

# Licensing Sub-Committee Report

Item No:	
Date:	30 November 2017
Licensing Ref No:	17/10790/LIPN - New Premises Licence
Title of Report:	Tank and Paddle 15-17 Heddon Street London W1B 4BF
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Yolanda Wade Senior Licensing Officer
Contact details	Telephone: 02076411872 Email: <a href="mailto:ywade@westminster.gov.uk">ywade@westminster.gov.uk</a>



<b>Hours premises are open to the public</b>							
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	09:00	09:00	09:00	09:00	09:00	09:00	09:00
<b>End:</b>	02:30	02:30	02:30	02:30	02:30	02:30	02:30

## 2. Representations

<b>2-A Responsible Authorities</b>	
<b>Responsible Authority:</b>	The Licensing Authority
<b>Representative:</b>	Mr David Sycamore
<b>Received:</b>	23 <sup>rd</sup> October 2017
<p>I write in relation to the application submitted for a new Premises Licence for the following premises – Tank And Paddle</p> <p>As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011 the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the Licensing Objectives:</p> <ul style="list-style-type: none"> <li>• Public Nuisance</li> <li>• Prevention of Crime &amp; Disorder</li> <li>• Public Safety</li> </ul> <p>The premises is located within the West End Cumulative Impact and as such a number of policy points must be considered.</p> <p>We are concerned that the relaxation of the conditions will undermine the licensing objectives. However, we do acknowledge that there are many positive differences to this application and the currently licensed premises. The reduction of the capacity and terminal hours go some way to address the currently Policy concerns but the application does still seek to go beyond core hours in the C.I.A. The premises has operated as a night club for many years and has had a number of conditions added to the licence over the years and whilst we accept the addition of a substantial food offering, there is still a large drink element. We look forward to working with the applicants to present to committee a set of agreed conditions.</p>	

<b>Responsible Authority:</b>	The Metropolitan Police Service
<b>Representative:</b>	PC Toby Janes
<b>Received:</b>	22 <sup>nd</sup> October 2017

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, make a representation against the above application.

It is our belief that if granted the application would undermine the Licensing objectives in relation to the prevention of crime and disorder as there are insufficient conditions within the operating schedule.

The venue is situated in the West End cumulative impact area, a locality where there is traditionally high crime and disorder. We have concerns that this application will cause further policing problems in an already demanding area.

<b>Responsible Authority:</b>	The Environmental Health Service
<b>Representative:</b>	Maxwell Owusu Koduah
<b>Received:</b>	18 <sup>th</sup> October 2017

I refer to the application for a new Premises Licence which is located in the West End Cumulative Impact area.

This representation is based on plans of Basement & Floors by DAKOTA House of Design dated 11.09.17 ref. 5228-17-100

The applicant is seeking the following licensable activities:

1. Playing of recorded music "indoors" at the following times:  
Monday to Saturday: 09:00 – 02:00 hours  
Sunday: 09:00 – 23:00 hours
2. Provision of late night refreshment "Indoors" Monday to Saturday from 23:00 to 02:00 hours. This is to be extended to 05:00 hours on New Year's Eve
3. Supply of Alcohol for consumption "On" & "Off" the premises at the following times:  
Monday to Saturday: 09:00 – 02:00 hours  
Sunday: 09:00 – 23:00 hours

I wish to make the following representation

1. The hours sought to play recorded music will have the likely effect of causing an increase in Public Nuisance within the West End Cumulative Impact area
2. The provision of late night refreshment and the hours sought will have the likely effect of causing an increase in Public Nuisance and impact on Public Safety

within the West End Cumulative Impact area

3. The hours sought to supply alcohol will have the likely effect of causing an increase in Public Nuisance and impact on Public Safety within the West End Cumulative Impact area

The granting of the application as presented would have the likely effect of causing an increase in Public Nuisance and impact on Public Safety within the West End Cumulative Impact area

The applicant has provided some conditions in support of the application which are being considered but do not fully address the concerns of Environmental Health

The applicant is asked to contact the undersigned to arrange a site visit to assess the premises to ensure the premises is satisfactory and following this, additional conditions may be recommended by Environmental Health to support the licensing objectives of Prevention of Public Nuisance and Public Safety

### 3. Policy & Guidance

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

Policy CIA1:

(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.

(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.

Policy HRS1 applies:

(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.

(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.

Policy PB2 applies:

It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas other than applications to vary hours

within the Core Hours under Policy HRS1.
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The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under section 149 of the Equality Act 2010. In summary section 149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to :

- (a) eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it, and
- (c) foster good relations between persons who share a relevant protected characteristics and persons who do not share it.

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

#### 4. Appendices

<b>Appendix 1</b>	Applicant supporting documents
<b>Appendix 2</b>	Premises history
<b>Appendix 3</b>	Proposed conditions
<b>Appendix 4</b>	Copy of Existing Licence (17/11014/LIPT)
<b>Appendix 5</b>	Residential map and list of premises in the vicinity

<b>Report author:</b>		Miss Yolanda Wade Senior Licensing Officer
<b>Contact:</b>		Telephone: 02076411872 Email: ywade@westminster.gov.uk

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

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

<b>1</b>	Licensing Act 2003	N/A
<b>2</b>	City of Westminster Statement of Licensing Policy	7 <sup>th</sup> January 2016
<b>3</b>	Amended Guidance issued under section 182 of	March 2015

	the Licensing Act 2003	
<b>4</b>	Application Form	25 <sup>th</sup> September 2017
<b>5</b>	The Environmental Health Service	18 <sup>th</sup> October 2017
<b>6</b>	The Metropolitan Police Service	22 <sup>nd</sup> October 2017
<b>7</b>	The Licensing Authority	23 <sup>rd</sup> October 2017

### STRAWBERRY MOONS INTO TANK AND PADDLE - EXPLANATORY NOTE

This Application relates to the Premises currently known as Strawberry Moons, 15 - 17 Heddon Street, London W1B 4BF. The Premises are operated by A3D2 Limited (Novus Leisure) who are one of the leading operators of licensed premises in Westminster and the City of London.

Strawberry Moons has been operating in its current form for many years and operates as a high energy DJ led venue with a dancefloor available to customers. Whilst the Premises opens during the day, it principally attracts a younger audience seeking out an environment of this kind. The conditions on the current licence reflect the style of operation of the Premises. The Application is to replace a high energy, late night alcohol and dance led venue with an earlier closing, lower capacity, food and drink operation.

A sister operation has traded in the City of London since November 2016 without any incidents and a second sister operation has also opened in Bishopsgate.

Novus Leisure propose to convert Strawberry Moons into a Tank and Paddle concept and a brochure setting out some details of the concept is attached to this Explanatory Note. Two Tank and Paddle venues have recently been opened by Novus Leisure in the City of London with a simple concept to provide customers with great food and fresh beer in a relaxed environment. Following the success in the opening in the City of London, it is estimated that the sales mix at the proposed premises in Heddon Street will be 30% food sales compared to 3% of food sales at present. There will never be a DJ or dancefloor at the Premises and music will be provided through a computer based music system to provide an eclectic mix ranging from 60s classic through to present indie tunes.

A pizza oven will be constructed to replace the existing dancefloor and to enable the operator to deliver freshly cooked stone baked pizzas. Other fresh food and salads will also be available.



The drink speciality is the Brewery Fresh Tank Beer pumped directly from beer tanks. The draught range is changed weekly offering customers new beers from local brewers and craft beers from all over the world. Different tankards and glasses are provided to reflect the beer sold to the customer

There is a mixture of low and high seating and service is via the counter which helps reflect the relaxed atmosphere. The visuals within the brochure show the concept and fit out.

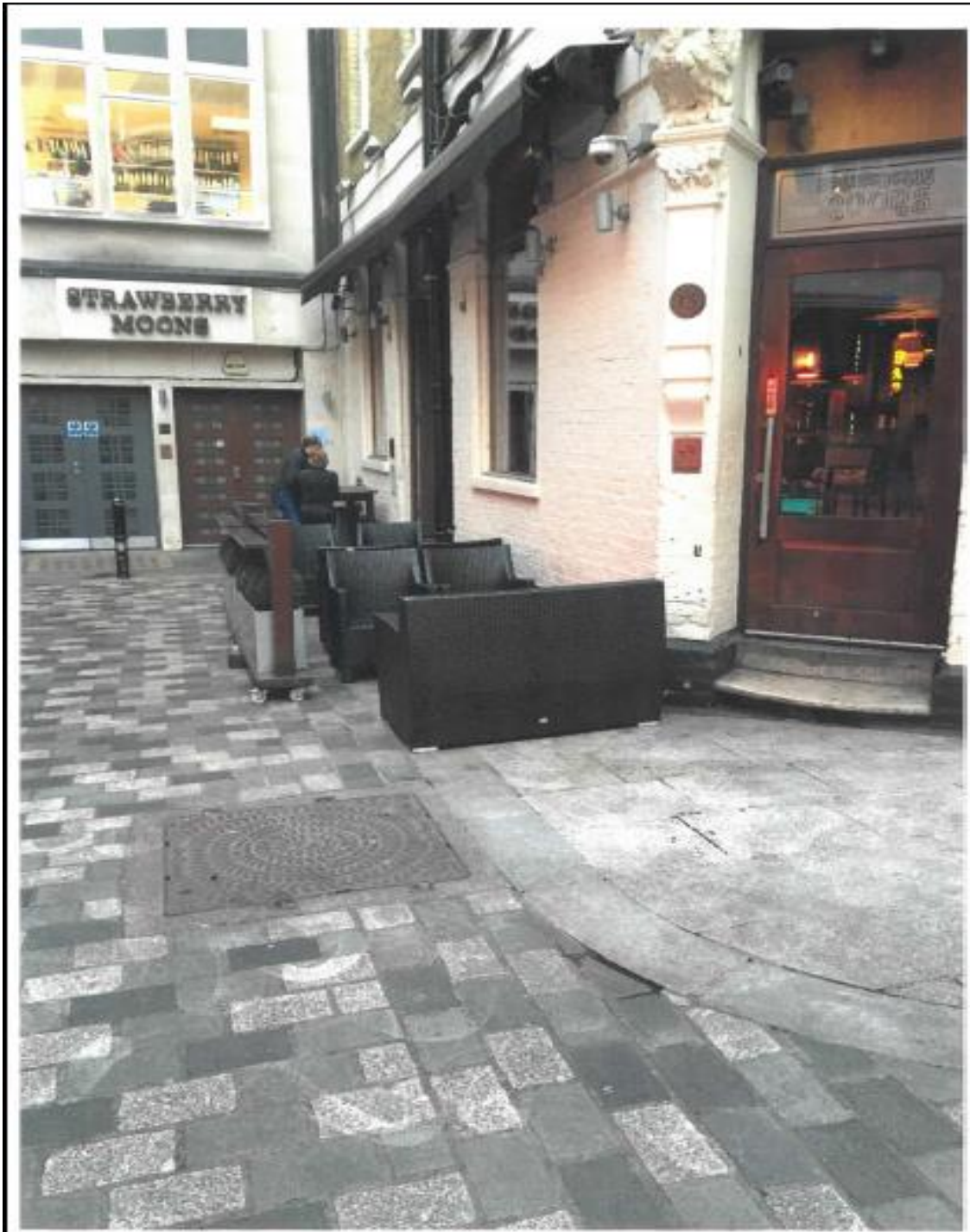
The City of London Police have confirmed in an email to Novus Leisure that there has not been a single incident at the Premises in the City since the Premises opened.

This new Application proposes a reduction in occupancy of a **140 customers** which is in excess of a **25%** reduction in occupancy from 500 to 360 on the ground floor.

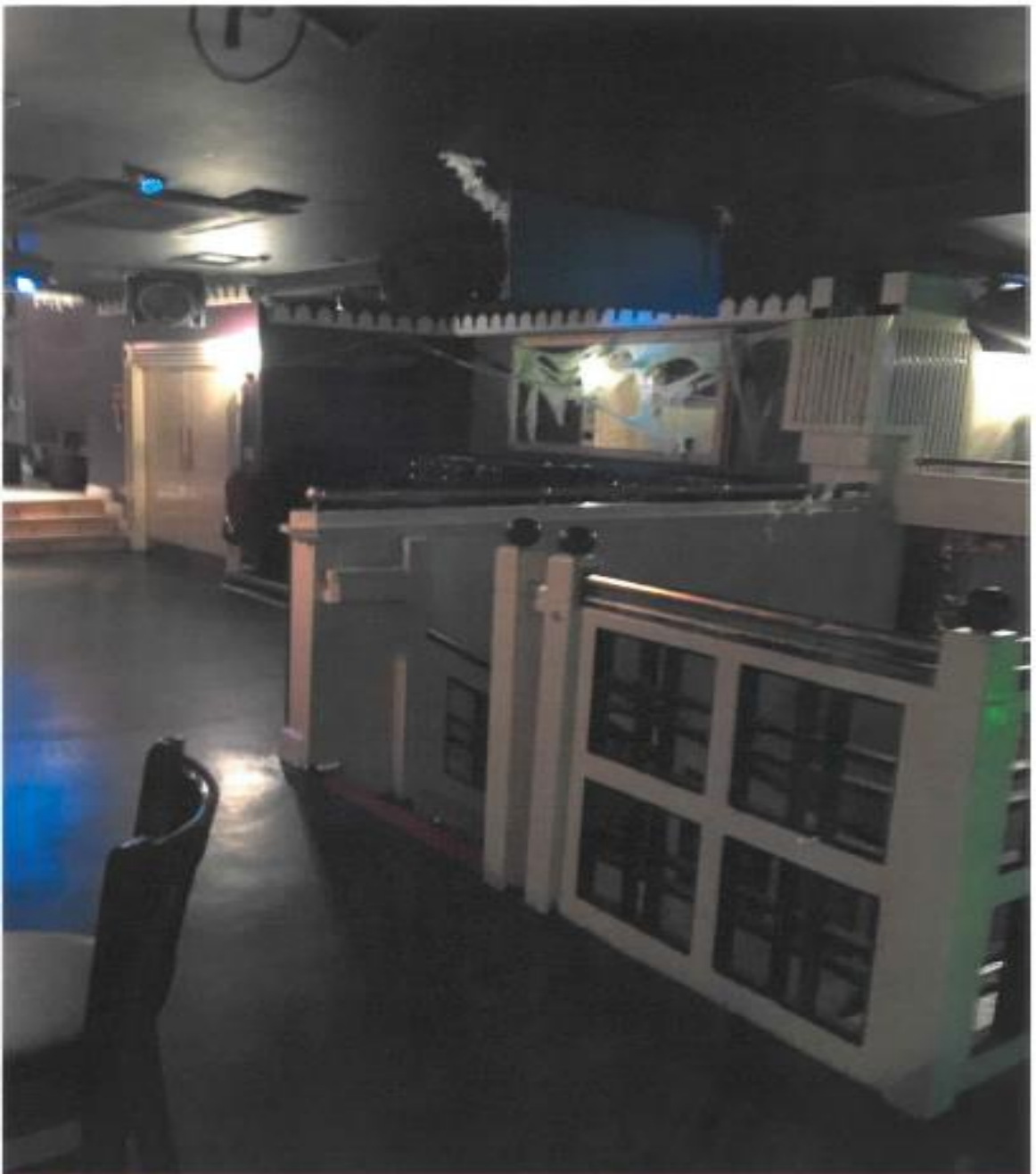
The new Application proposes a one hour reduction in the terminal hour for licensable activities, Monday to Saturday.

New conditions are proposed which ensure that a minimum of 120 covers are available for the customers on the ground floor at all times. The covers / seating cannot be removed. A further condition confirms that there will be no DJ or dancefloor at the Premises.

The pizza oven and substantial food will be available at all times. Novus Leisure have undertaken their own research into facilities in Westminster and are satisfied that this business model will be a success with customers still requiring pizza and alcohol after 11:00pm in a relaxed environment and without having to attend a casino or high energy nightclub style operation.



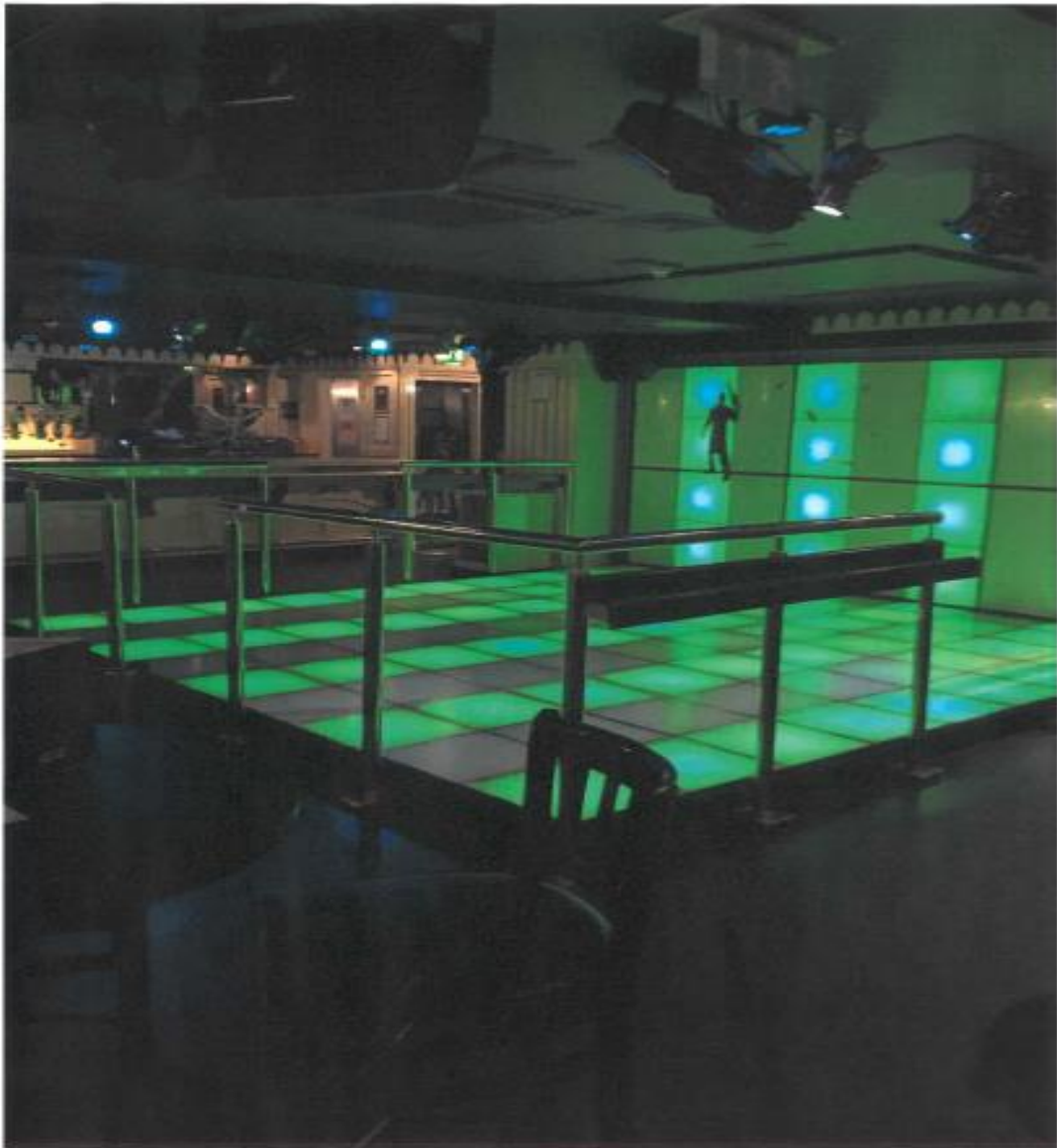


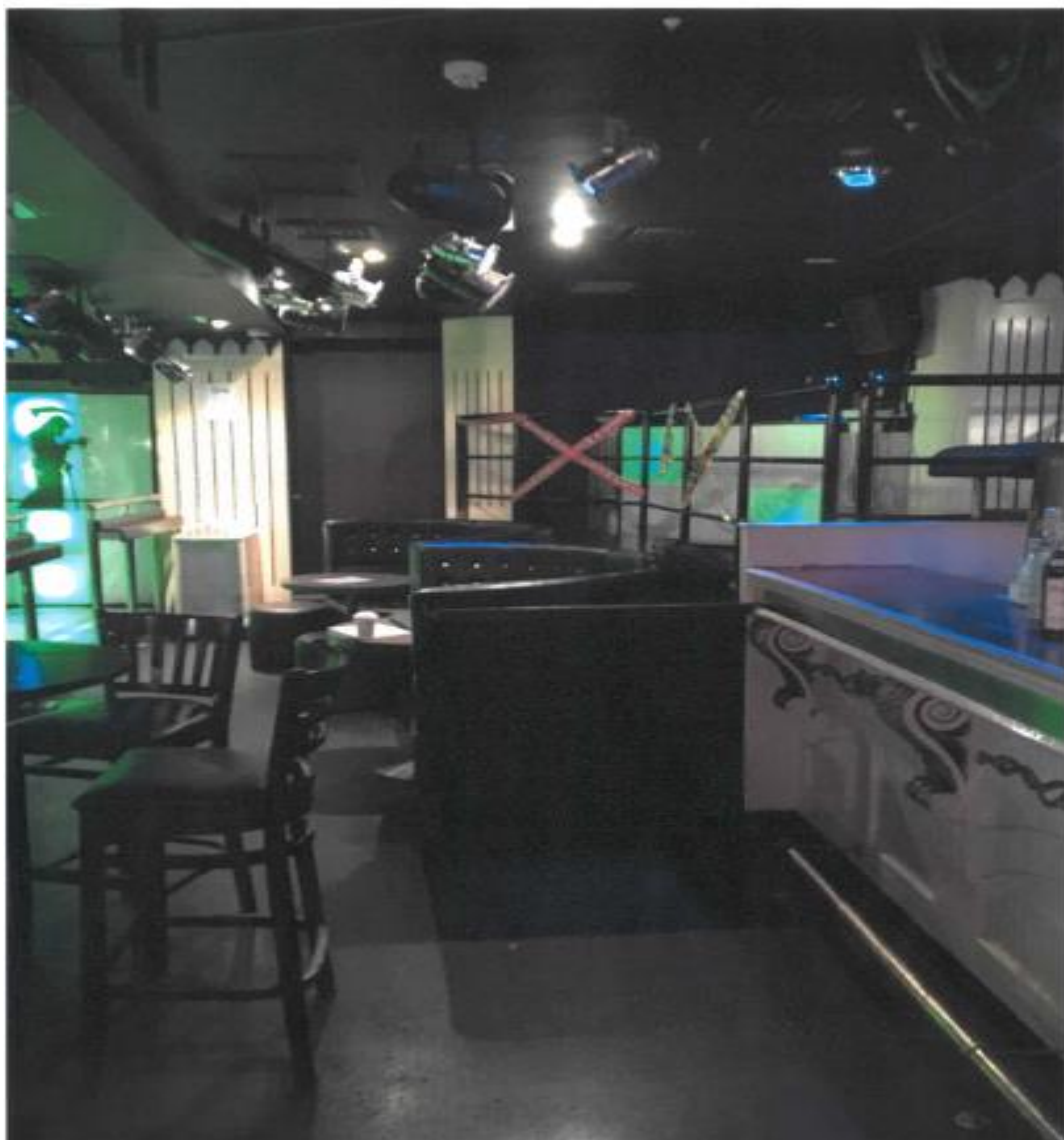




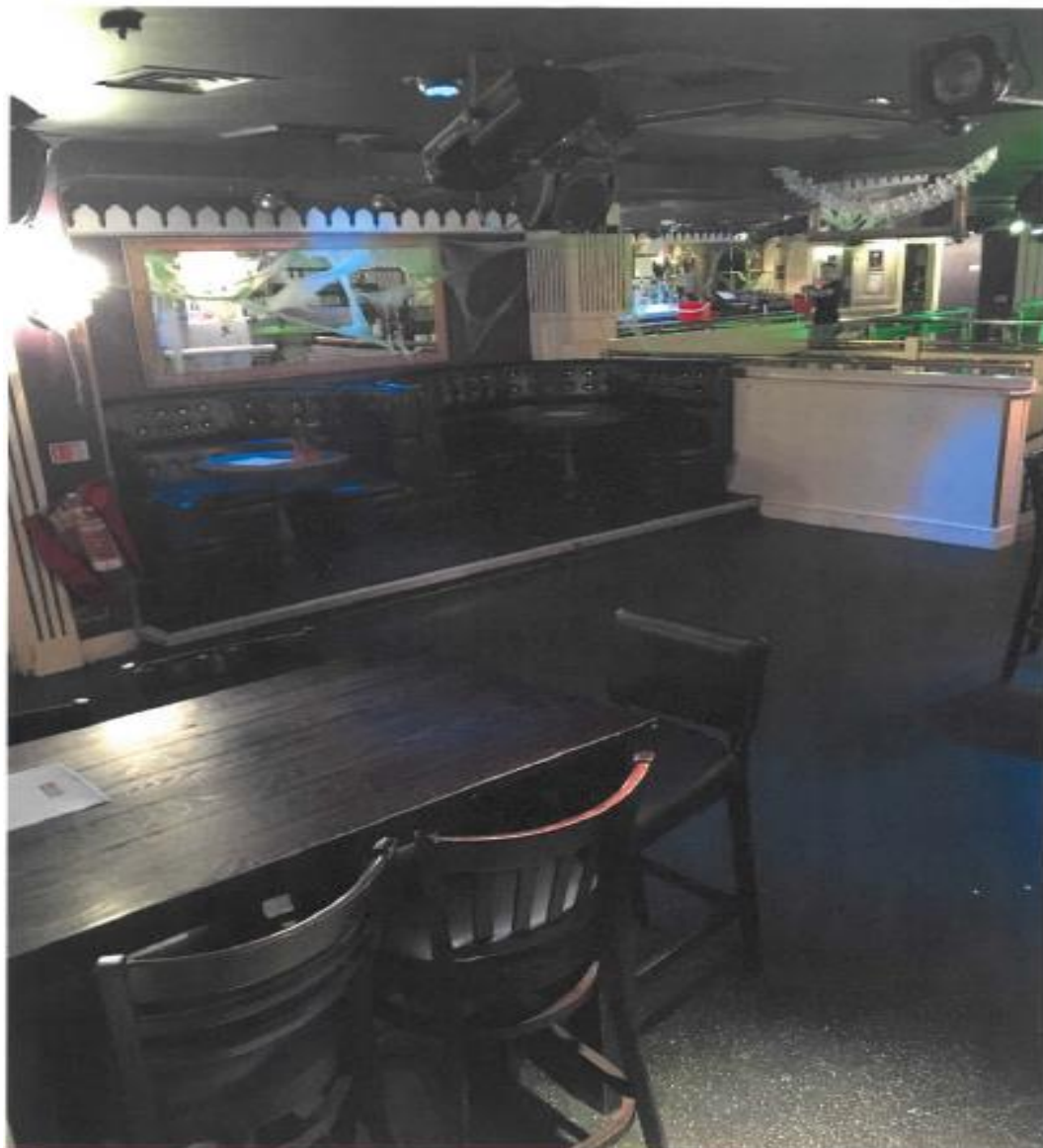


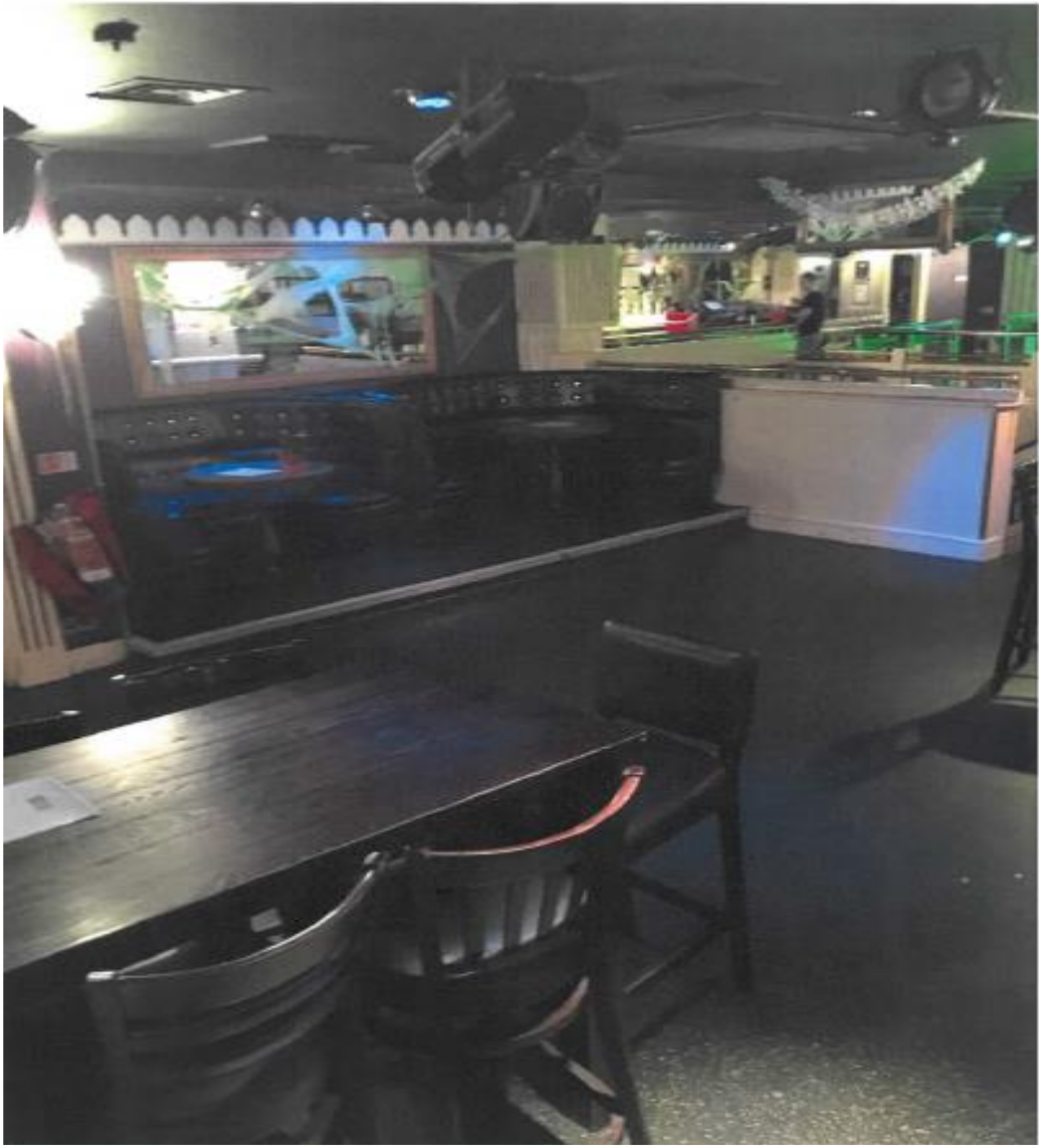




















## TANK & PADDLE:

In full swing





## **Tank & Paddle**

Is a new social sharing concept that has recently opened in the heart of the City of London. Our concept is simple, to give people great food and fresh beer in a relaxed environment. Sharing and companionship is embedded deep in Tank & Paddle's core values, making it the perfect hangout for groups of friends, work colleagues or just a pizza for two.



## Trading Platform

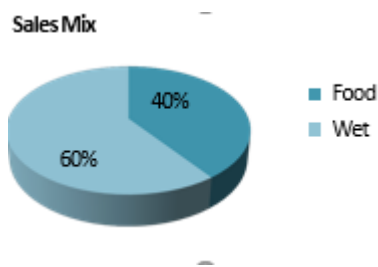
Tank and Paddle Heddon Street will open 7 days a week serving food and drink from midday to close.

Following the success of our first site in the City of London we estimate our sales mix here to be 40% food sales.

With no DJ or dancefloor, our atmosphere is relaxed, social and fun, using a computer based music system to provide an eclectic mix ranging from sixties classics through to present day indie tunes.

### Trading Hours

	Open	Close
Monday	10am	2am
Tuesday	10am	2am
Wednesday	10am	2am
Thursday	10am	2am
Friday	10am	2am
Saturday	10am	2am
Sunday	12pm	00:30am







GREAT BEER & PIZZA

Our food philosophy is to deliver a great tasting dish every time, our menu is simple, consisting of freshly cooked stone baked Pizzas, Mac & Cheese favourites and healthy salads. All of these are fresh and delivered to the table in minutes.







## TANK & PADDLE:

Loyalty Card: Buy 6 pizzas, get the 7<sup>th</sup> free



# TANK & PADDLE

GREAT BEER & PIZZA

Our speciality in drink is our Brewery Fresh Tank Beer pumped directly from our beer tanks, we also change our draught range weekly offering our customers new beers from local brewers and craft beers from all over the world.





# ALWAYS GOOD TIMES ON TAP!







GREAT BEER & PIZZA

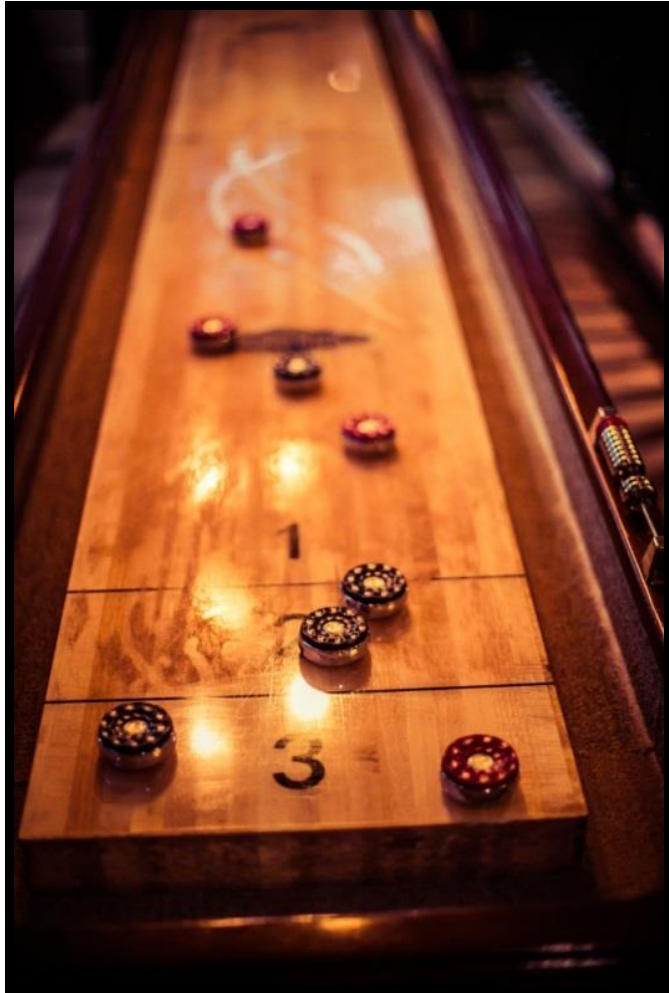
The venue design showcases our key products with an open pizza kitchen as the central focus and our beer tanks prominently on show. Our furniture is a mix of low and high seating and includes counter service to reflect the relaxed atmosphere.





**TANK & PADDLE:**

**Shuffle Board**







**HEDDON STREET**

# TANK & PADDLE

GREAT BEER & PIZZA

## HEDDON STREET



HEDDON STREET VISUAL 1

**TANK &  
PADDLE**

GREAT BEER & PIZZA



**HEDDON STREET VISUAL 2**

## Premises Licence history

Application	Details of Application	Date Determined	Decision
05/02469/LIPCV	Application for an existing licence to be converted as a premises licence under the Licensing Act 2003	26.05.2005	Licensing Sub-Committee refused variation application but granted the conversion. The decision was appealed in the Magistrate Court and the appeal was settled by consent.
06/03484/LIPDPS	Vary the Designated Premises Supervisor	10.05.2006	Granted under delegated authority
06/05958/LIPDPS	Vary the Designated Premises Supervisor	14.07.2006	Granted under delegated authority
06/07327/LIPV	Variation Application:  1. To remove the requirement to monitor CCTV at the reception area (remove condition 13) 2. To amend condition 14 so that the capacity figure in the basement (50) is exclusive of any persons using the toilet facilities on that floor or moving between the ground floor and the basement on the staircase.	06.09.2006	Granted under delegated authority
06/06049/WCCMAP	Copy of Master premises licence	19.03.2007	Granted under delegated authority

06/11851/LIPDPS	Vary the Designated Premises Supervisor	28.12.2006	Granted under delegated authority
07/02337/LIPDPS	Vary the Designated Premises Supervisor	19.03.2007	Granted under delegated authority
09/01755/LIPV	Variation Application:  The proposed variation is to carry out alterations in accordance with plan drawing numbers 537/03 and 537/04 to include an illuminated dance floor, adjacent raised booth seating and extension of the raised stage area on the ground floor.	23.04.2009	Granted under delegated authority
16/02091/LIPVM	Application for a Minor Variation  Remove condition : 12 to 17, 20, 21, 23, 24, 25, 27, 30, 31, 32, 33, 34, 36, 37 and 38  To add Model conditions MC01,02,03, 05,08,09, 11,12,13,15,17,21,22,26, 41, 44,46,47-49,52,57 as agreed with the Police	19.04.2016	Granted under delegated authority
16/05252/LIPVM	Application for a Minor Variation  The proposed variation is to amend condition 31 to read:  Patrons permitted to temporarily leave and then re-enter the premises after midnight e.g. to smoke, shall be limited to (25) persons at any one time.	10.06.2016	Granted under delegated authority



16/11690/LIPDPS	Vary the Designated Premises Supervisor	05.01.2017	Granted under delegated authority
17/03376/LIPDPS	Vary the Designated Premises Supervisor	18.04.2017	Granted under delegated authority
17/06791/LIPDPS	Vary the Designated Premises Supervisor	26.09.2017	Granted under delegated authority
17/09056/LIPDPS	Vary the Designated Premises Supervisor	26.09.2017	Granted under delegated authority
17/11014/LIPT	Transfer Application from A3D2 Limited to Tank And Paddle Limited	25.10.2017	Granted under delegated authority

### Temporary Event Notices

Application	Date Determined	Decision
13/08535/LITENP	18.12.2013	Notice allowed
14/03593/LITENP	28.05.2014	Notice allowed
14/10114/LITENP	30.12.2014	Notice allowed
14/10115/LITENP	30.12.2014	Notice allowed
14/10116/LITENP	30.12.2014	Notice allowed
14/10117/LITENP	30.12.2014	Notice allowed
15/00292/LITENP	07.07.2015	Notice allowed
15/01914/LITENP	10.07.2015	Notice allowed
15/03441/LITENP	08.07.2015	Notice allowed
15/06751/LITENP	28.08.2015	Notice allowed
15/09134/LITENP	03.11.2015	Notice allowed
15/09143/LITENP	03.11.2015	Notice allowed
15/09145/LITENP	03.11.2015	Notice allowed
15/09151/LITENP	03.11.2015	Notice allowed
15/11076/LITENP	22.12.2015	Notice allowed
15/11411/LITENP	21.12.2015	Notice allowed
16/02257/LITENP	04.03.2016	Notice allowed
16/08503/LITENP	16.08.2016	Notice allowed
16/11909/LITENP	07.11.2016	Notice allowed
16/11914/LITENP	07.11.2016	Notice allowed
16/11915/LITENP	07.11.2016	Notice allowed
16/11918/LITENP	07.11.2016	Notice allowed
16/11919/LITENP	07.11.2016	Notice allowed
17/02286/LITENP	24.03.2017	Notice allowed

## Appeal history for the premises.

### LICENSING ACT 2003

#### NOTICE OF APPEAL

TAKE NOTICE that A3D2 Ltd intends to appeal under the provisions of Schedule 5 Licensing Act 2003 to the Magistrates' Court sitting at Horseferry Road, London SW1P 2AX against a decision of the City of Westminster Licensing Authority Sub-Committee on the 26<sup>th</sup> day of May 2005 to reject in part an application to vary a Premises Licence under Section 35 of the Licensing Act 2003 in respect of premises situate at and known as Strawberry Moons, 15-17 Heddon Street, London W1, the appellant being notified by the Licensing Authority of their decision on the 14<sup>th</sup> day of June 2005.

AND FURTHER TAKE NOTICE that the grounds of the appeal are:-

1. That the decision of the Licensing Authority was wrong.
2. That the Licensing Authority failed to take account of all relevant considerations.

GIVEN UNDER OUR HANDS this 29<sup>th</sup> day of June 2005.

  
**BERWIN LEIGHTON PAISNER**  
Adelaide House  
London Bridge  
LONDON EC4R 9HA  
*Solicitors and Authorised Agents for and  
on behalf of the said Applicants*

IN THE CITY OF WESTMINSTER/MARYLEBONE MAGISTRATES' COURT  
IN THE MATTER OF A COMPLAINT BY WAY OF APPEAL  
AND IN THE MATTER OF A PREMISES LICENCE APPLICATION  
IN RESPECT OF STRAWBERRY MOONS, 15-17 HEDDON STREET, LONDON W1

BETWEEN

A3D2 LIMITED

Appellant

And

WESTMINSTER CITY COUNCIL

Respondent

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CONSENT ORDER

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WHEREAS:-

1. The Appellant has laid a complaint following the refusal of its variation application dated 31 March 2005 of which it was notified on 14 June 2005.
2. The Appellant undertakes not to exercise its right to apply for any Temporary Event Notices for the premises.
3. The Appellant and Respondent have agreed that the Premises Licence shall be varied in accordance with the terms set out in the attached schedule.
4. The parties further agree that there should be no order as to costs.

We consent to an order being made in the above terms.

  
.....  
Berwin Leighton Paisner  
Adelaide House  
London Bridge  
London EC4R 9HA  
Tel: 020 7760 1000  
Fax: 0207760 1111  
Ref: LSTE/20558.100

Solicitors for the Appellant

  
.....  
Sharpe Pritchard  
Elizabeth House  
Fulwood Place  
London  
WC1V 6HG  
Tel: 020 7405 4600  
Fax: 020 7831 1284  
Ref: RAS/9480/214

Solicitors for the Respondent




UPON the above agreement having been produced in evidence to the Court on this appeal

IT IS HEREBY ORDERED:-

1. That this appeal by way of complaint be allowed and that the Premises Licence for Strawberry Moons, 15-17 Heddon Street, London W1 be varied on the terms agreed between the parties and set out in the attached schedule.

AND IT IS FURTHER ORDERED:-

That there be no order as to costs.

Signed:   
District Judge/Magistrate  
City of Westminster/Marylebone Magistrates' Court

Dated: <sup>31st August 2006</sup>  
~~September 2006~~

Schedule

Strawberry Moons, 15-17 Heddon Street, London W1

Upon the Appellant undertaking not to exercise its right to apply for any Temporary Event Notices for the premises.

1. PROVIDED THAT in any calendar year, there have been no applications for a Temporary Event Notice, on no more than 15 occasions in that calendar year, the terminal hour on Sundays to be 3 am for the purposes of private pre-booked functions to which the general public are not admitted, following 10 working days notice to the Police and the Licensing Authority and subject to the written consent of the Police.
2. AND where this condition applies for less than a whole calendar year, the maximum number of such functions allowed in that calendar year shall be calculated pro rata.

Signed   
District Judge/Magistrate  
City of Westminster/Marylebone Magistrates Court

Dated 31st August 2006  
September 2006

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

When determining an application for a new premises licence under the provisions of the Licensing Act 2003, the licensing authority must, unless it decides to reject the application, grant the licence subject to the conditions which are indicated as mandatory in this schedule.

At a hearing the licensing authority may, in addition, and having regard to any representations received, grant the licence subject to such conditions which are consistent with the operating schedule submitted by the applicant as part of their application, or alter or omit these conditions, or add any new condition to such extent as the licensing authority considers necessary for the promotion of the licensing objectives.

This schedule lists those conditions which are consistent with the operating schedule, or proposed as necessary for the promotion of the licensing objectives by a responsible authority or an interested party as indicated. These conditions have not been submitted by the licensing service but reflect the positions of the applicant, responsible authority or interested party and have not necessarily been agreed

**Mandatory Conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
  - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

- 8(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 8(ii) For the purposes of the condition set out in paragraph 8(i) above -
- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -
- $$P = D + (D \times V)$$
- Where -
- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.



## Conditions consistent with the operating schedule

9. The premises may remain open for the sale of alcohol and the provision of late night refreshment from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day.
10. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.
11. On Fridays and Saturdays from 21:00 hours there shall be a personal licence holder on duty at the premises at all times when the premises are authorised to sell alcohol.
12. There shall be no admittance or re-admittance to the premises after 01:30am.
13. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.

### ***Proposed EH Amendment:***

**Save for alcohol consumed in an area appropriately authorised for the use of tables and chairs on the highway, all sales of alcohol for consumption off the premises shall be in deal containers only, and shall not be consumed on the premises .**

14. There will at all times be a minimum of 120 covers available for customers on the ground floor of the premises, such covers not to be removed at any time.
15. There will be no DJ or DJ led entertainment at the premises.
16. There will be no dance floor at the premises.
17. No advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services shall be inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or be distributed to the public.
18. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises.
19. No licensable activities shall take place at the premises until the licensing authority are satisfied that the premises is constructed or altered in accordance with the appropriate provisions of the District Surveyor's Association – Technical Standards for Places of Entertainment and the reasonable requirements of Westminster Environmental Health Consultation Team, at which time this condition shall be removed from the licence by the licensing authority.
20. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry

and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.

21. 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.
22. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
  - a) all crimes reported to the venue;
  - b) all ejections of patrons;
  - c) any complaints received concerning crime and disorder;
  - d) any incidents of disorder;
  - e) all seizures of drugs or offensive weapons;
  - f) any faults in the CCTV system, searching equipment or scanning equipment;
  - g) any refusal of the sale of alcohol; and
  - h) any visit by a relevant authority or emergency service.
23. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
  - a) The police (and, where appropriate, the London Ambulance Service) are called without delay;
  - b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
  - c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
  - d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
24. Substantial food and suitable beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
25. The premises licence holder will risk assess at all times the need to employ SIA door supervisors and the number of SIA door supervisors but will in any event employ a minimum of two SIA door supervisors Sunday to Thursday from 21:00 hours and three SIA door supervisors from 21:00 on Friday and Saturday.
26. All security staff engaged outside the premises shall wear high visibility armbands.
27. All persons entering or re-entering the premises shall be monitored and recorded on the CCTV system and the CCTV system will enable frontal identification of

every person entering the premises in any light condition. Management or SIA door supervisors will at all times risk assess the need to search persons entering or re-entering the premises, a search wand will be available at the premises at all times and a search policy will be in place at all times and available for inspection by the relevant authorities.

28. The number of persons accommodated (excluding staff) at the premises shall not exceed:
- a) Ground Floor - 360
  - b) Basement Bar - 50
29. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.
30. A sound limiting device located in a separate and remote lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service to ensure that no noise nuisance is caused to local residents. The operational panel of the noise limiter shall then be secured to the satisfaction of an officer from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Service.

***Proposed EH Amendment:***

**A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, Premises Management so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device**

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

### ***Proposed EH amendment***

**No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance**

32. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
33. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and to leave the area quietly.
34. Patrons permitted to temporarily leave and then re-enter the premises after midnight e.g. to smoke, shall be limited to 25 persons at any one time.
35. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.
36. The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
37. 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.
38. 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.
39. There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.

### **Proposed EH conditions**

40. No licensable activities shall take place at the premises until premises licence 17/03376/LIDPS has been surrendered and is incapable of resurrection.
41. There shall be no sales of alcohol for consumption off the premises after 23:00 hours except for alcohol consumed in an area appropriately authorised for the use of tables and chairs on the highway.
42. All outside tables and chairs shall be rendered unusable by 01:00 hours each day.

43. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them
44. No deliveries to the premises shall take place between 22:00 hours and 06:00 hours on the following day
45. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times
46. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 22:00 hours and 06:00 hours on the following day
47. No collections of waste or recycling materials (including bottles) from the premises shall take place between 22:00 hours and 06:00 hours on the following day
48. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order
49. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided
50. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means
51. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device
52. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous
53. No licensable activities shall take place at the premises until the premises have been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the Licensing Authority





**City of Westminster**

64 Victoria Street, London, SW1E 6QP

Schedule 12  
Part A

WARD: West End  
UPRN: 100023470685

Premises licence

Regulation 33, 34

<b>Premises licence number:</b>	17/11014/LIPT
<b>Original Reference:</b>	05/02469/LIPCV

**Part 1 – Premises details**

**Postal address of premises:**

Strawberry Moons  
15-17 Heddon Street  
London  
W1B 4BF

**Telephone Number:**

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

Not applicable

**Licensable activities authorised by the licence:**

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

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

**Performance of Dance**  
Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00

**Performance of Live Music**  
Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00

**Playing of Recorded Music**

**Anything of a similar description to Live Music, Recorded Music or Performance of Dance**  
Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00

**Late Night Refreshment**

Monday to Saturday: 23:00 to 03:30

Sunday: 23:00 to 01:00

Sundays before Bank Holidays: 23:00 to 03:30

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

**Sale by Retail of Alcohol**

Monday to Saturday: 10:00 to 03:00

Sunday: 12:00 to 00:30

Sundays before Bank Holidays: 12:00 to 03:00

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

**The opening hours of the premises:**

Monday to Saturday: 09:00 to 03:30

Sunday: 09:00 to 01:00

Sundays before Bank Holidays: 09:00 to 03:30

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

Alcohol is supplied for consumption both on and off the Premises

**Part 2****Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

Tank And Paddle Limited  
Third Floor, Clareville House  
26-27 Oxendon Street  
London  
SW1Y 4EL

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

0683575

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

**Name:** John William Short

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

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

**Licence Number:** HDC504

**Licensing Authority:** Hambleton District Council

**Date:** 25 October 2017

**This licence has been authorised by Mary Pring on behalf of the Director - Public Protection and Licensing.**

## Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
    - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
    - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
  - (a) a holographic mark, or
  - (b) an ultraviolet feature.

7. The responsible person must ensure that—

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
  - (i) beer or cider: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

8(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

8(ii) For the purposes of the condition set out in paragraph 8(i) above -

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

- (i) P is the permitted price,
  - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -



- (i) the holder of the premises licence,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

**Conditions reproducing the effect of conditions subject to which the relevant existing licences have effect**

**Conditions relating to Regulated Entertainment**

9. This licence is subject to all the former Rules of Management for Places of Public Entertainment licensed by Westminster City Council, in force from 4 September 1998 and incorporating amendments agreed by the Council on 25 October 1999, 30 June 2000, 16 January 2001 and 1 October 2001.
10. On New Year's Eve the premises can remain open for the purposes of providing regulated entertainment from time to time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
11. Notwithstanding the provisions of Rule of Management No. 6 the premises may be kept open for the purposes of this licence from 11pm on each of the days Monday to Saturday to 03:00 on the day following.
12. The number of persons accommodated (excluding staff) at the premises shall not exceed:  
 Ground Floor - 500,  
 Basement Bar Area - 50 - exclusive of any persons using the toilet facilities on that floor or moving between the ground floor and the basement on the staircase.

**Conditions related to the Sale of Alcohol**

13. Substantial food and suitable beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.

14. There shall be no payment made by or on behalf of the licensees to any person for bringing customers to the premises.

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

Conditions related to the Sale of Alcohol

15. (a) Subject to the following paragraphs, the permitted hours on weekdays shall commence at 10.00 (12:00 on Christmas Day and Good Friday) and extend until 03.00 on the morning following, except that -
- (i) the permitted hours shall end at 00.00 midnight on any day on which music and dancing is not provided after midnight; and
  - (ii) on any day that music and dancing end between 00.00 midnight and 03.00, the permitted hours shall end when the music and dancing end;
- (b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect-
- (i) with the substitution of references to 04.00 for references to 03.00.
- (c) Except on Sundays immediately before bank holidays (including Easter Sunday), the permitted hours on Sundays shall commence at 12:00 and extend until 00.30 on the morning following, except that-
- (i) the permitted hours shall end at 00.00 midnight on any Sunday on which music and dancing is not provided after midnight;
  - (ii) where music and dancing end between 00.00 midnight on any Sunday and 00.30, the permitted hours on that Sunday shall end when the music and dancing end.
- (d) On Sundays immediately before bank holidays (excluding Easter Sunday), the permitted hours shall commence at 12:00 and extend until 03.00 on the morning following, except that-
- (i) the permitted hours shall end at 00.00 midnight on any Sunday on which music and dancing is not provided after 00.00 midnight;
  - (ii) where music and dancing end between 00.00 midnight on any Sunday and 03.00, the permitted hours on that Sunday shall end when the music and dancing end.
  - (iii) The terminal hour for late night refreshment shall extend to 30 minutes after the end of permitted hours for the sale of alcohol set out in d(i) and (ii) above.
- (e) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
- (f) The permitted hours on New Year's Eve will extend to the start of permitted hours on the following day, or if there are no permitted hours on 1 January, to 00.00 on New Year's Eve.

NOTE - The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;

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

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

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

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

17. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.

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

18. On Friday and Saturday nights and on any promoted nights after 2200hrs all staff engaged O/S the premises or supervising or controlling queues, shall wear high visibility jackets or vests.
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 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.
21. On Fridays and Saturdays from 2100 hours there shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
22. A minimum of 6 SIA door supervisors shall on duty from 2100 hours with two permanently placed on the entrance and one permanently placed in the outside smoking area.
23. All persons entering or re-entering the premises shall be searched by an SIA trained member of staff and monitored by the premises CCTV system.
24. All staff engaged outside the entrance to the premises, supervising and controlling queues, and the outside smoking area shall wear high visibility yellow jackets or vests.
25. A sound limiting device located in a separate and remote lockable cabinet from the volume control shall be fitted to any musical amplification system and set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service to ensure that no noise nuisance is caused to local residents. The operational panel of the noise limiter shall then be secured to the satisfaction of officer from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Service.
26. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
27. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
28. There shall be no admittance or re-admittance to the premises after 01:30am
29. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
30. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

31. Patrons permitted to temporarily leave and then re-enter the premises after midnight e.g. to smoke, shall be limited to (25) persons at any one time.
32. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.
33. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
34. There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.
35. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises.
36. 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.
37. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises are open.
38. 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.
39. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.

NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.
40. After 23:00 hours patrons permitted to temporarily leave and then re-enter the premises, eg to smoke, shall not be permitted to take drinks or glass containers with them.
- 41a. From 2100 hours, all drinking vessels used in the venue shall be polycarbonate. All alcohol in glass bottles are to be decanted into polycarbonate containers or polycarbonate carafes prior to being served, with the exception of champagne, wine or bottles of spirits with a minimum size of 70cl supplied by waiter/waitress service to tables. Staff shall clear all empty champagne and spirit bottles promptly from the



tables. Customers shall not be permitted to leave their table carrying any such glass bottles or drink directly from the bottle.

- b. Notwithstanding a) above, with the written agreement of the Westminster Licensing Police, a copy of which will be held at the premises reception, glass drinking vessels may be used for private or pre-booked events within the lounge/club area.
- 42. The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
- 43. On Fridays and Saturdays from 21:00 hours on entry all customers shall have their ID scanned, save for when a biometric scanning system is in place (when fingerprint scanning will be required for all customers who have previously supplied and shown identification at the premises.) This is with the exception of a maximum of 25 guests per night who may be admitted with the manager's discretion. A legible record of those people's full names, dates of birth shall be retained at the premises for inspection for a period of not less than 31 days together with the manager authorising the admittance. The details recorded by the ID scanner shall be made available to the police upon reasonable request.
- 44. Notwithstanding the above, patrons who are attending a pre-booked private event will not be required on entry to have their ID scanned. This will be substituted with a written guest list to be held at reception for the event and will be retained for a period of 31 day post event for inspection by police and other such responsible authorities.
- 45. In the event that a serious assault is committed on or immediately outside the premises (or appears to have been committed) to the management's knowledge, the management will immediately ensure that
  - (a) The police (and where appropriate, the London Ambulance service) are called without delay, using telephone number 999;
  - (b) All measures that are reasonable practicable are taken to apprehend any suspects pending the arrival of the Police;
  - (c) As is reasonably practicable, the crime scene is preserved so as to enable a full forensic investigation to be carried out by the Police; and
  - (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

Serious assault includes (but is not limited to) any assault in which emergency medical treatment is required and any assault in which a weapon is used.



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

None

**Annex 4 – Plans**

Attached



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

Schedule 12  
Part B

WARD: West End  
UPRN: 100023470685

Premises licence  
summary

Regulation 33, 34

Premises licence number:

17/11014/LIPT

**Part 1 – Premises details**

**Postal address of premises:**

Strawberry Moons  
15-17 Heddon Street  
London  
W1B 4BF

**Telephone Number:** 020 7437 7300

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

Not applicable

**Licensable activities authorised by the licence:**

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

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

**Performance of Dance**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00

**Performance of Live Music**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00

**Playing of Recorded Music**

**Anything of a similar description to Live Music, Recorded Music or Performance of Dance**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00

**Late Night Refreshment**

Monday to Saturday: 23:00 to 03:30  
Sunday: 23:00 to 01:00  
Sundays before Bank Holidays: 23:00 to 03:30

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

**Sale by Retail of Alcohol**

Monday to Saturday: 10:00 to 03:00  
Sunday: 12:00 to 00:30  
Sundays before Bank Holidays: 12:00 to 03:00

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

**The opening hours of the premises:**

Monday to Saturday: 09:00 to 03:30  
Sunday: 09:00 to 01:00  
Sundays before Bank Holidays: 09:00 to 03:30

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

Alcohol is supplied for consumption both on and off the Premises

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

Tank And Paddle Limited  
Third Floor, Clareville House  
26-27 Oxendon Street  
London  
SW1Y 4EL

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

06835753

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

**Name:** John William Short

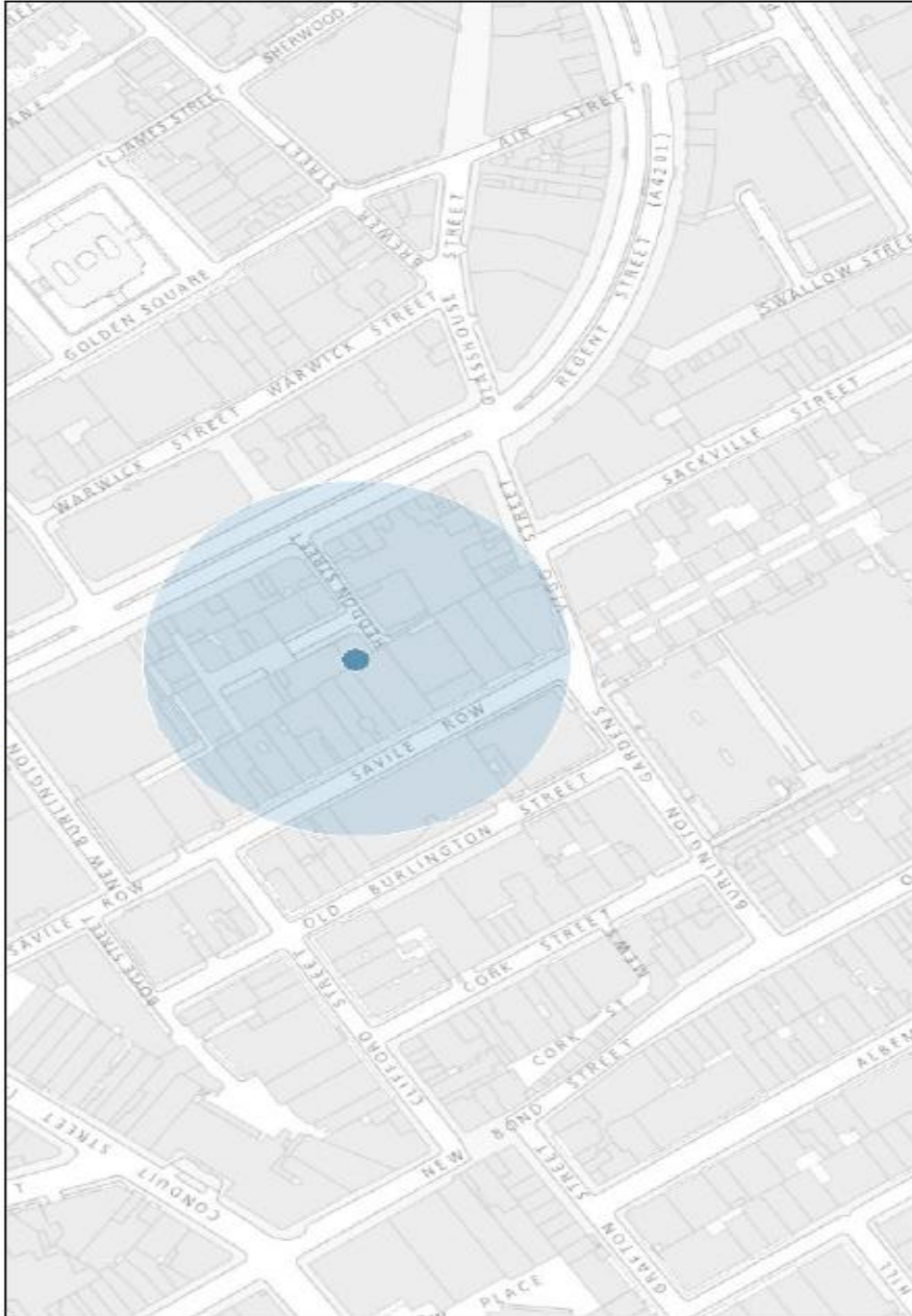
**State whether access to the premises by children is restricted or prohibited:**

Restricted

**Date:** 25 October 2017

This licence has been authorised by Mary Pring on behalf of the Director - Public Protection and Licensing.

Tank and Paddle 15-17 Heddon Street



November 16, 2017

Resident Count: 11

**Premises within 75 metres of: Tank and Paddle 15-17 Heddon Street**

<b>p / n</b>	<b>Name of Premises</b>	<b>Premises Address</b>	<b>Licensed Hours</b>
2.027707	Strawberry Moons	15-17 Heddon Street London W1B 4BF	Monday to Saturday; 09:00 - 03:30   Sunday; 09:00 - 01:00   Sundays before Bank Holidays; 09:00 - 03:30
11.94441	Piccolino	Basement And Ground Floor 19-21 Heddon Street London W1B 4BG	Monday to Wednesday; 10:00 - 00:30   Thursday to Saturday; 10:00 - 01:30   Sunday; 10:00 - 00:00
22.67611	Heddon Street Kitchen	3-9 Heddon Street London W1B 4BE	Monday to Saturday; 08:00 - 01:00   Sunday; 08:00 - 00:00
22.67611	Heddon Street Kitchen	3-9 Heddon Street London W1B 4BE	Monday to Saturday; 08:00 - 01:00   Sunday; 08:00 - 00:00
26.65273	Aubaine	4 Heddon Street London W1B 4BS	Monday to Thursday; 07:00 - 23:30   Friday to Saturday; 07:00 - 00:00   Sunday; 07:00 - 22:30   Sundays before Bank Holidays; 07:00 - 00:00
29.83322	Not Recorded	Basement And Ground Floor Sterling House 8 Heddon Street London W1B 4BU	Monday to Saturday; 10:00 - 00:30   Sunday; 12:00 - 00:00
35.61436	Not Recorded	10 Heddon Street London W1B 4BX	Monday to Thursday; 07:30 - 00:00   Friday; 07:30 - 01:00   Saturday; 09:00 - 01:00   Sunday; 09:00 - 23:30
35.86045	Momo Restaurant	25-27 Heddon Street London W1B 4BH	Monday to Saturday; 10:00 - 03:30   Monday to Saturday; 10:00 - 03:00   Sunday; 12:00 - 01:30   Sunday; 12:00 - 01:00
35.86045	Mo Tearoom	23-27 Heddon Street London W1B 4BQ	Monday to Saturday; 10:00 - 01:30   Sunday; 12:00 - 01:00
50.63508	Tibits	Basement And Ground Floor 14 Heddon Street London W1B 4BZ	Monday to Saturday; 07:00 - 00:30   Sunday; 07:00 - 00:00
57.31229	Ice Bar	Basement And Ground Floors 29 - 33 Heddon Street London W1B 4BN	Monday to Sunday; 10:00 - 01:00
63.62202	The Cabin Restaurant	35 - 37 Heddon Street	Monday to Thursday; 10:00



		London W1B 4BR	- 23:30   Friday to Saturday; 10:00 - 00:00   Sunday; 10:00 - 22:30
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