



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	8 March 2018
Licensing Ref No:	18/00436/LIPV - Premises Licence Variation
Title of Report:	Claridges Hotel 47 - 57 Brook Street Mayfair
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:	Ms Shannon Pring Senior Licensing Officer
Contact details	Telephone: 020 7641 3217 Email: spring3@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	12 January 2018		
Applicant:	Claridges Hotel Limited		
Premises:	Claridges Hotel		
Premises address:	Claridges Hotel 47 - 57 Brook Street Mayfair London	Ward:	West End
		Cumulative Impact Area:	N/A
Premises description:	The premises currently operations as a 4* hotel.		
Variation description:	<p>According to the application the Applicant is seeking to vary the premises licence as follows:</p> <ul style="list-style-type: none"> • To add the following licensable activities to the event spaces and function rooms on the Mezzanine floor namely: <ul style="list-style-type: none"> ○ <u>Performance of Dance, Facilities for Dancing, Exhibition of Film, Facilities for Making Music, Live Music, Anything of a similar description, Facilities similar to making music or dancing</u> Monday – Saturday from 09:00 to 01:00 ○ <u>Recorded Music and Private Entertainment with a view to profit</u> Unrestricted ○ <u>Sale by Retail of Alcohol</u> Monday to Saturday 09:00 – 01:00 Sunday 09:00 – 23:30 • To amend the hours for Late Night Refreshment for all other areas (apart from the Brook Street Bar) of the hotel: <ul style="list-style-type: none"> ○ <u>Late Night Refreshment</u> Monday to Saturday from 23:00 – 01:30 Sunday from 23:00 – 00:00 		
Premises licence history:	The premises benefits from a premises licence which can		

	be found at Appendix 4 of the report and a full licence history can be found at Appendix 3 .
Applicant submissions:	<p>The Mezzanine Floor of the Premises has been modified to create event spaces and function rooms which need to be incorporated into the hotel Premises Licence. The rest of the floor remains as guest bedrooms.</p> <p>There appears to be a historical discrepancy with the hours for Late Night Refreshment. This application also seeks to address the hours for all other areas apart from the Brook Street Bar.</p>
Plan	Plans are available to view upon request to the Licensing Authority and they will be made available at Licensing Committee

1-B Current and proposed licensable activities, areas and hours						
Regulated Entertainment						
Exhibition of films, Performance of Live Music, Performance of Dance, Anything of a similar description to Live Music, Recorded Music or Performance of Dance.						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Additional
Monday	09:00	01:00	No change	No change	Ground Floor Lounge, Restaurant and Bar and Other Areas	Function Rooms and Event Spaces on the Mezzanine Floor.
Tuesday	09:00	01:00	No change	No change		
Wednesday	09:00	01:00	No change	No change		
Thursday	09:00	01:00	No change	No change		
Friday	09:00	01:00	No change	No change		
Saturday	09:00	01:00	No change	No change		
Sunday	09:00	01:00	No change	No change		
Seasonal variations:	Current:				Proposed:	
	On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on				No change	

	<p>New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).</p> <p>Films shall be permitted on New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.</p>	
Non-standard timings:	Current:	Proposed:
	On no more than 15 occasions per year and following 10 days' prior notice to the Police and Licensing Authority (or such lesser time as may be agreed with the Police) the hours for the provision of licensable activities currently provided at the premises may be extended to such a time as agreed with the Police. The police having the power to veto such application.	No change
Hotel Residents:	Current:	Proposed:
	Monday to Sunday 00:00 – 00:00	No change

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

	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Additional:
Monday	Unrestricted		No change		Ground Floor Lounge, Restaurant and Bar and Other Areas	Function Rooms and Event Spaces on the Mezzanine Floor.
Tuesday						
Wednesday						
Thursday						
Friday						
Saturday						
Sunday						

Late night refreshment: (Brook Street Bar)						
Indoors, outdoors or both		Current :			Proposed:	
		Indoors			Indoors	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	01:30	No change	No change	Brook Street Bar	No change
Tuesday	23:00	01:30	No change	No change		
Wednesday	23:00	02:00	No change	No change		
Thursday	23:00	02:00	No change	No change		
Friday	23:00	02:00	No change	No change		
Saturday	23:00	02:00	No change	No change		
Sunday	23:00	00:30	No change	No change		
Seasonal variations/ Non-standard timings:	Current:					
	The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.				No change	
	On no more than 15 occasions per year and following 10 days' prior notice to the Police and Licensing Authority (or such lesser time as may be agreed with the Police) the hours for the provision of licensable activities currently provided at the premises may be extended to such a time as agreed with the Police. The police having the power to veto such application.				No change	

**Late night refreshment:
(Ground Floor Lounge, Restaurant and Bar and Other Areas and Function Rooms
and Event Spaces on the Mezzanine Floor)**

Indoors, outdoors or both		Current :				Proposed:	
		Indoors				Indoors	
	Current Hours		Proposed Hours		Licensable Area		
	Start:	End:	Start:	End:	Current:	Proposed:	
Monday	23:00	00:30	23:00	01:00	Ground Floor Lounge, Restaurant and Bar and Other Areas and Function Rooms and Event Spaces on the Mezzanine Floor.	Ground Floor Lounge, Restaurant and Bar and Other Areas and Function Rooms and Event Spaces on the Mezzanine Floor.	
Tuesday	23:00	00:30	23:00	01:00			
Wednesday	23:00	00:30	23:00	01:00			
Thursday	23:00	00:30	23:00	01:00			
Friday	23:00	00:30	23:00	01:00			
Saturday	23:00	00:30	23:00	01:00			
Sunday	23:00	00:00	23:00	00:00			
Seasonal variations/ Non-standard timings:	Current:				Proposed:		
	The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.				No change		
	On no more than 15 occasions per year and following 10 days' prior notice to the Police and Licensing Authority (or such lesser time as may be agreed with the Police) the hours for the provision of licensable activities currently provided at the premises may be extended to such a time as agreed with the Police. The police having the power to veto such application.				No change		

Sale by Retail of Alcohol for Ground Floor Lounge, Restaurant and Bar

On or off sales		Current :			Proposed:	
		Both			Both	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Additional
Monday	07:30	01:00	09:00	01:00	Ground Floor Lounge Restaurant and Bar	Function Rooms and Event Spaces on the Mezzanine Floor.
Tuesday	07:30	01:00	09:00	01:00		
Wednesday	07:30	01:00	09:00	01:00		
Thursday	07:30	01:00	09:00	01:00		
Friday	07:30	01:00	09:00	01:00		
Saturday	07:30	01:00	09:00	01:00		
Sunday	07:30	23:30	09:00	23:30		
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		On Sundays:			No Change	
		(i) Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.				
		In this condition, permitted hours means:				
		(a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 07:30 to 23:00				
		(b) On Sundays, other than Christmas Day or New Year's Eve, 07:30 to 22:30				
		(c) On Good Friday, 12:00 to 22:30				
		(d) On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30				
		(e) On New Year's Eve, except on a Sunday, 07:30 to 23:00				
		(f) On New Year's Eve on a Sunday, 07:30 to 22:30				
		(g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st				

	<p>December).</p> <p>(ii) Alcohol may be sold or supplied for one hour following the hours set out above (other than Christmas Day and New Year's Eve), and on Christmas Day, between 15.00 and 19.00, to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by such a person in that part of the premises as an ancillary to his meal. For other purposes or in other parts of the premises the hours set out above shall continue to apply.</p>	
	<p>On no more than 15 occasions per year and following 10 days' prior notice to the Police and Licensing Authority (or such lesser time as may be agreed with the Police) the hours for the provision of licensable activities currently provided at the premises may be extended to such a time as agreed with the Police. The police having the power to veto such application.</p>	No Change
Hotel Residents:	Current: Monday to Sunday 00:00 – 00:00	Proposed: No change

Sale by Retail of Alcohol for Brook Street Bar						
On or off sales			Current :		Proposed:	
			Both		Both	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:30	00:00	No change	No change	Brook Street Bar	No change
Tuesday	07:30	00:00	No change	No change		
Wednesday	07:30	02:00	No change	No change		
Thursday	07:30	02:00	No change	No change		
Friday	07:30	02:00	No change	No change		
Saturday	07:30	02:00	No change	No change		
Sunday	07:30	00:30	No change	No change		
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	N/A				N/A	
	On no more than 15 occasions per year and following 10 days' prior notice to the Police and Licensing Authority (or such lesser time as may be agreed with the Police) the hours for the provision of licensable activities currently provided at the premises may be extended to such a time as agreed with the Police. The police having the power to veto such application.				No change	
Hotel Residents:	Current:				Proposed:	
	Monday to Sunday 00:00 – 00:00				No change	

Sale by Retail of Alcohol for Other Areas						
On or off sales			Current :		Proposed:	
			Both		Both	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:30	00:00	09:00	01:00	Other Areas	Function Rooms and Event Spaces on the Mezzanine Floor.
Tuesday	07:30	00:00	09:00	01:00		
Wednesday	07:30	00:00	09:00	01:00		
Thursday	07:30	00:00	09:00	01:00		
Friday	07:30	00:00	09:00	01:00		
Saturday	07:30	00:00	09:00	01:00		
Sunday	07:30	23:30	09:00	23:30		
Seasonal variations/	Current:				Proposed:	
	(i) Alcohol shall not be sold,				No Change	

Non-standard timings:

supplied, consumed in or taken from the premises except during permitted hours.

In this condition, permitted hours means:

- (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 07:30 to 23:00
- (b) On Sundays, other than Christmas Day or New Year's Eve, 07:30 to 22:30
- (c) On Good Friday, 12:00 to 22:30
- (d) On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30
- (e) On New Year's Eve, except on a Sunday, 07:30 to 23:00
- (f) On New Year's Eve on a Sunday, 07:30 to 22:30
- (g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).
- (ii) Alcohol may be sold or supplied for one hour following the hours set out above (other than Christmas Day and New Year's Eve), and on Christmas Day, between 15.00 and 19.00, to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by such a person in that part of the premises as an ancillary to his meal. For other

	purposes or in other parts of the premises the hours set out above shall continue to apply.	
	On no more than 15 occasions per year and following 10 days' prior notice to the Police and Licensing Authority (or such lesser time as may be agreed with the Police) the hours for the provision of licensable activities currently provided at the premises may be extended to such a time as agreed with the Police. The police having the power to veto such application.	No Change
Hotel Residents:	Current: Monday to Sunday 00:00 – 00:00	Proposed: No change

Sale by Retail of Alcohol for Two shops in the bottom left hand corner (leading off the Lobby) of the Ground Floor						
On or off sales		Current :			Proposed:	
		Both			Both	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Additional
Monday	10:00	23:00	09:00	01:00	Two shops in the bottom left hand corner (leading off the Lobby) of the Ground Floor	Function Rooms and Event Spaces on the Mezzanine Floor.
Tuesday	10:00	23:00	09:00	01:00		
Wednesday	10:00	23:00	09:00	01:00		
Thursday	10:00	23:00	09:00	01:00		
Friday	10:00	23:00	09:00	01:00		
Saturday	10:00	23:00	09:00	01:00		
Sunday	12:00	22:30	09:00	23:30		
Seasonal variations/ Non-standard timings:	Current: Consumption of alcohol in the shops shall only be part of pre-booked event.				Proposed: No Change	
	On no more than 15 occasions per year and following 10 days' prior notice to the Police and Licensing Authority (or such lesser time as may be agreed with the Police) the hours for the provision of licensable activities currently provided at the premises may be extended to such a time as agreed with the Police. The police having the power to veto				No Change	

	such application.	
Hotel Residents:	Current:	Proposed:
	Monday to Sunday 00:00 – 00:00	No change

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:00	00:00	00:00	00:00	Ground Floor Lounge, Restaurant and Bar and Other Areas	Function Rooms and Event Spaces on the Mezzanine Floor.
Tuesday	00:00	00:00	00:00	00:00		
Wednesday	00:00	00:00	00:00	00:00		
Thursday	00:00	00:00	00:00	00:00		
Friday	00:00	00:00	00:00	00:00		
Saturday	00:00	00:00	00:00	00:00		
Sunday	00:00	00:00	00:00	00:00		

1-C Layout alteration
<p>The Mezzanine Floor of Claridges has been modified to create some event spaces and function rooms which need to be incorporated into the hotel Premises Licence. The rest of the floor is taken up with guest bedrooms.</p> <p>Following a discussion with the District Surveyor and Environmental Health Consultation Team the Applicant has requested that, if granted, the events spaces and function rooms of the Mezzanine Floor be simply named as "Mezzanine" and listed on the Premises Licence under "Ground Floor Lounge, Restaurant and Bar" so that it reads "Ground Floor Lounge, Mezzanine and Restaurant and Bar."</p>

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Consultation Team
Representative:	Ian Watson
Received:	07 February 2018
<p>This representation is based on the plans of the mezzanine floor and operating schedule submitted.</p> <p>The applicant is seeking the following</p> <ol style="list-style-type: none"> 1. To include a new area of the mezzanine floor into the licensed area and vary the hours for late night refreshment in line with other licensed hours. <p>I wish to make the following representation</p> <ol style="list-style-type: none"> 1. Representation is made on Public Safety and Prevention of Public Nuisance. A visit will be required to be made to the premises to inspect the new areas to ensure the current conditions on the licence are reflective to address the licensing objectives. <p>Should you wish to discuss the matter further please do not hesitate to contact me.</p>	
Responsible Authority:	Metropolitan Police Service
Representative:	PC Toby Janes
Received:	12 th February 2018
<p>I am writing to inform you that the Metropolitan Police, as a Responsible Authority, make a representation against the above application.</p> <p>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 currently insufficient conditions within the operating schedule.</p> <p>I will be in touch shortly to discuss the application in more detail.</p>	

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
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 HOT1 applies	Subject to the effect on the promotion of the licensing objectives and other relevant policies in this Statement, premises licences for hotels will generally be granted so that: (a) Alcohol is permitted to be sold at any time to people staying in hotel rooms for consumption on the premises. (b) The hours of serving alcohol to the general public will be subject to conditions limiting the sale of alcohol after a specified time to those attending pre-booked events held at the hotel. (c) The exhibition of film, in the form of recordings or non-broadcast television programmes to be viewed in hotel bedrooms, will generally be permitted.
Policy PB1 applies	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.

4. Equality Implications

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.

5. Appendices

Appendix 1	Applicant supporting documents - none
Appendix 2	Premises history
Appendix 3	Proposed conditions
Appendix 4	Residential map and list of premises in the vicinity

Report author:	Ms Shannon Pring Senior Licensing Officer
Contact:	Telephone: 020 7641 3217 Email: spring3@westminster.gov.uk

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Representation Environmental Health	7 th February 2018
5	Representation Metropolitan Police	12 th February 2018

Applicant Supporting Documents

Appendix 1

There are no supporting documents from the Applicant

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/06663/LIPCV	Conversion of licence to Licensing Act 2003	19/09/2005	Granted Under Delegated Authority
05/12307/LIPDPS	Application to vary the designated premises supervisor	13/12/2005	Granted Under Delegated Authority
12/09668/LIPV	<p>A variation application to add films (in public areas to conform to existing regulated hours) in private bedrooms, 24 hours.</p> <p>To extend the hours for the sale by retail of alcohol and late night refreshment in the Brook Street Bar only (which has a capacity of 70) by one hour to 02:00 on Wednesday, Thursday, Friday and Saturday and to 00:30 on Sunday</p>	21/12/2012	Granted Under Delegated Authority
13/07342/LIPV	<p>A variation application to amend the ground floor plans of the hotel to include some of the shop areas on the plans attaching to the premises licence.</p> <p>There is no change proposed to the existing regulated hours or activities. The shops would trade on the same basis as "other areas" shown on page 2 of the premises licence.</p>	08/11/2013	Granted Under Delegated Authority
18/00436/LIPV	Current application		

There is no appeal history

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 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 Current Licence -

Mandatory:

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person 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.
9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

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

Conditions related to Regulated Entertainment

Ground Floor Lounge, Restaurant and Bar

10. 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.
11. On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the 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).
12. Notwithstanding the provisions of Rule of Management No. 6 the premises may remain open for the purposes of this licence from 11pm on each of the days Monday to Saturday to 1am on the day following.
13. The entertainment to be provided under this licence shall be restricted to live bands and discotheque with ancillary dancing. The entertainment shall be provided by a maximum of twelve performers.
14. The number of persons accommodated at any one time (excluding staff) in the first floor restaurant shall not exceed 30; Ground Floor Lounge, 100; Ground Floor Restaurant, 120; and Brook Street Bar, 70.

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

15. 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.

16. If any entertainment is provided for children or if an entertainment is provided at which the majority of persons attending are children, then, if the number of children attending the entertainment exceeds 100, it shall be the duty of the holder of the premises licence (or the holder of the club premises certificate):
 - (a) to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate,
 - (b) to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and
 - (c) take all other reasonable precautions for the safety of the children.
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. There shall be no entry or re-entry to the Brook Street Bar via the Brook Street Entrance after 0100.
19. No windows to the Brook Street Bar nor the entrance from Brook Street into the Brook Street Bar shall be fixed open after 2300.
20. Films shall be permitted on New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.

The two shops in the bottom left hand corner (leading off the Lobby) of the Ground Floor

21. No permanent bar shall be constructed in the shops.
22. Consumption of alcohol in the shops shall only be part of pre-booked event

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

Ground Floor Lounge, Restaurant and Bar: Monday to Saturday Only

23. (a) Subject to the following paragraphs, the permitted hours on Monday to Saturday shall commence at 07:30 (12.00 on Christmas Day and Good Friday) and extend until 01:00 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 01:00, the permitted hours shall end when the music and dancing end;

(b) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.

(c) 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.

Other Areas and on Sundays in the Ground Floor Lounge, Restaurant and Bar

24. (i) Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours.

In this condition, permitted hours means:

- (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 07:30 to 23:00
 - (b) On Sundays, other than Christmas Day or New Year's Eve, 07:30 to 22:30
 - (c) On Good Friday, 12:00 to 22:30
 - (d) On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30
 - (e) On New Year's Eve, except on a Sunday, 07:30 to 23:00
 - (f) On New Year's Eve on a Sunday, 07:30 to 22:30
 - (g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).
- (ii) Alcohol may be sold or supplied for one hour following the hours set out above (other than Christmas Day and New Year's Eve), and on Christmas Day, between 15.00 and 19.00, to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by such a person in that part of the premises as an ancillary to his meal. For other purposes or in other parts of the premises the hours set out above shall continue to apply.

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) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;

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

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

- 25. The service of alcohol (restricted to wines and champagnes and no other alcoholic beverages) is permitted between 07:30 and 10:00am during "Champagne Breakfasts", served by a waiter or waitress to seated customers. The service of such alcohol will be ancillary to the supply of food
- 26. On no more than 15 occasions per year and following 10 days' prior notice to the Police and Licensing Authority (or such lesser time as may be agreed with the Police) the hours for the provision of licensable activities currently provided at the premises may be extended to such a time as agreed with the Police. The police having the power to veto such application.

DISTANCE	OBJECTID	Licence Number	Trading Name	Address	Premises Type	Time Period
0.909497	61149	13/07342/LIPV	Claridges Hotel	Claridges Hotel 47 - 57 Brook Street Mayfair London W1K 4HR	Hotel, 4+ star or major chain	Monday to Sunday; 00:00 - 00:00
0.909497	15066	14/03274/LIPDPS	Claridge's Restaurant	Concession 1 47 - 57 Brook Street Mayfair London W1K 4HR	Restaurant	Monday to Saturday; 10:00 - 01:30 Sunday; 12:00 - 01:30