole time that the premises are open.

60. There shall be live, real-time CCTV monitoring of the premises at all times the premises is open for business except when the premises is being used exclusively for a private pre-booked event.

61. There shall be a dedicated search captain employed at the premises to supervise the searching of customers at all times when the premises are open.

Conditions proposed by the applicant to form part of their operating schedule.

62. A premises' dispersal policy shall in force at the premises and a copy be made readily available at the premises for inspection by a police officer and/or an authorised officer of Westminster City Council.

63. On Saturday trade there shall be a designated welfare officer appointed (separate to SIA functions) to monitor and address concerning behaviour and conduct of patrons within the premises and on dispersal

64. On Saturdays, there shall be no entry or re-entry (excluding persons from the smoking area) to the premises after 03:00.

65. There shall be at least 2 personal licence holders on duty at the premises.

66. From 2 a.m. until 30 minutes after closure of the premises the security deployment shall specifically include:

- a) supervision of the egress of customers from the club and entry into taxi or private hire vehicles by a member of management and a Security Industry Authority licensed officer
- b) patrol of patrons between the premises and the entrance to Piccadilly Circus Station by one Security Industry Authority licensed officer. The said officers shall wear hi vis jackets and a minimum of 2 body worn cameras shall be in use.

This is the Full Decision reached by the Licensing Sub-Committee

This Decision takes immediate effect.

Licensing Sub-Committee

17 August 2023

The Meeting ended at 3.05 pm