

Licensing Sub-Committee Report

Item No:	
Date:	27 October 2016
Licensing Ref No:	16/07515/LIPN - New Premises Licence
Title of Report:	Beiteddine Express 19 Clarges Street London W1J 8AG
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 Senior Licensing Officer
Contact details	Telephone: 020 7641 3431 Email: nnelson@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	19 July 2016		
Applicant:	Mr Rashid Harb & A Harb		
Premises:	Beiteddine Express		
Premises address:	19 Clarges Street London W1J 8AG	Ward:	West End
		Cumulative Impact Area:	None
Premises description:	The premises operates as a restaurant serving food and non-alcoholic drinks over the basement and ground floor.		
Premises licence history:	The premises has not been previously licensed.		
Applicant submissions:	The applicant has accepted proposed conditions from Environmental Health (see Appendix 4), following which the Environmental Health representation was withdrawn.		

1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
Seasonal variations/ Non-standard timings:		None					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:30	10:30	10:30	10:30	10:30	10:30	10:30
End:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
Seasonal variations/ Non-standard timings:		None					
Adult Entertainment:		None					

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police
Representative:	PC Toby Janes

Received:	17 August 2016
<p>With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, make a representation against the above application.</p> <p>It is our belief that if granted the application would undermine the licensing objectives in relation to the prevention of crime and disorder as there are insufficient conditions within the operating schedule.</p> <p>We have concerns that this application will cause further policing problems in an already demanding area.</p> <p>The Police have proposed four additional conditions (see Appendix 4).</p>	

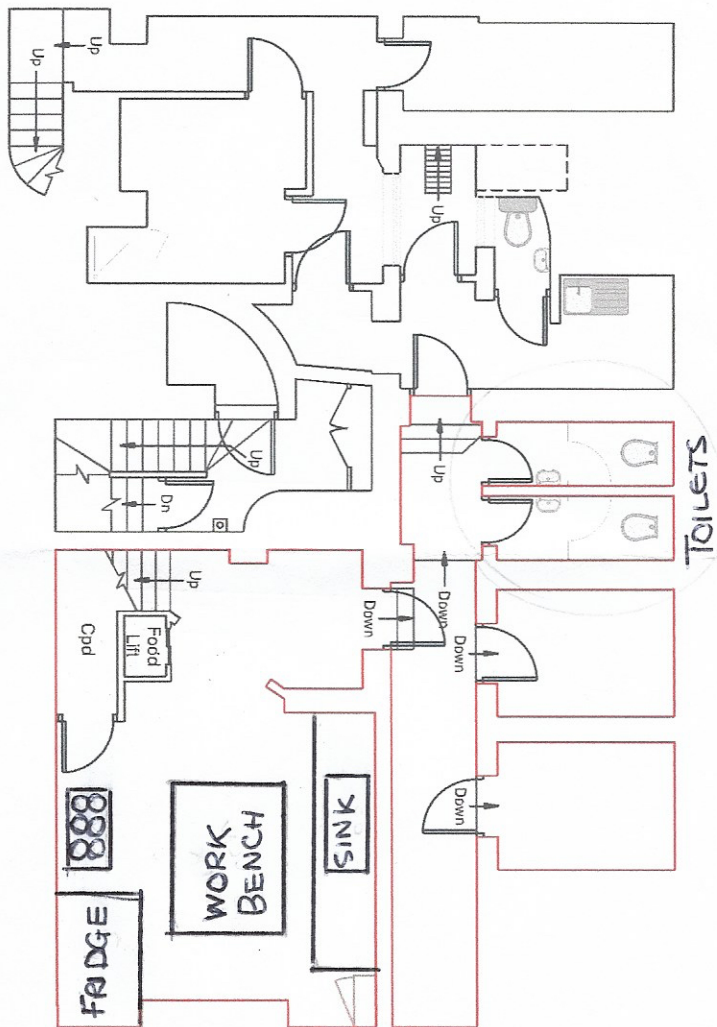
3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy HRS1 applies	<p>(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.</p> <p>(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.</p>
Policy FFP1 applies	Applications will only be granted if it can be demonstrated that the proposal meets relevant criteria in Policies CD1, PS1, PN1 and CH1. □

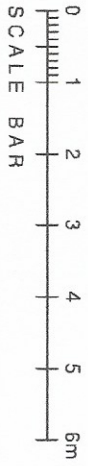
4. Appendices

Appendix 1	Premises plans
Appendix 2	Applicant supporting documents - none
Appendix 3	Premises history - none
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Mr Nick Nelson Senior Licensing Officer
Contact:	Telephone: 020 7641 3431 Email: nnelson@westminster.gov.uk



Basement Floor



Revisions



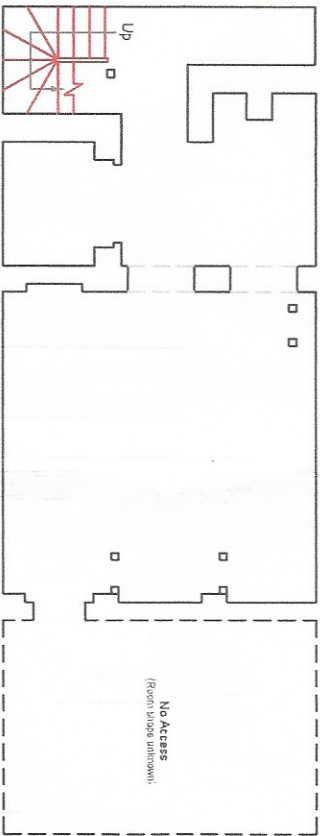
United Kingdom House
700 Oxford Street
W1D 1AN
Telephone: +44 (0)20 7198 2000
Fax: +44 (0)20 7198 2001
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Client

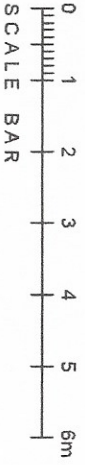
Project
18/19 Clerkenwell Street
London
W1U 8AF

Drawing
Basement Floor Plan

Drawn By	HH RS01	Check By	002
Date	15/02/13	Scale	RIS
Author	AKG@lsh	Drawn	HH



Lower Basement Floor



Notes
 1. This drawing is for information only and does not constitute a contract. It is subject to the terms and conditions of the contract. The client shall be responsible for providing all necessary information and data for the design. The architect shall not be liable for any errors or omissions in this drawing. The architect shall not be responsible for any construction or other work carried out in reliance on this drawing.

Revision



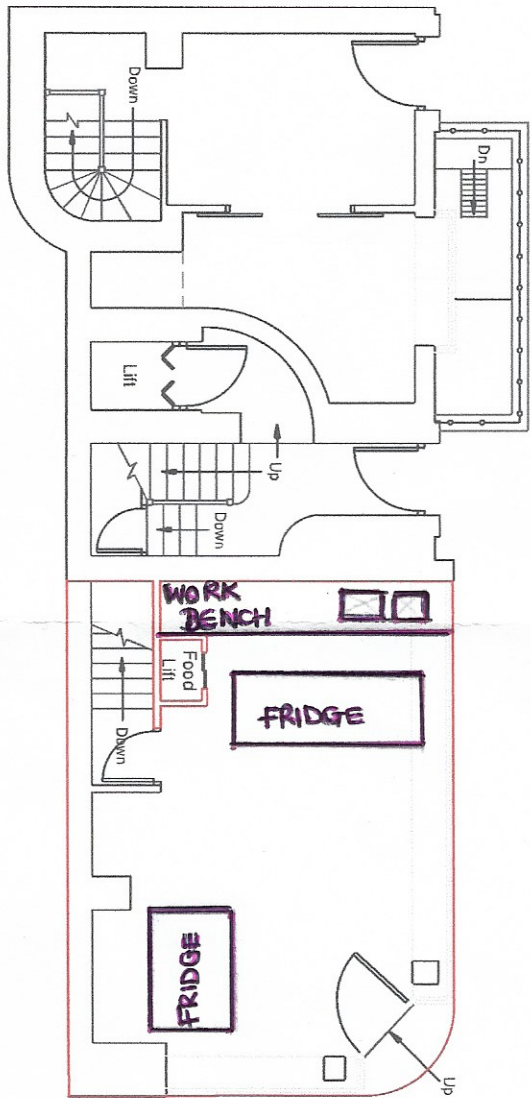
United Kingdom House
 180 Old Kent Street
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Client

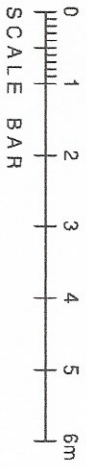
Project
 18/19 Charges Street
 London
 W1J 8AF

Drawing
 Lower Basement Floor Plan

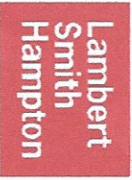
DATE	NO.	DESCRIPTION
HH RS01	001	
DATE	BY	CHECKED
A4@100	150/JTC	RS
		HH



Ground Floor



Revisions



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Drawing
Ground Floor Plan

Job No.	003
HH RS01	
Date	15/02/10
Author	RS
Checker	HH

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

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

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

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

Mandatory Conditions

None.

Conditions consistent with the operating schedule

None.

Conditions proposed by the Environmental Health and agreed by the applicant

1. After 23:00 hours all external doors and windows to be kept closed save for immediate access and egress of persons.
2. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
3. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly. Notices shall also state that there is to be no loitering outside the premises after 23:00 hours.
4. After 23:00 hours the premises licence holder shall ensure that any patrons temporarily leaving the premises e.g. to smoke, make mobile phone calls etc, do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
5. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
6. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2300 hours and 0800 hours.
7. Deliveries to the premises shall only take place between 0800 and 2300 hours.

8. During the hours of operation 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 the aforementioned area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
9. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
10. All outside tables and chairs shall be rendered unusable by 23.00 hours each day.
11. After 23:00 hours the number of persons seated in the premises at any one time (excluding staff) shall not exceed 25 persons.
12. All customers shall be off the premises by 00.30hours.

Conditions proposed by the Police

13. 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) any visit by a relevant authority or emergency service.
14. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
15. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
16. All outside tables and chairs shall be rendered unusable by **23.00** each day.



Beiteddine Express, 19 Clarges Street



Residential Properties	221
Under Construction	Not known
Other Uses	Not known
Proportion Residential of all Uses	Not known

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Data Source: Uniform Database
 Date: 13/10/2016

Premises within 75 metres of: 19 Clarges Street

p / n	Name of Premises	Premises Address	Licensed Hours
1094	Burger & Lobster	29 Clarges Street London W1J 7EF	Monday to Saturday 10:00 - 23:00 Sunday 12:00 - 22:30
2435	Robert Cafe Restaurant	54 Curzon Street London W1J 8PG	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
15973	Tesco Express (02757)	RCA House 50 - 52 Curzon Street London W1J 7UW	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
9930	Washington Mayfair Hotel	5 Curzon Street London W1J 5HE	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 01:00
30390	Miyama Japanese Restaurant	38 Clarges Street London W1J 7EL	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
31651	Kiku Restaurant	17 Half Moon Street London W1J 7BE	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application form	19 July 2016
5	Representation - Police	17 August 2016