



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	21 March 2018
Licensing Ref No:	18/00773/LIPV - Premises Licence Variation
Title of Report:	Regents Park Open Air Theatre Open Air Theatre Inner Circle Regents Park London NW1 4NU
Report of:	Director of Public Protection and Licensing
Wards involved:	Regent's Park
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Ms Yolanda Wade Senior Licensing Officer
Contact details	Telephone: 02076411872 Email: ywade@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	23 January 2018		
Applicant:	Regent's Park Theatre Limited		
Premises:	Regents Park Open Air Theatre		
Premises address:	Open Air Theatre Inner Circle Regents Park London	Ward:	Regent's Park
		Cumulative Impact Area:	None
Premises description:	The premises will operate as an Open Air Theatre, which is located within the demise of Regent's Park. It is referred to as the oldest, professional, permanent outdoor theatre in Britain offering a wide of activities including theatre, music, comedy and film events each year.		
Variation description:	<p>The applicant is seeking the following variation at the premises:</p> <ul style="list-style-type: none"> To add a new licensable area studio space (Studio 1) as a location to carry out the following licensable activities, namely, regulated entertainment, the sale by retail of alcohol and late night refreshment as per their current licence (14/00833/LIPVM) <p>The opening and operational hours have not been varied for the other licensed areas of the premises.</p> <ul style="list-style-type: none"> To add Studio 1 to Condition 17 of the existing licence which currently reads - "<i>Plays, musicals and comedy concerts are to be performed in the Main Auditorium and the Robert Atkins Studio</i>" to read "<i>Plays, musicals and comedy concerts are to be performed in the Main Auditorium, Studio 1 and the Robert Atkins Studio</i>" 		
Premises licence history:	The premises currently benefits from a premises licence (14/00833/LIPVM) found at Appendix 5 of the report.		
Applicant submissions:	Renovations have taken place to the kitchens, Robert Atkins Studio (Studio 2) and toilet block. A replacement kitchen and additional rehearsal studio (Studio 1) and ancillary rooms have been constructed.		
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 (Both Indoors and Outdoors)

Exhibition of films, Performance of live music, Performance of a Dance, Anything of a similar description to Live Music, Recorded Music or Performance of Dance, Performance of a Play

	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Additional:
Monday	09:00	00:00	No Change		Main Auditorium, The Robert Atkins (Studio 2)	Studio 1
Tuesday	09:00	00:00				
Wednesday	09:00	00:00				
Thursday	09:00	00:00				
Friday	09:00	00:00				
Saturday	09:00	00:00				
Sunday	09:00	00:00				

Playing of recorded music, 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		Unrestricted		Main Auditorium, The Robert Atkins (Studio 2),	Studio 1
Tuesday						
Wednesday						
Thursday						
Friday						
Saturday						
Sunday						

Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
			Both		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Additional:
Monday	23:00	00:00	No Change		Main Auditorium, The Robert Atkins (Studio 2)	Studio 1
Tuesday	23:00	00:00				
Wednesday	23:00	00:00				
Thursday	23:00	00:00				
Friday	23:00	00:00				
Saturday	23:00	00:00				
Sunday	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	

Sale by Retail of Alcohol						
On or off sales			Current :		Proposed:	
			On		No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Additional:
Monday	10:00	00:00	No Change		Main Auditorium, The Robert Atkins (Studio 2)	Studio 1
Tuesday	10:00	00:00				
Wednesday	10:00	00:00				
Thursday	10:00	00:00				
Friday	10:00	00:00				
Saturday	10:00	00:00				
Sunday	10:00	00:00				
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours means:			No Change	

(a) On Monday to Sunday 10.00 to 00:00.

(b) 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, 00.00 midnight on 31st December).

NOTE - The above restrictions do not prohibit:

(a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;

(b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;

(c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;

(d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;

(e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;

(f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;

(g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;

(h) the taking of alcohol from the premises by a person residing there;

(i) the supply of alcohol for

	<p>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;</p> <p>(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.</p>	
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Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Additional:
Monday	09:00	00:30	No Change		Main Auditorium, The Robert Atkins (Studio 2)	Studio 1
Tuesday	09:00	00:30				
Wednesday	09:00	00:30				
Thursday	09:00	00:30				
Friday	09:00	00:30				
Saturday	09:00	00:30				
Sunday	09:00	00:30				

1-C Layout alteration

The applicant is seeking to add a new studio space (Studio 1) as an additional licensable area to carry out the following licensable activities, namely,

- Regulated entertainment, sale by retail of alcohol and late night refreshment as per their current licence provision (14/00833/LIPVM)

1-D Conditions being varied, added or removed

Condition	Proposed variation
Condition 17 Plays, musicals and comedy concerts are to be performed in the Main Auditorium and the Robert Atkins Studio.	To vary Condition 17 to read Plays, musicals and comedy concerts are to be performed in the Main Auditorium, Studio 1 and the Robert Atkins Studio.

2. Representations

2-A Responsible Authorities

Responsible Authority:	The Metropolitan Police (withdrawn)
Representative:	PC Reaz Guerra
Received:	13 th February 2018

With reference to the above application I am writing to inform you that the Police, as a Responsible Authority, object to your application for a New Premises Licence as it is our belief that if granted the application would undermine the Crime Prevention Objective.

There is insufficient detail in the operating schedule to address the Crime Prevention Objective.

It is for this reason that we are objecting to the application

The Police have withdrawn their representation to the application.

2-B Other Persons

Received:

14th February 2018

I write to make a relevant representation in respect of the above application.

I live at Holme Cottage, which is situated within Regent's Park, about 10 metres from the perimeter of the premises and about 20 metres from the open air auditorium.

I object on the basis that the likely impact of the application, if granted, will fail to promote the licensing objective of 'prevention of public nuisance'.

Background

The Holme Cottage is right opposite the street (Inner Circle) of the Open Air Theatre, the new building of the theatre is situated directly on the fence towards Inner Circle. In addition to Holme Cottage, Holme House is also adjacent to the premises.

Furthermore there is St Johns Lodge with and attached buildings, Regents University with its Students accommodation and some other little houses around Inner Circle. The Open Air Theatre is in the middle of the Inner Circle.

Given my proximity to the Theatre, it is unsurprising that I have experienced a degree of noise from the performances. In the past, this proved entirely unproblematic and I accepted it as a necessary and inevitable part of living so close to the premises.

However, during season 2016 the situation changed for the worse, and I began to suffer from what I consider to be disproportionate nuisance arising from one production in particular, 'Jesus Christ Superstar'. This continued in 2017 and has prompted me to make this representation.

I have nothing against the Theatre whatsoever, and wish them success. However, the increase in nuisance must be addressed. I have taken advice, and will also be writing to the applicant to ask that they take my concerns on board and take the necessary action.

The application

The application states that the applicant wishes to add a new studio space ('Studio 1') to the licensed areas, in order to provide licensable activities including plays, live music and recorded music.

I believe that the majority if not the entirety of the nuisance I experience emanates from the main open air auditorium, nevertheless I cannot be sure. I am therefore concerned about the potential for additional nuisance from another licensed space.

In any event it is clear from the current premises licence that there are insufficient safeguards in the form of licence conditions to ensure that the operation of the premises as a whole will promote the licensing objectives.

Reasons for objections

According to the current premises licence, the following is permitted:

- * Sale of alcohol – 9am to midnight Mon-Sun
- * Late night refreshment - to midnight Mon-Sun
- * Regulated entertainment (live music, plays, performance of dance, exhibition of film) – 9am to midnight Mon-Sun
- * Recorded music – unrestricted.
- * Private entertainment – unrestricted.
- * Opening hours to the public – 9am to 12.30am Mon-Sun

The licence is subject to some conditions. I understand that condition 7 refers to the 'Rules of Management for Places of Public Entertainment' and contains a provision for noise emanation from the premises.

I understand that the licence is relatively generous in terms of hours considering it is for an open air space.

There are three main issues with the operation of the current premises licence:

1. Noise from loud music. Although this has been present to some degree through all performances since I have lived here, it has only been a nuisance since the theatre has staged productions such as Jesus Christ Superstar, with loud rock music. This production took place for two summers in 2016 and 2017, and seemed to be a complete departure from the usual style of performances, which were less reliant on music or loud music.

The noise can be from rehearsals, sound-checks or performances.

2. Noisy dismantling etc of stage equipment during the middle of the night. This takes place chiefly when a production is being set up or being dismantled. There are multiple productions per season. Lorries arrive and depart at all times of the night, and work takes place at similarly anti-social times. It may be that the licence holder and/or park authority are not aware of residents living close by.

3. People leaving the premises late at night. This can cause noise. What appear to be staff or cast parties can finish at any time up until 1 or 2am.

I am advised that the licence does not have many of the conditions which a more modern licence for a similar premises might have. For instance, conditions relating to a noise limiter, noise emanation, dispersal of customers and times for rehearsals and dismantling of stage equipment. It would seem to me that if the Theatre is to continue to stage productions with loud music, such as Jesus Christ Superstar, then additional conditions may be necessary.

I appreciate that with point 1 above, resolving the issue may be a matter of a dialogue with the licence holder and possibly the involvement of Council officers to assist with setting e.g. noise levels.

I would ask that should the Licensing Authority be minded to approve the licence

variation, that consideration be given to adding some conditions to the licence. Such conditions could address noise emanation from the premises, requiring a noise limiter, notices reminding customers to leave quietly, not carrying out sound-checks or rehearsals, or building up or breaking down productions before or after certain times, and implementing a dispersal policy.

Conclusion

As stated, I have no wish to stop the licence holder from putting on the performances and from running a successful theatre. However, the apparent change in the nature of some of the productions – chiefly, ‘Jesus Christ Superstar’ – has resulted in some problems which I would like to resolve prior to the commencement of this summer’s programme.

I will be writing to the licence holder to raise these concerns outside of this licence process.

3. Policy & Guidance

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

<p>Policy HRS1 applies:</p>	<p>(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.</p>
<p>Policy COMB1 applies:</p>	<p>(i) Where a premises proposes to operate as a combined use premises applications will be considered on their merits with regard to each of the relevant policies e.g. Policies CD1, PS1, PN1 CH1 CIP1 and HRS1.</p> <p>(ii) The Licensing Authority will take into account the current and proposed use of the premises when considering what weight is to be given to the relevant uses and policies. It will take into account what is the primary use of the premises, if any, and which licensable activities are proposed outside the core hours (see policy HRS1).</p> <p>(iii) It will consider any premises which include any pub or bar use or provide facilities for fast food and drink or for music and dancing primarily under the policies specific to those uses e.g. PB1&PB2, FFP1 & FFP2, MD1 & MD2.</p>
<p>Policy MD1 applies:</p>	<p>Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.</p>

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.
Policy PVC1 applies:	Applications will generally be granted and reviews determined, subject to 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
Appendix 2	Premises history
Appendix 3	Proposed conditions
Appendix 4	Copy of Existing Licence
Appendix 5	Residential map and list of premises in the vicinity

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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	April 2017
4	Application Form	23 rd January 2018
5	The Police Representation (<i>withdrawn</i>)	13 th February 2018
6	Representation	14 th February 2018

Applicant Supporting Documents

Appendix 1

None received from the Applicant

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/06444/LIPCV	Conversion application	08.09.2005	Granted under delegated authority
08/08355/LIPDPS	Application to vary the designated premises supervisor	12.11.2008	Granted under delegated authority
08/10477/LIPV	Application to vary the premises licence to extend the hours of operations for a) regulated entertainment from 2300 - 0100. b) The sale of retail of alcohol from 0000 - 0030.	17.02.2009	Granted under delegated authority
10/02460/LIPVM	Application for a minor variation to add the provision of film to the current premises licence	29.04.2010	Granted under delegated authority
11/03800/LIPDPS	Application to vary the designated premises supervisor	03.05.2011	Granted under delegated authority
12/01444/LIPV	Application for variation of premises licence to renovate the backstage buildings and the Box Office. The auditorium was also reconfigured.	04.04.2012	Granted under delegated authority
12/03599/LIPDPS	Application to vary the designated premises supervisor	15.05.2012	Granted under delegated authority
14/00833/LIPVM	Application for minor variation to extend the opening hours of the premises and hours for licensable activities by one hour in the morning	10.02.2014	Granted under delegated authority

There is no appeal history

Appendix 3

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.
10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Conditions related to regulated entertainment

11. 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.
12. The number of persons accommodated (excluding staff) in the auditorium shall not exceed 1,333

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

13. 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.
14. 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) to take all other reasonable precautions for the safety of the children.
15. 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

16. Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- (a) On Monday to Sunday 10.00 to 00:00.
- (b) 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, 00.00 midnight on 31st December).

NOTE - The above restrictions do not prohibit:

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

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

17. Plays, musicals and comedy concerts are to be performed in the Main Auditorium and the Robert Atkins Studio.

Proposed Amendment for Condition 17

Plays, musicals and comedy concerts are to be performed in the Main Auditorium, Studio 1 and the Robert Atkins Studio.

18. There shall be signage at the premises entrance advising that off sales are not permitted along with a signage that there will be no off sales to persons under 18 years of age.
19. Upon entry to the premises any person who appears to be under 21 shall be challenged to prove that they are over 18.

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

None

Conditions proposed by the Applicant as part of the Operating Schedule

20. The licence will ensure compliance with the premises licence by all team members and will ensure that alcohol is served responsibly and in keeping with legal obligations.
21. The licence will ensure all risk assessments are carried out and documented effectively and that all suitable staff have had the relevant training and knowledge to ensure public safety.
22. Children will only be admitted on the premises when accompanied by a responsible adult.



City of Westminster

64 Victoria Street, London, SW1E 6QP

Schedule 12
Part A

WARD: Regent's Park
UPRN: 010033536696

Premises licence

Regulation 33, 34

Premises licence number:

14/00833/LIPVM

Original Reference:

05/06444/LIPCV

Part 1 – Premises details

Postal address of premises:

Regent's Park Open Air Theatre
Open Air Theatre
Inner Circle
Regents Park
London
NW1 4NU

Telephone Number: 0207 487 4922

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Exhibition of a Film
Performance of Live Music
Playing of Recorded Music
Anything of a similar description to Live Music, Recorded Music or Performance of Dance
Performance of a Play
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 Sunday: 09:00 to 00:00

Exhibition of a Film

Monday to Sunday: 09:00 to 00:00

Performance of Live Music

Monday to Sunday: 09:00 to 00:00

Playing of Recorded Music

Unrestricted

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

Monday to Sunday:	09:00 to 00:00
Performance of a Play	
Monday to Sunday:	09:00 to 00:00
Late Night Refreshment	
Monday to Sunday:	23:00 to 00:00
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 Sunday:	10:00 to 00:00
<i>For times authorised for New Year see conditions at Annex 1 and 2</i>	

The opening hours of the premises:	
Monday to Sunday:	09:00 to 00:30

Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:	
Alcohol is supplied for consumption on the Premises.	

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:
Regent's Park Theatre Limited Open Air Theatre Inner Circle Regent's Park London NW1 4NU

Registered number of holder, for example company number, charity number (where applicable)
0759557

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:
Name: Lawrence Keal
<i>Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.</i>

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: EECB/11/00317/LAPER
Licensing Authority: Epsom And Ewell Borough Council

Date: 11 February 2014

Signed: pp
Operational Director - Premises Management

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who hold a personal licence.
4.
 - (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7.
 - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
 - (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
8. The responsible person shall ensure that,
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

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

9. 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.
10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Conditions related to regulated entertainment

11. 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.
12. The number of persons accommodated (excluding staff) in the auditorium shall not exceed 1,333

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

13. 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.
14. 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) to take all other reasonable precautions for the safety of the children.
15. 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

16. Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- (a) On Monday to Sunday 10.00 to 00:00.
- (b) 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, 00.00 midnight on 31st December).

NOTE - The above restrictions do not prohibit:

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

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

17. Plays, musicals and comedy concerts are to be performed in the Main Auditorium and the Robert Atkins Studio.

18. There shall be signage at the premises entrance advising that off sales are not permitted along with a signage that there will be no off sales to persons under 18 years of age.

19. Upon entry to the premises any person who appears to be under 21 shall be challenged to prove that they are over 18.

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: Regent's Park
UPRN: 010033536696

Premises licence
summary

Regulation 33, 34

Premises licence number:

14/00833/LIPVM

Part 1 – Premises details

Postal address of premises:

Regent's Park Open Air Theatre
Open Air Theatre
Inner Circle
Regents Park
London
NW1 4NU

Telephone Number: 0207 487 4922

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Exhibition of a Film
Performance of Live Music
Playing of Recorded Music
Anything of a similar description to Live Music, Recorded Music or Performance of Dance
Performance of a Play
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 Sunday:	09:00 to 00:00
Exhibition of a Film	
Monday to Sunday:	09:00 to 00:00
Performance of Live Music	
Monday to Sunday:	09:00 to 00:00
Playing of Recorded Music	Unrestricted

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

Monday to Sunday: 09:00 to 00:00

Performance of a Play

Monday to Sunday: 09:00 to 00:00

Late Night Refreshment

Monday to Sunday: 23:00 to 00:00

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 Sunday: 10:00 to 00:00

For times authorised for New Year see conditions at Annex 1 and 2

The opening hours of the premises:

Monday to Sunday: 09:00 to 00:30

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

Alcohol is supplied for consumption on the Premises.

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

Regent's Park Theatre Limited
Open Air Theatre
Inner Circle
Regent's Park
London
NW1 4NU

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

0759557

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

Lawrence Keal

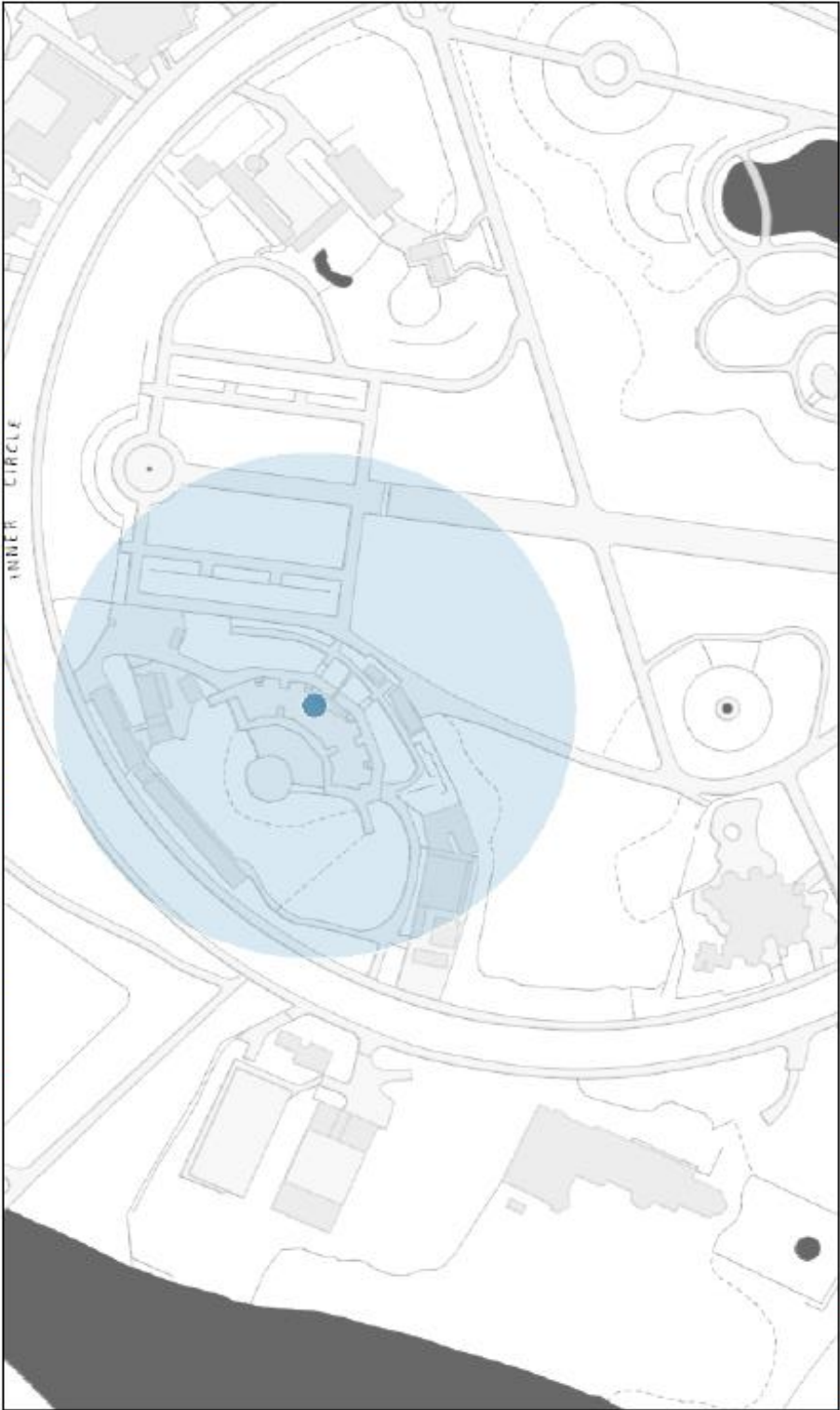
State whether access to the premises by children is restricted or prohibited:

Restricted

Date: 11 February 2014

Signed: pp
Operational Director - Premises Management

Regents Park Open Air Theatre Inner Circle Regents Park



March 7, 2018

1:1,500
0 0.0125 0.025 0.05 mi
0 0.02 0.04 0.08 km
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DISTANCE	OBJECTID	Licence Number	Trading Name	Address	Premises Type	Time Period
0.529014	11182	14/00833/LIPVM	Regent's Park Open Air Theatre	Open Air Theatre Inner Circle Regents Park London NW1 4NU	Theatre	Monday to Sunday; 09:00 - 00:30