



City of Westminster

Licensing Sub-Committee Report

Item No:

Licensing Ref No:

14/05626/LIPN

Date:

4 September 2014

Classification:

For General Release

Title of Report:

Jigsaw
55 Duke Street
London
W1K 5NR

Report of:

Operational Director – Premises Management

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

Miss Sam Eaton, Environmental Health Case Officer

Contact Details:

Telephone: 020 7641 1868
E-mail: seaton1@westminster.gov.uk

1. APPLICATION DETAILS

Application Type:	New premises licence under the Licensing Act 2003.		
Applicant:	Robinson Webster (Holdings) Limited	Date Application Received:	1 July 2014
Premises Name and Address:	Jigsaw 55 Duke Street London W1K 5NR		
Ward Name:	<i>West End</i>	Stress area	<i>No</i>
Premises Description:	The premises operate as a clothes shop operating over the Ground Floor and Basement levels. A café and delicatessen also operate on the Ground Floor.		
Preliminary Note:	The applicant has amended the sale of alcohol commencement hour to 12:00 on Sunday. Please refer to Appendix A4 for further information.		
<i>Note: Where the committee is minded to grant the licence 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	Sale of Alcohol: On and Off the Premises Monday to Saturday – 11:00 to 21:00 Sunday – 12:00 to 21:00 Relevant representations and policies applicable: 1A The Environmental Health Service has made an adverse representation as the licensable activity and hours requested for the supply of alcohol both on and off the premises will have an impact on Public Safety and have the likely effect of causing an increase in Public Nuisance within the area. Please refer to Appendix B1 for further information. Conditions have been proposed and agreed and can be found in Appendix D . 1B The Metropolitan Police Service has made comments and proposed conditions relating to the application. Please refer to Appendix B2 for further information. The conditions have been agreed and can be found in Appendix D . Subsequently, the Metropolitan Police Service have withdrawn their representation. 1C One resident has made an adverse representation against the application on the grounds of noise, litter and risk of crime in the area. Please refer to Appendix B3 for further information. 1D The following policies within the City of Westminster Statement of Licensing Policy apply: 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)		Environmental Health Service Representation & Conditions Metropolitan Police Service Representation, Conditions & Withdrawal Resident Representations Policies applicable

	<p>1E Policy HRS1 Applies:</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>1F Policy PB1 Applies:</p> <p>Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.</p> <p>1G 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 	Summary
2.	<p>Opening Hours</p> <p>Monday to Friday – 09:30 to 21:00 Saturday – 10:00 to 21:00 Sunday – 12:00 to 21:00</p> <p><i>(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.)</i></p> <p>2A Please refer to 1A to 1F 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 style="text-align: center;">Opposed by the Environmental Health Service and Resident</p> <p style="text-align: center;">Summary</p>
Proposed Capacity:	<p>The following capacity has been proposed and agreed:</p> <p><i>“The number of persons permitted in licensable area of the premises at any one time, excluding staff, shall not exceed 35 persons.”</i></p>	
Current Licensing Position	<p>The premises is not currently licensed under the Licensing Act 2003.</p>	

Current Planning Position	Planning comments will be provided for the hearing.
Residential Density:	105 of the 180 units within a 100m radius of the premises are residential, proposed residential or under construction (58%), refer to Appendix E
List of Appendices:	A1 – Application Form A2 – Plans A3 – Operating Schedule A4 – Confirmation of amended hours B1 – Environmental Health Representation and Conditions B2 – Metropolitan Police Representation, Conditions and Withdrawal B3 – Resident Representation C – Licence History D - Proposed Conditions E – Residential Map and list of premises in the vicinity F – Photograph of the premises
Relevant Representations:	Environmental Health 1 x Residents

2. APPLICANT SUBMISSIONS AND EVIDENCE

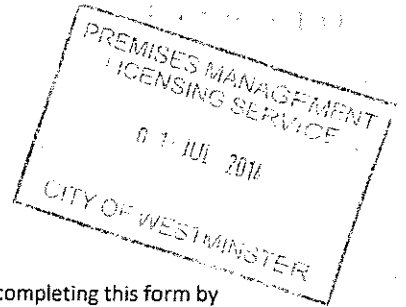
2.1 The evidence submitted by the applicant in support of the Licensing Objectives is provided in **Appendix A1**

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)



Application for a premises licence to be granted 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 Robinson Webster (Holdings) Limited t/a Jigsaw

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Jigsaw Duke Street Emporium 55 Duke Street			
Post town	London	Postcode	W1K 5NR

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£168,000

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Robinson Webster (Holdings) Limited t/a Jigsaw
Address 159 MORTLAKE ROAD RICHMOND SURREY TW9 4AW
Registered number (where applicable) 01069599
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
□	□	□
□	□	□
□	□	□

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
□	□	□
□	□	□
□	□	□

Please give a general description of the premises (please read guidance note 1)
 Clothing store over basement and ground floors, with café and delicatessen at ground floor level

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any 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 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 4)		
Wed					
Thur			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 (please read guidance note 5)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur			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 (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>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</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
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 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed					
Thur			State any seasonal variations for the performance of live music (please read guidance note 4)		
Fri					
Sat					
Sun			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 5)		

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
			State any seasonal variations for the playing of recorded music (please read guidance note 4)	
			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 5)	
Sun				

G

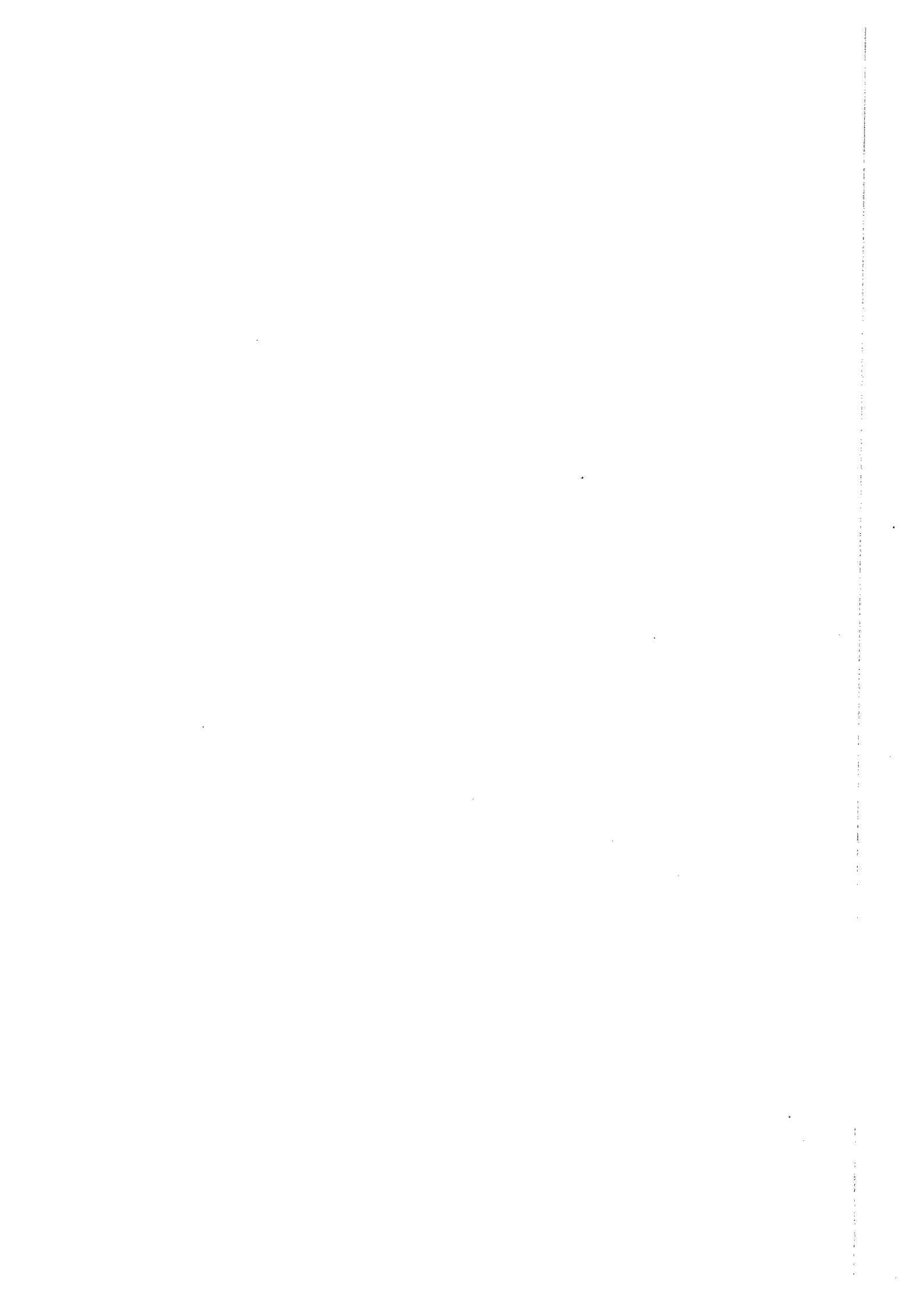
Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue			State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed			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 5)		
Thur					
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			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 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
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 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Wed					
Thur			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 5)		
Fri					
Sat					
Sun					



J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – <u>please tick</u> (please read guidance note 7)		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 4)					
Mon	1100	2100						
Tue	1100	2100						
Wed	1100	2100						
Thur	1100	2100						
Fri	1100	2100						
Sat	1100	2100						
Sun	1100	2100						
						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 5)		

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 8).

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	0930	2100	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p>
Tue	0930	2100	
Wed	0930	2100	
Thur	0930	2100	
Fri	0930	2100	
Sat	1000	2100	
Sun	1200	2100	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

Please refer to attached schedule of conditions

b) The prevention of crime and disorder

Please refer to attached schedule of conditions

c) Public safety

Please refer to attached schedule of conditions

d) The prevention of public nuisance

Please refer to attached schedule of conditions

e) The protection of children from harm

Please refer to attached schedule of conditions

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	<i>Thomas & Thomas</i>
Date	01/07/2014
Capacity	Thomas & Thomas Partners LLP, Solicitors on behalf of the Applicant

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) AC/ROB.37.1 Thomas & Thomas Partners LLP 38a Monmouth Street			
Post town	London	Postcode	WC2H 9EP
Telephone number (if any)	020 7042 0418		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) acatlin@tandtp.com			

Jigsaw, 55 Duke Street – Proposed Conditions

1. 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 preceding 31 day period.
2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
3. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
4. A Challenge 21 or 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.
5. 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 concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.

Agbley, Peter

From: Agbley, Peter
Sent: 09 July 2014 16:37
To: EH Consultation Team
Cc: Police General Licensing; 'firesafetyregulationsw@london-fire.gov.uk'; RAPL; O'Grady, Maureen; 'Amy Catlin'
Subject: RE: 14/05626/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR

Dear All,

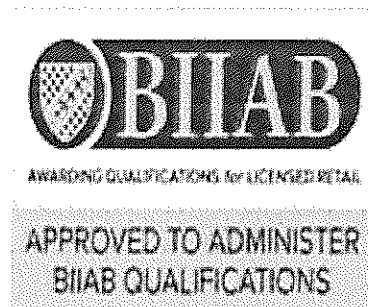
Please note the change for the sale by retail of alcohol below.

Thank you

Peter Agbley
 Licensing Support Officer

Environmental Health Consultation and Licensing
 Premises Management Delivery Unit
 Westminster City Council
 4th Floor South
 64 Victoria Street
 London SW1E 6QP

Tel: 020 7641 2751
 Fax: 020 7641 7815
 Team E-mail: premiseslicensing@westminster.gov.uk
 Web: www.westminster.gov.uk



Tel: 020 7641 6252
 Email: ehtraining@westminster.gov.uk
www.westminster.gov.uk/training-programme

You can now apply online for the majority of licensing regimes that the authority is responsible for. Please visit www.westminster.gov.uk/licensing and following the relevant links to apply.

please don't print this e-mail unless you really need to

From: Amy Catlin [<mailto:ACatlin@tandtp.com>]
Sent: 08 July 2014 12:17
To: Owojori, Olaposi; Thomas O'Maoileoin
Cc: Agbley, Peter
Subject: RE: 14/05068/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR

Hi Ola,

Further to your conversation with Tom last week and the emails below, I can confirm that the start hour for the sale by retail of alcohol on Sunday has been amended to 12pm (midday).

The application is now as follows:

Monday to Saturday 11:00 to 21:00

Sunday 12:00 to 21:00

Many thanks,

Amy

Amy Catlin
Licensing Assistant

Thomas & Thomas Partners LLP
D: 020 7042 0418
E: acatlin@tandtp.com

From: Owojori, Olaposi [<mailto:oowojori@westminster.gov.uk>]
Sent: 04 July 2014 10:13
To: Thomas O'Maoileoin
Cc: Amy Catlin; Agbley, Peter
Subject: RE: 14/05068/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR

Hi Tom,

It's a change to the application, not about the blue notice. If you wish to increase opening hours on Sunday, we will have to start consultation again and the blue notice will have to be amended. The application doesn't have to be amended.

Regards

Mr Ola Owojori
Environmental Health Case Officer
Environmental Health Licensing & Consultation - Premises Management

Westminster City Council
4th Floor South
City Hall
64 Victoria Street
London
SW1E 6QP

Telephone 020 7641 7830
Fax 020 7641 7815
email: oowojori@westminster.gov.uk
Web: www.westminster.gov.uk



AWARDING QUALIFICATIONS FOR LICENSED RETAIL


APPROVED TO ADMINISTER
BIIAB QUALIFICATIONS

USE PUBLIC ACCESS FOR
INFORMATION ON APPLICATIONS,
TO CHECK THEIR PROGRESS OR STATUS

PUBLIC  ACCESS

Register to receive email alerts on properties or
streets you are interested in?

You can now apply online for the majority of licensing regimes that the authority is responsible for. Please visit www.westminster.gov.uk/licensing and following the relevant links to apply.

 please don't print this e-mail unless you really need to

From: Thomas O'Maoileoin [<mailto:TOMaoileoin@tandtp.com>]
Sent: 03 July 2014 23:08
To: Owojori, Olaposi
Cc: Amy Catlin; Agbley, Peter
Subject: RE: 14/05068/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR
Importance: High

Dear Ola

A copy of the blue notice is attached. You'll note that it doesn't have the opening hours as of course the opening hours are not licensable in any event. As you'll appreciate WCC take the view that the opening hours on the licence only refer to the opening hours that licensable activities take place. This is a shop unit and may open on different hours. There is nothing stopping them from opening when they want (provided licensable activities weren't taking place) so what it may say on the licence would be irrelevant. There is therefore no reason why the typographical error can't be corrected for the Sunday "opening" to 11am

I would be very grateful if you could confirm that everything is ok as clearly the wording of the notice would not change regardless.

Kind regards
Thomas

Thomas O'Maoileoin
Partner

Thomas & Thomas Partners LLP
38a Monmouth Street
London WC2H 9EP

M: 07786 966173
D: 020 7042 0414
T: 020 7042 0410
F: 020 7379 6618
E: tomaioleoin@tandtp.com
W: www.tandtp.com



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From: Owojori, Olaposi [<mailto:oowojori@westminster.gov.uk>]
Sent: 03 July 2014 15:44
To: Thomas O'Maoileoin
Cc: Amy Catlin; Agleby, Peter
Subject: RE: 14/05068/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR

Hi Tom,

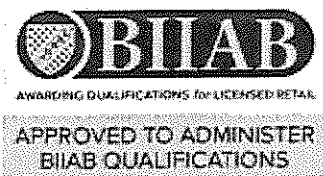
If that's your preferred option, we will have to re start consultation and amend the blue notice. Please confirm.

Regards

Mr Ola Owojori
Environmental Health Case Officer
Environmental Health Licensing & Consultation - Premises Management

Westminster City Council
4th Floor South
City Hall
64 Victoria Street
London
SW1E 6QP

Telephone 020 7641 7830
Fax 020 7641 7815
email: oowojori@westminster.gov.uk
Web: www.westminster.gov.uk




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From: Thomas O'Maoileoin [<mailto:TOMaoileoin@tandtp.com>]
Sent: 03 July 2014 15:33

To: Owojori, Olaposi
Cc: Amy Catlin; Agbley, Peter
Subject: Re: 14/05068/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR

Please amend the opening hour on Sunday to 11

It's not a licensable activity in any event so presume all ok

Kind regards
Thomas

Thomas O'Maoileoin
Thomas & Thomas Partners LLP
M 07786 966173
E tomaioileoin@tandtp.com

On 3 Jul 2014, at 15:05, "Owojori, Olaposi" <oowojori@westminster.gov.uk> wrote:

Hi Amy,

Our public notice displays the hours of opening instead of licensable activities as the hour for one activity sometimes differ from the other. The application form which sets out the hours for opening and licensable activity can be viewed from our register.

Are you aware that the commencement hour for alcohol on Sunday is 11:00 whilst opening hour is 12:00.

Regards

Mr Ola Owojori
Environmental Health Case Officer
Environmental Health Licensing & Consultation - Premises Management


Westminster City Council
4th Floor South
City Hall
64 Victoria Street
London
SW1E 6QP

Telephone 020 7641 7830
Fax 020 7641 7815
email: oowojori@westminster.gov.uk
Web: www.westminster.gov.uk

<image001.jpg>

<image003.jpg>

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From: Amy Catlin [<mailto:ACatlin@tandtp.com>]
Sent: 03 July 2014 14:52

To: Owojori, Olaposi
Cc: Thomas O'Maoileoin
Subject: RE: 14/05068/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR

Sorry, I meant the one attached

Amy Catlin
Licensing Assistant

Thomas & Thomas Partners LLP
D: 020 7042 0418
E: acatlin@tandtp.com

From: Owojori, Olaposi [<mailto:owojori@westminster.gov.uk>]
Sent: 03 July 2014 14:50
To: Amy Catlin
Cc: Thomas O'Maoileoin
Subject: RE: 14/05068/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR

Hi Amy,

This application has been withdrawn, besides, the hours for sale of alcohol and opening are the same.

Regards

Mr Ola Owojori
Environmental Health Case Officer
Environmental Health Licensing & Consultation - Premises Management


Westminster City Council
4th Floor South
City Hall
64 Victoria Street
London
SW1E 6QP

Telephone 020 7641 7830
Fax 020 7641 7815
email: owojori@westminster.gov.uk
Web: www.westminster.gov.uk

<image001.jpg>

<image007.jpg>

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From: Amy Catlin [<mailto:ACatlin@tandtp.com>]
Sent: 03 July 2014 14:42
To: Owojori, Olaposi
Cc: Thomas O'Maoileoin
Subject: FW: 14/05068/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR

Hi Ola,

I note the hours stated on the WCC notice are the opening hours rather than the hours for licensable activities, as this is likely to cause upset amongst residents (part of the reason the hours have been amended in any event) could the public notice be amended to reflect the hours for sale of alcohol, rather than the hours the shop is open to the public?

Many thanks,

Amy

Amy Catlin
Licensing Assistant

Thomas & Thomas Partners LLP
D: 020 7042 0418
E: acatlin@tandtp.com

From: Agbley, Peter [<mailto:pagbley@westminster.gov.uk>]
Sent: 19 June 2014 15:35
To: Amy Catlin
Subject: 14/05068/LIPN - Jigsaw, 55 Duke Street, London, W1K 5NR

Dear Amy,

Please find attached an acknowledgement letter regarding the above premises.

Thank you

Peter Agbley
Licensing Support Officer


Environmental Health Consultation and Licensing
Premises Management Delivery Unit
Westminster City Council
4th Floor South
64 Victoria Street
London SW1E 6QP

Tel: 020 7641 2751
Fax: 020 7641 7815
Team E-mail: premiseslicensing@westminster.gov.uk
Web: www.westminster.gov.uk

<image008.jpg> <image009.jpg>

Tel: 020 7641 6252
Email: ehtraining@westminster.gov.uk
www.westminster.gov.uk/training-programme

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CITY OF WESTMINSTER

MEMORANDUM

TO Miss Samantha Eaton

REFERENCE 14/05626/LIPN

FROM EH Consultation Team, 4th Floor, City Hall
REFERENCE 14/027193/EHCT
BEING DEALT WITH BY Sara Quinn
TELEPHONE EXT. 020 7641 3073
DATE 18 July 2014

JIGSAW, 55 DUKE STREET, LONDON, W1K 5NR

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

The applicant has submitted plans of the Ground Floor and the Basement (drawing numbers 11281-GA03 Rev J and 11281-GA04 Rev L dated 24.01.2014). This representation is based on the plans and operating schedule submitted.

The applicant is seeking the following;

The supply of alcohol both on and off the premises from 11:00 to 21:00 hours Monday to Saturday and 12:00 to 21:00 on Sunday.

I wish to make the following representation;

The licensable activity and hours requested for the supply of alcohol both on and off the premises will have an impact on Public Safety and have the likely effect of causing an increase in Public Nuisance within the area

With the proposed WC arrangement I take this opportunity to advise you that the maximum capacity would be 15 persons. This would ensure that the premises comply with British Standard BS6465-2006 (Sanitary installations - Code of practice for the design of sanitary facilities and scales of provision of sanitary and associated appliances) and in particular Table 10: Minimum provision of sanitary appliances for restaurants and other places where seating is provided for eating and drinking .

A site visit might be arranged and additional conditions may be proposed by Environmental Health to support the licensing objectives on Prevention of Public Nuisance and Public Safety.

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

Sara Quinn
Environmental Health Officer

Jigsaw, 55 Duke Street – 14/05626/LIPN
Proposed Environmental Health Conditions
05/08/14

1. The number of persons permitted in licensable area of the premises at any one time, excluding staff, shall not exceed 35 persons.
2. 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 preceding 31 day period.
3. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
4. 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 concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
5. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
6. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

7. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
8. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2200 hours and 0800 hours.
9. Deliveries to the premises shall only take place between 0800 and 2200 hours.
10. The supply of alcohol shall be by waiter or waitress service only.
11. The licence will only remain in effect while the premises operates as a clothing store.
12. Substantial food and non-intoxicating beverages, shall be available at all times when alcohol is being sold or supplied.
13. The Licence will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.

Agbley, Peter

From: Marriott, Chris
Sent: 09 July 2014 18:11
To: Amy Catlin
Cc: idoxlicensing
Subject: Jigsaw - 55 Duke Street, W1 - 14/05626/LIPN

Good afternoon Amy,

I am currently dealing with Jigsaw Duke Street Emporium, 55 Duke Street, W1.

As far as I can see police have no pressing issues regarding the application. However police would request the following conditions be added before full agreement can be made.

- The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.
- The supply of alcohol shall be by waiter or waitress service only.
- This Licence will only remain in effect whilst the premises operates as a clothing store.

Hopefully this can be agreed, please let me know after consulting with your clients.

Kind regards

PC Chris Marriott 3540CW

Westminster Police Licensing Team

**4th floor, 64 Victoria Street,
London, SW1 EQP
Tel: 02076411709**

Agbley, Peter

From: Thomas O'Maoileoin [TOMaoileoin@tandtp.com]
Sent: 30 July 2014 09:59
To: Russell, Sandy
Cc: Marriott, Chris; Amy Catlin; Quinn, Sara; idoxlicensing
Subject: Re: Jigsaw - 55 Duke Street, W1 - 14/05626/LIPN

Many thanks Sandy and Chris!

Thomas O'Maoileoin
Partner

Thomas & Thomas Partners LLP

M 07786966173
D 020 7042 0414
E tomaoileoin@tandtp.com
A 38a Monmouth Street, London WC2H 9EP

On 30 Jul 2014, at 09:58, "Russell, Sandy" <srussell@westminster.gov.uk> wrote:

Thank you, police now withdraw our representation.

Best Wishes,

Sandy Russell on behalf of PC Marriott.

From: Thomas O'Maoileoin [<mailto:TOMaoileoin@tandtp.com>]
Sent: 29 July 2014 18:09
To: Marriott, Chris
Cc: Amy Catlin; Russell, Sandy; Quinn, Sara; idoxlicensing
Subject: Re: Jigsaw - 55 Duke Street, W1 - 14/05626/LIPN

This is all agreed

Many thanks!

Thomas O'Maoileoin
Thomas & Thomas Partners LLP
M 07786 966173
E tomaoileoin@tandtp.com

On 29 Jul 2014, at 16:23, "Marriott, Chris" <cmarriott2@westminster.gov.uk> wrote:

Dear Thomas/Amy

I have discussed this with Jim and i am happy to remove the first condition.

The supply of alcohol shall be by waiter or waitress service only.

This Licence will only remain in effect whilst the premises operates as a clothing store.

Hopefully this is now agreed.

Could you please direct your response to Sandy Russell cc'd into this email as i am now on leave after today.

Kind regards

Chris

From: Thomas O'Maoileoin [<mailto:TOMaoileoin@tandtp.com>]
Sent: 11 July 2014 05:26
To: Marriott, Chris
Cc: Amy Catlin
Subject: Fwd: Jigsaw - 55 Duke Street, W1 - 14/05626/LIPN

Dear Chris

Thanks for your email.

I will speak to Jigsaw but I think the first condition is going to present some problems for them as they envisage customers being able to have a glass of champagne (for example) after they had shopped..... Let me have a think but I'm sure there are other conditions that we could offer that will hopefully address your concerns.

Kind regards
Thomas

Thomas O'Maoileoin
Partner

Thomas & Thomas Partners LLP

M 07786966173
D 020 7042 0414
E tomaioileoin@tandtp.com
A 38a Monmouth Street, London WC2H 9EP

Begin forwarded message:

From: Amy Catlin <ACatlin@tandtp.com>
Date: 10 July 2014 10:49:20 BST
To: Thomas O'Maoileoin <TOMaoileoin@tandtp.com>
Subject: FW: Jigsaw - 55 Duke Street, W1 - 14/05626/LIPN

FYI

Amy Catlin
Licensing Assistant

Thomas & Thomas Partners LLP
D: 020 7042 0418
E: acatlin@tandtp.com

From: Marriott, Chris [<mailto:cmariott2@westminster.gov.uk>]
Sent: 09 July 2014 18:11

To: Amy Catlin
Cc: idoxlicensing
Subject: Jigsaw - 55 Duke Street, W1 - 14/05626/LIPN

Good afternoon Amy,

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- The supply of alcohol shall be by waiter or waitress service only.
- This Licence will only remain in effect whilst the premises operates as a clothing store.

Hopefully this can be agreed, please let me know after consulting with your clients.

Kind regards

PC Chris Marriott 3540CW

Westminster Police Licensing Team

**4th floor, 64 Victoria Street,
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Tel: 02076411709**

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Agbley, Peter

From: Dobedoo deedee [blackeye91@hotmail.com]
Sent: 05 July 2014 10:15
To: Premises Licensing; licensing@westminster.gov.uk
Subject: FW: D.Osborne 14/05626/LIPN & 14/04951/LIPN

I object to the planning applications for Jigsaw and the proposed bar/club on Binney St, W1k.
The reasons being: more noise, litter, urination in the area, risk of crime, more attraction to the gypsy problem.

Please advise.

D Osborne

48 Hanover Flats
Gilbert St
W1K5HL

Licence & Appeal History

The Premises are not currently licensed under the Licensing Act 2003.

There is no appeal history for the premises.

APPENDIX D

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

Jigsaw, 55 Duke Street, London

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.

Conditions:

Mandatory:

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person 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.

- 9(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.
- 9(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.

9(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.

9(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.

Conditions Proposed by the Applicant and Environmental Health:

- 10. 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 preceding 31 day period.
- 11. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

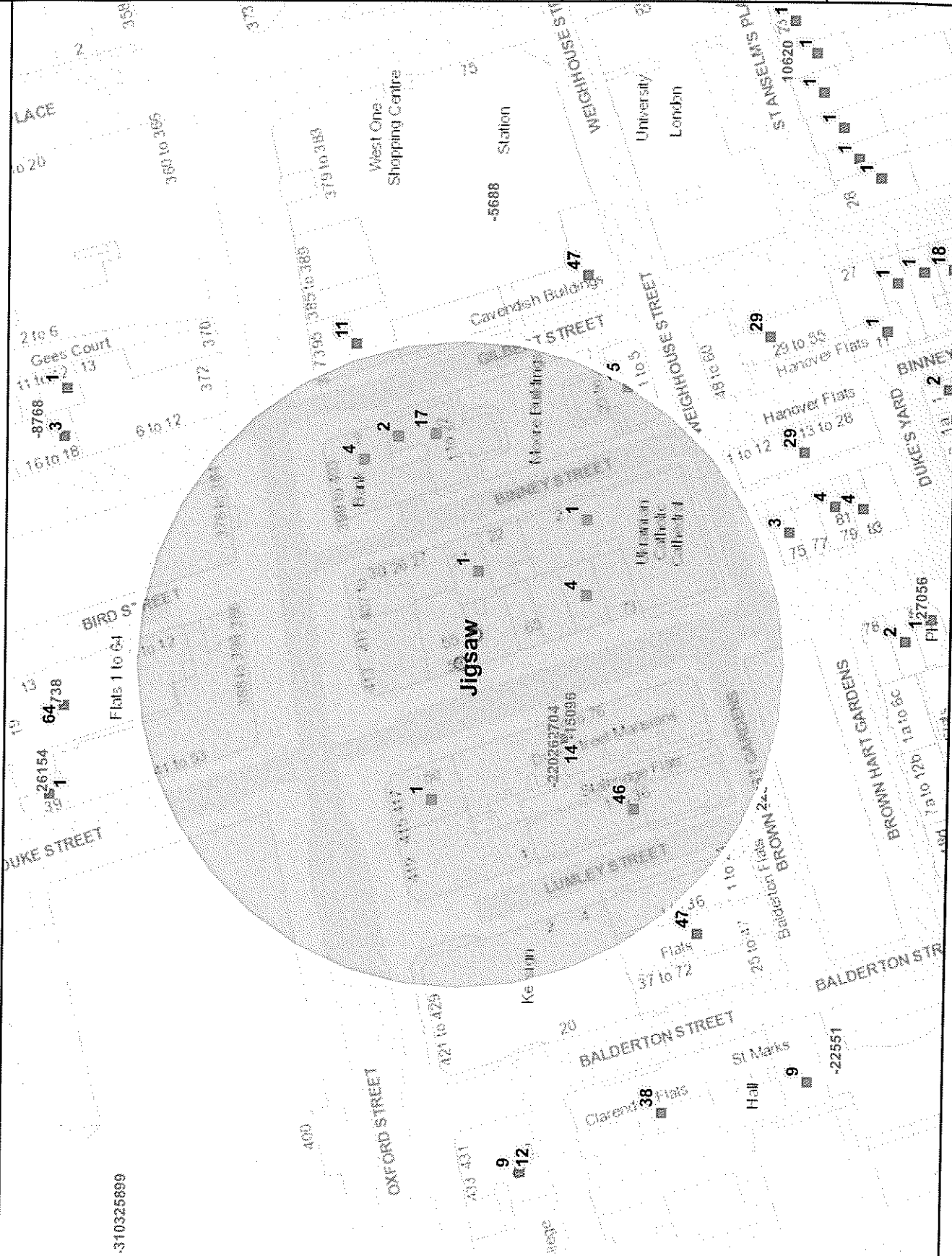
12. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
13. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
14. 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 concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.

Conditions Proposed by the Environmental Health Service and/or Metropolitan Police Service and agreed with the Applicant:

15. The number of persons permitted in licensable area of the premises at any one time, excluding staff, shall not exceed 35 persons.
16. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
17. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2200 hours and 0800 hours.
18. Deliveries to the premises shall only take place between 0800 and 2200 hours.
19. The supply of alcohol shall be by waiter or waitress service only.
20. The licence will only remain in effect while the premises operates as a clothing store.
21. Substantial food and non-intoxicating beverages, shall be available at all times when alcohol is being sold or supplied.
22. The Licence will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.



310325899



Residential / Proposed Residential	105
Under Construction	0
Other Uses	75
Proportion Residential of all Uses	58%

10 Meters

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24/06/2014

Dufresne
L
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Laura Agust Llorens
del Dufresne

