



City of Westminster

Licensing Sub-Committee Report

Item No:	<input type="text"/>
Date:	<input type="text"/>
Licensing Ref No:	19/10353/LIPV - Premises Licence Variation
Title of Report:	McDonald's Communications House 48 Leicester Square London WC2H 7LT
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: 020 7641 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:	15 August 2019		
Applicant:	Capital Arches Group Limited		
Premises:	McDonald's		
Premises address:	Communications House 48 Leicester Square London WC2H 7LT	Ward:	St James's
		Cumulative Impact Area:	West End
Premises description:	The premises currently operates as a fast food franchise, offering hot food and non-alcoholic beverages for immediate consumption with dining facilities located on ground and mezzanine floors or for consumption off the premises. The basement level consists of staff and back of house areas.		
Variation description:	<p>The premises currently have a premises licence which allows for the provision of late night refreshment on Mondays to Sundays from 23:00 to 03:00.</p> <p>This variation seeks to extend the opening hours and the provision of late night refreshment on Mondays to Sundays from 03:00 to 05:00.</p>		
Premises licence history:	The premises has had the benefit of a premises licence since 2013. The current premises licence 16/10259/LIPVM is attached at Appendix 3 together with a full licence history.		
Applicant submissions:	There are no submissions from the applicant.		

1-B Current and proposed licensable activities, areas and hours						
Regulated Entertainment						
Late night refreshment						
Indoors, outdoors or both		Current :			Proposed:	
		Both			No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	03:00	23:00	05:00	Ground and Mezzanine Floors	No Change
Tuesday	23:00	03:00	23:00	05:00		
Wednesday	23:00	03:00	23:00	05:00		
Thursday	23:00	03:00	23:00	05:00		
Friday	23:00	03:00	23:00	05:00		
Saturday	23:00	03:00	23:00	05:00		
Sunday	23:00	03:00	23:00	05:00		
Seasonal variations/ Non-standard timings:	Current: One additional hour to standard timings on the day British Summertime commences.				Proposed: None	

Hours premises are open to the public

	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	05:00	03:00	05:00	05:00	Ground and Mezzanine Floors	No Change
Tuesday	05:00	03:00	05:00	05:00		
Wednesday	05:00	03:00	05:00	05:00		
Thursday	05:00	03:00	05:00	05:00		
Friday	05:00	03:00	05:00	05:00		
Saturday	05:00	03:00	05:00	05:00		
Sunday	05:00	03:00	05:00	05:00		
Seasonal variations/ Non-standard timings:	Current: One additional hour to standard timings on the day British Summertime commences.				Proposed: None	

1-C Layout alteration
There are no changes to layout sought by way of this application.

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police Service
Representative:	PC Bryan Lewis
Received:	11 September 2019
<p>With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, is objecting to this application as it is our belief that if granted this application would undermine the Licensing Objectives.</p> <p>The venue is located in the West End Cumulative Impact Area, a locality where there is traditionally high levels of crime and disorder. We have concerns that this application will cause further policing problems in an already demanding area.</p> <p>Correspondence from the applicant to the Metropolitan Police Service dated 15 October in respect of the conditions proposed by the Metropolitan Police Service:</p> <p>Good evening. Further to our telephone conversation earlier today and with reference to your proposed Conditions, as per your letter of the 8th October. I would like to clarify and suggest the following:</p> <p>In respect to the proposed Condition 10. The matter of being able to dine-in through the licensable period is of particular importance to us, for the following summary reasons:</p> <ul style="list-style-type: none"> • Providing a 'business as usual' approach to the restaurant operation, which we believe will have a positive impact on delivering consistent customer experience, hospitality, safety, security and resilience • Maintains the potential refuge, respite and welfare opportunity for young and potential vulnerable persons during the night time, in line with our commitments to our WAVE (Welfare & Vulnerability Engagement) training as well as our involvement with Best Bar None and the Mayor of London's Women's Night 	

Safety Charter, to which Capital Arches Group is a signatory

- It will avoid the conflict that can often be experienced with the handling of customer complaints when disappointment is expressed over the unavailability of toilet facilities or a place to sit down to eat & drink. The handling of such complaints can also lead to the distraction of the Guards and Managers from other important duties in relation to the management of the Licence
- An increase in take away purchased will increase the potential for an increase in litter, which would be inconsistent with other areas of the Council's Licensing Policy
- There is also the increased potential for unmanaged disorder away from the premises, and the controls there within, e.g. CCTV, Incident Logs, SIA Licenced Guarding etc.

I also summarised our involvement as a member of HoLBA and the "My Local Bobby" (MLB) initiative. This is providing an on-street presence of licenced security patrolling Leicester Square. This has been in place since April and we expect, as the result of additional funding by a number of businesses on Leicester Square, including ourselves, patrols to very soon be provided throughout the licensable hours. The MLB initiative is having a noticeable and positive impact on recorded crime in the area and we expect it to only improve. The MLB Team will be working closely with our own Security Guards to provide an enhanced approach to security throughout the whole area and throughout the night.

My view is that there are pros and cons for both off only and on/off sales. We have had branches of McDonalds that have become meeting places for youths, gangs, and people who might prey on them. I have emailed Lara for her opinion.

In respect to the other Conditions you have proposed:

Condition 1 is very similar to the existing Condition 2 on the Premise Licence The proposed condition includes the wording "...as per the minimum requirements of the Westminster Police Licensing Team.", which is not part of the existing Condition. So we are sure, can you please elaborate on what this means please?

This is a model condition from the WCC basket of model conditions. It has gone on numerous licences with no further mention of it. It simply means the CCTV system shall provide good evidential quality images. Rarely a problem in McDonald's as the lighting inside is always good. An example of this requirement might be where an operator has an incident in an area where there is no camera. We may request one is installed. An operator might say in response to this, 'well we have only had one incident in this area, so why do we need another camera?' That is why we must have the final say on the standard of CCTV.

The Condition goes on to read, "Viewing of recordings shall be made available immediately upon the request of Police...", currently the existing Condition reads "...shall be made without any unreasonable delay when requested..." While not wanting to be pedantic would it be possible to retain the existing wording? The existing wording was created in conjunction with Westminster Police Licensing

This is a model condition and not specially drafted for McDonald's. It avoids the 'well we don't think we are being unreasonable' discussion

There is no issue with the rest of the proposed wording.

Again in Condition 2, the wording "without any unreasonable delay when requested" (which is the existing Condition 3) is proposed to be changed to "with the absolute minimum of delay when requested". We do not expect to unnecessarily delay the supply of CCTV footage but we would rather any provision is reasonable rather than strictly immediate, given all of the potential circumstances that can arise within our restaurants at any time, and upon the attendance of the

Police.

Another model condition. Again to avoid the what is reasonable / unreasonable? And who defines it.

There are no issues with your proposed Condition 3

In respect to Condition 4 I would suggest that 2 SIA Licenced Door Supervisors Sunday – Thursday and 3 on Friday & Saturday as a minimum would be sufficient. This is what we currently provide on a voluntary basis and we believe to be sufficient. We have not received any representation from any enforcement agencies since we have been operating such to contrary.

I've done many night duty licensing visits to the Strand McDonalds and I have witnessed how 4 or 5 Security personnel, are essential to maintain order; particularly with queuing taking place. Also for safety reasons, Security should be in pairs (within sight of each other) for their personal safety and safe escort / restraint duties.

There are no issues with your proposed Condition 5

Regarding Condition 6, further to our discussion earlier can I suggest the following wording: "There shall be a dedicated and uniformed toilet attendant on duty at the premises throughout the licensable hours, and they shall be equipped with a radio or panic alarm, in accordance with the restaurants toilet supervision procedures." This will then allow some flexibility during the lower footfall periods. I suggest this on the basis that since November 2016 we are unaware of an incident of violence & disorder that has warranted the attention of the Police during the licensable hours, since the restaurant opened

That would defeat the object. I don't think there are any downtimes during licensable hours; only relatively speaking. Our priority is prevention and as we have discussed, the toilet layout in this branch is less than ideal.

There are no issues with your proposed Condition 7

For Condition 8, I would suggest the following wording: "All managerial staff shall receive a recognised Conflict Management Training Course, prior to working licensable hours. Such staff shall sign to the effect they have received this training and records should be made available to the Responsible Authorities upon request." I suggest this as all of our Managers are required to attend a Conflict Resolution Course, provided by an accredited external provider, (Maybo Ltd), as a perquisite of working the licensable hours. The Managers are responsible for the supervision and safety of all employees on duty and in doing so they are supported by licensed Door Supervisors, who's presence will be also be required by a Condition.

The likelihood is the first member of staff to deal with circumstances that might lead to conflict are Security and /or counter staff. A manager will often only become involved when a dispute is underway.

There are no issues with your proposed Condition 9

I hope that the above is helpful, but please do not hesitate to contact me if there is anything further you would like to discuss. As ever I am more than happy to meet with you if that would be beneficial.

To summarise I cannot agree to your suggested amendments save possibly for the take away only condition, which I am seeking advice on.

As referenced earlier we would much prefer to agree a mutually satisfactory position prior to the Hearing on the 24th October; rather than potentially enter into discussions at the Hearing that could be seen as contrary to the partnership approach we believe we have sort to create and maintain over a number of years. In doing so we do not seek to devalue the purpose of the Hearing, as its importance in achieving a reasonable and suitable outcome to our application through that forum.

Further correspondence from the applicant to the Metropolitan Police Service dated 16 October 2016:

Thank you for your feedback.

We wait your further feedback on your proposed take away only Condition.

I would reiterate the point made when we spoke yesterday that the proposed Conditions as they stand are disproportionate to the known risk associated with the operation of the venue. Capital Arches Group Ltd are committed to working in partnership with all enforcement agencies, and in particular the MPS and City of Westminster in this matter, as we have done for the last 3 years in the area of Premises Licensing throughout the Borough. On this basis we are absolutely happy to compromises in the pursuit of a mutually satisfactory position. Your current position does not suggest compromise. However we are hopeful we can achieve such, as we are ultimately both seeking the same thing, i.e. positively affecting crime & disorder within the night time economy throughout the borough. If the wording I have suggested is not suitable to you, could we meet and try and agree wording that would be acceptable?

I would like to clarify that the use of “reasonable” protects both parties, in itself is not an unreasonable phrase to have, (and was agreed to by Westminster), and is subject to legal definition

We are not comfortable with the comparison with the restaurant at 34-35 Strand when considering SIA numbers. The locations of these 2 restaurants offer up 2 differing sets of challenges. Not least in that The Strand is far busier. We have voluntary provided 3 SIA Guards as a minimum on Friday and Saturdays at Leicester Square, including approx. 35 weekend TENS over the last 3 years will no crime directly associated with the management of the licence reported to us. We would also note that we provide guarding arrangements at 34-35 Strand in excess of what is required by the Conditions of the Premises Licence, as we recognise the need to be continually dynamic in the provision of all complementary controls measures in the successful management of licensable hours.

Responsible Authority:	Environmental Health Service
Representative:	Maxwell Owusu Koduah
Received:	6 September 2019

I refer to the application to vary the Premises Licence number for the above-mentioned premises located within the West End Cumulative Impact Area. I have considered the information that you have provided within and accompanying this application. I have also considered the proposed licensable activities in line with the relevant policies within the Council’s Statement of Licensing Policy dated January 2016.

Applicant seeks to extend the provision of Late-Night Refreshment “Indoors & outdoor” Monday to Sunday from 03:00 hours to 05:00 hours.

Following consideration of the application and how it may affect the Licensing Objectives and meeting the requirements of the Council’s Statement of Licensing Policy I wish to make the following representations:

Extending the provision of Late-Night Refreshment by two hours throughout the week would have the likely effect of causing an increase in Public Nuisance and may affect Public Safety

within the West End Cumulative Impact Area

There is one additional hour to the standard timing on the day British Summer Time commences. Please confirm if this application seeks to give this up.

It is my view that, as presented, the application does not fully address the concerns of Environmental Health. Additional conditions may be proposed.

The applicant is asked to contact the undersigned to discuss the application and its wider implication on the licensing objectives of Public Nuisance and Public Safety.

Responsible Authority:	Licensing Authority
Representative:	Karyn Abbott
Received:	10 September 2019

I write in relation to the application submitted for a variation of the premises licence for 48 Leicester Square, 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:

- Public Nuisance
- Prevention of Crime & Disorder
- Public Safety
- Protection of children from harm

The application seeks the following variations:

The proposed variation is to extend the opening hours and provision of late-night refreshment on Mondays to Sundays from 03:00 to 05:00.

The premises is located within the West End Cumulative Impact Area and as such various policy points must be considered, namely CIP1, HRS1 and FFP2.

This application falls within Westminster's FFP2 Policy. It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas, other than applications to vary hours within Core Hours under HSR1.

Paragraph 2.5.20 states The Council are particularly concerned in the Cumulative Impact Areas where there are high concentrations of fast food premises in addition to other licensed premises. On this basis and because the attraction and retention of people by the premises mitigates against their rapid dispersal from the cumulative impact areas, the Licensing Authority considers that the grant of variations for fast food premises in the Cumulative Impact Areas should be limited to exceptional circumstances.

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 cumulative impact area, as per policy CIP1 and submit further explanation on their exceptional circumstance for why the licence should be granted.

Unless the applicant can satisfy the concerns of the Licensing Authority by demonstrating that the application will not add to cumulative impact if granted, it will be for Licensing Sub-Committee Members to determine this application, given its location within the West End

Cumulative Impact area.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy CIP1 applies	<p>(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.</p> <p>(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.</p>
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 FFP2 applies	<p>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.</p>

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 Licence and 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: 020 7641 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 Service Representation	11 September 2019
5	Environmental Health Service Representation	6 September 2019
6	Licensing Authority Representation	10 September 2019

There are no supporting documents from the applicant.

RESTRICTED (when complete)

MG 11 (T)

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of Lara SHARP..... URN: [] [] [] []

Age if under 18 Over 18..... (if over 18 insert 'over 18') Occupation: Police Officer.....

This statement (consisting of 2..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: [Signature] 2018AW..... Date: 03/10/2019.....

Tick if witness evidence is visually recorded [] (supply witness details on rear)

I am the above named person and I am employed by the Metropolitan Police Service as the Dedicated Ward Officer for West End and Chinatown, 2018AW. My role requires me to know and understand the crime footprint of the area, including anti-social behaviour trends. I am making this statement in relation to the license extension request made by McDonald's, 48 LEICESTER SQUARE, London WC2H 7LU. As I understand it the restaurant seeks to extend trading hours between Monday-Sunday from the current time of 03:00hrs to the new time of 05:00hrs indefinitely. I am making the recommendation that the extension be opposed, the reasons for which I set out below which are based on my professional opinion and experience.

Part of my job as a Dedicated Ward Officer is to ensure that crime is prevented as far as possible. Much of this work involves developing design-out crime opportunities and working with businesses to support them in implementing them. LEICESTER SQUARE is a busy an iconic tourist destination in the heart of our capital. Due to the high daily footfall it is paramount that it remains a safe and welcoming space for all visitors. The extended trading hours requested by McDonald's will predominantly be to service individuals who have stayed out late to enjoy the West Ends night time economy. These individuals will undoubtedly be intoxicated and seeking late-night sustenance. It is my understanding that, as is true with other McDonald's restaurants which stay open for the above mentioned reason, that no seating is available inside at this time and customers are encouraged to purchase food and then exit immediately. However, due to the nature of the LEICESTER SQUARE with its perimeter seating area, I anticipate this will encourage more individuals to remain in the square to eat their food. Having conducted night duty patrols in the square on many occasions, I have seen such behaviour occur and been involved in disrupting alcohol-fuelled aggression, disagreements and quarrels.

Crime is not random: it converges in time and space where opportunities arise. I strongly believe that if McDonald's remains open for two further hours until 05:00hrs, this will encourage more intoxicated individuals into the square and encourage them to hang around for longer when they may have previously gone home. I anticipate increased crowds of frolicking and noisy individuals will disturb the area for nearby residents and likely leave more litter and other mess to be cleared up. I predict that congregating individuals, who have consumed alcohol, will cause an increase in the crime rate for the area.

The West End has experienced a rise in robberies over the past twelve (12) months. Compared with 2018, the figures have more than doubled, when looking at a month-by-month comparison. These robberies are predominantly occurring between the hours of 23:00hrs and 04:00hrs and often in areas where people are queuing or congregating to attend a night-time economy venue (as per MET recorded crime figures). Offenders

Signature: [Signature] 2018AW..... Signature witnessed by:

2006/07(1): MG 11(T)

RESTRICTED (when complete)

Continuation of Statement of Lara SHARP

mainly target intoxicated victims with threats which force them to hand over money or other expensive items, like watches or phones. If McDonald's remains open this will provide more opportunity for these offences to take place and a relative playground for would-be offenders. Particularly as there are some dark corners of the square and many egress points for delinquents to make good their escape.

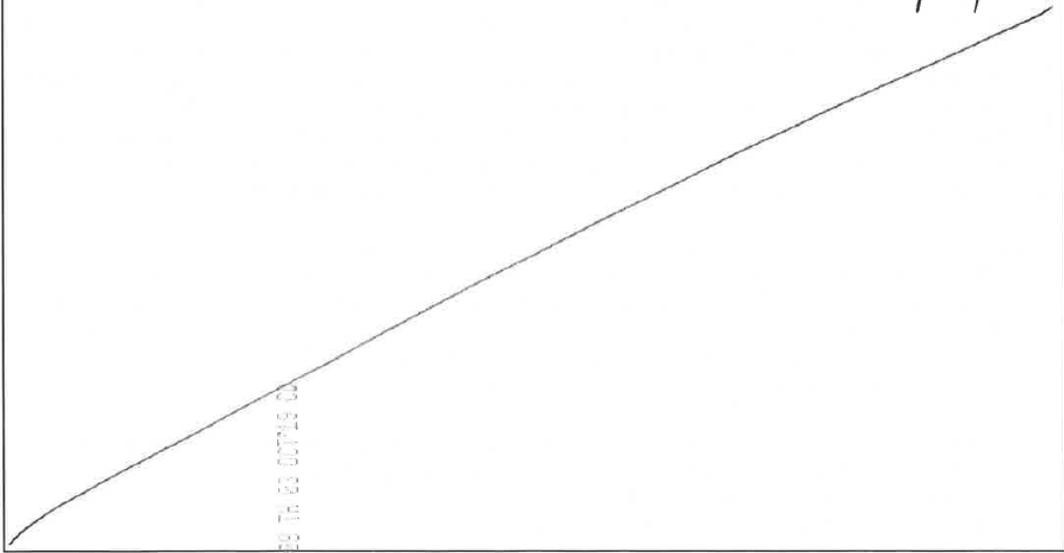
The majority of licensed premises in LEICESTER SQUARE close at 12:00hrs. I believe it is unnecessary for McDonald's to remain open for two (2) further hours as this will encourage people to enter or re-enter LEICESTER SQUARE when they may have left already. McDonald's is already able to service late-night customers until 03:00hrs. It could be argued that it already encourages people to remain in the square into the early hours of the morning: between 12:00hrs and 03:00hrs, when robbery is at its highest.

Additionally, not only is this license extension highly likely to inadvertently produce more crime, it would also be the product of an increase in anti-social behaviour. LEICESTER SQUARE and the surrounding environment is tended to by Westminster City Council (WCC) and The Heart of London Business Alliance (HOLBA) who have a shared and vested interest in the area and those who visit it. The good upkeep of the square is paramount to the pleasant look and feel of the place. Evidently more people would enter the square to purchase food and soft beverages and thus will cause an increase in litter in the square discarded by careless intoxicated customers. This in turn will increase the workload for the above partner agencies, and the police.

In summation, I oppose this license extension because, in my professional opinion, I do not believe it will bring a positive contribution to the area. Crime increases as the density of people increases; thus extending the trading hours of McDonald's will absolutely bring more people into LEICESTER SQUARE at unsociable hours. My job requires me to reduce and prevent crime in my ward at all costs and by opposing this license I believe I am taking the appropriate and responsible action required of me as a police officer.

I am willing to take questions on the evidence I have given and present it personally at a hearing, should this be required. This statement was completed at West End Central police station on 03rd October 2019 at 12:05hrs.

L Sharp 2018AW



Signature: *L Sharp 2018AW* Signature witnessed by: _____



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

Schedule 12
Part A

WARD: St James's
UPRN: 100023431523

Premises licence

Regulation 33, 34

Premises licence number:	16/10259/LIPVM
Original Reference:	13/08191/LIPN

Part 1 – Premises details

Postal address of premises:

McDonald's
Communications House
48 Leicester Square
London
WC2H 7LT

Telephone Number: Not Stated

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment

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

Late Night Refreshment
Monday to Sunday: 23:00 to 03:00
Non-standard Timings: One additional hour to standard timing on the day British Summer Time commences.

The opening hours of the premises:

Monday to Sunday: 05:00 to 03:00

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

N/A

Part 2

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

Capital Arches Group Limited
5th Floor
112 High Holborn,
London
WC1V 6JS

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

10139149

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

Not applicable

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:

Not applicable

Date:

17 February 2017

Signed:

pp



Director - Public Protection and Licensing



Annex 1 – Mandatory conditions

None

Annex 2 – Conditions consistent with the operating Schedule

1. The number of persons accommodated at any one time (excluding staff) shall not exceed:

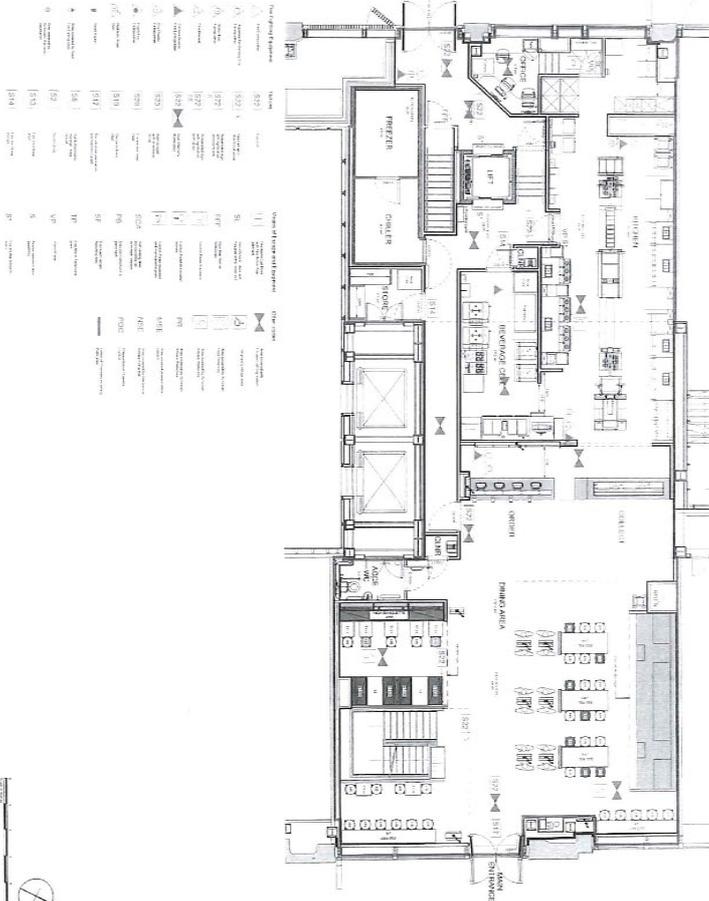
Ground Floor - 220 persons
Basement - 150 persons

With no more than 220 persons at any one time.
2. The premises shall install and maintain a comprehensive CCTV system. All public 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 without any unreasonable delay when requested by Police or authorised officer throughout the preceding 31 day period.
3. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data without any unreasonable delay when requested.
4. 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
5. No drinks shall be served in glass containers at any time.
6. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
7. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
8. Male, female and disabled toilets shall be made available to customers at any time when the premises is open for trading, other than in circumstances where essential maintenance is required.

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

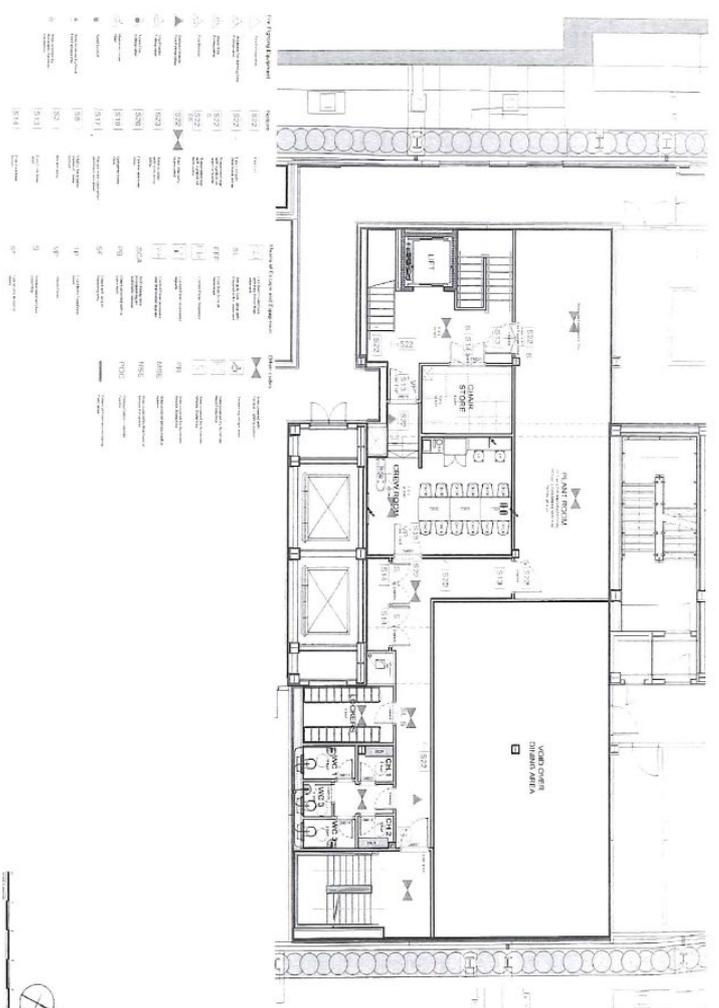
None

Annex 4 – Plans



Non-Model Natural Integrity 2.0





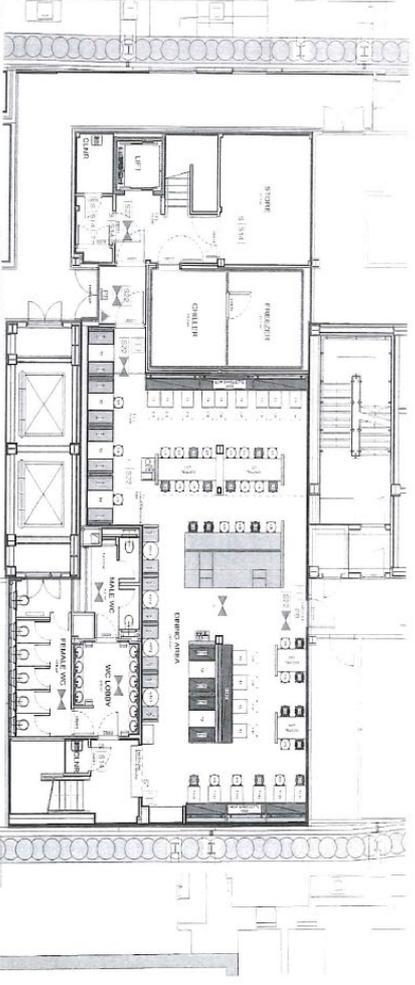
Non-Model Natural Integrity 2.0

Room	Area	Volume
Room 1	100 sqm	1000 m³
Room 2	200 sqm	2000 m³
Room 3	300 sqm	3000 m³

Architectural details and notes.

Legend

Symbol	Description
(Symbol)	Room 101
(Symbol)	Room 102
(Symbol)	Room 103
(Symbol)	Room 104
(Symbol)	Room 105
(Symbol)	Room 106
(Symbol)	Room 107
(Symbol)	Room 108
(Symbol)	Room 109
(Symbol)	Room 110
(Symbol)	Room 111
(Symbol)	Room 112
(Symbol)	Room 113
(Symbol)	Room 114
(Symbol)	Room 115
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(Symbol)	Room 192
(Symbol)	Room 193
(Symbol)	Room 194
(Symbol)	Room 195
(Symbol)	Room 196
(Symbol)	Room 197
(Symbol)	Room 198
(Symbol)	Room 199
(Symbol)	Room 200



Non-Model Natural Integrity 2.0

Room No.	Room Name	Area (sq. ft.)	Volume (cu. ft.)
101	RECEPTION	150	1500
102	WAITING	200	2000
103	OFFICE	100	1000
104	CONFERENCE	120	1200
105	TRAINING	180	1800
106	RESTROOM	50	500
107	STAIRWELL	30	300
108	OFFICE	100	1000
109	CONFERENCE	120	1200
110	TRAINING	180	1800
111	RESTROOM	50	500
112	STAIRWELL	30	300
113	OFFICE	100	1000
114	CONFERENCE	120	1200
115	TRAINING	180	1800
116	RESTROOM	50	500
117	STAIRWELL	30	300
118	OFFICE	100	1000
119	CONFERENCE	120	1200
120	TRAINING	180	1800
121	RESTROOM	50	500
122	STAIRWELL	30	300
123	OFFICE	100	1000
124	CONFERENCE	120	1200
125	TRAINING	180	1800
126	RESTROOM	50	500
127	STAIRWELL	30	300
128	OFFICE	100	1000
129	CONFERENCE	120	1200
130	TRAINING	180	1800
131	RESTROOM	50	500
132	STAIRWELL	30	300
133	OFFICE	100	1000
134	CONFERENCE	120	1200
135	TRAINING	180	1800
136	RESTROOM	50	500
137	STAIRWELL	30	300
138	OFFICE	100	1000
139	CONFERENCE	120	1200
140	TRAINING	180	1800
141	RESTROOM	50	500
142	STAIRWELL	30	300
143	OFFICE	100	1000
144	CONFERENCE	120	1200
145	TRAINING	180	1800
146	RESTROOM	50	500
147	STAIRWELL	30	300
148	OFFICE	100	1000
149	CONFERENCE	120	1200
150	TRAINING	180	1800
151	RESTROOM	50	500
152	STAIRWELL	30	300
153	OFFICE	100	1000
154	CONFERENCE	120	1200
155	TRAINING	180	1800
156	RESTROOM	50	500
157	STAIRWELL	30	300
158	OFFICE	100	1000
159	CONFERENCE	120	1200
160	TRAINING	180	1800
161	RESTROOM	50	500
162	STAIRWELL	30	300
163	OFFICE	100	1000
164	CONFERENCE	120	1200
165	TRAINING	180	1800
166	RESTROOM	50	500
167	STAIRWELL	30	300
168	OFFICE	100	1000
169	CONFERENCE	120	1200
170	TRAINING	180	1800
171	RESTROOM	50	500
172	STAIRWELL	30	300
173	OFFICE	100	1000
174	CONFERENCE	120	1200
175	TRAINING	180	1800
176	RESTROOM	50	500
177	STAIRWELL	30	300
178	OFFICE	100	1000
179	CONFERENCE	120	1200
180	TRAINING	180	1800
181	RESTROOM	50	500
182	STAIRWELL	30	300
183	OFFICE	100	1000
184	CONFERENCE	120	1200
185	TRAINING	180	1800
186	RESTROOM	50	500
187	STAIRWELL	30	300
188	OFFICE	100	1000
189	CONFERENCE	120	1200
190	TRAINING	180	1800
191	RESTROOM	50	500
192	STAIRWELL	30	300
193	OFFICE	100	1000
194	CONFERENCE	120	1200
195	TRAINING	180	1800
196	RESTROOM	50	500
197	STAIRWELL	30	300
198	OFFICE	100	1000
199	CONFERENCE	120	1200
200	TRAINING	180	1800





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

Schedule 12
Part B

WARD: St James's
UPRN: 100023431523

Premises licence
summary

Regulation 33, 34

Premises licence number:

16/10259/LIPVM

Part 1 – Premises details

Postal address of premises:

McDonald's
Communications House
48 Leicester Square
London
WC2H 7LT

Telephone Number: Not Stated

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment

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

Late Night Refreshment

Monday to Sunday:

23:00 to 03:00

Non-standard Timings:

One additional hour to standard timing on the day British Summer Time commences.

The opening hours of the premises:

Monday to Sunday:

05:00 to 03:00

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

Not applicable

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

Capital Arches Group Limited
5th Floor
112 High Holborn,
London
WC1V 6JS

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

10139149

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

Not applicable

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

Restricted

Date:

17 February 2017

Signed:

pp



Director - Public Protection and Licensing

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
13/08191/LIPN	Application for a new premises licence	10 December 2013	Granted under delegated authority
16/04270/LIPVM	Application for a minor variation	16 May 2016	Granted under delegated authority
16/08141/LIPT	Application to transfer the premises licence	16 August 2016	Granted under delegated authority
16/10259/LIPVM	Application for a minor variation	10 December 2016	Granted under delegated authority
18/13812/LITENN	Temporary Event Notice	13 November 2018	Notice granted

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:

None

Annex 2 – Conditions consistent with the operating Schedule

1. The number of persons accommodated at any one time (excluding staff) shall not exceed:
Ground Floor - 220 persons
Basement - 150 persons

With no more than 220 persons at any one time.

2. The premises shall install and maintain a comprehensive CCTV system. All public 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 without any unreasonable delay when requested by Police or authorised officer throughout the preceding 31 day period.
3. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data without any unreasonable delay when requested.
4. 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
5. No drinks shall be served in glass containers at any time.

6. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
7. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
8. Male, female and disabled toilets shall be made available to customers at any time when the premises is open for trading, other than in circumstances where essential maintenance is required.

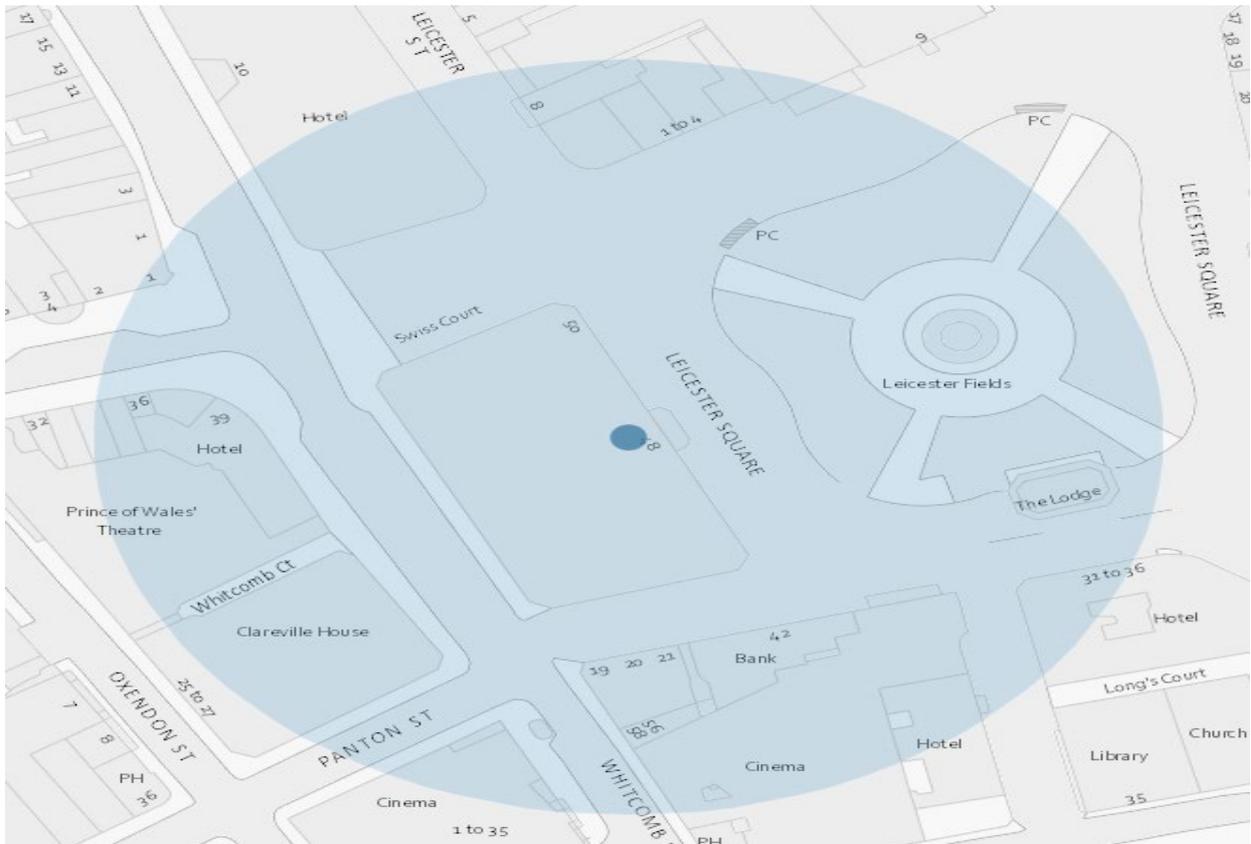
Annex 3 – Conditions attached after a hearing by the licensing authority

None

Conditions proposed by the Metropolitan Police Service so as to form part of the operating schedule

9. 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 and will include the external area immediately outside 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.
10. 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
11. 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:
 - i. all crimes reported to the venue
 - ii. all ejections of patrons
 - iii. any complaints received concerning crime and disorder
 - iv. any incidents of disorder
 - v. any faults in the CCTV system, searching equipment or scanning equipment.
 - vi. any refusal of the sale of alcohol
 - vii. any visit by a relevant authority or emergency service.
12. There shall be a minimum of two SIA licensed door staff on duty during licensable hours from Sunday to Thursday and a minimum of four SIA licensed door staff on duty during licensable hours on Fridays and Saturdays. Security staff shall wear yellow hi viz upper clothing tops and display their SIA licenses at all times.
13. All SIA licensed door staff shall be equipped with and trained in the use of body worn video. BWV recordings shall be retained for 31 days and made available to the Police upon request.

14. There shall be a uniformed toilet attendant on duty in the toilet area during licensable hours, who shall be equipped with a radio or panic alarm.
15. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.
16. All front of house staff shall receive a recognised Conflict Management Training course, prior to working licensable hours. Staff shall sign to the effect they have received this training and records should be made available to the responsible Authorities upon request.
17. As soon as possible, and in any event within one month from the grant of this licence, the premises shall join the local Pubwatch or other local crime reduction scheme approved by the police, and local radio scheme if available.
18. From 0300 – 0500 hours the premises shall operate as a takeaway service only, with no consumption of food on the premises.



Resident Count: 4

Licensed Premises within 75 metres of McDonalds, Communications House, 48 Leicester Square, London, WC2H 7LT				
Licence Number	Trading Name	Address	Premises Type	Time Period
19/09062/LIPDPS	All Bar One	Concession Communications House 48 Leicester Square London WC2H 7LT	Wine bar	Monday to Thursday; 07:00 - 23:30 Friday to Saturday; 07:00 - 00:00 Sunday; 07:00 - 22:50 Sundays before Bank Holidays; 07:00 - 00:00
16/10259/LIPVM	McDonald's	Development Site At 5 Swiss Court And 48 Leicester Square London	Restaurant	Monday to Sunday; 05:00 - 03:00

18/07579/LIPV	Unit 1A 4 Swiss Court, Leicester Square.	Development Site At 5 Swiss Court And 48 Leicester Square London	Restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30 Sundays before Bank Holidays; 12:00 - 00:00
19/07574/LIPDPS	Leicester Square Area	Leicester Square London WC2H 7LE	Park / Open Space	Monday to Sunday; 00:00 - 00:00
16/08044/LIPN	Leicester Square Gardens	Leicester Square London WC2H 7LE	Theatre	Monday to Thursday; 12:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 10:00 - 23:00
18/08316/LIPDPS	Studio 88	Clareville House 47 Whitcomb Street London WC2H 7DH	Night clubs and discos	Monday to Tuesday; 09:00 - 01:30 Wednesday; 09:00 - 03:30 Thursday to Saturday; 09:00 - 02:30 Sunday; 12:00 - 00:00
18/09315/LIPN	Studio 88 (Shadow Licence)	Sub-Basement, Basement Part And Ground Floor Part Clareville House 47 Whitcomb Street London WC2H 7DH	Miscellaneous	Monday to Tuesday; 09:00 - 01:30 Wednesday; 09:00 - 02:30 Thursday to Saturday; 09:00 - 03:30 Sunday; 12:00 - 00:00
06/05390/WCCMAP	Leicester Square Gardens	Open Space At Leicester Square London WC2H 7LE	Park / Open Space	Monday to Saturday; 07:30 - 22:30 Sunday; 08:00 - 22:30

19/00064/LIPDPS	Thistle Piccadilly Hotel	39 Coventry Street London W1D 6BZ	Hotel, 4+ star or major chain	Monday to Saturday; 10:00 - 00:30 Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 00:00 Sunday; 12:00 - 23:00
18/08099/LIPDPS	Busaba	32 - 34 Panton Street London SW1Y 4EA	Night clubs and discos	Friday to Saturday; 10:00 - 01:00 Sunday to Thursday; 10:00 - 00:30
18/11484/LIPDPS	Hotel Indigo	1-4 Leicester Square London WC2H 7NA	Hotel, 3 star or under	Monday to Sunday; 00:00 - 00:00
15/02410/LIPT	One London	Third Floor To Fifth Floor 1-4 Leicester Square London WC2H 7NA	Night clubs and discos	Monday to Sunday; 00:00 - 00:00
14/11478/LIDPSR	The Penthouse London	Sixth Floor To Eighth Floor 1-4 Leicester Square London WC2H 7NA	Night clubs and discos	Monday to Saturday; 09:00 - 03:30 Sunday; 09:00 - 01:00
17/08333/LIPDPS	Prince Of Wales Theatre	31 Coventry Street London W1D 6AS	Theatre	Monday to Sunday; 09:00 - 00:00