



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	10 November 2016
Licensing Ref No:	16/09901/LIPV - Premises Licence Variation
Title of Report:	Lobos Meat & Tapas Basement and Ground Floor 48 Frith Street 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 Senior Licensing Officer
Contact details	Telephone: 020 7641 3431 Email: nnelson@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	13 September 2016		
Applicant:	First Cup Limited		
Premises:	Lobos Meat & Tapas		
Premises address:	Basement and Ground Floor 48 Frith Street London W1D 4SF	Ward:	West End
		Cumulative Impact Area:	West End
Premises description:	The premises operates as a restaurant over the basement, ground and first floors.		
Variation description:	<p>A variation is sought primarily to change the plan at the premises, to reflect the newly refurbished premises.</p> <p>The variation also seeks some minor changes to the conditions attached to the premises licence removing two which seem unnecessary and replacing two others with slightly adjusted versions to enable operational dexterity.</p> <p>This variation also seeks to change the name of the premises to Lobos Meat & Tapas.</p> <p>The applicant originally requested to change the conditions to allow a small number of people to consume alcohol without food on the ground floor and basement, while they wait for a table to become available. However, following consultation with the Responsible Authorities, this element of the application was withdrawn.</p>		
Premises licence history:	The premises has held a licence since at least 2005 and originally operated as The Chiang Mai Restaurant. In 2014, the premises was taken over and ran as Siam Thai Restaurant, changing again to Top Dog Eats in 2015. The current licence holder took control of the premises on 4 August 2016.		
Applicant submissions:	<p>Lobos Meat and Tapas is a modern contemporary Spanish tapas restaurant serving a variety of traditional dishes with a modern slant.</p> <p>Open for both lunch and dinner, the restaurant will focus on prime cuts of meats and will deliver speciality dishes in a comfortable intimate atmosphere.</p> <p>Based over three floors, the premises will be able to offer</p>		

	<p>a variety of environments. The First Floor with its open kitchen is expected to be the premium space and table will primarily be booked in advance with a more formal experience offered.</p> <p>The Ground floor where tables can also be booked in advance will offer a more open atmosphere, with the basement by its nature being more intimate.</p> <p>Following discussions with the Environmental Health service and the Police, the applicant has agreed to amend the application to reduce the capacity and remove the bar element. As a result of this agreement, Environmental Health and the Police withdrew their representations.</p>
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1-B Current and proposed licensable activities, areas and hours						
Regulated Entertainment						
Playing of recorded music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Tuesday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Wednesday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Thursday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Friday	10:00	00:00	No change		Basement, ground and first floor	Extended area on each floor
Saturday	10:00	00:00	No change		Basement, ground and first floor	Extended area on each floor
Sunday	12:00	22:30	No change		Basement, ground and first floor	Extended area on each floor
Seasonal variations:	Current:				Proposed:	
	None				No change	
Non-standard timings:	Current:				Proposed:	
	Sundays before Bank Holidays: 12:00 to 00:00				No change	

Late night refreshment						
Indoors, outdoors or both			Current :			Proposed:
			Indoors			No change
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Tuesday	23:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Wednesday	23:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Thursday	23:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Friday	23:00	00:00	No change		Basement, ground and first floor	Extended area on each floor
Saturday	23:00	00:00	No change		Basement, ground and first floor	Extended area on each floor
Sunday	N/A	N/A	No change		Basement, ground and first floor	Extended area on each floor
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		None			No change	
		Sundays before Bank Holidays: 23:00 to 00:00			No change	

Sale by Retail of Alcohol						
On or off sales			Current :			Proposed:
			On sales			No change
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Tuesday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Wednesday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Thursday	10:00	23:30	No change		Basement,	Extended area on

				ground and first floor	each floor
Friday	10:00	00:00	No change	Basement, ground and first floor	Extended area on each floor
Saturday	10:00	00:00	No change	Basement, ground and first floor	Extended area on each floor
Sunday	12:00	22:30	No change	Basement, ground and first floor	Extended area on each floor
Seasonal variations/ Non-standard timings:	Current:			Proposed:	
	None			No change	
	Sundays before Bank Holidays: 12:00 to 00:00			No change	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Tuesday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Wednesday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Thursday	10:00	23:30	No change		Basement, ground and first floor	Extended area on each floor
Friday	10:00	00:00	No change		Basement, ground and first floor	Extended area on each floor
Saturday	10:00	00:00	No change		Basement, ground and first floor	Extended area on each floor
Sunday	12:00	22:30	No change		Basement, ground and first floor	Extended area on each floor
Seasonal variations/ Non-standard timings:	Current:			Proposed:		
	None			No change		
	Sundays before Bank Holidays: 12:00 to 00:00			No change		

1-C Layout alteration

The area for licensable activities has been extended on each of the three floors, basement, ground and first floors (see **Appendix 1**).

1-D Conditions being varied, added or removed

Condition	Proposed variation	
10. The maximum number of persons accommodated at any one time (excluding staff) shall not exceed: <ul style="list-style-type: none"> • Basement 18 persons • Ground Floor 42 persons (including 12 in the outside area) • First Floor 30 persons 	To be replaced with: The maximum number of persons accommodated at any one time (excluding staff) shall not exceed: <ol style="list-style-type: none"> a. Basement – 24 persons b. Ground Floor – 38 persons inside the premises and 12 in the external area to the front of the premises c. First Floor – 28 persons 	
21. Children under the age of 14 will not be permitted to remain in the premises after 21:00 hours.	To be removed from the licence	
29. All tables and benches shall be removed from the outside area by 23:00 hours each day.	To be replaced with: All external tables, chairs and benches shall be rendered unusable by 23:00 hours each day.	
30. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.	To be removed from the licence (this condition is duplicated at condition 17 on the current licence)	
Adult entertainment:	Current position:	Proposed position:
	None	No change

2. Representations

2-B Other Persons			
Name:		Mr David Gleeson	
Address and/or Residents Association:		The Soho Society St Anne's Tower 55 Dean Street London W1D 6AF	
Status:	Valid	In support or opposed:	Opposed
Received:	12 October 2016		
<p>I write to make a relevant representation to the above application on behalf of The Soho Society.</p> <p>The Soho Society objects to this application as it is currently presented, on the grounds of prevention of public nuisance, prevention of crime and disorder, and cumulative impact in the West End Cumulative Impact Area.</p> <p><u>Removal of restaurant conditions</u> The application seeks to increase the capacity for problematic vertical drinking, that is not ancillary to food, in the West End Cumulative Impact Area. This application therefore fails to promote the licensing objectives of prevention of crime and disorder, and public nuisance. Recent Metropolitan Police crime statistics show high levels of theft, theft from person, anti-social behaviour, drugs and sexual offenses in the area. There are private homes in nearby buildings, and residents in the immediate area are subject to noise and general nuisance every night of the week. It is therefore felt necessary that these conditions must be applied to the whole premises.</p> <p><u>Licensing policy and cumulative impact</u> The Licensing Authority recognises in its Statement of Licensing Policy 2016 that Westminster has a substantial residential population and that the Council has a duty to protect it from nuisance (Policy 2.2.10).</p> <p>This area has been identified by the City Council (Policy 2.4.1)) as a cumulative impact area because the cumulative effect of the concentration of late night and drink led premises and/or night cafes has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses. The Policy states that the extent of crime and disorder and public nuisance...arises from the number of people there late at night; a particular number of them being intoxicated, especially in the West End Cumulative Impact Area (Policy 2.4.1).</p> <p>The policies in relation to the stress areas are directed at the global and cumulative effects of licences on the area as a whole (Policy 2.4.5). The policies are intended to be strict and will only be overridden in 'genuinely exceptional circumstances' (Policy 2.4.2).</p> <p>The growth in the entertainment industry in Soho has led to a marked deterioration in the quality of life and well-being of local residents and it has jeopardised the sustainability of the community. Soho has a substantial residential community and many of these residents suffer from the problems identified in the 'Characteristics of</p>			

Cumulative Impact Areas' (Policy Appendix 14). These include, but are not limited to, high levels of noise nuisance, problems with waste, urinating and defecating in the streets, threats to public safety, anti-social behaviour, crime and disorder and the change in character of historic areas.

Conclusion

Para 9.37 of the s182 Guidance requires the licensing authority to determine the application with a view to promoting the licensing objectives in the overall interests of the local community.

For the reasons I have set out, we believe that the application, if granted in its present form, would fail to promote the licensing objectives of prevention of public nuisance and prevention of crime and disorder. I respectfully urge the Licensing Sub-Committee to reject this application.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:

Policy CIP1 applies	<ul style="list-style-type: none"> (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. (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.
Policy RNT2 applies	Applications will be granted subject to other policies in this Statement and subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1, provided it can be demonstrated that they will not add to cumulative impact in the Cumulative Impact Areas.

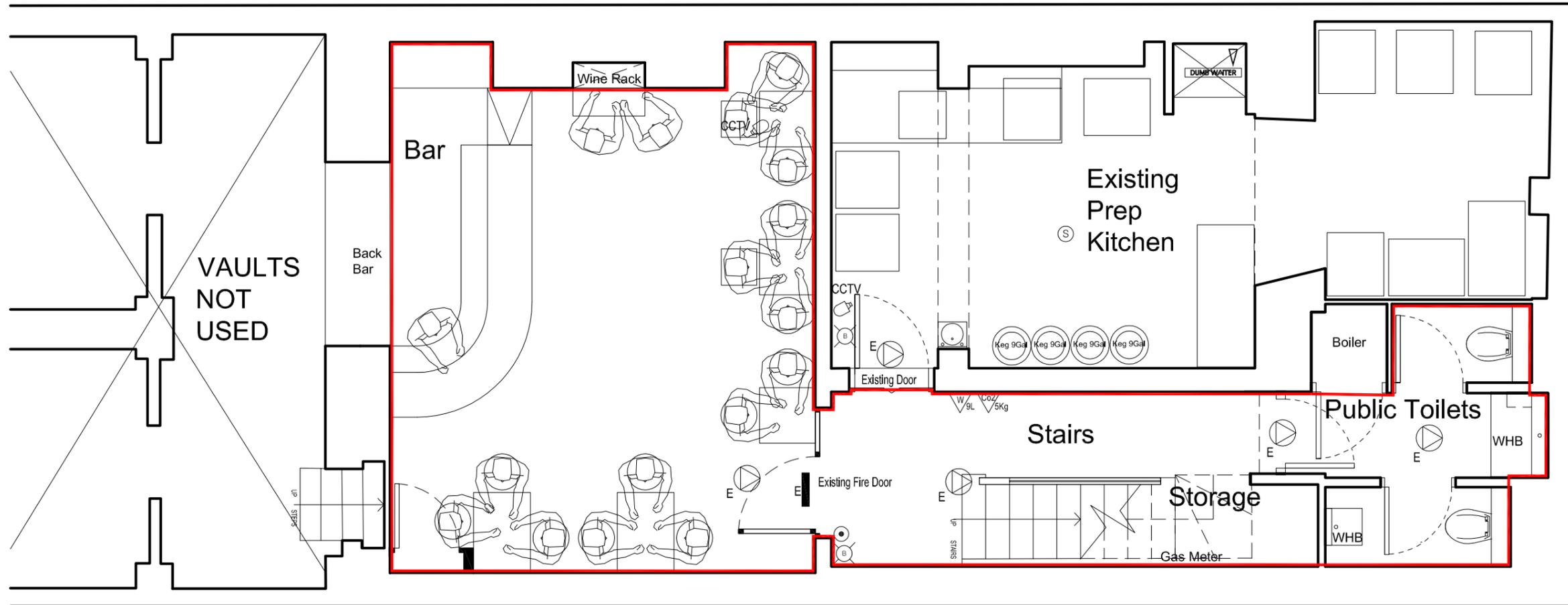
4. Appendices

Appendix 1	Premises plans
Appendix 2	Applicant supporting documents - none
Appendix 3	Premises history
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

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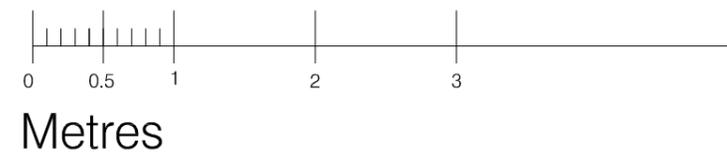
Appendix 1 - Proposed Plans

PROPOSED BASEMENT GA PLAN

1:50 @ A3

Key

- Licensed area
- Illuminated running man sign
- E Emergency lighting
- Ⓢ Smoke detector
- Ⓜ Heat detector
- Ⓡ Fire alarm sounder
- Ⓞ Break glass call point
- FAP Fire alarm panel
- CCTV CCTV camera
- W9L Water Extinguisher
- Co2/5Kg Co2 Extinguisher
- FB Fire blanket



Rev	Date	Notes
-	-	-



St. Margaret's House
Second Floor
18-20 Southwark Street
London, SE1 1TJ
Tel +44(0) 207 403 4429

CLIENT LOBOS

PROJECT LOBOS SOHO

TITLE PROPOSED BASEMENT LICENSING PLAN

ISSUED FOR INFORMATION

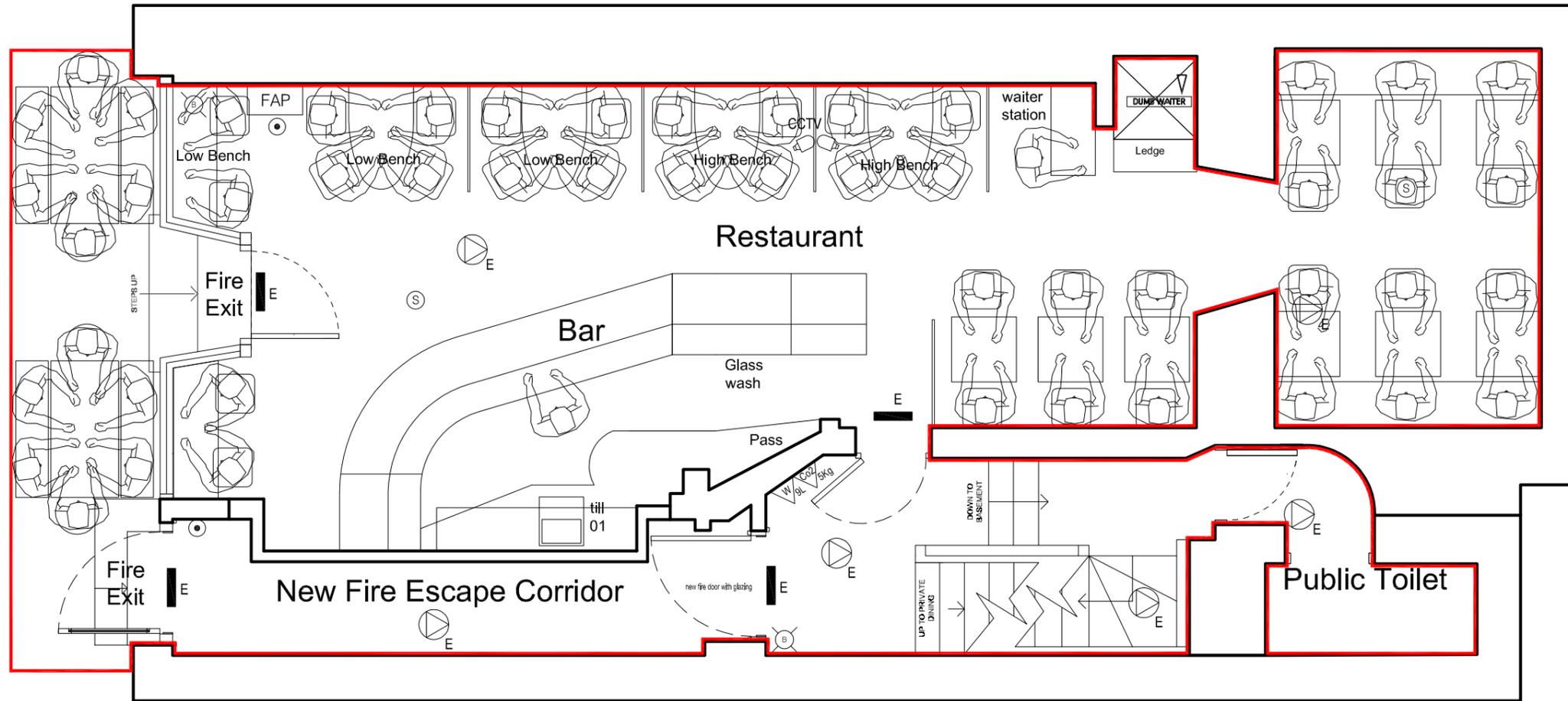
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PROPOSED GROUND FLOOR GA PLAN

1:50 @ A3

Key

- Licensed area
- E Illuminated running man sign
- E Emergency lighting
- S Smoke detector
- H Heat detector
- B Fire alarm sounder
- Break glass call point
- FAP Fire alarm panel
- CCTV CCTV camera
- W_{9L} Water Extinguisher
- Co₂_{5Kg} Co2 Extinguisher
- FB Fire blanket



Metres

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St. Margaret's House
Second Floor
18-20 Southwark Street
London, SE1 1TJ
Tel +44(0) 207 403 4429

CLIENT LOBOS

PROJECT LOBOS SOHO

TITLE PROPOSED GROUND FLOOR LICENSING PLAN

ISSUED FOR INFORMATION

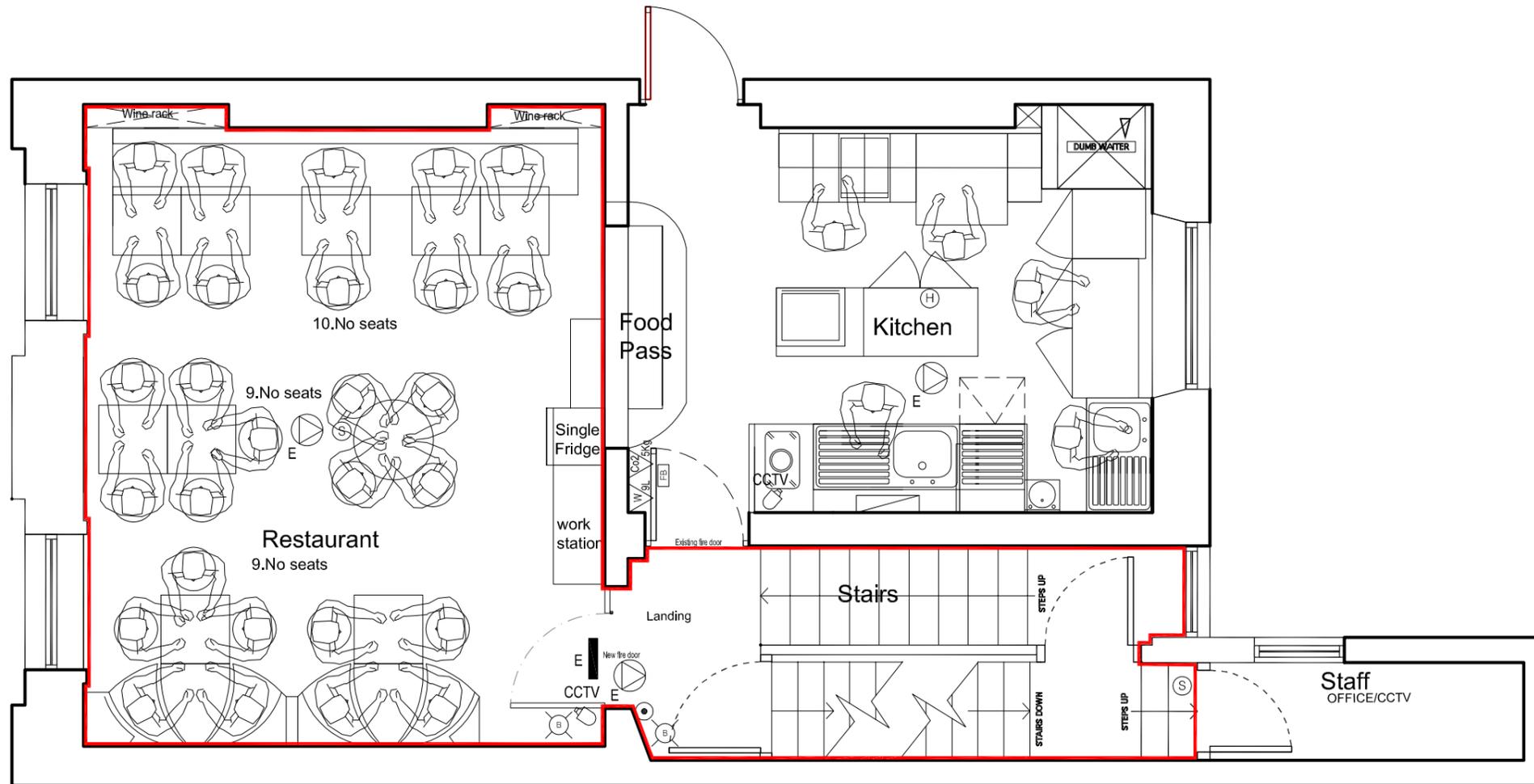
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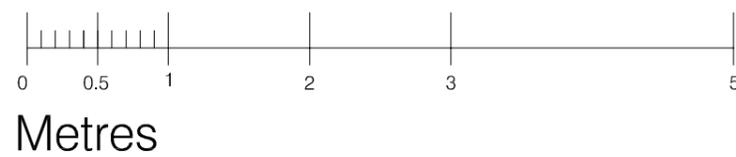
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PROPOSED FIRST FLOOR GA PLAN

1:50 @ A3

- Key**
- Licensed area
 - Illuminated running man sign
 - ⊕ Emergency lighting
 - ⊙ Smoke detector
 - ⊙ Heat detector
 - ⊙ Fire alarm sounder
 - ⊙ Break glass call point
 - FAP Fire alarm panel
 - CCTV CCTV camera
 - W_{9L} Water Extinguisher
 - Co₂ 5Kg Co2 Extinguisher
 - FB Fire blanket



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St. Margaret's House
Second Floor
18-20 Southwark Street
London, SE1 1TJ
Tel +44(0) 207 403 4429

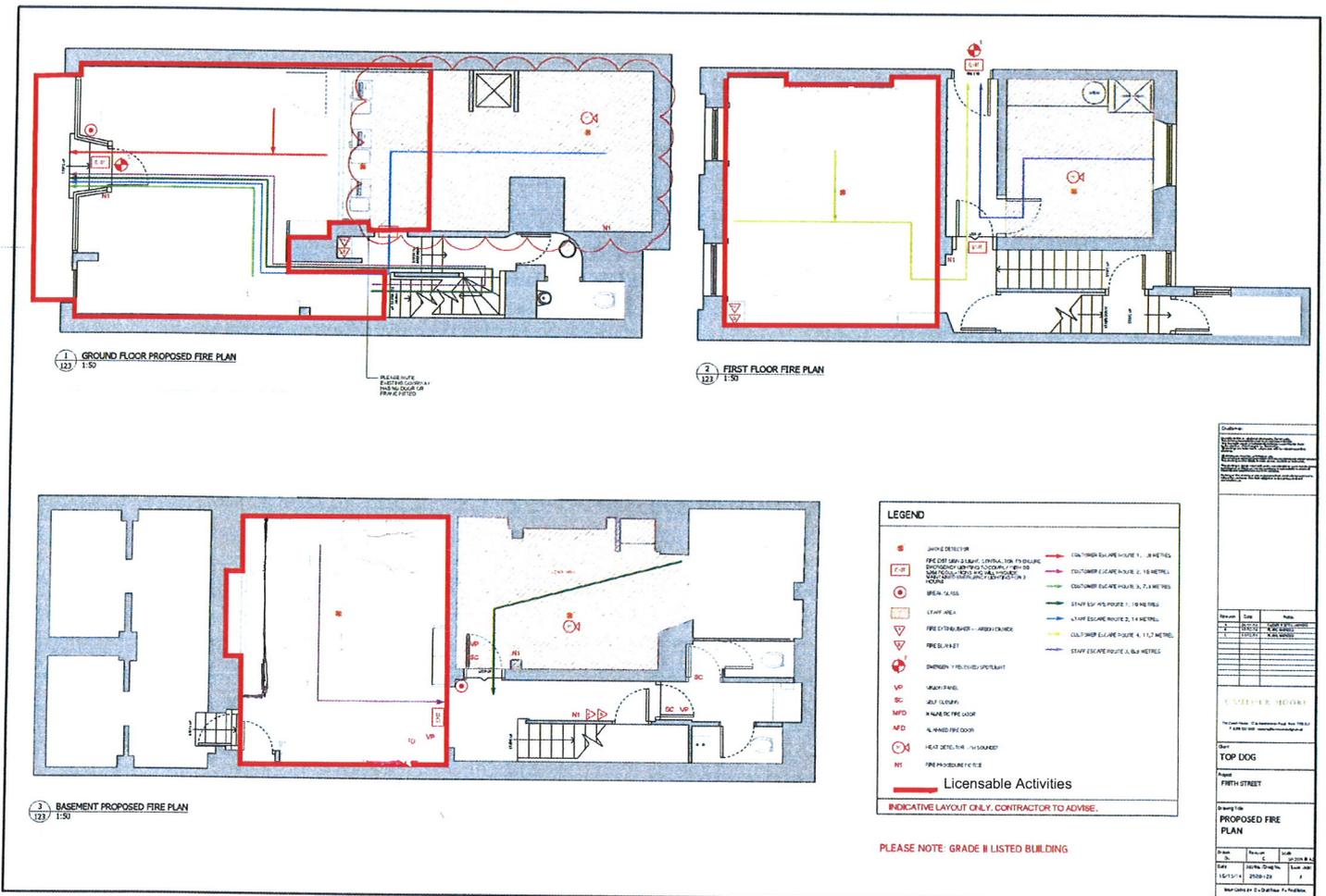
CLIENT	LOBOS	
PROJECT	LOBOS SOHO	
TITLE	PROPOSED FIRST FLOOR LICENSING PLAN	
ISSUED FOR	INFORMATION	
DATE	SEPT 2016	SCALE 1:50@ A3
PROJECT No	DRAWING No	REVISION
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AMENDED 16/12/15.

Appendix 1 - Current Plans



Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/11072/LIPC Conversion application	Application to convert the Justices Licence under the Licensing Act 2003	29.09.2005	Granted under delegated authority Licence surrendered 24.08.2012
14/03927/LIPN New premises application	Application for a new premises licence	10.07.2014	Granted under delegated authority
15/01149/LIPT Transfer application	Application to transfer the licence from Tipanda Limited to Top Dog Eats Ltd	29.04.2015	Granted under delegated authority
15/01288/LIPV Variation application	Application to vary the layout of the premises	07.04.2015	Granted under delegated authority
15/01790/LIPV Variation application	Application to vary the conditions on the premises licence	14.05.2015	Granted by Licensing Sub-Committee
15/03985/LIPDPS DPS variation	Application to vary the designated premises supervisor	04.11.2015	Granted under delegated authority
15/05492/LIPV Variation application	Application to vary the layout of the premises	04.11.2015	Granted by Licensing Sub-Committee
15/05977/LIPDPS DPS variation	Application to vary the designated premises supervisor	04.11.2015	Granted under delegated authority
15/11817/LIPVM Minor variation	Application to vary the layout of the premises	13.01.2016	Granted under delegated authority
15/12074/LIPDPS DPS variation	Application to vary the designated premises supervisor	14.01.2016	Granted under delegated authority
16/03521/LIPDPS DPS variation	Application to vary the designated premises supervisor	14.06.2016	Granted under delegated authority
16/08283/LIPT Transfer application	Application to transfer the licence from Top Dog Eats Ltd to First Cup Limited	04.08.2016	Granted under delegated authority

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.

Annex 2 – Conditions consistent with the operating Schedule

None

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

9. The premises shall only operate as a restaurant (i) in which customers are shown to their table, (ii) where the supply of alcohol is by waiter or waitress service only, (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iv) which do not provide any take away service of food or drink for immediate consumption, (v) which do not provide any take away service of food or drink after 23.00, and (vi) where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are seated in the premises and bona fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition (a) customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal and (b) alcohol may be supplied to and/or consumed prior to their meal by customers in the basement up to a maximum, at any one time, of 16 persons dining at the premises.

10. The maximum number of persons accommodated at any one time (excluding staff) shall not exceed:
- o Basement 18 persons
 - o Ground Floor 42 persons (including 12 in the outside area)
 - o First Floor 30 persons.

Applicant's proposal to be replaced with:

The maximum number of persons accommodated at any one time (excluding staff) shall not exceed:

a. Basement – 24 persons

b. Ground Floor – 38 persons inside the premises and 12 in the external area to the front of the premises

c. First Floor – 28 persons

11. After 22:00 hours the entrance door shall be kept closed except for immediate access and egress of persons or at any time that regulated entertainment is provided.
12. A Challenge 21 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.
13. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
14. Patrons permitted to temporarily leave and then re-enter the premises, eg to smoke, shall not be permitted to take drinks or glass containers with them.
15. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 23:00 and 08:00 hours.
16. No deliveries to the premises shall take place between 23:00 and 08:00 hours.
17. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
18. 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.
19. 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.
20. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises are open.
21. Children under the age of 14 will not be permitted to remain in the premises after 21:00 hours.

Applicant's proposal to remove this condition from the licence.

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. Loudspeakers shall not be located in the entrance lobby or outside the building of which the Premises form part.
24. Hours for licensable activities and opening may be extended from the end of trade on New Year's Eve to the beginning of trade on New Year's Day.
25. 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.
26. 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.
27. 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 faults in the CCTV system
 - (f) any refusal of the sale of alcohol
 - (g) any visit by a relevant authority or emergency service.
28. The maximum number of tables and benches permitted outside at the front of the premises shall not exceed two tables and 4 benches.
29. All tables and benches shall be removed from the outside area by 23:00 hours each day.

Applicant's proposal to replace this condition with:

All external tables, chairs and benches shall be rendered unusable by 23:00 hours each day.

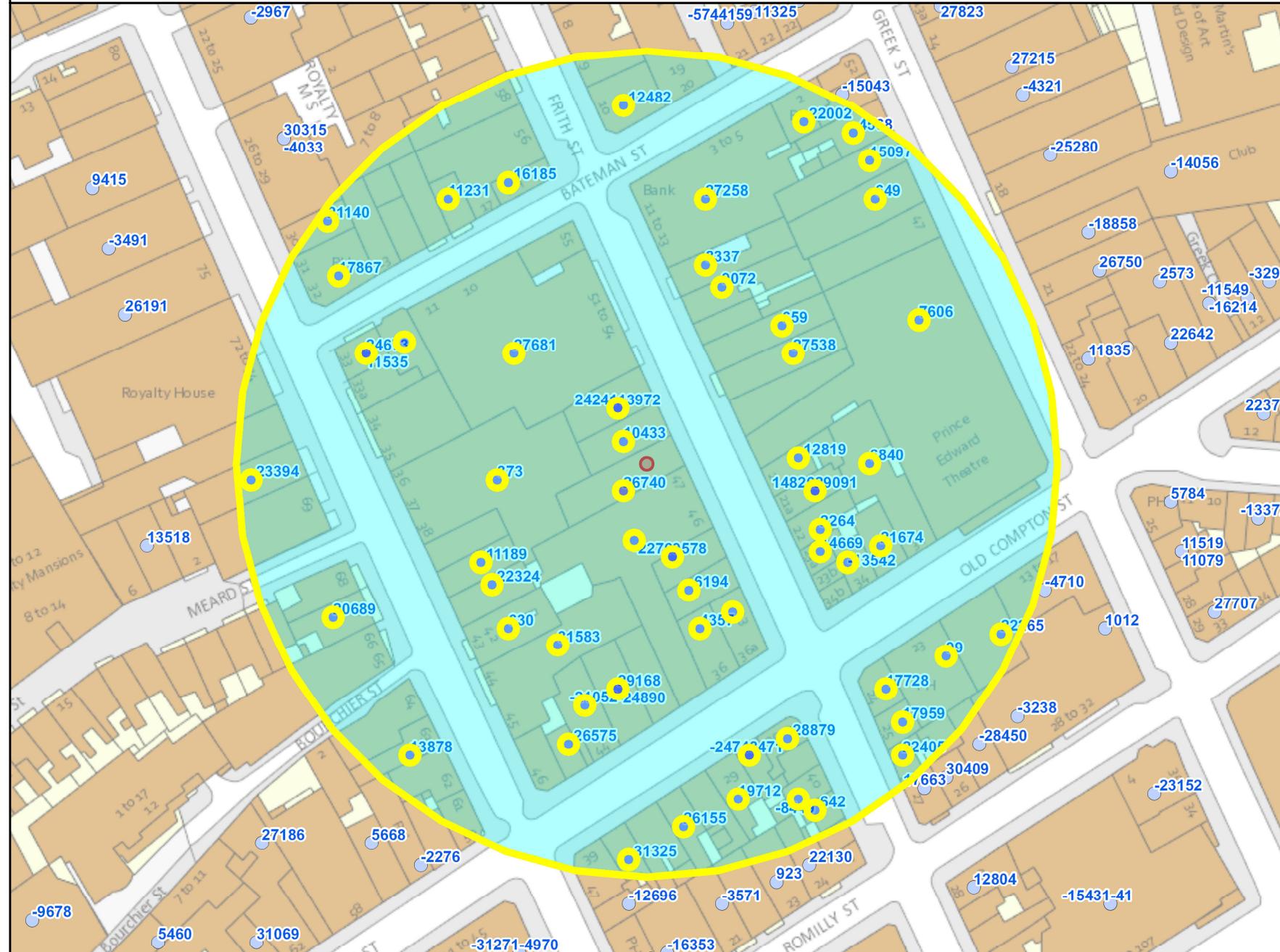
30. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected

and stored in accordance with the approved refuse storage arrangements by close of business.

Applicant's proposal to remove this condition from the licence.



Lobos Meat & Tapas, 48 Frith Street



Residential Properties	133
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: 26/10/2016

Appendix 5 - Data List

Premises within 75m of: Lobos Meat & Tapas, 48 Frith Street			
p / n	Name of Premises	Premises Address	Opening Hours
16/00627/LIPDPS	Bar Soho	23 Old Compton Street London W1D 5JL	Sunday 09:00 - 01:00 Monday to Thursday 09:00 - 01:30 Friday to Saturday 09:00 - 03:30
15/09992/LIPT	Burger & Lobster	36 - 38 Dean Street London W1D 3TE	Monday to Thursday 10:00 - 00:30 Friday to Saturday 10:00 - 01:00 Sundays before Bank Holidays 12:00 - 00:30 Sunday 12:00 - 23:00
14/03450/LIPDPS	L'Escargot	48 Greek Street London W1D 4EF	Monday to Sunday 10:00 - 01:00
13/07402/LIPT	Bar Italia	Basement And Ground Floor Front 22 Frith Street London W1D 4RP	Monday to Saturday 10:00 - 05:00 Sunday 12:00 - 05:00
09/01147/LIPV	G-A-Y Bar	Basement To First Floor 30 Old Compton Street London W1D 4TP	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 01:30
16/08550/LIPCCT	ZIMA Russian Street Food And Bar	45 Frith Street London W1D 4SD	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
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
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
15/06965/LIPN	Blade Soho	26 Frith Street London W1D 5LE	Monday to Saturday 10:00 - 22:00 Sunday 12:00 - 20:00
16/00095/LIPDPS	Compton News	48 Old Compton Street London W1D 4UA	Monday to Saturday 07:00 - 01:00 Sunday 08:00 - 22:00
08/09144/LIPD	The Vintage House	Basement And Ground Floor 42 Old Compton Street London W1D 4TX	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 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
13/09939/LIPDPS	Patisserie Valerie	44 Old Compton Street London W1D 4TY	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
16/00361/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
15/08372/LIPRW	Balans Cafe	34 Old Compton Street London W1D 4TP	Monday to Saturday 10:00 - 05:00 Sunday 12:00 - 05:00
11/01841/LIPDPS	Ronnie Scott's Jazz Club	Basement And Ground Floor And Part First Floor 47 Frith Street London W1D 4SE	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 03:30
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
13/04147/LIPDPS	40 Dean Street	40 Dean Street London W1D 4PX	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
13/04050/LIPDPS	Dozo	Basement And Ground Floor 40 Frith Street London W1D 5LN	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
06/12560/WCCMAP	The Delhi Brasserie	44 Frith Street London W1D 4SB	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
10/02599/LIPV	Union Club	50 Greek Street London W1D 4EQ	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 01:00
11/12180/LIPVM	Ceviche	Basement And Ground Floor 17 Frith Street London W1D 4RG	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 01:00
16/03145/LIPDPS	Opuz Kitchen	Basement And Ground Floor 27 Old Compton Street London W1D 5JP	Monday to Wednesday 08:00 - 00:30 Thursday to Saturday 08:00 - 01:00 Sunday 10:00 - 00:00
16/03007/LIPDPS	Gourmet Burger Kitchen	15 Frith Street London W1D 4RE	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
16/03642/LIPCCT	Hoppers	49 Frith Street London W1D 4SG	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:30

15/03152/LIPVM	Club 49	Basement And Ground Floor 49 Greek Street London W1D 4EG	Monday to Saturday 10:00 - 03:30 Sunday 12:00 - 23:00
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
15/11650/LIPDPS	Belgo	29-31 Old Compton Street London W1D 5JR	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
08/06508/LIPDPS	The Arts Theatre Club	Ground Floor West 50 Frith Street London W1D 4SQ	Monday to Saturday 09:00 - 03:30 Sunday 09:00 - 23:00
13/04926/LIPDPS	Herman Ze German	Basement And Ground Floor 33 Old Compton Street London W1D 5JU	Friday to Saturday 11:00 - 00:00 Sunday 11:00 - 22:30 Monday to Thursday 11:00 - 23:30
16/03521/LIPDPS	Top Dog Eats	Basement And Ground Floor 48 Frith Street London W1D 4SF	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
16/05330/LIPDPS	Chotto-Matte	11-13 Frith Street London W1D 4RB	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:30
12/07550/LIPDPS	Karaoke Box	Ground Floor 18 Frith Street London W1D 4RQ	Monday to Wednesday 09:00 - 02:00 Thursday to Saturday 09:00 - 05:00 Sunday 09:00 - 23:00
12/06841/LIPV	Soho Whisky Club	First Floor 42 Old Compton Street London W1D 4TX	Friday to Saturday 10:00 - 00:00 Sunday 10:00 - 22:00 Monday to Thursday 10:00 - 23:00
13/07476/LIPDPS	The Groucho Club	44-45 Dean Street London W1D 4QB	Monday to Saturday 09:00 - 02:30 Sunday 12:00 - 00:00
14/00825/LIPDPS	Pulcinella Restaurant	Basement To First Floor 37 Old Compton Street London W1D 5JY	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
16/00621/LIPDPS	Hotel Chocolat	25 Old Compton Street London W1D 5JN	Friday to Saturday 10:00 - 00:00 Sunday 10:00 - 22:30 Monday to Thursday 10:00 - 23:00
16/01920/LIPDPS	Dean Street Town House	69 - 71 Dean Street London W1D 3SE	Monday to Sunday 00:00 - 00:00
11/08882/LIPDPS	Duck Soup	Basement And Ground Floor 41 Dean Street London W1D 4PY	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
06/06142/WCCMAP	Little Italy	21 Frith Street London W1D 4RN	Monday to Sunday 09:00 - 05:00
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
16/04918/LIPCHT	Pepe Italian Street Food	Basement And Ground Floor 27 Old Compton Street London W1D 5JP	Monday to Wednesday 08:00 - 00:30 Thursday to Saturday 08:00 - 01:00 Sunday 10:00 - 00:00
15/01004/LIPDPS	Buffo	45 Frith Street London W1D 4SD	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
15/01285/LIPDPS	Buen Gusto Cafe	39 Frith Street London W1D 5LL	Monday to Sunday 06:00 - 03:00
11/00852/LIPDPS	Cay Tre (Soho)	42-43 Dean Street London W1D 4QA	Monday to Sunday 09:30 - 01:30
15/05523/LIPDPS	Muriel's Kitchen	36 Old Compton Street London W1D 4TT	Monday to Sunday 07:00 - 01:30
14/02151/LIPV	Prince Edward Theatre	Prince Edward Theatre 28 Old Compton Street London W1D 4HS	Monday to Sunday 09:00 - 01:00
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
12/03653/LIPDPS	Tonkotsu	Basement To First Floor 63 Dean Street London W1D 4QG	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
13/03570/LIPV	Koya Bar	Ground Floor 50 Frith Street London W1D 4SQ	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
15/03256/LIPCHT	Muse Soho	Basement 23 Frith Street London W1D 4RR	Sunday 09:00 - 01:00 Monday to Saturday 09:00 - 04:00

13/07404/LIPT	Little Italy	21A Frith Street London W1D 4RW	Monday to Sunday 09:00 - 05:30
06/05092/WCCMAP	Dodo Supermarket	Basement And Ground Floor 24 Frith Street London W1D 5LA	Monday to Thursday 08:00 - 01:00 Friday to Saturday 08:00 - 03:00 Sunday 10:00 - 22:30
16/03879/LIPDPS	Ku Bar	Basement To First Floor 25 Frith Street London W1D 5LB	Friday to Saturday 10:00 - 00:00 Sundays before Bank Holidays 10:00 - 00:00 Sunday 10:00 - 22:30 Monday to Thursday 10:00 - 23:30
16/07437/LIPVM	Black's	Basement To First Floor 67 Dean Street London W1D 4QH	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 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
13/04738/LIPVM	Dozo	Basement To First Floor 32 Old Compton Street London W1D 4TP	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:00
15/04634/LIPDPS	Soho Kitchen And Bar	19-21 Old Compton Street London W1D 5JJ	Monday to Sunday 00:00 - 00:00
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
06/07293/WCCMAP	Barrafina	54 Frith Street London W1D 4SL	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 01:00
06/06245/WCCMAP	Little Italy Two	Ground Floor 21A Frith Street London W1D 4RF	Monday to Saturday 10:00 - 05:00 Sunday 12:00 - 05:00
06/06241/WCCMAP	Caffe Nero	Ground Floor 43 Frith Street London W1D 4SA	Sunday to Wednesday 23:00 - 02:00 Thursday to Saturday 23:00 - 04:00

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	13 September 2016
5	Current licence	14 June 2016