



City of Westminster

# Licensing Sub-Committee Report

Item No:	
Date:	20 October 2016
Licensing Ref No:	16/08964/LIPV - Premises Licence Variation
Title of Report:	Tops Pizza Ground Floor 8 Great Western Road London
Report of:	Director of Public Protection and Licensing
Wards involved:	Harrow Road
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Mr Nick Nelson Senior Licensing Officer
Contact details	Telephone: 020 7641 3431 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>	22 August 2016		
<b>Applicant:</b>	Mr Pejman Eftekhari		
<b>Premises:</b>	Tops Pizza		
<b>Premises address:</b>	Ground Floor 8 Great Western Road London W9 3NN	<b>Ward:</b>	Harrow Road
		<b>Cumulative Impact Area:</b>	None
<b>Premises description:</b>	<p>The premises operates as a take-away and delivery business on the ground floor of 8 Great Western Road. The area open to the public is a small area by the doorway and counter with the rest of the premises given over to kitchen facilities.</p>		
<b>Variation description:</b>	<p>The application is to vary the hours for late night refreshment and accordingly the opening hours of the premises.</p> <p>On Monday to Thursday, the applicant originally requested an extension of two and a half hours from 23:30 to 02:00.</p> <p>On Friday and Saturday, the applicant originally requested an extension of three hours from 00:00 to 03:00.</p> <p>On Sunday, there is currently no late night refreshment provided except for Sundays before Bank Holidays when it is provided from 23:00 until midnight. The applicant originally requested late night refreshment from 23:00 until 01:00.</p> <p>Following discussions with the Police, the applicant has amended the application to reduce the hours requested for late night refreshment to:</p> <ul style="list-style-type: none"> <li>• Sunday to Wednesday, 23:00 until 01:00, an extension of two hours on Sunday and one hour on Monday to Wednesday;</li> <li>• Thursday to Saturday, 23:00 until 02:00, an extension of two hours on each of these days.</li> </ul> <p>The late night refreshment will only involve delivery to customers from midnight and no customers will be able to</p>		

	<p>enter the premises from midnight Monday to Sunday. This requirement is currently condition 14 on the premises licence and no request to vary or remove this condition has been made.</p> <p>The opening hours of the premises are to be varied to match the terminal hour of licensable activities.</p> <p>No changes have been requested for the hours permitted for the sale by retail of alcohol.</p>
<b>Premises licence history:</b>	<p>The premises has been licensed since 7 December 2006 and has always operated as Tops Pizza during that time. The current applicant became the licence holder in 2009.</p>
<b>Applicant submissions:</b>	<p>The applicant has stated the following within the operating schedule of the application form:</p> <p>It will be ensured that all four licensing objectives will be promoted. When employees are hired, they will receive appropriate training followed by refresher training every three months to enable promotion of all four licensing objectives.</p> <p>The applicant has also offered the following measures:</p> <ul style="list-style-type: none"> <li>• Appropriate staff training in responsible alcohol retailing to be completed, training records shall be made available for inspection upon request by a relevant officer of a responsible authority.</li> <li>• Challenge 25 policy will be implemented at the premises, acceptable forms of proof of age will be a passport, a photo card driving licence or pass accredited identification card.</li> <li>• Refusal book shall be operated and maintained.</li> <li>• Joining neighbourhood schemes and liaising with the local police.</li> <li>• Only wines and bottled beer shall be sold by the premises.</li> <li>• Alcohol will only be purchased from an approved supplier and purchase receipt will be made available for inspection upon request by a relevant officer of a responsible authority.</li> <li>• Health and safety risk assessments to be carried out regularly.</li> <li>• All employees will receive training on health and safety and food safety.</li> <li>• Staff to be trained in fire evacuation procedures.</li> <li>• Installation of appropriate and adequate safety equipment.</li> <li>• Notice to customers regarding consideration shall be displayed at the entrance and exit.</li> </ul>

	<ul style="list-style-type: none"> <li>• Deliveries of goods will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby businesses and residents.</li> <li>• Staff who arrive in the morning or depart late at night will be asked not to cause disturbance to nearby residents.</li> <li>• Depositing of waste will be at times that minimise any nuisance to nearby neighbours.</li> <li>• Strict policy not to serve drunken customers.</li> <li>• Monitor anti-social behaviour through CCTV.</li> <li>• Join retail watch schemes.</li> <li>• DPS contact details shall be clearly displayed for the public living with the vicinity.</li> <li>• Valid ID (UK driver's license or a passport) and all staff will be trained on how to tell whether the ID is authentic.</li> <li>• Alcohol will not be sold unless a valid ID document is produced in these cases. A sign explaining all this will be prominently displayed at the premises.</li> </ul> <p>Following discussions with the Police, the applicant has also agreed to amend the application to reduce the times for late night refreshment to Sunday to Wednesday 23:00 until 01:00 and Thursday to Saturday 23:00 until 02:00. The applicant has also agreed four conditions with the Police (see <b>Appendix 4</b>) and as a result the Police withdrew their representation.</p>
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**1-B Current and proposed licensable activities, areas and hours**

Late night refreshment						
Indoors, outdoors or both		Current :			Proposed:	
		Both			No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	23:00	00:00	23:00	01:00	Whole premises	No change
<b>Tuesday</b>	23:00	00:00	23:00	01:00	Whole premises	No change
<b>Wednesday</b>	23:00	00:00	23:00	01:00	Whole premises	No change
<b>Thursday</b>	23:00	00:00	23:00	01:00	Whole premises	No change
<b>Friday</b>	23:00	00:00	23:00	02:00	Whole premises	No change
<b>Saturday</b>	23:00	00:00	23:00	02:00	Whole premises	No change
<b>Sunday</b>	23:00	00:00	23:00	01:00	Whole premises	No change
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	None				No change	
	Sundays before Bank Holidays: 23:00 to 00:00				All Sundays 23:00 to 01:00	

Sale by Retail of Alcohol						
On or off sales			Current :			Proposed:
			Off sales			No change
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	11:00	23:00	No change		Whole premises	No change
<b>Tuesday</b>	11:00	23:00	No change		Whole premises	No change
<b>Wednesday</b>	11:00	23:00	No change		Whole premises	No change
<b>Thursday</b>	11:00	23:00	No change		Whole premises	No change
<b>Friday</b>	11:00	23:00	No change		Whole premises	No change
<b>Saturday</b>	11:00	23:00	No change		Whole premises	No change
<b>Sunday</b>	11:00	22:30	No change		Whole premises	No change
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	None				No change	
	None				No change	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	11:00	00:00	11:00	01:00	Whole premises	No change
<b>Tuesday</b>	11:00	00:00	11:00	01:00	Whole premises	No change
<b>Wednesday</b>	11:00	00:00	11:00	01:00	Whole premises	No change
<b>Thursday</b>	11:00	00:00	11:00	01:00	Whole premises	No change
<b>Friday</b>	11:00	02:00	11:00	02:00	Whole premises	No change
<b>Saturday</b>	11:00	02:00	11:00	02:00	Whole premises	No change
<b>Sunday</b>	11:00	00:00	11:00	01:00	Whole premises	No change
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	None				No change	
	Sundays before Bank Holidays: 23:00 to 00:00				All Sundays to be open 23:00 to 01:00	

1-C Conditions being varied, added or removed	
Condition	Proposed variation
<b>14.</b> After 00:00 no customers shall be permitted on the premises.	The applicant has agreed the following condition with the Police:  After 00.00 no customers shall be permitted on the premises and all sales will be by delivery only to a bona fide address.
<b>15.</b> A proof of age scheme, such as Challenge 21, shall be operated at the premises.	The applicant has proposed the following in the operating schedule:  A Challenge 25 policy will be implemented at the premises, acceptable forms of proof of age will be a passport, a photo card driving licence or pass accredited

	identification card.
The following measures have been proposed by the applicant in the operating schedule:	Appropriate staff training in responsible alcohol retailing to be completed, training records shall be made available for inspection upon request by a relevant officer of a responsible authority.
	Challenge 25 policy will be implemented at the premises, acceptable forms of proof of age will be a passport, a photo card driving licence or pass accredited identification card.
	Refusal book shall be operated and maintained.
	Joining neighbourhood schemes and liaising with the local police.
	Only wines and bottled beer shall be sold by the premises.
	Alcohol will only be purchased from an approved supplier and purchase receipt will be made available for inspection upon request by a relevant officer of a responsible authority.
	Health and safety risk assessments to be carried out regularly.
	All employees will receive training on health and safety and food safety.
	Staff to be trained in fire evacuation procedures.
	Installation of appropriate and adequate safety equipment.
	Notice to customers regarding consideration shall be displayed at the entrance and exit.
	Deliveries of goods will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby businesses and residents.
Staff who arrive in the morning or depart late at night will be asked not to cause	

	disturbance to nearby residents.	
	Depositing of waste will be at times that minimise any nuisance to nearby neighbours.	
	Strict policy not to serve drunken customers.	
	Monitor anti-social behaviour through CCTV.	
	Join retail watch schemes.	
	DPS contact details shall be clearly displayed for the public living with the vicinity.	
	Valid ID (UK driver's license or a passport) and all staff will be trained on how to tell whether the ID is authentic.	
	Alcohol will not be sold unless a valid ID document is produced in these cases. A sign explaining all this will be prominently displayed at the premises.	
<b>Adult entertainment:</b>	<b>Current position:</b>	<b>Proposed position:</b>
	None	No change

## 2. Representations

2-A Responsible Authorities	
<b>Responsible Authority:</b>	Environmental Health
<b>Representative:</b>	Mr Anil Drayan
<b>Received:</b>	20 September 2016
<p>I wish to make the following representations:</p> <p>The proposed increase in hours for Provision of Late Night Refreshment 'Indoors' and 'Outdoors' may have the likely effect of increasing Public Nuisance in the area</p> <p>The applicant has provided some undertakings in mitigation. Some of these will need to be converted into conditions should the variation be granted.</p> <p>The premises have been the subject of nuisance complaints as a result of its current operation. Further details shall be provided in due course.</p> <p>Environmental Health will also need to be satisfied that the increased footfall and any plant and machinery employed should not cause Public Nuisance from odour and/or</p>	

noise that may result from the proposed extended hours of use. Such information should be provided as part of a comprehensive Appendix 11 assessment (as stated in Westminster's Statement of Licensing policy) to show how Public Nuisance will be controlled in the area.

The applicant is therefore requested to contact the undersigned to discuss all these issues and to arrange a site visit after which Environmental Health may propose additional conditions to allay its concerns.

On 12 October 2016, Environmental Health provided further comments in relation to the application as follows:

I refer to the variation application for the above premises and further to my representation dated 20 September 2016 Environmental Health make the following further comments:

**Premises History;**

A premises history check of Environmental Health records over the past 2 years showed the following relevant entry:

• **Complaint received 7 March 2016:**

*I am writing to let you know the following business is always open out of business hours;*

*Mon/Tues 11am to 2am*

*Wed/Thurs 11am to 3am*

*Fri/Sat 11am to 4/5am*

*Sun 11am to 1am*

• **Visit by Licensing Inspectors, 00:50 hours, Wednesday 9 March 2016:**

*We visited the premises early this morning at 00:50 posing as customers. The premises had black sheets over the windows and door but I was still able to enter. I was told that the premises was closed but noted that delivery drivers were leaving the premises. I was told that they were only doing "deliveries" and I could order food if I gave them my address.*

• **Further Information from Licensing Inspectors:**

*I am the officer assigned to carry out the Notice Check for the above named premises. A few months ago, I also carried out a LA03 inspection of the establishment.*

*Prior to the inspection, there were series of noise complaints received from residents and neighbours. I have made several visits to the premises and can confirm that the delivery drivers park their bikes on the public highway causing obstruction. There were also concerns raised regarding the noise from the drivers and the continuous loitering of people outside the business.*



## **Environmental Health proposals:**

Environmental Health proposals are made following a site visit and also following the applicant's amendment of the application of reducing the hours requested and subsequently agreeing conditions with the Police.

Although the hours have been reduced from what was originally requested Environmental Health nevertheless proposes that if the Committee is minded to grant an increase in hours for Late Night Refreshment that any increase are restricted to the following times:

- **Sunday to Wednesday 11pm to midnight**
- **Thursday to Saturday 11pm to 01:00**

In addition to the conditions agreed with the Police I propose the following additional conditions (these also take into account relevant conditions and undertakings offered in the application):

1. **Home deliveries shall only be carried out by in-house employees of the business**
2. **Notices shall be prominently displayed at the exit and in the main window display requesting patrons to respect the needs of local residents by not loitering outside the premises after 11pm and leave the area quietly.**
3. **A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.**
4. **No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.**
5. **All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.**
6. **No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 08.00 hours on the following day.**
7. **No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 08.00 on the following day.**
8. **A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.**

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

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

Please note even if all of the above are agreed by the applicant I shall not withdraw my representations at this stage as Environmental Health believes any extension in hours beyond 'core hours' in this case is a matter for the Committee. Additionally I would wish to be party to any discussions held at the Committee.

<b>2-B Other Persons</b>			
<b>Name:</b>		Mr Knut Olav Rygnestad	
<b>Address and/or Residents Association:</b>		Flat 4 1 Great Western Road London	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	5 September 2016		
I live just opposite this establishment. I already find the late opening times of the shop to be problematic, as groups tend to gather outside when conducting business, and in the evenings they can be quite noisy. If the opening times were expanded, this would only increase the noise issue.			

### **3. Policy & Guidance**

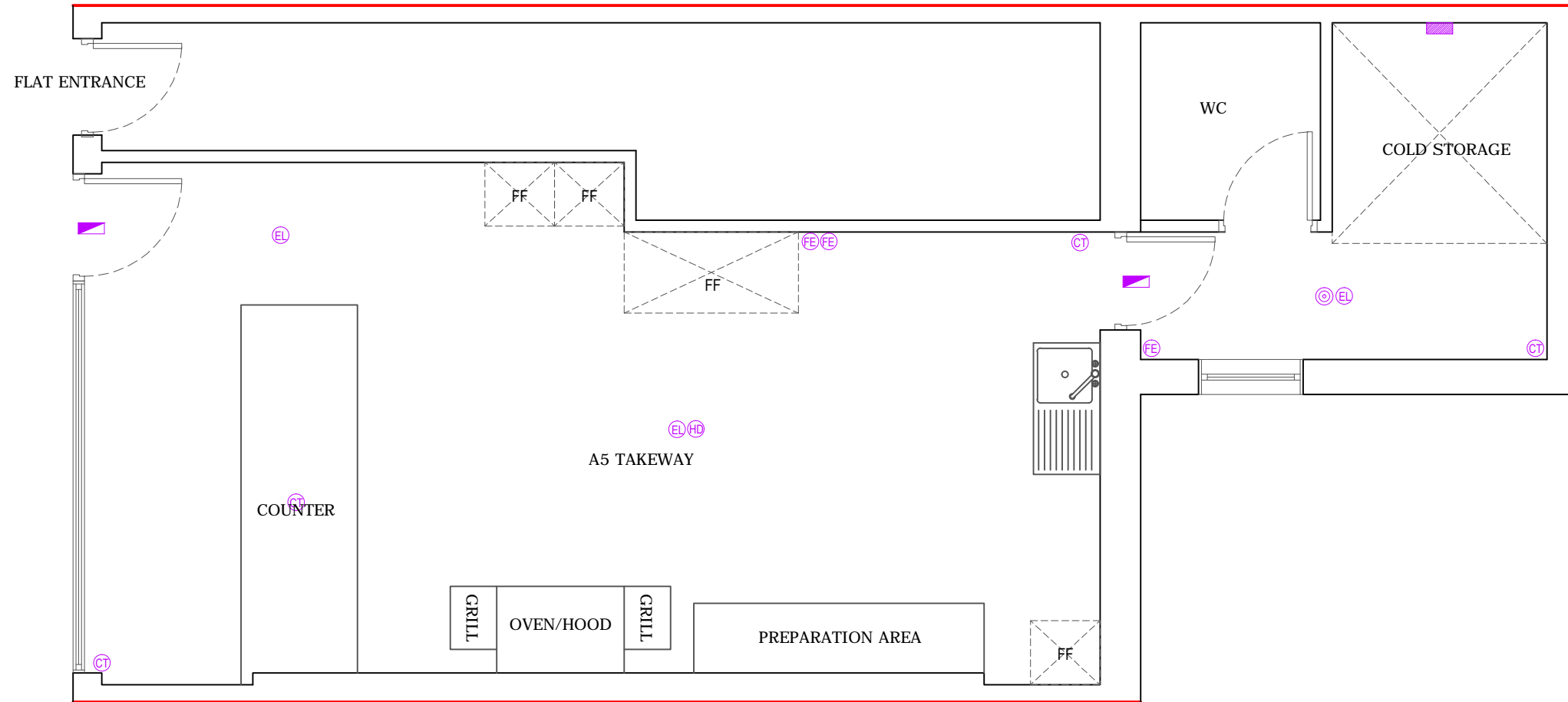
The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<b>Policy HRS1 applies</b>	(i) Applications for hours within the core hours will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.  (ii) Applications for hours outside the core hours will be considered on their merits, subject to other relevant policies and with particular regard to the criteria specified.
<b>Policy FFP1 applies</b>	Applications will only be granted if it can be demonstrated that the proposal meets relevant criteria in Policies CD1, PS1, PN1 and CH1.

#### 4. Appendices

<b>Appendix 1</b>	Premises plans
<b>Appendix 2</b>	Applicant supporting documents – none
<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 Senior Licensing Officer
<b>Contact:</b>	Telephone: 020 7641 3431 Email: <a href="mailto:nnelson@westminster.gov.uk">nnelson@westminster.gov.uk</a>

# Appendix 1



**KEY**

- ⊙ Smoke detector
- FE Fire Extinguisher
- ▬ Fire Exit
- CT CCTV
- ⊕ EL Emergency Light
- Alcohol
- HD Heat detector

ALARM SYSTEM TO AOISPEC OR SIMILAR FITTED  
SHUTTER PROVIDED

Rev Date Comments

Site Address:	Title:	Drawn By:	VP
8, Great Western Road, London, W8 3NN	Ground Floor Plan	Job Ref:	1648
		Date:	Aug 2016
Scale:	1:50	Paper Size:	A3
		Drawing No.	LI - 01

### Licence & Appeal History

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
06/10208/LIPN New application	To permit late night refreshment and the sale by retail of alcohol	07.12.2006	Granted by Licensing Sub-Committee
09/05939/LIPT Transfer application	To transfer the premises licence from Mr Nasser Ranjbar to Mr Pejman Eftekhari	19.11.2009	Granted under delegated authority
09/08361/LIPV Variation application	To extend the opening hours of the premises	10.12.2009	Granted by Licensing Sub-Committee

**There is no appeal history**

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

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

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

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

**Conditions: On Current Licence -**

**Mandatory:**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
    - (a) a holographic mark, or
    - (b) an ultraviolet feature.
- 5(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 5(ii) For the purposes of the condition set out in paragraph 5(i) above -

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -
- $$P = D+(D \times V)$$
- 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.

5(iii). Where the permitted price given by Paragraph 5(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

- 5(iv). (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

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

None

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

6. Alcohol store is to be of 30 min fire resisting construction.
7. The supply of Alcohol shall be ancillary to the provision of food
8. The supply of Alcohol shall be in sealed containers only

9. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times
10. No beer or Cider to be sold above 5.5% Alcohol by Volume.
11. No Alcohol shall be displayed.
12. A delivery register to include the full details of any order for the supply of alcohol to be maintained and available for inspection by a Police Officer or authorised Officer for a period of 31 days.
13. The Licence does not come into affect until the Licensing Business Unit has had confirmation from the Fire Brigade that they are happy with the storage area at the Premises.
14. No rubbish will be moved, removed or placed outside between the hours of 23:00 and 08:00.
15. At 00:00 an opaque blind which will cover the length and width of both shop windows and door will be drawn.
16. After 00:00 no customers shall be permitted on the premises.

*The applicant has agreed the following condition with the Police which would replace condition 16, which reads as follows:*

*After 00.00 no customers shall be permitted on the premises and all sales will be by delivery only to a bona fide address.*

17. A proof of age scheme, such as Challenge 21, shall be operated at the premises.

*The applicant has proposed the following in the operating schedule, which would replace condition 17 as:*

*A Challenge 25 policy will be implemented at the premises, acceptable forms of proof of age will be a passport, a photo card driving licence or pass accredited identification card.*

18. 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.
19. 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.
20. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received



- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

21. 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.
22. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
23. Prominent signage indicating the permitted hours for the late night refreshment shall be displayed so as to be visible before entering the premises.

**Conditions proposed by the Police and agreed with the applicant:**

24. After 00.00 no customers shall be permitted on the premises and all sales will be by delivery only to a bona fide address.
25. Vehicles used for delivery must switch off their engines when waiting outside of the Premises for the collection of food for delivery.
26. Drivers shall wait inside the premises between deliveries/for deliveries.
27. A notice shall be displayed by the front door stating the restaurant opening hours and that all orders after 00:00 must be phoned through and are by home delivery only.

**Conditions proposed by the applicant:**

28. Appropriate staff training in responsible alcohol retailing to be completed, training records shall be made available for inspection upon request by a relevant officer of a responsible authority.
29. Refusal book shall be operated and maintained.
30. Joining neighbourhood schemes and liaising with the local police.
31. Only wines and bottled beer shall be sold by the premises.
32. Alcohol will only be purchased from an approved supplier and purchase receipt will be made available for inspection upon request by a relevant officer of a responsible authority.
33. Health and safety risk assessments to be carried out regularly.
34. All employees will receive training on health and safety and food safety.
35. Staff to be trained in fire evacuation procedures.
36. Installation of appropriate and adequate safety equipment.
37. Notice to customers regarding consideration shall be displayed at the entrance and exit.
38. Deliveries of goods will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby businesses and residents.

39. Staff who arrive in the morning or depart late at night will be asked not to cause disturbance to nearby residents.
40. Depositing of waste will be at times that minimise any nuisance to nearby neighbours.
41. Strict policy not to serve drunken customers.
42. Monitor anti-social behaviour through CCTV.
43. Join retail watch schemes.
44. DPS contact details shall be clearly displayed for the public living with the vicinity.
45. Valid ID (UK driver's license or a passport) and all staff will be trained on how to tell whether the ID is authentic.
46. Alcohol will not be sold unless a valid ID document is produced. A sign explaining all this will be prominently displayed at the premises.

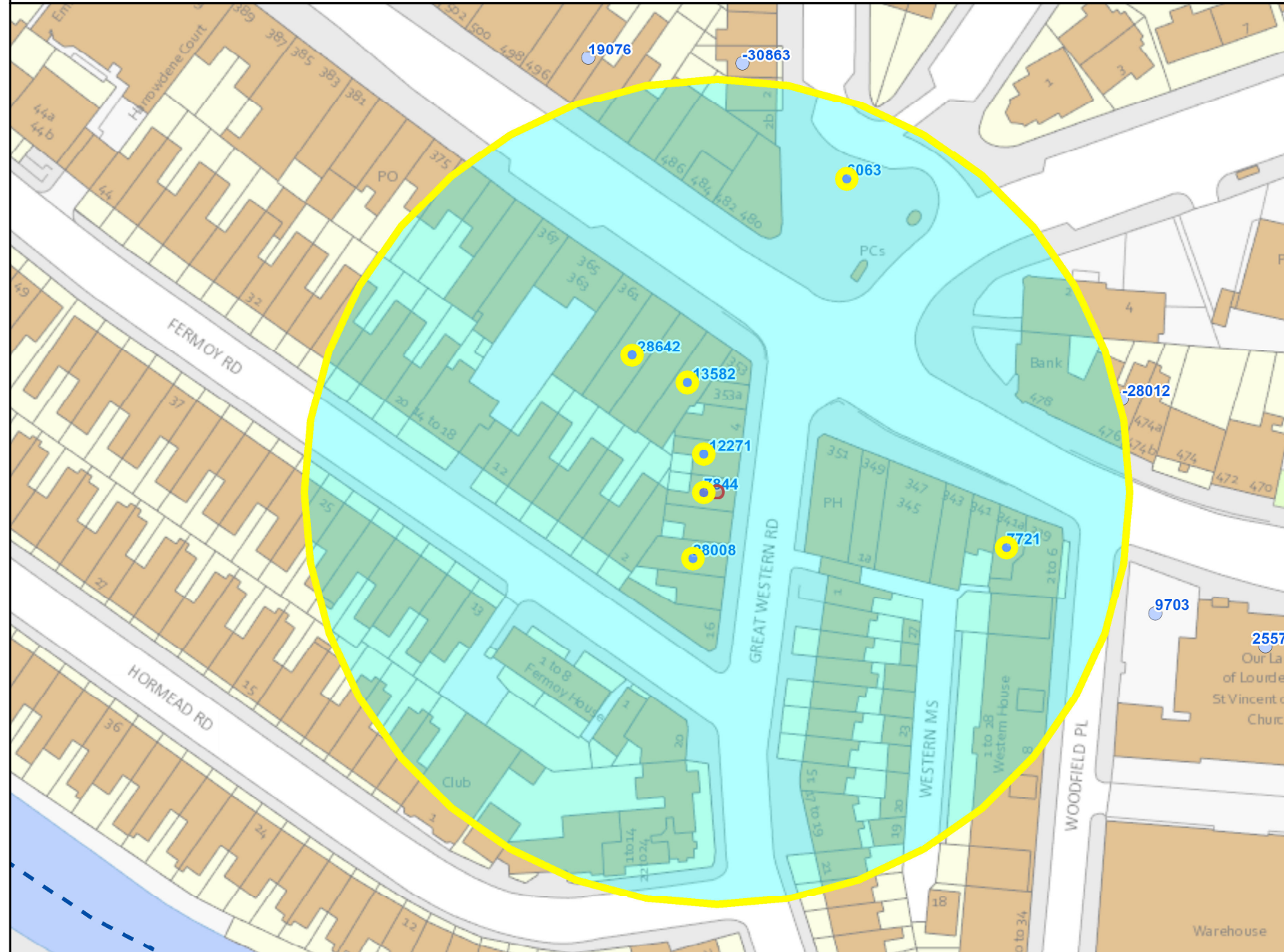
**Conditions proposed by Environmental Health:**

47. Home deliveries shall only be carried out by in-house employees of the business
48. Notices shall be prominently displayed at the exit and in the main window display requesting patrons to respect the needs of local residents by not loitering outside the premises after 11pm and leave the area quietly.
49. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
50. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
51. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
52. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 08.00 hours on the following day.
53. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 08.00 on the following day.
54. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

55. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
- (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received concerning crime and disorder
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.



# Tops Pizza, 8 Great Western Road



Residential Properties	249
Under Construction	Not known
Other Uses	Not known
Proportion Residential of all Uses	Not known

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Data Source: Uniform Database  
 Date: 09/10/2016

**Premises within 75m of: Tops Pizza, 8 Great Western Road**

<b>p / n</b>	<b>Name of Premises</b>	<b>Premises Address</b>	<b>Opening Hours</b>
16/02172/LIPCH	Pizza Hut Westbourne Park	341A Harrow Road London W9 3RA	Monday to Sunday 11:00 - 00:00
09/08361/LIPV	Tops Pizza	Ground Floor 8 Great Western Road London W9 3NN	Monday to Sunday 11:00 - 00:00 Sundays before Bank Holidays 11:00 - 00:00
16/06552/LIPT	Great Western Beer & Wine	12 Great Western Road London W9 3NN	Sunday 08:00 - 22:30 Monday to Saturday 08:00 - 23:00
13/06071/LIPV	Sam's Chicken	359 Harrow Road London W9 3NA	Monday to Wednesday 10:00 - 00:00 Sunday 10:00 - 00:00 Thursday to Saturday 10:00 - 01:00
15/00547/LIPVM	W9 Food And Wine Smokers Junction	Basement And Ground Floor 355 Harrow Road London W9 3NA	Monday to Sunday 07:00 - 23:00
08/10286/LIPDPS	Antello's Wine	Ground Floor 6 Great Western Road London W9 3NN	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
09/10415/LIPN	Maida Hill Piazza	Open Space At Junction Of Fernhead Road And Elgin Avenue London	Monday to Sunday 00:00 - 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	22 August 2016
<b>5</b>	Current licence	22 December 2009
<b>6</b>	Representation – Environmental Health	20 September 2016
<b>7</b>	Environmental Health further comments	12 October 2016
<b>8</b>	Representation - Police	14 September 2016
<b>9</b>	Police representation withdrawal	28 September 2016
<b>10</b>	Representation – Mr Rygnestad	5 September 2016