



# City of Westminster Licensing Sub-Committee

<b>Meeting:</b>	<i>Licensing Sub-Committee</i>
<b>Date:</b>	<i>8 November 2018</i>
<b>Classification:</b>	<i>General Release</i>
<b>Premises:</b>	<i>The Box, 11-12 Walker's Court, London, W1F 0ED</i> <i>18/10925/LISEVR</i>
<b>Wards Affected:</b>	<i>West End, Core CAZ North</i>
<b>Financial Summary:</b>	<i>None</i>
<b>Report of:</b>	<i>Operational Director for Public Protection &amp; Licensing</i>

## **1. Executive Summary**

- 1.1 The council has received an application for the renewal of the sex establishment licence under the Local Government (Miscellaneous Provisions) Act 1982 (the Act) for The Box, 11-12 Walker's Court, London, W1F 0ED. The Box is licensed to operate as a sexual entertainment venue under the Act. The report sets out the application details, objections, policy and legal context along with other considerations that the Licensing Sub-Committee requires to determine this application.

## **2. Recommendations**

- 2.1 That following consideration of this report, any information given orally at the hearing and/or in writing by the applicants and objectors the Licensing Sub-Committee may determine to:
  - 2.1.1 Grant the applications in full
  - 2.1.2 Grant the applications subject to the standard conditions and/or any modifications to any part of the application and imposition of any additional conditions proposed by a party to the hearing, or
  - 2.1.3 Refuse the applications

### **3. Relevant history**

- 3.1 The Box has operated as a sex establishment since 2012. Following the grant of the sex establishment licence for The Box in 2012, annual renewal applications on behalf of Too 2 Much Limited have been submitted and granted by Licensing Sub-Committee in 2014 and granted under delegated authority in the subsequent years. The last renewal application for this licence was submitted on 21 July 2016. This licence (reference 16/07735/LISEVR) expired on 30 September 2017 and was not subsequently renewed. A copy of this licence is attached as **Appendix A1**.
- 3.2 On 13 October 2015, Too 2 Much Limited submitted two applications for new sex establishment licences to provide burlesque, nude cabaret, nude performances and plays, adult related theatrical performances, striptease, pole dancing and table dancing and involve implied nudity, full and partial nudity between the hours of 09:00 to 04:00 on each of the days Monday to Saturday and 09:00 to 00:30 on Sundays at The Box, 11-12 Walker's Court, London, W1F 0ED.
- 3.3 Both applications for the two new sex establishment licences were heard and determined by Licensing Sub-Committee on 3 December 2015. At this hearing, it was stated, by those instructed by the applicant, that the reasoning behind the applications for two new sex establishment licences was as a result of the intended redevelopment of Walker's Court following the grant of planning permission.
- 3.4 Licensing Sub-Committee noted in the written decisions for these two new sex establishment licence applications that each licence served a different purpose.
- 3.5 The application made under reference 15/08960/LISEVN on 13 October 2015 was for a temporary interim solution to ensure that The Box would be able to keep trading whilst works were completed over an estimated two and a half year to three year period. The written decision from this Licensing Sub-Committee hearing can be found as **Appendix A2**. Annual renewal applications on behalf of Too 2 Much Limited have been submitted and granted under delegated authority in the subsequent years. The most recent issued licence (reference 17/10857/LISEVR) is attached as **Appendix A3**.
- 3.6 The application made under reference 15/08973/LISEVN on 13 October 2015 was for the final scheme once works were completed over an estimated two and a half year to three year period. The written decision from this Licensing Sub-Committee hearing can be found as **Appendix A4**. Annual renewal applications on behalf of Too 2 Much Limited have been submitted and granted under delegated authority in the subsequent years. The most recent issued licence (reference 17/10851/LISEVR) is attached as **Appendix A5**.
- 3.7 A copy of the full sex establishment licence history for this premises since 2012 is attached as **Appendix B1**.

#### **4. Application being considered**

- 4.1 On 12 September 2018, the applicant submitted two applications to renew the sex establishment licences to continue to operate the premises as a sexual entertainment venue.
- 4.2 The sex establishment licence renewal application being considered today is of the licence issued to serve the purpose for the final scheme once works were completed at Walker's Court (licence 17/10851/LISEVR). For reference, this licence is attached as **Appendix A5**. The applicant has not requested to change the relevant entertainment or to remove any standard conditions to the licence if this application is granted. A copy of the application form is attached as **Appendix C1**.
- 4.2 As a valid application has been received prior to the expiry of the SEV Premises Licence, the licence is deemed to continue until it is determined by the Council.

#### **5. Objections**

- 5.1 On 24 September 2018, an objection was received to the renewal application (attached as **Appendix D1**) within the statutory 28 day consultation period stating a number of issues with the licensed premises and this application. These issues are namely:
- Clientele of this establishment taking drugs on Peter Street before visiting The Box and the lack of control in this regard by management.
- 5.2 On 9 October 2018, another objection was received to the renewal application (attached as **Appendix D2**) within the statutory 28 day consultation period stating a number of issues with the licensed premises and this application. These issues are namely:
- Increased nuisance on nights when The Box is operating
  - The growth of the entertainment industry has led to a marked deterioration in the quality of life and well-being of local residents
  - Drug dealing and recreational drug use are increasing outside residents homes before patrons enter the club and after they leave
  - The use of the street as a toilet and loud and intimidating antisocial behaviour throughout the night
- 5.3 The objectors have not confirmed to the Licensing Service that they wish to waive their right to anonymity, and for this reason the objectors will remain anonymous.

## **6. Licensing Act 2003 Premises Licence**

- 6.1 The premises currently benefits from a premises licence (reference 17/00277/LIPVM) issued under the provisions of the Licensing Act 2003. A copy of the current premises licence is provided at **Appendix E1** of this report.

## **7. Policy Considerations**

### **7.1 Suitability of applicant – SU1**

The applicant has stated that no relevant offences have been committed. In addition, the Police and the Council's Licensing Inspectorate have carried out fit and proper persons checks and have not made any objections to the application.

### **7.2 SEV carried on for the benefit of another person – SU2**

The Police and the Council's Licensing Inspectorate have undertaken appropriate checks and have made no comments.

### **7.3 Appropriate number of SEV in a locality – NO1**

The appropriate number of sexual entertainment venues in the relevant localities is 25 in the Westminster core CAZ north. As the premises are currently licensed this application, if granted, will not exceed 25.

### **7.4 Character of the relevant locality – LO1**

Walker's Court is a small and narrow pedestrianised street off Brewer Street. Within a 100 metre radius of the premises, there is a resident count of 490.

### **7.5 Use of premises in the vicinity – LO2**

The main use of the premises in the immediate vicinity are commercial. There is one school and one place of worship within a 100 metre radius of the premises (see map as attached at **Appendix F1**). There are no other SEV premises, schools, or places of worship in a 100 metre radius of the premises.

### **7.6 Layout, character or condition of the venue – LO3**

The premises is a nightclub spread over the ground and first floors. Both the ground and first floors are included within the licensable area for Relevant Entertainment purposes.

## **8. Legal Implications**

- 8.1 The Licensing Sub-Committee may determine to:
- (a) Grant the applications in full
  - (b) Grant with additional special conditions which the Licensing Sub-Committee deem appropriate; or
  - (c) Refuse the applications.
- 8.2 Before refusing to renew an application, the Licensing Authority shall give the licence holder an opportunity to appear before and of being heard by the Licensing Sub-Committee (Para 10(19) Schedule 3 LG(MP)A1982).
- 8.3 In considering this application, the Licensing Sub-Committee shall have regard to any observations submitted to them by the Chief Officer of Police and any objections that have been received in writing within the 28 day consultation period (Para 10(18) Schedule 3 LG(MP)A1982).
- 8.4 The Licensing Sub-Committee may refuse to grant or renew a licence for the following reasons set out in (Para 12(3) Schedule 3 LG(MP)A1982):
- (a) that the applicant is unsuitable to hold a licence by reason of having been convicted of an offence or for any other reason;
  - (b) that if the licence were to be granted the business to which it relates would be managed by or carried on for the benefit of a person, other than the applicant, who would be refused the grant of such a licence if he made the application himself;
  - (c) that the number of sex establishments, or of sex establishments of a particular kind, in the relevant locality at the time the application is determined is equal to or exceeds the number which the authority consider is appropriate for that locality;
  - (d) that the grant or renewal of the licence would be appropriate, having regard:
    - (i) to the character of the relevant locality; or
    - (ii) to the use to which any premises in the vicinity are put; or
    - (iii) to the layout, character or condition of the premises, vehicle, vessel or stall in respect of which the application is made.

An applicant whose application for the grant or renewal of a licence is refused on either ground specified in paragraph (c) or (d) above shall not have the right to appeal to the magistrates' court.

- 8.5 If the Licensing Sub-Committee determine to grant a Sexual Entertainment Venue licence, the licence will be subject to the Standard Conditions for Sexual Entertainment Venue licences, unless the Sub-Committee determines that certain Standard Conditions should be expressly excluded or varied (Para 13(4) Schedule 3 LG(MP)A1982).

- 8.6 Should the Licensing Sub-Committee determine to refuse the application for the renewal of a licence under Paragraph 12(3)(a) or (b) Schedule 3 LG(MP)A 1982, the applicant may appeal to the Magistrates' Court within 21 days beginning with the date on which the applicant is notified of the refusal of his application (Para 27(1) Schedule 3 LG(MP)A1982).

### **Appendices**

- A1 – Copy of sex establishment licence 16/07735/LISEVR
- A2 – Licensing Sub-Committee Decision for 15/08960/LISEVN
- A3 – Copy of sex establishment licence 17/10857/LISEVR
- A4 – Licensing Sub-Committee Decision for 15/08973/LISEVN
- A5 – Copy of sex establishment licence 17/10851/LISEVR
- B1 – Sex establishment licence history
- C1 – Application form
- D1 – Environmental Health objection
- D2 – Objection comment
- E1 – Copy of current premises licence
- F1 – Map of locality

**If you have any queries about this Report or wish to inspect any of the Background Papers please contact: Daisy Gadd on 020 7641 6500 or at [dgadd@westminster.gov.uk](mailto:dgadd@westminster.gov.uk)**

### **BACKGROUND PAPERS**

Local Government (Miscellaneous Provisions) Act 1982  
Policing and Crime Act 2009  
Sexual Entertainment Venues Statement of Licensing Policy 2012  
Sexual Entertainment Venues Guidance and Procedure effective 17 February 2012  
Home Office Guidance March 2010

**SEX ESTABLISHMENT LICENCE**  
Sexual Entertainment Venue

Premises licence number:	16/07735/LISEVR
Original Reference:	12/02615/LISEVN

The CITY OF WESTMINSTER, under the provisions of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Policing and Crime Act 2009

hereby licences:  
to use the premises:

Too 2 Much Limited  
The Box  
11-12 Walker's Court  
London  
W1F 0ED

as a Sexual Entertainment Venue.

This licence commences from the 1<sup>st</sup> October 2016 and will expire on the 30 September 2017.

Relevant Entertainment may be provided during the following times:

Monday to Saturday	09:00 to 04:00
Sunday	09:00 to 00:00

Relevant Entertainment may only be provided in the permitted areas outlined in red shown on the plans attached at Appendix 1.

This licence is granted subject to the conditions attached at Appendix 2.

DATE: 03.09.2016

SIGNED:

*Habussence*

On behalf of the Operational Director -  
Premises Management





## **Appendix 2 – Conditions**

### **Standard Conditions**

1. Whilst Relevant Entertainment is taking place no person under the age of 18 shall be on the licensed premises and a clear notice to that effect shall be displayed at the entrance in a prominent position so that it can be easily read by persons entering the premises.
2. Whenever persons under the age of 18 are admitted to the premises there will be no promotional or other material on display within the premises which depicts nudity or partial nudity.
3. The licence or a clear copy shall be prominently displayed at all times so as to be readily and easily seen by all persons using the premises.
4. No provision of relevant entertainment, or material depicting nudity or relevant entertainment, shall be visible from outside the premises.
5. Menus and drinks price lists shall be clearly displayed at the front entrance of the club, reception area, tables and bar at such a position and size as to be easily read by customers. This price list shall show all consumable items and any minimum tariff including charges and fees applicable to Performers.
6. Except with the consent of the Licensing Authority, no advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) shall be inscribed or affixed at the premises, on the surface of the highway or on any building, structure, works, street furniture, tree or any other property or be distributed in the street to the public that advertises or promotes the relevant entertainment at the premises.
7. The licence holder or other person concerned in the conduct or management of the premises shall not seek to obtain custom by means of personal solicitation or touting, nor enter into any agreement with a third party to do so.
8. Adequate toilets, washing and changing facilities for use by the Performers shall be provided.
9. Either the licence holder or a named responsible person shall be present throughout the time the Relevant Entertainment takes place.
10. The premises will install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer that ensures all areas of the licensed premises are monitored including all entry and exit points will be covered enabling frontal identification of every person entering any light condition. All cameras 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. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period together with facilities for viewing.
11. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public and this staff member should be able to show Police recent data and footage with the absolute minimum of delay of the request.
12. An incident log shall be kept at the premises, and made available on request to the Licensing Authority or the Police, which will record the following:

- (a) all crimes reported to the venue;
  - (b) all ejections of patrons;
  - (c) any complaints received;
  - (d) any incidents of disorder;
  - (e) 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;
  - (i) any breach of licence conditions reported by a Performer
13. The licence holder shall produce a Code of Conduct setting out rules and obligations between the licence holder and performers whilst performing. All Performers shall sign the Code of Conduct in their proper name acknowledging that they have read, understood and are prepared to abide by the said Code of Conduct, and a copy so signed shall be retained by the licence holder and shall be readily available for inspection by the Police and/or authorised persons upon reasonable request.
14. Individual records shall be kept at the premises of the real names, stage names and addresses of all Performers working at the premises. The record will include either a copy of their birth certificate, current passport, EU driving licence or national identity card and shall be made immediately available for inspection by the Police and/or the Licensing Authority upon request.
15. Details of all work permits and/or immigration status relating to persons working at the premises shall be retained by the licence holder and be readily available for inspection by the Licensing Authority, a Police Officer or Immigration Officer.
16. Relevant Entertainment shall be given only by Performers and the audience shall not be permitted to participate in the relevant entertainment.
17. There shall be no physical contact between Performers whilst performing.
18. Performers will not request or give out any telephone number, address or any other contact information from or to any customer. Any such information given by a customer shall be surrendered to the premises manager as soon as is practicable.
19. Relevant Entertainment shall take place only in the designated areas approved by the Licensing Authority as shown on the licence plan. Arrangements for access to the dressing room shall be maintained at all times whilst Relevant Entertainment is taking place and immediately thereafter.
20. Customers must remain fully clothed at all times. The Performer must not remove any of the customers clothing at any time.
21. Where Relevant Entertainment is provided in booths, or other areas of the premises where private performances are provided, the booth or area shall not have a door or other similar closure, the area shall be constantly monitored by CCTV, and access to the booth or other area shall be adequately supervised.
22. Whenever Relevant Entertainment is being provided there shall be no physical contact between Performers and customers or between customers and Performers except for the exchanging of money or tokens at the beginning or conclusion of the performance and only for the purpose of that performance. Clearly legible notices to this effect shall clearly be displayed in each private booth and in any performance area.

23. Performers must redress fully immediately after each performance.

**Additional Conditions**

24. At least one SIA registered door supervisor shall be permanently employed in the first floor licensed area of the premises and at least one permanently employed in the area providing entrance to the second floor bar area and the entrance to the male/female toilets. In addition on such occasions that both floors are used for nude cabaret or nude table side dancing two additional door supervisors shall be so employed.
25. In the first floor theatre and second floor bar (a) nude cabaret may be provided and (b) nude table side dancing may be provided, for the avoidance of doubt, nude table side dancing is the performance of dance, either nude or partially nude, for customers seated at a table in return for consideration.
26. The number of persons accommodated at any one time (excluding staff) shall not exceed the following; First Floor Theatre - 213, Second Floor Bar - 75.
27. When nude table side dancing is taking place the capacity shall be 233 (excluding staff) (First Floor Theatre - 183, Second Floor Bar - 50).
28. Notwithstanding standard condition 17, necessary contact in order to perform skilled dance or acrobatic routines is permitted.
29. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
30. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
31. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
32. 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.
33. 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.
34. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
35. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
  - i. pyrotechnics including fire works
  - ii. firearms
  - iii. lasers
  - iv. explosives and highly flammable substances.
  - v. real flame.
  - vi. strobe lighting.

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

## Licensing Sub-Committee Decision for 15/08960/LISEVN Appendix A2

### LICENSING SUB-COMMITTEE No. 5

Thursday 3rd December 2015

Membership: Councillor Angela Harvey (Chairman), Councillor Jan Prendergast and Councillor Rita Begum

Legal Adviser: Horatio Chance  
Policy Adviser: Chris Wroe  
Committee Officer: Jonathan Deacon

Objections: Environmental Health and Metropolitan Police.

Present: Mr Craig Baylis (Solicitor, representing the Operator, Too 2 Much Ltd), Mr Alun Thomas (Solicitor, representing the Landlord, Soho Estates), Mr Mark Hladnik (Designated Premises Supervisor), Mr Aasim Chaudry (General Manager), Mr Nick Lawson (Soho Estates), Mr Rory Aikenhead (Architect), Mr Ian Watson (Environmental Health) and PC Adam Deweltz (Metropolitan Police)

<b>The Box, 11-12 Walker's Court, W1 15/08960/LISEVN</b>
An application for a new Sexual Entertainment Venue premises licence submitted by Too 2 Much Limited.
Amendments to application advised at hearing:  None.
Decision (including reasons if different from those set out in report):  Mr Thomas during the hearing explained the proposed changes that were envisaged as a result of the intended redevelopment of Walker's Court following the grant of planning permission. The Sub-Committee noted that this particular application (15/08960/LISEVN) was for a temporary interim solution to ensure that The Box would be able to keep trading whilst works were completed over an estimated two and a half to three year period. The Applicant was proposing to move the licensed areas as an interim measure from the first floor theatre and second floor bar to a ground floor VIP area and first floor main room.  The Sub-Committee noted that this was a new Sexual Entertainment Venue ('SEV') application. However, the Applicant was applying for the same activities (to provide burlesque, nude cabaret, nude performances and plays, adult related theatrical performances, striptease, pole dancing and table dancing and involve implied nudity, full and partial nudity between the hours of 09:00 to 04:00 on each of the days Monday to Saturday and 09:00 to 00:30 on Sundays) as was permitted on an existing

SEV licence, 15/06091/LISEVR, held by the tenants. The overall capacity of 288 was also permitted on the existing SEV licence.

Mr Baylis, representing the Applicant (the tenants of the premises), referred to the fact that there were no residents objecting for the interim SEV licence application. The two remaining representations submitted for the application were from the Metropolitan Police and the Council's Environmental Health Department ("Environmental Health"). PC Deweltz made the point that the applications being considered at the hearing were new applications and The Box is located in the West End Stress Area. The applications could potentially add to cumulative impact. Mr Watson, on behalf of Environmental Health, stated that a key aspect from Environmental Health's point of view was that the development ensured that there was adequate means of escape. Current means of escape needed to be maintained and new means of escape provided. He was content with the interim arrangements subject to clearance from the District Surveyor.

Mr Thomas requested that the capacity split for the floors at the premises was delegated to Environmental Health to determine rather than these being imposed at the hearing. Mr Wroe asked whether the respective Applicants (the landlords for the interim and final scheme applications under the Licensing Act 2003 and the tenants for the interim and final scheme Sexual Entertainment Venue applications) were proposing to surrender their existing licences so that in the event the interim scheme applications were granted by the Sub-Committee, the current licences were surrendered and when the final scheme licences came into effect the interim licences would be surrendered. Mr Thomas and Mr Baylis advised the Committee that they had no objection to this approach.

The Sub-Committee, in granting the application, considered that surrendering the existing and interim SEV licences over time would be beneficial as it would assist in controlling the capacity in the West End Stress Area. As a result of the surrendering of the existing and interim SEV licences as the development progressed, it would clarify that the total capacity of 288 and the hours for the activities sought were the same as the existing licence 15/06091/LISEVR. The Sub-Committee decided not to impose specific capacities for different areas of the premises as requested by Mr Thomas. Environmental Health would be relied upon to determine the capacities as a result of the works condition being attached to the SEV licence.

Members did not consider that any new evidence had been provided that questioned the suitability of the Applicant. The fact that the Applicant was content to surrender the existing and interim SEV licences as the development progressed meant that the number of SEVs in the locality would not exceed 25. The Box is located in the Westminster Core CAZ North and it was not felt that the character or use of premises in the vicinity had changed since a SEV licence was previously granted for the premises.

### Conditions on the Licence

#### Standard Conditions

1. Whilst Relevant Entertainment is taking place no person under the age of 18 shall be on the licensed premises and a clear notice to that effect shall be displayed at the entrance in a prominent position so that it can be easily read by persons entering the premises.
  2. Whenever persons under the age of 18 are admitted to the premises there will be no promotional or other material on display within the premises which depicts nudity or partial nudity.
  3. The licence or a clear copy shall be prominently displayed at all times so as to be readily and easily seen by all persons using the premises.
  4. No provision of relevant entertainment, or material depicting nudity or relevant entertainment, shall be visible from outside the premises.
  5. Menus and drinks price lists shall be clearly displayed at the front entrance of the club, reception area, tables and bar at such a position and size as to be easily read by customers. This price list shall show all consumable items and any minimum tariff including charges and fees applicable to Performers.
  6. Except with the consent of the Licensing Authority, no advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) shall be inscribed or affixed at the premises, on the surface of the highway or on any building, structure, works, street furniture, tree or any other property or be distributed in the street to the public that advertises or promotes the relevant entertainment at the premises.
  7. The licence holder or other person concerned in the conduct or management of the premises shall not seek to obtain custom by means of personal solicitation or touting, nor enter into any agreement with a third party to do so.
  8. Adequate toilets, washing and changing facilities for use by the Performers shall be provided.
  9. Either the licence holder or a named responsible person shall be present throughout the time the Relevant Entertainment takes place.
  10. The premises will install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer that ensures all areas of the licensed premises are monitored including all entry and exit points will be covered enabling frontal identification of every person entering any light condition. All cameras 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
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31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period together with facilities for viewing.

11. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public and this staff member should be able to show Police recent data and footage with the absolute minimum of delay of the request.
  12. An incident log shall be kept at the premises, and made available on request to the Licensing Authority or the Police, which will record the following:
    - (a) all crimes reported to the venue;
    - (b) all ejections of patrons;
    - (c) any complaints received;
    - (d) any incidents of disorder;
    - (e) 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;
    - (i) any breach of licence conditions reported by a Performer.
  13. The licence holder shall produce a Code of Conduct setting out rules and obligations between the licence holder and performers whilst performing. All Performers shall sign the Code of Conduct in their proper name acknowledging that they have read, understood and are prepared to abide by the said Code of Conduct, and a copy so signed shall be retained by the licence holder and shall be readily available for inspection by the Police and/or authorised persons upon reasonable request.
  14. Individual records shall be kept at the premises of the real names, stage names and addresses of all Performers working at the premises. The record will include either a copy of their birth certificate, current passport, EU driving licence or national identity card and shall be made immediately available for inspection by the Police and/or the Licensing Authority upon request.
  15. Details of all work permits and/or immigration status relating to persons working at the premises shall be retained by the licence holder and be readily available for inspection by the Licensing Authority, a Police Officer or Immigration Officer.
  16. Relevant Entertainment shall be given only by Performers and the audience shall not be permitted to participate in the relevant entertainment.
  17. There shall be no physical contact between Performers whilst performing.
  18. Performers will not request or give out any telephone number, address or any other contact information from or to any customer. Any such information given by a customer shall be surrendered to the premises manager as soon as is practicable.
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19. Relevant Entertainment shall take place only in the designated areas approved by the Licensing Authority as shown on the licence plan. Arrangements for access to the dressing room shall be maintained at all times whilst Relevant Entertainment is taking place and immediately thereafter.
20. Customers must remain fully clothed at all times. The Performer must not remove any of the customer's clothing at any time.
21. Where Relevant Entertainment is provided in booths, or other areas of the premises where private performances are provided, the booth or area shall not have a door or other similar closure, the area shall be constantly monitored by CCTV, and access to the booth or other area shall be adequately supervised.
22. Whenever Relevant Entertainment is being provided there shall be no physical contact between Performers and customers or between customers and Performers except for the exchanging of money or tokens at the beginning or conclusion of the performance and only for the purpose of that performance. Clearly legible notices to this effect shall clearly be displayed in each private booth and in any performance area.
23. Performers must redress fully immediately after each performance.

**Additional Conditions**

24. At least one SIA registered door supervisor shall be permanently employed in the first floor licensed area of the premises and at least one permanently employed in the area providing entrance to the second floor bar area and the entrance to the male/female toilets. In addition on such occasions that both floors are used for nude cabaret or nude table side dancing two additional door supervisors shall be so employed.
  25. In the first floor theatre and second floor bar (a) nude cabaret may be provided and (b) nude table side dancing may be provided, for the avoidance of doubt, nude table side dancing is the performance of dance, either nude or partially nude, for customers seated at a table in return for consideration.
  26. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 288 persons.
  27. No licensable activities shall take place at the premises until the capacity of each part of the premises has been determined by the Environmental Health Consultation Team and the licensing authority has replaced this condition on the licence with a condition detailing the capacities so determined.
  28. Notwithstanding standard condition 17, necessary contact in order to perform skilled dance or acrobatic routines is permitted.
  29. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
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30. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
  31. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
  32. 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.
  33. 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.
  34. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
  35. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
    - i. pyrotechnics including fire works
    - ii. firearms
    - iii. lasers
    - iv. explosives and highly flammable substances.
    - v. real flame.
    - vi. strobe lighting
  36. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
  37. No licensable activities shall take place at the premises until premises licence 15/06091/LISEVR (or such other licence subsequently issued for the premises) has been surrendered and is incapable of resurrection.
-

**SEX ESTABLISHMENT LICENCE**  
Sexual Entertainment Venue

Premises licence number:	17/10857/LISEVR
Original Reference:	15/08960/LISEVN

The CITY OF WESTMINSTER, under the provisions of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Policing and Crime Act 2009

hereby licences: Too 2 Much Limited

to use the premises: The Box  
11-12 Walker's Court  
London  
W1F 0ED

as a Sexual Entertainment Venue.

This licence commences on 3 December 2017 and will expire on 2 December 2018.

Relevant Entertainment may be provided during the following times:

Monday to Saturday	09:00 to 04:00
Sunday	09:00 to 00:30

Relevant Entertainment may only be provided in the permitted areas outlined in red shown on the plans attached at Appendix 1.

This licence is granted subject to the conditions attached at Appendix 2.

DATE: 18 JANUARY 2018 SIGNED:



On behalf of the Director – Public Protection  
and Licensing





## **Appendix 2 – Conditions**

### **Standard Conditions:**

1. Whilst Relevant Entertainment is taking place no person under the age of 18 shall be on the licensed premises and a clear notice to that effect shall be displayed at the entrance in a prominent position so that it can be easily read by persons entering the premises.
2. Whenever persons under the age of 18 are admitted to the premises there will be no promotional or other material on display within the premises which depicts nudity or partial nudity.
3. The licence or a clear copy shall be prominently displayed at all times so as to be readily and easily seen by all persons using the premises.
4. No provision of relevant entertainment, or material depicting nudity or relevant entertainment, shall be visible from outside the premises.
5. Menus and drinks price lists shall be clearly displayed at the front entrance of the club, reception area, tables and bar at such a position and size as to be easily read by customers. This price list shall show all consumable items and any minimum tariff including charges and fees applicable to Performers.
6. Except with the consent of the Licensing Authority, no advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) shall be inscribed or affixed at the premises, on the surface of the highway or on any building, structure, works, street furniture, tree or any other property or be distributed in the street to the public that advertises or promotes the relevant entertainment at the premises.
7. The licence holder or other person concerned in the conduct or management of the premises shall not seek to obtain custom by means of personal solicitation or touting, nor enter into any agreement with a third party to do so.
8. Adequate toilets, washing and changing facilities for use by the Performers shall be provided.
9. Either the licence holder or a named responsible person shall be present throughout the time the Relevant Entertainment takes place.
10. The premises will install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer that ensures all areas of the licensed premises are monitored including all entry and exit points will be covered enabling frontal identification of every person entering any light condition. All cameras 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. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period together with facilities for viewing.

11. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public and this staff member should be able to show Police recent data and footage with the absolute minimum of delay of the request.
12. An incident log shall be kept at the premises, and made available on request to the Licensing Authority or the Police, which will record the following:
  - (a) all crimes reported to the venue;
  - (b) all ejections of patrons;
  - (c) any complaints received;
  - (d) any incidents of disorder;
  - (e) 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;
  - (i) any breach of licence conditions reported by a Performer.
13. The licence holder shall produce a Code of Conduct setting out rules and obligations between the licence holder and performers whilst performing. All Performers shall sign the Code of Conduct in their proper name acknowledging that they have read, understood and are prepared to abide by the said Code of Conduct, and a copy so signed shall be retained by the licence holder and shall be readily available for inspection by the Police and/or authorised persons upon reasonable request.
14. Individual records shall be kept at the premises of the real names, stage names and addresses of all Performers working at the premises. The record will include either a copy of their birth certificate, current passport, EU driving licence or national identity card and shall be made immediately available for inspection by the Police and/or the Licensing Authority upon request.
15. Details of all work permits and/or immigration status relating to persons working at the premises shall be retained by the licence holder and be readily available for inspection by the Licensing Authority, a Police Officer or Immigration Officer.
16. Relevant Entertainment shall be given only by Performers and the audience shall not be permitted to participate in the relevant entertainment.
17. There shall be no physical contact between Performers whilst performing.
18. Performers will not request or give out any telephone number, address or any other contact information from or to any customer. Any such information given by a customer shall be surrendered to the premises manager as soon as is practicable.
19. Relevant Entertainment shall take place only in the designated areas approved by the Licensing Authority as shown on the licence plan. Arrangements for access to the dressing room shall be maintained at all times whilst Relevant Entertainment is taking place and immediately thereafter.

20. Customers must remain fully clothed at all times. The Performer must not remove any of the customer's clothing at any time.
21. Where Relevant Entertainment is provided in booths, or other areas of the premises where private performances are provided, the booth or area shall not have a door or other similar closure, the area shall be constantly monitored by CCTV, and access to the booth or other area shall be adequately supervised.
22. Whenever Relevant Entertainment is being provided there shall be no physical contact between Performers and customers or between customers and Performers except for the exchanging of money or tokens at the beginning or conclusion of the performance and only for the purpose of that performance. Clearly legible notices to this effect shall clearly be displayed in each private booth and in any performance area.
23. Performers must redress fully immediately after each performance.

Additional Conditions

24. At least one SIA registered door supervisor shall be permanently employed in the first floor licensed area of the premises and at least one permanently employed in the area providing entrance to the second floor bar area and the entrance to the male/female toilets. In addition on such occasions that both floors are used for nude cabaret or nude table side dancing two additional door supervisors shall be so employed.
25. In the first floor theatre and second floor bar (a) nude cabaret may be provided and (b) nude table side dancing may be provided, for the avoidance of doubt, nude table side dancing is the performance of dance, either nude or partially nude, for customers seated at a table in return for consideration.
26. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 288 persons.
27. No licensable activities shall take place at the premises until the capacity of each part of the premises has been determined by the Environmental Health Consultation Team and the licensing authority has replaced this condition on the licence with a condition detailing the capacities so determined.
28. Notwithstanding standard condition 17, necessary contact in order to perform skilled dance or acrobatic routines is permitted.
29. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
30. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
31. Curtains and hangings shall be arranged so as not to obstruct emergency signs.

32. 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.
33. 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.
34. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
35. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
  - i. pyrotechnics including fire works
  - ii. firearms
  - iii. lasers
  - iv. explosives and highly flammable substances.
  - v. real flame.
  - vi. strobe lighting
36. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
37. No licensable activities shall take place at the premises until premises licence 15/06091/LISEVR (or such other licence subsequently issued for the premises) has been surrendered and is incapable of resurrection.

## Licensing Sub-Committee Decision for 15/08973/LISEVN Appendix A4

### LICENSING SUB-COMMITTEE No. 5

*Thursday 3rd December 2015*

Membership: Councillor Angela Harvey (Chairman), Councillor Jan Prendergast and Councillor Rita Begum

Legal Adviser: Horatio Chance  
Policy Adviser: Chris Wroe  
Committee Officer: Jonathan Deacon

Objections: Environmental Health, Metropolitan Police and Objector 3.

Present: Mr Craig Baylis (Solicitor, representing the Operator, Too 2 Much Ltd), Mr Alun Thomas (Solicitor, representing the Landlord, Soho Estates), Mr Mark Hladnik (Designated Premises Supervisor), Mr Aasim Chaudry (General Manager), Mr Nick Lawson (Soho Estates), Mr Rory Aikenhead (Architect), Mr Ian Watson (Environmental Health) and PC Adam Deweltz (Metropolitan Police)

<b>The Box, 11-12 Walker's Court, W1 15/08973/LISEVN</b>
An application for a new Sexual Entertainment Venue premises licence submitted by Too 2 Much Limited.
Amendments to application advised at hearing:  None.
Decision (including reasons if different from those set out in report):  Mr Thomas during the hearing explained the proposed changes that were envisaged as a result of the intended redevelopment of Walker's Court following the grant of planning permission. The Sub-Committee noted that this particular application (15/08973/LISEVN) was for the final scheme once works were completed over an estimated two and a half to three year period. The Applicant was proposing to move the licensed areas as an interim measure from the first floor theatre and second floor bar to a ground floor VIP area and first floor main room and then under the final scheme to the basement VIP area and first floor main room.  The Sub-Committee noted that this was a new Sexual Entertainment Venue ("SEV") application. However, the Applicant was applying for the same activities (to provide burlesque, nude cabaret, nude performances and plays, adult related theatrical performances, striptease, pole dancing and table dancing and involve implied nudity, full and partial nudity between the hours of 09:00 to 04:00 on each of the days Monday to Saturday and 09:00 to 00:30 on Sundays) as was permitted on an existing SEV licence, 15/06091/LISEVR, held by the tenants. The overall capacity of 288

was also permitted on the existing SEV licence.

Mr Baylis, representing the Applicant (the tenants of the premises), referred to the fact that there was one resident objecting to the final scheme SEV licence application. An objector had concerns that the original plans were not being followed and requested that noise was minimised after 23:00 hours. Mr Baylis stated that generally noise was dealt with under the provisions of the Licensing Act 2003 rather than the SEV legislation. It was noted that if a review is submitted, it would be dealt with under the Licensing Act. Mr Thomas did address the Sub-Committee on the issue of patrons leaving the premises. He stated that there were also a minimum of two SIA licensed door supervisors and usually three stationed at the front entrance to respond to any potential disruption that might arise from patrons. Mr Chaudry informed Members that patrons were directed to Brewer Street where there were taxis and it was better lit rather than Peter Street which was pedestrianized. Patrons departed over a two hour period rather than all leaving when the premises closed and on New Year's Eve the premises tended not to operate the additional hour that was already permitted on the existing licences.

The two remaining representations submitted for the application were from the Metropolitan Police and Environmental Health. PC Deweltz made the point that the applications being considered at the hearing were new applications and The Box is located in the West End Stress Area. The applications could potentially add to cumulative impact. Mr Watson, on behalf of the Council's Environmental Health Department ("Environmental Health"), stated that a key aspect from Environmental Health's point of view was that the development ensured that there was adequate means of escape. Current means of escape needed to be maintained and new means of escape provided. He was content with the interim arrangements subject to clearance from the District Surveyor.

Mr Thomas requested that the capacity split for the floors at the premises was delegated to Environmental Health to determine rather than these being imposed at the hearing. Mr Wroe asked whether the respective Applicants (the landlords for the interim and final scheme applications under the provisions of the Licensing Act 2003 and the tenants for the interim and final scheme Sexual Entertainment Venue applications) were proposing to surrender their existing licences so that in the event the interim scheme applications were granted by the Sub-Committee, the current licences were surrendered and when the final scheme licences came into effect the interim licences would be surrendered. Mr Thomas and Mr Baylis had no objection to this approach.

The Sub-Committee, in granting the application, considered that surrendering the existing and interim SEV licences over time would be beneficial as it would assist in controlling the capacity in the West End Stress Area. As a result of the surrendering of the existing and interim SEV licences as the development progressed, it would clarify that the total capacity of 288 and the hours for the activities sought were the same as the existing licence 15/06091/LISEVR. The Sub-Committee decided not to impose specific capacities for different areas of the premises as requested by Mr Thomas. Environmental Health would be relied upon to determine the capacities as a result of the works condition being attached to the SEV licence.

Members did not consider that any new evidence had been provided that questioned the suitability of the Applicant. The fact that the Applicant was content to surrender the existing and interim SEV licences as the development progressed meant that the number of SEVs in the locality would not exceed 25. The Box is located in the Westminster Core CAZ North and it was not felt that the character or use of premises in the vicinity had changed since a SEV licence was previously granted for the premises.

The Sub-Committee specifically considered the potential for noise emanating from the premises, particularly the access door to the smoking terrace and attached conditions proposed by Environmental Health and agreed by the Applicant accordingly for the interim and final scheme applications under the provisions of the Licensing Act 2003.

#### **Conditions on the Licence**

##### **Standard Conditions**

1. Whilst Relevant Entertainment is taking place no person under the age of 18 shall be on the licensed premises and a clear notice to that effect shall be displayed at the entrance in a prominent position so that it can be easily read by persons entering the premises.
  2. Whenever persons under the age of 18 are admitted to the premises there will be no promotional or other material on display within the premises which depicts nudity or partial nudity.
  3. The licence or a clear copy shall be prominently displayed at all times so as to be readily and easily seen by all persons using the premises.
  4. No provision of relevant entertainment, or material depicting nudity or relevant entertainment, shall be visible from outside the premises.
  5. Menus and drinks price lists shall be clearly displayed at the front entrance of the club, reception area, tables and bar at such a position and size as to be easily read by customers. This price list shall show all consumable items and any minimum tariff including charges and fees applicable to Performers.
  6. Except with the consent of the Licensing Authority, no advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) shall be inscribed or affixed at the premises, on the surface of the highway or on any building, structure, works, street furniture, tree or any other property or be distributed in the street to the public that advertises or promotes the relevant entertainment at the premises.
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7. The licence holder or other person concerned in the conduct or management of the premises shall not seek to obtain custom by means of personal solicitation or touting, nor enter into any agreement with a third party to do so.
  8. Adequate toilets, washing and changing facilities for use by the Performers shall be provided.
  9. Either the licence holder or a named responsible person shall be present throughout the time the Relevant Entertainment takes place.
  10. The premises will install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer that ensures all areas of the licensed premises are monitored including all entry and exit points will be covered enabling frontal identification of every person entering any light condition. All cameras 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. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period together with facilities for viewing.
  11. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public and this staff member should be able to show Police recent data and footage with the absolute minimum of delay of the request.
  12. An incident log shall be kept at the premises, and made available on request to the Licensing Authority or the Police, which will record the following:
    - (a) all crimes reported to the venue;
    - (b) all ejections of patrons;
    - (c) any complaints received;
    - (d) any incidents of disorder;
    - (e) 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;
    - (i) any breach of licence conditions reported by a Performer.
  13. The licence holder shall produce a Code of Conduct setting out rules and obligations between the licence holder and performers whilst performing. All Performers shall sign the Code of Conduct in their proper name acknowledging that they have read, understood and are prepared to abide by the said Code of Conduct, and a copy so signed shall be retained by the licence holder and shall be readily available for inspection by the Police and/or authorised persons upon reasonable request.
  14. Individual records shall be kept at the premises of the real names, stage names and addresses of all Performers working at the premises. The record will include either a copy of their birth certificate, current passport, EU driving
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licence or national identity card and shall be made immediately available for inspection by the Police and/or the Licensing Authority upon request.

15. Details of all work permits and/or immigration status relating to persons working at the premises shall be retained by the licence holder and be readily available for inspection by the Licensing Authority, a Police Officer or Immigration Officer.
16. Relevant Entertainment shall be given only by Performers and the audience shall not be permitted to participate in the relevant entertainment.
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18. Performers will not request or give out any telephone number, address or any other contact information from or to any customer. Any such information given by a customer shall be surrendered to the premises manager as soon as is practicable.
19. Relevant Entertainment shall take place only in the designated areas approved by the Licensing Authority as shown on the licence plan. Arrangements for access to the dressing room shall be maintained at all times whilst Relevant Entertainment is taking place and immediately thereafter.
20. Customers must remain fully clothed at all times. The Performer must not remove any of the customer's clothing at any time.
21. Where Relevant Entertainment is provided in booths, or other areas of the premises where private performances are provided, the booth or area shall not have a door or other similar closure, the area shall be constantly monitored by CCTV, and access to the booth or other area shall be adequately supervised.
22. Whenever Relevant Entertainment is being provided there shall be no physical contact between Performers and customers or between customers and Performers except for the exchanging of money or tokens at the beginning or conclusion of the performance and only for the purpose of that performance. Clearly legible notices to this effect shall clearly be displayed in each private booth and in any performance area.
23. Performers must redress fully immediately after each performance.

**Additional Conditions**

24. At least one SIA registered door supervisor shall be permanently employed in the first floor licensed area of the premises and at least one permanently employed in the area providing entrance to the second floor bar area and the entrance to the male/female toilets. In addition on such occasions that both floors are used for nude cabaret or nude table side dancing two additional door supervisors shall be so employed.
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and (b) nude table side dancing may be provided, for the avoidance of doubt, nude table side dancing is the performance of dance, either nude or partially nude, for customers seated at a table in return for consideration.

26. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 288 persons.
  27. No licensable activities shall take place at the premises until the capacity of each part of the premises has been determined by the Environmental Health Consultation Team and the licensing authority has replaced this condition on the licence with a condition detailing the capacities so determined.
  28. Notwithstanding standard condition 17, necessary contact in order to perform skilled dance or acrobatic routines is permitted.
  29. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
  30. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
  31. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
  32. 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.
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  35. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
    - i. pyrotechnics including fire works
    - ii. firearms
    - iii. lasers
    - iv. explosives and highly flammable substances.
    - v. real flame.
    - vi. strobe lighting
  36. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
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37. No licensable activities shall take place at the premises until premises licences 15/06091/LISEVR and 15/08960/LISEVN (or such other licences subsequently issued for the premises) have been surrendered and is incapable of resurrection.

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**SEX ESTABLISHMENT LICENCE**  
**Sexual Entertainment Venue**

Premises licence number:	17/10851/LISEVR
Original Reference:	15/08973/LISEVN

The CITY OF WESTMINSTER, under the provisions of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Policing and Crime Act 2009

hereby licences:  
to use the premises:

Too 2 Much Limited  
The Box  
11-12 Walker's Court  
London  
W1F 0ED

as a Sexual Entertainment Venue.

This licence commences from the 3<sup>rd</sup> December 2017 and will expire on the 2<sup>nd</sup> December 2018

Relevant Entertainment may be provided during the following times:

Monday to Saturday	09:00 to 04:00
Sunday	09:00 to 00:30

Relevant Entertainment may only be provided in the permitted areas outlined in red shown on the plans attached at Appendix 1.

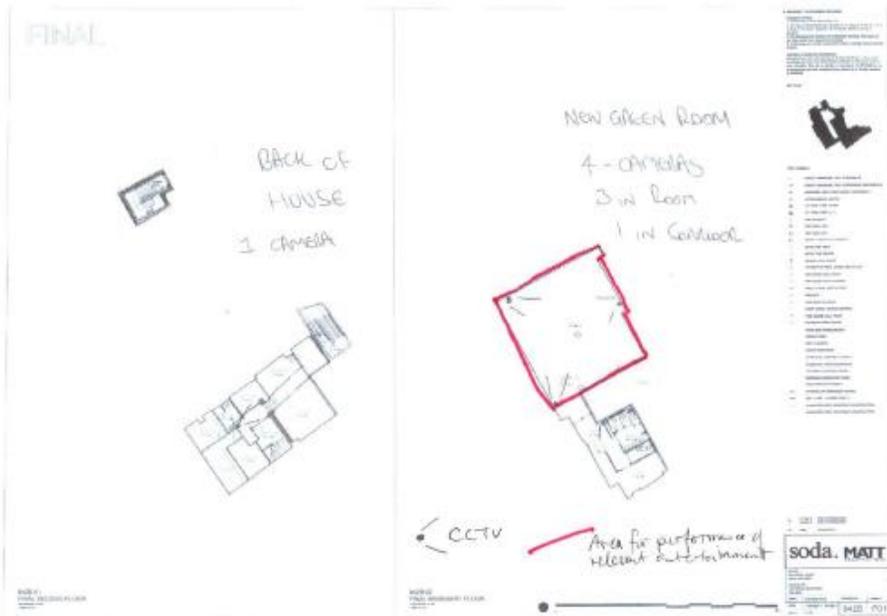
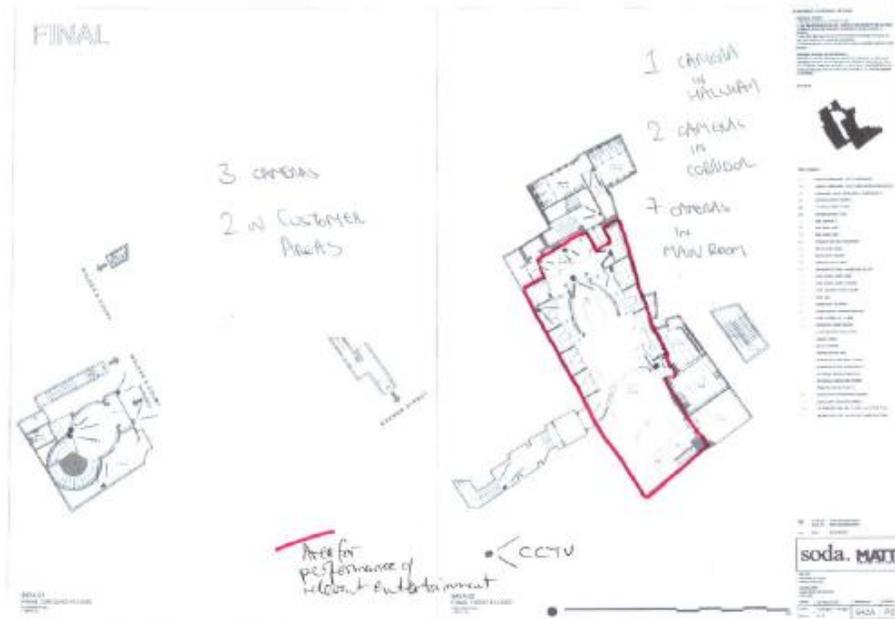
This licence is granted subject to the conditions attached at Appendix 2.

DATE: 18 JANUARY 2018

SIGNED: Daisy Gadd  
On behalf of the Operational Director –  
Public Protection and Licensing



Appendix 1 – Plans



## Appendix 2 – Conditions

### Standard Conditions

1. Whilst Relevant Entertainment is taking place no person under the age of 18 shall be on the licensed premises and a clear notice to that effect shall be displayed at the entrance in a prominent position so that it can be easily read by persons entering the premises.
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  - vi. strobe lighting.
36. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
37. No licensable activities shall take place at the premises until premises licences 15/06091/LISEVR and 15/08960/LISEVN (or such other licences subsequently issued for the premises) have been surrendered and is incapable of resurrection.

## Sex Establishment Licence History

## Appendix B1

<b>Sex Establishment Licence history – The Box</b>			
<b>Application reference</b>	<b>Application details</b>	<b>Decision</b>	<b>Date of licence expiration</b>
12/02615/LISEVN	Application for a New Sexual Entertainment Venue Licence.	Granted by Licensing Sub-Committee	30 September 2013
13/07297/LISEVR	Application to renew the Sexual Entertainment Venue Licence.	Granted by Licensing Sub-Committee	30 September 2014
14/08146/LISEVR	Application to renew the Sexual Entertainment Venue Licence.	Granted under Delegated Authority	30 September 2015
15/06091/LISEVR	Application to renew the Sexual Entertainment Venue Licence.	Granted under Delegated Authority	30 September 2016
16/07735/LISEVR	Application to renew the Sexual Entertainment Venue Licence.	Granted under Delegated Authority	30 September 2017

<b>Sex Establishment Licence history – The Box</b>			
<b>Application reference</b>	<b>Application details</b>	<b>Decision</b>	<b>Date of licence expiration</b>
15/08973/LISEVN	Application for a New Sexual Entertainment Venue Licence. This particular application was for the final scheme once works were completed over an estimated two and a half year to three year period.	Granted by Licensing Sub-Committee	2 December 2016
16/10110/LISEVR	Application to renew the Sexual Entertainment Venue Licence.	Granted under Delegated Authority	2 December 2017

17/10851/LISEVR	Application to renew the Sexual Entertainment Venue Licence.	Granted under Delegated Authority	2 December 2018
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<b>Sex Establishment Licence history – The Box</b>			
<b>Application reference</b>	<b>Application details</b>	<b>Decision</b>	<b>Date of licence expiration</b>
15/08960/LISEVN	Application for a New Sexual Entertainment Venue Licence. This particular application was for a temporary interim solution to ensure that The Box would be able to keep trading whilst works were completed over an estimated two and a half year to three year period.	Granted by Licensing Sub-Committee	2 December 2016
16/10111/LISEVR	Application to renew the Sexual Entertainment Venue Licence.	Granted under Delegated Authority	2 December 2017
17/00260/LISEVV	Application to vary the Sexual Entertainment Venue licence that sought to changes to the layout of the premises.	Granted under Delegated Authority	2 December 2017
17/10857/LISEVR	Application to renew the Sexual Entertainment Venue Licence.	Granted under Delegated Authority	2 December 2018

17/10/2018 LISEVR



PREMISES MANAGEMENT  
LICENSING SERVICE  
17 SEP 2018  
CITY OF WESTMINSTER

PREMISES MANAGEMENT  
LICENSING SERVICE  
17 SEP 2018  
CITY OF WESTMINSTER

City of Westminster

**APPLICATION TO RENEW A SEXUAL  
ENTERTAINMENT VENUE LICENCE**

IMPORTANT: This form is open to inspection by the public.

I / We COO 2 MUCH LTD  
(Insert name(s) of applicant)

apply to renew the Sexual Entertainment Venue licence under the Local Government (Miscellaneous Provisions) Act 1982 for the following premises:

Premises name: THE BOX

Premises address: 11-12 WALKERS COURT W1F 0ED

Licence reference number: 17/10851/LISEVR

**Important Note:** Before completing this application, please read the following:

- WCC's Statement of Licensing Policy for Sexual Entertainment Venues
- WCC's Standard Conditions for Sexual Entertainment Venues
- WCC's Rules of Procedure governing Sexual Entertainment Venue applications

**PART 1 – Applicant Details**

Please state whether you are renewing the Sexual Entertainment Venue licence as:

- a) an individual or individuals  complete section (A)
- b) a person other than an individual:
- i. as a body corporate  complete section (B)
- ii. as an unincorporated body  complete section (B)

**Section B – Body Corporate or Unincorporated Body Details**

Business Name: (if your business is registered, use its registered name)	TOD 2 MUCH LTD
Is your business registered in the UK with Companies House?	Yes <input checked="" type="checkbox"/> Registered Number: 07159258
	No <input type="checkbox"/>
Is your business registered in another EEA state:	Yes <input type="checkbox"/> EEA State: Registered Number:
	No <input checked="" type="checkbox"/>
Legal Status: (e.g. Company Partnership, etc)	COMPANY
Home Country: (the country where the headquarters of your business is located)	UK
Registered Address:	25A WESTERN AVENUE MILTON PARK MILTON ABINGDON
Postcode:	OX14 4SH
Is your business registered in another EEA state:	Yes <input type="checkbox"/> EEA State:
<b>Directors, Partners, Owners and Managers</b>	
You must provide details of all DIRECTORS (if the applicant is a company), all PARTNERS (if it is a partnership), and all MANAGERS of the business or organisation, including day-to-day MANAGERS OF THE PREMISES.	
Have there been any changes to the directors, partners or managers involved with the premises?	Yes <input type="checkbox"/> (please see below) No <input checked="" type="checkbox"/>
If yes, please provide details of the changes on a separate sheet, including the full name, private address and capacity of each director, partner and manager involved with the operation of the premises.	

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### **PART 3 – Convictions / Disqualifications**

Have you, or any person named in or associated with this application, been convicted of any crime or offence?	
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If yes, please provide details on a separate sheet	
Have you been refused the renewal of a licence for this premises, vehicle, vessel or stall within the last 12 months?	
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If yes, has the refusal been reversed on appeal?	
Yes <input type="checkbox"/>	No <input type="checkbox"/> N/A
Have you had a sex establishment licence revoked in Westminster within the last 12 months?	
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

### **PART 4 - Checklist**

Please tick as appropriate:

All relevant sections of the application form have been completed in full	<input checked="" type="checkbox"/>
Payment of the fee has been made in full (refer to Part 6 of this form)	<input checked="" type="checkbox"/>
Notice of this application has been published in a local newspaper / will be published in a local newspaper within the next 7 days, a full copy of the newspaper to be provided to the Licensing Authority as soon as possible	<input checked="" type="checkbox"/>
Notice of this application has been displayed at the premises	<input checked="" type="checkbox"/>

Agent Address:	BCLP ADELPHI HOUSE LONDON BRIDGE LONDON
Postcode:	EC4R 9HA
Agent Telephone Number:	0203 400 2326
Agent Email:	craig.baylis@BCLPLAW.com

### Correspondence Details

Please provide the details to which all correspondence should be sent:

Name:	CRIG BAYLIS
Address:	ADELPHI HOUSE LONDON BRIDGE LONDON
Postcode:	EC4R 9HA
Telephone Number:	0203 400 2326
Email:	craig.baylis@BCLPLAW.COM

## PART 6 – Payment

If applying by post you can pay by cheque, postal order or credit / debit card. Please make cheques and postal orders payable to 'City of Westminster'.

If you would like to pay by credit / debit card please complete this section:

Type of credit / debit card:	<input type="checkbox"/> Visa <input type="checkbox"/> MasterCard
	<input type="checkbox"/> Solo <input type="checkbox"/> Maestro <input type="checkbox"/> Delta
Card number:	
Issue date:	/ / (mm/yy)
Expiry date:	/ / (mm/yy)
Issue number:	(for Maestro / Solo)
Name on card:	
Amount (£):	

THIS APPLICATION SHOULD BE COMPLETED IN FULL AND RETURNED TO THE LICENSING SERVICE, PREMISES MANAGEMENT, WESTMINSTER CITY HALL, 64 VICTORIA STREET, LONDON, SW1E 6QP.

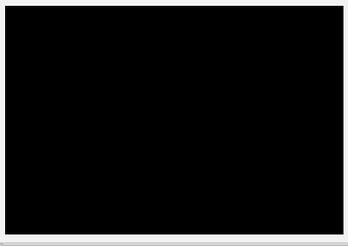
## **Objection comment 1**

## **Appendix D1**

I am objecting to this licence being renewed due to the recent spate of ASB directly related to this establishment which spills out onto Peter Street, affecting and intimidating residents late at night. Peter Street is like a war zone late at night.

The clientele of this establishment take drugs on Peter Street before visiting The Box and then emerge to indulge in loud ASB post partying. The Box makes no effort to control this activity and I question if drug related activity is being properly controlled with the building.

If Westminster Council cannot work with The Box to provide amenity to account for ASB control street urination and gang related activity as well as mass late night parking at the end of Peter Street then this licence should not be granted.



## Objection comment 2

## Appendix D2

I write to make a relevant representation to the above applications on behalf of [REDACTED]

We write to object under Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 (as amended) ('LGMPA') to the above application(s). We object to the application on the basis that it is contrary to the specific aims and objectives of the City Council's SEV Statement of Licensing Policy 2012 (para 1.7) particularly:

4.1 the prevention of crime and disorder

4.2 prevention of public nuisance

4.3 promoting improvement in the character and function of the city, or areas of it



### Application summary

#### ***The applicant seeks a licence renewal for this venue.***

The premises are located in Walkers Court, a small pedestrian alleyway that connects Peter Street to Brewer Street, in the heart of the West End Cumulative Impact Area. In the near vicinity are many domestic residences – in both Brewer and Peter Streets, all close to each end of Walkers Court. In Soho, where noise levels already breach WHO, EU and Government guidelines, the residents have to deal with much late-night noise and activity, and some living in Peter Street are complaining about increased nuisance on the nights when The Box is operating.

### Licensing policy

This area has been identified by the Westminster City Council (2.4.1 of the Statement of Licensing Policy, as amended) as under stress because the cumulative effect of the concentration of late night and drink led premises and night cafes has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses.

The policies in relation to the stress areas are directed at the global and cumulative effects of licences on the area as a whole (2.4.5 of the policy). The policies are intended to be strict and will only be overridden in genuinely exceptional circumstances (2.4.2 of the policy). The growth in the entertainment industry in Soho has led to a marked deterioration in the quality of life and well-being of local residents and it has jeopardised the sustainability of the community. Soho has a substantial residential community and many of these residents suffer from problems such as, but not limited to, high levels of noise nuisance, problems with waste, urinating and defecating in the streets, threats to public safety, anti-social behaviour, crime and disorder and the change in character of historic areas. When The Box is operating, nearby Peter Street, which is a cul-de-sac, is used as a car park. Residents in the street are claiming that drug dealing and recreational drug use are increasing outside their homes before patrons enter the

club and after they leave, which means added noise nuisance, using the street as a toilet, and generally loud and intimidating antisocial behaviour throughout the night. This behaviour is impacting heavily on residential amenity in Peter Street and the immediate vicinity.

For the reasons I have set out, we believe that this SEV renewal application, if granted in its present form, would fail to promote the licensing objectives of prevention of public nuisance and prevention of crime and disorder in the West End Cumulative Impact Area. In view of this, we respectfully urge the licensing authority to reject this application.

# Copy of current premises licence

# Appendix E1



Schedule 12  
Part A

WARD: West End  
UPRN: 100023470325

## City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

17/00277/LIPVM

Original Reference:

05/06475/LIPCV

### Part 1 – Premises details

Postal address of premises:

The Box  
11-12 Walker's Court  
London  
W1F 0ED

Telephone Number:

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 or Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
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 04:00  
Sunday: 09:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

#### Exhibition of a Film

Monday to Saturday: 09:00 to 04:00  
Sunday: 09:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

#### Performance of Live Music

Monday to Saturday: 09:00 to 04:00  
Sunday: 09:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

**Playing of Recorded Music**

Monday to Sunday: 00:00 to 00:00

**Anything of a similar description to Live Music or Recorded Music**

Monday to Saturday: 09:00 to 04:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

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

Monday to Saturday: 09:00 to 04:00

Sunday: 09:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

**Performance of a Play**

Monday to Saturday: 09:00 to 04:00

Sunday: 14:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

**Late Night Refreshment**

Monday to Saturday: 23:00 to 04:00

Sunday: 23:00 to 00:30

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

**Sale by Retail of Alcohol**

Monday to Saturday: 10:00 to 03:00

Sunday: 12:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

Non-standard Timings: These hours to be extended by one hour on the morning that British Summer Time commences

*For times authorised for Christmas, New Year and Good Friday see conditions at Annex 3*

**The opening hours of the premises:**

Monday to Saturday: 09:00 to 04:00

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 both on and off the Premises.

**Part 2**

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

Too 2 Much Limited

25A Western Avenue  
Milton Park  
Milton  
Abingdon  
OX14 4SH  
:

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

07159258

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

Name: Mark Hladnik

*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: 11-108918-2  
Licensing Authority: The Royal Borough Of Kensington And Chelsea

Date: 20<sup>th</sup> February 2017

This licence has been authorised by Miss Yolanda Wade 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;
  - (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 must ensure that free potable water is provided on request to customers where it is reasonably available.
7. (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 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 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; and
- (b) customers are made aware of the availability of these measures.

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

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

9(ii) For the purposes of the condition set out in paragraph 9(i) above -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula -

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

Where -

- (i) P is the permitted price,
  - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 9(iii). Where the permitted price given by Paragraph 9(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 9(iv). (1) Sub-paragraph 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.
10. 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.
11. 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

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

None

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

12. 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).
13. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
14. Any scenery to be kept or used on the premises shall be constructed only from such material as the Council accepts for use on open stages and such scenery shall be restricted to that necessary for the current performance and shall be used on the stages only.
15. Substantial food and suitable beverages other than alcohol (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where alcohol is sold or supplied.
16. The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
17. The sale or supply of alcohol must end at midnight on any day on which music and dancing is not provided after midnight.
18. On any day that music and dancing end between midnight and 03.00, the sale or supply of alcohol shall end when the music and dancing end.
19. In relation to the morning on which summer time begins, the terminal hour for the sale or supply of alcohol on weekdays (Monday to Saturday) shall extend until 04.00
20. The sale or supply of alcohol on New Year's Eve will extend to the time when the sale or supply of alcohol can commence on New Year's Day.
21. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.
22. 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.
23. 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.
24. On any evening where the premises or part of the premises are open for the purpose of music, dance or entertainment in which the sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment, alcohol shall not be sold or supplied to persons admitted to the premises after 23:00 other than to:

- a) Persons who will pay an admission or table fee (not to be credited against consumables).
  - b) Artistes or person employed at the premises.
  - c) Bona fide guests of the proprietor, the total number of whom shall not exceed at any one time 10% of the total capacity for the premises (as specified on the Premises Licence for the premises). A list individually naming all such persons shall be kept at reception for inspection by the appropriate authorities.
  - d) Persons taking pre-booked full table meals, a list of whom shall be kept at the reception for inspection by the appropriate authorities.
  - e) Persons attending private functions, booked at least 24 hours in advance, the function organisers name and address to be recorded and kept for inspection by the Police and authorised officers of the council for a minimum 31 days.
  - f) Members of the club and their bona fide guests (no member to be permitted more than 3 guests at a time) a list of whom shall be held at reception for inspection by the relevant authorities. No persons shall be admitted to membership without an interval of at least 24 hours between nomination or application for membership or admission.
25. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 288 persons.
  26. No licensable activities shall take place at the premises until the capacity of each part of the premises has been determined by the Environmental Health Consultation Team and the licensing authority has replaced this condition on the licence with a condition detailing the capacities so determined.
  27. Door staff shall remind patrons to minimise disturbance when they leave.
  28. The sale and supply of alcohol and food shall only take place within the premises and customers shall not be permitted to remove these from the premises.
  29. A daily log is to be maintained to ensure that any capacity limit set is recorded hourly and can be properly monitored. Information regarding the capacity will be given to an authorised officer or police officer on request.
  30. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of the local residents and to leave the premises and area quietly.
  31. The premises shall order cabs for patrons on request and the basis for the operation is to be agreed with the Metropolitan Police, Environmental Health and Highways Authority.
  32. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
  33. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection time.
  34. 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.

35. Any music played in the entrance lobby on the ground floor will be way of background music only.
36. A representative of the premises licence holder shall attend the local Pubwatch meetings.
37. When the premises is open for licensable activities after 22:00 there shall be a minimum of 2 SIA licensed door supervisors stationed at the front entrance.
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 any refusal of sale of alcohol.
39. The premises will participate in the Westminster Licensed premises shared radio scheme approved by Westminster City Council and the Metropolitan Police.
40. If any entertainment is provided for children or if 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 this premises licence:
  - 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.
  - d) If any entertainment is provided solely for children's purposes, there shall be no retail sale of alcohol permitted and no nude cabaret or nude table side dancing permitted
  - e) If any functions or private events are attended by any children the premises licence holder shall ensure that (a) no nude cabaret or nude table side dancing is provided and a premises risk assessment is carried out and (b) there are adequate policies in place to ensure that children are not sold or supplied alcohol otherwise than in accordance with the Licensing Act 2003. Copies of the premises risk assessment in this regard shall be made available to police and authorised officers of the council upon request and will be retained for a minimum of 31 days.
41. There shall be no gambling on the premises.
42. 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.
43. No deliveries to the premises shall take place between 23.00 and 07.00 on the following day.

44. No licensable activities shall be carried out on the external smoking terrace.
45. No drinks or glass containers shall be permitted on the external smoking terrace.
46. The access door leading onto the external smoking terrace shall be kept closed at all times except for immediate access and egress.
47. Loudspeakers shall not be located outside the premises building including the external smoking terrace.
48. The premises licence holder shall ensure that any patrons smoking outside the premises, including on the terrace, do so in an orderly manner and are supervised by staff at all times so as to ensure that there is no public nuisance caused.
49. No licensable activities shall take place at the premises until premises licences 12/10998/LIPDPS, 14/09066/LIDPSR and 14/09067/LIDPSR (or such other licences subsequently issued for the premises) have been surrendered and is incapable of resurrection.

**Annex 4 – Plans**

Attached



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

Schedule 12  
Part B

WARD: West End  
UPRN: 100023470325

Premises licence  
summary

Regulation 33, 34

Premises licence number:

17/00277/LIPVM

**Part 1 – Premises details**

**Postal address of premises:**

The Box  
11-12 Walker's Court  
London  
W1F 0ED

**Telephone Number:**

**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 or Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
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 04:00  
Sunday: 09:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

**Exhibition of a Film**

Monday to Saturday: 09:00 to 04:00  
Sunday: 09:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

**Performance of Live Music**

Monday to Saturday: 09:00 to 04:00  
Sunday: 09:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

**Playing of Recorded Music**

Monday to Sunday: 00:00 to 00:00

**Anything of a similar description to Live Music or Recorded Music**

Monday to Saturday: 09:00 to 04:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

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

Monday to Saturday: 09:00 to 04:00

Sunday: 09:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

**Performance of a Play**

Monday to Saturday: 09:00 to 04:00

Sunday: 14:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

**Late Night Refreshment**

Monday to Saturday: 23:00 to 04:00

Sunday: 23:00 to 00:30

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

**Sale by Retail of Alcohol**

Monday to Saturday: 10:00 to 03:00

Sunday: 12:00 to 00:00

Seasonal Details: These hours to be extended from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day

Non-standard Timings: These hours to be extended by one hour on the morning that British Summer Time commences

*For times authorised for Christmas, New Year and Good Friday see conditions at Annex 3*

**The opening hours of the premises:**

Monday to Saturday: 09:00 to 04:00

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 both on and off the Premises.

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

Too 2 Much Limited  
25A Western Avenue  
Milton Park  
Milton

Abingdon  
OX14 4SH

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

07159258

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

Name: Mark Hladnik

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

Restricted

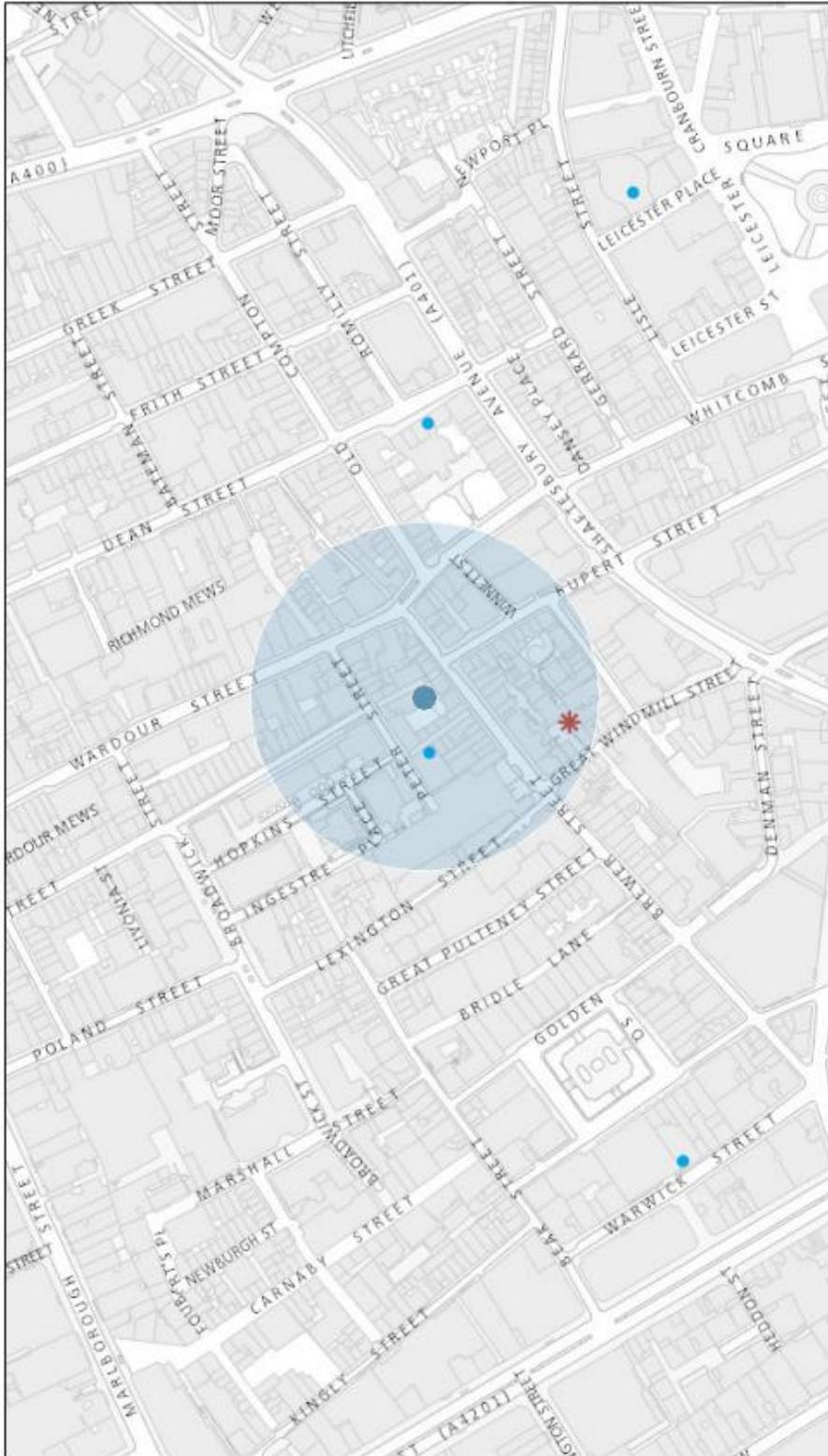
Date: 20<sup>th</sup> February 2017

This licence has been authorised by Miss Yolanda Wade on behalf of the Director - Public Protection and Licensing.

# Map of locality

# Appendix F1

The Box



October 26, 2018

- Schools**
- Others
  - Academy
  - Primary
  - Free School
  - Special
  - Independent
  - Nursery
  - Secondary
  - Faith Groups

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