

Fieldsend, Tristan: WCC

From: Jack Spiegler <JSpiegler@tandtp.com>
Sent: 02 July 2019 14:03
To: Abbott, Karyn: WCC; Fabbriatore, Sally: WCC
Subject: Re: 63-64 Frith St
Attachments: 4861_001.pdf; 63-64 Frith Street Cons.docx

Hi Karyn & Sally

Thanks for your time today.

Please see attached suggested marked up final set of conditions following the meeting and hatched plan.

The applicant is also willing to amend the regulated entertainment hours (currently unrestricted) in line with the recorded music hours.

Karyn, the applicant submits that the application is policy compliant and can be granted under delegated authority because:

1. Under para 2.4.7 of the policy, the current application effectively seeks to *substitute what is authorised under the existing licence (which is still active) with licensable activities which would have less impact on the area and would be more likely to further the licensing objectives*, because:
 - a. The existing licence appears to permit bar use throughout. The current application now proposes a limited bar area with MC38 compliant restaurant use in the majority of the premises.
 - b. There is no real increase in capacity since the existing licence has unrestricted capacity and the new customers in the basement will be set off by the associated reduction on the ground floor.
 - c. The new model licence conditions attached are more likely to promote the licensing objectives than the existing conditions.
 - d. The existing licensed footprint and existing hours means that there can be no additional impact.
 - e. The applicant has proposed to reduce the currently permitted hours for regulated entertainment, again having a positive impact and more likely to promote the licensing objectives.
2. Para 2.4.8 recognises a possible policy exception where a licence has lapsed, again because there is effectively no new licensed premises being proposed. The existing licence is still active but it is at threat of it lapsing due to a current proposal to strike off the existing premises licence holder from the Companies House register.
3. The original application proposed a licence on the same terms as the existing licence. In the same scenario, a shadow licence application would ordinarily be policy compliant and GDA'd, again because there is no new licensed premises being proposed.
4. There are no resident objections.

I would be most grateful for your comments. Hopefully a hearing can be avoided.

Thanks and kind regards

Jack

From: Jack Spiegler <JSpiegler@tandtp.com>
Date: Tuesday, 2 July 2019 at 07:09

To: "Abbott, Karyn: WCC" <kabbott@westminster.gov.uk>, "Fabbricatore, Sally: WCC" <sfabbricatore@westminster.gov.uk>

Subject: Re: 63-64 Frith St

No problem! See you at 10.30am

Sally see you at 9.30am

Jack

From: "Abbott, Karyn: WCC" <kabbott@westminster.gov.uk>

Date: Tuesday, 2 July 2019 at 07:06

To: "Fabbricatore, Sally: WCC" <sfabbricatore@westminster.gov.uk>, Jack Spiegler <JSpiegler@tandtp.com>

Subject: RE: 63-64 Frith St

Hi Sally and Jack

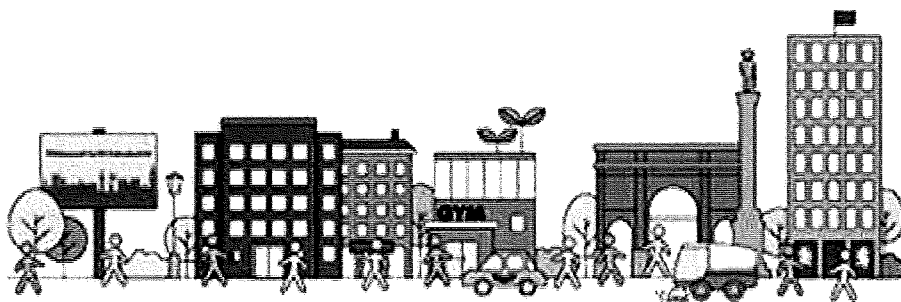
Sorry I have a meeting at 9am which will hopefully finish by 10am.

Many Thanks

Karyn Abbott
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From: Fabbricatore, Sally: WCC

Sent: 01 July 2019 19:10

To: Jack Spiegler <JSpiegler@tandtp.com>

Cc: Abbott, Karyn: WCC <kabbott@westminster.gov.uk>

Subject: RE: 63-64 Frith St

Thanks Jack, see you at 9.30am.

Karyn if you can make it for then that's great, if not continue with your original time.

From: Jack Spiegler <JSpiegler@tandtp.com>
Sent: 01 July 2019 19:06
To: Fabbriatore, Sally: WCC <sfabbriatore@westminster.gov.uk>
Cc: Abbott, Karyn: WCC <kabbott@westminster.gov.uk>
Subject: Re: 63-64 Frith St

Hi Sally

9.30am is fine for tomorrow. Hopefully you get this in time!

See you in the morning at Frith St

Thanks

Jack

Jack Spiegler
Thomas & Thomas Partners LLP
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T: 02070420413

On 1 Jul 2019, at 13:27, Fabbriatore, Sally: WCC <sfabbriatore@westminster.gov.uk> wrote:

Hi Jack

I've been asked to go to a last minute meeting at the GLA at 11am tomorrow. I'm going to struggle to get to our meeting at 10.30am.

I could possibly meet you on site at 9.30-10.15am and then you meet Karyn after?

Sorry to mess the plans around.

Thanks

Sally

Sally Fabbriatore
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Join us at #MyWestminster Day on Sunday 30 June 2019 from 11am at Paddington Recreation Ground to enjoy free food, entertainment and activities for all ages. Find out more and register your interest at westminster.gov.uk/mywestminster#MWD.

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