



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	19 September 2019
Licensing Ref No:	19/09049/LIPV - Premises Licence Variation
Title of Report:	The George & Dragon Public House 151 Cleveland Street London W1T 6QN
Report of:	Director of Public Protection and Licensing
Wards involved:	Marylebone High Street
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:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	24 July 2019		
Applicant:	H Company 2 Limited		
Premises:	The George & Dragon Public House		
Premises address:	151 Cleveland Street London W1T 6QN	Ward:	Marylebone High Street
		Cumulative Impact Area:	None
Premises description:	The premises currently operates as a traditional public house with a substantial food menu.		
Variation description:	<p>The changes sought by way of this variation application are as follows:-</p> <ol style="list-style-type: none"> 1. To relocate the toilet provision to the basement. 2. To create a new entrance door. 3. To increase the licensed area on the ground floor. 		
Premises licence history:	The premises has had the benefit of a premises licence 2005. The current premises licence reference 19/04134/LIPT is attached at Appendix 1 of this report. Please see Appendix 3 of the report for the full licence history.		
Applicant submissions:	There are no submissions from the applicant.		

1-B Current and proposed licensable activities, areas and hours						
Regulated Entertainment						
Playing of Recorded Music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	Unrestricted		No Change		Ground Floor Only	No Change
Tuesday						
Wednesday						
Thursday						
Friday						
Saturday						
Sunday						

Performance of live music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday			No Change		Ground Floor Only	No Change
Tuesday						
Wednesday						
Thursday						
Friday						
Saturday						
Sunday						
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	None				No Change	

Late night refreshment						
Indoors, outdoors or both		Current :			Proposed:	
		Indoors Only			No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	23:30	No Change		Ground Floor Only	No Change
Tuesday	23:00	23:30				
Wednesday	23:00	23:30				
Thursday	23:00	23:30				
Friday	23:00	23:30				
Saturday	23:00	23:30				
Sunday						
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day				No Change	

Sale by Retail of Alcohol						
On or off sales		Current :			Proposed:	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	23:30	No Change		Ground Floor Only	No Change
Tuesday	10:00	23:30				
Wednesday	10:00	23:30				
Thursday	10:00	23:30				
Friday	10:00	00:00				
Saturday	10:00	00:00				

Sunday	12:00	22:30			
Seasonal variations/ Non-standard timings:	Current:			Proposed:	
	On New Year's from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day			No Change	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	23:30	No Change		Ground Floor Only	No Change
Tuesday	10:00	23:30				
Wednesday	10:00	23:30				
Thursday	10:00	23:30				
Friday	10:00	00:00				
Saturday	10:00	00:00				
Sunday	12:00	22:30				
Seasonal variations/ Non-standard timings:	Current:			Proposed:		
	On New Year's from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day			None		

1-C Layout alteration
<p>The changes sought under this variation application are as follows:</p> <ol style="list-style-type: none"> 1. To relocate the toilet provision to the basement. 2. To create a new entrance door. 3. To increase the licensed area on the ground floor. <p>There are no changes sought to the operating schedule or licensable activities.</p>

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police Service
Representative:	PC Reaz Guerra
Received:	1 August 2019
<p>With reference to the above application I am writing to inform you that the Police, as a Responsible Authority, object to your application for a New Premises Licence as it is our belief that if granted the application would undermine the Crime Prevention Objective.</p> <p>There is insufficient detail in the operating schedule to address the Crime Prevention Objective.</p> <p>It is for these reasons that we are objecting to the application.</p> <p>Following the agreement of conditions with the applicant, the Metropolitan Police Service withdrew their representation on the 1 August 2019.</p>	

2-B Other Persons	
Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED]
Status:	Valid
Received:	20 August 2019
In support or opposed:	Opposed
<p>We write to make a 'relevant representation' under s35(5) and (6) Licensing Act 2003 in respect of the above application. Our representation is made on the basis that the likely impact of the application, if granted, will be to harm the licensing objectives, particularly 'prevention of public nuisance' and 'public safety'.</p> <p>Many of the residents are either elderly and/or experience various health problems. Some have difficulty using modern technology, and have difficulties in engaging with procedures such as this, hence why we have decided that the best course of action is to submit this joint letter.</p> <p>We note that the application seeks to '1. Relocate toilet provision to basement 2. Create new entrance door 3. Increase licensed area on ground floor.' We object to items 1, 2 and 3.</p> <p>In short, we have in recent years experienced considerable public nuisance arising from the operation of the premises. This has principally consisted of:</p> <ul style="list-style-type: none"> i) Customers drinking and/or smoking outside the premises; ii) Noise from internal recorded and/or live music; 	

iii) Noise from customers leaving the premises.

For reasons which will become clear shortly, we feel that the proposed changes will result in these problems becoming worse, when the focus of the licence holder/applicant should be on reducing the nuisance we experience. We have already made our concerns known to the licence holder/applicant via the Westminster Citizens Advice prior to this application being submitted, but we have not had any response. We therefore object to the application unless the licence holder/applicant is willing to agree to remedial measures to abate these issues.

Background

We live at [REDACTED], which is a block containing 8 flats. Although the postal address of the pub is 151 Cleveland Street, the pub is actually situated on the corner of Cleveland Street and Greenwell Street, with its main frontage on Greenwell Street. Greenwell Street is a largely quiet and residential street, apart from the activities of the pub. We live approximately 10 yards from the current entrance to the pub. The proposed new entrance would be only 4 yards away.

Many of the residents are long term residents. For instance, the occupant of [REDACTED] has lived here for 30+ years. The occupant of [REDACTED] has lived here for 25+ years. We therefore have many years of experience of living next door to a pub. This is not without its challenges but, by and large, there has been a peaceful co-existence until recent years when problems intensified.

In about 2007, we perceived an increase in numbers of customers drinking outside, with a concomitant increase in noise and anti-social behaviour.

Likely impact of the application on the promotion of the licensing objectives
The pub benefits from an external area for seating and tables on the Cleveland Street frontage. It does not have an external area on the Greenwell Street frontage. There is a narrow pavement on Greenwell Street which abuts the pub boundary. Nevertheless, customers gravitate to the Greenwell Street side of the premises to drink and smoke in large numbers, particularly in warmer weather and the summer months. They block the pavement and stand in the road/driveways.

Numbers of people drinking outside can be so large and/or uncontrolled that they also gravitate outside [REDACTED], where we live.

Further, previous owners of the pub appear to have come to some arrangement with the owner and/or occupier(s) of an office building situated on the other side of Greenwell Street, postal address 153-157 Cleveland Street, to utilise an area at the front of this office block to accommodate even more customers outside the premises. We note that the plans of the premises do not show any of these areas used for consumption of 'off' sales.

Before the pub closed for refurbishment in 2018, we witnessed occasions where up to 200 customers have been gathered outside the premises, drinking and/or smoking. Although the numbers are not always as high, on a regular basis in warmer weather there could be up to 70-80 customers drinking and/or smoking outside.

The result of all this is that serious and prolonged nuisance is caused to residents of

Greenwell Street, and blocking the pavement adjacent to the pub and part of the road. This is a public safety issue as residents are forced to cross the road to continue their journey.

We enclose a photo demonstrating the problems.

It will not have escaped the licensing authority's attention that the new entrance the licence holder/applicant wishes to create is on the Greenwell Street frontage, towards the building where we live. It is clear that a new entrance/exit here will encourage and facilitate customers drinking outside on Greenwell Street and in close proximity to our flats. This is precisely the opposite of what the licence holder/applicant should be doing, which is to discourage customers from drinking and smoking on Greenwell Street, particularly in proximity to our homes when we are trying to relax and sleep.

The proposed toilets in the basement would still be accessible from the inside as before. However, they would also be accessible to customers drinking outside, without having to come through the main body of the pub. We feel that the new door is clearly for the purpose and convenience of customers accessing the toilets from the outside. This is strange for a pub with no outside area other than a sliver of pavement and is very clearly an affirmation of their intent to exploit the locale as a separate customer area.

Therefore, thus proposed changes will inevitably worsen the situation which existed prior to the pub closing for refurbishment in 2018. Even without the new door, we have no reason to believe that the situation will be any different when the pub reopens. With the new door, it will become worse.

As might be expected, we have raised these issues with the Council and with the licence holders – the previous licence holder and the current licence holder. The licensing authority will be aware that the premises licence was transferred to the applicant earlier this year.

The letters set out the various issues. Please find attached:

1. Letter dated 22 August 2018 from Westminster Citizens Advice to the previous licence holder;
2. Letter dated 19 November 2018 from Westminster Citizens Advice to the previous licence holder;
3. Letter dated 8 July 2019 from Westminster Citizens Advice to the current licence holder/applicant.

As you can see from the letter dated 8 July 2019, we thought it prudent and helpful for all parties if the previous issues were raised with the new licence holder prior to reopening, so that they were aware of our concerns and could put in place remedial measures. We also indicated that we would be happy to be contacted (through the CAB) by the new licence holder, in order to facilitate a more positive and proactive relationship. We note with disappointment that we have not received a response to that letter, nor are there any measures in the Operating Schedule of the application which demonstrates their appreciation and recognition of the concerns.

Westminster City Council's Statement of Licensing Policy
Policy PN1 states that:

'To prevent public nuisance the Licensing Authority will apply the following criteria and take into account the following considerations, where relevant, in determining applications and reviews:

Criteria

The potential for nuisance associated with the style, characteristics and activities of the business to be carried on at the premises and the potential steps which could be taken to reduce the risk of nuisance occurring. This will particularly apply in areas of residential accommodation and where there is residential accommodation in the proximity of the premises.

Consideration

Measures to limit noise and vibration

Applicants will be expected to have included measures in their Operating Schedules that make adequate provision to:

- a) restrict the generation of noise within the premises and from activities associated with the premises in the vicinity, or from an open air site
- b) limit the escape of noise from the premises or open air site
- c) restrict noise emissions to below levels that could affect people in the vicinity going about their business, at work and when at home both while relaxing and while sleeping
- d) minimise and control noise from customers arriving at the premises, or open air site outside it and departing from it

Eating, drinking and smoking outside the premises

- a) Whether people standing or sitting outside the premises are likely to cause obstruction or other nuisance.
- b) Whether the premises are under or near to residential accommodation.
- c) The hours of the sale of alcohol in open containers or food for consumption outside the premises.
- d) Measures to make sure that customers move away from outside the premises when such sales cease.
- e) Measures to collect drinking vessels and crockery, cutlery and litter.
- f) The extent and location of areas proposed to be set aside for the consumption of food and alcoholic drink and for smoking.
- g) Whether there is a need for door supervisors to prevent or to control customers congregating in outdoor areas to smoke, consume food or drink (whether supplied from the premise or not), between certain hours or at all times

Para 2.2.13 of Policy PN1 states that:

'Eating and drinking outdoors is increasingly popular, and the smoking ban inside the premises has increased the number of people outside the premises smoking or accompanying smokers. The noise of people socialising outdoors can cause public nuisance, even if they are not badly behaved. In addition, the blocking of footways, and more occasionally roadways, by people standing about drinking and smoking is a public nuisance whether or not it amounts to the offence of obstruction or becomes an issue of public safety...In order to prevent public nuisance it will be necessary to consider the extent of eating and drinking that will take place outdoors and the measures that may be appropriate to ensure that nuisance is not created.'

The above sections are directly relevant to the concerns we have.

Going forward

We should make it absolutely clear that we are not opposed to the pub. Nor are we opposed to a reasonable amount of outdoor activity, subject to appropriate controls and a suitable terminal hour. This has not been the case so far, and we have no reason to believe that it will change without the licensing authority imposing appropriate conditions in recognition of the fact that the proposed changes will clearly increase (even if not intended to do so) the extent of outside activity, and situate it even closer to our homes. We proposed some measures in our correspondence with the previous licence holder.

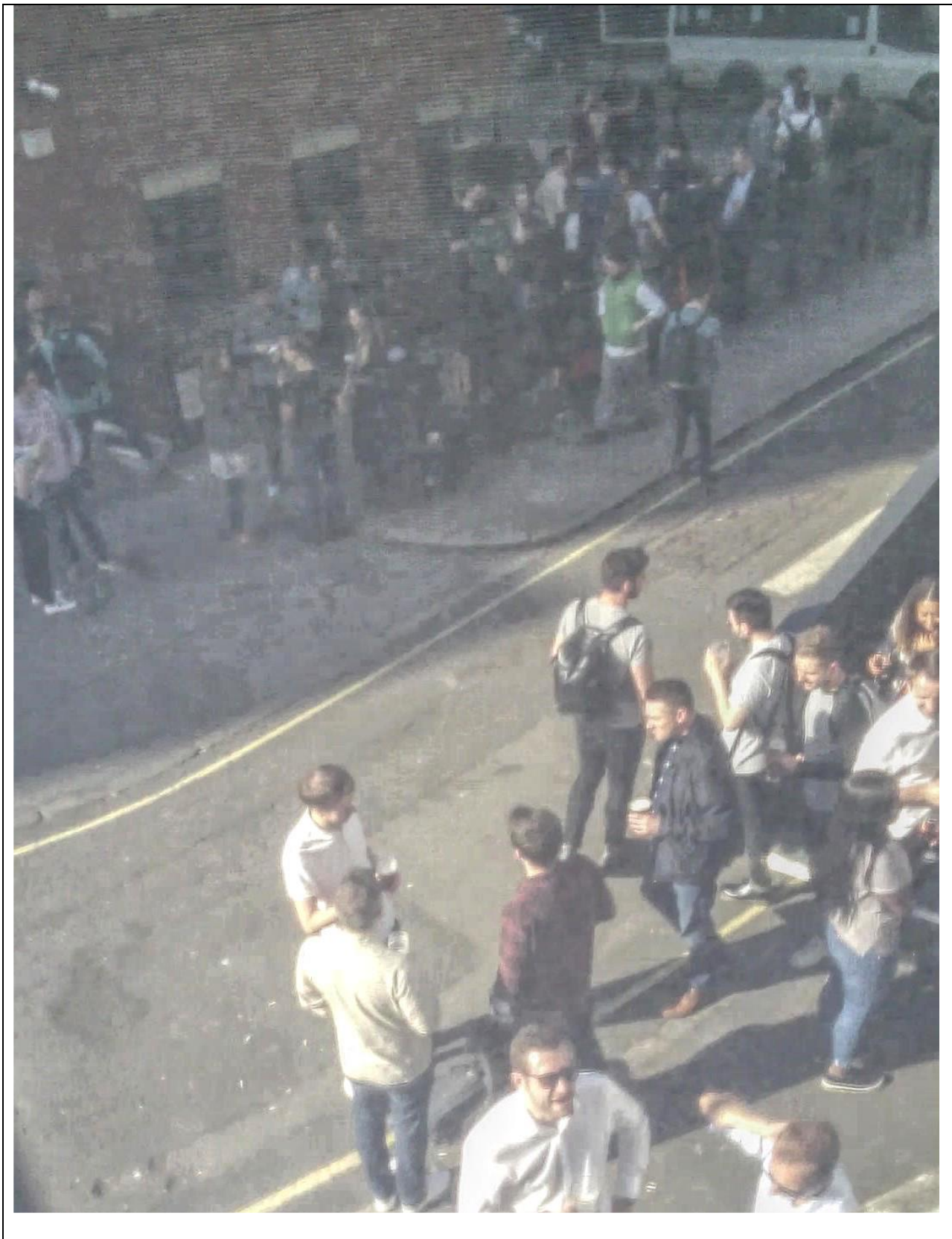
They were:

1. Outside drinking ceases at 9pm.
 2. Numbers of customers drinking outside is limited, and controlled much more than previously, to ensure that the pavement and roadway are kept clear for members of the public and vehicles.
 3. After 9pm, customers leaving the premises to smoke etc shall not be able to take drinks with them, and are monitored for any noise disturbance they may cause.
 4. Pre 9pm, a member of staff is designated specifically to manage customers drinking outside the premises, to ensure that there is no nuisance caused either by noise or the use of unauthorised areas.
 5. Staff manage dispersal of customers more effectively by reminding customers where appropriate that there are residents nearby and to leave the area quietly.
- We feel that these remain sensible and proportionate measures to ensure that a balanced outcome is achieved.

Conclusion

We are aware that this is not a licence review application. However, we feel that the measures we propose above are appropriate for the promotion of the licensing objectives in the context of this application, for the reasons given above. Further, we came close to a licence review when the premises was operating prior to closure. It is clearly sensible to tackle these concerns at this juncture.

We look forward to receiving confirmation of receipt and would ask that the licensing authority redacts all personal details from this representation (including names and addresses set out below).



Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	21 August 2019		

I wish to begin by drawing attention to the fact that that the changes applied for have already been done:

- the toilets have been moved
- The ground floor bar area has already been enlarged
- The new door onto Greenwell Street has already been put in plus threshold, leading to the white staircase at the back and also to a new door to the license bar area
-

Having seen this for myself I find this fact very disturbing and consider it needs addressing by the council as to why it is only this summer that H.Company 2 Ltd. made an application. It does not give confidence that the owners will be responsible re problems arising for the local residents.

My name is [REDACTED], a retired teacher, who has lived at [REDACTED] [REDACTED] for over 18 years. Our block is separated from the George and Dragon by a single vehicle driveway into the Clubhouse Church. Opposite are residential flats with all their windows onto Greenwell Street. There are also 2 car park entrances opposite. [REDACTED]
[REDACTED] We have a family with a young child in our block, who are away so do not have the opportunity to give any response.

Why is the new door giving real concern?

- This new door is only 3 to 4 metres from my nearest window. The pub already has 2 entrances so why has a new door been added and a new door into the bar area? This will only encourage more people to go outside and stand drinking and talking outside our block at late hours and also on the other side of the street, where there is a low wall ideal for placing ones glasses! And standing space in the car park entrances. We have suffered enough times with unacceptable noise into the late hours and this is a residential area.
- This door is unnecessary. No reason has been given to why they want it.
- Having another door in such close proximity will increase any noise coming from the pub including music at unsociable hours.
- Is the idea to have Air B and B and noisy groups coming back late at all times and the door slamming is of concern

Why is the enlargement of the licensed area giving concern?

- The aim must be to increase the number of clients which for us means a greater risk of noise radiating from the pub and the number of people standing outside and larger private parties.

As a council tax payer and resident of Westminster I ask these objections to be taken very seriously.

Name:	[REDACTED]		
Address and/or Residents Association	[REDACTED]		
Status:	Valid	In support of opposed:	Neutral
Received:	2 August 2019		
<p>On behalf of all owners and occupiers of [REDACTED] being 4 residential units and one commercial unit we would prefer to see the closing hours 30 minutes earlier [except Sunday]</p> <p>We believe from past experience of this public house directly opposite, restrictions should be imposed on no external drinking after 10pm and that external gathering of drinkers should be policed and controlled within clearly marked designated areas that keep the pavement clear for pedestrians. In the past on busy thursday/ fridays particularly, smokers and drinkers spread across and into both Greenwell Street and to our side of Cleveland Street leaving empty glasses and bottles on our railings and depositing litter and cigarette butts in our lower ground floor area which is a residential unit.</p>			

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy HRS1 applies	<p>(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.</p> <p><u>For premises for the supply of alcohol for consumption on the premises:</u> 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> <p><u>For premises for the supply of alcohol for consumption off the premises:</u> Monday to Saturday: 08:00 to 23:00 Sundays: 10:00 to 22:30</p> <p><u>For premises for the provision of other licensable activities:</u> Monday to Thursday: 09:00 to 23.30 Friday and Saturday: 09:00 to midnight Sundays immediately prior to Bank Holidays: 09:00 to midnight Other Sundays: 09:00 to 22:30</p>
Policy PB1 applies	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.

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
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	Metropolitan Police Representation	1 August 2019
5	Public Representation 1	20 August 2019
6	Public Representation 2	21 August 2019
7	Public Representation 3	2 August 2019

Applicant Supporting Documents

Appendix 2

There are no supporting documents from the applicant



City of Westminster

64 Victoria Street, London, SW1E 6QP

Schedule 12
Part A

WARD: Marylebone High
Street
UPRN: 100022737041

Premises licence

Regulation 33, 34

Premises licence number:	19/04134/LIPT
Original Reference:	05/06352/LIPCV

Part 1 – Premises details

Postal address of premises:

The George & Dragon Public House
151 Cleveland Street
London
W1T 6QN

Telephone Number: 020 7387 1492

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Live Music
Playing of Recorded Music
Late Night Refreshment
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit
Sale by Retail of Alcohol

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

Performance of Live Music

Sunday: 12:00 to 18:00

Playing of Recorded Music

Unrestricted

Late Night Refreshment

Monday to Saturday: 23:00 to 23:30

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

Unrestricted

Sale by Retail of Alcohol

Monday to Thursday: 10:00 to 23:30

Friday to Saturday: 10:00 to 00:00

Sunday: 12:00 to 22:30

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1

The opening hours of the premises:

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

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:

H Company 2 Limited
22 Grenville Street
St Hellier
Jersey
JE4 8PX

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

120281

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

Name: Raymond Jonathan Corner

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: 16/14156/LIPERS
Licensing Authority: City of Westminster Council

Date: 2nd July 2019

Signed:

pp



This licence has been authorised by Karyn Abbott 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 arry 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.
- (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.
- (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.
- (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.

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

9. No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:
 - (a) He is the child of the holder of the premises licence.
 - (b) He resides in the premises, but is not employed there.
 - (c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
 - (d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

10. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.

Annex 2 – Conditions consistent with the operating Schedule

11. No children shall be allowed on the premises, proof of age shall be requested.
12. Live Music shall be permitted on Sunday from 12:00 to 18:00.
13. Live music is restricted to being unamplified with a maximum of two performers.

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

14. Alcohol may be sold or supplied:

- (a) On Monday to Thursday 10.00 to 23.30.
- (b) On Sundays 12.00 to 22.30.
- (c) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, 00.00 midnight on 31st December).

NOTE - The above restrictions do not prohibit:

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

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



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

Schedule 12
Part B

WARD: Marylebone High
Street
UPRN: 100022737041

Premises licence
summary

Regulation 33, 34

Premises licence number:

19/04134/LIPT

Part 1 – Premises details

Postal address of premises:

The George & Dragon Public House
151 Cleveland Street
London
W1T 6QN

Telephone Number: 020 7387 1492

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Live Music
Playing of Recorded Music
Late Night Refreshment
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit
Sale by Retail of Alcohol

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

Performance of Live Music

Sunday: 12:00 to 18:00

Playing of Recorded Music

Unrestricted

Late Night Refreshment

Monday to Saturday: 23:00 to 23:30

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

Unrestricted

Sale by Retail of Alcohol

Monday to Thursday: 10:00 to 23:30

Friday to Saturday: 10:00 to 00:00

Sunday: 12:00 to 22:30

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1

The opening hours of the premises:

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

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:

H Company 2 Limited
22 Grenville Street
St Hellier
Jersey
JE4 8PX

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

120281

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

Name: Raymond Jonathan Corner

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

Restricted

Date: 2nd July 2019

Signed:

pp



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

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/06352/LIPCV	Conversion of the Licence under the Licensing Act 2003	14 September 2005	Granted under delegated authority
05/11468/LIPV	Application to vary the premises licence	15 May 2006	Granted under delegated authority
07/01732/WCCMAP	Master Licence	15 May 2006	Granted under delegated authority
11/02923/LIPT	Application to Transfer the Premises Licence	13 April 2011	Granted under delegated authority
16/06392/LIPT	Application to Transfer the Premises Licence	6 July 2016	Granted under delegated authority
16/07807/LIPDPS	Application to vary the Designated Premises Supervisor	16 September 2016	Granted under delegated authority
17/07867/LIPT	Application to Transfer the Premises Licence	25 September 2017	Granted under delegated authority
17/07869/LIPDPS	Application to vary the Designated Premises Supervisor	25 September 2017	Granted under delegated authority
19/04134/LIPT	Application to Transfer the Premises Licence	2 July 2019	Granted under delegated authority

There is no appeal history

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

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

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

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

Conditions: On Current Licence -

Mandatory:

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

- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor.

For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

9. No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

- (a) He is the child of the holder of the premises licence.
- (b) He resides in the premises, but is not employed there.
- (c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- (d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

- 10. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.

Annex 2 – Conditions consistent with the operating Schedule

- 11. No children shall be allowed on the premises, proof of age shall be requested.
- 12. Live Music shall be permitted on Sunday from 12:00 to 18:00.
- 13. Live music is restricted to being unamplified with a maximum of two performers.

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

- 14. Alcohol may be sold or supplied:

- (a) On Monday to Thursday 10.00 to 23.30.
- (b) On Sundays 12.00 to 22.30.
- (c) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, 00.00 midnight on 31st December).

NOTE - The above restrictions do not prohibit:

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

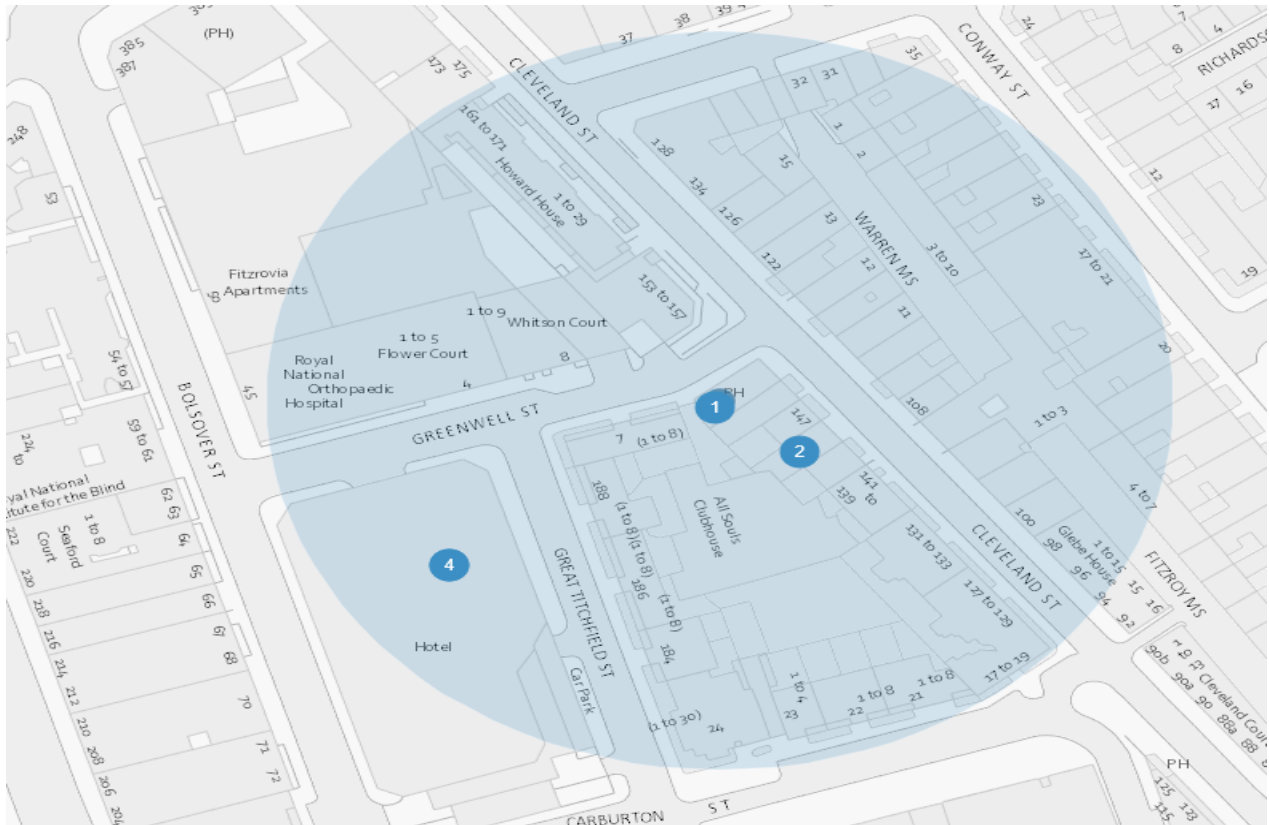
In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

Conditions proposed by the Metropolitan Police Service and agreed with applicant so as to form part of the operating schedule

15. 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.
16. 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
17. There shall be no sales of alcohol for consumption off the premises before 10:00 Monday to Saturday and 12:00 on Sunday's.
18. 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

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. It must be completed within 24 hours of the incident and 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, searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.



Resident Count: 230

Licensed Premises within 75 metres of The George and Dragon Public House, 151 Cleveland Street, London, W1T 6QN				
Licence Number	Trading Name	Address	Premises Type	Time Period
19/04134/LIPT	The George & Dragon Public House	151 Cleveland Street London W1T 6QN	Public house or pub restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30
19/02724/LIPT	TianFu Restaurant	Ground Floor 145 Cleveland Street London W1T 6QH	Cafe	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
17/06708/LIPDPS	Holiday Inn Regent's Park Hotel	Holiday Inn Regent's Park Hotel Carburton Street London W1W 5EE	Hotel, 4+ star or major chain	Monday to Saturday; 10:00 - 00:30 Monday to Sunday; 00:00 - 00:00 Sunday; 12:00

				- 00:00
17/08209/LIPT	Holiday Inn Regent's Park Hotel	Holiday Inn Regent's Park Hotel Carburton Street London W1W 5EE	Hotel, 4+ star or major chain	Monday to Saturday; 10:00 - 00:30 Monday to Sunday; 00:00 - 00:00 Sunday; 12:00 - 00:00