



City of Westminster

Licensing Sub-Committee Report

Item No:

Licensing Ref No:

14/04777/LIPV

Date:

4 September 2014

Classification:

For General Release

Title of Report:

The Prince Edward PH, 73 Princes Square, London, W2 4NY

Report of:

Operational Director of Premises Management

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

Susan Patterson, Environmental Health Case Officer (Licensing)

Contact Details:

**Telephone: 020 7641 2207
E-mail: spatterson@westminster.gov.uk**

1. APPLICATION DETAILS

Application Type:	To vary the premises licence under the Licensing Act 2003.		
Applicant:	Hall and Woodhouse Limited	Date Application Received:	12 June 2014 – valid 28 June 2014
Premises Name and Address:	The Prince Edward PH, 73 Princes Square, London, W2 4NY		
Ward Name:	Bayswater	Stress Area:	No
Description of Premises:	The premises operate as a public house.		
Summary of Variation	The premises wish to extend the terminal hours for the sale of alcohol and late night refreshment to core hours, with 15 minutes beyond core hours for opening hours on Friday and Saturday. Also to update the approved plans to include changes to fixed tables and the creation of a server from the kitchen in the basement, and to remove some embedded restrictions, on the licence from conversion in 2005.		
<i>Note: Where the committee is minded to grant the application it will be granted subject to the mandatory conditions and conditions consistent with the operating schedule modified to such extent as the authority considers appropriate for the promotion of the licensing objectives detailed in Appendix D to this report.</i>			
Proposed Licensable Activities, Proposed Hours:			References / Notes
1.	<p>Plans variation:</p> <p>To amend the plans to those included at Appendix A3</p> <p>Relevant representations and policies applicable:</p> <p>1A A local amenity society has made an adverse representation, attached at Appendix B1, against the application saying they object to the hours being applied for and particularly regarding the opening hours applied for being slightly longer than core hours. They have suggested some conditions that are included in Appendix D.</p> <p>1B There are 4 local resident representations, attached at Appendix B2 – B5. They all have concerns that the longer terminal hours applied for will cause additional public nuisance of noise. This is already experienced with pub guests leaving the premises at the current terminal hours, sometimes shouting and quarrelling, unsupervised by pub staff. They say that longer hours will extend the nuisance longer into the night, disturbing sleep of all them and or their children.</p> <p>1C The following policies within the City Of Westminster Statement of Licensing Policy apply:</p> <p>Prevention of crime and disorder (CD1) Public Safety (PS1) Prevention of public nuisance (PN1) Protection children from harm (CH1) Hours (HRS1) Public Houses and bars outside the stress area (PB1)</p> <p>Policy HRS1 applies:</p>		<p>Local amenity society representation including some suggested conditions</p> <p>4 Resident representations</p> <p>Policies applicable</p>

	<p>(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.</p> <p>(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</p> <p>Policy PB1 applies: Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1, CH1 and HRS1 and other policies in this statement.</p> <p>1D The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:</p> <ul style="list-style-type: none"> • prevention of public nuisance, • prevention of crime & disorder, • public safety and • protection of children from harm. 	<p>Summary</p>
<p>2.</p>	<p>Recorded Music:</p> <p>To permit recorded music Monday – Thursday 10:00 – 23:30 Friday – Saturday 10:00 – 24:00 Sunday 12:00 – 22:30</p> <p>Relevant representations and policies applicable:</p> <p>2A. Please refer to 1A to 1C above.</p> <p>2B. The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:</p> <ul style="list-style-type: none"> • prevention of public nuisance, • prevention of crime & disorder, • public safety and • protection of children from harm. 	<p>Local amenity society and 4 Resident representations</p> <p>Summary</p>
<p>3.</p>	<p>Late Night Refreshment: (Indoors)</p> <p>To extend the late night refreshment by 30 minutes Friday – Saturday to 00:00</p>	

	<p>Relevant representations and policies applicable:</p> <p>3A Please refer to 1A to 1C above.</p> <p>3B The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:</p> <ul style="list-style-type: none"> • prevention of public nuisance, • prevention of crime & disorder, • public safety and • protection of children from harm. 	<p>Local amenity society and 4 Resident representations</p> <p>Summary</p>
<p>4.</p>	<p>Sale Of Alcohol: (On and Off sales)</p> <p>To extend the terminal hour for the sale of alcohol by 30 minutes Monday – Thursday to 23:30</p> <p>To extend the terminal hour for the sale of alcohol by 60 minutes Friday – Saturday to 00:00</p> <p>Relevant representations and policies applicable:</p> <p>4A Please refer to 1A to 1C above.</p> <p>4B The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:</p> <ul style="list-style-type: none"> • prevention of public nuisance, • prevention of crime & disorder, • public safety and • protection of children from harm. • 	<p>Local amenity society and 4 Resident representations</p> <p>Summary</p>
<p>5.</p>	<p>Removal of conditions 9 – 11 from existing licence at Appendix A1, detailed below:-</p> <p>9. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.</p> <p>In this condition, permitted hours means:</p> <p>(a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00 to 23:00</p> <p>(b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30</p> <p>(c) On Good Friday, 12:00 to 22:30</p> <p>(d) On Christmas Day, 12:00 to 15:00 and 19:00 to 22.30</p> <p>(e) On New Year's Eve, except on a Sunday, 10:00 to 23:00</p> <p>(f) On New Year's Eve on a Sunday, 12:00 to 22:30</p>	

- (g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

10. No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one

of the following applies:

- (a) He is the child of the holder of the premises licence.
- (b) He resides in the premises, but is not employed there.
- (c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- (d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

11. The terminal hour for late night refreshment on New Year's Eve is extended to 05.00 on New Year's Day.

Relevant representations and policies applicable:

5A Please refer to 1A to 1C above.

5B The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:

- prevention of public nuisance,
- prevention of crime & disorder,
- public safety and
- protection of children from harm.

Local amenity society
and
4 Resident
representations

Summary

6. Seasonal Variations and Non Standard timings:

For Recorded Music, Late Night Refreshment, Sale of Alcohol and Opening Hours on Sundays immediately prior to Bank Holidays 23:00 – midnight

For Late Night Refreshment, on New Year's Eve 23:00 – 05:00

For Recorded Music, Sale of Alcohol and Opening Hours from the end of terminal hours on New Year's Eve to the start of terminal hours on New Year's Day

6A **Relevant representations and policies applicable:**

6B Please refer to 1A to 1C above.

The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations

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received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:

- prevention of public nuisance,
- prevention of crime & disorder,
- public safety and
- protection of children from harm.

7.

Opening Hours:

To extend the opening hours:-

Monday to Thursday – 08:00 to 10:00

Friday – Saturday – 08:00 to 10:00 and 23:30 - 00:15

(Note: Opening hours are not a licensable activity under the Licensing Act 2003, however they can still be taken into consideration when assessing the application's effect on the licensing objectives.)

Relevant representations and policies applicable:

7A Please refer to 1A to 1C above.

7B The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:

- prevention of public nuisance,
- prevention of crime & disorder,
- public safety and
- protection of children from harm.

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Summary

**Existing Premises Licence
(12/01217/LIPDPS)**

**Proposed Licensable Activities
Hours that are marked below in bold are
subject to change**

Regulated Entertainment:

Playing of Recorded Music:

Unrestricted

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit

Unrestricted

Regulated Entertainment:

Playing of Recorded Music:

Monday – Thursday 10:00 – 23:30

Friday – Saturday 10:00 – 24:00

Sunday 12:00 – 22:30

Sundays immediately prior to Bank Holidays
23:00 – midnight

New Years Eve 23:00 – 05:00

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit

No Change

Late Night Refreshment:

Late Night Refreshment:

Monday – Saturday 23:00 – 23:30	Monday – Thursday No change Friday – Saturday 23:00 – 00:00
Sale of Alcohol: On and Off The Premises: Monday – Saturday 10:00 – 23:00 Sunday 12:00 – 22:30	Sale of Alcohol: On and Off The Premises: Monday – Thursday 10:00 – 23:30 Friday – Saturday 10:00 - 00:00 Sunday No change
Opening Hours: Monday – Saturday 10:00 – 23:30 Sunday 12:00 – 23:00	Opening Hours: Monday – Thursday 08:00 – 23:30 (additional commencement hours sought) Friday – Saturday 08:00 - 00:15 (additional commencement and terminal hours sought) Sunday 12:00 – 22:30 (reduction of 30 minutes)
Current Licensing Position	The premises are currently licensed, under reference 12/01217/LIPDPS please refer to the licence at Appendix A1 . Full licence history is provided at Appendix C .
Current Planning Position	Requested – will follow
Residential Density:	237 of the 299 units within a 75m radius of the premises are residential, proposed residential and residential under construction (79%), refer to Appendix E
List of Appendices:	A1 – Current Licence A2 – Application Form A3 - Plans A4 - Metropolitan Police discussion email and change to a condition, no representation B1 – Local amenity society representation including some proposed conditions B2 –B5 Resident Representations C – Premises Licence History D - Conditions E – Residential Map and list of premises in the vicinity F – Photo of premises
Relevant Representations:	1 Local amenity society 4 Residents

2. APPLICANT SUBMISSIONS AND EVIDENCE

2.1 The evidence submitted by the applicant in support of the Licensing Objectives is provided in **Appendix A2**.

3. LICENSING ACT 2003 APPLICATIONS AND APPEAL HISTORY

3.1 Any chronology relating to appeals is set out in Appendix C.

Background Documents – Local Government (Access to Information) Act 1972

- Licensing Act 2003
- City of Westminster Statement of Licensing Policy (7th January 2011)
- Amended Guidance issued under section 182 of the Licensing Act 2003 (June 2013)



Schedule 12
Part A

WARD: Bayswater
UPRN: 100022794268

City of Westminster
64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

12/01217/LIPDPS

Original Reference:

05/11964/LIPC

Part 1 – Premises details

Postal address of premises:

Prince Edward
73 Princes Square
London
W2 4NY

Telephone Number: 020 7727 2221

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit
Sale by Retail of Alcohol

The times the licence authorises the carrying out of licensable activities:

Playing of Recorded Music Unrestricted

Late Night Refreshment
Monday to Saturday: 23:00 to 23:30

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted

Sale by Retail of Alcohol
Monday to Saturday: 10:00 to 23:00
Sunday: 12:00 to 22:30

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1

The opening hours of the premises:

Monday to Saturday: 10:00 to 23:30
Sunday: 12:00 to 23:00

Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:

Alcohol is supplied for consumption both on and off the Premises.

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:

Hall And Woodhouse Ltd
The Brewery
Blandford St Mary
Dorset
DT11 9LS
Telephone Number : 01258 451462

Registered number of holder, for example company number, charity number (where applicable)

57696

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:

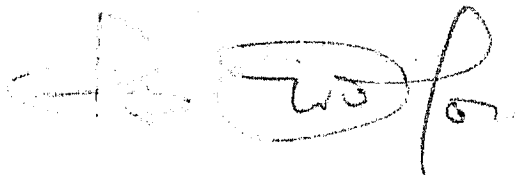
Name: Mr Chris Dessillas

Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:

Licence Number: 279
Licensing Authority: London Borough Of Ealing

Date: 11 Mach 2012



Signed: pp

Operational Director - Premises Management

Annex 1 – 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 shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;
 - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (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;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) 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.
5. The responsible person shall ensure that no alcohol is dispensed 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).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

- (2) 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 a holographic mark.
8. The responsible person shall 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; and
- (b) customers are made aware of the availability of these measures.

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.

Conditions which reproduce the effect of any restriction imposed on the use of the premises by specified enactment

Conditions related to the Sale of Alcohol

9. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.

In this condition, permitted hours means:

- (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00 to 23:00
- (b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30
- (c) On Good Friday, 12:00 to 22:30
- (d) On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30
- (e) On New Year's Eve, except on a Sunday, 10:00 to 23:00
- (f) On New Year's Eve on a Sunday, 12:00 to 22:30
- (g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;

- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

10. No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:
- (a) He is the child of the holder of the premises licence.
 - (b) He resides in the premises, but is not employed there.
 - (c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
 - (d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

11. The terminal hour for late night refreshment on New Year's Eve is extended to 05.00 on New Year's Day.

Annex 2 – Conditions consistent with the operating Schedule

None

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

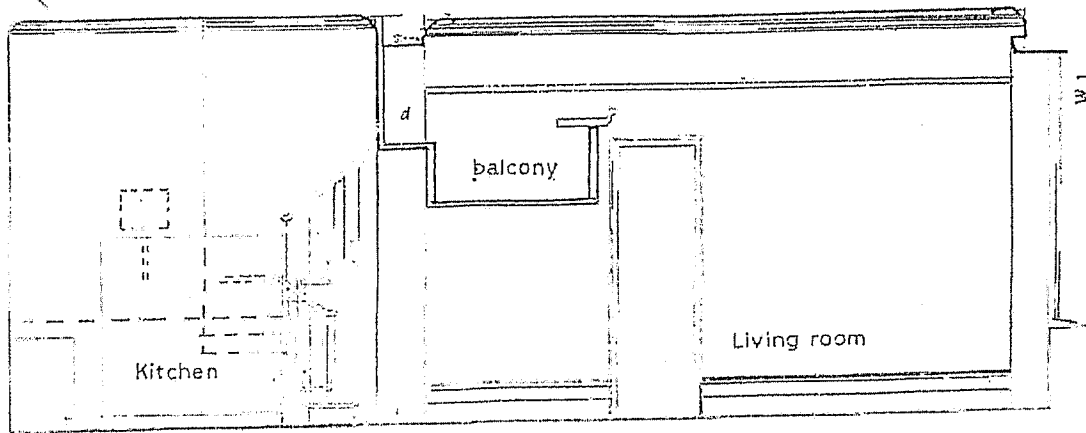
None

Annex 4 – Plans

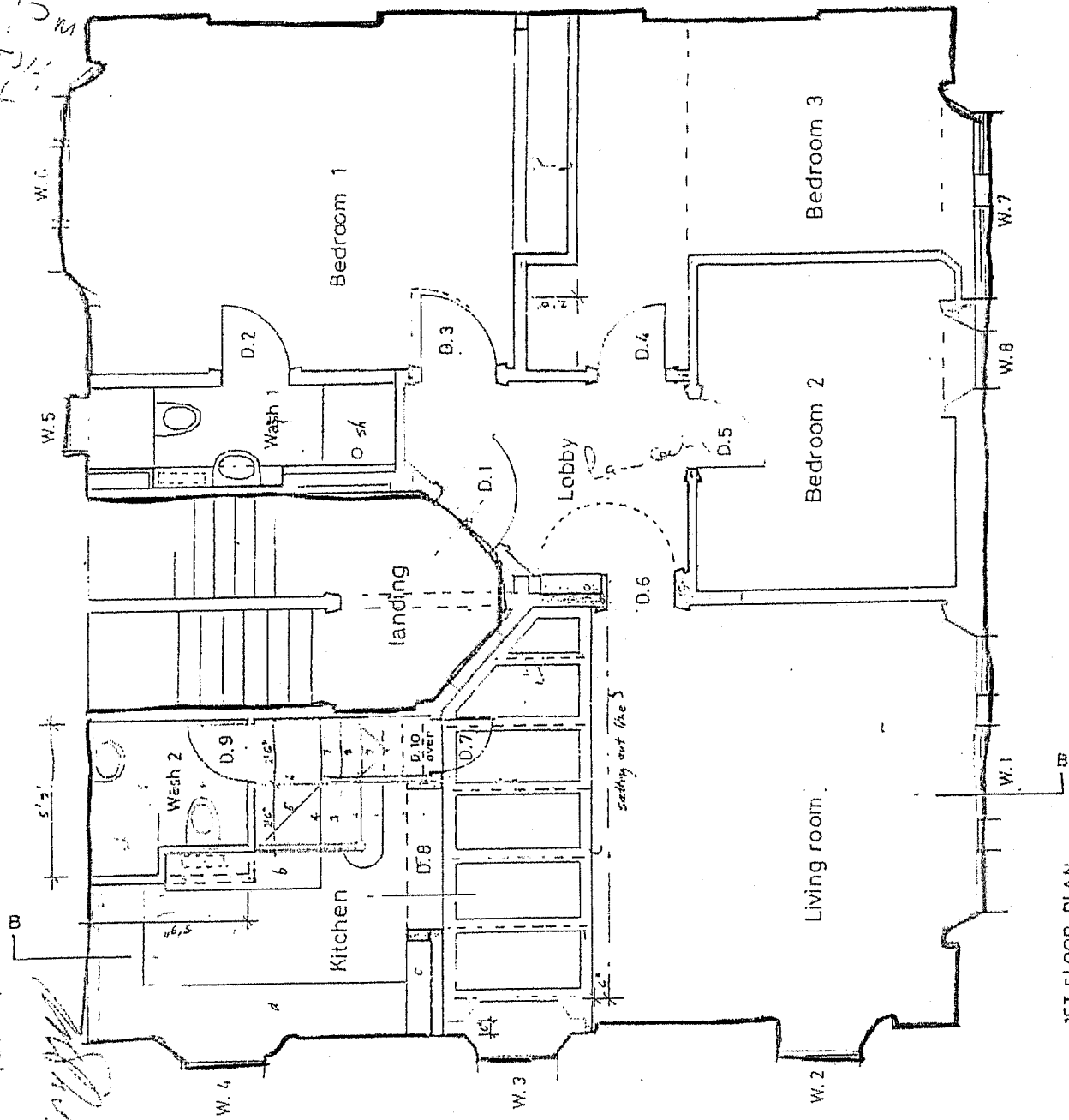
Attached

W.C.
W.C.
W.C.

10/11/51
10/11/51

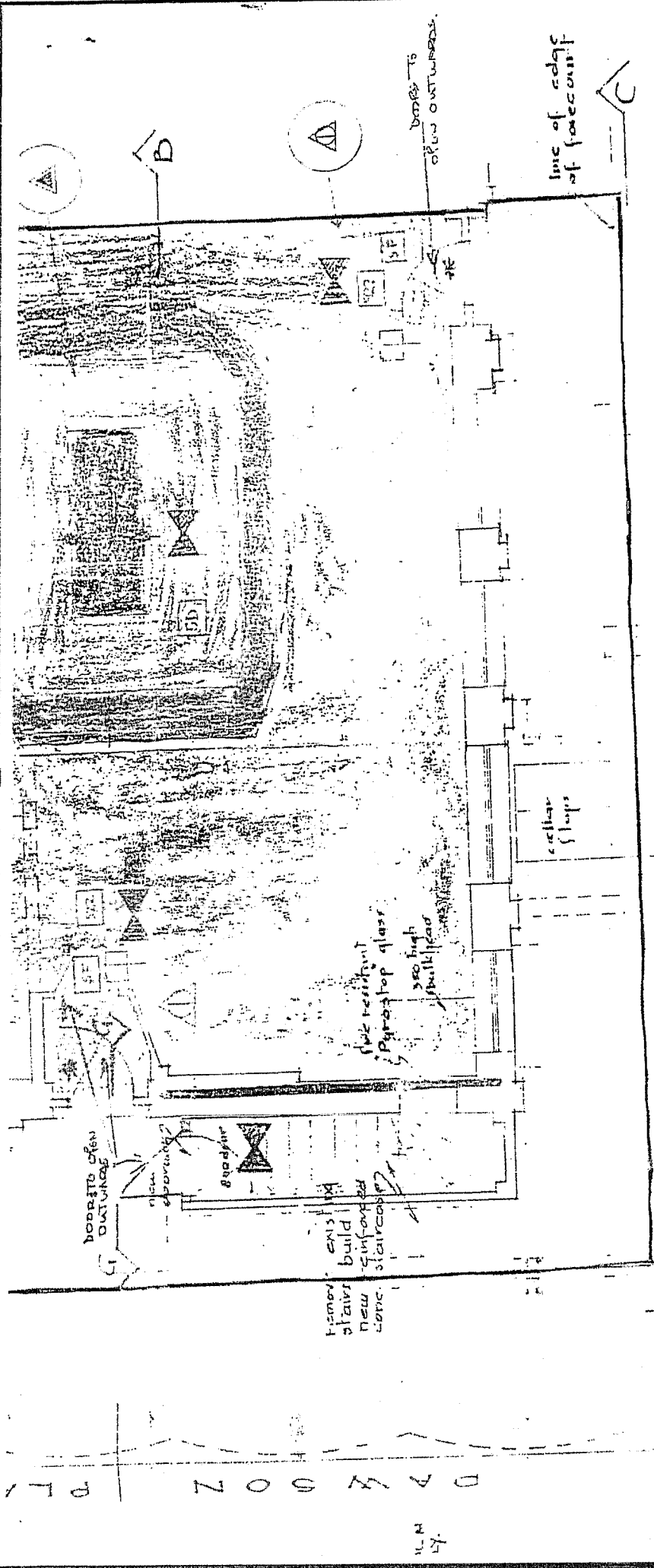


SECTION BB



1ST FLOOR PLAN

John Roberts
A. J. Green



PRINCE'S SQUARE
PLAN of GROUND FLOOR

DRG. No PE/94/2A
 Scale: - 1:50
 Jan 1994

THE PRINCE EDWARD
 PRINCE'S SQUARE

W. ROY BROWN
 PARTNERSHIP ARCHITECTS

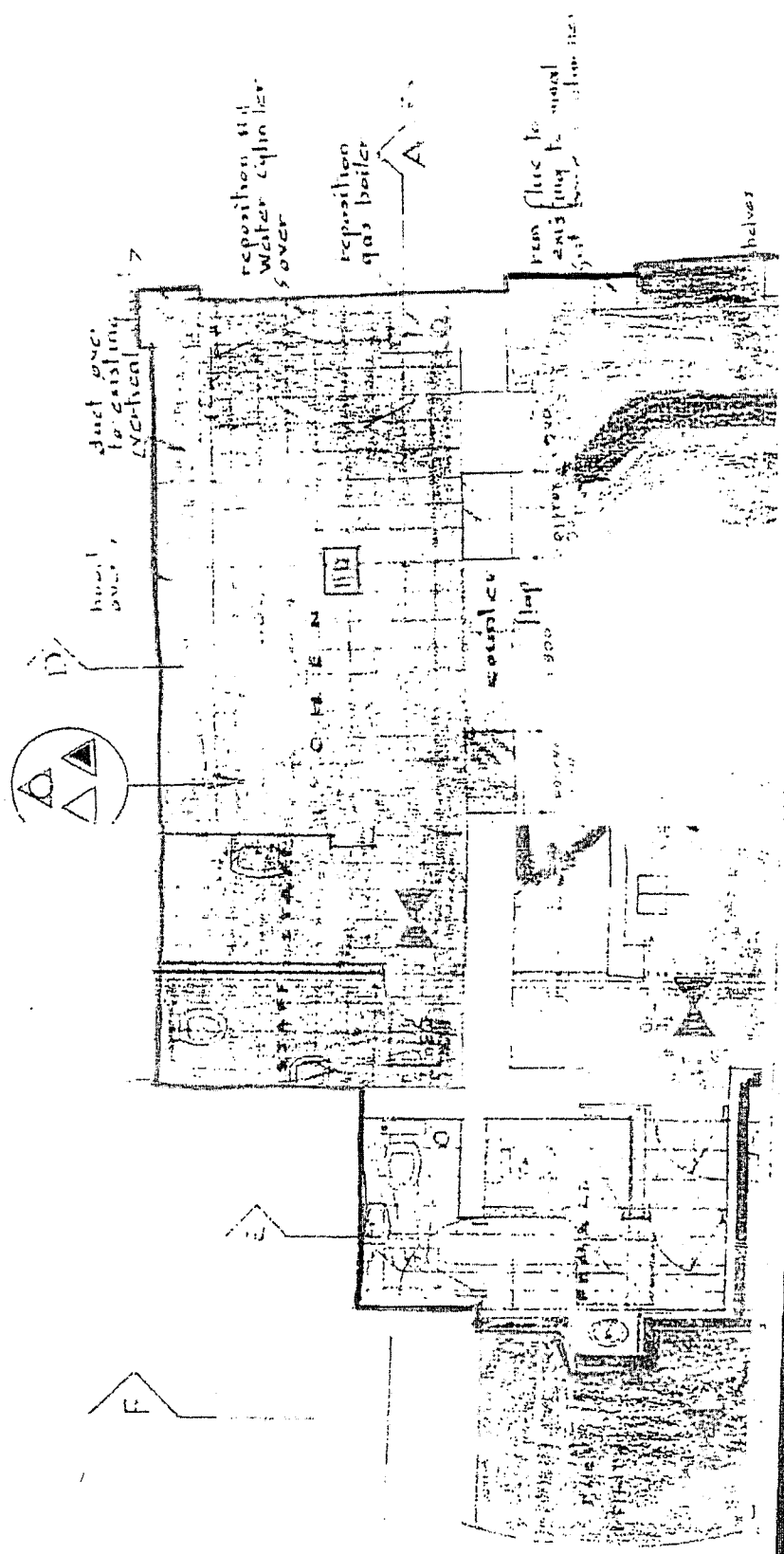
Revision A 7/1/94
 Toids. External stairs reworked and painted
 valley/staircase Box Bolder, full up, strair
 are fully on GF built-in 4x4 side stairs

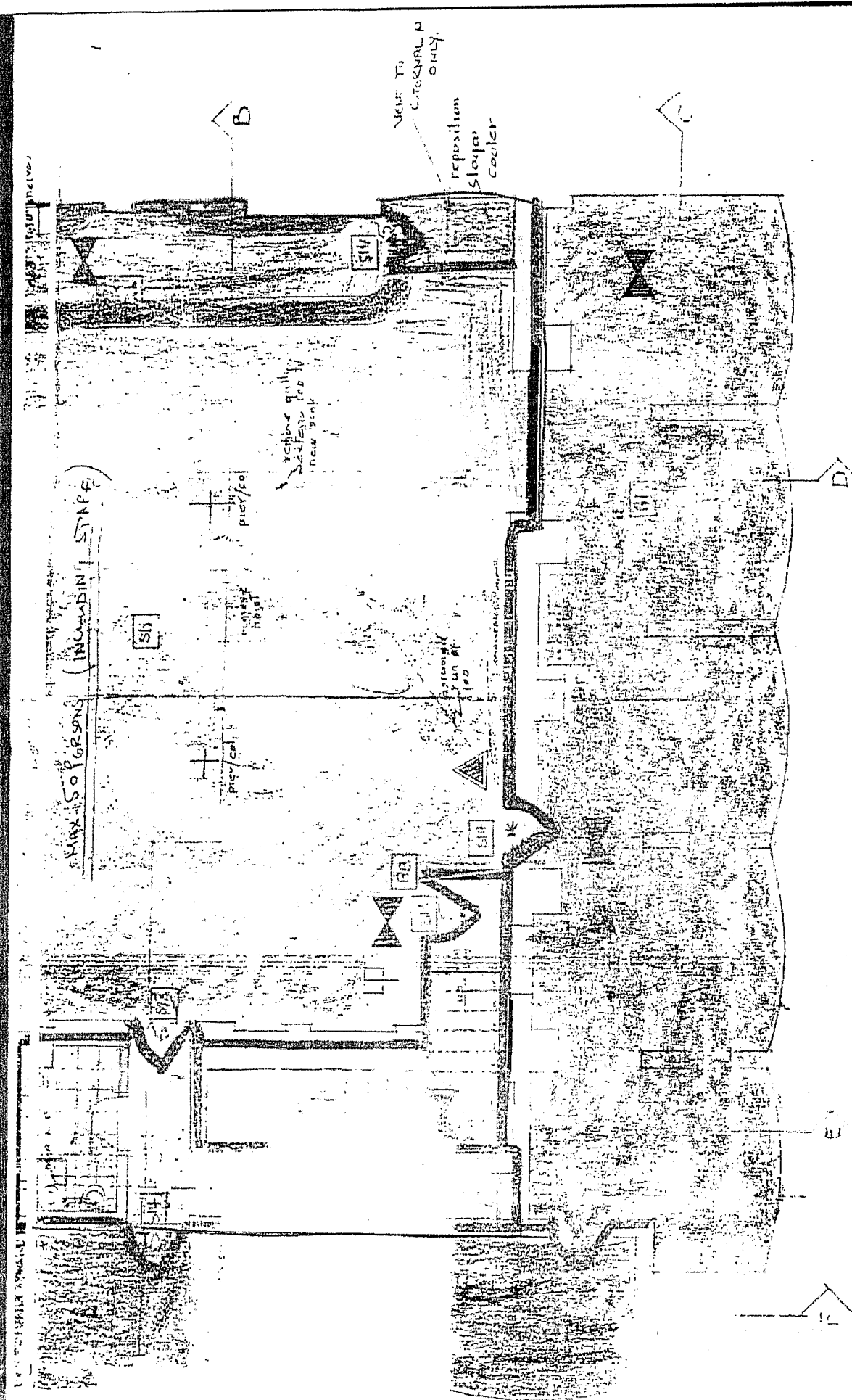
line of edge
 of pavement

line of edge
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boards to
 new OUTRIGES.

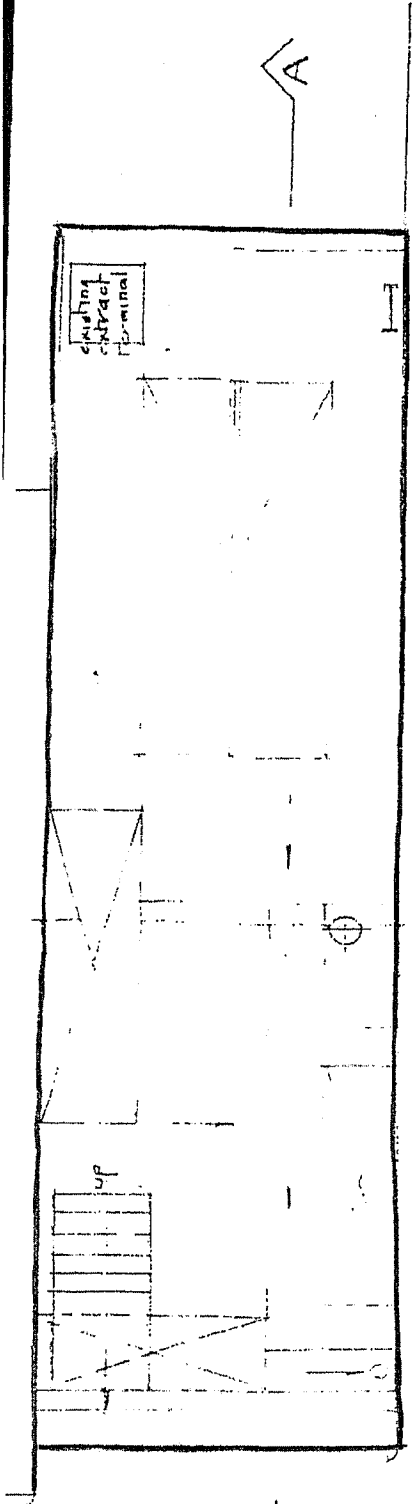
K.T.
 2
 DRAWING



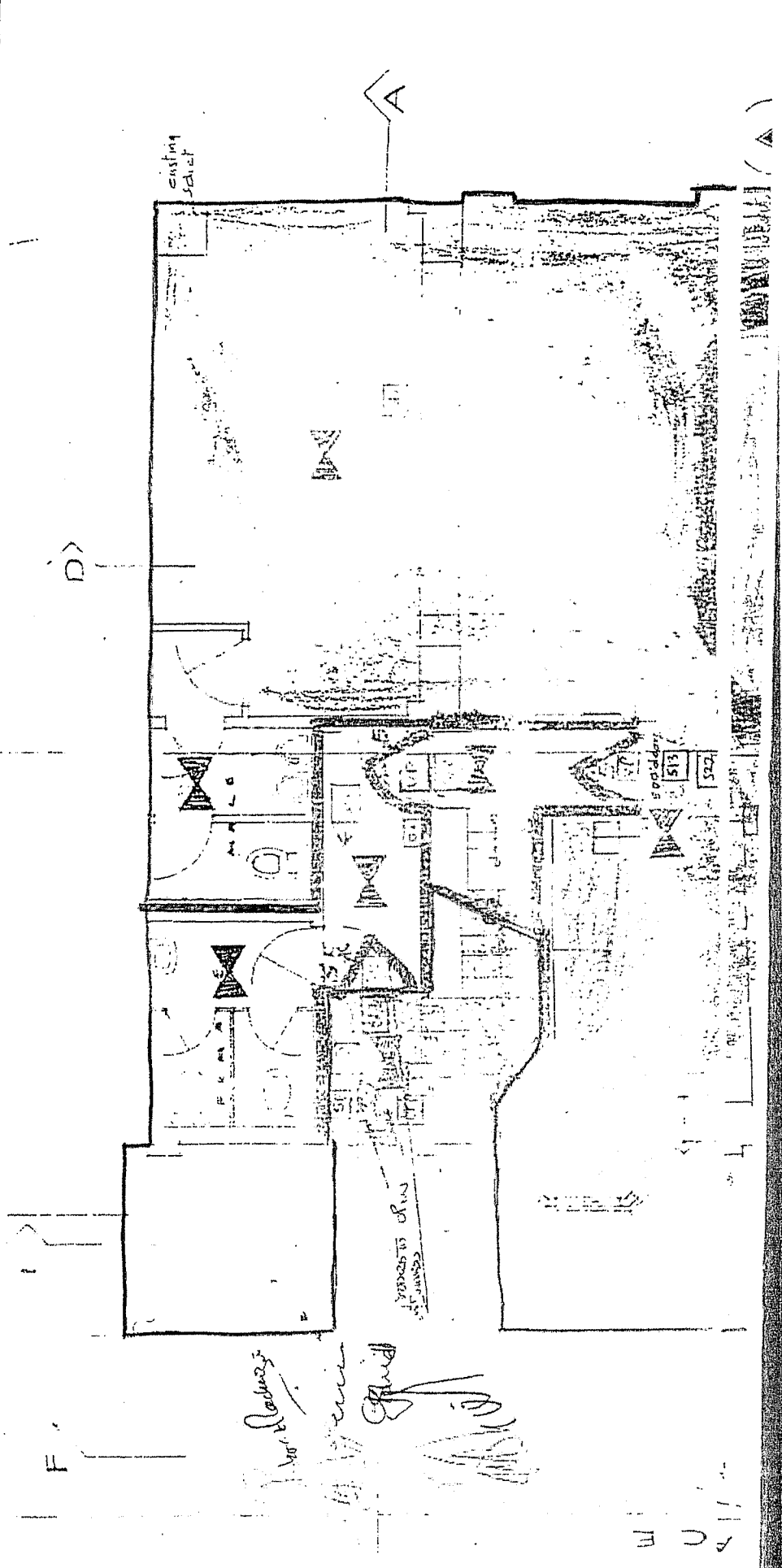


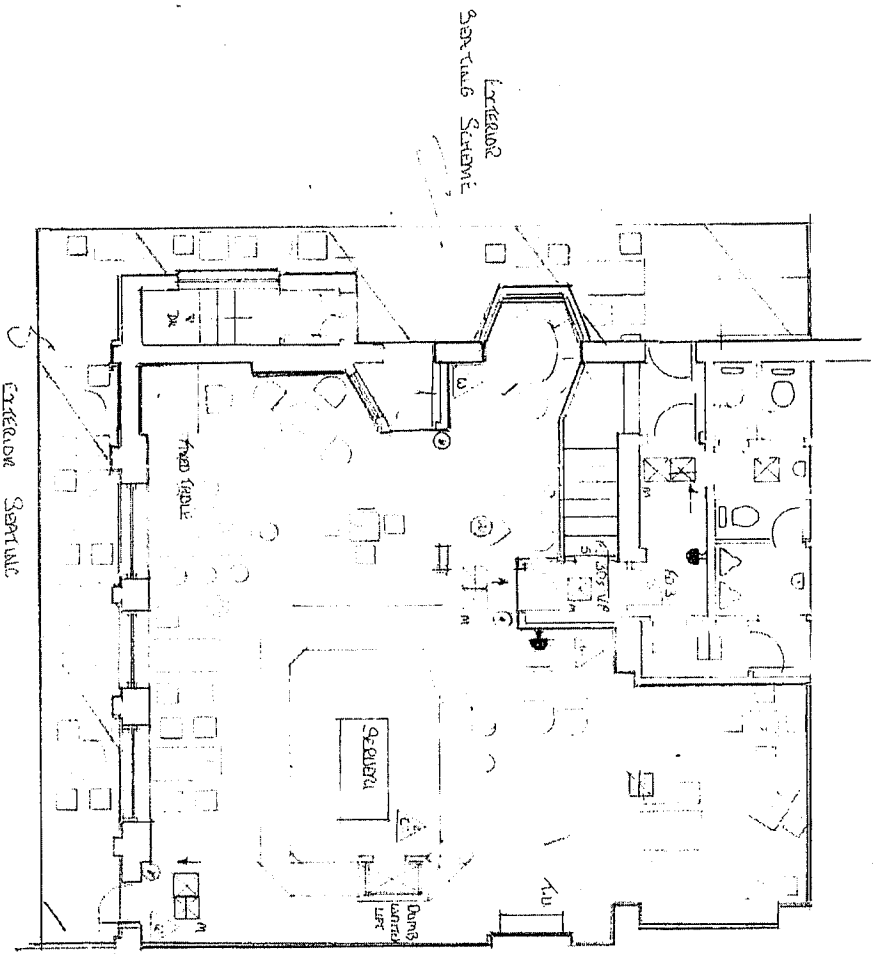
PLAN OF LOWER GROUND FLOOR

Handwritten signature



PLAN of FLAT ROOF @ FIRST FLOOR LEVEL

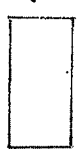




Key

- FD30S FIRE RESISTING DOOR WITH SMOKE SEAL AND INTUMESCENT STRIP
- SC POSITIVE CLOSING DEVICE
- SC/A A MAGNETIC HOLD OPEN DEVICE
- VP VISION PANEL
- PB DOORS FITTED WITH PANIC BOLTS WITH NOTICE
- Lock WITHOUT KEY OR BARREL BOLT
- NOTICES AND SIGNS TO ACCORD WITH BS5499:
- N1 FIRE NOTICE
- N6 FIRE DOOR KEEP SHUT
- N9 TO BE UNLOCKED WHEN PREMISES ARE OCCUPIED
- Internally illuminated exit pictogram (arrow indicates direction of escape) (M=MAINTAINED)
- AREA COVERED BY EMERGENCY LIGHTING
- FIRE ALARM CALL POINT
- AUDIBLE WARNING DEVICE
- AREA COVERED BY HEAT DETECTOR
- AREA COVERED BY SMOKE DETECTOR (= OPTICAL)
- W FIRE EXTINGUISHER: WATER
- F FIRE EXTINGUISHER: FOAM
- P FIRE EXTINGUISHER: DRY POWDER
- C FIRE EXTINGUISHER: CARBON DIOXIDE

FUNCTIONAL LAYOUT INDICATIVE ONLY



TRADE AREA - ALL LIENSABLE ACTIVITIES



EXTERNAL SEATING AREA CONSULTATION OF ALCOHOL ONLY

SEARCHER DESIGN MOORTOWN HOUSE CHRISTCHURCH ROAD RINGWOOD BH24 3AN 01425 480043 lenn@searcherdesign.co.uk
Client HALL AND WOODHOUSE
Site PRINCE EDWARD BAYSWATER
Dwg title LICENSING DRAWING GROUND FLOOR
Scale 1:100 @ A3
Dwg No 13/124/01 Date 13 TH FEBRUARY 2013



City of Westminster
64 Victoria Street, London, SW1E 6QP

Schedule 12
Part B

WARD: Bayswater
UPRN: 100022794268

Premises licence
summary

Regulation 33, 34

Premises licence number:

12/01217/LIPDPS

Part 1 – Premises details

Postal address of premises:

Prince Edward
73 Princes Square
London
W2 4NY

Telephone Number: 020 7727 2221

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit
Sale by Retail of Alcohol

The times the licence authorises the carrying out of licensable activities:

Playing of Recorded Music Unrestricted

Late Night Refreshment
Monday to Saturday: 23:00 to 23:30

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted

Sale by Retail of Alcohol
Monday to Saturday: 10:00 to 23:00
Sunday: 12:00 to 22:30

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1

The opening hours of the premises:

Monday to Saturday: 10:00 to 23:30
Sunday: 12:00 to 23:00

Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:

Alcohol is supplied for consumption both on and off the Premises.

Name and (registered) address of holder of premises licence:

Hall And Woodhouse Ltd
The Brewery
Blandford St Mary
Dorset
DT11 9LS

Registered number of holder, for example company number, charity number (where applicable)

57696

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:

Name: Mr Chris Dessillas

State whether access to the premises by children is restricted or prohibited:

Restricted

Date: 11 March 2012



Signed: pp

Operational Director - Premises Management

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Hall and Woodhouse Limited

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 12/01217/LIPDPS
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Prince Edward 73 Princes Street			
Post town	London	Postcode	W2 4NY
Telephone number at premises (if any)	020 7727 2221		
Non-domestic rateable value of premises	£52,000		

Part 2 – Applicant details

Daytime contact telephone number	07971 161 031 (Chris Chapman – Area Manager)		
E-mail address (optional)	Chris.chapman@hall-woodhouse.co.uk		
Current postal address if different from premises address	The Brewery		
Post town	Blandford St Mary	Postcode	DT11 9LS

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?
(Please see guidance note 1) Yes No Not applicable

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

To approve amended layout plans as attached to the application. The existing plans are virtually indecipherable but the only changes are the removal of some old fixed furniture on the ground floor (that does not appear to be shown on the existing plan) and the installation of new fixed tables as shown on the plan now submitted and, in the basement, the creation of a servery from the kitchen. There have been no structural alterations such as changes to doorways, the creation or removal of partition walls etc. The plans submitted also accurately show the fire and safety equipment, including call points and maintained and non-maintained emergency lighting.

The application includes extending the hours to core hours for the sale of alcohol and late night refreshment save that:-

The Premises would open at 8 a.m. each day save on Sundays (noon), primarily to allow the function room in the basement to be used for breakfast meetings;

On Friday and Saturday nights and on Bank Holiday Sundays, the premises would close at 00:15 hours the day following

The hours for recorded music (currently unrestricted) would be reduced to core hours for regulated entertainment. (Note for information purposes only – Live Music may occasionally be provided under the exemption contained in the Live Music Act).

The application also seeks to remove so called embedded restrictions, including the restriction on children under 14 being in the bar areas but to include conditions not currently on the licence, intended to promote the licensing objectives.

Note that when the licence was converted under the transitional arrangements that applied in 2005 on the coming into force of the Licensing Act 2003, no application was made to vary the licence – it was simply the subject of a conversion application.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Not applicable

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) Note – Live Music is not sought but the Premises might occasionally make use of the exemption under the Live Music Act.		
Mon					
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10:00	23:30	Recorded music will generally be played at background levels only and would therefore be exempt. However, on rare occasions, recorded music may be played as regulated entertainment, particularly in the basement.		
Tue	10:00	23:30			
Wed	10:00	23:30	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	10:00	23:30	None		
Fri	10:00	24:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat	10:00	24:00	On Sundays immediately prior to Bank Holidays, from midday until midnight and on New Year's Eve, from 10:00 hours until the beginning of permitted hours on New Year's Day.		
Sun	12:00	22:30			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)	
Mon	.....	.....
Tue	.....	.....
Wed	.....	.....
Thur	.....	.....
Fri	.....	.....
Sat	.....	.....
			State any seasonal variations for the performance of dance (please read guidance note 5)	
			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)	
Sun	.....	.....

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) Hot food and/or drink will be available until such times as alcohol may be sold.			
Mon	23:00	23:30				
Tue	23:00	23:30				
Wed	23:00	23:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 5) None			
Thur	23:00	23:30				
Fri	23:00	24:00				
Sat	23:00	24:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6) On Sundays immediately prior to Bank Holidays, from 23:00 hours until midnight and on New Year's Eve, from 23:00 hours until 05:00 hours on New Year's Day			
Sun	N/A					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) None		
Mon	10:00	23:30			
Tue	10:00	23:30			
Wed	10:00	23:30			
Thur	10:00	23:30	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri	10:00	24:00	On Sundays immediately prior to Bank Holidays, from midday until midnight and on New Year's Eve, from 10:00 hours until the beginning of permitted hours on New Year's Day.		
Sat	10:00	24:00			
Sun	12:00	22:30			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

No adult entertainment or any other activity will take place that may give rise to concern about children.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5) None
Day	Start	Finish	
Mon	08:00	23:30	
Tue	08:00	23:30	
Wed	08:00	23:30	
Thur	08:00	23:30	
Fri	08:00	24:15	
Sat	08:00	24:15	
Sun	12:00	22:30	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Condition 9 setting out permitted hours for the sale of alcohol as will be set out on the face of the licence, as will be the opening hours of the premises. The "exemptions" set out in the condition have no relevance.

Condition 10 relating to children under 14 – the position is now governed by the Licensing Act itself

Condition 11 as the terminal hour for the provision of late night refreshment on New Year's Eve will be set out in the body of the licence.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.
Not applicable

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

The relevant mandatory conditions shall apply to the Licence.

The premises shall be constructed or otherwise altered in accordance with the plans attached to the application (licence).

Live Music may be provided pursuant only to the Live Music Act.

b) The prevention of crime and disorder

The premises shall install and thereafter maintain a comprehensive CCTV system as per the minimum requirements of the metropolitan Police crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 28 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or other authorised officers throughout the preceding 28 day period.

A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. The staff member must be able to show a Police or authorised council recent footage with the absolute minimum of delay when requested.

Soft drinks, including tea and coffee shall be available whenever the premises are open to the public.

An Incident Log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police, which will record the following:

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

c) Public safety

Note – there are no issues of public safety that arise that are not already covered by other legislation and regulations. No issues have been identified that would require a specific condition under this head.

d) The prevention of public nuisance

The use of any outside are for the consumption of alcohol shall cease no later than 23:00 hours on any occasion when the premises are open beyond 23:00 hours.

Notices shall be displayed at the exits from the premises requesting customers to leave quietly.

Recorded music provided as regulated entertainment shall only be permitted in the basement area at any time after 23:00 hours.

All doors and windows shall be kept closed (except for normal access and egress) whenever recorded music is being provided as regulated entertainment.

All waste shall be placed into an enclosed store, accessible to refuse collectors and not placed on the street or pavement..

There shall be no sales of hot food or drink for consumption off the premises after 23:00 hours.

Deliveries shall be restricted to between the hours of 08:00 and 23:00

e) The protection of children from harm

The age verification scheme required by the mandatory conditions shall specify that any person who appears to be under the age of 25 as opposed to 18 shall be required to produce proof of age in one of the approved forms before being sold or supplied with alcohol.

All staff involved in the sale or supply of alcohol shall receive training on licensing laws and in particular the law relating to the sale of alcohol to persons who are under 18 and who are drunk. Records shall be kept of all staff training (including refresher training) and those records shall be made available for inspection by any authorised City Council officer.

Checklist:

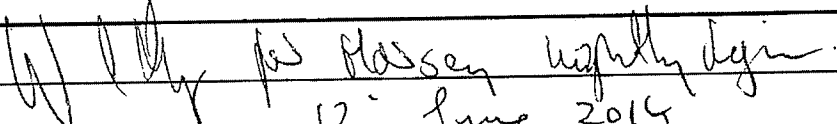
Please tick to indicate agreement

- I have made or enclosed payment of the fee; or I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	12 June 2014
Capacity	Solicitors for the Applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	

Capacity	
----------	--

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 14)			
Horsey Lightly Fynn 3 Poole Road			
Post town	Bournemouth	Post code	BH2 5QJ
Telephone number (if any)	01202 444 (direct)	01202 551991 (reception)	
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) @hlf-law.co.uk			

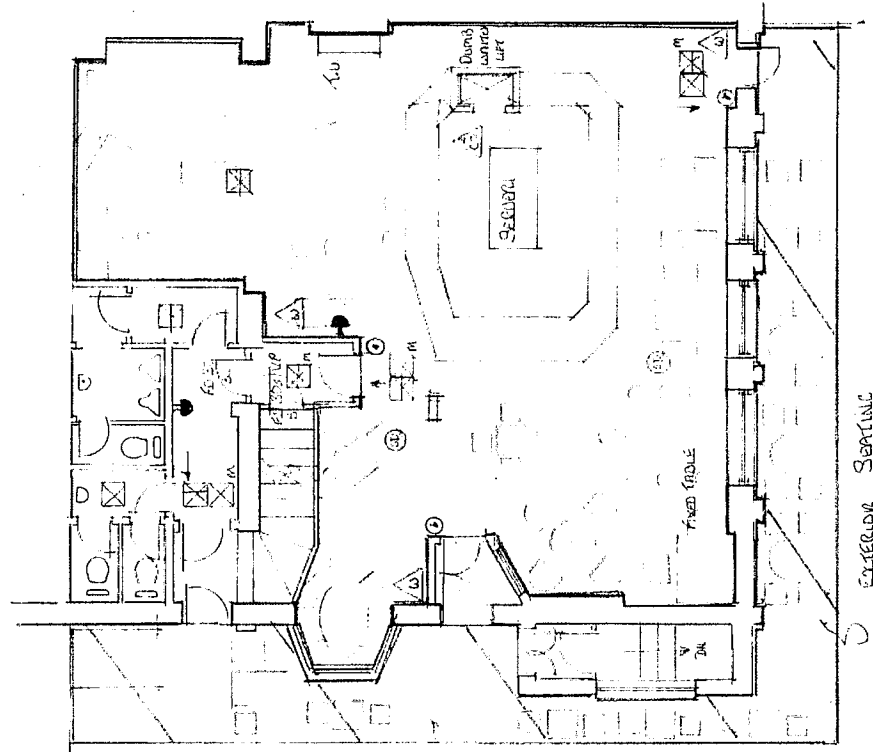
Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

Key

- FD30S FIRE RESISTING DOOR WITH SMOKE SEAL AND INTUMESCENT STRIP
- SC POSITIVE CLOSING DEVICE
- SC/A A MAGNETIC HOLD OPEN DEVICE
- VP VISION PANEL
- PB DOORS FITTED WITH PANIC BOLTS WITH NOTICE
- Lock WITHOUT KEY OR BARREL BOLT
- NOTICES AND SIGNS TO ACCORD WITH BS5499:
- NI FIRE NOTICE
- N6 FIRE DOOR KEEP SHUT
- N9 TO BE UNLOCKED WHEN PREMISES ARE OCCUPIED
- INTERNALLY ILLUMINATED EXIT PICTOGRAM (ARROW INDICATES DIRECTION OF ESCAPE) (M = MAINTAINED)
- AREA COVERED BY EMERGENCY LIGHTING
- FIRE ALARM CALL POINT
- AUDIBLE WARNING DEVICE
- AREA COVERED BY HEAT DETECTOR
- AREA COVERED BY SMOKE DETECTOR (= OPTICAL)
- FIRE EXTINGUISHER: WATER
- FIRE EXTINGUISHER: FOAM
- FIRE EXTINGUISHER: DRY POWDER
- FIRE EXTINGUISHER: CARBON DIOXIDE



External Security System

FOR QUOTE LAYOUT INDICATIVE ONLY



TRADE AREA - ALL LICENSEABLE ACTIVITIES



EXTERNAL SEPARATION AREA CONSUMPTION OF ALCOHOL ONLY

SEAGER DESIGN MOORTOWN HOUSE CHRISTCHURCH ROAD RINGWOOD BH24 3AN 01425 480043 lynn@seagerdesign.co.uk
Client HALL AND WOODHOUSE
Site PRINCE EDWARD BAYSWATER
Dwg title LICENSING DRAWING GROUND FLOOR
Scale 1:100 @ A3
Dwg No 13/124 /01 Date 13 TH FEBRUARY 2013

Patterson, Susan

From: Philip Day [PDay@hlf-law.co.uk]
Sent: 25 June 2014 15:59
To: Lewis, Bryan
Cc: Qureshi, Sabihah
Subject: RE: Prince Edward application

Dear Mr Lewis

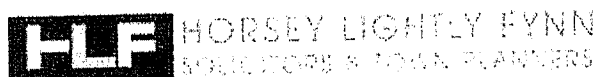
I am pleased to confirm that my clients are happy with your amended wording. Can I suggest that the paragraph in your email below is inserted in place of the following condition in Part M of the application? (The only difference is that 28 days is changed to 31).

The premises shall install and thereafter maintain a comprehensive CCTV system as per the minimum requirements of the metropolitan Police crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 28 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or other authorised officers throughout the preceding 28 day period.

The second part of the CCTV condition is to remain as before. You will see I have copied to Miss Qureshi who has been dealing with the licensing application.

Regards

Philip
Philip Day
Partner
Direct Line 01202 444545
E-mail pday@hlf-law.co.uk



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Partners: Lionel Fynn, Anthony John, Simon Nightingale, Philip Day, Jon Payne

Consultants: Richard Llewellyn

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From: Lewis, Bryan [<mailto:blewis1@westminster.gov.uk>]
Sent: 25 June 2014 09:34

To: Philip Day
Subject: Prince Edward application

Hi Philip

Model CCTV condition we would prefer, as discussed:

The venue shall install and maintain a comprehensive CCTV system at the premises as per the minimum requirements of a Metropolitan 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 venue is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be immediately arranged by a member of staff for hand over to Police or authorised officer following their request, throughout the preceding 31 day period.

regards

Bryan Lewis PC4161CW
Westminster Police Licensing Team
Westminster City Hall
4th Floor, 64 Victoria Street
London SW1E 6QP
0207 641 3347

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Westminster City Council switchboard: +44 20 7641 6000.
www.westminster.gov.uk

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Patterson, Susan

From: John Zamit, Chairman, SEBRA [Chairman@SEBRA.org.uk]
Sent: 22 June 2014 07:29
To: Premises Licensing
Subject: VARIATION APPLICATION : PRINCE EDWARD PUBLIC HOUSE 73 PRINCE'S
SQUARE W2 4NY REF NUMBER 14/04777/LIPV

Follow Up Flag: Follow up
Flag Status: Flagged

We had good dialogue and had a meeting with applicant prior to application being submitted

We note Core Hours being applied for.

Pub is in residential area and will be interesting to see if any objections received

We object to hours being applied for now and also note 'opening hours' longer than Core Hours on a Friday and Saturday which we object to.

Drinking and eating on outside area of pub should cease at 23.00 (22.30 Sundays) and tables & chairs or benches not used after these hours

For 'off sales' we require all to be in sealed containers and no beer or cider no more than 5.5% alcohol.

Hours of deliveries proposed to long and should be no more than 0800 to 20.00 and on Sundays 10.00 to 18.00

Refuse and recycling collections hours should be same as delivery hours.

John Zamit
Chairman
BRA (Bayswater Resident's Association)
SEBRA (South East Bayswater Residents' Association)
2 Claremont Court
Queensway
LONDON
W2 5HX

Tel: 020 7727 6104
Mobile: 07768 068277

Email: Chairman@SEBRA.org.uk
Website: www.sebra.org.uk

Patterson, Susan

From: Gijs Borghouts [gijs.borghouts@gmail.com]
Sent: 28 June 2014 16:28
To: Premises Licensing
Subject: Representation 14/04777/LIPV Prince Edward, 73 Prince's Square, London W2 4NY

Follow Up Flag: Follow up
Flag Status: Flagged

Dear Council,

I hereby make a representation with regard to license application 14/04777/LIPV Prince Edward, 73 Prince's Square, London W2 4NY.

I object to the application to extend the opening hours from 23:00 to 0:15 on the grounds of "prevention of public nuisance".

The pub is located in a residential area, on the corner of Prince's Square, Dawson Place and Hereford Road and across the children's playground. My wife, little son and I live one house down from the pub on 70-71 Prince's Square. Our bedrooms are on the street side and regularly the noise of the often drunk guests keeps us awake at night. I have no objections to the pub opening earlier or making internal alterations, but extending the opening hours until after 23:00 will directly cause more noise and nuisance at night.

Whilst there is limited noise coming from inside the pub, the nuisance is when the guests shout as they leave, go outside for a smoke, or hang around outside after the pub closes. The staff from the pub does not supervise outside to prevent nuisance. As the shouting and quarrels are often immediately under our windows, I strongly object to extending the opening hours as that would obviously make it worse and last longer.

I would like to note that I have tried finding the application on the City of Westminster website but even though I tried on various days over the past weeks, I haven't been able to find the documents. I fear that others might have had the same problem and therefore had less opportunity to make a representation.

With kind regards,

Gijs Borghouts
Flat 7
70-71 Prince's Square
London W2 4NY

Comments for Licensing Application 14/04777/LIPV

Application Summary

Application Number: 14/04777/LIPV
Address: 73 Princes Square London W2 4NY
Proposal: Premises Licence - Variation
Case Officer: Miss Susan Patterson

Customer Details

Name: Mr John Stokes
Address: 4 Dawson Place London

Comment Details

Commenter Type: Neighbour
Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 4:03 PM on 06 Jul 2014 I think this will have two detrimental effects:

- 1) to delay the customary noisy period when the pub empties at the end of each night, and so cause a greater nuisance to neighbours in this quiet and mainly residential area.
 - 2) to increase the number of people visiting the pub late at night, particularly after 11pm (since all other pubs in the area operate 'standard' licensing hours and close at 11pm) making the period from 11pm onwards, and especially the post-closing time period, noisier than at present.
- In other words, it would increase the late-night noise, and cause it to take place later than at present.

I believe this would be in breach of your policy on Prevention of Public Nuisance.

I am a member of CAMRA, a keen pub-goer and visit the Prince Edward and other local pubs frequently; the last thing I want to do is close it down or affect its trade! And I do welcome the availability of later-opening pubs - but only in busy areas such as high streets and more central neighbourhoods. I am lucky enough to live in Bayswater near Princes Square, and part of its appeal is its quiet, leafy character which would be adversely affected by having one of its pubs turned into a late-night bar.

Thank you for your attention to this matter.

Comments for Licensing Application 14/04777/LIPV

Application Summary

Application Number: 14/04777/LIPV
Address: 73 Princes Square London W2 4NY
Proposal: Premises Licence - Variation
Case Officer: Miss Susan Patterson

Customer Details

Name: DR GERARD MACDONALD
Address: 2b Dawson Place LONDON

Comment Details

Commenter Type: Neighbour
Stance: Customer objects to the Licensing Application
Comment Reasons:

Comment: 9:15 AM on 09 Jul 2014 The Prince Edward is a deservedly popular pub, with drinkers partying on the pavement most evenings and nights. Inevitably there is an amount of noise; a problem for those of us who are the pub's neighbours. I would, therefore, oppose an application to extend licensing hours.

Patterson, Susan

From: Qureshi, Sabihah
Sent: 07 July 2014 15:27
To:
Subject: FW: Comments for Licensing Application 14/04777/LIPV - Prince Edward, 73 Princes Square, W2 4NY
Attachments: DCMS Guidance for Interested Parties.pdf

From: publicaccess@westminster.gov.uk [mailto:publicaccess@westminster.gov.uk]
Sent: 07 July 2014 12:53
To: Premises Licensing
Subject: Comments for Licensing Application 14/04777/LIPV

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 12:52 PM on 07 Jul 2014 from XXXXXXXXXX.

Application Summary

Address: 73 Princes Square London W2 4NY
Proposal: Premises Licence - Variation
Case Officer: Miss Susan Patterson

[Click for further information](#)

Customer Details

Name: XXXXXXXXXX
Email: XXXXXXXXXX
Address: XXXXXXXXXX

Comments Details

Commenter Type: Neighbour
Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 12:52 PM on 07 Jul 2014 (Please DO NOT make these comments public) Dear Westminster Council, I am writing to ask that the Council reject the proposed extension of operating hours at the Prince Edward Pub. I am objecting based on the "Prevention of Public Nuisance" clause referred to. Although I am a regular to what is my local pub, I believe that extending the hours will have a negative effect on the neighbourhood and life of the residents. Even now, under current operating hours, people dispersing from the pub means the true hours of noise/people from the pub lasts well past 23:30. With the new extended hours, it would be well past 12:30am until everyone has left the street. The pub is located in a very quiet residential area with no other commercial properties nearby. Therefore, any extension of operating hours has a disproportionate impact on

homes and residents. Our bedroom, and the same for many of the residents, is on Dawson Place. This means that all noise from people outside the pub and leaving the pub comes directly into our bedroom. People leaving after an evening at a pub are generally very loud - and this has an impact on our family's sleep. As we could see during the World Cup extended hours, the people leaving after an evening of beers (and even more beers now) are not quiet and definitely were noisy as they left. The pub is a welcome part of our neighbourhood and we wish them to remain open and successful. However, I see no reason for the extension of the operating hours - it will provide little extra income to them (in the grand scheme of the total operating hours) but will have a large negative effect on all the residents who live nearby.

Thanks, XXXXXXXXX

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
Conversion 05/11964/LIPC	Conversion of a Justices Licence	6/10/2005	Granted under delegated authority
Transfer 06/13553/LIPT		5/1/2006	Granted under delegated authority
Variation 07/08351/LIPV		23/10/2007	Withdrawn
Temporary Event Notice 13/00732/LITENP	Sale of Alcohol to 01:00 on 15.2.2013		Acknowledged
Temporary Event Notice 13/05951/LITENP	Sale of Alcohol to 01:00 on 17.8.2013		Acknowledged
Temporary Event Notice 13/08042/LITENP	Sale of Alcohol to 01:00 on 25.10.2013		Acknowledged
Temporary Event Notice 13/09155/LITENP	Sale of Alcohol to 01:00 on 28.11.2013		Acknowledged
Temporary Event Notice 13/09467/LITENP	Sale of Alcohol to 00:30 on 6 and 7.12.2013		Acknowledged
Temporary Event Notice 13/09469/LITENP	Sale of Alcohol to 00:30 on 12, 13 and 14.12.2013		Acknowledged
Temporary Event Notice 13/09470/LITENP	Sale of Alcohol to 00:30 on 18, 19 and 20.12.2013		Acknowledged
Temporary Event Notice 14/01167/LITENP	Sale of Alcohol to 00:30 on 14.2.2014		Acknowledged
Variation Application 14/04777/LIPV	As detailed in this report	Before LSC 4.09.2014.	Pending

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

When determining an application for variation of 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 the Existing Licence

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 shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;
 - (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

(other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) 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.

5. The responsible person shall ensure that no alcohol is dispensed 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).

6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

8. The responsible person shall 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; and

(b) customers are made aware of the availability of these measures.

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.

Conditions which reproduce the effect of any restriction imposed on the use of the premises by specified enactment

Conditions related to the Sale of Alcohol

9. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.

In this condition, permitted hours means:

- (h) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00 to 23:00
- (i) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30
- (j) On Good Friday, 12:00 to 22:30
- (k) On Christmas Day, 12:00 to 15:00 and 19:00 to 22.30
- (l) On New Year's Eve, except on a Sunday, 10:00 to 23:00
- (m) On New Year's Eve on a Sunday, 12:00 to 22:30
- (n) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

- (k) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (l) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (m) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (n) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (o) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (p) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (q) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (r) the taking of alcohol from the premises by a person residing there;
- (s) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (t) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of

liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

10. No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:
- (e) He is the child of the holder of the premises licence.
 - (f) He resides in the premises, but is not employed there.
 - (g) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
 - (h) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

11. The terminal hour for late night refreshment on New Year's Eve is extended to 05.00 on New Year's Day.

Annex 2 – Conditions consistent with the operating Schedule

None

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

None

End of Existing Licence conditions

Conditions proposed by the applicant after suggestion by the Metropolitan Police Service

12. The venue shall install and maintain a comprehensive CCTV system at the premises as per the minimum requirements of a Metropolitan 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 venue is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be immediately arranged by a member of staff for hand over to Police or authorised officer following their request, throughout the preceding 31 day period.

Conditions proposed by Local Amenity Society (but not agreed as yet by the applicant)

13. Drinking and eating outside the Public house should cease at 23:00 and tables, chairs and benches outside shall not be used after 23:00

14. "Off sales" will be in sealed containers and no "off sales" of beer or cider shall be more than 5.5% ABV.
15. The hours of delivery and refuse and recycling collection shall be limited to 08:00 – 20:00 Monday – Saturday and 10:00 -18:00 on Sundays

Conditions proposed by the applicant in the operating schedule

16. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. The staff member must be able to show a Police or authorised council recent footage with the absolute minimum of delay when requested.
17. Soft drinks, including tea and coffee shall be available whenever the premises are open to the public.
18. A incident log shall be kept at the premises and made available upon request to an authorised Officer of the Council or the Police, which will record the following:-
 - a)All crimes reported to the venue
 - b)All ejections of patrons
 - c)Any complaints received regarding crime and disorder
 - d)Any incidents of disorder
 - e)Seizure of drugs or weapons
 - f)Any faults in the CCTV system
 - g)Any refusal of the sale of alcohol
 - h)Any visit by a relevant authority or Emergency Service
19. The use of the outside area for consumption of alcohol shall cease no later than 23:00
20. Notices shall be displayed at the exits from the premises requesting customers to leave quietly
21. Recorded music provided as regulated entertainment shall only be permitted in the basement area at any time after 23:00 hours.
22. All doors and windows shall be kept closed (except for normal access and egress) whenever recorded music is being provided as regulated entertainment.
23. All waste shall be placed into an enclosed store, accessible to refuse collectors and not placed on the street or pavement.
24. There shall be no sales of hot food or drink for consumption off the premises after 23:00 Hours.
25. Deliveries shall be restricted to between the hours of 08:00 and 23:00
26. The age verification scheme required by the mandatory conditions shall specify that any person who appears to be under the age of 25 as opposed to 18 shall be required to produce proof of age in one of the approved forms before being sold or supplied with alcohol.
- 27 All staff involved in the sale and supply of alcohol shall receive training on licensing laws , in particular the sale to under 18's and persons who are drunk. Records shall be kept of

all training (inc refresher) and made available for inspection by any authorised City Council officer

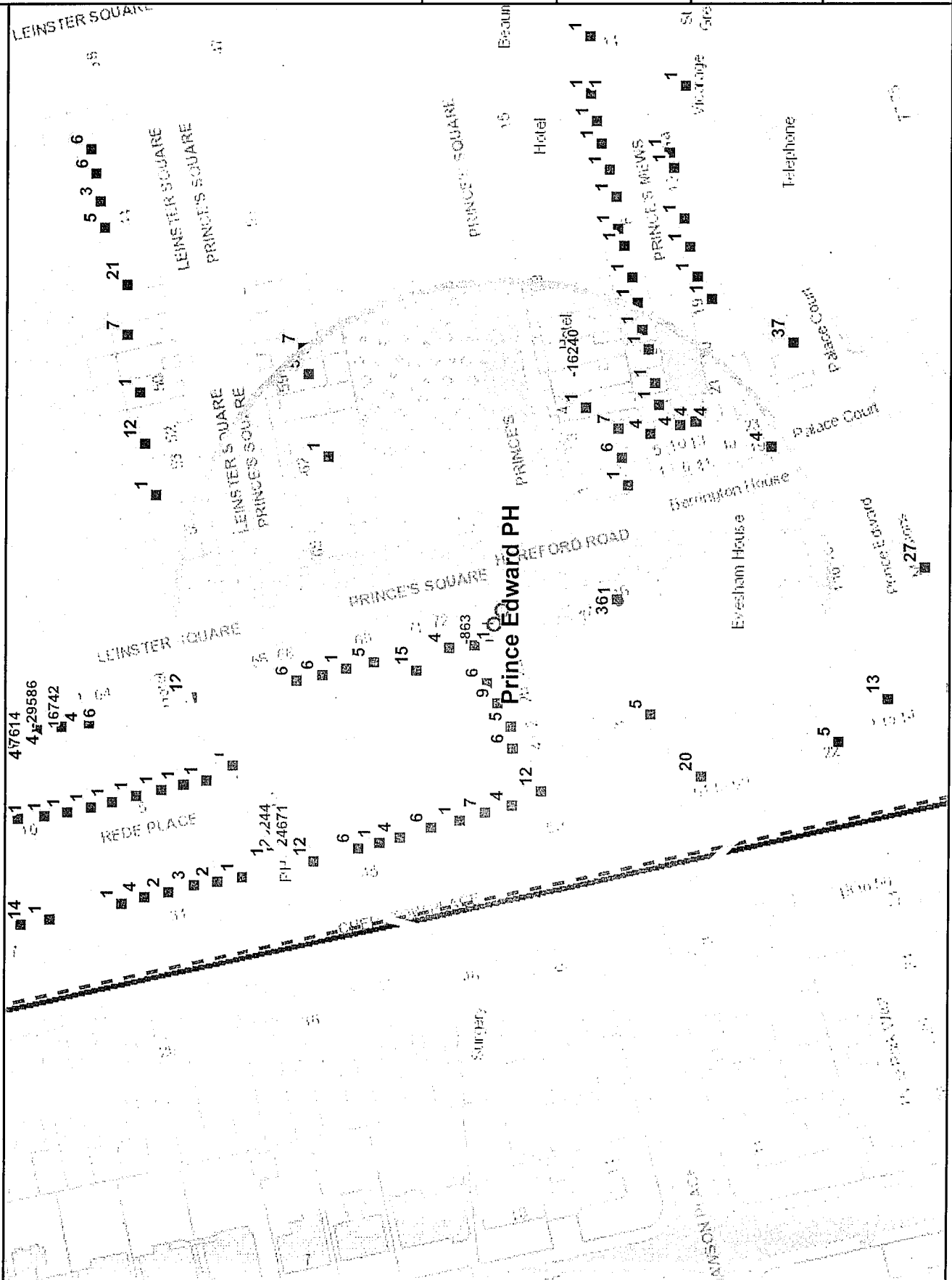
Additional new mandatory condition that will be added to the licence following determination of this application

- (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.
- (ii) For the purposes of the condition set out in paragraph 9(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.
- (iii). Where the permitted price given by Paragraph 9(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.
- (iv). (1) Sub-paragraph 9(iv)(2) below applies where the permitted price given by Paragraph 9(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.



Prince Edward PH, 73 Princes Square, London, W2 4NY

City of Westminster



Residential / Proposed Residential	237
Under Construction	0
Other Uses	62
Proportion Residential of all Uses	79%

APPENDIX E

10 Meters

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THE PUBLIC HOUSE
Consider yourself at home

OPENING TIMES
MONDAY - FRIDAY
11.30 - 2.30
5.00 - 10.00
SATURDAY
11.00 - 2.30

PRIVATE
PRINCE EDWARD
PUB USE ONLY

