



City of Westminster

# Licensing Sub-Committee Report

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| Item No:           |   |
| Date:              | 14 April 2016   |
| Licensing Ref No:  | 16/01596/LIPV - Premises Licence Variation                      |
| Title of Report:   | Circa<br>Basement and Ground Floor<br>62 Frith Street<br>London |
| Report of:         | Director of Public Protection and Licensing                     |
| Wards involved:    | West End  |
| Policy context:    | City of Westminster Statement of Licensing Policy               |
| Financial summary: | None  |
| Report Author:     | Mr Nick Nelson<br>Senior Licensing Officer                      |
| Contact details    | Telephone: 020 7641 3431<br>Email: nnelson@westminster.gov.uk   |

# 1. Application

| 1-A Applicant and premises        |  |                                |          |
|-----------------------------------|--|--------------------------------|----------|
| <b>Application Type:</b>          | Variation of a Premises Licence, Licensing Act 2003  |                                |          |
| <b>Application received date:</b> | 9 February 2016  |                                |          |
| <b>Applicant:</b>                 | Baby Bull Limited  |                                |          |
| <b>Premises:</b>                  | Circa  |                                |          |
| <b>Premises address:</b>          | Basement and Ground Floor  | <b>Ward:</b>                   | West End |
|                                   | 62 Frith Street<br>London<br>W1D 3JN   | <b>Cumulative Impact Area:</b> | West End |
| <b>Premises description:</b>      | The premises operates as a bar and club.   |                                |          |
| <b>Variation description:</b>     | <p>To vary the licence to:</p> <ol style="list-style-type: none"> <li>1. Vary the layout in accordance with the plans appended to the application (see <b>Appendix 1</b>). The proposed changes relate to improved toilet accommodation in the basement area.</li> <li>2. Increase the authorised capacity from 100 to 130 (excluding staff) on Thursdays to Saturdays only. The capacity will remain as existing on all other days (and to exclude staff).</li> <li>3. Update and amend the licence conditions in accordance with the operating schedule appended to the application (see <b>Appendix 4</b>) by: <ul style="list-style-type: none"> <li>(a) amending conditions 10, 13, 22, 32, 38 and 54 of the current Premises Licence;</li> <li>(b) removing conditions 21, 25, 35 and 37 of the current Premises Licence; and</li> <li>(c) adding 5 new conditions to the Premises Licence.</li> </ul> </li> </ol> <p>There are no proposed changes to the permitted hours or licensable activities.</p> |                                |          |
| <b>Premises licence history:</b>  | The premises has operated as a bar and nightclub since the premises licence was first granted in 2010. The current operator (Baby Bull Limited) took control of the licence in 2011. The premises has previously been known as Nighthawks.   |                                |          |
| <b>Applicant submissions:</b>     | The application follows pre-application advice reference 15/07199/PREAPM. The advice concluded that proposals 1 and 3 above were generally acceptable. The   |                                |          |

increase in capacity is accepted from a health and safety perspective. However, the advice correctly identified that the proposal engages policy STR1 (now Policy CIP1). Our client would be grateful for the City Council's consideration of this letter, which sets out our initial submissions on policy.

### **Loss of LGBT Venues**

Our client's premises is popular with the lesbian gay bisexual and transgender ("LGBT") community, particularly gay males. It provides a safe environment for the community to socialise and enjoy the premises' entertainment. Our client has operated the premises successfully in this manner since 2011. Prior to that, our client's director and DPS, Mr Alan Winter, had many years' experience operating similar venues in the West End.

Soho has a proud and rich heritage in providing venues for the LGBT community. Sadly, the area has seen a rapid decline of these type of premises. Please find enclosed schedule of LGBT venues that have closed over recent years (see **Appendix 2b**). The schedule lists 12 LGBT venues. The majority of these venues were located in the West End and have closed during recent years without being replaced by similar venues.

We estimate the approximate total capacity of the closed LGBT venues amounts to 4,475. Our client's proposed capacity increase of 30 represents less than 1% of this figure. As a result, we submit that our client can demonstrate exceptional circumstances and there is no net addition to the global cumulative impact in the West End Cumulative Impact Area.

### **Queuing**

Our client is proud to provide a popular premises and operate a successful business. This, together with the closure of nearby LGBT venues, has resulted in queues forming outside the premises. This presents a risk of an adverse impact to the licensing objectives in respect of persons queuing outside on the street.

The proposed increase in capacity would help bring people queuing off the street into the safe and supervised environment of the premises. This is expected to significantly reduce the numbers of persons outside on Frith Street, particularly late at night. Our client is confident this will have a very positive impact in the West End Cumulative Impact Area and promote all four licensing objectives.

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|  | <p><b>Summary</b></p> <p>The application includes an Appendix 11 submission in accordance with the City Council's statement of Licensing Policy 2016 (see <b>Appendix 2c</b>). This, together with the amended and updated operating schedule, will ensure all four licensing objectives are promoted.</p> <p>Our client will address the City Council further in respect of the exceptional circumstances introduced above to demonstrate the proposals will have no addition to cumulative impact in the West End Cumulative Impact Area.</p> |
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**1-B Current and proposed licensable activities, areas and hours**

**Regulated Entertainment**

**Provision of facilities for Dancing**

|                  | Current Hours |       | Proposed Hours |      | Licensable Area           |           |
|------------------|---------------|-------|----------------|------|---------------------------|-----------|
|                  | Start:        | End:  | Start:         | End: | Current:                  | Proposed: |
| <b>Monday</b>    | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Tuesday</b>   | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Wednesday</b> | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Thursday</b>  | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Friday</b>    | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Saturday</b>  | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Sunday</b>    | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |

**Provision of facilities for making Music**

|                  | Current Hours |       | Proposed Hours |      | Licensable Area           |           |
|------------------|---------------|-------|----------------|------|---------------------------|-----------|
|                  | Start:        | End:  | Start:         | End: | Current:                  | Proposed: |
| <b>Monday</b>    | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Tuesday</b>   | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Wednesday</b> | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Thursday</b>  | 11:00         | 01:00 | No change      |      | Basement and              | No change |

|                 |       |       |           |                           |           |
|-----------------|-------|-------|-----------|---------------------------|-----------|
|                 |       |       |           | ground floor              |           |
| <b>Friday</b>   | 11:00 | 01:00 | No change | Basement and ground floor | No change |
| <b>Saturday</b> | 11:00 | 01:00 | No change | Basement and ground floor | No change |
| <b>Sunday</b>   | 11:00 | 01:00 | No change | Basement and ground floor | No change |

| <b>Performance of Live Music</b> |                      |             |                       |             |                           |                  |
|----------------------------------|----------------------|-------------|-----------------------|-------------|---------------------------|------------------|
|                                  | <b>Current Hours</b> |             | <b>Proposed Hours</b> |             | <b>Licensable Area</b>    |                  |
|                                  | <b>Start:</b>        | <b>End:</b> | <b>Start:</b>         | <b>End:</b> | <b>Current:</b>           | <b>Proposed:</b> |
| <b>Monday</b>                    | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Tuesday</b>                   | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Wednesday</b>                 | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Thursday</b>                  | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Friday</b>                    | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Saturday</b>                  | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Sunday</b>                    | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |

| <b>Playing of Recorded Music</b> |                      |             |                       |             |                           |                  |
|----------------------------------|----------------------|-------------|-----------------------|-------------|---------------------------|------------------|
|                                  | <b>Current Hours</b> |             | <b>Proposed Hours</b> |             | <b>Licensable Area</b>    |                  |
|                                  | <b>Start:</b>        | <b>End:</b> | <b>Start:</b>         | <b>End:</b> | <b>Current:</b>           | <b>Proposed:</b> |
| <b>Monday</b>                    | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Tuesday</b>                   | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Wednesday</b>                 | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Thursday</b>                  | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Friday</b>                    | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Saturday</b>                  | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Sunday</b>                    | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |

**Provision of facilities for entertainment of a similar description to making music or dancing**

|                  | Current Hours |       | Proposed Hours |      | Licensable Area           |           |
|------------------|---------------|-------|----------------|------|---------------------------|-----------|
|                  | Start:        | End:  | Start:         | End: | Current:                  | Proposed: |
| <b>Monday</b>    | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Tuesday</b>   | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Wednesday</b> | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Thursday</b>  | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Friday</b>    | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Saturday</b>  | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Sunday</b>    | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |

| Late night refreshment |               |       |                |      |                           |           |
|------------------------|---------------|-------|----------------|------|---------------------------|-----------|
|                        | Current Hours |       | Proposed Hours |      | Licensable Area           |           |
|                        | Start:        | End:  | Start:         | End: | Current:                  | Proposed: |
| <b>Monday</b>          | 23:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Tuesday</b>         | 23:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Wednesday</b>       | 23:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Thursday</b>        | 23:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Friday</b>          | 23:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Saturday</b>        | 23:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Sunday</b>          | 23:00         | 01:00 | No change      |      | Basement and ground floor | No change |

| Sale by Retail of Alcohol |               |       |                |      |                           |           |
|---------------------------|---------------|-------|----------------|------|---------------------------|-----------|
| On or off sales           |               |       | Current :      |      | Proposed:                 |           |
|                           |               |       | Both           |      | No change                 |           |
|                           | Current Hours |       | Proposed Hours |      | Licensable Area           |           |
|                           | Start:        | End:  | Start:         | End: | Current:                  | Proposed: |
| <b>Monday</b>             | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Tuesday</b>            | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |
| <b>Wednesday</b>          | 11:00         | 01:00 | No change      |      | Basement and ground floor | No change |

|                 |       |       |           |                           |           |
|-----------------|-------|-------|-----------|---------------------------|-----------|
| <b>Thursday</b> | 11:00 | 01:00 | No change | Basement and ground floor | No change |
| <b>Friday</b>   | 11:00 | 01:00 | No change | Basement and ground floor | No change |
| <b>Saturday</b> | 11:00 | 01:00 | No change | Basement and ground floor | No change |
| <b>Sunday</b>   | 11:00 | 01:00 | No change | Basement and ground floor | No change |

| <b>Hours premises are open to the public</b> |                      |             |                       |             |                           |                  |
|--|----------------------|-------------|-----------------------|-------------|---------------------------|------------------|
|  | <b>Current Hours</b> |             | <b>Proposed Hours</b> |             | <b>Premises Area</b>      |                  |
|  | <b>Start:</b>        | <b>End:</b> | <b>Start:</b>         | <b>End:</b> | <b>Current:</b>           | <b>Proposed:</b> |
| <b>Monday</b>                                | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Tuesday</b>                               | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Wednesday</b>                             | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Thursday</b>                              | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Friday</b>                                | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Saturday</b>                              | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |
| <b>Sunday</b>                                | 11:00                | 01:00       | No change             |             | Basement and ground floor | No change        |

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| <b>1-C Layout alteration</b>  |
| Variation to the layout in accordance with the plans appended to the application (see <b>Appendix 1</b> ). The proposed changes relate to improved toilet accommodation in the basement area. |

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| <b>1-D Conditions being varied, added or removed</b>  |  |
| <b>Condition</b>  | <b>Proposed variation</b>  |
| <b>Condition 10:</b><br>The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings | <b>Amend to:</b><br>The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for |

|   |  |
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| <p>shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.</p>   | <p>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.</p>   |
| <p><b>Condition 13:</b><br/>After 21:00 hours on Thursday, Friday and Saturday, SIA registered door staff must staff the door until the last customer leaves.</p>   | <p><b>Amend to:</b><br/>After 21:00 hours on Thursday, Friday and Saturday, SIA registered door staff must staff the door until the last customer leaves. On Friday and Saturday a minimum of 2 SIA registered door staff shall be on duty at the premises from 21:00 until the last customer leaves.</p>              |
| <p><b>Condition 21:</b><br/>After 23:00 hours the supply of alcohol must be ancillary to the use of the premises for music and dancing and/or substantial refreshment.</p>  | <p><b>Remove from the premises licence</b></p>   |
| <p><b>Condition 22:</b><br/>The number of persons permitted on the ground floor at any one time (including staff) shall not exceed 100 persons.</p>   | <p><b>Amend to:</b><br/>On Sundays to Wednesdays the number of persons permitted on the ground floor at any one time (excluding staff) shall not exceed 100 persons. On Thursdays to Saturdays the number of persons permitted on the ground floor at any one time (excluding staff) shall not exceed 130 persons.</p> |
| <p><b>Condition 25:</b><br/>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.</p> | <p><b>Remove from the premises licence</b></p>   |
| <p><b>Condition 32:</b><br/>The outside bench shall be rendered unusable by 23:00 hours each day.</p>   | <p><b>Amend to:</b><br/>All outside tables and chairs shall be rendered unusable by 23:00 hours each day.</p>  |
| <p><b>Condition 35:</b><br/>Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.</p>                                      | <p><b>Remove from the premises licence</b></p>   |
| <p><b>Condition 37:</b><br/>No striptease, no nudity and all persons on the premises to be decently attired at all times.</p>   | <p><b>Remove from the premises licence</b></p>   |



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| <p><b>Condition 38:</b><br/>Any entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall not be provided.</p> | <p><b>Amend to:</b><br/>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.</p>   |
| <p><b>Condition 54:</b><br/>No rubbish, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours.</p>  | <p><b>Amend to:</b><br/>No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours on the following day.</p>   |
| <p><b>To be added to the premise licence:</b></p>   | <p>No deliveries to the premises shall take place between 23:00 and 08:00 on the following day.</p>   |
| <p><b>To be added to the premise licence:</b></p>   | <p>During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises and that this area shall be swept and / or washed and litter and sweeping collected and stored in accordance with the approved refuse storage arrangements by close of business.</p> |
| <p><b>To be added to the premise licence:</b></p>   | <p>Notices shall be prominently displayed at any area for smoking requesting patrons to respect the needs of local residents and use the area quietly.</p>  |
| <p><b>To be added to the premise licence:</b></p>   | <p>As soon as possible, and in any event within 1 month from the grant of the variation, the premises shall join the local Pubwatch or other local crime reduction scheme approved by the Police and local radio scheme if available.</p>   |
| <p><b>To be added to the premise licence:</b></p>   | <p>The variation application (16/01596/LIPV) shall have no effect until the works detailed on the proposed plans have been assessed as satisfactory by the Environmental Health Consultation Team, and this condition has been removed from</p>   |

|                             |                          |                           |
|-----------------------------|--------------------------|---------------------------|
|                             |                          | the licence.              |
| <b>Adult entertainment:</b> | <b>Current position:</b> | <b>Proposed position:</b> |
|                             | N/A                      | No change                 |

## 2. Representations

| 2-A Responsible Authorities   |                      |
|---|----------------------|
| <b>Responsible Authority:</b>   | Environmental Health |
| <b>Representative:</b>  | Mr Anil Drayan       |
| <b>Received:</b>  | 7 March 2016         |
| <p>I wish to make the following representations based on the submitted plans and operating schedule:</p> <ol style="list-style-type: none"> <li>1. No representation raised</li> <li>2. The proposed increase in capacity may lead to an increase in Public Nuisance in the West End Cumulative Impact Area</li> <li>3. No representations raised to the proposed changes to conditions as stated in the new operating schedule save for those that relate to the proposal to increase the capacity.</li> </ol> <p>Environmental Health considers the proposed increase in capacity is unlikely to have an adverse impact on Public Safety and the commensurate increase in the sanitary accommodation is also considered to be appropriate.</p> <p>As provision of alcohol to the additional patrons will not be subject to the 'restaurant' condition the application is nevertheless considered to be against policy.</p> <p>The applicant, however, states that the application may be considered as an exception to policy on the grounds that this is a premises largely catering for the lesbian gay bisexual and transgender 'LGBT' community of which there has been a reduction of such venues in the area.</p> <p>Environmental Health considers that this is a matter for the Licensing Sub-Committee for determination and will not be proposing any additional conditions as the application is otherwise acceptable.</p> |                      |

| 2-B Other Persons                            |  |                               |         |
|--|--|-------------------------------|---------|
| <b>Name:</b>                                 | Berkay Sefik Ercan   |                               |         |
| <b>Address and/or Residents Association:</b> | Flat 6, Charing Cross Mansions,<br>26 Charing Cross Road, London<br>WC2H 0DG |                               |         |
| <b>Status:</b>                               | Valid  | <b>In support or opposed:</b> | Support |
| <b>Received:</b>                             | 6 March 2016   |                               |         |

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|   |                  |   |         |
| <p>I write in relation to Circa's application for an increase in capacity of 30 people (excluding staff). Circa is an asset to the LGBT community and increase of 30 people would not be detrimental to the surrounding area. It is important for Westminster to show support for the LGBT community after the recent closure of a number of venues of this kind. The increase in capacity is quite small and there is space inside the premises for more people rather than having a queue outside.</p> <p>I support this application and please take this letter into your consideration in this matter.</p>  |                  |   |         |
| <b>Name:</b>  |                  | Ross Goodman                                      |         |
| <b>Address and/or Residents Association:</b>  |                  | Flat 3<br>23 Frith Street<br>London<br>W1D 4RR    |         |
| <b>Status:</b>  | Valid            | <b>In support or opposed:</b>                     | Support |
| <b>Received:</b>  | 25 February 2016 |   |         |
| <p>As a resident of the Soho area living on the same street as Circa, I can attest that it is a well-run venue with a professional team of managers, bar staff and security. With the recent closure of a number of LGBT venues, it is a valued asset to the Soho community. I find the closures of LGBT venues in the Soho area disturbing. It has been happening at an alarming rate and Circa is one of the few remaining safe spaces left for our community.</p>  |                  |   |         |
| <b>Name:</b>  |                  | Etan Ilfield                                      |         |
| <b>Address and/or Residents Association:</b>  |                  | Flat 2<br>21 Dean Street<br>London<br>W1D 3TN     |         |
| <b>Status:</b>  | Valid            | <b>In support or opposed:</b>                     | Support |
| <b>Received:</b>  | 19 February 2016 |   |         |
| <p>I am writing to support Circa's application to increase their capacity from 100 to 130 (excluding staff). Since Circa opened in 2011 it has been a popular and professionally operated bar. I am unaware of any complaints relating to public nuisance or crime and disorder from Circa. In fact, the bar has a very positive presence in Soho. In my view the extension of capacity and extra licensing conditions will have a further positive effect in Soho. There is no possibility of a negative effect in the West End special policy area.</p> <p>I therefore fully support the application. Thank you for considering my letter in support.</p> |                  |   |         |
| <b>Name:</b>  |                  | Ian Latimer                                       |         |
| <b>Address and/or Residents Association:</b>  |                  | 2 Albion Close<br>Westminster<br>London<br>W2 2AT |         |
| <b>Status:</b>  | Valid            | <b>In support or opposed:</b>                     | Support |

|  |  |                               |         |
|--|--|-------------------------------|---------|
| <b>Received:</b>   | 4 March 2016   |                               |         |
| <p>I am in support of Circa's application to increase their capacity of 30 people. I do not believe it will have a detrimental effect to the surrounding area. Westminster's special policy should not be applied to Circa as the venue is well managed and increasing its capacity will help mean less unnecessary congestion on the street.</p>  |  |                               |         |
| <b>Name:</b>   | Agassi Raksam Marak  |                               |         |
| <b>Address and/or Residents Association:</b>   | Flat H, Newport House<br>16 Great Newport Street<br>London, WC2H 7JE |                               |         |
| <b>Status:</b>   | Valid  | <b>In support or opposed:</b> | Support |
| <b>Received:</b>   | 6 March 2016   |                               |         |
| <p>I am a local resident and think Circa is a very well-run establishment with a great management team, we do not have any problems with noise or issues with any of the customers that frequent the bar.</p> <p>I have therefore no issues in supporting Circa with this application and would be happy for it to be noted on record of such.</p>   |  |                               |         |
| <b>Name:</b>   | Mervyn Metcalf   |                               |         |
| <b>Address and/or Residents Association:</b>   | Flat 1<br>21 Dean Street<br>London<br>W1D 3TN                        |                               |         |
| <b>Status:</b>   | Valid  | <b>In support or opposed:</b> | Support |
| <b>Received:</b>   | 19 February 2016   |                               |         |
| <p>I am writing to support Circa's application to increase their capacity from 100 to 130 (excluding staff). Since Circa opened in 2011 it has been a popular and professionally operated bar. Mr Alan Winter and his management team are experienced operators and sympathetic neighbours. I am unaware of any complaints relating to public nuisance or crime and disorder from Circa. In fact, the bar has a very positive presence in Soho. In my view the extension of capacity and extra licensing conditions will have a further positive effect in Soho. There is no possibility of a negative effect in the West End special policy area.</p> <p>I therefore fully support the application. Thank you for considering my letter in support.</p> |  |                               |         |
| <b>Name:</b>   | Jonathan Neal  |                               |         |
| <b>Address and/or Residents Association:</b>   | 3rd Floor Flat<br>62 Frith Street<br>London                          |                               |         |
| <b>Status:</b>   | Valid  | <b>In support or opposed:</b> | Support |
| <b>Received:</b>   | 4 March 2016   |                               |         |
| <p>With regards to the alteration of the license for Circa, 62 Frith Street, I would like to express my support for an increase in capacity for the premises. I have lived in the 3rd floor flat at 62 Frith Street for the past 12 years and have a lot of experience with the</p>  |  |                               |         |

various businesses that have operated in the ground floor of our building.

To my mind, Mr Winter is the most effective business owner I've known since living here and appears to run Circa in an exceptionally professional manner. He is responsible and courteous when dealing with local residents and works very well with us as neighbours to ensure a clean and secure building. I have always been particularly concerned when it comes to the security of our building and surrounding environment and it really does give me peace of mind knowing that Mr Winter takes great care to help make our end of Frith Street a calm and safe place to live. Central London is always a potential target for crime but I have total faith in his security team to manage the outside of the building and we haven't had a disturbance from the venue in the past 5 years.

I am aware that Circa has become more popular recently, possibly in some way as a result of the closures of LGBT venues in the area, but also as the venue appears to have become a good place for professional and sensible people to socialise. As a result, there is now a sizeable queue that forms along the pavement at weekends. It would be entirely sensible for the council to grant a small increase in capacity in order to help keep the pavement clear and quiet, making the outside of the building and streetscape much more manageable.

|   |              |  |         |
|---|--------------|--|---------|
| <b>Name:</b>                                |              | Edward Weller  |         |
| <b>Address and/or Residents Association</b> |              | Flat 94 Biddulph Mansions<br>Elgin Avenue<br>Maida Vale<br>London<br>W91HU |         |
| <b>Status:</b>                              | Valid        | <b>In support or opposed:</b>  | Support |
| <b>Received:</b>                            | 8 March 2016 |  |         |

I regularly visit Circa and am always impressed with the management from Mr Winter and the team. The security staff run the door professionally and manage the crowd well. Circa has become more popular recently and this is reflected in the queue outside. I believe a small increase in capacity would help to keep noise and congestion outside the venue down with no detrimental effect to the area.

### 3. Policy & Guidance

|  |   |
|--|---|
| The following policies within the City Of Westminster Statement of Licensing Policy apply: |   |
| <b>Policy CIP1 applies</b>   | <p>(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas. <input type="checkbox"/></p> |

|                             |  |
|-----------------------------|--|
| <b>Policy PB2 applies</b>   | It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas other than applications to vary hours within the Core Hours under Policy HRS1.  |
| <b>Policy MD2 applies</b>   | It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas, other than applications to vary hours within the Core Hours, under Policy HRS1.  |
| <b>Policy COMB1 applies</b> | <p>(i) Where a premises proposes to operate as a 'combined use premises' applications will be considered on their merits with regard to each of the relevant policies e.g. Policies CD1, PS1, PN1, CH1, CIP1 and HRS1.</p> <p>(ii) The Licensing Authority will take into account the current and proposed use of the premises when considering what weight is to be given to the relevant uses and policies. It will take into account what is the primary use of the premises, if any, and which licensable activities are proposed outside the core hours (see policy HRS1).</p> <p>(iii) It will consider any premises which include any pub or bar use or provide facilities for fast food and drink or for music and dancing primarily under the policies specific to those uses e.g. PB1 &amp; PB2, FFP1 &amp; FFP2, MD1 &amp; MD2. □</p> |

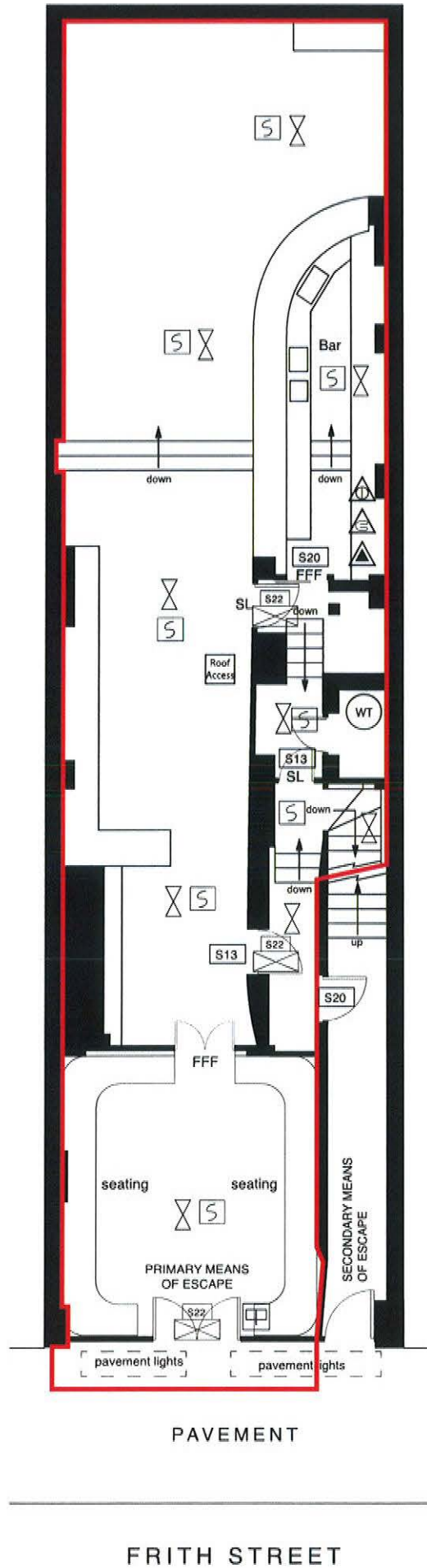
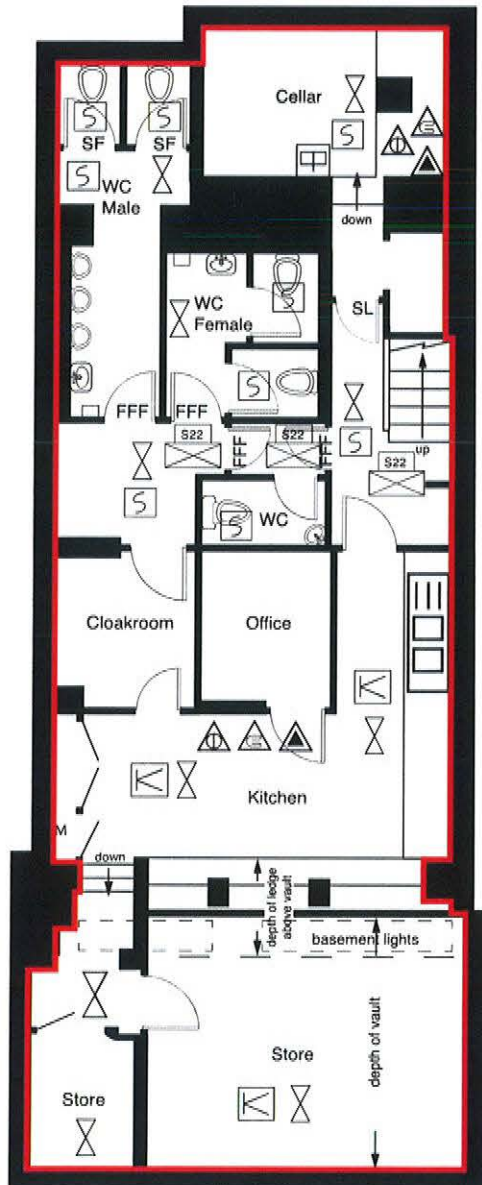
#### 4. Appendices

|                    |  |
|--------------------|--|
| <b>Appendix 1</b>  | Premises plans   |
| <b>Appendix 2a</b> | Applicant submissions – Pre-application advice         |
| <b>Appendix 2b</b> | Applicant submissions – schedule of closed LGBT venues |
| <b>Appendix 2c</b> | Applicant submissions – Appendix 11 submission         |
| <b>Appendix 3</b>  | Premises history                                       |
| <b>Appendix 4</b>  | Proposed conditions                                    |
| <b>Appendix 5</b>  | Residential map and list of premises in the vicinity   |

|                       |   |
|-----------------------|---|
| <b>Report author:</b> | Mr Nick Nelson<br>Senior Licensing Officer                    |
| <b>Contact:</b>       | Telephone: 020 7641 3431<br>Email: nnelson@westminster.gov.uk |

62 Frith Street  
London  
W1D 3JN

Scale 1:100



|   |                |
|---|----------------|
| NOTES   |                |
| Magnolia Square Limited<br>57 Rathbone Place<br>London<br>W1T 1JU |                |
| 020 7479 4855   |                |
|   |                |
| PRINT AT A4   |                |
| PROJECT<br>62 Frith Street<br>London<br>W1D 3JN                   |                |
| MEASURED SURVEY   |                |
| DRAWING TITLE<br>LICENCING PLAN                                   |                |
| SCALE<br>1:100  | DATE<br>Nov 15 |
| DRAWING NUMBER<br>1   | 10752          |

**Legend**

- Area Covered by Emergency Lighting
- Maintained Illuminated Fire Escape Sign
- Fire exit, exit or emergency exit notice graphic symbol
- Fire escape keep clear
- Fire door keep shut
- Fire door keep locked
- Fire Alarm Call Point with Fire Action Sign adjacent
- Smoke Detector
- Heat Detector
- Water Fire Extinguisher
- Fire Blanket in container
- Carbon Dioxide Fire Extinguisher
- Area of Licencable activities
- SF Doors that have only a simple fastening
- SL Security Lock (Door, which may be provided with special fastening as described on plan)
- FFF Doors which are to be free from all fastenings (other than a ball or roller fastening or a lever handled latch)



## City of Westminster

**Officer Name(s):** Anil Drayan/Alan Lynagh  
**Designation:** Environmental Health Officer/District Surveyor  
**Date:** 12 October 2015  
**Contact number:** 020 7641 1774 / 1789  
**Email:** [adrayan@westminster.gov.uk](mailto:adrayan@westminster.gov.uk) / [alynagh@westminster.gov.uk](mailto:alynagh@westminster.gov.uk)  
**Uniform Ref Number:** 15/07199/PREAPM

| <i>Trading name of business and Address</i>  | <i>Applicant/solicitor</i>   | <i>Stress Area</i> |
|--|--|--------------------|
| Circa, 62 Frith Street, London W1D 3JN   | Thomas And Thomas Partners LLP 38A Monmouth Street London WC2H 9EP | YES                |
| <p><b>Licence:</b> Yes <b>Ref number if applicable:</b> 11/03814/LIPV</p> <p><b>Type of business:</b> Bar</p> <p><b>Description of proposal:</b> Advice is sought on the following proposed variations to the Premises Licence:</p> <ol style="list-style-type: none"> <li>Increase the authorized capacity from 100 to 130 (excluding staff).</li> <li>Vary the layout in accordance with the appended plans – namely to improve toilet accommodation in the basement area.</li> <li>Amend the licence conditions in accordance with the appended proposed operating schedule.</li> </ol> |  |                    |
| <p>This advice is based on the information submitted and also following on from the site visit made to the premises.</p> <p><b><u>Environmental Health comments:</u></b></p> <ol style="list-style-type: none"> <li>Increase the authorized capacity from 100 to 130 (excluding staff);</li> </ol> <p>The premises are located in the West End Stress area, as defined in Westminster's Statement of Licensing policy, where special policies on cumulative impact apply.</p>  |  |                    |



The policy can be found on the Council's website at the following link:

<https://www.westminster.gov.uk/licensing-policy>

This link also lists the wording of model conditions which should be used as the basis of any conditions proposed in an operating schedule.

For an application in a Stress area where an existing premises wishes to increase capacity for 'On' sale of alcohol policy STR1 applies. This states that it is the Licensing Authority's policy to refuse such an application unless the applicant can show 'genuinely exceptional circumstances' or that it complies with policy RNT2 ie operates as a restaurant. In either case the applicant must demonstrate that they will not add to cumulative impact in the Stress area.

The main restriction on the current Premises Licence for the supply of alcohol 'On' the premises is condition 26 which states:

- *After 23:00 hours the supply of alcohol must be ancillary to the use of the premises for music and dancing and/or substantial refreshment and/or as part of private and/or ticketed functions.*

I understand the proposal is that the increase in capacity will remain subject to this restriction with the added stipulation that any increased capacity would be limited only to Thursdays to Saturdays.

You are advised that Environmental Health would recommend refusal for such an application based solely on these stipulations as they are considered not to adequately address policy.

At the time of the site visit we discussed two options for addressing policy:

- i. An application would not generally be regarded as being against policy if the 'model restaurant' condition (condition MC66 in the list of model conditions) was applied to the increased capacity for any request for 'On' sale of alcohol to any additional patrons.

- ii. During the visit it was ascertained that the premises operates as a lesbian, gay, bisexual, and transgender (LGBT) premises predominantly catering for the gay community. The discussion centred on whether an increase in capacity for these premises could be regarded as a 'genuinely exceptional circumstance' as there had been an apparent significant decrease in LGBT premises locally. Environmental Health is not in a position to give an opinion on this and would seek the matter to be decided by the Licensing sub-Committee.

**2. Vary the layout in accordance with the appended plans – namely to improve toilet accommodation in the basement area.**

One of the reasons for an area being designated as a stress area is due to the lack of adequate facilities leading to Public Health concerns in the area. Environmental Health therefore requires where there is a request to increase capacity that there should be a commensurate increase in provision of sanitary accommodation to match at least the existing ratio for the current capacity.

Ideally sanitary accommodations should be in compliance with the minimum provision as stated in British Standard 6465 -1:2006 + A1:2009; Sanitary installations – Part 1: Code of practice for the design of sanitary facilities and scale of provision of sanitary and associated appliances: Table 11; sanitary appliances for licensed pubs, bars, etc. The British Standard normally assumes a 50/50 male/female split when assigning a capacity based on the sanitary accommodation. Where the premises operates largely for the LGBT community Environmental Health agrees that a 75/25 male/female split is acceptable if, as in this instance, the premises largely caters for the gay community.

I understand that the premises currently has the following sanitary provision:

- 2 Female WC's
- 1 Male WC plus 2 urinals

- 1 Staff WC

As part of the intention to increase the capacity at the premises the proposal is to provide additional facilities so that the male provision is increased to;

- 2 Male WC's and 3 urinals.

Based on this change and increase in provision this is an improvement on the existing capacity and sanitary accommodation ratios and Environmental Health therefore considers the proposal to be acceptable on this aspect should the increase in capacity be granted.

The proposed variation in layout and increase in capacity is also considered not to adversely impact on Public Safety (see District Surveyor's comments below).

### **3. Amend the licence conditions in accordance with the appended proposed operating schedule.**

Save for the capacity conditions the proposed amendment to conditions and additional conditions are acceptable except conditions 20 and 32 (as numbered in the pre-application advice submission). The following comments are made with regard to this condition:

- It is unclear from the existing plans if the external private forecourt is part of the licensed area – if not any variation application should include this area so that 'Off' sales are not needed to use this area for licensable purposes.
- If this external area is now part of the licensed area then condition 20 should remain as currently worded on the licence and condition 32 changed to model conditions MC19 or MC20.

### **4. Other Comments**

I can confirm that Environmental Health have no records of complaints made against the premises with regards to the licensing objectives since November 2011.

## District Surveyor Comments

### Means of Escape:

The premises consist of two exits towards the front of the premises at ground floor level. The main entrance/exit and a further exit that leads via a protected corridor back to the front of the premises.

### Ground Floor:

The premises have recently been improved to provide doors all opening in the direction of travel towards the front main entrance/exit and an additional route provided towards the centre of the premises. The operator is looking to widen this route also and it is recommended that both door sets on this route are widened to ideally 1000mm to allow for a max occupancy of 130, which is what the operator is seeking.

If this is not possible then the operator will need to look at producing an occupancy assessment under BS 9999 to support slightly smaller widths in conjunction with enhanced fire alarm or similar.

The travel distances are in line with both Approved Document B and Technical Standards for Places of Entertainment, (18m in one direction and 45m in two).

It is also suggested that the following key points are considered in the general fire/public safety strategy for the proposed changes:

- Means of escape from the premises should be based on a simultaneous evacuation upon activation of the fire detection and alarm system and the system should ideally be a minimum L1/2 system in line with BS5839 part 1. This will allow maximum flexibility when calculating maximum occupancies under BS 9999 if needed, as will give maximum early warning.
- All protected exit routes to be provided with a minimum of 30 minutes fire separation to other parts of the premises

- All Fire doors protecting escape routes will be provided with intumescent strips and smoke seals and all fire doors will comply with the relevant provisions of Table B1 of ADB.
- Every escape route (other than those in ordinary use) will be marked by emergency exit signs complying with BS 5499: Part 1 and these will be located in accordance with the recommendations of BS 5499: Part 4

Floor Space Factors:

The premises operates as a bar and given its size it is clear in line with the guidance in ADB (Table 1) and the Technical Standards (Table 3) it can support at least 130 from a floor space perspective.

A copy of the updated Fire Risk Assessment should be provided to support any proposed changes and should also cover the maintenance and testing regime of systems and the staff training to support the fire safety management of the premises.

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

## Schedule of Closed LGBT Venues

|    | Premises Name   | Address                | Terminal Hour   | Capacity | Closure Date  |
|----|-----------------|------------------------|---|----------|---------------|
| 1. | Ghetto          | 5-6 Falconberg Court   | Monday to Saturday 03:00<br>Sunday 00:30  | 220      | December 2008 |
| 2. | Astoria         | 157 Charing Cross Road | Monday to Saturday 03:00<br>Sunday 22:30  | 2000     | January 2009  |
| 3. | Trash Palace    | 11 Wardour Street      | Monday to Saturday 03:00<br>Sunday 22:30  | 200      | June 2009     |
| 4. | Kudos           | 10 Adelaide Street     | Monday to Saturday 00:00<br>Sunday 22:30  | n/a      | June 2011     |
| 5. | Lo Profile      | 84-86 Wardour Street   | Monday 01:00<br>Tuesday & Wednesday 02:00<br>Thursday to Saturday 03:00<br>Sunday 22:30 | 470      | January 2013  |
| 6. | Candy Bar       | 4 Carlisle Street      | Monday to Saturday 03:00<br>Sunday 00:30  | 175      | January 2014  |
| 7. | Green Carnation | 4 Greek Street         | Monday to Saturday 02:00<br>Sunday 00:30  | 260      | August 2014   |
| 8. | Madame Jo Jo's  | 8-10 Brewer Street     | Monday to Saturday 03:00<br>Sunday 00:30  | 180      | November 2014 |
| 9. | Escape          | 10A Brewer Street      | Monday to Saturday 03:00<br>Sunday 22:30  | 120      | November 2014 |

Schedule of Closed LGBT Venues

|     |               |                       |   |     |   |
|-----|---------------|-----------------------|---|-----|---|
| 10. | Manbar        | 79 Charing Cross Road | Monday to Saturday 03:00<br>Sunday 22:30                                | 320 | January 2015  |
| 11. | Bar Titania   | 75 Charing Cross Road | Monday to Thursday 23:30<br>Friday to Saturday<br>00:00<br>Sunday 22:30 | 150 | Forthcoming closure pending<br>landlord development |
| 12. | The Edge Soho | 11 Soho Square        | Monday to Thursday 01:00<br>Friday to Saturday 03:30<br>Sunday 23:30    | 380 | Recently closed to re-open as<br>straight venue     |

|   |              |
|---|--------------|
| <b>APPROXIMATE TOTAL CAPACITY OF CLOSED LGBT VENUES</b> | <b>4,475</b> |
|---|--------------|

**CIRCA**

**62 Frith Street**

Application for a Premises Licence  
City of Westminster  
Statement of Licensing Policy 2016

**APPENDIX 11 SUBMISSION**



## 1 Introduction

- 1.1 This document is submitted in support of an application to vary Premises Licence reference 11/03814/LIPV in respect of Circa 62 Frith Street London W1D 3JN (the "Premises"). The application proposes the following changes to the Premises Licence:
  - 1.1.1 Vary the layout in accordance with the appended plans – namely to improve toilet accommodation in the basement area.
  - 1.1.2 Increase the authorised capacity from 100 to 130 (excluding staff) on Thursdays to Saturdays only. The capacity will remain as existing on all other days (and to exclude staff).
  - 1.1.3 Update and amend the Licence conditions in accordance with the operating schedule appended to the application.
- 1.2 The application does not seek to extend the permitted hours or add licensable activities.
- 1.3 The applicant is an extremely experienced operator with a proven track record. The applicant has owned and operated the Premises for over 4 years and previously managed various licensed premises in the West End.
- 1.4 The Premises provides a safe environment for members of the Lesbian Gay Bisexual and Transgender community to socialise and enjoy the venue's entertainment. It is an award winning venue that is particularly popular with London's gay males.
- 1.5 The proposed increase in capacity has been provisionally approved from a health and safety perspective by the City Council's District Surveyor under pre application advice reference: 15/07199/PREAPM.
- 1.6 This document addresses Appendix 11 of the City of Westminster's Statement of Licensing Policy. In doing so the applicant can demonstrate the Premises will:
  - 1.6.1 Promote the licensing objectives of the prevention of public nuisance and crime and disorder;
  - 1.6.2 Be professionally and responsibly managed alongside nearby local residents and businesses;
  - 1.6.3 Have no adverse impact on the local amenity; and
  - 1.6.4 Make no addition to the Cumulative Impact in the West End Cumulative Impact Area.

## **2 Noise Management**

2.1 The criteria set out in Policy PN1 are addressed below.

### **Noise and Vibration**

2.2 The following controls are implemented to prevent noise outbreak from the Premises:

2.2.1 A large acoustic lobby;

2.2.2 A tamper proof sound limiter;

2.2.3 Primary sound generating equipment located towards the rear of the Premises – away from the frontage and main entrance/exit;

2.2.4 Comprehensive customer management procedures to ensure no nuisance is caused by customers either inside or outside the Premises;

2.2.5 SIA and staff supervision of customers;

2.2.6 A dispersal policy to ensure the quick and quiet departure of customers – especially at night (see below); and

2.2.7 Member of local radio scheme to communicate with neighbouring licensed premises and the authorities.

### **Eating, Drinking and Smoking Outside Premises**

2.3 The applicant will continue to carefully supervise customer activity outside the Premises. This includes SIA supervision of the external area in accordance with the existing Premises Licence conditions.

2.4 The application also proposes amendments to the existing SIA condition. The new condition requires an additional SIA supervisor on Friday and Saturday evenings. This will support the applicant's commitment to ensure the Premises and its customers cause no nuisance whatsoever.

2.5 Any customer behaviour that may cause public nuisance or crime and disorder is not, and will not, be tolerated under any circumstances.

### **Other Environmental Impacts**

2.6 The applicant will implement a number of measures to ensure no adverse impact to the local environment. This includes existing, new and amended Premises Licence conditions in order to prevent public nuisance, for example:

2.6.1.1 After 21:00 hours on Thursday, Friday and Saturday, SIA registered door staff must staff the door until the last customer leaves. On Friday and Saturday a

- minimum of 2 SIA registered door staff shall be on duty at the premises from 21:00 until the last customer leaves.
- 2.6.1.2 Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- 2.6.1.3 There shall be no loud speakers, amplification or live entertainment to take place within the front lobby area of the premises.
- 2.6.1.4 All windows, external doors and internal lobby doors shall be kept closed after 23:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
- 2.6.1.5 No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 2.6.1.6 A sound limiting device located in a separate and remote lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service's Community Protection Department to ensure that no noise nuisance is caused to local residents. The operational panel of the noise limiter shall then be secured to the satisfaction of officer from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Service.
- 2.6.1.7 Any additional sound generating equipment shall not be used on the premises without being routed through the sound limiter device.
- 2.6.1.8 The outside bench shall be rendered unusable by 23:00 hours each day.
- 2.6.1.9 Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- 2.6.1.10 Patrons permitted to temporarily leave and then re-enter the premises shall be limited to [10] persons at any one time.
- 2.6.1.11 A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents in the vicinity.
- 2.6.1.12 All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

- 2.6.1.13 No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours on the following day.
- 2.6.1.14 No deliveries to the premises shall take place between 23.00 and 08.00 on the following day.
- 2.6.1.15 During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises and that this area shall be swept and or washed and litter and sweeping collected and stored in accordance with the approved refuse storage arrangements by close of business.
- 2.6.1.16 Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
- 2.6.1.17 As soon as possible, and in any event within 1 month from the grant of the variation, the premises shall join the local Pubwatch or other local crime reduction scheme approved by the police, and local radio scheme if available.
- 2.7 The entry and exit door is located on Frith Street. During busy periods, SIA supervisors manage the entry of customers to control queuing. The proposed increase in capacity will help reduce queuing outside the Premises. This will allow more customers to be contained and supervised within the Premises. As a result, the risk of nuisance and crime/disorder resulting from persons queuing outside will be reduced.
- 2.8 The departure of customers will be managed in accordance with the dispersal policy below. The management controls set out in the dispersal policy will ensure all customers leave the area as quickly and as quietly as possible.

### **3 People Arriving, Departing & in the Vicinity**

#### **Dispersal Policy**

- 3.1 The objective of the Dispersal Policy is to ensure a quiet, controlled and swift dispersal of the Premises' customers.
- 3.2 The Dispersal Policy promotes a professional and responsible management of customers as they leave the Premises to ensure they make their journey home without any adverse impact on local residents.
- 3.3 The Policy prevents nuisance caused to local residents from the following risks:
- 3.3.1 Noisy or anti-social behaviour by customers leaving the Premises.
  - 3.3.2 Large numbers of people leaving the Premises at the same time.
- 6.4 Despite the Premises' central London location, employees are made aware that local residents live close by.

#### **Hours of Operation**

- 6.5 The operational hours of the Premises are 11am to 1am Monday to Sunday.
- 6.6 This Dispersal Policy is followed throughout the opening hours, although particular attention is paid to customers leaving at night.

#### **Entrances and Exits**

- 6.7 The main entrance/exit of the Premises is on Frith Street. This entrance is carefully supervised by SIA supervisors during busy periods.

#### **Dispersal**

- 6.8 The primary point of dispersal is the main Frith Street exit. From this exit customers disperse directly to a waiting car or the area's numerous transport links (see below).
- 6.9 Towards closing time the following measures are taken to ensure a gradual and quiet closure of the Premises:
- 6.9.2 Raised lighting levels.
  - 6.9.3 Lowered music levels.
  - 6.9.4 Politely reminding customers the Premises is about to close.

**Transport**

6.10 The Premises is well serviced by public transport links, as set out below. All staff are familiar with the transport links so they can advise customers when required.

Tube

6.10.1 The following tube stations are located within walking distance of the Premises:

- a. Leicester Square Underground Station.
- b. Oxford Circus Underground Station.
- c. Tottenham Court Road Underground Station.
- d. Piccadilly Circus Underground Station.
- e. Covent Garden Underground Station.
- f. Holborn Piccadilly Circus Underground Station.

6.10.2 Where necessary customers will be given directions to the relevant station and reminded to reach the station as quietly and as quickly as possible when they leave.

6.11 Rail

6.11.1 The Premises is within walking distance of Charing Cross rail station.

6.11.2 Other rail stations, for example Victoria, Paddington, Liverpool Street, Euston, Waterloo and Kings Cross St Pancras are easily reached by bus, tube or taxi.

6.12 Buses

6.12.1 The Premises is well serviced by public buses. TFL bus services, including night buses, are accessible by bus stops in the area, which go to a variety of destinations throughout London.

6.12.2 Bus routes include: 14, 19, 24, 38, 176, N5, N19, N20, N29, N38, N41 and N279.

6.12.3 Staff will be familiar with the local bus services and will advise customers accordingly.

6.13 Taxi

- 6.13.1 Black cabs and local licensed taxi offices are readily available right through the day and night in the area. Customers will be encouraged to go directly into a waiting cab when leaving the Premises.
- 6.13.2 If there are no available black cabs, customers will be asked to wait inside the Premises until a cab becomes available. This avoids customers waiting outside on Frith Street unnecessarily.
- 6.13.3 Staff will assist customers calling a taxi if required.

## 4 Deliveries, Collections & Servicing

- 4.1 Deliveries and collections will continue to be arranged carefully and sympathetically to the local amenity. Where possible, multiple deliveries and/or collections will be combined to avoid high numbers of vehicles servicing the Premises. Delivery and collection times will not be scheduled late at night or early in the morning to avoid disturbing local residents.
- 4.2 The following model licence conditions are proposed with the Application:
- 4.2.1 All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.*
- 4.2.2 No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours on the following day.*
- 4.2.3 No deliveries to the premises shall take place between 23.00 and 08.00 on the following day.*
- 4.3 The proposals set out in the application are not anticipated to significantly impact upon the current complaint free servicing arrangements in any event.



## Appendix 3

### Licence & Appeal History

| <b>Application</b>                            | <b>Details of Application</b>                            | <b>Date Determined</b> | <b>Decision</b>                    |
|---|--|------------------------|------------------------------------|
| 10/00098/LIPN<br>New application              | Application for a new premises licence                   | 18.03.2010             | Granted by Licensing Sub-Committee |
| 10/02163/LIPT<br>Transfer application         | Application to transfer the licence to Kaffe Automat Ltd | 10.05.2010             | Granted under delegated authority  |
| 11/01684/LIPT<br>Transfer application         | Application to transfer the licence to Baby Bull Limited | 11.04.2011             | Granted under delegated authority  |
| 11/02357/LIPVM<br>Minor variation application | Application to change the layout of the premises         | 06.04.2011             | Refused under delegated authority  |
| 11/03814/LIPV<br>Variation application        | Application to change the layout of the premises         | 14.06.2011             | Granted under delegated authority  |
| 11/04400/LIPDPS<br>Change of DPS              | Application to change the DPS to Mr Alan Winter          | 16.06.2011             | Granted under delegated authority  |
| 16/01596/LIPV<br>Variation application        | Current application                                      |                        |                                    |

**There is no appeal history**

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

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

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

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

**Conditions: On Current Licence -**

**Mandatory:**

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

- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
  - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;

- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

Where -

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

- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
9. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

## **Annex 2 – Conditions consistent with the operating Schedule**

None

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

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

### ***The applicant has requested condition 10 be replaced with:***

10. *The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping, Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.*
11. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
12. All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility jackets or vests.

13. After 21:00 hours on Thursday, Friday and Saturday, SIA registered door staff must staff the door until the last customer leaves.

***The applicant has requested condition 13 be replaced with:***

13. *After 21:00 hours on Thursday, Friday and Saturday, SIA registered door staff must staff the door until the last customer leaves. On Friday and Saturday a minimum of 2 SIA registered door staff shall be on duty at the premises from 21:00 until the last customer leaves.*
14. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
15. There shall be no promotional sales of alcohol at the premises where alcohol is sold at a price lower than that at which the same or similar alcoholic drinks are sold, or usually sold, on the premises.
16. 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.
17. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises.
18. A proof of age scheme, such as Challenge 21, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
19. 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:
  - all crimes reported to the venue
  - all ejections of patrons
  - any complaints received
  - any incidents of disorder
  - seizures of drugs or offensive weapons
  - any faults in the CCTV system or searching equipment or scanning equipment
  - any refusal of the sale of alcohol
  - any visit by a relevant authority or emergency service.
20. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises. There shall be no off sales after 23:00 hours.
21. After 23:00 hours the supply of alcohol must be ancillary to the use of the premises for music and dancing and/or substantial refreshment.

***The applicant has requested condition 21 be removed from the premises licence.***

22. The number of persons permitted on the ground floor at any one time (including staff) shall not exceed 100 persons.

***The applicant has requested condition 22 be replaced with:***

22. *On Sundays to Wednesdays the number of persons permitted on the ground floor at any one time (excluding staff) shall not exceed 100 persons. On Thursdays to Saturdays the number of persons permitted on the ground floor at any one time (excluding staff) shall not exceed 130 persons.*
23. After 23:00 hours the duty manager shall conduct an hourly count of the ground floor. This count shall commence at 23:00 hours until 01:00 hours and shall be recorded in a log book and made available for immediate inspection by an authorised officer.
24. Details of pre-booked, private and/or ticketed events, including the host, and the number of guests shall be held at least 24 hours before the function and a minimum of 14 working days after the function. Details shall be made available to all relevant authorities when requested.
25. 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.

***The applicant has requested condition 25 be removed from the premises licence.***

26. After 23:00 hours the supply of alcohol must be ancillary to the use of the premises for music and dancing and/or substantial refreshment and/or as part of private and/or ticketed functions.
27. There shall be no loud speakers, amplification or live entertainment to take place within the front lobby area of the premises.
28. All windows, external doors and internal lobby doors shall be kept closed after 23:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
29. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
30. A sound limiting device located in a separate and remote lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service's Community Protection Department to ensure that no noise nuisance is caused to local residents. The operational panel of the noise limiter shall then be secured to the satisfaction of officer from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager 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. Any additional sound generating equipment shall not be used on the premises without being routed through the sound limiter device.
32. The outside bench shall be rendered unusable by 23:00 hours each day.

***The applicant has requested condition 32 be replaced with:***

32. *All outside tables and chairs shall be rendered unusable by 23:00 hours each day.*
33. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
34. Patrons permitted to temporarily leave and then re-enter the premises shall be limited to 10 persons at any one time.
35. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

***The applicant has requested condition 35 be removed from the premises licence.***

36. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents in the vicinity.
37. No striptease, no nudity and all persons on the premises to be decently attired at all times.

***The applicant has requested condition 37 be removed from the premises licence.***

38. Any entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall not be provided.

***The applicant has requested condition 38 be replaced with:***

38. *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.*
39. 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.
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 material times without the use of a key, code, card or similar means.
42. Doors at such exits will be regularly checked to ensure that they function satisfactorily and a record of the check kept.
43. Any removable security fastenings will be removed whenever the premises are open to the public.



44. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
45. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
46. Only hangings, curtains, upholstery and temporary decorations, complying with the relevant British (or where appropriate European) Standard shall be used. Where necessary these shall be periodically tested for flame resistance and re-treated as necessary.
47. Curtains and hangings shall be arranged so as not to obstruct fire safety signs, fire extinguishers or other fire fighting equipment.
48. All scenery should be maintained flame retarded to the satisfaction of the Environmental Health Consultation Team.
49. The certificates listed below shall be submitted to the Licensing Authority upon written request.
  - Any emergency lighting battery or system
  - Any electrical installation
  - Any emergency warning system
50. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
  - dry ice and cryogenic fog
  - smoke machines and fog generators
  - pyrotechnics including fire works
  - firearms
  - lasers
  - explosives and highly flammable substances
  - real flame
  - strobe lighting.
51. Flashing or particularly bright lights on or outside the premises shall not cause a nuisance to nearby properties (save insofar as they are necessary for the prevention of crime).
52. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased. NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.
53. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

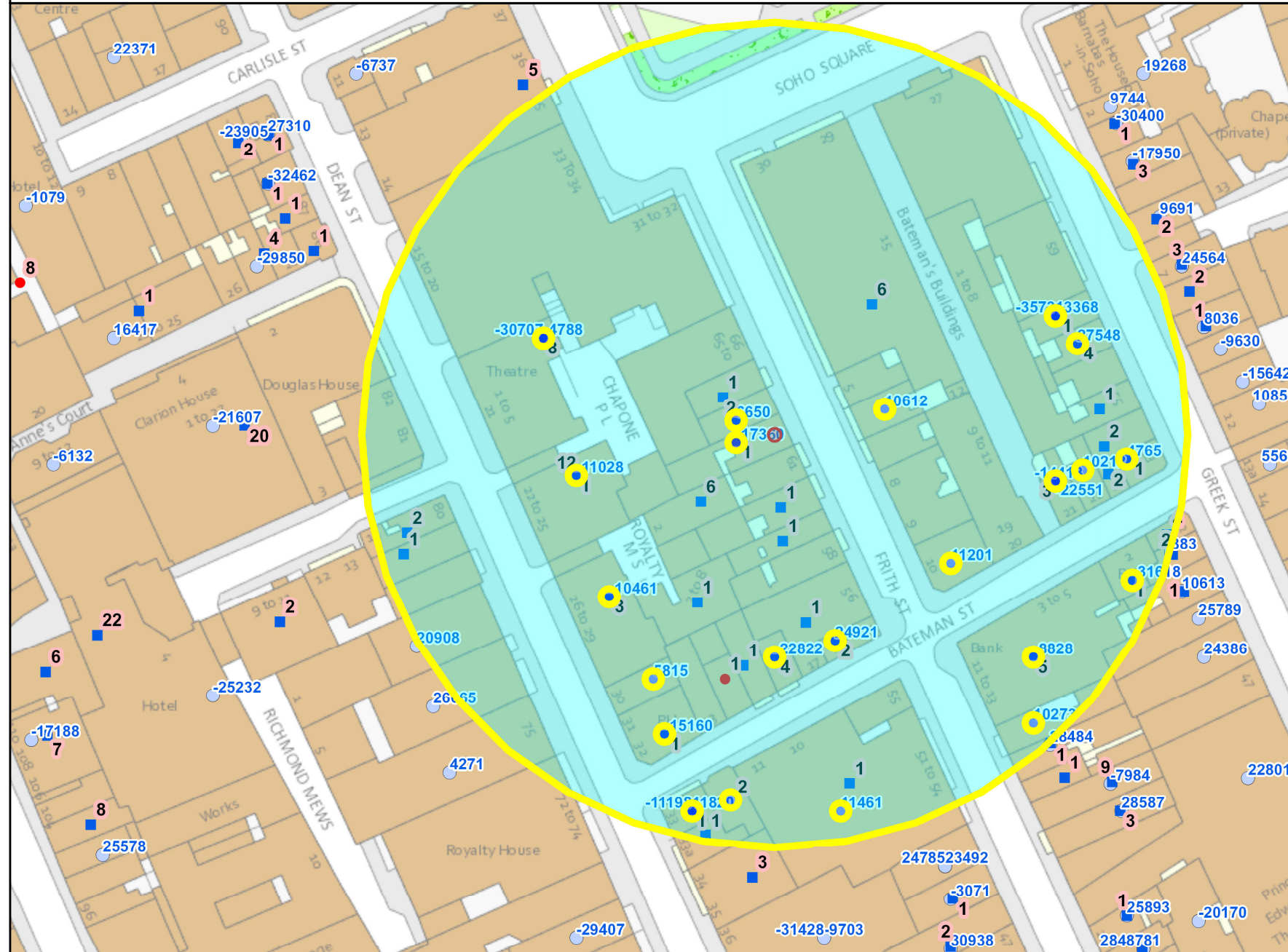
54. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours.

***The applicant has requested condition 54 be replaced with:***

54. *No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23:00 hours and 08:00 hours on the following day.*

**Additional conditions proposed by the applicant:**

55. No deliveries to the premises shall take place between 23:00 and 08:00 on the following day.
56. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises and that this area shall be swept and / or washed and litter and sweeping collected and stored in accordance with the approved refuse storage arrangements by close of business.
57. Notices shall be prominently displayed at any area for smoking requesting patrons to respect the needs of local residents and use the area quietly.
58. As soon as possible, and in any event within 1 month from the grant of the variation, the premises shall join the local Pubwatch or other local crime reduction scheme approved by the Police and local radio scheme if available.
59. The variation application (16/01596/LIPV) shall have no effect until the works detailed on the proposed plans have been assessed as satisfactory by the Environmental Health Consultation Team, and this condition has been removed from the licence.



|                                    |           |
|------------------------------------|-----------|
| Residential / Proposed Residential | 85        |
| Under Construction                 | Not known |
| Other Uses                         | Not known |
| Proportion Residential of all Uses | Not known |

10  
 Meters

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Data Source: Uniform Database  
 Date: 01/04/2016

## Appendix 5 - Data list

| <b>Premises within 75 metres of: Circa 62 Frith Street</b> |                          |  |   |
|--|--------------------------|--|---|
| <b>p / n</b>   | <b>Name of Premises</b>  | <b>Premises Address</b>  | <b>Opening Hours</b>  |
| 13/01625/LIPDPS  | Gopal's Of Soho          | Basement And Ground Floor 12 Bateman Street London W1D 4AH     | Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00   |
| 06/07744/WCCMAP  | Garlic & Shots           | Basement And Ground Floor 14 Frith Street London W1D 4RD       | Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 23:30   |
| 15/03854/LIPVM   | The Crown & Two Chairmen | 31-32 Dean Street London W1D 3SB                               | Friday to Saturday 07:00 - 00:00 Sundays before Bank Holidays 07:00 - 00:00 Sunday 07:00 - 22:50 Monday to Thursday 07:00 - 23:30   |
| 14/01953/LIPDPS  | Nando's                  | Ground Floor 10 Frith Street London W1D 3JF                    | Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00   |
| 06/06525/WCCMAC  | New Evaristo Club        | Ground Floor 57 Greek Street London W1D 3DX                    | Monday to Saturday 11:00 - 01:30 Sunday 12:00 - 01:30   |
| 08/04012/LIPV  | Leonis Quo Vadis         | 26 Dean Street London W1D 3LL                                  | Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 02:30   |
| 14/10993/LIPN  | Cookhouse Joe            | 33 Dean Street London W1D 4PW                                  | Friday to Saturday 09:00 - 00:00 Monday to Thursday 09:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30   |
| 06/06379/WCCMAP  | Hazlitts Hotel           | 6 Frith Street London W1D 3JA                                  | Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00   |
| 15/05202/LIPV  | Pix                      | 16 Bateman Street London W1D 3AH                               | Friday to Saturday 11:00 - 00:00 Monday to Thursday 11:00 - 23:30 New Year's Eve 12:00 - 00:00 Sunday 12:00 - 22:30   |
| 11/03814/LIPV  | Circa                    | Ground Floor 62 Frith Street London W1D 3JN                    | Monday to Sunday 11:00 - 01:00  |
| 09/07575/LIPV  | Sunset Strip             | Basement To First Floor 30 Dean Street London W1D 3SA          | Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 01:30   |
| 13/05652/LIPN  | 21 Bateman Street        | Ground Floor 21 Bateman Street London W1D 3AL                  | Sunday to Thursday 12:00 - 00:00 Friday to Saturday 12:00 - 03:00   |
| 15/11819/LIPDPS  | Oliver Maki 9            | 33 Dean Street London W1D 4PW                                  | Friday to Saturday 09:00 - 00:00 Monday to Thursday 09:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30   |
| 15/09738/LIPVM   | Simmons                  | 2 Bateman Street London W1D 4AE                                | Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30   |
| 06/12741/WCCMAP  | Kaslik                   | Basement And Ground Floor 58 Greek Street London W1D 3DY       | Friday to Saturday 12:00 - 00:00 Sunday 12:00 - 22:30 Monday to Thursday 12:00 - 23:30  |
| 15/08244/LIPVM   | Dog & Duck Public House  | 18 Bateman Street London W1D 3AJ                               | Friday to Saturday 07:00 - 00:00 Sunday 07:00 - 00:00 Sundays before Bank Holidays 07:00 - 00:00 Monday to Saturday 07:00 - 00:30 Sunday 07:00 - 22:30 Monday to Thursday 07:00 - 23:30 |
| 15/09542/LIPDPS  | Soho Theatre Company     | First Floor To Second Floor 21 Dean Street London W1D 3NE      | Monday to Saturday 09:00 - 00:00 Sunday 12:00 - 23:30 Bank Holiday 14:00 - 23:30  |
| 13/06742/LIPDPS  | Chotto-Matte             | 11-13 Frith Street London W1D 4RB                              | Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:30   |
| 15/06247/LIPVM   | Soho Theatre             | Basement And Ground Floor 21 Dean Street London W1D 3NE        | Monday to Saturday 10:00 - 02:30 Sunday 12:00 - 01:00   |
| 14/02772/LIPV  | Thirst                   | 23 - 24 Bateman Street London W1D 3AH                          | Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 23:00   |
| 06/06357/WCCMAP  | The Golden Oven          | Ground Floor 22 Bateman Street London W1D 3AN                  | Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00   |
| 06/07293/WCCMAP  | Barrafina                | 54 Frith Street London W1D 4SL                                 | Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 01:00   |
| 15/03340/LIPVM   | Balls & Company          | Basement And Ground Floor 58 Greek Street London W1D 3DY       | Friday to Saturday 12:00 - 00:00 Sunday 12:00 - 22:30 Monday to Thursday 12:00 - 23:30  |
| 06/13384/WCCMAP  | Arbutus Restaurant       | 63 - 64 Frith Street London W1D 4RF                            | Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00   |
| 14/07710/LIPDPS  | La Capannina Club        | Basement 21 Bateman Street London W1D 3AL                      | Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 03:30   |
| 13/08051/LIPV  | Soho Joe                 | Ground Floor Townsend House 22 - 25 Dean Street London W1D 3RY | Monday to Saturday 07:00 - 01:00 Sunday 09:00 - 00:00   |

**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**

|           |   |                              |
|-----------|---|------------------------------|
| <b>1</b>  | Licensing Act 2003  | N/A                          |
| <b>2</b>  | City of Westminster Statement of Licensing Policy                   | 7 <sup>th</sup> January 2016 |
| <b>3</b>  | Amended Guidance issued under section 182 of the Licensing Act 2003 | March 2015                   |
| <b>4</b>  | Application Form  | 9 February 2016              |
| <b>5</b>  | Current Premises Licence  | 9 November 2012              |
| <b>6</b>  | Representation from Environmental Health                            | 7 March 2016                 |
| <b>7</b>  | Representation from Berkay Sefik Ercan                              | 6 March 2016                 |
| <b>8</b>  | Representation from Ross Goodman                                    | 25 February 2016             |
| <b>9</b>  | Representation from Etan Ilfield                                    | 19 February 2016             |
| <b>10</b> | Representation from Ian Latimer                                     | 4 March 2016                 |
| <b>11</b> | Representation from Agassi Raksam Marak                             | 6 March 2016                 |
| <b>12</b> | Representation from Mervyn Metcalf                                  | 19 February 2016             |
| <b>13</b> | Representation from Jonathan Neal                                   | 4 March 2016                 |
| <b>14</b> | Representation from Edward Weller                                   | 8 March 2016                 |