

Licensing Sub-Committee Report

Item No:	
Date:	18 June 2020
Licensing Ref No:	20/03534/LIPN - New Premises Licence
Title of Report:	Marriot Hotel 84 - 86 Duke Street London W1K 6JP
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Jessica Donovan
Contact details	Telephone: 020 7641 6500 Email: Jdonovan@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	20 April 2020		
Applicant:	Lomar Hotel Company Limited		
Premises:	The London Marriot Hotel		
Premises address:	Marriot Hotel 84 - 86 Duke Street London W1K 6JP	Ward:	West End
		Cumulative Impact Area:	None
Premises description:	This is an application for a new premises licence which currently operates as a hotel.		
Premises licence history:	<p>The premises have had the benefit of two premises licences from 2005 for the following areas:</p> <ul style="list-style-type: none"> • The London Marriot Hotel • The London Marriot Hotel Pre-function Rooms <p>The applicant is seeking to combine their two existing premises licences. Subject to the grant of this application the existing premises licences will subsequently be surrendered.</p> <p>The applicant is also seeking permission to provide Late Night Refreshment on Sundays which is not currently permitted on the two licences.</p> <p>A copy of the premises licences can be found at Appendix 4.</p>		
Applicant submissions:	There are no submissions from the applicant.		

1-B Proposed licensable activities and hours							
Films				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
Seasonal variations/ Non-standard timings:		Guests of the hotel and their bona fides guests - Unrestricted.					

Live Music				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	23:00
Seasonal variations/ Non-standard timings:		Guests of the hotel and their bona fides guests - Unrestricted.					

Recorded Music				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
Seasonal variations/ Non-standard timings:		Guests of the hotel and their bona fides guests - Unrestricted.					

Performance of Dance				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	23:00
Seasonal variations/ Non-standard timings:		Guests of the hotel and their bona fides guests - Unrestricted.					

Anything of a similar description to that falling with (e), (f) or (g)				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	23:00
Seasonal variations/ Non-standard timings:		Guests of the hotel and their bona fides guests - Unrestricted.					

Late Night Refreshment				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	03:30	03:30	03:30	03:30	03:30	03:30	00:30
Seasonal variations/ Non-standard timings:		Guests of the hotel and their bona fides guests - Unrestricted.					

Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	00:00
Seasonal variations/ Non-standard timings:		Guests of the hotel and their bona fides guests - Unrestricted.					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
Seasonal variations/ Non-standard timings:		N/A					

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Service
Representative:	Ian Watson
Received:	18 May 2020

I refer to the application for a New Premises Licence for the above premises.

The applicant has submitted floor plans of the premises.

This representation is based on the plans and operating schedule submitted.

The applicant is seeking the following

1. To provide for the Supply of Alcohol 'On' and 'Off' the premises Monday to Saturday between 10.00 and 03.00 hours and Sunday between 12.00 to 00.00 hours. Unrestricted for hotel residents.
2. To provide Late Night Refreshment 'Indoors' and 'Outdoors' Monday to Saturday between 23.00 and 03.30 hours. Unrestricted for hotel residents.
3. To provide regulated entertainment comprising
 - Films (Indoors) Unrestricted
 - Live Music (Indoors and Outdoors)
 - Recorded Music (Indoors and Outdoors) Unrestricted
 - Performance of Dance (Indoors and Outdoors)
 - Anything of a similar description to Live Music, Recorded Music and Performance of Dance (Indoors and Outdoors)Monday to Saturday between 09.00 and 03.00 hours and Sunday between 09.00 to 23.00 hours.

I wish to make the following representation

1. The hours requested for the Supply of Alcohol will have the likely effect of causing an increase in Public Nuisance within the area.
2. The hours requested to permit the provision of late night refreshment will have the likely effect of causing an increase in Public Nuisance and impact on Public Safety within the area.
3. The hours requested to permit the provision of regulated entertainment will have the likely effect of causing an increase in Public Nuisance within the area.

The applicant has stated that this new application is to combine two existing premises Licences for the premises with similar conditions.

A check on the premise's history indicates noise complaints relating to the operation of the premises and additional conditions may be required. **A copy of the noise history can be seen at Appendix 3**

Should you wish to discuss the matter further please do not hesitate to contact me.

2-B Other Persons			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	08 May 2020		
<p>The Marriott Hotel have always been very poor neighbours in terms of noise and general nuisance. They have glass collections in the early hours of the morning, waking nearby residents, the staff smoke and make loud phone calls outside [REDACTED] and use the lightwells as ashtrays. They also do not engage in community events. Given all the above I do not believe they can be trusted to conduct themselves with any sensitivity to their neighbours.</p>			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	15 May 2020		
<p>When is the social distancing vital to public health most likely to break down? From midnight to 3am, after prolonged hours of alcohol consumption, by unrestricted numbers. Who will protect the police from exposure to infection when breaking up unruly groups? One questions why the Marriott group considers it acceptable to put in such an application at this time, when its legitimate implementation is not remotely foreseeable. The local consensus: they hope to 'sneak it in' while proper review and consultation is difficult. There can be no excuse for burdening Councillors and hardworking Officers of Council to confer over an application currently so spurious. Present official advice is that there may not be conditions for its implementation, if successful, for several years; and Council might wish to reserve the right to consider such an application when such conditions become more clear. I have been contacted by concerned residents - their views below: "Residents have noise problems with Marriott events and deliveries. They are Licensed for entertainment and alcohol on the hotel forecourt. Local acoustics cause even non-amplified music on forecourt to amplify around the local streets, with bands of drummers and wedding bands on the forecourt and local streets. Acute noise problems with deliveries and collections from events very late at night. Neither the hotel events managers nor on-site hotel management keep the noise down. Licence conditions should include "entertainment, music and noise on hotel forecourt must not be audible 1 metre from any vulnerable property". Hotel staff use outside [REDACTED] for smoking; light wells as ashtrays; loud conversations at night. Recycling bins contaminated; bottles/glass removed at 2am; taxi rank is not managed, with taxis idling outside [REDACTED] at night." This on all counts is unacceptable.</p>			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	07 May 2020		
<p>My initial objections are to the continuation of any Licence for entertainment on the private forecourt, as this has been causing noise nuisance to residents in the local area. The noise</p>			

travels right round [REDACTED] as well as to the residential properties [REDACTED]. Management staff at the hotel are apparently not empowered to reduce the noise being made on the private forecourt. The music provided by groups of musicians for events, or by a band of drummers for all the Drum Awards events, is amplified 'naturally' by the local built environment over a considerable distance. This is not an appropriate location for outdoor music or drumming noise.

There should not be any extension of licensing hours, nor any increase in the numbers of people who can drink alcohol until 3am, in order to protect residents from late night noise.

If this Licence application is granted as it stands, it will allow noise nuisance from non-amplified entertainment/music to residents in the area surrounding the hotel. Both music and the drumming band for the Drum Awards have been causing noise nuisance for residents up to several streets away. The noise bounces off buildings close to the hotel. This amplifies the noise affecting at least five blocks of flats as well as residents of properties closer to the hotel [REDACTED]. Current Licence conditions state that amplified music or singing should not be audible 1 metre outside any residential property. There is no restriction on NON-amplified music or singing at nuisance levels. The drumming on the Marriott forecourt is not amplified. The other musicians and groups are not always amplified. But the noise they make is louder than much amplified music.

Some weddings at the Marriott involved bands of musicians playing around the local streets, unamplified. This also echoes and amplifies around the area.

Therefore I am objecting to the grant of this licence.

Name:		[REDACTED]	
Address and/or Residents Association		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	13 May 2020		
<p>The Marriott Hotel is opposite [REDACTED], [REDACTED] a wider residential area. This is a mixed community, workers, elderly, disabled, some key workers, families with young children. [REDACTED]. This is very narrow area and sound echoes around and around it. Guests using the hotel take a route through this area to access Oxford Street, Bond Street Station, which when Crossrail opens will increase the footfall hugely. Cars waiting to pick up guests at the Hotel during unsociable hours will cause a certain amount of disturbance as will the calls for taxis. The hotel does not have any parking facilities so the surrounding streets are the only option. An increase in the Licensing hours is going to make existing problems worse and create new ones causing extra disturbance to residents who need to get up early for work or other reasons. It is on these grounds that I object very strongly to the application being granted.</p> <p>I have made an objection to the change in licensing at the Marriot Hotel but cannot see that this has gone through your system. So I shall repeat. [REDACTED]. This block is within a larger community and all will be affected by the increase in noise and possible anti-social behaviour at very social hour. [REDACTED]. George Yard is a very narrow area and noise from cars and, taxis and mobile phones, echo and re-echo around this area. The Hotel has no parking facilities therefore surrounding streets will also suffer extra disruption.</p>			
Name:		[REDACTED]	

Address and/or Residents Association	[REDACTED] [REDACTED] [REDACTED] [REDACTED]
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Status:	Valid	In support or opposed:	Opposed
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Received:	14 May 2020
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I would like to object to the licence application from the Marriott Hotel on Duke St, Mayfair. [REDACTED] and they have been nothing but ignorant of our proximity to each other.

They constantly ignore requests and complaints by neighbours regarding excessive noise both day and night.

I am objecting to the Marriott Hotel having a late night licence as the amount of drunken people coming out from there as it is most unwelcome.

I do not want this application granted. Not now, not ever.

Name:	[REDACTED]
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Address and/or Residents Association	[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]
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Status:	Valid	In support or opposed:	Opposed
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Received:	12 May 2020
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On the face of it this appears to be a straightforward surrender of two licences and their replacement by a single one which of course is unexceptional. However it would appear that not all conditions in the existing licences have been carried forward into the new licence. Taking licence 13/03942 for example conditions 14,15,21 and 22 fit into that category. 14 is of extreme importance. In our view all these conditions should appear in the new licence.

In addition other conditions which are now normally found in licences eg loading /unloading restrictions and emanation of noise might be considered for inclusion in the new licence.

The RSMSJ wishes to support local residents making objections.

Name:	[REDACTED]
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Address and/or Residents Association	[REDACTED] [REDACTED] [REDACTED] [REDACTED]
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Status:	Valid	In support or opposed:	Opposed
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Received:	24 April 2020
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[REDACTED] 17 years ago the hotel was run as a hotel not an Events venue. Over the past 5 years the noise and disruption from the hotel has become unbearable. Of course I understand in a hotel there will always be a certain amount of noise around festive periods, weddings ect. But the Marriot now seem to run the hotel almost like a night club venue with parties several times a week.

Lately it seems the clients who hire out the venue for their function are bringing in their own catering and sound equipment into the hotel during the day , then at night when the function has finished it is loaded out. This equipment is van loads of catering tins, furniture and sound and

huge sound systems.

These huge lorries and vans [REDACTED] move to the front of the hotel and start loading up until the early hours of the morning. The casual staff and staff of the hotel then exit out of the back of the hotel noisily with no concern for anyone. There is never a door person or security to tell them to be quiet. The noise of the music can also be heard coming from the venue. The base resonates and thuds away until it is turned off.

On many occasions the Westminster noise team have been called by myself and other neighbours to complain about these disturbances. The hotel management seem to have no concern for the residents at all. I have spoken to Mr Pask, the general manager on several occasions but the situation gets worse. I have often been told by the managers of the Hotel that they are running a business and there is little that can be done. I work full time and my business as a costume supervisor is just as important as The Marriot Hotel.

I have attached several images to illustrate my concern. It looks as if in the new licence application that the hours are to be extended until 3pm, 7 days a week.

Could you please take into consideration the hundreds of working class people like myself [REDACTED]

I notice hotels such as Claridge's and The Connaught do not have issues like this. I strongly object to this licence going forward. I would appreciate a conversation with someone from Westminster licensing team and the residents association of the [REDACTED] and myself to take place at some point.

I do realise we are working class people but it would be wonderful as Westminster residents if we had a voice in this matter. These issues have really affected my health over the past few years, I do hope you take into consideration my concerns.

Over the past 5 years the Marriot has used the venue as a more of a night club / party venue holding several busy parties several times a week. This would be fine if it were not for the clients who bring in their own catering vans and even lorries, sound equipment, and furniture. After 1am in the morning these vans [REDACTED] are loaded up, the noise of catering and sound equipment being loaded up till sometimes 3am in the morning is horrendous. The Westminster noise team have been contacted on numerous occasions. Groups of drivers and casual staff leave the building noisily and gather in groups chatting and smoking. This is never regulated by a door man or security staff. I have photos to back up my case. The general manager should show some respect to working class people. [REDACTED] has been here for over 100 years. No other hotel in the area holds functions such as this and they all survive in business. If the hotel is granted a licence till 3am it will mean noise 24 hours a day. Please will you consider carefully, it would be super if a meeting could be held with the residents [REDACTED]. I work full time and this has affected my health and well being considerably. There is also a noisy air vent and compressor machine that need dealing with as well. They need to show the working class a bit of respect and not bully us.

Having taken advice on this matter, I would like to submit the following additional points.

The application form does not make it clear (nor even seem to refer to the fact) that a number of very important conditions on the current licences have been deleted from the proposals. The application states that conditions 'have been amended to reflect the current position and remove anomalies'. I was not able to view the proposed conditions until recently as they had not been made available on the Council's website.

Those which have not been replicated are (numbers are as per licence 13/03942/LIPDPS):

14. The type of entertainment to be provided at the premises shall be restricted to dancing and the showing of videos; live entertainment, provided by a maximum of eight performers up to ten dates per annum; DJs up to twenty five dates per annum

15. The entertainment to be provided under this licence shall remain ancillary to the main use of the building as a hotel.

21. There shall be no direct access from the street to any bar.

22. No external advertisement of the Licensed facilities.

As will be clear from my representations previously, the presence of these conditions on the current licences has not proved sufficient to prevent nuisance from a variety of sources connected to events held at the hotel. The absence of these conditions is therefore extremely concerning, particularly as the applicant should be well aware of issues arising from these events. Accordingly, it is extremely concerning that the applicant appears, by omitting these conditions, to be widening the scope of events and licensable activities to the public without any mitigating action or proposals.

It is very difficult from looking at the plans of the premises whether the Licensed areas are changing.

Thank you for reading these additional comments.

Name:		[REDACTED]	
Address and/or Residents Association		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	10 May 2020		
<p>The Marriott Hotel Duke Street is situated in an area that has a large residential population, some of the dwellings look straight out onto the hotel these dwellings consist of residents of all ages consisting of very young to very senior people some of whom are disabled, the residents consist of retired, working and those in education all of who have different sleep and rest requirements. There are dwellings in neighbouring streets where residents who fall into the same categories live, some of these dwellings are on the routes to and from the underground stations, the future Crossrail station and bus routes. Local residents to the hotel are already disturbed at all hours by guests and those working at the hotel gathering outside their abodes and talking loudly into phones, having conversations smoking and often flicking their cigarette stubs into the [REDACTED], this happens in the early hours of the morning as well as at other times, organisers of private events inside the hotel often use outside catering and other such companies that need to load and unload vehicles often causing noise, There will be noise from vehicles dropping off and picking up guests, with a 3am finish there is a high risk of hotel guests walking through the surrounding streets past dwellings until 4am or later. An increase in the licence hours is going to make existing problems worse and create new ones causing extra disturbance to residents who need to get up early for work or other reasons It is on these grounds that I object very strongly to the application being granted.</p>			
Name:		[REDACTED]	
Address and/or Residents Association		[REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	16 May 2020		

I object to this application as a local resident.

I do not support the Marriott Hotel wishing to extend their licence as a local resident, we would have to deal with the knock on effects of this.

Their staff loiter by our recycling bins on [REDACTED] and smoke constantly and leaves mess which becomes annoying. Also I noticed staff for events on weekends will sit and take over [REDACTED] on smoke breaks too.

Name:	[REDACTED]		
Address and/or Residents Association	[REDACTED] [REDACTED] [REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	07 May 2020		

As a local resident, I object to this application.

An extended Licence will seriously affect people trying to rest, relax, and sleep. This is a residential area.

The hotel cannot control people coming out of these events in the midnight hours plus.

It already has regular and very noisy, prolonged events outside of its front entrance that surely breaches the limits of noise pollution.

As it stands this hotel does not respect its neighbours what with its noisy staff who smoke on their breaks outside and the hotel's noisy deliveries.

Name:	[REDACTED]		
Address and/or Residents Association	[REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	06 May 2020		

To whom it may concern,

I would like to lodge an objection in the strongest possible terms to the above premises Licence for the Marriott Hotel on behalf of the [REDACTED]
[REDACTED]

Unlike the other hotels in the immediate vicinity the Marriott shows little or no consideration for its neighbours. The people in [REDACTED] already have to put up with noisy vans coming and going after midnight as they collect equipment from the venue. Whilst we understand that it is a hotel there needs to be a cap on operating hours for the hires/venue side of the business as the hotel [REDACTED].

Surely best practice should be considered for a venue in such close proximity to a [REDACTED] [REDACTED] with normal licensing hours in place. As it is not a nightclub I see no reason why it would request opening hours until 3am. Given that people who are intoxicated do not leave the premises quietly as it is this would be asking to much of local residents who also have the right to a night's sleep as they also have jobs to go to in the morning.

I would further request that no vans or trucks should be working to remove equipment of any kind after the normal 11pm cut of point.

I would ask that you consider this objection carefully on behalf of our long suffering residents.

Name:	[REDACTED]
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Address and/or Residents Association		[REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	08 May 2020		
<p>The Marriott Hotel have always been very poor neighbours in terms of noise and general nuisance. They have glass collections in the early hours of the morning, waking nearby residents, the staff smoke and make loud phone calls outside [REDACTED] and use the lightwells as ashtrays. They also do not engage in community events. Given all the above I do not believe they can be trusted to conduct themselves with any sensitivity to their neighbours.</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>For premises for the supply of alcohol for consumption on the premises:</p> <p>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>For premises for the supply of alcohol for consumption off the premises:</p> <p>Monday to Saturday: 08:00 to 23:00 Sundays: 10:00 to 22:30</p> <p>For premises for the provision of other licensable activities:</p> <p>Monday to Thursday: 09:00 to 23.30 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	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH.
Policy HOT1	<p>Subject to the effect on the promotion of the licensing objectives and other relevant policies in this Statement, premises licences for hotels will generally be granted so that:</p> <p>(a) Alcohol is permitted to be sold at any time to people staying in hotel rooms for consumption on the premises.</p> <p>(b) The hours of serving of alcohol to the general public will be subject to conditions limiting the sale of alcohol after a specified time to those attending pre-booked events held at the hotel,</p> <p>(c) The exhibition of film, in the form of recordings or non-broadcast television programmes to be viewed in hotel bedrooms, will generally be permitted.</p>
Policy MD1	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, Marriages and Civil Partnerships, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

5. Appendices

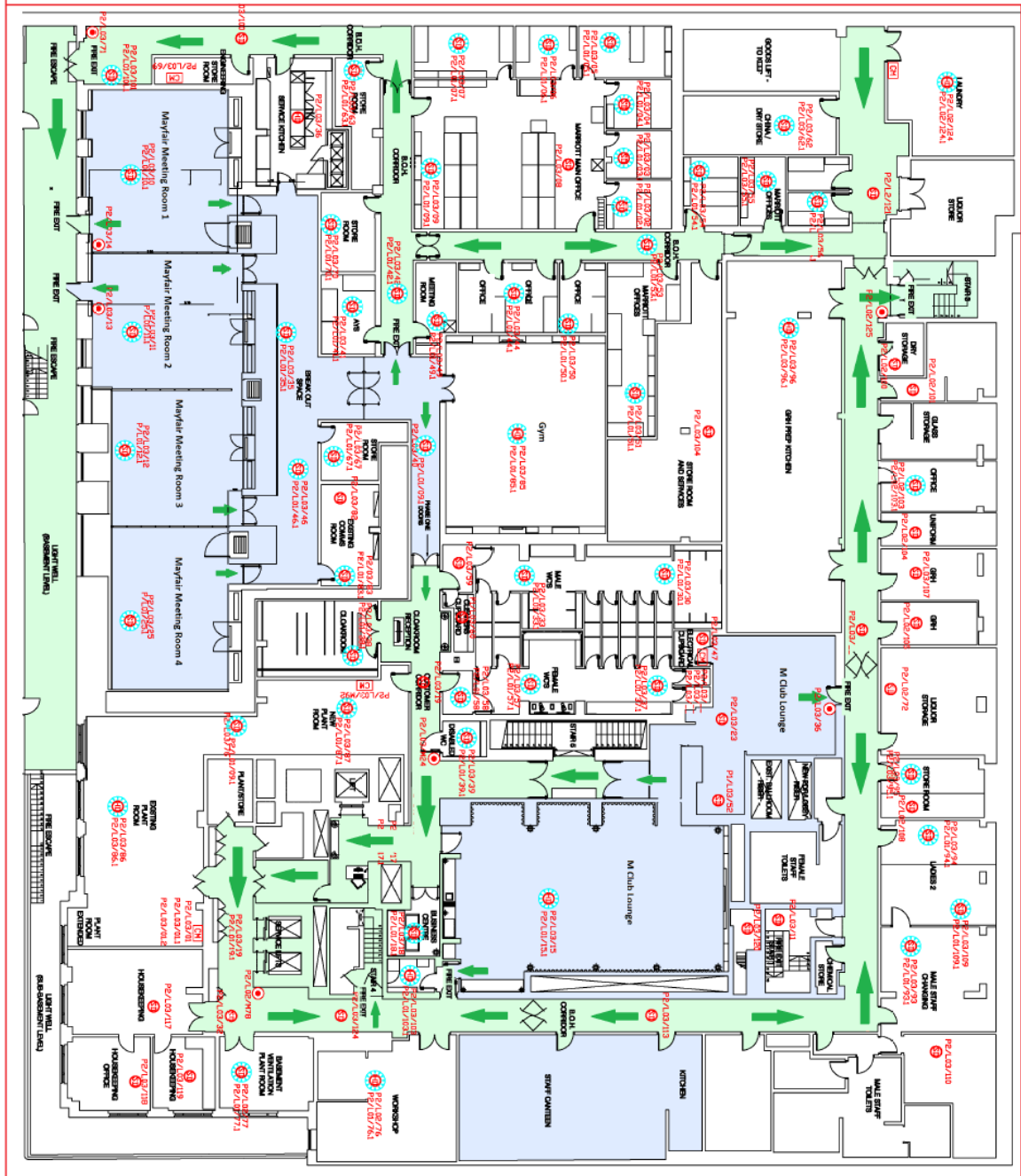
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Noise history of the premises
Appendix 4	Premises Licences and Premises history
Appendix 5	Proposed conditions
Appendix 6	Residential map and list of premises in the vicinity

Report author:	Jessica Donovan
Contact:	Telephone: 020 7641 6500 Email: Jdonovan@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.

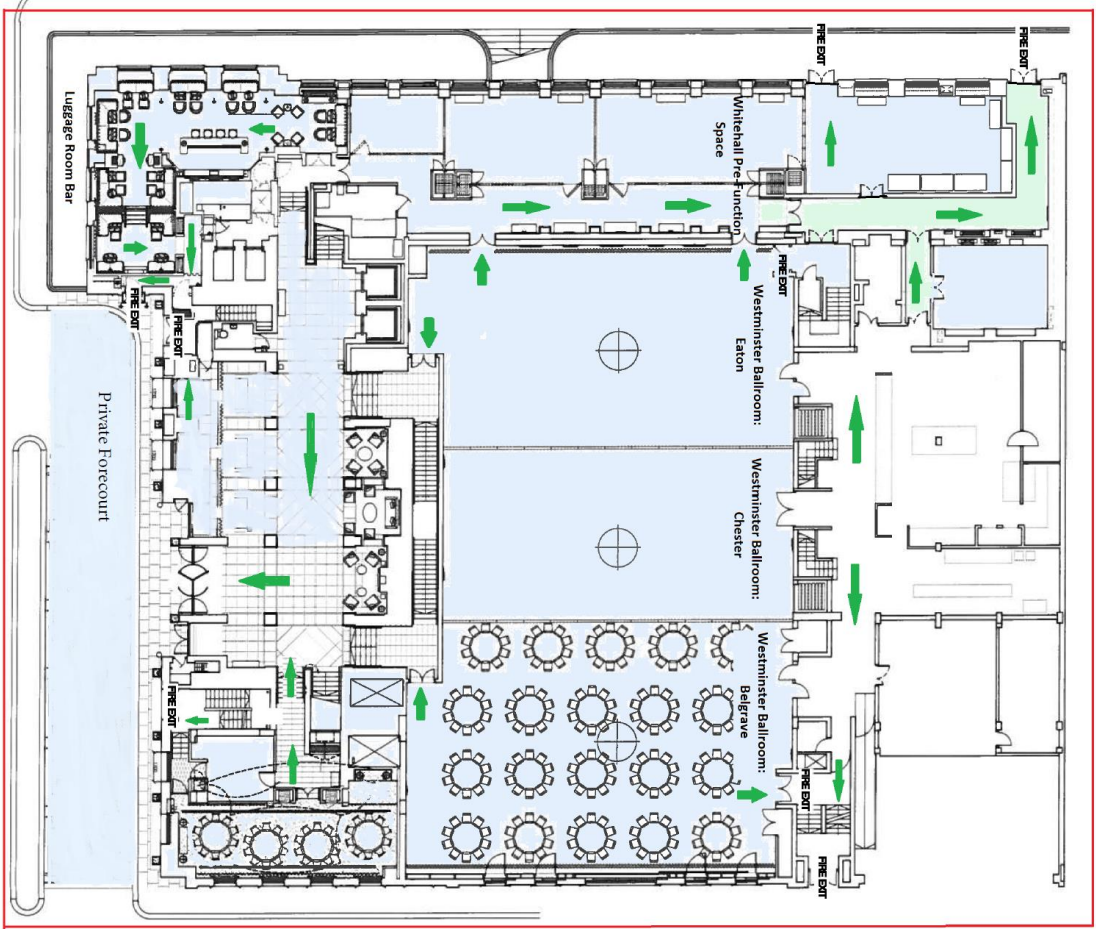
Background Documents – Local Government (Access to Information) Act 1972

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Environmental Health Representation	18 May 2020
5	Resident Representation 1	08 May 2020
6	Resident Representation 2	15 May 2020
7	Resident Representation 3	07 May 2020
8	Resident Representation 4	13 May 2020
9	Resident Representation 5	14 May 2020
10	Resident Representation 6	12 May 2020
11	Resident Representation 7	24 April 2020
12	Resident Representation 8	10 May 2020
13	Resident Representation 9	16 May 2020
14	Resident Representation 10	07 May 2020
15	Resident Representation 11	06 May 2020
16	Resident Representation 12	08 May 2020



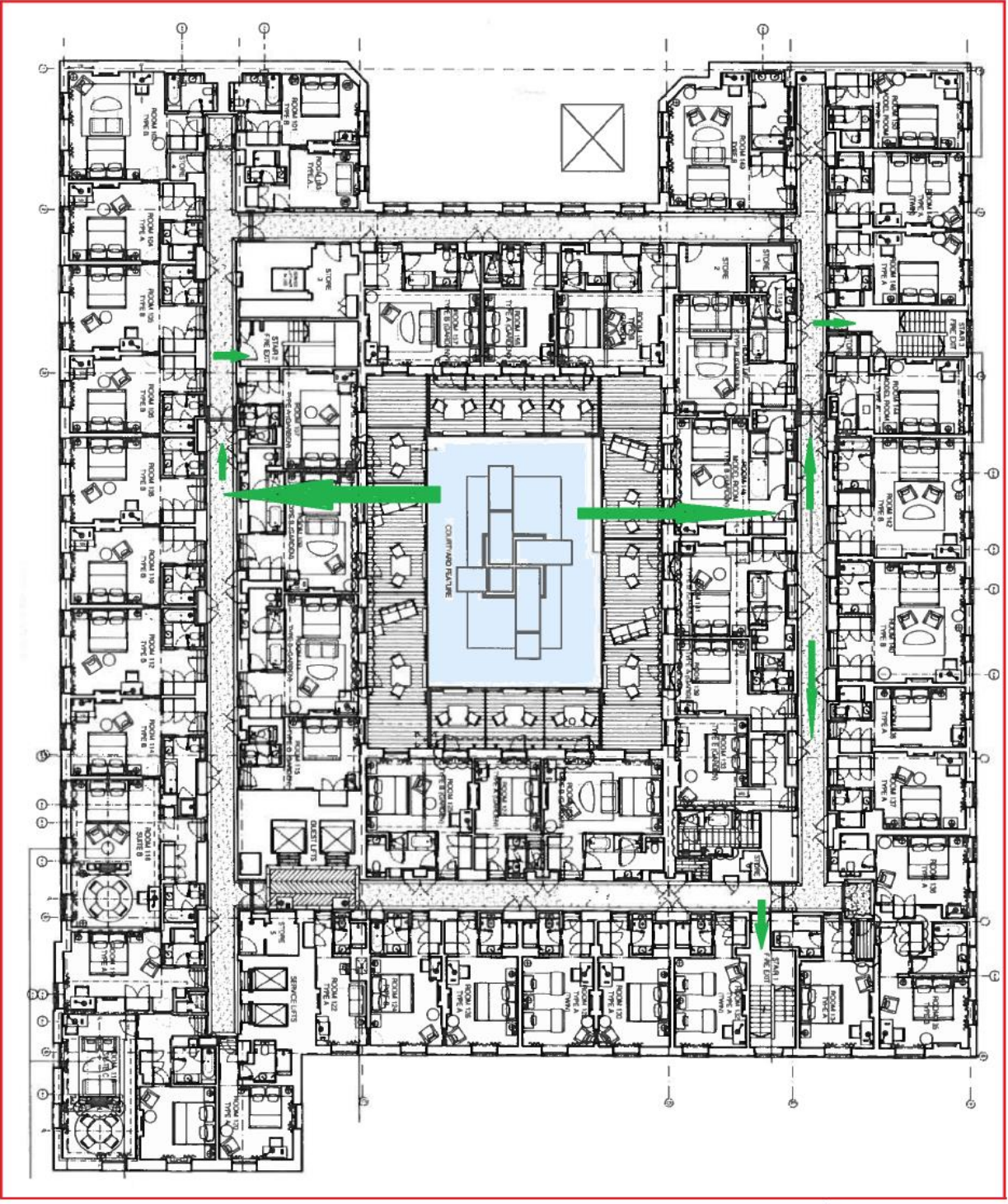
Legend	
	Ambit of the premises
	Regulated Activity
	Fire Exit Route




Basement Level



Legend	
	Ambit of the premises
	Regulated Activity
	Fire Exit Route

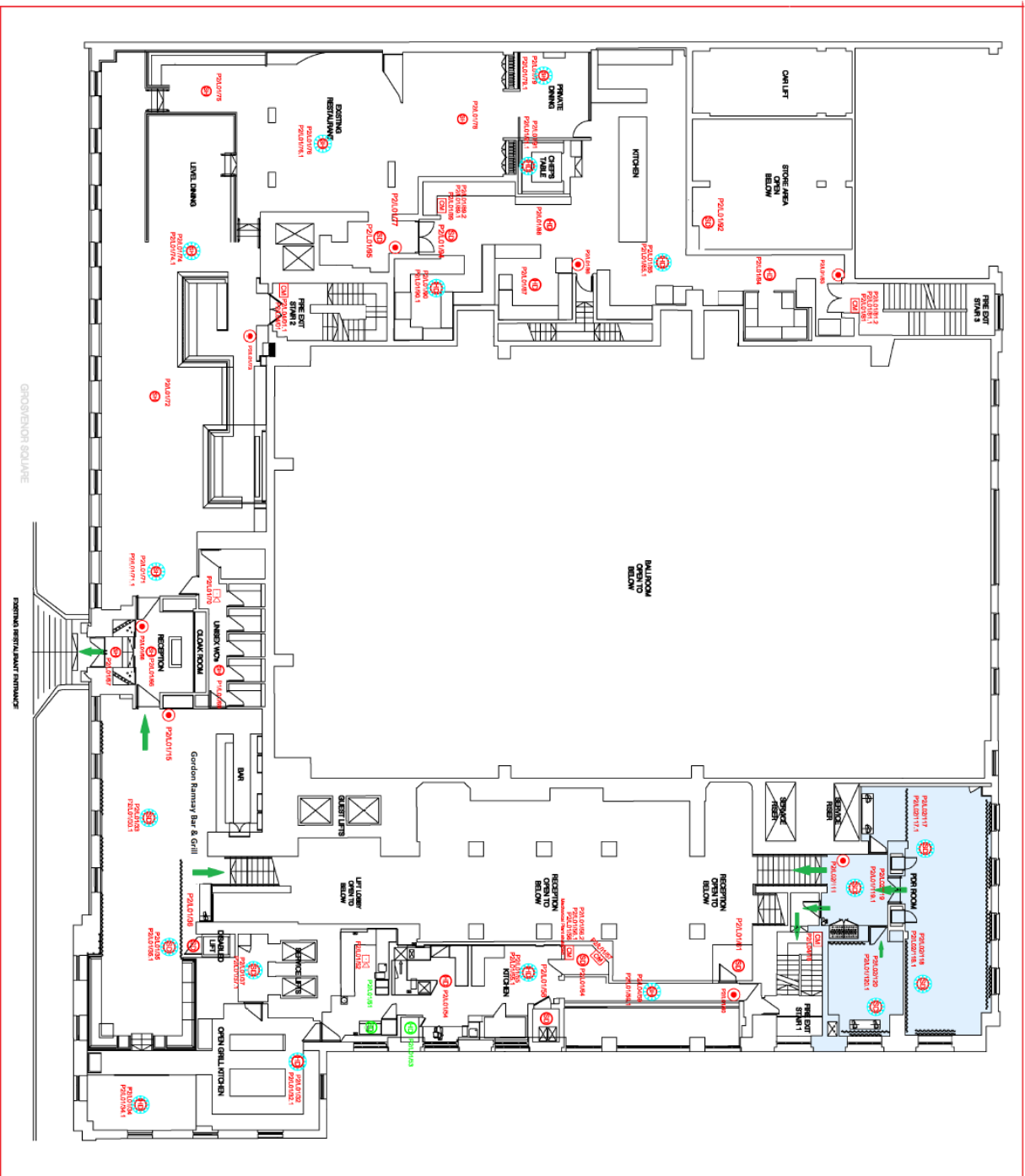
Ground Floor level



Legend	
	Ambit of the premises
	Regulated Activity
	Fire Exit Route

1st Floor level - Roof Garden

Location



Legend	
 	Ambit of the premises
 	Regulated Activity
→	Fire Exit Route

Mezzanine Floor level

Applicant Supporting Documents

Appendix 2

There are no supporting documents from the applicant.

CITY OF WESTMINSTER MEMORANDUM

TO **Licensing Officer**

REFERENCE **20/03534/LIPN**

FROM **EH Consultation Team**
REFERENCE
BEING DEALT WITH BY **Ian Watson (iwatson@westminster.gov.uk)**
TELEPHONE

DATE **2nd June 2020**

The Licensing Act 2003

84 - 86 Duke Street, W1

I refer to the application for a New Premises Licence for the above premises.

The following is a list of alleged nuisance complaints and officer visits to the premises since 2018.

Monday 19th February 2018 @ 23.15 hours. Loud noise coming from the vans of the hotel. They are packing up the vans which usually goes on till late into the night. Ongoing issue with daytime also. Complainant contacted @ 23.50 hours and noise ongoing. Premises visited @ 00.25 hours and two vans in front of hotel and a black Land Rover being loaded with chairs and speakers noisily. About half a dozen men outside, talking. spoke to security and night manager- Clarence advised recommended delivery and loading hours. Day time manager is [REDACTED]. passed to day shift to follow up.

E-mail sent to [REDACTED].

[REDACTED]

18/05587/ENC45 Noise from collection at Marriot Hotel

This service received a noise complaint last night at 23:15 that was subsequently witnessed by a noise officer at 00:25 who observed two vans and a land rover being noisily loaded with speakers and chairs.

Please could your staff management such activities in order to control noise or restrict your deliveries and collections to between 07:00 and 23:00.

Regards

Paul Green
24Hr Noise Team
Westminster City Council

Email from [REDACTED] 14:18

Good Afternoon Paul,

Thank you for contacting us regarding a noise complaint raised during the night. We treat these issues very seriously and have always worked hard to minimise any effect with regards to our neighbours.

I met with [REDACTED], our General Manager, and [REDACTED], our Director of Operations this morning to discuss Sarah Lutaaya's visit. I have also taken the opportunity of copying them both in to your communication.

I am currently examining our CCTV to ascertain who was causing the disturbance. But please be assured that they shall be dealt with very firmly.

Kind regards,

[REDACTED]

Director of Loss Prevention

Monday 30th April 2018 @ 00.24 hours. Loud van loading at the back of the hotel. Complainant contacted @ 00.36 hours and noise ongoing. Premises visited @ 00.45 hours and 4 x transit vans parked to front drive of hotel one with engine running. Fixtures and fittings being carried out with occasional bangs and crashes, talking and did not appear to be direct supervision. Spoke with Asst Manager Mohamed Gomaa for hotel, large wedding function finished at midnight will take another 20 mins to remove materials. Agreed method was to avoid use of side loading bay as this directly opposite flats. Staff carrying out loading are all independent contractors, differ from event to event. advice given about better supervision. rationale of using frontage is understandable but need to keep noise to absolute minimum.

Sunday 6th May 2018 @ 23.47 hours. Lot of noise coming from the hotel - mainly loud voices from the people who are there to pack up the event. Complainant contacted @ 00.03 hours and visit required. Premises visited @ 01.10 hours but noise had ceased.

Sunday 22nd July 2018 @ 03.45 hours. A number of trucks loading. Complainant contacted @ 04.05 hours and noise had stopped.

Tuesday 9th October 2018 @ 19.23 hours. Noise from back bin area. Happens every day between 9 and 10am, they throw glass bottles that make enormous noise. Complainant contacted @ 19.44 hours and no visit required but complaint logged. Hotel telephoned and spoke with Eileen and message left for hotel manager.

Tuesday 30th October 2018 @ 00.15 hours. Noisy loading of vans. Complainant contacted @ 00.45 hours no answer and message left.

Sunday 10th March 2019 @ 23.24 hours. Loud music from hotel. Resident approached hotel who said they have a licence until 02.00 hours. Complainant contacted @ 23.53 hours and

ongoing. Premises visited @ 00.15 hours and no noise witnessed in the area. Complainant did not want any feedback.

Monday 20th May 2019 @ 23.56 hours. Noisy vans loading. Complainant contacted @ 00.30 hours and noise ongoing. Premises visited @ 00.35 hours and arrived on site to find delivery vans loading noisily in the street. Contractors crashing equipment, shouting, laughing and trundling carts across the road, engines running. Hotel security looking on but ineffective until myself and Rod intervened. Then we spoke to Albert Krasniqi - Asst Loss Prevention Manager and Anthony Alo Asst Hotel Manager. They were very apologetic but until we spoke to them they took no action. Furthermore they were not helped by contractors who didn't care less! They did seem quieter when we left and Anthony was handed my card and I asked if the GM could email me about how they will prevent a recurrence. Was a Stat Nuisance but a Notice was not appropriate as they had nearly finished.

From: [REDACTED]

Sent: 21 May 2019 11:40

To: Green, Paul - Commercial: WCC <pgreen1@westminster.gov.uk>

Subject: Noise complaint

Good morning Mr.Green

With regard to the noise complaint that your team investigated last night, I would like to offer my profuse apologies

The event last night was managed by an outside catering company and unfortunately we were not aware of potential noise issues until they occurred as the event came to a close

We take this very seriously and are in contact with the company involved this morning to register our concerns. Unless we get guarantees as to future behaviour and respect for the locality and residents, we will not allow them to use our facilities again

I have just called your contact number however please do not hesitate to call my mobile number (077xxxxxxx) should you wish to discuss further or meet with myself at the hotel

Again, my sincere apologies

[REDACTED] General Manager

Dear [REDACTED]

Environmental Protection Act 1990

REF: 19/20050/ENC45 Marriot Hotel, 84-86 Duke Street, London W1K 6JP

Thank you for contacting me.

Anthony and Albert had quite a challenge on their hands this morning dealing with inconsiderate removal contractors making too much noise, which lead to a valid noise complaint.

I am pleased that you will be contacting the outside catering company and trust that there will not be a recurrence.

Regards

Paul Green MCIEH

Environmental Health Officer (Noise)

Thursday 23rd May 2019 @ 02.53 hours. Unloading a lorry and an awful lot of banging. SMS text sent to complainant @ 03.13 hours. No response to SMS so no visit made.

Sunday 7th July @ 23.01 hours. There is a function taking place at the Marriot Hotel. There are people smoking at the rear of the hotel and a van offloading supplies. The noise from the activities is disturbing residents. SMS sent to complainant @ 23.20 hours and customer called as he needs to escalate this matter as it is nearly happening every night. Noise from loading crates is affecting his sleep. Advised to keep calling the noise service.

Thursday 8th August 2019 @ 18.11 hours. Loud extractor fan from the hotel. SMS text sent @ 18.31 hours. No response to SMS so no visit made.

Thursday 8th August @ 19.04 hours. Loud noise from air vent. Complainant contacted @ 20.30 hours and advised I had visited earlier. Agreed it was noisy but a visit during night-time hours was advisable. Complainant happy to be called later to monitor noise. Visit made on 9th September and fan was noisy, hotel contacted to advise of noise complaint.

Dear Mr Green,

I hope my email finds you well this afternoon.

Following your teams visit on Friday and personal follow up this morning regarding the noise issue, we are now in a position to provide an update. We had to work with our partners at [REDACTED] and outside contractors to find a solution.

We have identified the noise to be coming from a fan in the cooling system for the Lucky Cat Restaurant HVAC system. Following liaison, we will be resolving the issue by having a timer installed on this fan to switch off overnight when the restaurant is closed and the HVAC system is not needed for the restaurant. This timer will be installed by the end of this week.

In the meantime, our partners at [REDACTED] will be manually switching off the Fan overnight to ensure the noise issues do not persist.

Please do let myself or Kevin know if we can provide any further assistance.

Kind Regards

[REDACTED]

[REDACTED]

Visit on night shift and fan was off. Met Loss preventions officer who said a timer was being fitted. Updated customer.

Thursday 22nd August 2019 @ 00.30 hours. Loud air vent, which was turned off since last reported last week. Visit made @ 00.53 hours and went to bedroom in c property. Could hear a low extractor fan noise but not a statutory nuisance but complainant struggling to sleep. Spoke to [REDACTED], managers at the hotel. Extractor belongs to Gordon Ramsey restaurant inside the hotel. Need to contact [REDACTED] to resolve this. Long term solution required. Planning consent for extractor unknown.

[REDACTED]

19/32899/ENC45 Noise Complaint from Air Handling Plant Marriot Hotel, Duke Street, London W1

We received another noise complaint on 22 August at 00:53 concerning the Lucky Cat Restaurant HVAC and my colleagues visited the hotel.

Thankfully, the plant was off last night, but can you give your assurances that the plant will not be operating during unsocial hours.

Regards

Paul

From: Green, Paul - Commercial: WCC <pgreen1@westminster.gov.uk>

Sent: 09 August 2019 20:19

To: [REDACTED]

Subject: RE: Noise Complaint - 19/31374/ENC45 Noise Nuisance from Air Handling Plant Marriot Hotel, Duke Street, London W1

James, Kevin

If the plant is for A/C, can it be turned off at night?

Regards

Paul Green

From: [REDACTED]

Sent: 09 August 2019 14:33

To: Green, Paul - Commercial: WCC <pgreen1@westminster.gov.uk>

Subject: RE: Noise Complaint - 19/31374/ENC45 Noise Nuisance from Air Handling Plant Marriot Hotel, Duke Street, London W1

Good afternoon Mr. Green

Many thanks for your email

Following the visit by the EH officer last night I would like to assure you that we are already investigating ways to reduce down the noise from the AC units

I am away on annual leave next week, however should your noise EHOs wish to visit the hotel to discuss further we would welcome that opportunity and please could they contact the hotel Director of Operations - [REDACTED] accordingly

Best regards

[REDACTED] General Manager

From: Green, Paul - Commercial: WCC <pgreen1@westminster.gov.uk>

Sent: 09 August 2019 14:09

To: [REDACTED]

Subject: Noise Complaint - 19/31374/ENC45 Noise Nuisance from Air Handling Plant Marriot Hotel, Duke Street, London W1

Dear [REDACTED]

Noise Complaint - 19/31374/ENC45 Noise Nuisance from Air Handling Plant Marriot Hotel, Duke Street, London W1

This service received noise complaints last night from residents in [REDACTED] concerning the new plant in the refuse store.

Officers visited just after midnight and identified a noise nuisance.

Following their visit, I shall be referring this case over to the two Noise EHO's who cover your area. They will be making further investigations and no doubt will be contacting you.

In the meantime, it might be prudent to have your chief engineer examine the plant to see if the noise levels can be reduced.

Regards

Paul Green MCIEH

Environmental Health Officer (Noise)

27 Aug 19 23:11hrs Email from James

Dear Mr Green,

Thank you for your email.

I can confirm that we have been manually turning off the plant causing the noise. Tomorrow, the automatic timer will be installed to have a permanent solution.

Thank you for your direct contact

Kind Regards

██████████

██████████ Director of Operations

Tuesday 17th September 2019 @ 18.41 hours. Crashing, booming heavy drumming. Complainant contacted @ 19.00 hours and visit made @ 19.10 hours and small group of drummers on the forecourt of hotel. Very loud with noise carrying length of the southern section of Duke Street. Spoke with Marriott and requested they stop immediately which was observed.

Wednesday 30th October 2019 @ 19.11 hours. Drummers outside the hotel the manager has now came out and made them stop. She wanted this logging on the system as it is a ongoing and believe the hotel are in breach of their licence conditions.

Tuesday 3rd December 2019 @ 19.08 hours. Drummers playing outside, has happened before and should not be playing near residential property. Complainant contacted @ 19.26 hours and visit made @ 20.10 hours but nothing seen or heard in the area.

Wednesday 4th December 2019 @ 19.00 hours. Group of drummers outside main entrance to hotel, drumming as hard as they can. Complainant contacted @ 19.20 hours and advised noise had stopped. No visit required.

Monday 16th December 2019. Pro-active visit made to hotel by City Inspectors @ 16.10 hours meeting James Taylor, Director of Operations.

Concerns raised about potential breach of conditions and requested to see a log of all events held at the premises for the last year. Details provided and the record suggested the conditions had not been met. Meeting to be arranged with DPS.

Should you wish to discuss the matter further please do not hesitate to contact me.

Ian Watson
Senior Practitioner Environmental Health (Licensing)

The London Marriott Hotel



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

Schedule 12
Part A

WARD: West End
UPRN: 010033533745

Premises licence

Regulation 33, 34

Premises licence
number:

13/03942/LIPDPS

Original Reference:

05/06443/LIPCV

Part 1 – Premises details

Postal address of premises:

The London Marriott Hotel
Marriot Hotel
84-86 Duke Street
London
W1K 6JP

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Provision of facilities for Dancing
Exhibition of a Film
Provision of facilities for making Music
Performance of Live Music
Playing of Recorded Music
Provision of facilities for entertainment of a similar description to making music or dancing
Anything of a similar description to Live Music, Recorded Music or Performance of Dance
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 Dance

Monday to Saturday: 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00(private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Provision of facilities for Dancing

Monday to Saturday: 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Exhibition of a Film

Monday to Sunday: 00:00 to 00:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Provision of facilities for making Music

Monday to Saturday: 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Performance of Live Music

Monday to Saturday: 09:00 to 03:00(private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Playing of Recorded Music

Unrestricted

Provision of facilities for entertainment of a similar description to making music or dancing

Monday to Saturday 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

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

Monday to Saturday 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Late Night Refreshment

Monday to Saturday: 23:00 to 03:30 (private forecourt see condition 36)

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 Saturday: 10:00 to 03:00 (private forecourt see condition 36)
Sunday: 12:00 to 00:00 (private forecourt see condition 36)

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1&2

The opening hours of the premises:

Monday to Sunday: 00:00 to 00:00

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:

Lomar Hotel Company LTD
7 Albemarle Street
London
W1S 4HQ

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

02400561

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

Name: Mr Ian Pask

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: PER00591
Licensing Authority: Huntingdonshire District Council

Date: 9 July 2013

This licence has been authorised by Mr Ola Owojori on behalf of the Operational Director - Premises Management.

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 hold a personal licence.
4. (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;
 - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (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;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
8. The responsible person shall ensure that;
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures;
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

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

9. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be Licensed by the Security Industry Authority.
10. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

Conditions reproducing the effect of conditions subject to which the relevant existing licences have effect.

Conditions relating to regulated entertainment:

11. This licence is subject to all the former Rules of Management for Places of Public Entertainment Licensed by Westminster City Council, in force from 4 September 1998 and incorporating amendments agreed by the Council on 25 October 1999, 30 June 2000, 16 January 2001 and 1 October 2001
12. On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
13. Notwithstanding the provisions of Rule of Management No. 6 the premises may remain open for the purposes of this licence from 11pm on each of the days Monday to Saturday to 3am on the day following.

14. The type of entertainment to be provided at the premises shall be restricted to dancing and the showing of videos; live entertainment, provided by a maximum of eight performers up to ten dates per annum; DJs up to twenty five dates per annum
15. The entertainment to be provided under this licence shall remain ancillary to the main use of the building as a hotel.
16. When the Pre-function area is in use all folding doors/screens must be secured in the folded open position.
17. Room No.2 (Chester Room) shall not be used as a separate function room while Room No. 1 (Eaton Room) is in use under the licence.
18. The number of persons accommodated at any one time (excluding staff) shall not exceed: Used individually
Room No. 1 (Eaton Room) - 350,
Room No.2 (Chester Room) - 250,
Room No. 3 (Belgravia Room) - 400
Room 1 and 2 combined when the screen between them is folded back - 500,
Room 2 and 3 combined when all the screens are folded back - 1,000.
19. The total capacity at any one time shall not exceed 1000
20. When the pre-function area is used independently of the ballroom for marriage ceremonies the accommodation figure shall be set at: 150

Conditions for Sale of Alcohol

21. There shall be no direct access from the street to any bar.
22. No external advertisement of the Licensed facilities.

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

Monday to Saturday

23. (a) Subject to the following paragraphs, the permitted hours on weekdays shall commence at 10.00 (12:00 on Christmas Day and Good Friday) and extend until 03.00 on the morning following, except that -
 - (i) the permitted hours shall end at 00.00 midnight on any day on which music and dancing is not provided after midnight; and
 - (ii) on any day that music and dancing end between 00.00 midnight and 03.00, the permitted hours shall end when the music and dancing end;
- (b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect-
 - (i) with the substitution of references to 04.00 for references to 03.00.
- (c) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
- (d) The permitted hours on New Year's Eve will extend to the start of permitted hours on the following day, or if there are no permitted hours on 1 January, to 00:00 on New Year's Eve.

NOTE - The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the Licensed premises;
- (d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (f) 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;
- (g) the taking of alcohol from the premises by a person residing there;
- (h) 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;
- (i) 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.

24. 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.

25. If any entertainment is provided for children or if an entertainment is provided at which the majority of persons attending are children, then, if the number of children attending

the entertainment exceeds 100, it shall be the duty of the holder of the premises licence (or the holder of the club premises certificate):

- (a) to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate,
- (b) to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and
- (c) to take all other reasonable precautions for the safety of the children.

26. 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

27. Alcohol may be sold or supplied:

- (a) On Sunday 12:00 to 00:00
- (b) On New Year's Eve on Sunday from the end of permitted hours until the start of permitted hours on the following day, or if there are no permitted hours on 1 January, to 00:00 on New Year's Eve.

NOTE - The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first thirty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the Licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (g) 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;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) 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;
- (j) 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.

- 28. Adult film can only be accessed from a guest room by punching in a sequence of numbers to the remote control. There should be a password protection feature for added safety.
- 29. The number of persons to be accommodated at any time (excluding staff) to be stipulated for each of the designated areas.

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

30. Before the new basement function room is open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where the premises layout has changed during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.
31. The new basement function room shall not be used until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.
32. For the avoidance of doubt, the regulated activities and timings shown on Part 1 of this licence (and/or any agreed amendments to the premises licence or the premises licence number) shall apply to the areas shown hatched black on the plans attached to Appendix 4 of that premises licence or any varied licence. For ease of reference, the plans indicate the public areas (hatched black) to which the regulated activities and timings (together with any applicable conditions) apply.
33. No regulated entertainment shall take place on the private forecourt after 21:45 hours.
34. There shall be no more than 4 tables and 8 chairs on the private forecourt.
35. After 23:00 hours the private forecourt shall not be used by patrons and staff for licensable activities.
36. All licensable activities (including associated clearing, cleaning and collection of bottles or glassware) in the front forecourt area shall cease by 23:00 hours.
37. All outside tables and chairs in the front forecourt area shall be brought inside or rendered unusable by 23:00 hours.
38. When the front forecourt area is used solely for customers seated at outside tables and chairs alcohol shall be served by waiter or waitress only and only to persons seated at tables.
39. Regulated entertainment will not start before 10:00 hours and will cease at 21:45 hours.
40. No more than 12 events per annum are to take place on the front forecourt area and notification to the Licensing Authority, Metropolitan Police and Residents Association shall be given 7 days in advance.
41. Amplified music and or speech played on the front forecourt area shall not be audible at any time 1 metre outside residential properties.

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REVISIONS	DATE	BY	CHK
A	15/07/07	MM	MM
B	15/07/07	MM	MM
C	15/07/07	MM	MM
D	15/07/07	MM	MM
E	15/07/07	MM	MM
F	15/07/07	MM	MM
G	15/07/07	MM	MM
H	15/07/07	MM	MM
I	15/07/07	MM	MM
J	15/07/07	MM	MM
K	15/07/07	MM	MM
L	15/07/07	MM	MM
M	15/07/07	MM	MM
N	15/07/07	MM	MM
O	15/07/07	MM	MM
P	15/07/07	MM	MM
Q	15/07/07	MM	MM
R	15/07/07	MM	MM
S	15/07/07	MM	MM
T	15/07/07	MM	MM
U	15/07/07	MM	MM
V	15/07/07	MM	MM
W	15/07/07	MM	MM
X	15/07/07	MM	MM
Y	15/07/07	MM	MM
Z	15/07/07	MM	MM

STAIRS
LICENSING
REF PLAN

15 Grosvenor Square
 London W1G 0PH
 020 7614 1111
 www.bichaman.co.uk

BICHAMAN ASSOCIATES
 ARCHITECTS

PROJECT
GROSVENOR SQUARE HOTEL
LONDON W1

TITLE
LICENSING PLAN
GROUND FLOOR LEVEL

SCALE
 1:200/0/3

DATE
 15/07/07

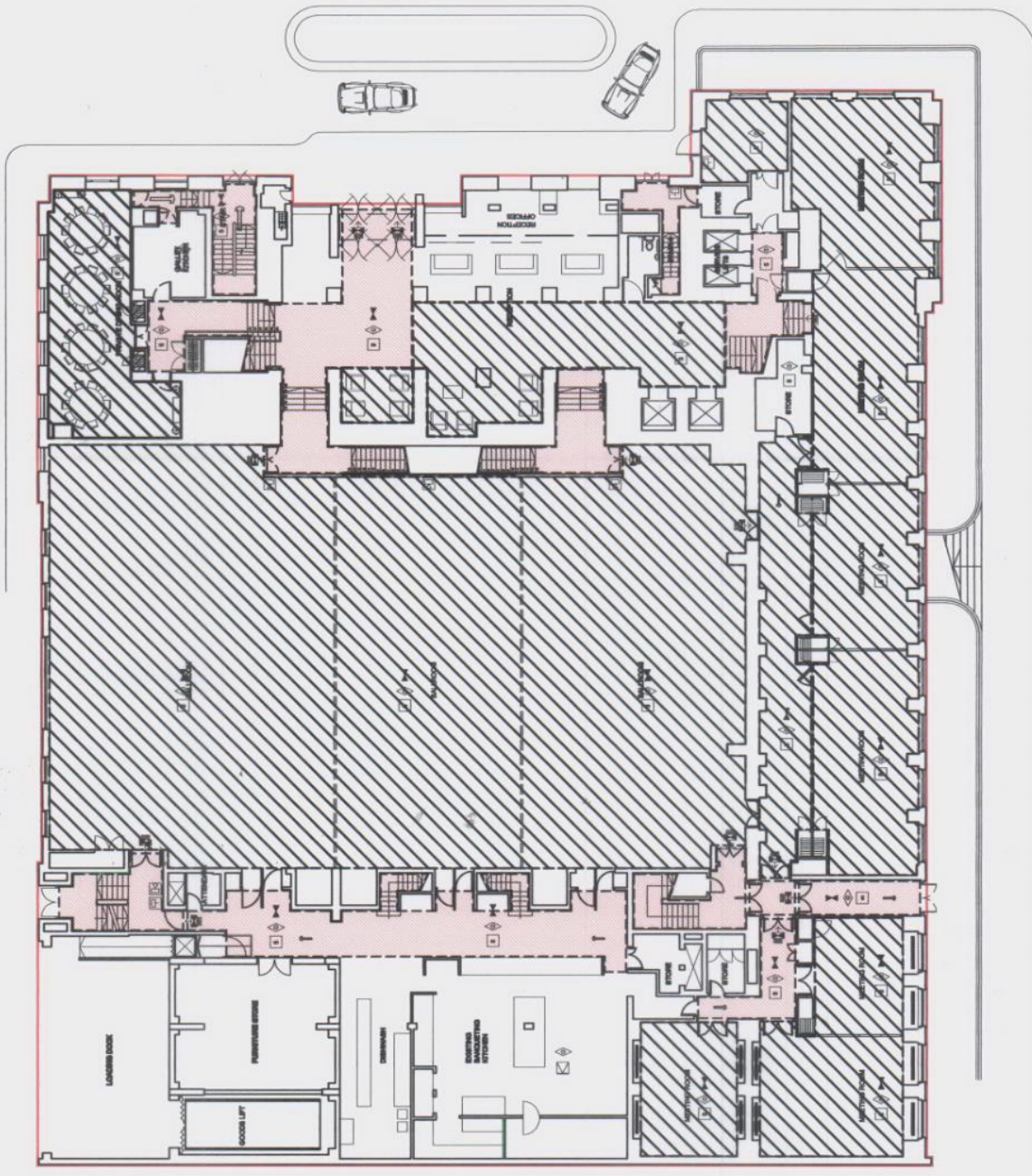
DRAWN
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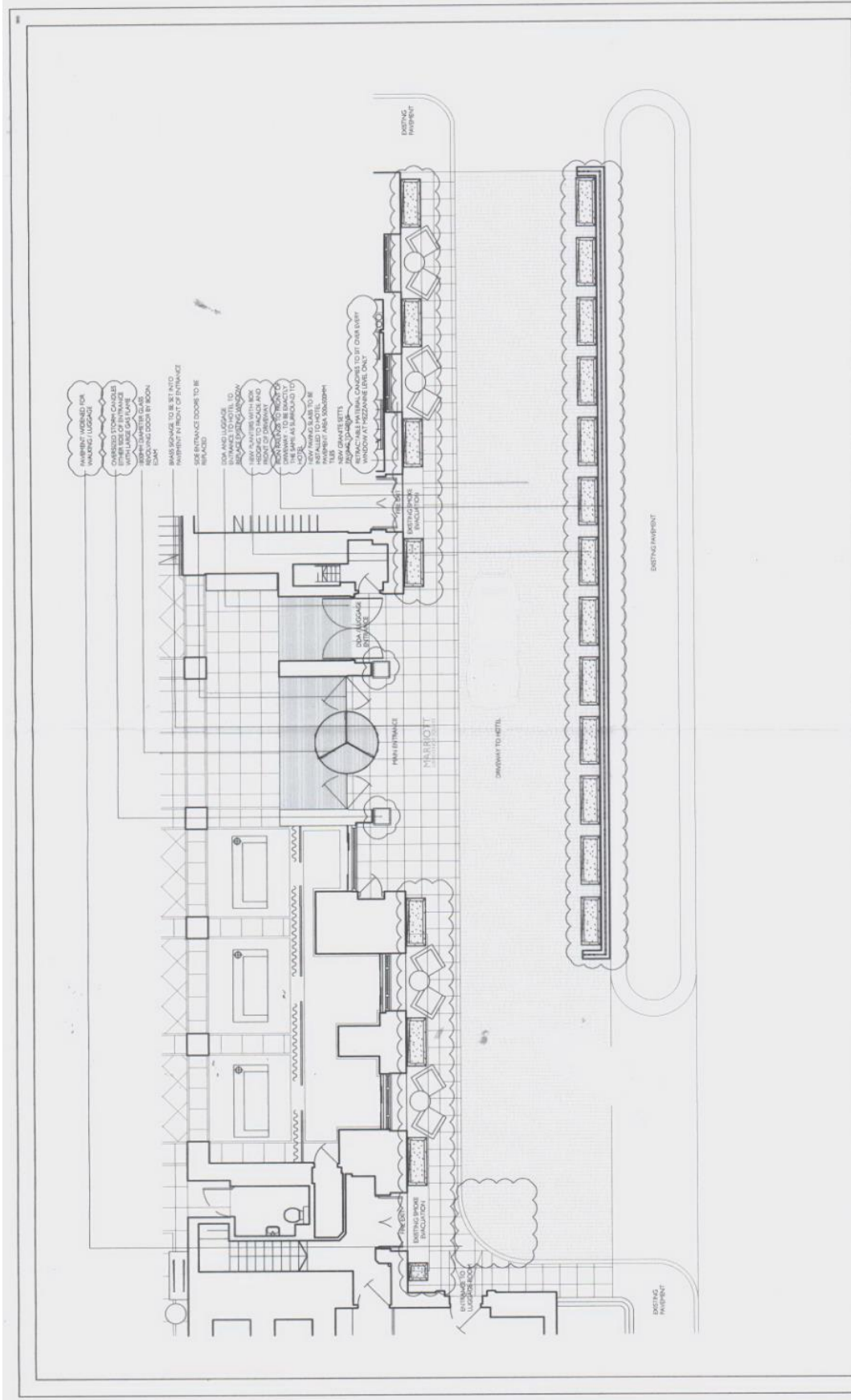
CHECKED
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PROJECT NO
 001

REV
 C

- AREA FOR REGULATED ACTIVITY
- LOCKED LIQUOR STORAGE
- CONVEYORS / FIRE ESCAPES
- AREA OF LICENSING PREMISES
- FIRE EXIT SYMBOL
- FIRE EXIT SYMBOL ILLUMINATED
- FIRE ALARM CALL POINT
- FIRE ALARM SOUNDER
- SELF CLOSING AUTOMATIC DOOR
- AREA COVERED BY AUTOMATIC HEAT DETECTORS
- AREA COVERED BY DETECTORS SMOKE
- AREA COVERED BY AUTOMATIC SPRINGERS
- AREA COVERED WITH ESCAPE LIGHTING
- FIRE EXTINGUISHER CARBON DIOXIDE
- FIRE EXTINGUISHER WATER
- FIRE EXTINGUISHER POWDER
- FIRE EXTINGUISHER FOAM
- FIRE BLANKET IN CONTAINER
- DRY / WET RISER





01 FORECOURT GENERAL ARRANGEMENT PLAN

NO. DATE

1 15/01/2011

2 20/01/2011

3 25/01/2011

4 28/01/2011

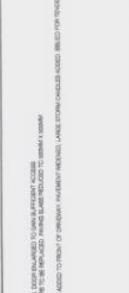
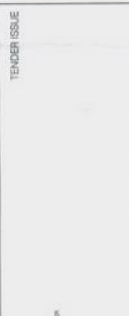
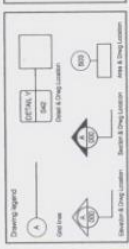
REVISION

1. REVISIONS TO BE MADE TO THIS DRAWING SHALL BE MADE BY THE ARCHITECT AND NOT BY THE CONTRACTOR.

2. REVISIONS TO BE MADE TO THIS DRAWING SHALL BE MADE BY THE ARCHITECT AND NOT BY THE CONTRACTOR.

3. REVISIONS TO BE MADE TO THIS DRAWING SHALL BE MADE BY THE ARCHITECT AND NOT BY THE CONTRACTOR.

4. REVISIONS TO BE MADE TO THIS DRAWING SHALL BE MADE BY THE ARCHITECT AND NOT BY THE CONTRACTOR.



NO. DATE

1 15/01/2011

2 20/01/2011

3 25/01/2011

4 28/01/2011



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

Schedule 12
Part B

Premises licence
summary

WARD: West End
UPRN: 010033533745

Regulation 33, 34

Premises licence
number:

13/03942/LIPDPS

Part 1 – Premises details

Postal address of premises:

The London Marriott Hotel
Marriot Hotel
84-86 Duke Street
London
W1K 6JP

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Provision of facilities for Dancing
Exhibition of a Film
Provision of facilities for making Music
Performance of Live Music
Playing of Recorded Music
Provision of facilities for entertainment of a similar description to making music or dancing
Anything of a similar description to Live Music, Recorded Music or Performance of Dance
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 Dance

Monday to Saturday: 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00(private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Provision of facilities for Dancing

Monday to Saturday: 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Exhibition of a Film

Monday to Sunday: 00:00 to 00:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Provision of facilities for making Music

Monday to Saturday: 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Performance of Live Music

Monday to Saturday: 09:00 to 03:00(private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Playing of Recorded Music

Unrestricted

Provision of facilities for entertainment of a similar description to making music or dancing

Monday to Saturday 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

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

Monday to Saturday 09:00 to 03:00 (private forecourt see conditions 33 to 41)
Sunday: 09:00 to 23:00 (private forecourt see conditions 33 to 41)
Non-standard Timings: See Condition 40

Late Night Refreshment

Monday to Saturday: 23:00 to 03:30 (private forecourt see condition 36)

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 Saturday: 10:00 to 03:00 (private forecourt see condition 36)
Sunday: 12:00 to 00:00 (private forecourt see condition 36)

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1&2

The opening hours of the premises:

Monday to Sunday: 00:00 to 00:00

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:

Lomar Hotel Company LTD
7 Albemarle Street
London
W1S 4HQ

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

02400561

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

Name: Mr Ian Pask

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

Restricted

Date: 9 July 2013

This licence has been authorised by Mr Ola Owojori on behalf of the Operational Director - Premises Management.

London Marriott Hotel Pre-Function Rooms



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

Schedule 12
Part A

WARD: West End
UPRN: 010033533745

Premises licence

Regulation 33, 34

Premises licence
number:

13/03939/LIPDPS

Original Reference:

05/06431/LIPCV

Part 1 – Premises details

Postal address of premises:

London Marriott Hotel Pre-Function Rooms
Marriot Hotel
84-86 Duke Street
London
W1K 6JP

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Provision of facilities for Dancing
Provision of facilities for making Music
Performance of Live Music
Playing of Recorded Music
Provision of facilities for entertainment of a similar description to making music or dancing
Anything of a similar description to Live Music, Recorded Music or Performance of Dance
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 Dance

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Provision of facilities for Dancing

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Provision of facilities for making Music

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Performance of Live Music

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Playing of Recorded Music

Unrestricted

Provision of facilities for entertainment of a similar description to making music or dancing

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

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

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Late Night Refreshment

Monday to Saturday: 23:00 to 03:30

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 Saturday: 10:00 to 03:00
Sunday: 12:00 to 00:00

For times authorised for New Year see conditions at Annex 1

The opening hours of the premises:

Monday to Saturday: 09:00 to 03:30
Sunday: 09:00 to 00:30

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

Alcohol is supplied for consumption both on and off the Premises.

Part 2

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

Lomar Hotel Company Limited
7 Albemarle Street
London
W1S 4HQ

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

02400561

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

Name: Mr Ian Pask

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: PER00591
Licensing Authority: Huntingdonshire District Council

Date: 12th July 2013

Signed: pp Sam Eaton

Operational Director - Premises Management

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 hold a personal licence.
4.
 - (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;
 - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (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;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
- (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
8. The responsible person shall ensure that;
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures;
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

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

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

Conditions reproducing the effect of conditions subject to which the relevant existing licences have effect.

Conditions relating to regulated entertainment

10. This licence is subject to all the former Rules of Management for Places of Public Entertainment Licensed by Westminster City Council, in force from 4 September 1998 and incorporating amendments agreed by the Council on 25 October 1999, 30 June 2000, 16 January 2001 and 1 October 2001
11. On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
12. Notwithstanding the provisions of Rule of Management No. 6 the premises may remain open for the purposes of this licence from 11pm on each of the days Monday to Saturday to 3am on the day following.
13. The type of entertainment to be provided at the premises shall be restricted to dancing and the showing of videos; live entertainment, provided by a maximum of eight performers up to ten dates per annum; DJs up to twenty five dates per annum

14. The entertainment to be provided under this licence shall remain ancillary to the main use of the building as a hotel.
15. Room No.2 (Chester Room) shall not be used as a separate function room while Room No. 1 (Eaton Room) is in use under the licence.
16. When the Pre-Function area is in use all folding doors/screens must be secured in the folded open position.
17. The number of persons accommodated at any one time (excluding staff) shall not exceed: Used individually

Room No. 1 (Eaton Room) - 350,
Room No.2 (Chester Room) - 250,
Room No. 3 (Belgravia Room) - 400,
Room 1 and 2 combined when the screen between them is folded back - 500,
Room 2 and 3 combined when all the screens are folded back - 1,000.
18. The total capacity at any one time shall not exceed 1000
19. When the pre-function area is used independently of the ballroom for marriage ceremonies the accommodation figure shall be set at: 150

Conditions for Sale of Alcohol

20. The maximum number of persons, including staff, to be present in the Licensed premises shall not exceed the number specified from time to time by the proper officer of the London Fire and Civil Defence Authority.

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

Monday to Saturday

- (a) Subject to the following paragraphs, the permitted hours on weekdays shall commence at 10.00 (12:00 on Christmas Day and Good Friday) and extend until 03.00 on the morning following, except that -
 - (i) the permitted hours shall end at 00.00 midnight on any day on which music and dancing is not provided after midnight; and
 - (ii) on any day that music and dancing end between 00.00 midnight and 03.00, the permitted hours shall end when the music and dancing end;
- (b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect-
 - (i) with the substitution of references to 04.00 for references to 03.00.
- (c) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
- (d) The permitted hours on New Year's Eve will extend to the start of permitted hours on the following day 00:00 on 31st December or if there are no permitted hours on 1 January, to 00:00 on New Year's Eve.

NOTE - The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the Licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (g) 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;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) 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;
- (j) 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.

21. 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.

22. 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

Sunday

23. Alcohol may be sold or supplied
 - (a) On Sunday from 12:00 to 00:00
 - (b) The permitted hours on New Year's Eve will extend to the start of permitted hours on the following day 00:00 on 31st December or if there are no permitted hours on 1 January, to 00:00 on New Year's Eve.

24. For the avoidance of doubt, the regulated activities and timings shown on Part 1 of this licence (and/or any agreed amendments to the premises licence or the premises licence number) shall apply to the plans as attached to Appendix 4 of that Premises Licence (or any varied licence). For ease of reference, the plans indicate the public areas (hatched black) to which the regulated activities and timings (together with any applicable conditions) apply.

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

None



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

Schedule 12
Part B

Premises licence
summary

WARD: West End
UPRN: 010033533745

Regulation 33, 34

Premises licence
number:

13/03939/LIPDPS

Part 1 – Premises details

Postal address of premises:

London Marriott Hotel Pre-Function Rooms
Marriot Hotel
84-86 Duke Street
London
W1K 6JP

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Provision of facilities for Dancing
Provision of facilities for making Music
Performance of Live Music
Playing of Recorded Music
Provision of facilities for entertainment of a similar description to making music or dancing
Anything of a similar description to Live Music, Recorded Music or Performance of Dance
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 Dance

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Provision of facilities for Dancing

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Provision of facilities for making Music

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Performance of Live Music

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Playing of Recorded Music Unrestricted

Provision of facilities for entertainment of a similar description to making music or dancing

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

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

Monday to Saturday: 09:00 to 03:00
Sunday: 09:00 to 23:00

Late Night Refreshment

Monday to Saturday: 23:00 to 03:30

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 Saturday: 10:00 to 03:00
Sunday: 12:00 to 00:00

For times authorised for New Year see conditions at Annex 1

The opening hours of the premises:

Monday to Saturday: 09:00 to 03:30
Sunday: 09:00 to 00:30

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

Alcohol is supplied for consumption both on and off the Premises.

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

Lomar Hotel Company Limited
7 Albemarle Street
London
W1S 4HQ

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

02400561

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

Name: Mr Ian Pask

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

Restricted

Date: 12th July 2013

Signed: pp Sam Eaton
Operational Director - Premises Management

Premises History

The London Marriot Hotel

Application	Details of Application	Date Determined	Decision
05/06443/LIPCV	Conversion Licence	20.09.2005	Granted Under Delegated Authority
06/06369/LIPV	Variation Application	11.08.2006	Granted Under Delegated Authority
06/08152/WCCMAP	Master Licence	11.08.2006	Granted Under Delegated Authority
07/06369/LIPV	Variation Application	16.08.2007	Granted Under Delegated Authority
09/01150/LIPV	Variation Application	14.05.2009	Granted by Licensing Sub-Committee
09/07853/LIPV	Variation Application	03.12.2009	Granted by Licensing Sub-Committee
12/03408/LIPDPS	Application to Vary the Designated Premises Supervisor	24.05.2012	Granted Under Delegated Authority
13/03942/LIPDPS	Application to Vary the Designated Premises Supervisor	10.07.2013	Granted Under Delegated Authority

London Marriot Hotel Pre-Function Rooms

Application	Details of Application	Date Determined	Decision
05/06431/LIPCV	Conversion Licence	15.09.2005	Granted Under Delegated Authority
07/02758/WCCMAP	Master Licence	15.09.2005	Granted Under Delegated Authority
07/06368/LIPV	Variation Application	16.08.2007	Granted Under Delegated Authority
08/03852/LIPDPS	Application to Vary the Designated Premises Supervisor	15.05.2008	Granted Under Delegated Authority
08/06756/LIPV	Variation Application	16.10.2008	Granted Under Delegated Authority
12/03401/LIPDPS	Application to Vary the Designated Premises Supervisor	11.05.2012	Granted Under Delegated Authority
12/03975/LIPVM	Minor Variation Application	07.06.2012	Granted Under Delegated Authority
13/03939/LIPDPS	Application to Vary the Designated Premises Supervisor	12.07.2013	Granted Under Delegated Authority

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

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

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

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

Mandatory Conditions

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

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

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

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

- 8(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 8(ii) For the purposes of the condition set out in paragraph 8(i) above -
- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -
- $$P = D + (D \times V)$$
- Where -
- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
9. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be Licensed by the Security Industry Authority.

10. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

Conditions consistent with the operating schedule

11. This licence is subject to all the former Rules of Management for Places of Public Entertainment Licensed by Westminster City Council, in force from 4 September 1998 and incorporating amendments agreed by the Council on 25 October 1999, 30 June 2000, 16 January 2001 and 1 October 2001
12. On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
13. Notwithstanding the provisions of Rule of Management No. 6, the premises may remain open for the purposes of this licence from 11pm on each of the days Monday to Saturday to 3am on the day following.
14. When the Pre-function area is in use other than as meeting rooms all folding doors/screens must be secured in the folded open position.
15. Room No.2 (Chester Room) shall not be used as a separate function room while Room No. 1 (Eaton Room) is in use under the licence.
16. The number of persons accommodated at any one time (excluding staff) shall not exceed:
Used individually
Room No. 1 (Eaton Room) - 350,
Room No.2 (Chester Room) - 250,
Room No. 3 (Belgravia Room) - 400
Room 2 and 3 combined when all the screens are folded back - 1,000.
17. The total capacity at any one time shall not exceed 1000
18. When the pre-function area is used independently of the ballroom for marriage ceremonies the accommodation figure shall be set at: 150
19. (a) Subject to the following paragraphs, the permitted hours on weekdays shall commence at 10.00 and extend until 03.00 on the morning following, except that
 - (i) the permitted hours shall end at 00.00 midnight on any day on which music and dancing is not provided after midnight; and
 - (ii) on any day that music and dancing end between 00.00 midnight and 03.00, the permitted hours shall end when the music and dancing end;

(b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect-

 - (i) with the substitution of references to 04.00 for references to 03.00.

(c) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.

- (d) The permitted hours on New Year's Eve will extend to the start of permitted hours on the following day, or if there are no permitted hours on 1 January, to 00:00 on New Year's Eve.

NOTE - The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the Licensed premises;
- (d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (f) 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;
- (g) the taking of alcohol from the premises by a person residing there;
- (h) 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;
- (i) 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.

20. 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.

21. If any entertainment is provided for children or if an entertainment is provided at which the majority of persons attending are children, then, if the number of children attending the entertainment exceeds 100, it shall be the duty of the holder of the premises licence (or the holder of the club premises certificate):
 - (a) to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate,
 - (b) to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and
 - (c) to take all other reasonable precautions for the safety of the children.
22. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.
23. No regulated entertainment shall take place on the private forecourt after 21:45 hours.
24. There shall be no more than 4 tables and 8 chairs on the private forecourt.
25. After 23:00 hours the private forecourt shall not be used by patrons and staff for licensable activities.
26. All licensable activities (including associated clearing, cleaning and collection of bottles or glassware) in the private forecourt area shall cease by 23:00 hours.
27. All outside tables and chairs in the private forecourt area shall be brought inside or rendered unusable by 23:00 hours.
28. When the private forecourt area is used solely for customers seated at outside tables and chairs alcohol shall be served by waiter or waitress only and only to persons seated at tables.
29. Regulated entertainment on the private forecourt will not start before 10:00 hours and will cease at 21:45 hours.
30. No more than 12 events per annum are to take place on the private forecourt area and notification to the Licensing Authority, Metropolitan Police and Residents Association shall be given 7 days in advance.
31. Amplified music and or speech played on the private forecourt area shall not be audible at any time 1 metre outside residential properties.

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

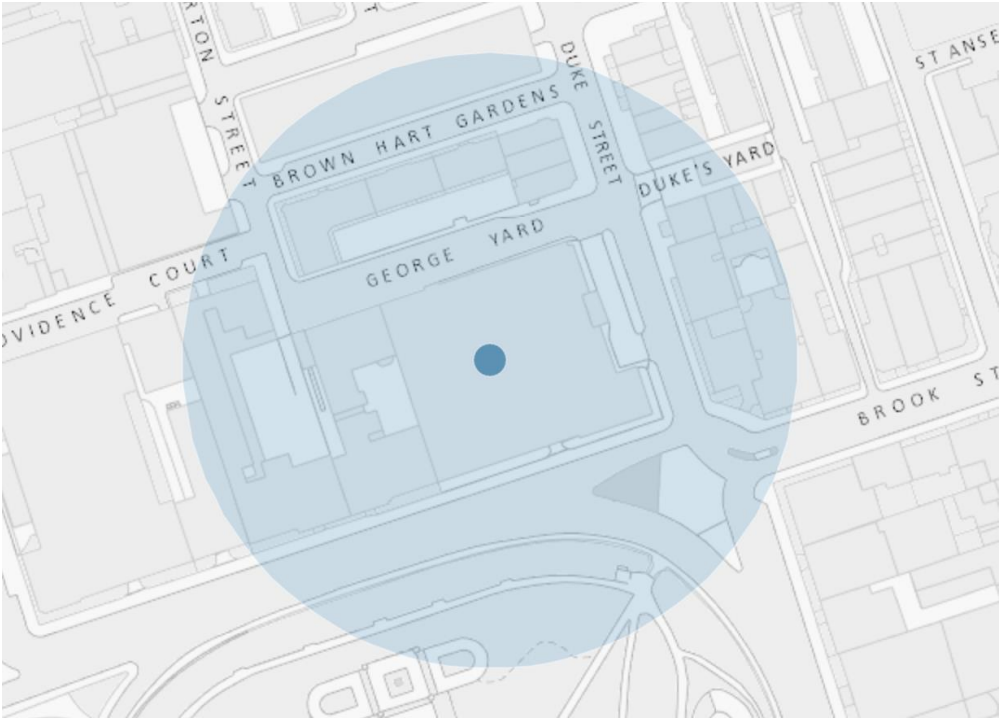
32. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light

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.

33. 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.
34. 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
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
35. A 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.

Conditions proposed by the Environmental Health

36. There shall be no live music provided within the external forecourt area of the hotel.
37. After 20.00 hours, all equipment used as part of an event within the ground floor function rooms shall only be removed from the premises following the end of that event via the front entrance of the hotel and loaded directly into vehicles parked within the external forecourt.
38. Sound deadening material shall be temporarily laid out on the external forecourt at all times that equipment is being removed from the hotel following an event in the ground floor function rooms.
39. The hotel night manager or someone with equivalent responsibility shall use their best endeavours to ensure that all vehicles collecting equipment following a function have their engines and radios switched off, that conversation by all persons within the external forecourt is kept to a minimum and that the sound deadening material is appropriately laid out to all vehicles.



Resident Count: 134

Licensed premises within 75 Metres of Marriot Hotel, 84 - 86 Duke Street, London, W1K 6JP

Licence Number	Trading Name	Address	Premises Type	Time Period
20/00535/LIPDPS	Lucky Cat	10 - 13 Grosvenor Square London W1K 5AE	Restaurant	Monday to Sunday; 10:00 - 03:30
13/03939/LIPDPS	London Marriott Hotel Pre-Function Rooms	Marriot Hotel 84 - 86 Duke Street London W1K 6JP	Hotel, 4+ star or major chain	Monday to Saturday; 09:00 - 03:30 Sunday; 09:00 - 00:30
13/03942/LIPDPS	The London Marriott Hotel	Marriot Hotel 84 - 86 Duke Street London W1K 6JP	Hotel, 4+ star or major chain	Monday to Sunday; 00:00 - 00:00
20/03560/LIPT	Barley Mow	82 Duke Street London W1K 6JF	Public house or pub restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 10:00 - 22:30 Sundays before Bank Holidays; 10:00 - 00:00
06/06191/WCCMAP	West One Food Fayre	85 Duke Street London W1K 5PG	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30