



City of Westminster

# Licensing Sub-Committee Report

Item No:

Licensing Ref No:

14/01940/LIPV

Date:

4 September 2014

Classification:

For General Release

Title of Report:

Delicias De Portugal  
43 Warwick Way  
London  
SW1V 1QS

Report of:

Operational Director of Premises Management

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

Sumeet Anand-Patel, Environmental Health Case Officer (Licensing)

Contact Details:

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E-mail: [sanandpatel@westminster.gov.uk](mailto:sanandpatel@westminster.gov.uk)

## 1. APPLICATION DETAILS

|   |  |                                   |   |
|---|--|-----------------------------------|---|
| <b>Application Type:</b>  | Vary the premises licence under the Licensing Act 2003.  |                                   |   |
| <b>Applicant:</b>   | Atlantico UK Ltd   | <b>Date Application Received:</b> | 7 March 2014  |
| <b>Premises Name and Address:</b>   | Delicias De Portugal 43 Warwick Way London SW1V 1QS  |                                   |   |
| <b>Ward Name:</b>   | Warwick  | <b>Stress Area:</b>               | No  |
| <b>Description of Premises:</b>   | <p>The premises operate as a delicatessen/sandwich bar on the ground floor with outside seating.</p> <p>The premises have no Tables and Chairs licence and appears not to have a private forecourt according to the Council's database. <b>See Appendix G</b></p>  |                                   |   |
| <b>Summary of Variation</b>   | To permit sale of alcohol for consumption on the premises.   |                                   |   |
| <b>Preliminary Note 1:</b>  | This application was scheduled for LSC on 8 <sup>th</sup> May but an adjournment was agreed by all parties on the request of Environmental Health to resolve an issue around toilets in the premises. This issue still remains unresolved. <b>See Appendices B1 and B1a.</b>   |                                   |   |
| <b>Preliminary Note 2:</b>  | The commencement hours sought have been reduced as agreed with the Police. <b>See Appendix A3</b>  |                                   |   |
| <p><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></p> |  |                                   |   |
| <b>Proposed Licensable Activities, Proposed Hours:</b>  |  |                                   | <b>References / Notes</b>   |
| <b>1.</b>   | <p><b>Sale of Alcohol (On the Premises)</b></p> <p>To permit sale of alcohol on the premises (Off Sales currently permitted)</p> <p><b>Monday to Saturday 10:00 to 23:00</b><br/> <b>Sunday 12:00 to 22:30</b></p> <p><b>Relevant representations and policies applicable:</b></p> <p><b>1A</b> The representation against the application by the Metropolitan Police has been withdrawn following the agreement of their conditions by the applicant. <b>See Appendices A3 and D</b></p> <p><b>1B</b> An adverse representation has been against the application by the Environmental Health stating that the proposal proposals are likely to increase Public Nuisance and may impact upon Public Safety. They are also concerned with the lack of public toilets at the premises. Following conversations between the applicant and Environment Health, the applicant has stated that they are not in a position to put in any toilets therefore Environmental Health are maintaining their representation. <b>See Appendices B1 and B1a</b></p> <p><b>1C</b> An adverse representation has been made against the application</p> |                                   | <p><b>Police representation, conditions and withdrawal</b></p> <p><b>Environmental Health Service representation</b></p> <p><b>Local business</b></p> |

by a local business stating that the grant of the application will lead to an increase in noise nuisance by their patrons when outside the premises. **See Appendix B2**

**representation**

**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)  
 Restaurants and late night refreshment premises outside the Stress Areas (RNT1)

**Policies applicable**

**1E Policy HRS1 Applies:**  
 (i) Applications for hours within the core hours set out in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.  
 (ii) Applications for hours outside the core hours in this policy will be considered on their merits, subject to other relevant policies and with particular regard to criteria set out in the policy:

**1F Policy RNT1 Applies:**  
 Applications will generally be granted and reviews determined, subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1.

**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:

**Summary**

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

| Existing Premises Licence  | Proposed Licensable Activities  |
|--|---|
| <b>Regulated Entertainment:</b><br><br>Not applicable  | <b>Regulated Entertainment:</b><br><br>No change  |
| <b>Late Night Refreshment:</b><br><br>Not applicable   | <b>Late Night Refreshment:</b><br><br>No change   |
| <b>Sale of Alcohol: Off the premises</b><br><br>Monday to Saturday 08:00 to 23:00<br>Sunday 10:00 to 22:30 | <b>Sale of Alcohol: On and Off the premises</b><br><br>No change for consumption off the premises<br><br><b>Consumption on the premises</b><br>Monday to Saturday 10:00 to 23:00<br>Sunday 12:00 to 22:30 |
| <b>Non Standard Timings:</b><br><br>Not applicable   | <b>Non Standard Timings:</b><br><br>No change   |

|                                   |   |                       |                        |
|-----------------------------------|---|-----------------------|------------------------|
| <b>Capacity:</b>                  | Not applicable  | <b>Capacity:</b>      | No more than 6 persons |
| <b>Opening Hours:</b>             | Monday to Sunday: 08:00 to 23:00  | <b>Opening Hours:</b> | No change              |
| <b>Current Licensing Position</b> | The premises are currently licensed, please refer to the licence at <b>Appendix A2</b> .<br>Full licence history is provided at <b>Appendix C</b> .   |                       |                        |
| <b>Current Planning Position</b>  | Planning comments will be provided at the hearing.  |                       |                        |
| <b>Residential Density:</b>       | 153 of the 293 units within a 75m radius of the premises are residential and proposed residential (52%), refer to <b>Appendix E</b>   |                       |                        |
| <b>List of Appendices:</b>        | A1 – Application Form<br>A2 - Existing Premises Licence<br>A3 – Police representation, conditions and withdrawal<br>B1 - Environmental Health representation<br>B1a – Applicant discussion with EH and Licensing re: toilets<br>B2 – Local Business representation<br>C – Premises Licence History<br>D - Conditions<br>E – Residential Map and list of premises in the vicinity<br>F – Photo of premises |                       |                        |
| <b>Relevant Representations:</b>  | Environmental Health<br>Local Business  |                       |                        |

## 2. APPLICANT SUBMISSIONS AND EVIDENCE

2.1 The evidence submitted by the applicant in support of the Licensing Objectives is provided in Section 16 of **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 (7<sup>th</sup> January 2011)
- Amended Guidance issued under section 182 of the Licensing Act 2003 (June 2013)

\* required information

**Section 1 of 17**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

Delicias de Portugal

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

JOSE

\* Family name

CRUZ

\* E-mail

info@atlantico.co.uk

Main telephone number

02086497444

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader  
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

\* Is the applicant's business registered in the UK with Companies House?

Yes  No

\* Registration number

3076022

\* Business name

ATLANTICO UK LTD

If the applicant's business is registered, use its registered name.

\* VAT number

- UNKNOWN

Put "none" if the applicant is not registered for VAT.

\* Legal status

Private Limited Company

Continued from previous page...

\* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Your Address**

Address official correspondence should be sent to.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

Continued from previous page...

**Section 2 of 17**

**APPLICATION DETAILS**

**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.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Premises Contact Details**

Telephone number

Non-domestic rateable value of premises (£)

**Section 3 of 17**

**VARIATION**

Do you want the proposed variation to have effect as soon as possible?     Yes     No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes     No

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.

Continued from previous page...

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

**Describe Briefly The Nature Of The Proposed Variation**

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.

DELICIAS DE PORTUGAL IS A DELICATESSEN/ SANDWICH BAR. WE ARE APPLYING FOR A VARIATION TO THE EXISTING LICENSE TO BE ABLE TO SELL ALCOHOL BOTH ON AND OFF THE PREMISES, OUR CURRENT LICENSE ONLY ALLOWS FOR THE SALE OF ALCOHOL OFF THE PREMISES. WE ONLY WISH TO BE ABLE TO SELL ALCOHOL ON THE PREMISES WITH FOOD, AS A WAY OF PROMOTING OUR PRODUCTS.

**Section 4 of 17**

**PROVISION OF PLAYS**

Will the schedule to provide plays be subject to change if this application to vary is successful?

- Yes  No

**Section 5 of 17**

**PROVISION OF FILMS**

Will the schedule to provide films be subject to change if this application to vary is successful?

- Yes  No

**Section 6 of 17**

**PROVISION OF INDOOR SPORTING EVENTS**

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes  No

**Section 7 of 17**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes  No

**Section 8 of 17**

**PROVISION OF LIVE MUSIC**

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes  No



Continued from previous page...

**Section 9 of 17**

**PROVISION OF RECORDED MUSIC**

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

Yes  No

**Section 10 of 17**

**PROVISION OF PERFORMANCES OF DANCE**

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes  No

**Section 11 of 17**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes  No

**Section 12 of 17**

**PROVISION OF LATE NIGHT REFRESHMENT**

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes  No

**Section 13 of 17**

**SUPPLY OF ALCOHOL**

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Provide 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.

Continued from previous page...

WEDNESDAY

|       |                                    |     |                                    |
|-------|------------------------------------|-----|------------------------------------|
| Start | <input type="text" value="08:00"/> | End | <input type="text" value="23:00"/> |
| Start | <input type="text"/>               | End | <input type="text"/>               |

THURSDAY

|       |                                    |     |                                    |
|-------|------------------------------------|-----|------------------------------------|
| Start | <input type="text" value="08:00"/> | End | <input type="text" value="23:00"/> |
| Start | <input type="text"/>               | End | <input type="text"/>               |

FRIDAY

|       |                                    |     |                                    |
|-------|------------------------------------|-----|------------------------------------|
| Start | <input type="text" value="08:00"/> | End | <input type="text" value="23:00"/> |
| Start | <input type="text"/>               | End | <input type="text"/>               |

SATURDAY

|       |                                    |     |                                    |
|-------|------------------------------------|-----|------------------------------------|
| Start | <input type="text" value="08:00"/> | End | <input type="text" value="23:00"/> |
| Start | <input type="text"/>               | End | <input type="text"/>               |

SUNDAY

|       |                                    |     |                                    |
|-------|------------------------------------|-----|------------------------------------|
| Start | <input type="text" value="10:00"/> | End | <input type="text" value="22:30"/> |
| Start | <input type="text"/>               | End | <input type="text"/>               |

Will the sale of alcohol be for consumption?

- On the premises     Off the premises     Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 14 of 17

ADULT ENTERTAINMENT

Continued from previous page...

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide 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 etc gambling machines etc.

N/A

**Section 15 of 17**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

**MONDAY**

Start

End

Start

End

Provide 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.

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

Start

End

Start

End

**THURSDAY**

Start

End

Start

End

**FRIDAY**

Start

End

Start

End

**SATURDAY**

Start

End

Start

End

**SUNDAY**

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

## Section 16 of 17

### LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

If the club wishes members and their guests to be able to consume alcohol on the premises select on, if the club wishes people to be able to purchase alcohol to consume away from the premises select off. If the club wishes people to be able to do both select both.

ALL STAFF TO RECEIVE REGULAR TRAINING REGARDING THE REQUIREMENTS OF THE FOUR LICENSING OBJECTIVES OF THE LICENSING ACT 2003 WITH APPROPRIATE TRAINING RECORDS MAINTAINED. WE WILL IMPLEMENT ANY RECOMMENDATIONS GIVEN BY THE AUTHORITIES TO IMPLEMENT AND PROMOTE THE FOUR LICENSING OBJECTIVES. REGULAR STAFF TRAINING TO TAKE PLACE REGARDING THE REQUIREMENTS AND RESPONSIBILITIES OF THE LICENSING ACT 2003, STAFF WILL BE TRAINED TO USE THE INCIDENT LOGS. CCTV IS IN PLACE WITH 31 DAYS RECORDING, CHALLENGE 25 POLICY BE OPERATED ON THE PREMISES. EVERY SUPPLY OF ALCOHOL UNDER THIS LICENSE WILL BE MADE OR AUTHORISED BY A PERSON WHO HOLDS A PERSONAL LICENCE.

b) The prevention of crime and disorder

Continued from previous page...

CCTV IS CAPABLE OF HOLDING RECORDINGS FOR 31 DAYS, AND WILL BE MADE AVAILABLE UPON REQUEST TO SUITABLY AUTHORISED OFFICERS. DRUNK AND VIOLENT PERSONS WILL NOT BE SERVED OR ALLOWED IN OUR PREMISES. POSTERS AND SIGNAGE WILL BE PLACED; STAFF WILL BE TRAINED IN ACCORDANCE. WE WILL IMPLEMENT ANY RECOMMENDATIONS GIVEN BY THE POLICE OR OTHER AUTHORITIES. AN INCIDENT LOG BOOK WILL BE MAINTAINED AT THE PREMISES WHERE STAFF WILL BE RESPONSIBLE FOR ENTERING DETAILS OF ANY INCIDENT OF A VIOLENT/ DISORDERLY NATURE. WE WILL PARTICIPATE IN THE LOCAL PUB WATCH & HAVE REGULAR MEETINGS WITH NEIGHBOURS. STAFF WILL BE TRAINED IN DRUGS AWARENESS AND TRAINING WILL BE MAINTAINED.

c) Public safety

WE WILL IMPLEMENT ANY REASONABLE RECOMMENDATIONS GIVEN BY THE POLICE AND OTHER RESPONSIBLE AUTHORITIES. VIOLENT AND DRUNK PEOPLE SHALL NOT BE SERVED, STAFF WILL BE FURTHER TRAINED. THE UNDER 25 CHALLENGE WILL BE IMPLEMENTED. THE PREMISES LICENSE HOLDER WILL ENSURE COMPLIANCE OF CURRENT FIRE AND SAFETY REGULATIONS AND VENTILATION AND AIR CONDITIONING TO BE WELL MAINTAINED AND IN GOOD CONDITION.

d) The prevention of public nuisance

CUSTOMERS WILL BE ASKED TO LEAVE THE VICINITY PROMPTLY, QUIETLY AND RESPECTFULLY. CLEAR AND LEGIBLE NOTICES WILL BE PROMINENTLY DISPLAYED AT ALL EXITS ASKING CUSTOMERS TO RESPECT LOCAL RESIDENTS AND TO LEAVE QUIETLY. LOCAL TAXI NUMBERS WILL BE MADE AVAILABLE. MUSIC WILL BE KEPT TO A REASONABLE LEVEL TO AVOID NUISANCE TO NEIGHBOURING PROPERTIES.

e) The protection of children from harm

STAFF WILL BE TRAINED REGARDING PROTECTION OF CHILDREN FROM HARM OBJECTIVE.  
NO ID, NO SALE. THE UNDER 25 CHALLENGE WILL APPLY.  
STAFF WILL BE TRAINED TO RECOGNISE ID PROOF AND CHALLENGE 25.  
REFUSAL BOOK, STAFF TRAINING RECORDS WILL BE AVAILABLE FOR THE AUTHORITIES.

**Section 17 of 17**

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

|                           |          |
|---------------------------|----------|
| Band A - No RV to £4300   | £100.00  |
| Band B - £4301 to £33000  | £190.00  |
| Band C - £33001 to £8700  | £315.00  |
| Band D - £87001 to £12500 | £450.00* |
| Band E - £125001 and over | £635.00* |

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

|                           |           |
|---------------------------|-----------|
| Band D - £87001 to £12500 | £900.00   |
| Band E - £125001 and over | £1,905.00 |

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

|                       |           |
|-----------------------|-----------|
| Capacity 5000-9999    | £1,000.00 |
| Capacity 10000 -14999 | £2,000.00 |
| Capacity 15000-19999  | £4,000.00 |

**Continued from previous page...**

|                         |            |
|-------------------------|------------|
| Capacity 20000-29999    | £8,000.00  |
| Capacity 30000-39000    | £16,000.00 |
| Capacity 40000-49999    | £24,000.00 |
| Capacity 50000-59999    | £32,000.00 |
| Capacity 60000-69999    | £40,000.00 |
| Capacity 70000-79999    | £48,000.00 |
| Capacity 80000-89999    | £56,000.00 |
| Capacity 90000 and over | £64,000.00 |

\* Fee amount (£)

190.00

**ATTACHMENTS**

**AUTHORITY POSTAL ADDRESS**

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

**DECLARATION**

\* I/we understand it is an offence, liable on conviction to a fine up to 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

\* Capacity

Date (dd/mm/yyyy)

[Add another signatory](#)

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/westminster/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**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**



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

Schedule 12  
Part A

WARD: Warwick  
UPRN: 999000145017

Premises licence

Regulation 33, 34

Premises licence number:

07/00558/WCCMAP

**Part 1 – Premises details**

**Postal address of premises:**

Delicias De Portugal  
43 Warwick Way  
London  
SW1V 1QS

Telephone Number: 0207 6305597

**Where the licence is time limited, the dates:**

N/A

**Licensable activities authorised by the licence:**

Sale by Retail of Alcohol

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

Sale by Retail of Alcohol: Monday to Saturday - 08:00 to 23:00  
Sale by Retail of Alcohol: Sunday - 10:00 to 22:30

**The opening hours of the premises:**

Monday to Saturday - 08:00 to 23:00  
Sunday - 08:00 to 23:00

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

Off

Part 2

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

Atlantico UK Ltd  
Unit 10, Commerce Park  
Commerce Way  
Croydon  
CR0 4ZS  
Telephone Number: 020 7630 5597

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

3076022

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

Name: Ivandra Rosinha  
Address: 86, Frensham Drive  
New addington  
Croydon  
CR0 0QY  
Phone: Not Supplied

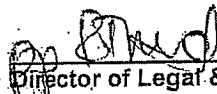
Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:

Licence Number: Not Supplied  
Licensing Authority: Not Supplied

Date:

28 May 2004

Signed:



Director of Legal & Administrative Services



## **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.

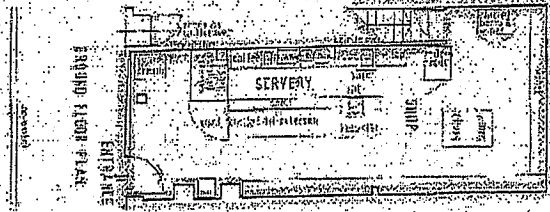
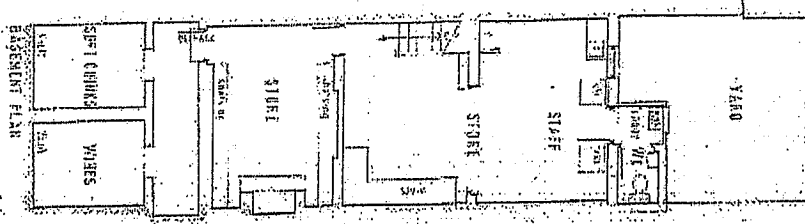
**Annex 2 – Conditions consistent with the operating Schedule**

None

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

4. No beer or cider to be sold above 5.5% Alcohol By Volume, excepting premium beers in glass bottles, such premium beers to be identified on request to the Licensing Authority and the Police with no self service and will only be exposed for sale or display with the spirits, located behind the counter on the deposited plan.
5. No self service of spirits
6. In the judgement of the Designated Premises Supervisor, to maintain at all times levels of staff, so as not to undermine the Crime and Disorder objectives, to be disclosed on request to the Licensing Authority and the Police.
7. That a comprehensive CCTV system be maintained that ensures all areas of the licensed premises are monitored including all entry and exit points and which enable frontal identification of every person entering in any light condition. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. Tape recordings shall be made available to an authorised officer or a police officer together with facilities for viewing. The recordings for the preceding two days shall be made available immediately on request. Recordings outside this period shall be made available on 24 hours notice.
8. All deliveries and collections will only be scheduled between the hours of 0700 and 1900.
9. All waste to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

Annex 4 - Plans



LEGEND  
 [Symbol] FIRE EXIT

DELICIAS DE PORTUGAL  
 13 WARWICK WAY  
 LONDON SW1

PLANS OF PREMISES

Scale 1:700  
 Drawing no. 00P/2  
 Date Aug 2005

JOHN BEECH  
 DESIGNER  
 92 WINDERMERE ROAD  
 EALING W6 4TH  
 Tel: 0181 567 1535



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

Schedule 12  
Part B

WARD: Warwick  
UPRN: 999000145017

Premises licence  
summary

Regulation 33, 34

Premises licence number:

07/00558/WCCMAP

**Part 1 – Premises details**

**Postal address of premises:**

Delicias De Portugal  
43 Warwick Way  
London  
SW1V 1QS

Telephone Number: 0207 6305597

**Where the licence is time limited, the dates:**

N/A

**Licensable activities authorised by the licence:**

Sale by Retail of Alcohol

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

Sale by Retail of Alcohol: Monday to Saturday - 08:00 to 23:00  
Sale by Retail of Alcohol: Sunday - 10:00 to 22:30

**The opening hours of the premises:**

Monday to Saturday - 08:00 to 23:00  
Sunday - 08:00 to 23:00

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

Off

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

Atlantico UK Ltd  
Unit 10, Commerce Park  
Commerce Way  
Croydon  
CR0 4ZS

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

3076022

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

Name: Ivandra Rosinha

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

Restricted

Date:

28 May 2007

Signed:

[Signature]

Director of Legal & Administrative Services

**Owojori, Olaposi**

**From:** Deweltz, Adam  
**Sent:** 03 April 2014 12:06  
**To:** Manuel Rocha  
**Cc:** idoxlicensing  
**Subject:** RE: Delicias De Portual 43 Warwick Way, London, SW1 - 14/01940/LIPV

Manuel,

Thank you for getting back to me.

The Metropolitan Police, as a reasonable authority, withdraw their representation.

Kindest regards

Adam.

**PC Adam Deweltz**  
**Westminster Police Licensing Unit**  
**Westminster City Hall**  
**4th Floor**  
**64 Victoria Street**  
**London**  
**SW1E 6QP**

---

**From:** Manuel Rocha [mailto:manuelrocha01@hotmail.com]  
**Sent:** 03 April 2014 12:03  
**To:** Deweltz, Adam  
**Subject:** Re: Delicias De Portual 43 Warwick Way, London, SW1 - 14/01940/LIPV

Hi Mr Adam , hope you well.

Sorry about the delay in replying to your email. And yes we agree with all the Conditions proposed in your email.

Kind Regards  
Manuel

Sent from my iPad

On 3 Apr 2014, at 11:48, "Deweltz, Adam" <[adeweltz@westminster.gov.uk](mailto:adeweltz@westminster.gov.uk)> wrote:

Hello Manuel,

I am still waiting for you to reply and get in contact with me regarding the application you submitted to WCC.

I have also emailed the applicant, Mr Jose Cruz and he too has failed to get in contact.

I visited the venue on Wed 2nd April and spoke with the manager Magno Santos. I explained to him that in order for the minor variation to proceed, the applicant needs to agree to the conditions I have asked for. These are below.

I left my number with Magno to pass onto the applicant. I have not had a phone call yet.

At this time, I maintain my representation.

Kindest regards,

Adam.

**PC Adam Deweltz**  
**Westminster Police Licensing Unit**  
**Westminster City Hall**  
**4th Floor**  
**64 Victoria Street**  
**London**  
**SW1E 6QP**

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**From:** Deweltz, Adam  
**Sent:** 12 March 2014 13:24  
**To:** [manuelrocha01@hotmail.com](mailto:manuelrocha01@hotmail.com)  
**Subject:** FW: Delicias De Portual 43 Warwick Way, London, SW1 - 14/01940/LIPV

---

**From:** Deweltz, Adam  
**Sent:** 11 March 2014 17:06  
**To:** [manuelrocha01@hotmail.com](mailto:manuelrocha01@hotmail.com)  
**Cc:** idoxlicensing  
**Subject:** Delicias De Portual 43 Warwick Way, London, SW1 - 14/01940/LIPV

Dear Manuel

- **Delicias De Portual 43 Warwick Way, London, SW1 - 14/01940/LIPV**

I acknowledge receipt of your application for a variation to your premises licence.

I have been through your operating schedule and in order for the variation to be granted I will need the following conditions to go on your licence:

- 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) The supply of alcohol shall be by waiter or waitress service only.
- 4) A 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) A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
- 6) All sales of alcohol for consumption off the premises shall be in sealed containers only.
- 7) 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.
- 8) Westminster Core hours for the sale of alcohol **ON** the premises are:

Mon to Thur - 10:00 to 23:30  
Fri and Sat - 10:00 to Midnight  
Sun - Midday to 22:30

Please can you change the start times for the supply of alcohol **ON** the premises to reflect the above.

I would be happy to attend and speak with you in person if you have any questions.

I look forward to your prompt response.

Many thanks

Adam

**PC Adam Deweltz**  
**Westminster Police Licensing Unit**  
**Westminster City Hall**  
**4th Floor**  
**64 Victoria Street**  
**London**

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\*\*\*\*\*  
Say thank you to your local hero by nominating them for a Westminster Community Award. Deadline for nominations is 31 March. [www.volunteer.co.uk/awards](http://www.volunteer.co.uk/awards)

Got an opinion? Get heard. Register to vote at <http://www.changethingsnow.co.uk/>

\*\*\*\*\*  
Westminster City Council switchboard: +44 20 7641 6000.  
[www.westminster.gov.uk](http://www.westminster.gov.uk)  
\*\*\*\*\*

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You should not disclose the contents to any other person or take copies.  
\*\*\*\*\*

CITY OF WESTMINSTER

MEMORANDUM

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TO Licensing Officer

REFERENCE 14/01940/LIPV

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FROM EH Consultation Team, 4<sup>th</sup> Floor (West) City Hall  
REFERENCE 14/009117/EHCT  
BEING DEALT WITH BY David Nevitt  
TELEPHONE 3188  
DATE 11.3.2014

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**LICENSING ACT 2003**

**APPLICATION FOR A VARIATION TO A PREMISES LICENCE**

**DELICIAS DE PORTUGAL, 43 WARWICK WAY, SW1**

I refer to the above application which seeks a Variation to Premises Licence 07/00558/WCCMAP to include the following:

**Supply of Alcohol 'On' the premises Monday to Saturday 0800hrs-2300hrs and Sunday 1000hrs-2230hrs.**

The applicant has proposed Conditions which are under consideration.

I wish to make Representations on the following grounds:

Representation is made in relation to the application, as the proposals are likely to increase Public Nuisance and may impact upon Public Safety.

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

David Nevitt  
Environmental Health Officer

## Owojori, Olaposi

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**From:** Nevitt, Dave  
**Sent:** 17 April 2014 07:21  
**To:** Jose Manuel Rocha; Owojori, Olaposi  
**Subject:** RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

Mr. Rocha, the consumption of alcohol has a very different effect on the body to soft drinks. Consumers are much more likely to need the use of a toilet. Our usual and consistent approach is to apply the minimum standards set out in BS6465 table 10.

Sent from my Windows Phone

---

**From:** Jose Manuel Rocha  
**Sent:** 16/04/2014 17:19  
**To:** Nevitt, Dave; Owojori, Olaposi  
**Subject:** RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

Hi Mr Dave

There are no obligations on The License Act 2003 for Premises to have toilet facilities for customers. I have carried over 200 successful application throughout the last 6 years and a number of those were for premises that did not have toilet facilities. At no time was the lack of toilets an issue, we don't stop selling water or soft drinks in cafes and coffee shops just because there are no toilet facilities.

Also we have a limited seating area and we don't predict more than 4/6 costumers seating on the facilities at same time.

We are a cafe / deli, not a Disco or a Pub.

Kind Regards  
Manuel Rocha

---

**From:** dnevitt@westminster.gov.uk  
**To:** owojori@westminster.gov.uk; manuelrocha01@hotmail.com  
**Date:** Wed, 16 Apr 2014 15:49:51 +0100  
**Subject:** RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

I will be maintaining my Rep as it appears that the premises does not appear to have any customer toilets.

From: "Jose Manuel Rocha" <manuelrocha01@hotmail.com>  
Sent: 27/05/2014 11:15:19  
To: "Owojori, Olaposi" </O=CITYOFWESTMINSTER/OU=CORPORATE/CN=RECIPIENTS/CN=OOWOJOR>  
Subject: RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

Dear Mr Ow ojori,

We've draw n up some possibilities for the toilets, we were waiting for Atlantico to choose which toilet positioning they felt was most appropriate for them in order to send it to you. Ive attached the 3 proposals so you can have a look.

Kind Regards  
Manuel Rocha

---

From: oow ojori@westminster.gov.uk  
To: manuelrocha01@hotmail.com  
CC: dnevitt@westminster.gov.uk  
Date: Tue, 27 May 2014 10:54:59 +0100  
Subject: RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

Dear Mr Rocha,

We are still waiting for the revised plan and if this is not available by the end of the week, do you wish to consider withdrawing this application and resubmit at a later date.

Regards

Mr Ola Ow ojori  
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: oow ojori@westminster.gov.uk  
Web: www.westminster.gov.uk

cid:image003.jpg@01CD3505.A8C05CE0  
<<http://www.westminster.gov.uk/services/environment/environmentalhealth/environmental-health-training/>>  
Signature images 3.jpg  
<<http://idoxpa.westminster.gov.uk/online-applications/search.do?action=simplesearchType=LicencingApplication>>

You can now apply online for the majority of licensing regimes that the authority is responsible for. Please visit [www.westminster.gov.uk/licensing](http://www.westminster.gov.uk/licensing) <<http://www.westminster.gov.uk/licensing>> and following the relevant links to apply.

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

15/08/2014 14:10:04

Sent: 13 May 2014 16:28

To: Ow ojori, Olaposi

Subject: RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

Dear Mr Ola

Hopefully at the end of this week. The person who is dealing the Plan is out of the country until Thursday.

Kind Regards  
Manuel

---

From: oow ojori@westminster.gov.uk  
To: manuelrocha01@hotmail.com; dnevitt@westminster.gov.uk  
<mailto:dnevitt@westminster.gov.uk>  
Date: Tue, 13 May 2014 16:18:33 +0100  
Subject: RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

Dear Mr Rocha,

When should I be expecting the plan for the proposed layout as we need to get this sorted asap.

Regards

Mr Ola Ow ojori  
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: oow ojori@westminster.gov.uk  
Web: www.westminster.gov.uk

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<<http://www.westminster.gov.uk/services/environment/environmentalhealth/environmental-health-training/>>  
Signature images 3.jpg  
<<http://idoxpa.westminster.gov.uk/online-applications/search.do?action=implesearchType=LicencingApplication>>

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

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

From: Jose Manuel Rocha [mailto:manuelrocha01@hotmail.com]  
C:\Users\sanand\AppData\Local\Microsoft\Windows\Temporary Internet Files\Content.IE5\W7HYOF05\3454352[1].msg

15/08/2014 14:10:04

Sent: 06 May 2014 11:15

To: Nevitt, Dave; Ow otori, Olaposi

Subject: RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

Dear Mr Dave

Sorry my mistake. We have toilet facilities for staff in the Basement. I agree that we should adjourn the Hearing and in meantime we can meet at Delicias de Portugal at your convenience to discuss this matter. We will also prepare an updated Plan of the Premises with the proposed Customer toilets included.

Kind Regards  
Manuel Rocha

---

From: dnevitt@westminster.gov.uk <mailto:dnevitt@westminster.gov.uk>  
To: manuelrocha01@hotmail.com; oow otori@westminster.gov.uk  
<mailto:oow otori@westminster.gov.uk>  
Date: Tue, 6 May 2014 10:07:08 +0100  
Subject: RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

Ola, I note from the email below that the applicant wishes to make toilets available for customers. I don't think there are toilets on the Ground Floor - I think he may mean the Basement. I will need to visit the premises and check the suitability of such an arrangement because it seems from the plans that customers will need to pass through staff areas to access the Basement WC. Also, they seem to have plans to build additional toilets at the premises. I am wondering if it would be best to adjourn this matter (it is due at Sub Ctee this Thursday) in order for me to meet with them and discuss the options.

From: Jose Manuel Rocha [mailto:manuelrocha01@hotmail.com]  
Sent: 02 May 2014 17:36  
To: Nevitt, Dave; Ow otori, Olaposi  
Subject: RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

Mr David

We have toilet facilities for staff on the ground floor, and they are available for customers for use upon request. A staff member will escort the customer to the toilet facilities

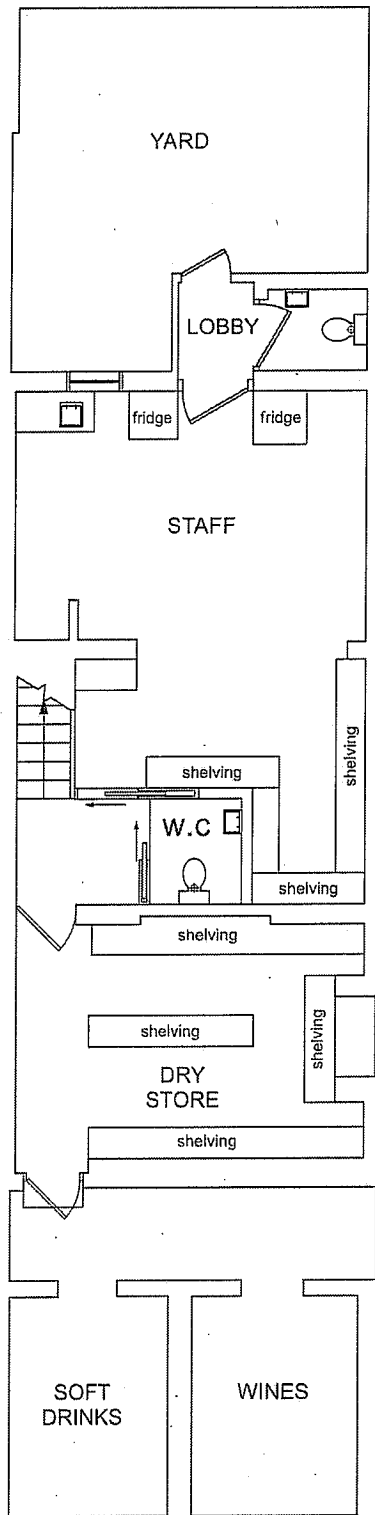
Also is in our plan to build permanent toilet facilities for customers in the next few months.

Regards  
Manuel Rocha

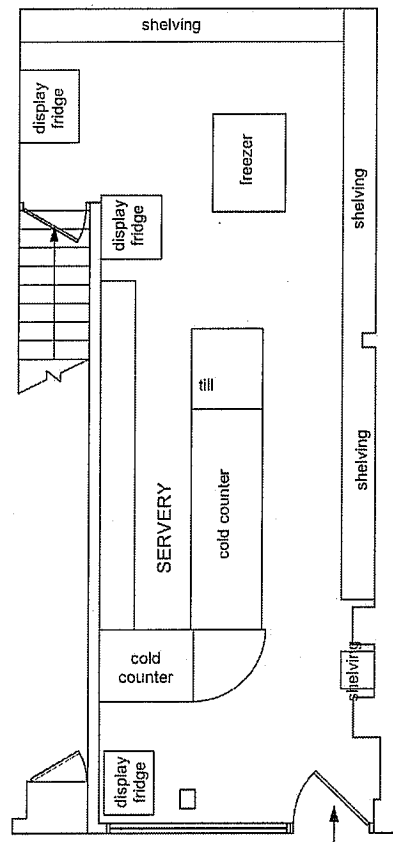
---

From: dnevitt@westminster.gov.uk <mailto:dnevitt@westminster.gov.uk>  
To: oow otori@westminster.gov.uk; manuelrocha01@hotmail.com  
Date: Wed, 16 Apr 2014 15:49:51 +0100  
Subject: RE: DELICIAS DE PORTUGAL, 43 WARWICK WAY, LONDON 14/01940/LIPV

I will be maintaining my Rep as it appears that the premises does not appear to have any customer toilets.



**EXISTING BASEMENT FLOOR PLAN**



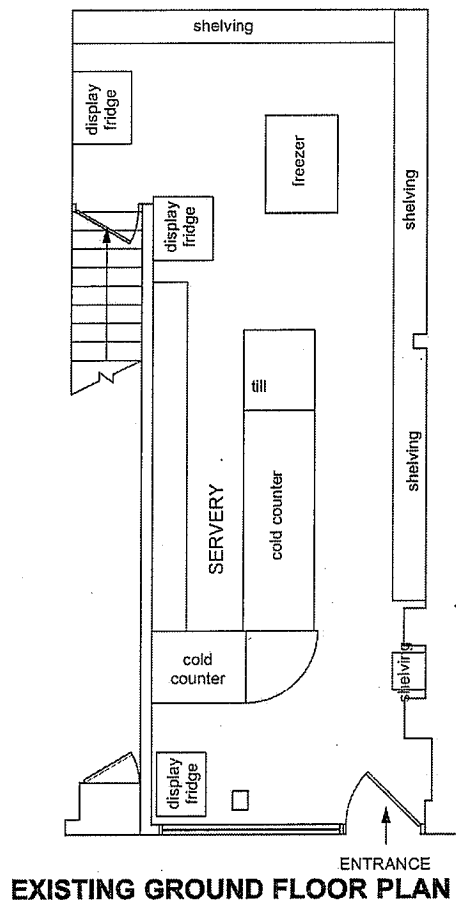
**EXISTING GROUND FLOOR PLAN**

**DELICIAS DE PORTUGAL  
VICTORIA  
PROPOSAL 1**





**EXISTING BASEMENT FLOOR PLAN**

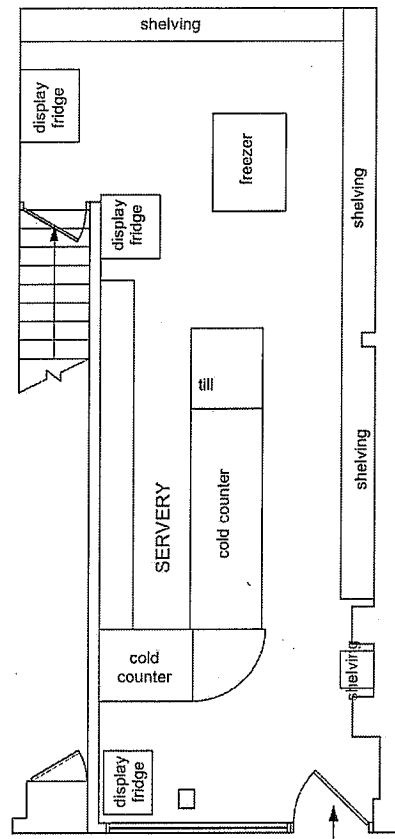


**EXISTING GROUND FLOOR PLAN**

**DELICIAS DE PORTUGAL  
VICTORIA  
PROPOSAL 2**



**EXISTING BASEMENT FLOOR PLAN**



**EXISTING GROUND FLOOR PLAN**

**DELICIAS DE PORTUGAL  
VICTORIA  
PROPOSAL 3**

**From:** Cafe Mignon [omebtouche@btconnect.com]  
**Sent:** 24 March 2014 13:05  
**To:** Premises Licensing  
**Subject:** 14/01940/LIPV

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

Dear Licensing Service,

I have received a letter from you informing me that the delicatessen/sandwich bar (Delicias de Portugal) that neighbours my coffee shop (Café Mignon) is asking for authorisation to sell alcohol on its premises. Firstly, upon opening their Delicatessen, it was clear that it was not a sandwich bar. The owners are constantly changing their shop, alcohol will turn it into a restaurant, which is not their contract. I am writing this email, as I am concerned that you will in fact authorise it. I have owned Café Mignon for the past 25years, and ever since Delicias de Portugal has arrived, I have had a few complaints from my own clients, and even the public, because their clients stand outside the bar, make a lot of noise and are very disruptive. I am concerned that if you grant them alcoholic drinks (Wine & spirits) on premises would do nothing more than aggravate the situation. There are sufficient bars/pubs in the area and for the safety of the Westminster Borough, and the general public granting them alcohol could lead to dangerous behaviour. I have asked my regular customers if they thought it was a good idea and they have all agreed with me. I would like to emphasise that although my coffee shop is next-door to the sandwich bar, their clients attitude does not affect my business whatsoever, writing to you is simply a question of principles and looking out for the borough I work in.

I would be grateful if you considered this email as my opposition to the application given by Delicias de Portugal.

Many thanks

Omar Mebtouche.  
Owner of Café Mignon  
41 Warwick Way  
London SW1V 1QS

Sent from my iPhone

**Licence & Appeal History**

| <b>Application</b> | <b>Details of Application</b>                                     | <b>Date Determined</b> | <b>Decision</b>                    |
|--------------------|---|------------------------|------------------------------------|
| New                | Application for sale of alcohol for consumption off the premises. | 16.2.06                | Granted by Licensing Sub Committee |

**No appeal history**

**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 Existing Licence****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 hold a personal licence.

**Conditions attached after a hearing by the licensing authority**

4. No beer or cider to be sold above 5.5% Alcohol By Volume, excepting premium beers in glass bottles, such premium beers to be identified on request to the Licensing Authority and the Police with no self service and will only be exposed for sale or display with the spirits, located behind the counter on the deposited plan.
5. No self service of spirits.
6. In the judgement of the Designated Premises Supervisor, to maintain at all times levels of staff, so as not to undermine the Crime and Disorder objectives, to be disclosed on request to the Licensing Authority and the Police.
7. That a comprehensive CCTV system be maintained that ensures all areas of the licensed premises are monitored including all entry and exit points and which enable frontal identification of every person entering in any light condition. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. Tape recordings shall be made available to an authorised officer or a police officer together with facilities for viewing. The recordings for the preceding two days shall be made available immediately on request. Recordings outside this period shall be made available on 24 hours notice. **(To be replaced with condition 19)**

8. All deliveries and collections will only be scheduled between the hours of 0700 and 1900.
9. All waste to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

**Mandatory Condition to be added**

10. (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.

**Mandatory Conditions if granted**

11. (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.
12. 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).

13. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
14. 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 proposed by the applicant**

15. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
16. Sale by retail of alcohol shall be made or authorised by a personal licence holder.
17. Local taxi numbers shall be made available to patrons.
18. No music shall emanate from the premises which give rise to a nuisance.

#### **Conditions agreed with the Police**

19. 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.
20. 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.
21. The supply of alcohol shall be by waiter or waitress service only.
22. A 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.
23. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The

record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.

24. All sales of alcohol for consumption off the premises shall be in sealed containers only.

25. 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.





City of Westminster

# Delicias De Portugal



|                                    |     |
|------------------------------------|-----|
| Residential / Proposed Residential | 153 |
| Under Construction                 | 0   |
| Other Uses                         | 140 |
| Proportion Residential of all Uses | 52% |

## APPENDIX E

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Data Source: Uniform Database

Date: 16/04/2014

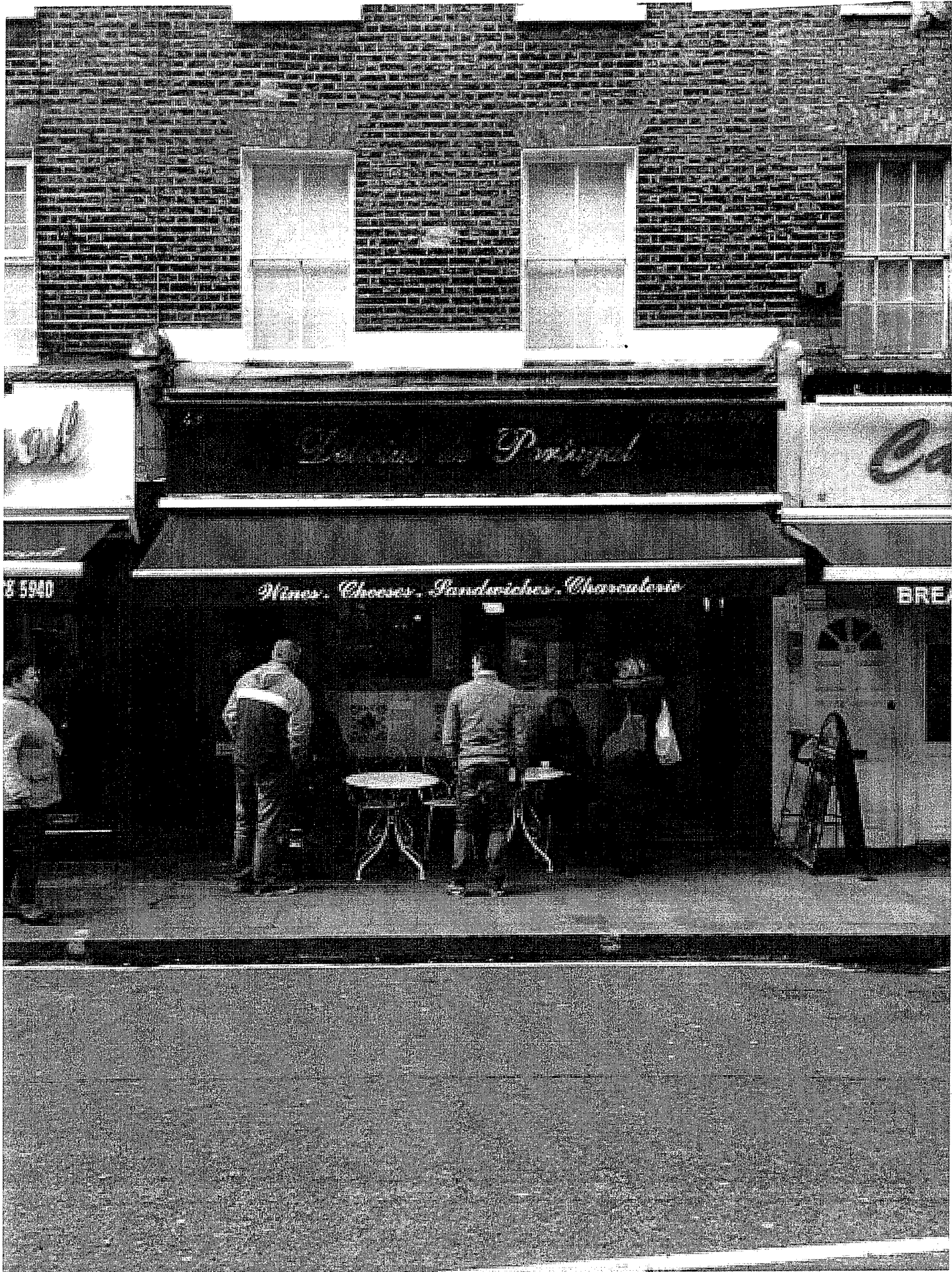
10



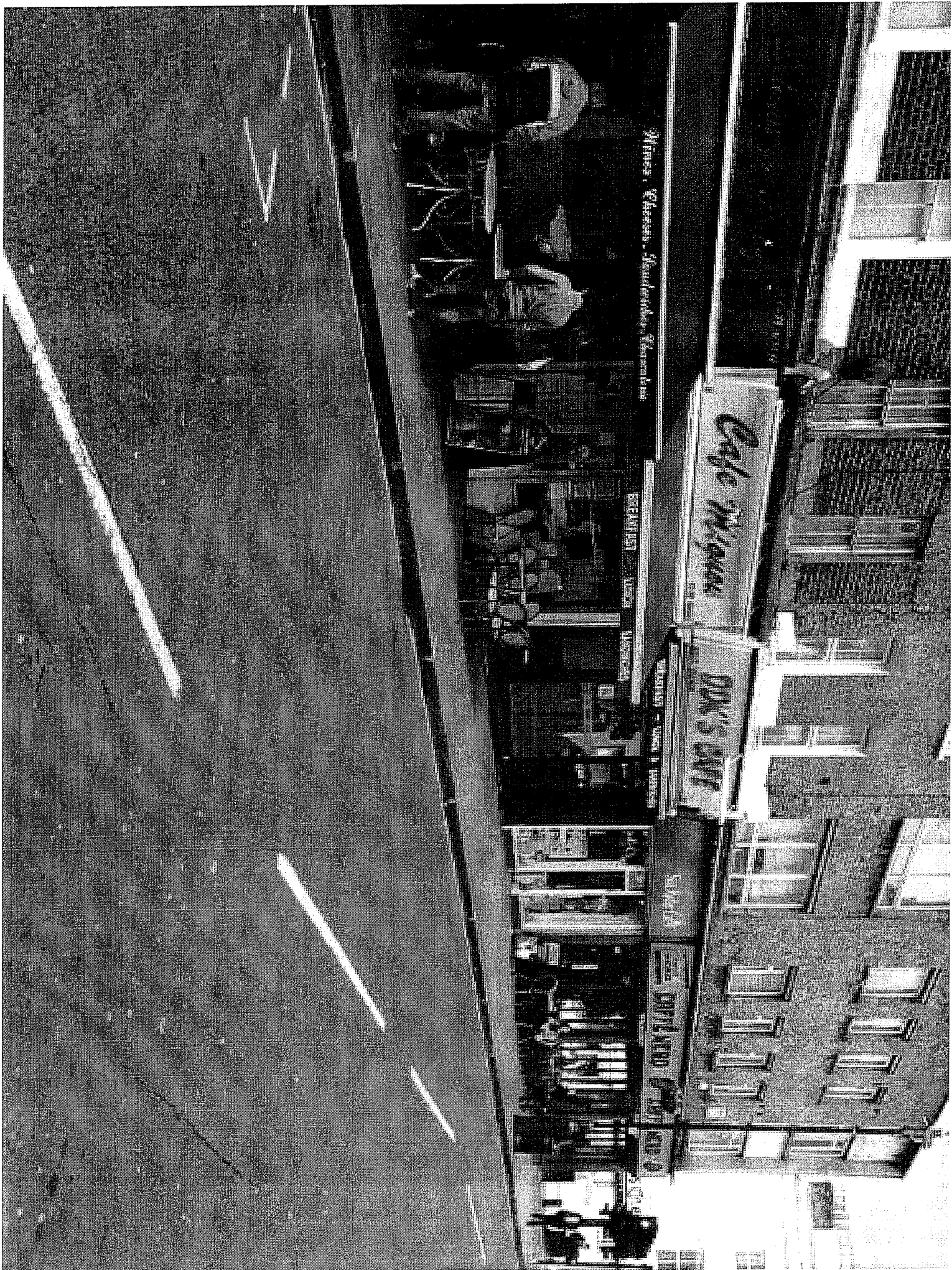
Meters

**Premises within 75 metres of: Delicias De Portugal**

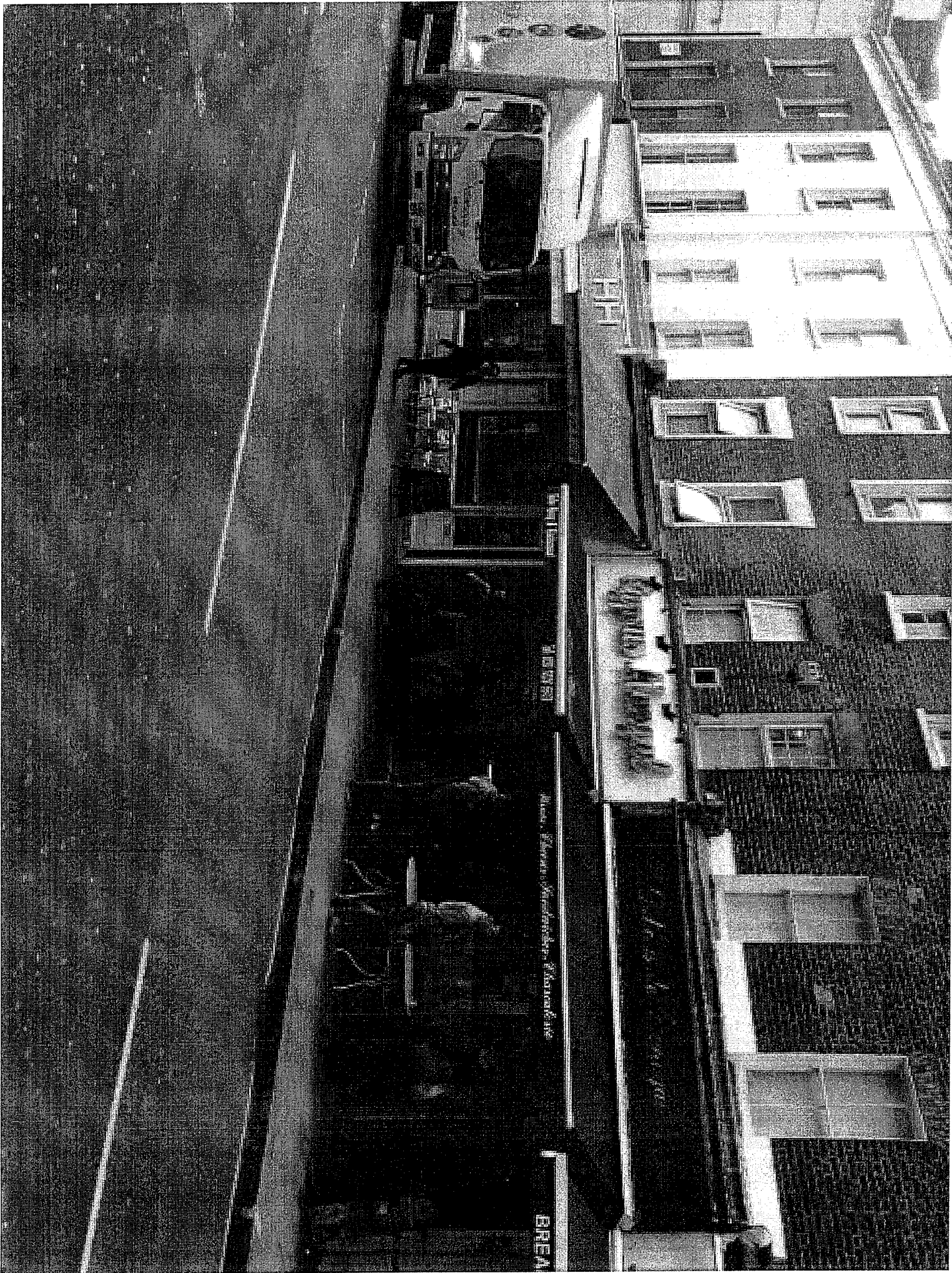
| <b>p / n</b> | <b>Name of Premises</b>             | <b>Premises Address</b>                        | <b>Opening Hours</b>   |
|--------------|-------------------------------------|--|--|
| -11545       | Warwick                             | 25 Warwick Way London SW1V 1QT                 | Sunday to Wednesday: 08:00 to 23:30<br>Thursday to Saturday: 08:00 to 01:30  |
| -13424       | Cyprus Mangal                       | 45 Warwick Way London SW1V 1QS                 | Sunday to Thursday: 12:00 to 00:00<br>Friday to Saturday: 12:00 to 01:00   |
| -13708       | The Prince Of Wales Public House    | Prince Of Wales 91 Wilton Road London SW1V 1DN | Monday to Thursday: 10:00 to 23:30<br>Friday to Saturday: 10:00 to 00:00<br>Sunday: 12:00 to 23:00<br>Sundays before Bank Holidays: 10:00 to 00:00 |
| -22841       | Delicias De Portugal                | 43 Warwick Way London SW1V 1QS                 | Monday to Saturday - 08:00 to 23:00<br>Sunday - 08:00 to 23:00   |
| -23073       | About Thyme Restaurant              | 82 Wilton Road London SW1V 1DL                 | Monday to Saturday - 10:00 to 23:30<br>Sunday - 12:00 to 23:00   |
| 11690        | Night Spot                          | 38 Warwick Way London SW1V 1RY                 | Monday to Saturday: 08:00 to 23:00<br>Sunday: 10:00 to 22:30   |
| 7758         | Marquis Of Westminster              | 50 Warwick Way London SW1V 1RY                 | Monday to Thursday: 10:00 to 23:30<br>Friday to Saturday: 10:00 to 00:00<br>Sunday: 12:00 to 22:30   |
| 3628         | Seafresh Restaurant                 | 80-81 Wilton Road London SW1V 1DL              | Monday to Saturday: 10:00 to 00:30<br>Sunday: 12:00 to 00:00   |
| -25993       | Victoria Stanley House Hotel        | 19-21 Belgrave Road London SW1V 1RB            | Monday to Saturday - 10:00 to 00:30<br>Sunday - 12:00 to 00:00<br>24 hours for residents and their bona fide guests                                |
| -26896       | Spicy World                         | 76 Wilton Road London SW1V 1DE                 | Monday to Saturday - 10:00 to 00:00<br>Sunday - 12:00 to 00:00   |
| 7620         | Oddbins                             | 2 Denbigh Street London SW1V 2ER               | Monday to Saturday: 08:00 to 23:00<br>Sunday: 10:00 to 22:30   |
| -7055        | Uno Restaurant                      | Ground 1 Denbigh Street London SW1V 2HF        | Monday to Saturday: 10:00 to 23:30<br>Sunday: 12:00 to 23:00   |
| 32242        | Kazan Kitchen                       | 77 Wilton Road London SW1V 1DE                 | Monday to Saturday: 10:00 to 00:00<br>Sunday: 10:00 to 23:30<br>Sundays before Bank Holidays: 10:00 to 00:00                                       |
| 28805        | Marquis Of Westminster Public House | 50 Warwick Way London SW1V 1RY                 | Monday to Thursday 10:00 – 23:30<br>Friday & Saturday 10:00 – 00:00<br>Sunday 12:00 – 22:30  |
| -28107       | Paradise Indian Restaurant          | 5 Denbigh Street London SW1V 2HF               | Monday to Saturday - 10:00 to 00:30<br>Sunday - 12:00 to 00:00   |
| -31558       | Kazan                               | 93-94 Wilton Road London SW1V 1DW              | Monday to Saturday - 10:00 to 23:30<br>Sunday - 12:00 to 23:00   |
|              |                                     |  |  |
|              |                                     |  |  |
|              |                                     |  |  |





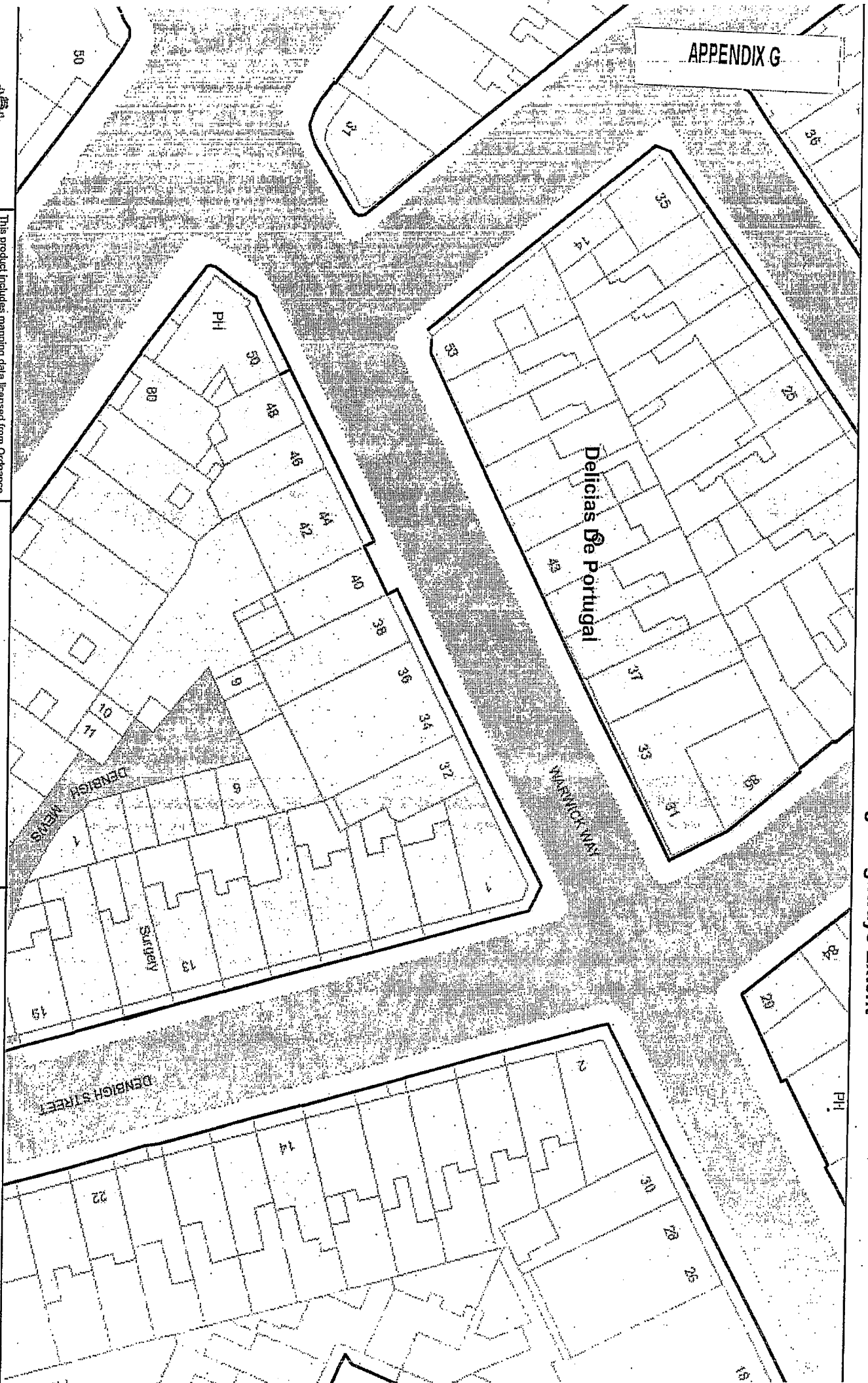






APPENDIX G

Delicias De Portugal Highways Extent



City of Westminster



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Data Source:  
Date: 22/04/2014

