

Licensing Sub-Committee Report

Item No:	
D . (Ond E I OO47
Date:	2 nd February 2017
Licensing Ref No:	16/13472/LIPN - New Premises Licence
Title of Report:	Jack Wills Basement to First Floor
	6 Foubert's Place
	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:	Mrs Sumeet K Anand-Patel
	Senior Licensing Officer
Contact details	Telephone: 020 7641 2737
	Email: sanandpatel@westminster.gov.uk

1. Application

1-A Applicant and premis	1-A Applicant and premises			
Application Type:	New Premises Licence, Lice	ensing Act 2003		
Application received date:	6 December 2016			
Applicant:	Jack Wills Limited			
Premises:	Jack Wills			
Premises address:	Basement to First Floor 6 Foubert's Place	Ward:	West End	
	London W1F 7PB	Cumulative Impact Area:	West End	
Premises description:	This premises operates as a retail shop and this application seeks permission to sell alcohol on the premises on ground floor and basement levels.			
Premises licence history:	This premises has not previously benefitted from a premises licence under the Licensing Act 2003.			
Applicant submissions:	None			

1-B Proposed licensable activities and hours

Sale by retail of alcohol			On or off sales or both:			On	
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	20:00	20:00	20:00	20:00	20:00	20:00	18:00
Seasonal variations/ Non- standard timings:							

Hours pre	Hours premises are open to the public						
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	21:00	21:00	21:00	21:00	21:00	21:00	18:00
Seasonal variations/ Non- standard timings:			None				
Adult Entertainment:		None					

2. Representations

2-A Responsible	2-A Responsible Authorities		
Responsible Authority:	Metropolitan Police Service		
Representative:	PC Sandy Russell		
Received:	15 th December 2016		

At this stage police object to the above as this application is against policy.

Please can you confirm whether your client would be willing to have a suitable condition drafted to cover the doors onto Kingly Street being used as an exit only? We would want access only being through the main part of the store. Once this has been confirmed we would be minded to withdraw due to the conditions proposed within the application being agreeable to us.

I look forward to hearing from you.

Responsible	Environmental Health Service		
Authority:			
Representative:	Nicola Curtis		
Date Received	20 th December 2016		

I refer to the application for a new Premises Licence for the above premises.

The premises are located within the West End Cumulative Impact Area as defined within the City of Westminster Statement of Licensing Policy.

The applicant has submitted the following plans for the premises:

- ◆ Proposed Ground Floor Plan: drawing number 0707/03.1/B, Dated 23.03.16
- ◆ Proposed Basement Plan: drawing number 0707/03.4/C, Dated 23.03.16
- ◆ Proposed First Floor Plan: drawing number 0707/03.3/A, Dated 23.03.16

This representation is based on the plans and Operating Schedule submitted.

The applicant is seeking the following licensable activities:

1. The Supply of Alcohol 'on' the premises Monday to Saturday 1000 to 2000 hours and Sunday 1200 to 1800 hours.

I wish to make the following representations in relation to the above application:

1. The Supply of Alcohol 'on' the premises and the hours requested for this activity will have the likely effect of causing an increase in Public Nuisance in the West End Cumulative Impact area.

The applicant has provided additional information and conditions with the operating schedule which is being considered but does not fully address the concerns of Environmental Health.

The applicant did benefit from pre-application advice before making this application. Within this advice I drew attention to Section 2.4.22 of WCC Policy, which suggests examples of appropriate conditions to appropriately regulate alcohol consumption. This section of policy advocates that to ensure the alcohol use is truly ancillary to the clothes retail use, "the consumption of alcohol [shall] be restricted to an area which is an integral part of the premises with access to that area only through the premises and with no direct access to the street".

The applicant has failed to do this within this application as the submitted plans show a double door directly opening into the coffee shop/bar area from Kingly Street. The applicant should contact me to discuss an appropriate condition to ensure that this door is not used for access to, only egress from, the premises.

The granting of the new Premises Licence as presented would have the likely effect of causing an increase in Public Nuisance in the West End Cumulative Impact area.

Should you wish to discuss the matter further please do not hesitate to contact me.

Responsible Authority:	Licensing Authority
Representative:	Steve Rowe
Received:	3 rd January 2017

I write in relation to the application submitted for a new Premises Licence for the above premises.

As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011 the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the Licensing Objectives:

- Public Nuisance
- Prevention of Crime & Disorder
- Public Safety
- Protection of Children from Harm

As it stands the application contravenes Westminster's Statement of Licensing Policies CIP1 and PB2. The application is the Supply of Alcohol 'on' the premises Monday to Saturday 1000 to 2000 hours, Sunday 1200 to 1800 hours.

The premises is located inside the Cumulative Impact Area.

The applicant has advised that alcohol is going to be ancillary to the retail use of the premises and has quoted 2.4 of the Council's Statement of Licensing Policy. The applicants have also proposed conditions as part of their submissions.

Policy CIP1 states (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. However part (ii) states: 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 PB2 which relates to pubs and bars states 'It is the Licensing Authority's policy to refuse applications in the CIA other than

applications to vary the hours within the core hours under policy HRS1'. Concern is raised to the current proposal as the applicants have not included a condition relating to restricting alcohol to an integral part of the premises with access to that area only through the premises and with no direct access to the street, as stated in paragraph 2.4.22 of the policy. Looking at the plans submitted with the application they show a double door directly opening into the coffee shop/bar area from Kingly Street.

The applicant may wish to provide a condition to ensure that this door is not used for access to, only egress from, the premises.

Please therefore accept this as a formal representation, further details will be provided in due course including a discussion relating to conditions.

2-B Other Per	sons	
Name:		Mr Paul Dimoldenberg
Address and/or Res	sidents Association:	44 Manor House Marylebone Road London NW1 5NP
Received:	16 th December 2016	

I object to this application to create a bar in a clothes shop. There is no need for a further bar in Soho. Creating a bar in a clothes shop will set an unwelcome precedent for the area and the rest of Westminster.

Name:		Dr Joshua Sofaer
Address and/or Residents Association:		65c Beak Street London W1F 9SN
Received:	15 th December 2016	

I strongly object to this application on the grounds of Cumulative Impact, Public Nuisance, and Public Safety.

I urge the licensing committee to deny the opportunity for retail shops in Soho to be able to sell alcohol. Jack Willis is a valued retail shop in the neighbourhood but I am very concerned at the precedent that would be set if retail shops were to contribute to the cumulative impact of the Soho drinking culture.

My understanding is that Westminster will reject new licensing applications where the sale of alcohol is not accompanying food. Kingly Street is already heavy with bars and pubs and in the West End Stress Area. Soho is facing a resurgence in on street drug taking and related antisocial behaviour. The situation needs to be tempered and not exacerbated.

Please reject this application.

Name:		Mr John Marshall
Address and/or Res	sidents Association:	Flat 12 6 Upper John Street London W1F 9HB
Received:	2 nd January 2017	

I object to this alarming licence application. Jack Wills is in the Cumulative Impact Zone and the West End Stress Area on the corner of Kingly Street, one of the busiest drinking streets in London. Jack Wills

is surrounded by bars and night clubs which have not always been peaceful. Several years ago, even before the current rush of bars and restaurants, I recall a big fight on Foubert's Place with injured people.

It is now against Westminster policy to allow new licences for drinking without food. This laudable policy is vital in Soho where Cumulative Impact is causing increasing problems. The SNT is very concerned about the increasing drugs and ensuing crime in Soho. If a retail premise is given a licence to be operated within its current operation, then the way is open for that premise to become solely a drinking place, namely, a pub: this would be a clever way to circumnavigate the current Westminster policy.

Should this licence be given, it will be easy for any retail shop in the West End Stress Area to

become a bar should they wish to. I cannot believe that this thought could be entertained.

I object on the grounds of Cumulative Impact, Public Nuisance, and Public Safety.

Name: Mrs Veronica Newman

Address and/or Residents Association: Flat 10
6.Upper John Street
London
WI 9HB

Received: 2nd January 2017

We have been owners of this property since 1991 when Soho had a village feel, with lots of small independent shops and residents.

We are strongly objecting to this licence, here are far far too many license premises in the area.

Name:		Mr Duncan McCall
Address and/or Residents Association:		Flat 14
		6 Upper John Street
		London
		W1F9HB
Received:	2 nd January 2017	

This application, if successful, would set a precedent for any other retail premise in this area to obtain a new liquor licence. There is no demand for additional alcohol retail premises (the area being already very well supplied), and (particularly given the delicate balance in this part of Soho of retail, business, restaurant/bar and residential use) it would upset that balance if clothes retail shops were permitted to start selling alcohol. This would inevitably be a 'foot in the door' with further extensions to be sought in the future.

Name:		Mr Pierre-Yves Guerber
Address and/or Residents Association:		6 Upper John Street London W1F 9HB
Received:	16 th December 2016	

I strongly object to this alarming licence application. Jack Wills is in the Cumulative Impact Zone and the West End Stress Area on the corner of Kingly Street, one of the busiest drinking streets in London. Jack Wills is surrounded by bars and night clubs which have not always been peaceful. Several years ago, even before the current rush of bars and restaurants, I recall a big fight on Foubert's Place with injured people.

It is now against Westminster policy to allow new licences for drinking without food. This laudable policy is vital in Soho where Cumulative Impact is causing increasing problems. The SNT is very concerned about the increasing drugs and ensuing crime in Soho. If a retail premise is given a licence to be operated within its current operation, then the way is open for that premise to become solely a drinking place, namely, a pub: this would be a clever way to circumnavigate the current Westminster policy.

Should this licence be given, it will be easy for any retail shop in the West End Stress Area to become a bar should they wish to. I cannot believe that this thought could be entertained.

I object on the grounds of Cumulative Impact, Public Nuisance, and Public Safety.

Name:		Cllr Roberts
Address and/or Residents Association:		Westminster City Council City Hall 64 Victoria Street London SW1E 6QP
Received:	21 st December 2016	

I would like to support the residents in resisting this saturation of new licences against stress area policy. I would also like to discourage the granting of the variation to take away unfinished bottles of wine in the Soho brasserie in Broadwick Sreet on the grounds of possible public disorder in an area awash with alcohol. I note they are also applying for drinking without eating. Is this

proposed to be in a specific bar area of all over the restaurant. In general restaurants under this ownership are well run but the

saturated Soho area requires special attention.

Name:		Mr Anthony Jacobs
Address and/or Residents Association:		Flat 1 6 Upper John Street London W1F 9HB
Received:	1 st January 2017	

I object on the grounds of Cumulative Impact, Public Nuisance, and Public Safety.

I see no justification for any retail shop in the West End Stress Area being allowed a change of use into a bar.

Name:		Mr Bijan Seghatchian
Address and/or Residents Association:		Flat 3 61-63 beak street London W1F 9SL
Received:	25 th December 2016	

I object on the grounds of Cumulative Impact, Public Nuisance, and Public safety. It seems totally inappropriate that retail outlets are now looking to sell alcohol in this stress area. I ask does this high end retailer really need to sell alcohol to service it's customers or try to run a profitable business?

Name:		Mr Martin Callingham
Address and/or Residents Association:		Flat 2 6 Upper John Street London W1F 9HB
Received:	15 th December 2016	

I object to this attempt to create another drinking only licence in this area on grounds of public nuisance, public safety and cumulative impact. There are too many. Also the timing of the application when residents are in the process of going away makes me suspicious.

Name:		Mr Howard Kitchner
Address and/or Residents Association:		Flat 8 6 upper John Street London W1F 9HB
Received:	2 nd January 2017	

There are too many licences already granted in this area. Residents are subjected to rowdy customers who have had too much to drink and spill out onto pavements where they assemble in noisy groups or move to another licenced establishment and thereafter cause noise.

There is also the other problem of licences not conforming with the terms of their licence and causing excessive noise as they pile empty bottles outside their premises for collection next morning.

I object on the grounds that ther are too many licences already granted in the area with the resulting problems outlined above.

Name:		Mrs Sam Marshall
Address and/or Residents Association:		Flat 12 6 Upper John Street London W1F 9HB
Received:	2 nd January 2017	

I strongly object to this alarming licence application. Jack Wills is in the Cumulative Impact Zone and the West End Stress Area on the corner of Kingly Street, one of the busiest drinking streets in London. Jack Wills is surrounded by bars and night clubs which have not always been peaceful. Several years ago, even before the current rush of bars and restaurants, I recall a big fight on Foubert's Place with injured people.

It is now against Westminster policy to allow new licences for drinking without food. This laudable policy is vital in Soho where Cumulative Impact is causing increasing problems. The SNT is very concerned about the increasing drugs and ensuing crime in Soho. If a retail premise is given a licence to be operated within its current operation, then the way is open for that premise to become solely a drinking place, namely, a pub: this would be a clever way to circumnavigate the current Westminster policy.

Should this licence be given, it will be easy for any retail shop in the West End Stress Area to become a bar should they wish to. I cannot believe that this thought could be entertained.

I object on the grounds of Cumulative Impact, Public Nuisance, and Public Safety.

Name:		Mrs Liz Callingham
Address and/or Residents Association:		Flat 2 6 Upper John Street London W1F 9HB
Received:	14 th December 2016	

4:00 PM on 14 Dec 2016 I strongly object to this alarming licence application. Jack Wills is in the Cumulative Impact Zone and the West End Stress Area on the corner of Kingly Street, one of the busiest drinking streets in London. Jack Wills is surrounded by bars and night clubs which have not always been peaceful. Several years ago, even before the current rush of bars and

restaurants, I recall a big fight on Foubert's Place with injured people and was told by a Community Officer a week later of "blood dripping north of Oxford Circus as the crowd fled".

It is now against Westminster policy to allow new licences for drinking without food. This laudable policy is vital in Soho where Cumulative Impact is causing increasing problems. The SNT is very concerned about the increasing drugs and ensuing crime in Soho. If a retail premise is given a licence to be operated within its current operation, then the way is open for that premise to become solely a drinking place, namely, a pub: this would be a clever way to circumnavigate the current Westminster policy.

Should this licence be given, it will be easy for any retail shop in the West End Stress Area to become a bar should they wish to. I cannot believe that this thought could be entertained.

I object on the grounds of Cumulative Impact, Public Nuisance, and Public Safety.

I also object on the grounds of humanity.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:		
Policy CIP1 applies:	 (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 HRS1 applies:	 (i) Applications for hours within the core hours set out below in this policy 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 set out below in this policy will be considered on their merits, subject to other relevant policies 	
Policy PB2 applies:	It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas other than applications to vary hours within the Core Hours under Policy HRS1.	

4. Appendices

Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
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 2737 Email: sanandpatel@westminster.gov.uk

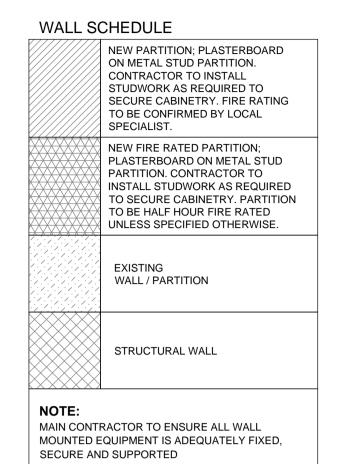
If you have any queries about this report or wish to inspect one of the background papers please contact the report author.

Background Documents – Local Government (Access to Information) Act 1972			
	1 ' A-1 0000	NI/A	
1	Licensing Act 2003	N/A	
2	City of Westminster Statement of Licensing	7 th January 2016	
2	Policy	7 January 2010	
3	Amended Guidance issued under section 182 of	March 2015	
	the Licensing Act 2003		
4	Application Form		
5	Plans		
6	Mrs Callingham Representation	14 th December 2016	
7	Mr Callingham Representation	15 th December 2016	
8	Mr Dimoldenberg Representation	16 th December 2016	
9	Cllr Roberts Representation	21 st December 2016	
10	Environmental Health Representation	20 th December 2016	
11	Police Representation	15 th December 2016	
12	Mr Guerber Representation	16 th December 2016	
13	Mr Jacobs Representation	1 st January 2017	
14	Mr Kitchner Representation	2 nd January 2017	
15	Mr Marshall Representation	2 nd January 2017	
16	Mrs Marshall Representation	2 nd January 2017	
17	Mr McCall Representation	2 nd January 2017	
18	Mr Seghatchian Representation	25 th December 2016	
19	Dr Sofaer Representation	15 th December 2016	
20	Mrs Newman Representation	2 nd January 2017	



SERVERY

COFFEE SHOP / BAR AREA



AREA SCHEDULE									
Project		soно							
		BASEMEN	Т						
		PHASE 2		GROUND	FLOOR	FIRST FOC	R	TOTAL	
		m2	ft2	m2	ft2	m2	ft2	m2	ft2
NET RETAIL		117.80	1267.99	224.80	2419.72	195.20	2101.11	537.80	5788.83
WINDOW DISPLAY		0.00	0.00	23.60	254.03	0.00	0.00	23.60	254.03
FITTING ROOMS		10.40	111.94	4.00	43.06	18.20	195.90	32.60	350.90
CIRCULATION (STAIRS)		10.30	110.87	17.60	189.44	16.00	172.22	43.90	472.54
	TOTAL RETAIL	138.50	1490.80	270.00	2906.25	229.40	2469.24	637.90	6866.29
BACK OF HOUSE	,	99.80	1074.24	3.80	40.90	5.10	54.90	108.70	1170.04
FALLOW (NOT USED)		23.20	249.72	0.00	0.00	0.00	0.00	23.20	249.72
STOCK ROOM		51.10	550.04	0.00	0.00	0.00	0.00	51.10	550.04
CIRCULATION (STAIRS)		21.60	232.50	19.80	213.13	16.80	0.00	58.20	626.46
	TOTAL BOH	195.70	2106.50	23.60	254.03	21.90	235.73	241.20	2596.25
	GROSS AREA	334.20	3597.30	293.60	3160.28	251.30	2704.97	879.10	9462.54

#	LOW LEVEL DUPLEX OUTLETS. NUMBER DENOTES NUMBER OF TWIN SOCKETS REQUIRED	⊙ SD	CONTRACTOR TO FIT SMOKE DETECTORS TO COMPLY WITH LOCAL BUILDING CODE / REGULATIONS. EXTRA SMOKE DETECTOR TO BE INSTALLED ABOVE TO PROVIDE
 LM0	LMO - LAST MAN SWITCH (FINAL EXIT SWITCH)		VOID PROTECTION WHERE NECESSARY
Ė	FUSED SPUR SOCKET	o _{CO}	CONTRACTOR TO FIT CARBON MONOXIDE DETECTOR TO COMPLY WITH LOCAL BUILDING CODE / REGULATIONS
ÅÅ.	OUTLET SOCKET TO BE INSTALLED ABOVE WORKTOP		
益	RECESSED FLOOR MOUNTED TWIN SWITCHED OUTLET SOCKET	○ CO2	CARBON DIOXIDE FIRE EXTINGUISHER
	MAINS ELECTRICS PANEL	△ W9	9 LITRE WATER FIRE EXTINGUISHER
	OVER DOOR AIR CURTAIN. AC CONTRACTOR TO CONFIRM SPEC. 3 PHASE POWER SUPPLY REQUIRED TO RUN UNIT	••	FIRE ALARM SOUNDER (HORN STROBE) TO COMPLY WITH LOCAL BUILDING CODE / REGULATIONS
Τ	TELEPHONE POINT	N3	'FIRE EXIT KEEP CLEAR' NOTICE
D	LOW LEVEL DATA SOCKETS. NUMBER DENOTES NUMBER OF DATA SOCKETS REQUIRED	N4	'FIRE DOOR KEEP SHUT' NOTICE
DHL	HIGH LEVEL / CEILING MOUNTED DATA SOCKETS. NUMBER DENOTES NUMBER OF DATA SOCKETS REQUIRED	N6	FIRE PROCEDURE NOTICE
W	WOOFER - SPECIALIST TO CONFIRM FINAL POSITION	FA	FIRE ALARM PANEL
(SP)	SPEAKER RACK - SPECIALIST TO CONFIRM FINAL POSITION	<u> </u>	CEILING / WALL MOUNTED SECURITY CAMERA AND FUSED SPUR. LOCAL SPECIALIST TO CONFIRM SPECIFICATION AN
R	SATELLITE SPEAKER - SPECIALIST TO CONFIRM FINAL POSITION		POSITIONS
Е	ILLUMINATED DIRECTIONAL FIRE EXIT SIGNAGE		SECURITY TAGGING PEDESTAL
E	NON-ILLUMINATED DIRECTIONAL FIRE EXIT SIGNAGE	SC	SECURITY TAGGING PEDESTAL CONTROLLER - MOUNTED UNDER RAISED WINDOW BED
FCP	FIRE CALL POINT. COMPLETE WITH STANDARD FIRE INSTRUCTION NOTICES	IA KEY	INTRUDER ALARM PANEL AND INTRUDER ALARM KEYPAD - SUPPLIED AND INSTALLED BY ADT OR SIMILAR SUPPLIER. FIRE ALARM TO BE TIED TO SECURITY SYSTEM

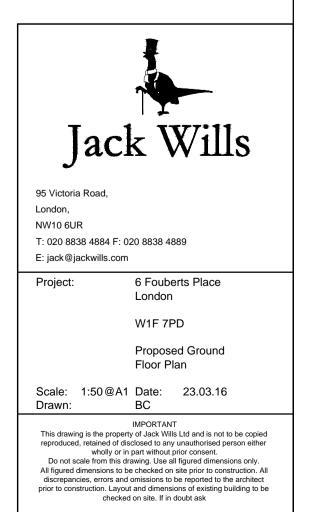
<u> </u>	TRACK SPOTLIGHTS - 50W HALOGEN LAMP FITTING, WARM WHITE. MOUNTED ON HIGH LEVEL POWER TRACK. TO BE WRED ON DIMMER SWITCH. FITTINGS AND TRACK TO BE WHITE OR BLACK (SEE LIGHTING PLAN).
•	FEATURE DISPLAY PENDANT FITTING
	WALL / CEILING MOUNTED ANTIQUE ANGLEPOISE LAMP
	FREESTANDING LAMP
\oplus	SURFACE MOUNTED FEATURE LIGHT
₩	WALL MOUNTED FEATURE SCONCE, SUPPLIED BY JW INSTALLED BY CONTRACTOR.
(WM)	FEATURE DISPLAY 'PILL' LIGHT - WALL MOUNTED FITTING
E M	MAINTAINED RECESSED EMERGENCY LIGHT FITTING SUPPLIED BY CONTRACTOR
EM	RECTANGULAR STANDARD SURFACE MOUNTED EMERGENCY LIGHT FITTING WITH DIFFUSER
EM	FLORESCENT BATTEN LIGHT, SURFACE MOUNTED OR HUNG FROM CHAINS. 'EM' DENOTES EMERGENCY LIGHTING

FURNITURE

STORE ROOM

RETAIL AREA

IGH ⁻	TING SCHEDULE TRACK SPOTLIGHTS - 50W HALOGEN LAMP FITTING, WARM WHITE. MOUNTED ON HIGH LEVEL POWER TRACK. TO BE WIRED ON DIMMER SWITCH. FITTINGS AND TRACK TO BE WHITE OR BLACK (SEE LIGHTING PLAN).	50w HALOGEN LAMP E. MOUNTED ON HIGH TO BE WIRED ON DIMMER D TRACK TO BE WHITE OR		T	NOTE: EXISTING LIGHTING TO REMAIN AS EXISTING, EXISTING SMOKE DETECTION AND FIRE SAFETY EQUIPMENT TO REMAIN AS EXISTING		
•	FEATURE DISPLAY PENDANT FITTING						RWP
	WALL / CEILING MOUNTED ANTIQUE ANGLEPOISE LAMP	TED ANTIQUE		<u> </u>			
\bigoplus	FREESTANDING LAMP	,					Ø
\oplus	SURFACE MOUNTED FEATURE LIGHT	FEATURE LIGHT					
₩	WALL MOUNTED FEATURE SCONCE, SUPPLIED BY JW INSTALLED BY CONTRACTOR.	FURE SCONCE, SUPPLIED CONTRACTOR.					
(WM)	FEATURE DISPLAY 'PILL' LIGHT - WALL MOUNTED FITTING	LL' LIGHT - WALL MOUNTED					
(M)	MAINTAINED RECESSED EMERGENCY LIGHT FITTING SUPPLIED BY CONTRACTOR	D EMERGENCY LIGHT CONTRACTOR			<u> </u>	FOUBERTS PLACE	<u> </u>
EM	RECTANGULAR STANDARD SURFACE MOUNTED EMERGENCY LIGHT FITTING WITH DIFFUSER		PROPOSE SCALE 1:50	ED GROUND FLOOR PL	AN		



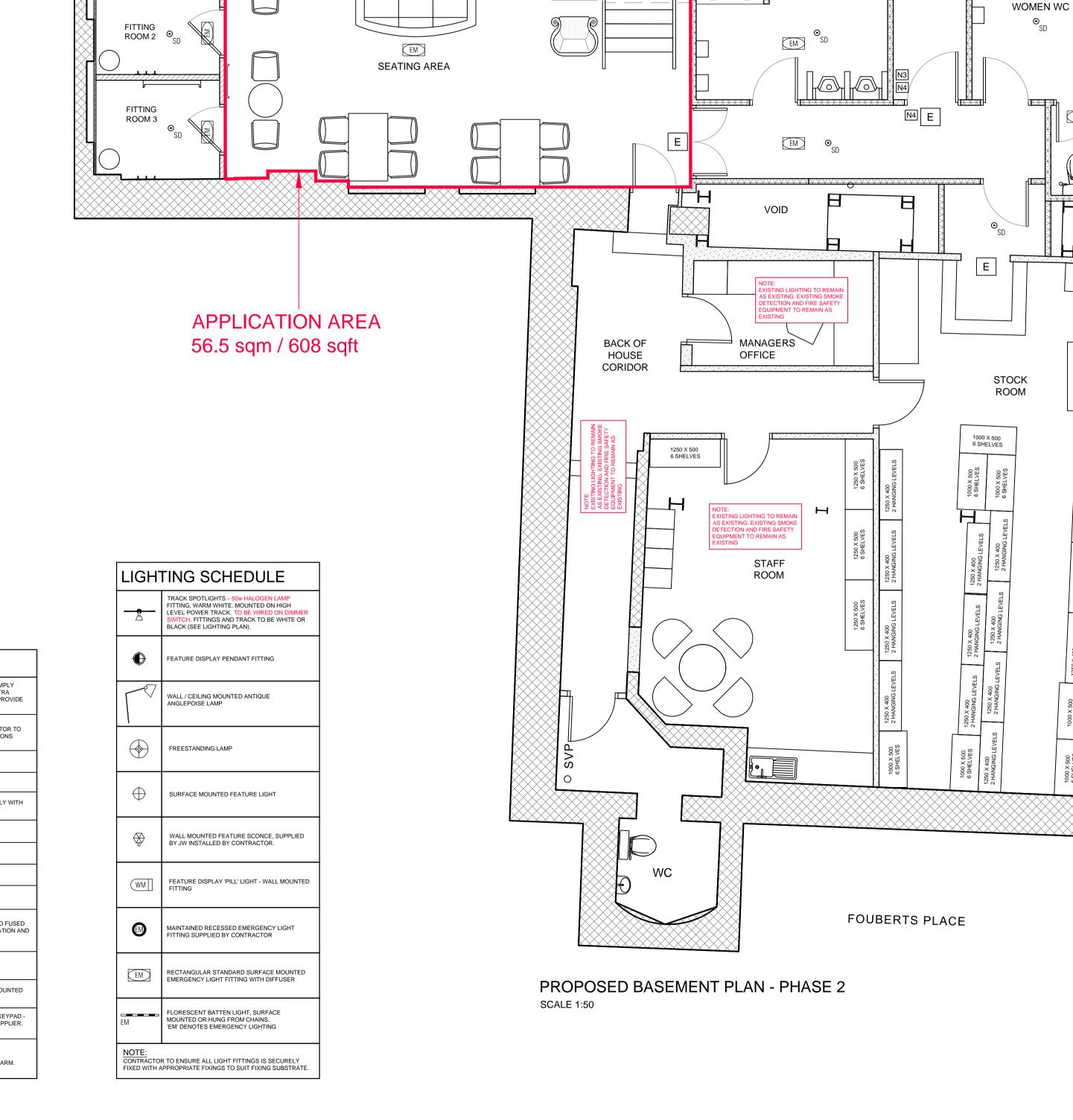
0707/03.1/B

DWG NO:

AREA SCHEDULE									
Project		SOHO							
		BASEMEN PHASE 2	Т	GROUND	FLOOR	FIRST FOO)R	TOTAL	
		m2	ft2	m2	ft2	m2	ft2	m2	ft2
NET RETAIL		117.80	1267.99	224.80	2419.72	195.20	2101.11	537.80	5788.83
WINDOW DISPLAY		0.00	0.00	23.60	254.03	0.00	0.00	23.60	254.03
FITTING ROOMS		10.40	111.94	4.00	43.06	18.20	195.90	32.60	350.90
CIRCULATION (STAIRS)		10.30	110.87	17.60	189.44	16.00	172.22	43.90	472.54
	TOTAL RETAIL	138.50	1490.80	270.00	2906.25	229.40	2469.24	637.90	6866.29
BACK OF HOUSE		99.80	1074.24	3.80	40.90	5.10	54.90	108.70	1170.04
FALLOW (NOT USED)		23.20	249.72	0.00	0.00	0.00	0.00	23.20	249.72
STOCK ROOM		51.10	550.04	0.00	0.00	0.00	0.00	51.10	550.04
CIRCULATION (STAIRS)		21.60	232.50	19.80	213.13	16.80	0.00	58.20	626.46
	TOTALBOH	195.70	2106.50	23.60	254.03	21.90	235.73	241.20	2596.25
	GROSS AREA	334.20	3597.30	293.60	3160.28	251.30	2704.97	879.10	9462.5

WALL SCHEDULE

WALL SO	CHEDULE		
	NEW PARTITION; PLASTERBOARD ON METAL STUD PARTITION. CONTRACTOR TO INSTALL STUDWORK AS REQUIRED TO SECURE CABINETRY. FIRE RATING TO BE CONFIRMED BY LOCAL SPECIALIST.		EXISTING WALL / PARTITION
	NEW FIRE RATED PARTITION; PLASTERBOARD ON METAL STUD PARTITION. CONTRACTOR TO INSTALL STUDWORK AS REQUIRED TO SECURE CABINETRY. PARTITION TO BE HALF HOUR FIRE RATED UNLESS SPECIFIED OTHERWISE.		STRUCTURAL WALL
NOTE:	ACTOR TO ENGLIPE ALL WALL MOUNT	TED FOLUDIAENT I	0
	ACTOR TO ENSURE ALL WALL MOUN / FIXED, SECURE AND SUPPORTED	TED EQUIPMENT I	8



O co2 ∆ w9

CELLAR

1000 X 500 6 SHELVES 1000 X 500 6 SHELVES

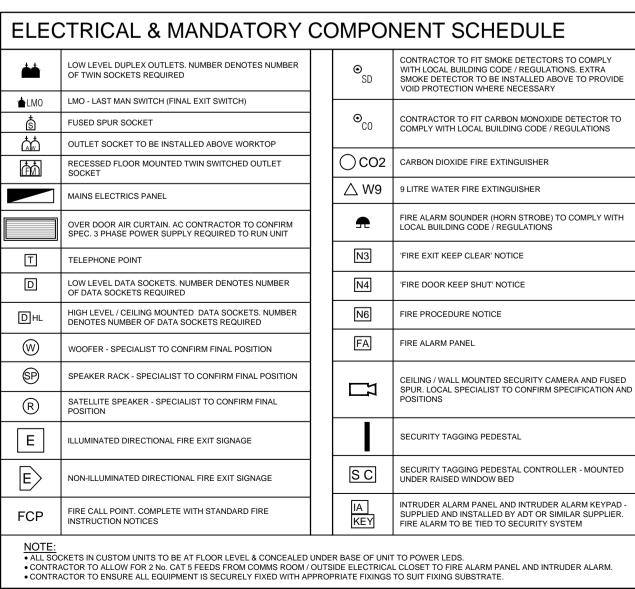
FALLOW

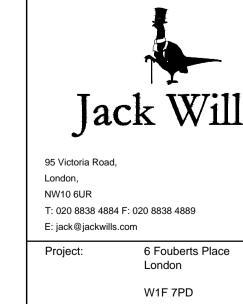
1000 X 500 6 SHELVES

[⊙]SD LIFT LOBBY

FITTING

ROOM 1





Plan - PHASE 2

Scale: 1:50@A1 Date: 23.03.16

Drawn: BC

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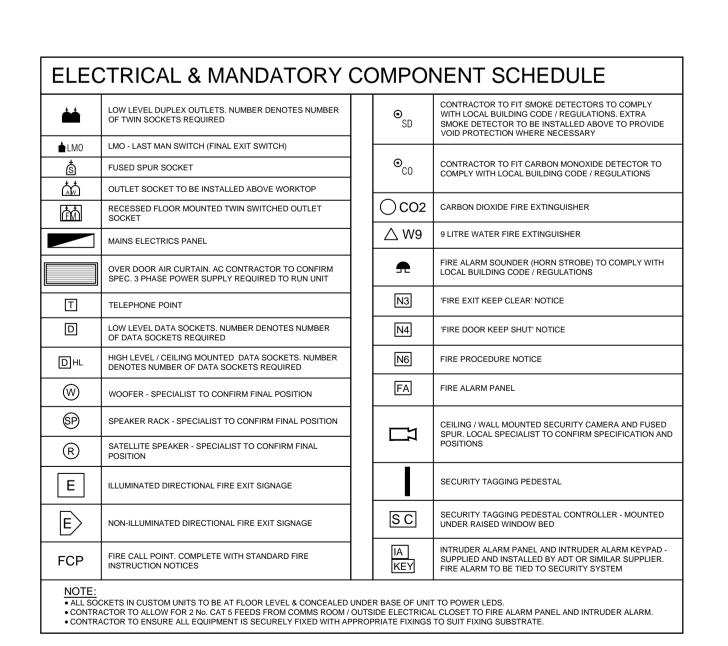
Proposed Basement

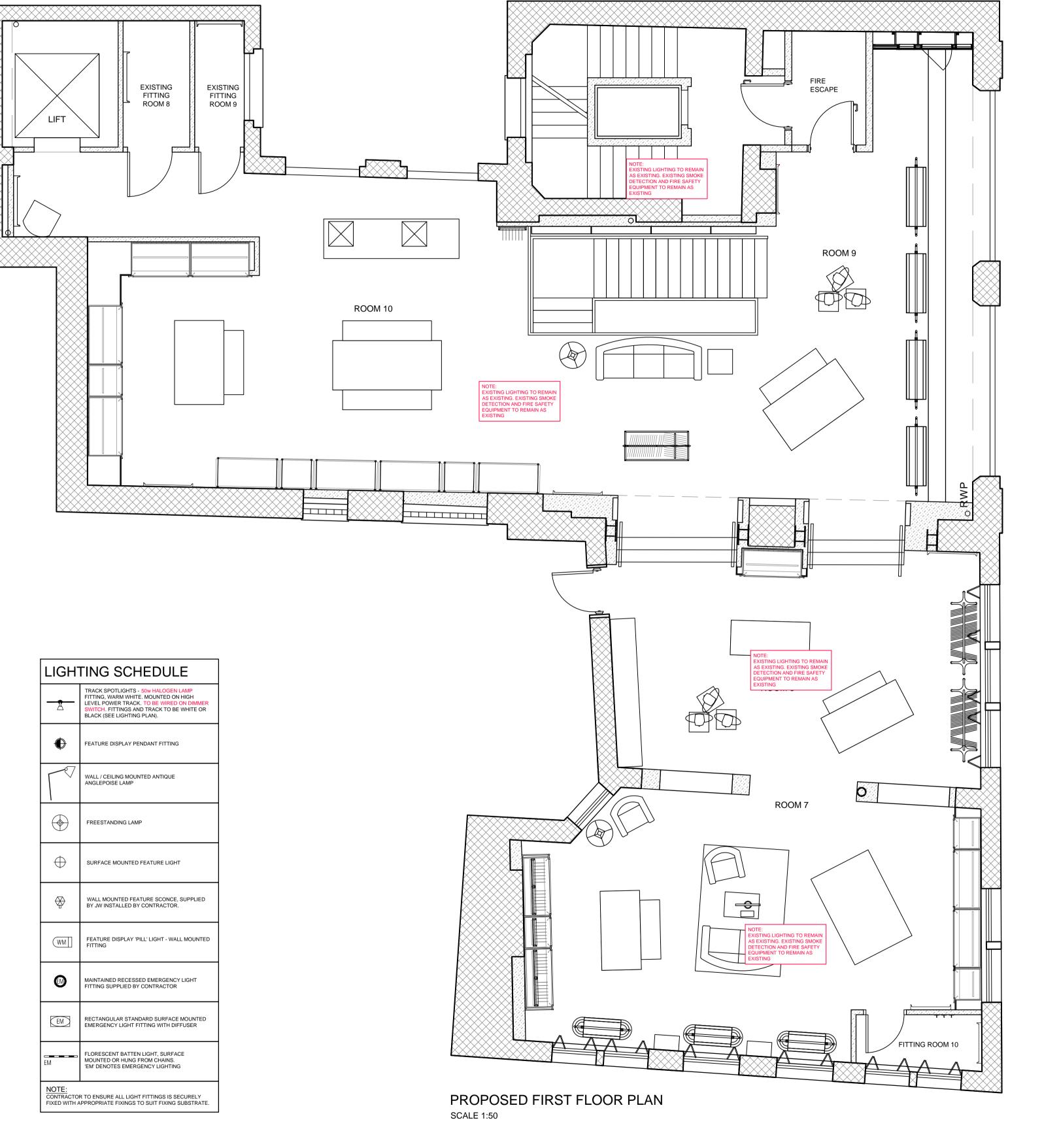
DWG NO: 0707/03.4/C

WALL SCHEDULE

WALL SO	SHEDULE
	NEW PARTITION; PLASTERBOARD ON METAL STUD PARTITION. CONTRACTOR TO INSTALL STUDWORK AS REQUIRED TO SECURE CABINETRY. FIRE RATING TO BE CONFIRMED BY LOCAL SPECIALIST.
	NEW FIRE RATED PARTITION; PLASTERBOARD ON METAL STUD PARTITION. CONTRACTOR TO INSTALL STUDWORK AS REQUIRED TO SECURE CABINETRY. PARTITION TO BE HALF HOUR FIRE RATED UNLESS SPECIFIED OTHERWISE.
	EXISTING WALL / PARTITION
	STRUCTURAL WALL
MOUNTED E	RACTOR TO ENSURE ALL WALL EQUIPMENT IS ADEQUATELY FIXED, ID SUPPORTED

AREA SCHEDULE									
Project		soно							
		BASEMEN PHASE 2	Т	GROUND	FLOOR	FIRST FOO)R	TOTAL	
		m2	ft2	m2	ft2	m2	ft2	m2	ft2
NET RETAIL		117.80	1267.99	224.80	2419.72	195.20	2101.11	537.80	5788.83
WINDOW DISPLAY		0.00	0.00	23.60	254.03	0.00	0.00	23.60	254.03
FITTING ROOMS		10.40	111.94	4.00	43.06	18.20	195.90	32.60	350.90
CIRCULATION (STAIRS)		10.30	110.87	17.60	189.44	16.00	172.22	43.90	472.54
	TOTAL RETAIL	138.50	1490.80	270.00	2906.25	229.40	2469.24	637.90	6866.29
BACK OF HOUSE		99.80	1074.24	3.80	40.90	5.10	54.90	108.70	1170.04
FALLOW (NOT USED)		23.20	249.72	0.00	0.00	0.00	0.00	23.20	249.72
STOCK ROOM		51.10	550.04	0.00	0.00	0.00	0.00	51.10	550.04
CIRCULATION (STAIRS)		21.60	232.50	19.80	213.13	16.80	0.00	58.20	626.46
	TOTAL BOH	195.70	2106.50	23.60	254.03	21.90	235.73	241.20	2596.25
	GROSS AREA	334.20	3597.30	293.60	3160.28	251.30	2704.97	879.10	9462.54







6 Fouberts Place

95 Victoria Road,

London,

NW10 6UR T: 020 8838 4884 F: 020 8838 4889

E: jack@jackwills.com Project:

London W1F 7PD

Proposed First Floor Plan

Scale: 1:50@A1 Date: 23.03.16 Drawn:

IMPORTANT
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DWG NO: 0707/03.3/A

Applicant Supporting Documents

Appendix 2

The applicant has not provided any supporting documents.

Premises History Appendix 3

There is no licence or appeal history for the premises.

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

- 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+(DxV)

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.

Conditions consistent with the operating schedule

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

EH have provided an alternative condition:

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.

- 10. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
- 11. 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.
- 12. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV 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.
- 13. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
- 14. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- 15. The number of persons permitted in the cafe at any one time is (to be assessed).

EH have provided an alternative condition:

The number of persons permitted within the licensed areas at any one time (excluding staff) shall not exceed **30** persons.

16. The sale of alcohol on the premises shall at all times be ancillary to the main use of the premises as a retail shop.

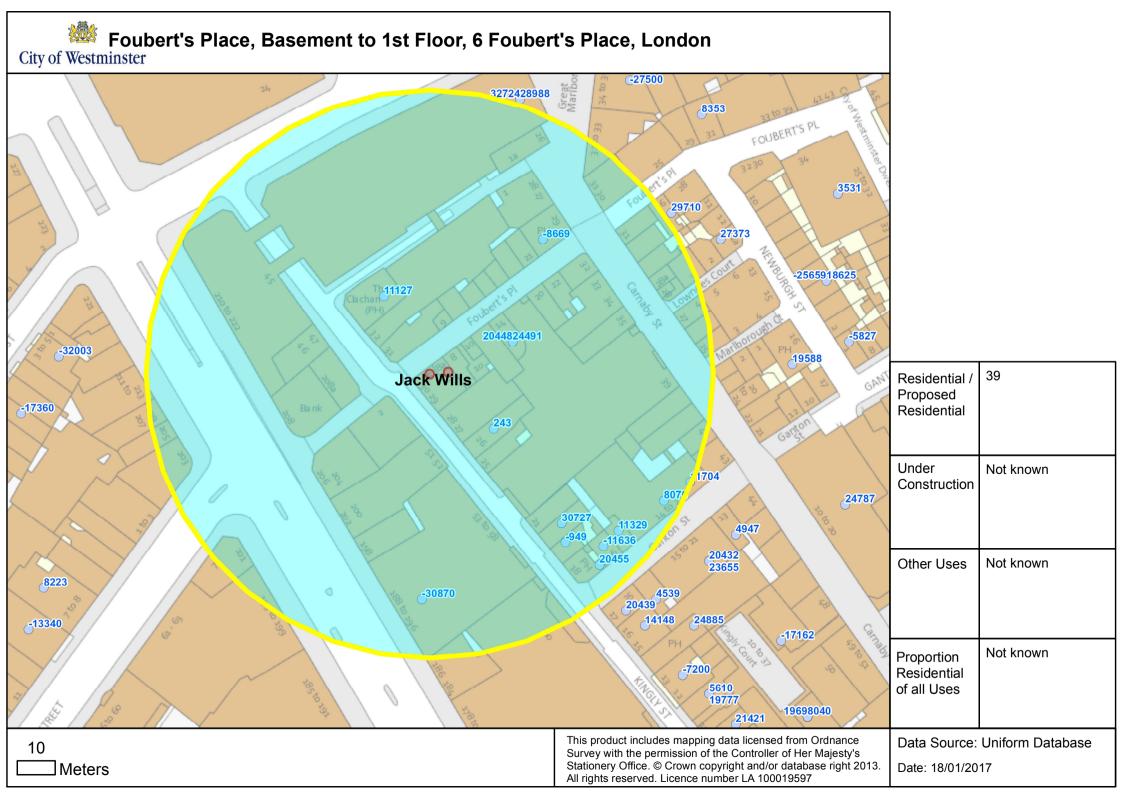
EH have provided an alternative condition:

The sale of alcohol on the premises shall at all times be ancillary to the main use of the premises as the Jack Wills Limited retail shop.

- 17. The supply of alcohol on the premises shall be by waiter or waitress service only to persons seated at tables or a servery.
- 18. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold for consumption on the premises.
- 19. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
- 20. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 07.00 hours on the following day.
- 21. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 07.00 on the following day.
- 22. No deliveries to the premises shall take place between 23.00 and 07.00 on the following day.
- 23. 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.
- 24. There shall be no draught beer available on the premises.
- 25. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
- 26. There will be no sale of alcohol until the works have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.

Conditions proposed by EH

- 27. The licensed area shall at all times remain under the management of Jack Wills Limited and the licence is limited to their personal use only.
- 28. After 1800 hours until the end of licensed hours the doors to Kingly Street shall be used for egress from the premises only.



	Premises within 75 metres of: .	lack Wills, Basement to 1st Floor, 6 Fo	ubert's Place, London
p/n	Name of Premises	Premises Address	Opening Hours
11329	Pix	Basement And Ground Floor 24 Ganton Street London W1F 7QY	Friday to Saturday 12:00 - 00:00 Sunday 12:00 - Monday to Thursday 12:00 - 23:30
24491	Foubert's Place/Kingly Street	14 - 16 Foubert's Place London W1F 7PA	Sunday to Thursday 10:00 - 00:00 Friday to Satu 10:00 - 00:30
-949	Urban Tearooms	19 Kingly Street London W1B 5QD	Friday to Saturday 08:00 - 00:00 Monday to Thui 08:00 - 23:30 Sunday 10:00 - 22:30
243	Shotgun BBQ	Ground Floor 26 Kingly Street London W1B 5QD	Monday to Sunday 11:00 - 00:00
8070	The Diner	18-20 Ganton Street London W1F 7QY	Monday to Saturday 10:00 - 00:30 Sunday 12:00 -
11704	Zebrano	14-22 Ganton Street London W1F 7QU	Monday to Wednesday 09:00 - 00:00 Thursda Saturday 09:00 - 01:00 Friday to Saturday 10:00 - Monday to Thursday 10:00 - 23:30 Sunday 12: 00:00 Sundays before Bank Holidays 12:00 - 0
-30870	Hamleys	Basement To Seventh Floor 188-196 Regent Street London W1B 5BT	Saturday 09:00 - 20:00 Monday to Wednesday 1 20:00 Thursday to Friday 10:00 - 21:00 Sunday 1 18:00
-11636	Mother Mash	26 Ganton Street London W1F 7QY	Monday to Friday 08:00 - 23:00 Saturday to Sui 10:00 - 23:00
-8669	Shakespeare's Head Public House	29 Great Marlborough Street London W1F 7HZ	Sunday 07:00 - 00:00 Monday to Saturday 07:00
11127	The Clachan Public House	34 Kingly Street London W1B 5QH	Friday to Saturday 07:00 - 00:00 Sunday 07:00 - Sundays before Bank Holidays 07:00 - 00:00 Mon Saturday 07:00 - 00:30 Sunday 07:00 - 22:30 Mor Thursday 07:00 - 23:30
20448	Dishroom	14 - 16 Foubert's Place London W1F 7PA	Monday to Thursday 10:00 - 00:00 Sunday 10: 00:00 Friday to Saturday 10:00 - 00:30
20455	Blue Posts Public House	18 Kingly Street London W1B 5PX	Friday to Saturday 08:00 - 00:00 Sundays before Holidays 08:00 - 00:00 Sunday 08:00 - 23:00 Mon Thursday 08:00 - 23:30
30727	Ain't Nothin' But	20 Kingly Street London W1B 5PZ	Sunday 09:00 - 00:00 Monday to Thursday 09: 01:30 Sundays before Bank Holidays 09:00 - 0 Friday to Saturday 09:00 - 03:30
			Friday to Saturday 09:00 - 03:30