



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	30 July 2020
Licensing Ref No:	20/04456/LIPV - Premises Licence Variation
Title of Report:	Trishna 15 - 17 Blandford Street London W1U 3DG
Report of:	Director of Public Protection and Licensing
Wards involved:	Marylebone High Street
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Kevin Jackaman Senior Licensing Officer
Contact details	Telephone: 0207 641 6500 Email: kjackaman@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	8 June 2020		
Applicant:	Trishna Restaurants Limited		
Premises:	Trishna		
Premises address:	15 - 17 Blandford Street London W1U 3DG	Ward:	Marylebone High Street
		Cumulative Impact Area:	None
Premises description:	The premises trade as an Indian Restaurant		
Variation description:	The proposed variation is to allow for the supply of alcohol off the premises.		
Premises licence history:	The premises have had the benefit of a premises licence since July 2005. The current premises licence reference is 15/06566/LIPDPS a copy of which appears at Appendix 1 of this report. Please see Appendix 3 of the report for a full licence history for the premises.		
Applicant submissions:	None		

1-B Current and proposed licensable activities, areas and hours						
Regulated Entertainment						
Live music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:00	No change		Basement and ground floor	No change
Tuesday	10:00	00:00				
Wednesday	10:00	00:00				
Thursday	10:00	00:00				
Friday	10:00	00:00				
Saturday	10:00	00:00				
Sunday	12:00	23:30				
Seasonal Variations/ Non-standard timings:	Current:				Proposed:	
	New Year's Eve 10:00 to 02:30				No change	

Recorded music						
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:00	No change		Basement and ground floor	No change
Tuesday	10:0	00:00				
Wednesday	10:00	00:00				
Thursday	10:00	00:00				

Friday	10:00	00:00			
Saturday	10:00	00:00			
Sunday	12:00	23:30			
Seasonal Variations/ Non-standard timings:	Current:			Proposed:	
	New Year's Eve 10:00 to 02:30			No change	

Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	00:30	No change		Basement and ground floor	No change
Tuesday	23:00	00:30				
Wednesday	23:00	00:30				
Thursday	23:00	00:30				
Friday	23:00	00:30				
Saturday	23:00	00:30				
Sunday	23:00	00:00				
Seasonal variations/ Non-standard timings:	Current:					
	New Year's Eve 23:00 to 03:00			No change		

Sale by Retail of Alcohol						
On or off sales			Current :		Proposed:	
			On		On and Off	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:00	No change		Basement and ground floor	No change
Tuesday	10:00	00:00				
Wednesday	10:00	00:00				
Thursday	10:00	00:00				
Friday	10:00	00:00				
Saturday	10:00	00:00				
Sunday	12:00	23:30				
Seasonal variations/ Non-standard timings:	Current:					
	New Year's Eve 10:00 to 02:30			No change		

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:30	No change		Basement and ground floors	No change
Tuesday	10:00	00:30				
Wednesday	10:00	00:30				
Thursday	10:00	00:30				

Friday	10:00	00:30			
Saturday	10:00	00:30			
Sunday	12:00	00:00			
Seasonal variations/ Non-standard timings:	Current:			Proposed:	
	New Year's Eve 10:00 to 03:00			No change	

1-C Layout alteration
No change of layout is proposed

1-D Condition being added		
Condition		
Alcohol for consumption off the premises will be sold in sealed containers.		
Adult entertainment:	Current position:	Proposed position:
	None	No change

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Service
Representative:	Anil Drayan
Received:	3 July 2020
<p>I refer to the variation application of Premises Licence, 15/06566/LIPDPS, for the above premises</p> <p>The applicant is seeking the following:</p> <ol style="list-style-type: none"> Supply of Alcohol for 'Off' the premises on Monday to Saturday, 10:00 to 00:00 hours and Sunday 12:00 to 23:30 hours. <p>I wish to make the following representation:</p> <ol style="list-style-type: none"> The Supply of Alcohol for 'Off' the premises and for the hours requested may have the effect of increasing Public Nuisance in the area. <p>The applicant has not proposed any changes to the operating schedule and Environmental Health therefore suggest the following additional condition:</p> <ul style="list-style-type: none"> <i>Sales of alcohol for consumption off the premises shall:</i> <ol style="list-style-type: none"> be in sealed containers only only be supplied ancillary to a substantial takeaway meal ordered for delivery or collection when accepting delivery orders including alcohol, staff must remind the customer that premises operate Challenge 25. Customers will be asked to provide ID on delivery 	

they look younger than 25. Restaurant staff must notify delivery drivers if an order contains alcohol and check ID where applicable. Similar procedures shall be implemented in respect of online orders.

If these are accepted by the applicant then Environmental Health may be able to withdraw its representation.

Responsible Authority:	Metropolitan Police Service
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Representative:	Bryan Lewis
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Received:	2 July 2020
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With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, object to this application as it is our belief that if granted this application would undermine the Licensing Objectives contained within the 2003 Licensing Act for the following reasons:

- Insufficient steps proposed to promote the licensing objectives.
- Terminal hour for the off sale of alcohol

I will be in contact with you to provide further information regarding this objection.

2-B Other Persons

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 June 2020
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This representation is made by the [REDACTED], which is recognised by Westminster as the Amenity Society for the Marylebone Area south of Marylebone Road and so represents the interests of those who live and work in this area.

We are writing on behalf of the local community OBJECTING to the above application Trishna Restaurants Limited.

The [REDACTED] welcomes the flexibility being shown by businesses to continue trading under the current emergency and agree that being allowed to buy alcohol along with a take-away meal is to be welcomed. However, the application, as currently drafted, would allow the off-sale of alcohol independently of any requirement for a substantial meal to be purchased at the same time.

The area around the bottom of Marylebone High Street including eastern Blandford Street and upper Marylebone Lane is delightful containing a number of very good restaurants and three pubs operating successfully. The streets are comparatively quiet and feel relaxed and welcoming and appear to be free of problem drinking or anti-social behaviour. Our fear is that the balance that has been struck in this residential neighbourhood is delicate and long-term changes to licencing conditions, such as allowing off-sales late in the evening, could surreptitiously lead to an increase in anti-social behaviour and crime thereby flouting the City's Licencing Objectives.

However, should the applicant be able to amend their proposed condition to allow off-sales solely with substantial take-away meals then The Association would willingly withdraw this objection.

We believe that this application if granted as applied for will be contrary to the Licensing Objective: The Prevention of Public Nuisance.

3. Policy & Guidance

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

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

4. Equality Implications

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

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

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

5. Appendices

Appendix 1	Premises licence 15/06566/LIPDPS
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Kevin Jackaman Senior licensing Officer
Contact:	Telephone: 0207 641 6500 Email: kjackaman@westminster.gov.uk

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Environmental Health Service representation	3 July 2020
5	Metropolitan Police Service representation	2 July 2020
6	Interested party representation	24 June 2020



City of Westminster

64 Victoria Street, London, SW1E 6QP

Schedule 12 Part A

WARD: Marylebone High
Street
UPRN: 100023461403

Premises licence

Regulation 33, 34

Premises licence number:

15/06566/LIPDPS

Original Reference:

08/09543/LIPN

Part 1 – Premises details

Postal address of premises:

Trishna
15-17 Blandford Street
London
W1U 3DG

Telephone Number: 020 7935 5624

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

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

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

Performance of Live Music

Monday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 23:30
Non-standard Timings:	New Year's Eve 10:00 to 02:30

Playing of Recorded Music

Monday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 23:30
Non-standard Timings:	New Year's Eve 10:00 to 02:30

Late Night Refreshment

Monday to Saturday:	23:00 to 00:30
Sunday:	23:00 to 00:00
Non-standard Timings:	New Year's Eve 23:00 to 03:00

Sale by Retail of Alcohol

Monday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 23:30
Non-standard Timings:	New Year's Eve 10:00 to 02:30

The opening hours of the premises:

Monday to Saturday:	10:00 to 00:30
Sunday:	12:00 to 00:00
New Year's Eve:	10:00 to 03:00

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

Alcohol is supplied for consumption on the Premises.

Part 2

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

Trishna Restaurants Limited
44-46 Fleet Street
London
EC4Y 1BN

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

06272354

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

Name: Sunaina Sethi

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: LN/200713780
Licensing Authority: London Borough Of Barnet

Date: 26 November 2015

This licence has been authorised by Mr Yiannis Chrysanthou on behalf of the Director - Public Protection and Licensing.

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

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

7. The responsible person must ensure that—

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

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

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

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

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

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

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

Where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,

- (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
 - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
 - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Annex 2 – Conditions consistent with the operating Schedule

9. The Sale of Alcohol 'On' the premises shall only be to persons taking a table meal there and consumption by such a person as ancillary to their meal.
10. The Supply of Alcohol shall be by waiter or waitress only.
11. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
12. The maximum number of persons to be accommodated at any one time in the premises as a whole (exclusive of staff) shall be 90 persons with local maximums in the following areas being:-

External Dining Area: 10
Ground Floor Dining: 65
Basement Dining Room:15
13. External Dining Area shall cease to be used after 23:00 and all external furniture shall be removed and/or secured against the wall of the premises (or such other area as may be agreed) rendering them unusable by customers by 23:15.
14. Patrons temporarily leaving the premises or going to external areas of the premises for the purposes of smoking shall not take any drinks with them.
15. The highway and public spaces in the vicinity of the premises are kept free of litter from the premises at all material times to the satisfaction of the Council.
16. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
17. No rubbish including bottles will be moved, removed or placed in outside areas between 23:30 hours and 08:00 hours.
18. Any Live Music provided shall be by a maximum of 2 performers at any one time.
19. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
20. No speakers shall be located in the entrance area.
21. Notices to be prominently displayed requesting persons to respect the needs of local residents and to leave the premises and area quietly.
22. The venue shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. 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 venue 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. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
23. No adult entertainment will be provided at the Premises.
24. No alcohol shall be provided to anyone under the age of 18.

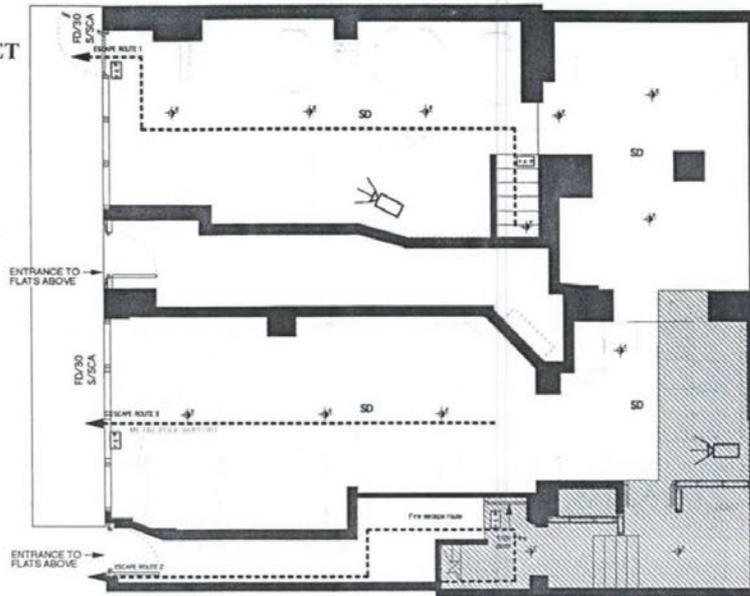
Annex 3 – Conditions attached after a hearing by the licensing authority

None

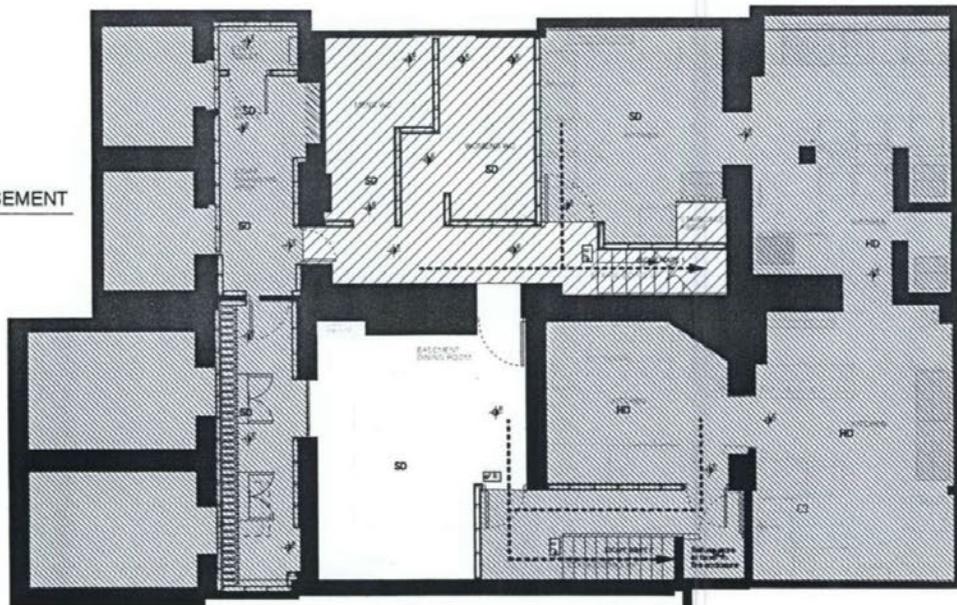
Annex 4 – Plans

15 – 17 BLANDFORD STREET
LONDON W1U 3DG

GROUND FLOOR



BASEMENT



	AREA FOR CONSUMPTION OF ALCOHOL.
	TOILET ACCOMMODATION AND CIRCULATION.
	REFUSE STORAGE.
	KITCHEN & STAFF AREAS.
	BLOCK WORK - PLASTERBOARD WALL FULL HEIGHT.
	EXISTING FULL HEIGHT WALLS.

SCALE
1:100

	FIRE EXTINGUISHER. E.G. 13A OR 2AB NUMBER INDICATES THE EXTINGUISHING CAPABILITY AND THE LETTER INDICATES THE CLASS OF FIRE THAT THE EXTINGUISHER IS SUITABLE FOR. FOR FURTHER INFORMATION SEE OUR GUIDANCE NOTE FIGURE 1.
	AQUEOUS FILM FORMING FOAM EXTINGUISHER.
	WATER FIRE EXTINGUISHER.
	FIRE BLANKET IN CONTAINER.
	CARBON DIOXIDE FIRE EXTINGUISHER.
	DRY POWDER EXTINGUISHER.
	FOAM FIRE EXTINGUISHER.
	HYDRANTIC HOSE REEL. A NUMBER FOLLOWING THIS SYMBOL INDICATES THE LENGTH OF THE TUBING IN METRES.
	SAND BUCKET.
	AREA COVERED BY FIXED FIRE EXTINGUISHER INSTALLATION (E.G. GAS).
	AREA COVERED BY AUTOMATIC SPRINKLER INSTALLATION.



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

**Schedule 12
Part B**

**WARD: Marylebone High
Street
UPRN: 100023461403**

**Premises licence
summary**

Regulation 33, 34

Premises licence number:

15/06566/LIPDPS

Part 1 – Premises details

Postal address of premises:

Trishna
15-17 Blandford Street
London
W1U 3DG

Telephone Number: 020 7935 5624

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

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

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

Performance of Live Music

Monday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 23:30
Non-standard Timings:	New Year's Eve 10:00 to 02:30

Playing of Recorded Music

Monday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 23:30
Non-standard Timings:	New Year's Eve 10:00 to 02:30

Late Night Refreshment

Monday to Saturday:	23:00 to 00:30
Sunday:	23:00 to 00:00
Non-standard Timings:	New Year's Eve 23:00 to 03:00

Sale by Retail of Alcohol

Monday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 23:30
Non-standard Timings:	New Year's Eve 10:00 to 02:30

The opening hours of the premises:

Monday to Saturday:	10:00 to 00:30
Sunday:	12:00 to 00:00
New Year's Eve:	10:00 to 03:00

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

Alcohol is supplied for consumption on the Premises.

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

Trishna Restaurants Limited
44-46 Fleet Street
London
EC4Y 1BN

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

06272354

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

Name: Sunaina Sethi

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

Restricted

Date: 26 November 2015

This licence has been authorised by Mr Yiannis Chrysanthou on behalf of the Director - Public Protection and Licensing.

Applicant Supporting Documents

Appendix 2

None

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/06077/LIPC	Conversion	02.09.2005	Granted under delegated authority
06/10530/WCCMAP	Master licence	02.09.2005	Granted under delegated authority

This licence was surrendered in July 2008

08/09543/LIPN	New premises licence	15.11.2008	Granted under delegated authority
10/07272/LIPDPS	Variation of designated premises supervisor	05.10.2010	Granted under delegated authority
15/06566/LIPDPS	Variation of designated premises supervisor	21.08.2015	Granted under delegated authority

There is no appeal history

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

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

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

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

Conditions: On Current Licence -

Mandatory:

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

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

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

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

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

Annex 2 – Conditions consistent with the operating Schedule

9. The Sale of Alcohol 'On' the premises shall only be to persons taking a table meal there and consumption by such a person as ancillary to their meal.
10. The Supply of Alcohol shall be by waiter or waitress only.
11. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
12. The maximum number of persons to be accommodated at any one time in the premises as a whole (exclusive of staff) shall be 90 persons with local maximums in the following areas being:-

External Dining Area: 10
Ground Floor Dining: 65
Basement Dining Room:15
13. External Dining Area shall cease to be used after 23:00 and all external furniture shall be removed and/or secured against the wall of the premises (or such other area as may be agreed) rendering them unusable by customers by 23:15.
14. Patrons temporarily leaving the premises or going to external areas of the premises for the purposes of smoking shall not take any drinks with them.
15. The highway and public spaces in the vicinity of the premises are kept free of litter from the premises at all material times to the satisfaction of the Council.
16. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
17. No rubbish including bottles will be moved, removed or placed in outside areas between 23:30 hours and 08:00 hours.
18. Any Live Music provided shall be by a maximum of 2 performers at any one time.
19. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
20. No speakers shall be located in the entrance area.
21. Notices to be prominently displayed requesting persons to respect the needs of local residents and to leave the premises and area quietly.
22. The venue shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. 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 venue 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. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
23. No adult entertainment will be provided at the Premises.
24. No alcohol shall be provided to anyone under the age of 18.

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

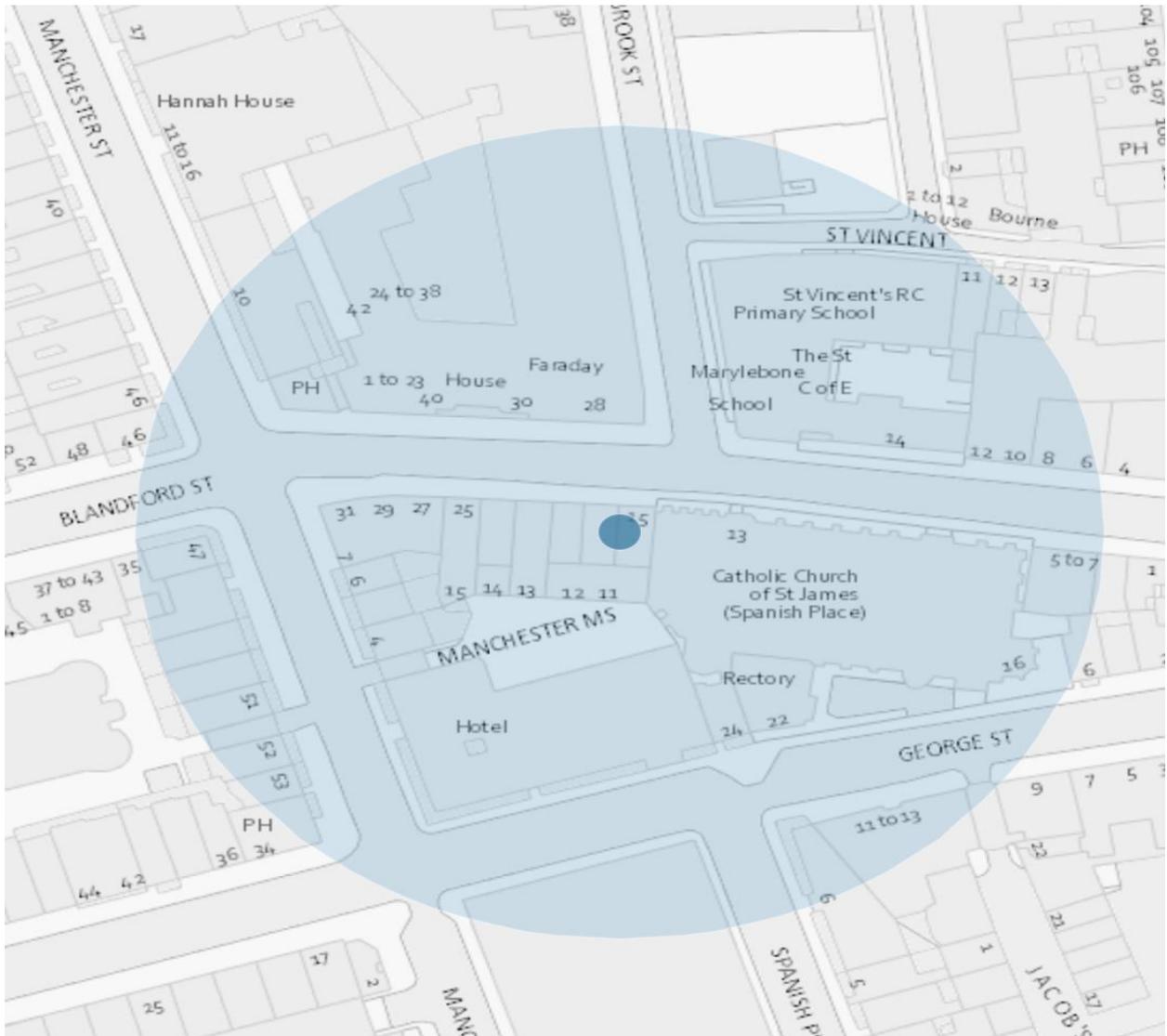
None

Conditions proposed to be added by the applicant

25. Alcohol for consumption off the premises will be sold in sealed containers

Conditions proposed by the Environmental Health Service

26. Sales of alcohol for consumption off the premises shall:
- (a) be in sealed containers only
 - (b) only be supplied ancillary to a substantial takeaway meal ordered for delivery or collection
 - (c) when accepting delivery orders including alcohol, staff must remind the customer the premises operate Challenge 25. Customers will be asked to provide ID on delivery if they look younger than 25. Restaurant staff must notify delivery drivers if an order contains alcohol and check ID where applicable. Similar procedures shall be implemented in respect of online orders.



Resident count: 227

Licensed premises within 75m of 15 - 17 Blandford Street, London, W1U 3DG				
Licence Number	Trading Name	Address	Premises Type	Time Period
20/00202/LIPDPS	Not Recorded	Basement And Ground Floor 19 Blandford Street London W1U 3DH	Restaurant	Monday to Saturday; 07:30 - 00:00 Sunday; 09:00 - 23:00
17/11776/LIPDPS	Clarette	44 Blandford Street London W1U 7HS	Public house or pub restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:00

20/04673/LIPD	Durrants Hotel	26-32 George Street London W1H 5BJ	Hotel, 4+ star or major chain	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
14/10434/LIPDPS	Wallace Collection	Ground Floor Hertford House Manchester Square London W1U 3BN	Museums & Art Galleries	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
18/01741/LIPDPS	Roganic	5-7 Blandford Street London W1U 3DB	Restaurant	Monday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:30
06/10621/WCCMAP	L'Autre Pied	5-7 Blandford Street London W1U 3DB	Restaurant	Monday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:30
19/08599/LIPDPS	Daylesford Organic	Basement And Ground Floor 6 - 8 Blandford Street London W1U 4AU	Cafe	Monday to Saturday; 08:00 - 00:30 Sunday; 10:00 - 00:00
06/11176/WCCMAP	Defune Restaurant	34 George Street London W1U 7DP	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00