

Licensing Sub-Committee Report

Item No:	
Date:	5 September 2019
Licensing Ref No:	19/07671/LIPN - New Premises Licence
Title of Report:	Ground And First Floor 40-42 William IV Street London WC2N 4DD
Report of:	Director of Public Protection and Licensing
Wards involved:	St James's
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Michelle Steward Senior Licensing Officer
Contact details	Telephone: 0207 641 1872 Email: msteward1@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	21 June 2019		
Applicant:	Shaftesbury Covent Garden Ltd		
Premises address:	Ground and First Floor 40-42 William IV Street London WC2N 4DD	Ward:	St James's
		Cumulative Impact Area:	West End
Premises description:	According to the application for a new premises licence, the proposed use of this unit is for a restaurant with ancillary bar operating within the Westminster Council core hours, dividing the basement from the ground and first floor, creating two separate licensed premises.		
Premises licence history:	The premises currently benefits from a premises licence under the reference 18/09429/LIPN which covers the basement, ground and first floor and if this application is granted, this licence will be surrendered. A copy of the premises licence 18/09429/LIPN can be seen at Appendix 3 of this report.		
Applicant submissions:	The applicant has provided a Dispersal Plan for the premises and can be seen at Appendix 2 of this report.		

1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both			Indoors Only
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	
End:	23:30	23:30	23:30	23:30	00:00	00:00	
Seasonal variations/ Non-standard timings:			From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holiday 12:00 to 00:00.				

Sale by retail of alcohol				On or off sales or both:			On Sales Only
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:			From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holiday 12:00 to 00:00.				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:		From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holiday 12:00 to 00:00.					

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Service
Representative:	Dave Nevitt
Received:	19 July 2019
I wish to make Representations on the following grounds: Representation is made in relation to the application, as the proposals are likely to increase the risk of Public Nuisance and may impact upon Public Safety.	
Responsible Authority:	Licensing Authority
Representative:	Karyn Abbott
Received:	17 July 2019
I write in relation to the application submitted for a new premises licence for Grd & 1 st Floor, 40-42 William Iv Street, London. As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011, the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the four Licensing Objectives:	
<ul style="list-style-type: none"> • Public Nuisance • Prevention of Crime & Disorder • Public Safety • Protection of children from harm 	
The application seeks the following:	
<ul style="list-style-type: none"> • Late Night Refreshment - Indoors Monday to Thursday 23:00 to 23:30 Friday to Saturday 23:00 to 00:00 	
Non Standard Timings:	
From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays immediately prior to public and bank holidays 12:00 to 00:00.	
<ul style="list-style-type: none"> • Supply of Alcohol On and Off Premises 	

Monday to Thursday 10:00 to 23:30
Friday to Saturday 10:00 to 00:00
Sunday 12:00 to 22:30

Non Standard Timings:

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

On Sundays immediately prior to public and bank holidays 12:00 to 00:00.

• **Opening Hours to Public**

Monday to Thursday 10:00 to 23:30
Friday to Saturday 10:00 to 00:00
Sunday 12:00 to 22:30

Non Standard Timings:

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

On Sundays immediately prior to public and bank holidays 12:00 to 00:00.

The premises is located within the West End Cumulative Impact Area and as such various policy points must be considered, namely CIP1, HRS1, PB2.

The Licensing Authority notes that the applicant has proposed on the plans a black hatched area on the ground floor. As part of the application, the applicant proposed the following condition:

Save for the area hatched black on the plan:

- a) *The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption as ancillary to their meal; and*
- b) *The supply of alcohol shall be by waiter or waitress service only.*

In paragraph 2.5.3 the policy states 'The Council is particularly concerned that restaurant premises in the cumulative impact areas do not, even in part, come to operate as bars and particularly not as "vertical drinking" premises where customers consume alcohol standing throughout the evening. The council, however, is not minded to relax conditions for restaurants where alcohol may only be consumed by persons as an ancillary to their substantial table meal.

The Licensing Authority would like the applicant to provide further submissions as to how the black hatched area is to be operated and controlled, i.e. will the proposed area operate by way of waiter/waitress service or as a bar with vertical drinking?

The black hatched area of the application currently falls within Westminster's PB2 Policy. In paragraph 2.5.23 the Licensing Authority considers that the grant of new licences for pubs and bars in the Cumulative Impact Areas should be limited to exceptional circumstances.

The Licensing Authority note that the application is within core hours and benefits from premises licence 15/12087/LIPDPS. As part of the proposed conditions this licence will be surrendered. The premises also benefits from another licence 18/09429/LIPN and the Licensing Authority encourages the applicant to provide further submissions to what will happen with this licence. i.e. does the applicant have the capacity to surrender this licence?

The applicant has applied for the sale by retail of alcohol both on and off the premises. As part of the application form, the applicant described the proposed operation of the premises as a restaurant with a bar area. The Licensing Authority would encourage the applicant to provide further submissions and information as to the proposed operation of 'off sales' from the

premises, and how this is intended to be operated and controlled from the premises to ensure that there is no adverse impact within the West End Cumulative Impact Area. The Licensing Authority would also seek model conditions to read as follows;

1. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises
2. There shall be no sales of alcohol for consumption off the premises after 23.00 hours

The Licensing Authority note that the application is within core hours and benefits from premises licence 15/12087/LIPDPS. As part of the proposed conditions this licence will be surrendered. The premises also benefits from another licence 18/09429/LIPN and the Licensing Authority encourages the applicant to provide further submissions to what will happen with this licence. i.e. does the applicant have the capacity to surrender this licence?

Paragraph 2.4.5 states, The Licensing Authority's policies, in relation to the Cumulative Impact Areas, are directed at the global and cumulative effects of licences on the area as a whole. The Licensing Authority encourages the applicant to provide further submissions as to how the premises will not add to cumulative impact in the West End cumulative impact area, in accordance with policy CIP1.

The Licensing Authority looks forward to receiving further submissions from the applicant in due course.

Responsible Authority:	Metropolitan Police Service
Representative:	PC Caroline Cockshull
Received:	10 July 2019

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

It is our belief that if granted the application would undermine the Licensing Objectives in relation to the prevention of crime and disorder.

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

I will be in touch shortly to discuss this application in more detail.

2-B Other Persons

Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED]
Received:	17 July 2019

1. Midnight is too late for licenced premises in this location. There are residents in intimate proximity to the premises.
New residential properties have recently been created and there will be a new large hotel directly opposite the premises. We all want to sleep.
2. There is no mention of the glass roof construction or of any soundproofing. The building was originally the offices of Chatto and Windus, publishers. The construction is not suited to the

proposed use.

3. There is banquet seating for 28 on the ground floor and 18 upstairs. Banquet seating invites squeezing up. In other venues this often means doubling up with the consequence that the capacity limit can be easily exceeded. There are four 3 seater sofas on the ground floor and a further four 3 seater sofas on the first floor which again invite squeezing up. The proposed capacity is 240. This far exceeds the seated capacity described on the floor plans submitted. The application appears to assume that all patrons will be seated. Capacity should be limited to seated capacity excluding those tables which inhibit access to exit and fire doors.

4. There is an indication that the French windows will be open onto William IV Street. This would allow noise to escape.

5. There are solid black lines outside the outer edges of the front wall. These are beyond the limits of the premises. We would ask what these lines indicate.

6. Two fire escapes give access to the residential flats. One fire escape on the first floor gives access to the main stairs of the flats. The rear fire escape gives access to the residents fire escape. This provides access to the rear doors of all flats and to a walkway bounded on four sides by the windows of residential rooms. This is an obvious weakness with potential for crime and disorder. There appears to be a solid black line across the foot of the fire escape. Is it intended to block the residents fire escape? The security of the residential area is not adequate given the increased risks implicit in the proposed venture. The applicant should be required to provide sufficient and appropriate security to prevent access to residential areas.

7. The plans provided are insufficiently clear. We can only guess what is meant on where a human figure apparently enters through a south west window and walks towards a rectangle about the size of a table for 6 at which an individual is apparently seated? This is apparently not a fire escape. The plan submitted is insufficient.

8. The "main entrance" is blocked by a table bounded by two three seater sofas. Clearly a fire hazard and another indicator that the plans are insufficient. The project has not been adequately considered.

9. The south east window appears to be a fire escape but it is blocked by a table and 4 chairs.

10. We ask for an explanation of why the site boundary is "assumed". Surely the actual site boundary is known and should have been used.

Comments relating to the "conditions" document.

1. Condition 3 noise In past years we have had to complain frequently about noise emanating in four ways.

a) The glass roof is ineffective as a barrier to sound. The use of the first floor should be limited to appropriate uses. The glass does not prevent background music passing through.

b) The front windows and doors provide limited sound proofing but they are often open and provide no sound proofing.

c) Smokers stand in the pavement directly below residents windows, or they stand at the door to the flats. If there is to be a designated smoking area there must be some means of limiting the noise which reaches the windows above.

d) The premises have massive compressor motors at fourth floor level. Whilst a noise box has been built to house these compressors it is of limited effectiveness we also point out that the compressors would go off at exactly midnight as required by Westminster Council but they would come on again during the night and again at exactly 7am. The initial powering up noise is particularly loud. We also noticed that the noise level increased as the compressors got older. We ask that approved noise monitoring equipment be permanently placed on the roof near the compressors. The compressors sit on the ceiling of a residential flat within feet of windows. The residential part of the building is 6 floors high. The compressors are on the fourth floor level. Noise is trapped in the quadrangle formed by the residential flats.

e) There is at least one chimney or service duct running from the basement to the roof. Noise is

conducted through this tunnel within inches of our bed. It is very annoying, particularly when deliveries are made during the night and early morning.

2. Condition 4. There are to be no loudspeakers in the entrance lobby or outside the building.

a) the entrance lobby has been replaced by a table which is bounded by two 3 seater sofas.

b) The entire frontage of the building is a series of extremely tall (15 feet tall?) french doors. If sound to be kept inside the premises it must be because condition that any windows or doors must be kept closed at all times when the premises are occupied by customers, by cleaning staff or restaurant staff.

3 There should be some means such that people can enter or exit the building without allowing sound to emanate from the premises. Alternatively there should be a condition that noise from all sources must be kept below a level at which it becomes audible outside the premises.

4. Condition 6. The hours for during which refuse cannot be put outside should be extended to 10pm to 8am which should also be hours during which waste should not be collected. In the past we were woken each night at 2 or 3 by waste, largely bottles, being collected.

We were again woken at 7am as bins were dragged up stairs to the rear doors then dragged round the building via Brydges Court to be placed in front of the building on William IV Street.

5. Condition 9. Maximum Capacity

It might be helpful to have a specific maximum capacity for the hatched area which otherwise could be uncontrolled.

There should be a set maximum capacity of the first floor particularly given that the roof of the first floor is glass. The

glass roof is inches from residents windows on all four sides. It is not soundproof. Residents have made frequent

complaints to the local management and to Westminster noise team in past years.

Name:

[REDACTED]

Address and/or Residents Association:

[REDACTED]

[REDACTED]

[REDACTED]

Received:

19 July 2019

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Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED]

Received:	18 July 2019
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This property lies within the high stress zone and It is against Council policy to allow new licences within the high stress zone

It is also against the Council policy of diversification

This is a residential area

There is an existing licence for a sit down waiter service restaurant anything other than this will encourage further drinking or drinking without a full meal we have more than our fair share of drinking establishments in the immediate area, with all there problems they create

The building was not designed for this use, noise and vibration travel through the building to the adjoining residents without hindrance

The extraction system is not fit for purpose and and has been a subject of numerous noise complaints

The extraction system does not comply with the conditions stipulated by the council when granting its installation

The pavement here is very narrow. There is already a problem from the other restaurants and drinking establishments with smokers filling the pavement to the point on occasion it is necessary to walk in the road to get into our homes and often our doorway is full of smokers.

Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED]

Received:	2 July 2019
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This Representation is being made on behalf of the CGCA. This application is for the ground and first floor of the premises which previously operated at Deux Salons, which had a Cafe/Bistro on the ground floor and a full restaurant on the 1st floor. The ground and first floor are proposing to operate as a restaurant but full MCC66 is not offered by the applicant

The CGCA believes that the grant of the Licence has the potential to harm the Public Nuisance Licensing Objective.

We intend to have discussions with the applicant regarding this and may amend this Representation at a later date.

Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

Received:	17 July 2019
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We are instructed on behalf of the residents of 40-42 William IV Street, London WC2N 4DD who live directly above the premises which are the subject of this application.

This application is for a new restaurant on the ground and first floors.

The residents appreciate that there has been a restaurant in operation. However there have been continual problems with matters such as extract which have been ignored.

The new plans show a large area for drinking without the requirement for food. This should be conditioned to ensure that customers are seated and served by waiter./waitress to ensure that it does not become another vertical bar and that the comfortable seating shown on the plans does not disappear.

A number of additional conditions should also be added;

- MC93 - consumption of alcohol to cease at a specified time
- MC37 - capacity conditions
- MC43 - rubbish collections should not be made until 0800 (the applicants have written 0700). Bottles and glass should not be put out between 2300-0800
- MC05 - this is a large capacity premises with a large bar - door supervisors should be considered
- MC87 - this is of primary concern to residents (delapidated plant, noise, odour, fumes, rattle etc)
- MC22 - smokers should be restricted to 8
- MC67 - designated smoking area away from residents

Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

Received:	17 July 2019
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We are writing as the owner and occupants of [REDACTED], we are [REDACTED]. We live in a building approximately 75 metres from where the above application is made.

This representation is made chiefly in respect of the 'prevention of public nuisance' objective, and that the application will add to cumulative impact in the 'cumulative impact area'.

While we accept that background noise of a city centre nature comes with the location of our flat we are objecting to aspects of the licence application as we feel that it is likely to impact adversely on the promotion of the licensing objectives in its current form, and without various compromises and reassurances from the applicant.

We note that the premises is described in the application as follows:
'The application is to split the premises into two distinct premises licences for a) Basement; and b) Ground floor & first floor respectively, subject to surrender of premises licence 15/12087/LIPDPS following works.

The proposed use is restaurant with ancillary bar and the operating hours are within the Council's Core hours.

I am aware that another application is pending for the same address, for the basement, ref: 19/07675/LIPN. Please see my separate representation in respect of that application.

I note the licence to be surrendered. As a preliminary point, I understand that licence 15/12087/LIPDPS covering ground floor and first floor has lapsed? In any event, whether or not it has lapsed or remains lapsed, I understand that there is another licence ref: 18/09429/LIPN covering ground floor and first floor. This licence would presumably need to be surrendered also?

Reasons for representation

I understand that the premises would be run largely as a restaurant, however there is no additional information available as to how the premises will be run, and what type of operator the applicant freeholder is looking for. Obviously, this potentially impacts on the potential to harm the licensing objectives. We would be happy to be contacted by the applicant to discuss this.

I am pleased to note that the hours sought are within the 'core hours policy' set out in the City Council's Statement of Licensing Policy. However, notwithstanding this, the licence if granted will add a further 240 capacity venue to the cumulative impact area in which the applicant premises is situated. This in itself has the potential to add to cumulative impact, particularly if this is even in part a vertical drinking premises, and could be contrary to Policy CIP1 and PB2/RNT2 of the Statement of Licensing Policy.

In fact, in recent months three new premises licences have been granted in the near vicinity. The increased capacities of licensed premises in the vicinity has therefore increased significantly in recent months:

1. 18/15435/LIPN – 138 bedroom hotel, with sale of alcohol is 24/7 to those staying in the hotel and up to 4 bona fide guests. Ground floor café-type area open to the general public.
2. 18/15489/LIPN – restaurant with bar, on top floor of hotel building. The capacity is 220 persons.
3. 19/02049/LIPN – 'Aroboretum', 2 Charing Cross Road. The formal decision notice is not yet available, but I recall from the hearing documentation that the capacity was to be specified, but not more than 300 in total

Together, this is a significant increase in licensed capacity in the vicinity, which this application will add to. The effects of this are yet to be seen, the licences above are not yet operational due to the premises still being under construction or not yet operated in the proposed format. This is our major concern.

I accept that in the case of this application, unlike application 19/07675/LIPN, a licence does/did exist for a similar capacity, however it has not operated for some time.

I have the following specific concerns:

1. Why are 'off' sales sought? The area has a serious problem with itinerant and rough-sleepers, and we would not want any alcohol being drink outside or in the close vicinity of the premises.
2. There is a specified hatched area marked on the plans. However, we feel that if an exception is allowed in this area for customers to drink without eating, a capacity limit for this area should be specified and should be of a number small enough to ensure that the character of the premises remains as a restaurant. We feel customers should be seated in this area.

We are very happy to discuss our above objections and concerns in advance of any schedule licensing hearing.

Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED]
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This property lies within the high stress zone and It is against Council policy to allow new

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The pavement here is very narrow. There is already a problem from the other restaurants and drinking establishments with smokers filling the pavement to the point on occasion it is necessary to walk in the road to get into our homes and often our doorway is full of smokers.

3. Policy & Guidance

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

Policy CIP1 applies

- (i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.
- (ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.

Policy HRS1 applies:

- (i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.
 - (ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.
- For premises for the supply of alcohol for consumption on the premises:
- Monday to Thursday: 10:00 to 23:30
- Friday and Saturday: 10:00 to midnight
- Sundays immediately prior to Bank Holidays: Midday to midnight
- Other Sundays: Midday to 22:30

	<p>For premises for the supply of alcohol for consumption off the premises:</p> <p>Monday to Saturday: 08:00 to 23:00</p> <p>Sundays: 10:00 to 22:30</p> <p>For premises for the provision of other licensable activities:</p> <p>Monday to Thursday: 09:00 to 23.30</p> <p>Friday and Saturday: 09:00 to midnight</p> <p>Sundays immediately prior to Bank Holidays: 09:00 to midnight</p> <p>Other Sundays: 09:00 to 22:30</p>
Policy PB2 applies:	It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas other than applications to vary hours within the Core Hours under Policy HRS1.

4. Equality Implications

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

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

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

4. Appendices

Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history (including current Premises Licence 18/09429/LIPN)
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Michelle Steward Senior Licensing Officer
Contact:	Telephone: 0207 641 1872 Email: msteward1@westminster.gov.uk

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Environmental Health Service Representation	19 July 2019
5	Licensing Authority Representation	17 July 2019
6	Metropolitan Police Service	10 July 2019
7	Representation 1	17 July 2019
8	Representation 2	19 July 2019
9	Representation 3	18 July 2019
10	Representation 4	2 July 2019
11	Representation 5	17 July 2019
12	Representation 6	17 July 2019
13	Representation 7	18 July 2019

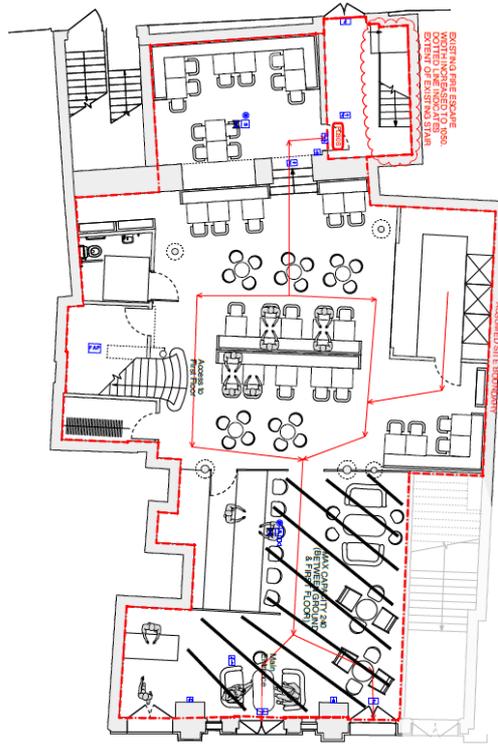
Ground Floor

Adventure in Architecture

153
153

LICENCE

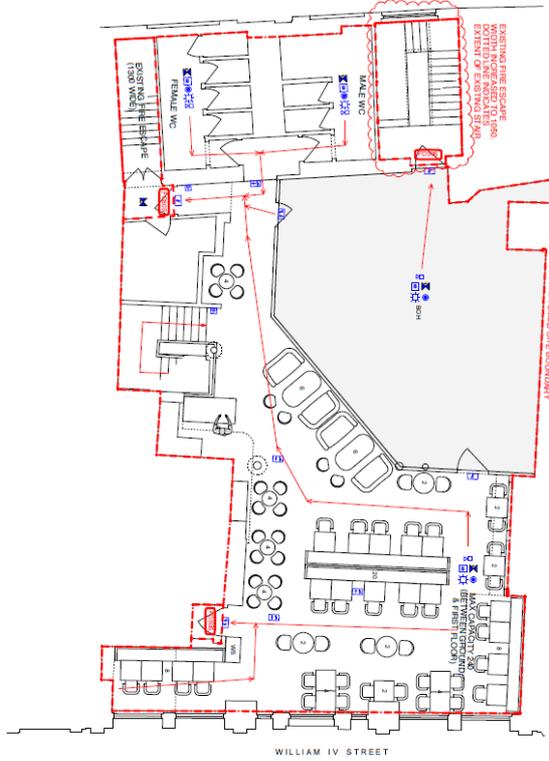
153



1 PR-GROUND FLOOR LICENCE PLAN (UNIT 2)

First Floor

1 PR FIRST FLOOR LICENCE PLAN (UNIT 2)
1700



Adventure In Architecture

100, Old Street, London, EC1A 1PU
Tel: 020 7324 8500
www.adventureinarchitecture.com

PROJECT INFORMATION

Project Name: PR FIRST FLOOR LICENCE PLAN (UNIT 2)
Client: [REDACTED]
Address: [REDACTED]
Date: [REDACTED]

SCALE

1:100

DATE

15/01/2024

NO. REVISIONS

1

WILLIAM IV STREET

LICENCE

154

Dispersal Policy

1. INTRODUCTION

- 1.1 This document, ("**the Policy**"), sets out a number of controls and safeguards intended to be utilised to ensure the premises at 40-42 William IV Street, London WC2N 4DD ("**the Premises**") promotes all 4 licensing objectives.

2. OBJECTIVE

- 2.1 The objective of the Policy is to ensure a quiet, controlled and swift dispersal of customers from the Premises, particularly at night and during the departure of guests at closing time.
- 2.2 The Policy promotes a professional and responsible management of customers as they leave to ensure they make their journey home without any adverse impact on local residents.
- 2.3 The Policy also helps to ensure patrons make their journey home safely and do not become victims of crime.

3. LOCATION

- 3.1 The Premises are located on William IV Street near Trafalgar Square. This is a busy road for traffic and a busy thoroughfare for pedestrians. The Premises is split into 2 units; a restaurant arranged over ground floor and first floor level with customer activities on both levels, and in the basement below is a bar, accessed from a separate lobbied entrance adjacent to the restaurant on the ground floor, with stairs leading to the basement level where the customer area is comprised.
- 3.2 The area is a popular tourist location, with attractions such as Trafalgar Square, Leicester Square and Coven Garden all on the doorstep. As well as the high proportion of commercial premises in the area, there are a number of local residents. This Policy is aimed at protecting local residents.

4. DEDICATED TELEPHONE NUMBER

- 4.1 A dedicated telephone number for the Designated Premises Supervisor or the duty manager will be maintained for use by any person who may wish to speak to an appropriate member of staff for an issues arising, including dispersal of customers from the premises.

5. GENERAL ENTRY/EGRESS

5.1 Access to the Premises will be from the entrances on William IV Street. From the premises exit patrons can disperse directly to nearby transport links.

6. DISPERSAL

6.1 The primary point of dispersal is the main exit onto William IV Street. From this exit customers can disperse directly to the numerous nearby transport links.

6.2 Towards closing time customers must be politely reminded the premises is about to close.

6.3 Customer shall be made aware of local transport links (see below).

7. TRANSPORT

7.1 The premise is well serviced by public transport links, as set out below. All staff shall be familiar with these transport links so they can advise customers where required.

RAIL/TUBE

7.1.1 The Premises is very well situated near the following easily accessible tube and rail stations on foot:

- a) Charing Cross (rail and tube)
- b) Embankment (tube)
- c) Leicester Square (tube)
- d) Piccadilly Circus (tube)

7.1.2 Staff will be familiar with the stations and will be able to direct customers accordingly.

BUSES

7.1.3 The immediate area surrounding the Premises is extremely well serviced by public buses. TFL bus services, including night buses, are accessible by several bus stops on the Strand and in the vicinity of the Premises, which go to a variety of destinations throughout the area.

7.1.4 Where necessary, customers are given directions to the bus stops and are reminded to consider the local residents and businesses when travelling to the bus stops and waiting for buses, particularly at night.

7.1.5 Staff will be familiar with the local bus services and can advise customers accordingly.

TAXI

7.1.6 Black cabs are available right through the day and night in the area.

7.1.7 Staff will assist customers calling a taxi if required.

7.1.8 Customers will be encouraged to quickly and quietly flag and enter cabs to minimise any noise disruption.

7.1.9 Other forms of app-based taxis will be available to customers.

8. SIGNAGE

8.1 Clearly legible notices will be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.

9. SMOKING

9.1 Persons leaving the Premises temporarily to smoke are managed to ensure they do so in an orderly manner so as to ensure that there is no public nuisance or obstruction of the public highway.

9.2 Customers permitted to leave the premises temporarily to smoke shall not be permitted to take drinks or glass containers with them.

Current Licence

Schedule 12
Part AWARD: St James's
UPRN: 100023432578

City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

18/09429/LIPN

Original Reference:

18/09429/LIPN

Part 1 – Premises details

Postal address of premises:

40-42 William IV Street
London
WC2N 4DD

Telephone Number:

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Playing of Recorded Music

Monday to Saturday: 11:00 to 23:30
Sunday: 12:00 to 23:00

Late Night Refreshment

Monday to Saturday: 23:00 to 23:30

Sale by Retail of Alcohol

Monday to Saturday: 11:00 to 23:30
Sunday: 12:00 to 22:30

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

The opening hours of the premises:

Monday to Sunday: 10:00 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:

Shaftesbury Covent Garden Limited
22 Ganton Street
Carnaby
London
W1f 7FD

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

03154145

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

Name: Mr Jack Spiegler

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:
Licensing Authority:

Date: 19 August 2019

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

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

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

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

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

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

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

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

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

Where -

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating Schedule

None

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

9. Substantial food and substantial beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
10. A noise limiter located in a separate and remote lockable cabinet from the volume control 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's Community Protection Department 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 to the satisfaction of officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the applicant only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Service.
11. 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.
12. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
13. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.

NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.
14. The approved arrangements at the premises, including means of escape provisions, fire warning and fire fighting equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
15. The certificates listed below shall be submitted to the Council annually.
 - i. Any emergency lighting battery or system
 - ii. Any electrical installation
 - iii. Any fire alarm system
16. 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.
17. No changes shall be made to the approved layout of the premises without the consent of the Council.
18. All exit doors shall be available at all material times without the use of a key, code, card or similar means.
19. All fire doors shall be maintained effectively self closing and not held open other than by an approved device.
20. Fire resisting doors to ducts, service shafts and cupboards shall be kept locked shut.
21. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
22. Only hangings, curtains, upholstery and temporary decorations, complying with the relevant British (or where appropriate European) Standard shall be used. Where necessary these shall be periodically tested for flame resistance and re-treated as necessary.
23. Curtains and hangings shall be arranged so as not to obstruct fire safety signs, fire extinguishers or other fire fighting equipment.

24. Staff with specific responsibilities in the event of fire or other emergency, together with deputies, shall receive training and written instruction appropriate to their role.
25. The flue of any boiler or heating appliance shall be professionally cleaned at intervals not less than the minimum recommended by the appliance manufacturer.
26. Ventilation ducting and shafts generally shall be maintained in a clean condition.
27. Ventilation air filters shall be cleaned or changed for new filters periodically as may be necessary to maintain a satisfactory flow of air supply.
28. All interior surfaces of extract ventilation ducting serving kitchens and serveries shall be thoroughly cleaned at least annually.
29. Grease filters in extract ventilation hoods in kitchens and serveries shall be regularly cleaned e.g. weekly.
30. 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 7 days prior notice being given to the Council where consent has not previously been given.
 - i dry ice and cryogenic fog
 - ii smoke machines and fog generators
 - iii pyrotechnics including fire works
 - iv firearms
 - v lasers
 - vi explosives and highly flammable substances.
 - vii real flame.
 - viii Strobe lighting.
31. Noise and vibration will not be allowed to emanate from the premises so as to cause a nuisance to nearby properties.
32. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
33. No rubbish including bottles will be moved, removed or placed in outside areas between 2300 hours and 0800 hours.
34. Flashing or particularly bright lights on or outside the premises will not be permitted to cause a nuisance to nearby properties (save insofar as they are necessary for the prevention of crime).
35. At the close of business each day the premises are open for the purposes of the licence the licensee shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its' junction with the kerb edge, is swept and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
36. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
37. Rubber pads that will prevent noise nuisance arising from the movement of furniture shall be installed and maintained under the feet of the legs of all tables and chairs within the premises.
38. Cleaning is not to take place at the premises before 06:00.
39. There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue Licence.
40. The sale of alcohol and provision of late night refreshment is allowed from the end of permitted hours on New Year's Eve to the commencement time for those activities on New Year's Day.
41. The number of persons permitted in the premises at any one time shall not exceed:

Ground floor 120
First floor 110.

42. All windows and external doors shall be kept closed after 21:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
43. The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
44. 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.
45. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
46. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
47. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
48. Patrons permitted to temporarily leave and then re-enter the premises, eg to smoke, shall not be permitted to take drinks or glass containers with them.



Schedule 12
Part B

WARD: St James's
UPRN: 100023432578

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

**Premises licence
summary**

Regulation 33, 34

Premises licence number:

18/09429/LIPN

Part 1 – Premises details

Postal address of premises:

40-42 William IV Street
London
WC2N 4DD

Telephone Number:

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Playing of Recorded Music

Monday to Saturday: 11:00 to 23:30
Sunday: 12:00 to 23:00

Late Night Refreshment

Monday to Saturday: 23:00 to 23:30

Sale by Retail of Alcohol

Monday to Saturday: 11:00 to 23:30
Sunday: 12:00 to 22:30

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

The opening hours of the premises:

Monday to Sunday: 10:00 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:

Shaftesbury Covent Garden Limited
22 Ganton Street
Carnaby
London
W1f 7FD

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

03154145

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

Name: Mr Jack Spiegler

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

Restricted

Date: 19 August 2019

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

Application	Details of Application	Date Determined	Decision
18/09429/LIPN	Application for a new premises licence	25 October 2018	Granted at Licensing Sub-Committee

There is no appeal history for the premises.

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

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

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

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

Mandatory Conditions

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

less in a manner which carries a significant risk of undermining a licensing objective;

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

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

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

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

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

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

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

Where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

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

Conditions proposed by the applicant so as to form part of the operating schedule

10. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period
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. 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.
12. No noise generated on the premises shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
13. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
14. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
15. No rubbish including bottles will be moved, removed or placed in outside areas between 20:00 hours and 08:00 hours.
16. No deliveries to the premises shall take place between 2000 hours and 0800 hours on the following day.
17. At the close of business each day the premises are open for the purposes of the licence the licensee shall ensure that the pavement from the building line to the kerb edge immediately outside the premises, including the gutter/channel at its' junction with the kerb edge, is swept and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
18. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
19. The number of persons (excluding staff) permitted in the premises at any one time shall not exceed:

Ground floor and First floor: 240

Condition proposed by the Licensing Authority and agreed with the applicant so as to form part of the operating schedule

20. Save for the persons seated in the area hatched black on the plan:
 - a) The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal; and
 - b) The supply of alcohol shall be by waiter or waitress service only.

21. The number of customers permitted in the black hatched area of the premises at any one time shall not exceed 30 persons.
22. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
23. The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner so as to ensure that there is no public nuisance or obstruction of the public highway.
24. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
25. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
26. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
27. No licensable activities shall take place at the premises until the works have been assessed as satisfactory by the Environmental Protection Team at which time this condition shall be removed from the Licence by the Licensing Authority. If there are minor changes during the course of construction new plans shall be submitted with the application to remove this condition.
28. No licensable activities shall take place at the premises until premises licence 18/09429/LIPN has been surrendered.
29. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.

Conditions proposed by the Licensing Authority and not agreed by the applicant

30. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
31. There shall be no sales of alcohol for consumption off the premises after 23.00 hours.

Conditions proposed by Mark Browning, Solicitor acting on behalf of the local residents

32. The consumption of alcohol on the premises shall cease at (insert hour).
33. The number of persons permitted in the premises at any one time (including staff) shall not exceed (X) persons.
34. No collections of waste or recycling materials (including bottles) from the premi
35. A minimum of (X) SIA licensed door supervisors shall be on duty at the premises at all times whilst it is open for business.
36. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
37. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to (X) persons at any one time.
38. Patrons permitted to temporarily leave and then re-enter the premises to smoke shall be restricted to a designated smoking area defined as (specify location).



Resident Count: 41

Licensed Premises within 75 metres of Ground and First Floor 40-42 William IV Street London WC2N 4DD				
Licence Number	Trading Name	Address	Premises Type	Time Period
15/12087/LIPDPS	Les Deux Salons	Ground 40 - 42 William IV Street London WC2N 4DD	Restaurant	Monday to Sunday; 10:00 - 00:30
18/09429/LIPN	Not Recorded	40-42 William IV Street London WC2N 4DD	Not Recorded	Monday to Sunday; 10:00 - 00:30
16/03895/LIPDPS	Rosetta	Basement And Ground Floor 38 William IV Street London WC2N 4DD	Cafe	Monday to Saturday; 07:00 - 23:30 Friday to Saturday; 07:00 - 00:00 Sunday; 07:00 - 22:30
17/08693/LIPT	Hazuki Japanese Restaurant	Basement And Ground Floor 43 Chandos Place London WC2N 4HS	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
18/02595/LIPT	The Chandos Public House	29 St Martin's Lane London WC2N 4ER	Pub or pub restaurant with lodge	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00

18/05907/LIPDPS	Bancone	39 William IV Street London WC2N 4DD	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/12993/LIPN	Not Recorded	30 St Martin's Lane London WC2N 4ER	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
17/07701/LIPDPS	Harp Public House	47 Chandos Place London WC2N 4HS	Public house or pub restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30 Sundays before Bank Holidays; 10:00 - 00:00
11/08058/LIPDPS	Notes Music And Coffee	31 St Martin's Lane London WC2N 4ER	Cafe	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30
06/04687/WCCMAP	The 2 Brydges Club	2 Brydges Place London WC2N 4HP	Club or institution	Monday to Saturday; 10:00 - 01:00 Sunday; 12:00 - 23:00
19/02747/LIPDPS	English National Opera	London Coliseum 32 - 35 St Martin's Lane London WC2N 4ES	Theatre	Monday to Sunday; 09:00 - 00:00
16/04272/LIPDPS	The Marquis	51-52 Chandos Place London WC2N 4HS	Public house or pub restaurant	Monday to Thursday; 10:00 - 23:30 Monday to Saturday; 10:00 - 00:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 00:00 Sunday; 12:00 - 22:30 Sundays before Bank Holidays; 12:00 - 00:00
13/03410/LIPN	Barrafina	10 Adelaide Street London WC2N 4HZ	Restaurant	Monday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:00
06/08668/WCCMAP	Thai Pot Restaurant	1 Bedfordbury London WC2N 4BP	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/12336/LIPDPS	Tandoor Chop House	8 Adelaide Street London WC2N 4HZ	Restaurant	Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 23:00

16/09313/LIPDPS	San Carlo Fumo	Basement And Ground Floor 37 St Martin's Lane London WC2N 4ER	Restaurant	Monday to Thursday; 07:00 - 23:30 Friday to Saturday; 07:00 - 00:00 Sunday; 07:00 - 22:30 Sundays before Bank Holidays; 07:00 - 00:00 New Year's Eve; 07:00 - 06:59
19/02055/LIPDPS	The Lemon Tree Public House	4 Bedfordbury London WC2N 4BP	Public house or pub restaurant	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
18/11762/LIPDPS	Prezzo	Ground 10 St Martin's Place London WC2N 4JL	Wine bar	Monday to Saturday; 09:00 - 02:30 Sunday; 09:00 - 23:00
15/02806/LIPN	La Roche Cafe	39 St Martin's Lane London WC2N 4ER	Cafe	Monday to Sunday; 08:00 - 23:00