

Licensing Sub-Committee Report

Item No:	
Date:	22 October 2020
Licensing Ref No:	20/06917/LIPN - New Premises Licence
Title of Report:	Big Mamma 15 Henrietta Street & 29-30 Maiden Lane London WC2E 7JS
Report of:	Director of Public Protection and Licensing
Wards involved:	St James's
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Jessica Donovan Senior Licensing Officer
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:	12 August 2020		
Applicant:	Big Mamma Holdings Limited		
Premises:	Big Mamma		
Premises address:	15 Henrietta Street & 29-30 Maiden Lane London WC2E 7JS	Ward:	St James's
		Cumulative Impact Area:	West End
Premises description:	This is an application for a new premises licence which intends to operate as a restaurant.		
Premises licence history:	The premises have had the benefit of a licence, Licence number 19/08294/LIPT from 2005. A copy of the licence can be found at Appendix 4 .		
Applicant submissions:	The applicant has provided a supplementary document with their application which can be found at Appendix 2 .		

1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	01:00	01:00	01:30	01:30	01:30	01:30	01:00
Seasonal variations/ Non-standard timings:			N/A				

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	10:00
End:	00:30	00:30	01:00	01:00	01:00	01:00	00:30
Seasonal variations/ Non-standard timings:			N/A				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	08:00	08:00	08:00	08:00	08:00	08:00	08:00
End:	01:00	01:00	01:30	01:30	01:30	01:30	01:30
Seasonal variations/ Non-standard timings:			N/A				

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police Service
Representative:	PC Adam Deweltz
Received:	18 August 2020
<p>With reference to the above, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, are making a representation against this application.</p> <p>The venue is situated within the Cumulative Impact Area. It is our belief that if granted the application would undermine the Licensing Objectives in relation to The Prevention of Crime and Disorder.</p> <p>I have made contact with EH and once I know who has been allocated the application, perhaps we could meet onsite to discuss things further?</p> <p>I look forward to hearing from you.</p>	
Responsible Authority:	Licensing Authority
Representative:	Angela Seaward
Received:	10 September 2020
<p>I write in relation to the application submitted for a new premises licence for 29-30 Maiden Lane, London, WC2E 7JS</p> <p>As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011, the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the four Licensing Objectives:</p> <ul style="list-style-type: none">• Public Nuisance• Prevention of Crime & Disorder• Public Safety• Protection of children from harm <p>The application seeks the following:</p> <ul style="list-style-type: none">• Late Night Refreshment Sunday to Tuesday 23:00 to 01:00 Wednesday to Saturday 23:00 to 01:30• Supply of Alcohol On Premises Sunday to Tuesday 10:00 to 00:30 Wednesday to Saturday 10:00 to 01:00• Opening Hours to Public Monday to Tuesday 08:00 to 01:00 Wednesday to Sunday 08:00 to 01:30 <p>The premises is located within the West End Cumulative Impact Area and as such various</p>	

policy points must be considered, namely CIP1, HRS1 and PB2

At present, the operating hours applied for licensable activities currently fall outside of Westminster's core hours. Paragraph 2.3.2 states that Policy HRS1 is not a policy to refuse applications for hours longer than the core hours and consideration will in all cases be given to the individual merits of an application. Where a proposal is made to operate outside these core hours each application will be considered on its merits against the criteria as set out in paragraph (ii) that applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other policies stated within the Westminster licensing policy.

Supply of Alcohol On the Premises

Monday to Thursday 10:00 to 23:30

Friday to Saturday 10:00 to 00:00

Sunday 12:00 to 22:30

Other Licensable activities

Monday to Thursday 09:00 to 23:30

Friday to Saturday 09:00 to 00:00

Sunday: 09:00 to 22:30

It is the intention to generally grant licences or variations to licences where the hours when customers are permitted to be on the premises are within the 'core hours' as set out in Policy HRS1, therefore the licensing authority would encourage the applicant to consider reducing the licensable activities to be within these hours.

The Licensing Authority also notes that on Sunday the opening hours are extended by half an hour to the sale of alcohol which will allow a winding down period, however the rest of the week does not have this provision. The Licensing Authority takes into account the active measures proposed for a 'winding down' period and therefore encourages the applicant to provide further submissions on how the premises intends to operate the rest of the week with no allowance for a winding down period to allow customers to finish their drinks.

The premises intends to operate as a restaurant and has offered Model condition 38 to fall within the council RNT2 policy. Paragraph 2.5.3 advises that for the purposes of this policy a restaurant is therefore defined as premises (i) in which customers are shown to their table, (ii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iii) which do not provide any take away service of food or drink for immediate consumption, and (iv) where intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. The council is particularly concerned that restaurant premises in the cumulative impact areas do not, even in part, come to operate as bars and particularly not as "vertical drinking" premises where customers consume alcohol standing throughout the evening.

Therefore the licensing authority encourages the applicant to consider Model Condition 66 instead, which states;

The premises shall only operate as a restaurant

- (i) in which customers are shown to their table,
- (ii) where the supply of alcohol is by waiter or waitress service only,
- (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
- (iv) which do not provide any take away service of food or drink for immediate consumption,
- (v) which do not provide any take away service of food or drink after 23.00, and
- (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons

who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

The application also indicate a hatched area where the restaurant condition does not apply. The applicant has proposed a condition that this is for seated customers and a waiter waitress service, however the licensing authority encourages the applicant to provide further submission on how the premises will operate this area. Will it be used as a holding bar for diners prior to their meal or can customers use the area for dinking with no booking for a table meal.

Due to the blue hatched areas the application is currently considered, in part, under the Councils PB2 Policy which states 'It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas other than applications to vary the hours within Core Hours under Policy HSR1.'

The premises currently operates under application number 19/08294/LIPT, the applicant proposes within the additional documents that this licence will be surrendered upon the successful grant of the new application. The licensing authority therefore encourage the applicant to consider model condition 62 which states;

- No licensable activities shall take place at the premises until premises licence xxxx/xxxxxx/xxxx (or such other number subsequently issued for the premises) has been surrendered [and is incapable of resurrection].

The Licensing Authority require the applicant to provide submissions on the exceptional circumstance of the application and how the operation of the premises will not add to cumulative impact in the West End cumulative impact area, in accordance with policy CIP1.

The licensing authority will revise the application when the applicant provides further submissions and propose any conditions that will promote the licensing objectives.

Please accept my email as a formal representation.

Responsible Authority:	Environmental Health Service
Representative:	Dave Nevitt
Received:	11 September 2020

I wish to make Representations on the following grounds:

Representation is made in relation to the application, as the proposals are likely to increase the risk of Public Nuisance and may impact upon Public Safety.

The premises is located in the West End CIA and what is sought may be contrary to the City Council's Licensing Policy.

2-B Other Persons			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	06 September 2020		
<p>[REDACTED] I am writing to object in respect of the licencing application above relating to 15 Henrietta Street.</p> <p>My objection comes under (c) the prevention of nuisance. The premises use to be a clothes shop at Number 15 Henrietta Street. The premises at 15 Henrietta Street [REDACTED] [REDACTED] I object strongly to this application to open and sell alcohol until 1am, which is clearly not appropriate when [REDACTED] [REDACTED]</p> <p>I have been asked to expand on my initial representation in respect of this application, to explain more specifically the nature of my concerns.</p> <p>My concern lies principally with the hours proposed, and the location of the entrance moving from Maiden Lane to [REDACTED] with the implications that may have on noise on [REDACTED] [REDACTED] I recognise that these two factors are interrelated - if I can be reassured that the [REDACTED] entrance will not be utilised after a certain time (which, as will be seen, is a requirement under the planning consent) and that during the hours it is utilised, sufficient measures are in place to ensure that use by customers and staff and any use by servicing personnel is managed well and does not cause a nuisance, then my concerns as to the hours will be reduced.</p> <p>The Operational Management Plan which was required to be submitted under planning consent ref: 19/07665/FULL confirms that it is proposed that the [REDACTED] entrance will be closed after 11.00pm with all customers entering and leaving thereafter from Maiden Lane. I would simply suggest that a condition replicating this is added to the premises licence, if granted.</p> <p>I would likewise appreciate more information from the applicant regarding use of Henrietta Street:</p> <ol style="list-style-type: none"> 1. How will staff enter/leave each evening, and via which entrance? 2. How will servicing to the premises take place, and via which entrance? 3. The proposed conditions seem to suggest that there could be outside drinking on [REDACTED] until 11pm. What is the rationale for this, in terms of promoting the licensing objectives and in terms of the applicant's business model? <p>[REDACTED] [REDACTED] I would also appreciate reassurance regarding any music at the premises. I understand that a condition could be added to the licence which provides such reassurance.</p> <p>I trust that assists in explaining my concerns more fully. I would be very happy to discuss these issues further as the licensing process develops.</p>			
Name:		[REDACTED]	

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

The application is to replace the existing licence for Mabels on Maiden Lane with a new licence to the same hours but for a combined restaurant and bar over a larger area. The capacity will be 260. Of this number it appears that about 50% will be able to consume alcohol without a requirement that it is ancillary to food.

The key argument of the applicant in support of this is that the premises will replace Mabels licence, which was for a cocktail bar with entertainment and non-ancillary sales, with one which reduces the total capacity and moves the main entrance to Henrietta Street, as well as being 50% food led.

The [REDACTED] accepts that the sum of the activities which will be permitted under the new premises licence have a lesser impact than those which are permitted under the existing licence. However this does not mean that the actual operation of Bid Mamma will actually have a lesser impact than Mabels. This is still an application for a bar with a capacity of over 100 people in the SPA which will operate until 01:30. The bar will also allow people to exit onto Henrietta Street rather than Maiden Lane. Almost all the other premises on Henrietta Street trade as restaurants. The other premises on the street which has a similar licence to the one proposed, All Bar One, closes at the end of Core Hours, so 90 minutes earlier than Big Mamma. The fact that Big Mamma's main entrance/exit will be on [REDACTED]

Whilst ordinarily the [REDACTED] would oppose the grant of this Licence we take note of the fact that it replaces the licence for Mabels. However we believe that additional conditions are required to ensure that the operation of the premises does not harm the Licensing Objectives related to Public Nuisance or Crime and Disorder.

Proposed Conditions

Condition 28 on the current licence should be retained in order to avoid public nuisance resulting from the noise associated with deliveries or collections

Deliveries and Collections (including waste) take place only between 0800 and 2000 Monday to Saturday and 1000 to 2000 on Sunday and no rubbish to be placed or moved outside more than 30 minutes before the collection time.

Condition 15 should be retained

Whenever the premises are in use under this licence the external doors and windows shall not be fixed open after 22:00 on any day of the week.

We believe that it is appropriate, given the food led nature of the premises that there is a last entry condition on the licence in order to reduce the number of people on the premises when it closes. Last entry should be 30 minutes before the end of the sale of alcohol (so 00:30 Wed-Sat and 00:00 Sun-Tues).

Given the fact that customers will leave onto [REDACTED] there is a need for the premises to have a written Dispersal Policy which encourages patrons to leave the area via Bedford Street towards the Strand, [REDACTED]

The premises shall operate a dispersal policy and all staff shall be trained in its implementation. The Policy will include at a minimum a requirement that a member of staff manages the exit from the premises after 22:00 and that customers leaving after 00:00 will be asked to remain

inside the premises if awaiting a vehicle and that customers leaving on foot will be asked to keep in mind [REDACTED] and will be directed to the Strand via Bedford Street in order to leave the area.

Name:		[REDACTED]	
Address and/or Residents Association		[REDACTED] [REDACTED]	
Status:	Valid	In support of opposed:	Support
Received:	11 September 2020		

We act for [REDACTED] who wish to make a representation in support of the application for the following reasons:

(a) The application, as proposed, is a significant decrease in terms of capacity and licensable activities which therefore promotes the licensing objectives and constitutes both an exception (if required) to the council's policy and reduces cumulative impact;

(b) [REDACTED] have carefully selected this tenant as appropriate for both the immediate and wider locality and are confident that their proposed use and operation will be amenable to the local amenity and promote both more attractive use and tourism in these difficult times.

Accordingly, our client believes that the application promotes the licensing objectives of crime and disorder, public safety and public nuisance.

We would be grateful if you would keep us advised in due course as to the progress of the application.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy CIP1 applies	<p>(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.</p>
Policy HRS1 applies	<p>(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.</p> <p>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 PB2 applies	<p>It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas other than applications to vary hours within the Core Hours under Policy HRS1.</p>
Policy RNT2 applies	<p>Applications will be granted subject to other policies in this Statement and subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1, provided it can be demonstrated that they will not add to cumulative impact in the Cumulative Impact Areas.</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, 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	Environmental Health's and the Metropolitan Police's Submissions
Appendix 4	Mabels premises Licence and premises history
Appendix 5	Proposed conditions
Appendix 6	Residential map and list of premises in the vicinity

Report author:	Miss Jessica Donovan Senior Licensing Officer
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	07 January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Metropolitan Police Service representation	18 August 2020
5	Licensing Authority representation	10 September 2020
6	Environmental Health Service representation	11 September 2020
7	Resident representation 1	06 September 2020
8	Resident representation 2	07 September 2020
9	Resident representation 3	11 September 2020

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 10)

This is an application for a new licence for premises at and between 15 Henrietta Street and 29-30 Maiden Lane in Covent Garden.

The premises includes the licensed premises formerly known and which traded as Mabel's (29-30 Maiden Lane) together with the former clothing shop which traded as The Real McCoy's (15 Henrietta Street).

There will be one combined premises running between Henrietta Street and Maiden Lane with a main entrance on Henrietta Street.

The premises will trade on two floors with a ground floor and basement as per the attached plans.

Big Mamma is an established and successful operator in Westminster with their flagship restaurant known as Circolo Popolare on Rathbone Place with a total maximum occupancy of 240 customers.

This application follows the same hours for alcohol, late night refreshment as Mabel's but with the exception that opening is proposed from 8am.

The applicant is aware that the premises are in the West End stress area but the existing Mabel's licence will be surrendered; the replacement of a late night cocktail bar with entertainment by a high quality authentic Italian restaurant will both promote the licensing objectives and have a positive benefit on the stress area.

Big Mamma operates restaurants and submits this application with a significant part of the ground floor of the premises subject to model condition 38 (restaurant).

There are two areas on the ground floor and basement which are hatched in blue where the restaurant condition does not apply; it may well be that these areas will be used by customers who are seated and who are at some stage dining, but because of the current and likely prolonged effect of the pandemic, the applicant wishes to retain as much flexibility as possible because it is not clear how premises will trade, and what the demands of customers will be in the next two years.

The premises are in the stress area, but for the reasons listed below this is still a significant reduction in impact, particularly in terms of numbers on the stress area with a proven operator.

The applicant therefore concedes that the premises licence will not be a "restaurant" as defined in Westminster's licensing policy but considers that paragraphs 2.4.6 to 2.4.8 are relevant and appropriate.

In particular, the transformation from Mabel's to Big Mamma and the loss of the former licence will have the following relevant benefits:

1. The loss of all forms of entertainment including the performance of dance and live music to 00:30 on Sunday to Tuesday and 1am on Wednesday to Saturday, unrestricted recorded music and private entertainment. No entertainment is applied for here.
2. The reduction in occupancy from a premises permitted to trade on three floors (basement, mezzanine and ground floor) from 430 to 260.
3. The change from the requirement that the sale of alcohol must be ancillary to either entertainment or substantial refreshment to a significant part of the larger ground floor of the premises being subject to a model restaurant condition.
4. In practical terms the change from a large cocktail bar with entertainment to a premium food-led operation with a proven track record in Westminster.

5. The change of the principal entrance from Maiden Lane (this was the only access to Mabel's) to Henrietta Street.

6. The opportunity to impose more modern and relevant model conditions.

The applicant has not conducted a "pre-app" process but is content to discuss the application with the Responsible Authorities during the consultation process.

7. The prevention of crime and disorder

1. 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 authorized officer throughout the entire 31 period.

2. 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 premise is open. This staff member must be able to provide a Police or authorized council officer copies of recent CCTV images or date with the absolute minimum of delay when requested.

8. Public safety

1. The supply of alcohol at the premises shall only be to a person seated taking a table meal there, and for consumption by such a person as ancillary to their meal, other than in the areas hatched blue on the ground floor and basement plans.

2. In the area hatched blue in the basement, the sale and consumption of alcohol will only be to persons who are seated, and only by way of waiter or waitress service.

3. The number of persons permitted inside the whole of the premises at any one time (excluding staff) shall not exceed 260 persons.

4. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glasses or containers with them after 11pm.

9. The prevention of public nuisance

1. Sales of alcohol for consumption off the premises shall only be supplied with an ancillary takeaway meal.

10. The protection of children from harm

1. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognized photographic identification cards, such as driving licence, passport or proof of age card with the PASS Hologram.

2. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by Police or an authorized office of the City Council at all times whilst the premises is open.

EH & POLICE COMMENTS & PROPOSED CONDITIONS

20/06917/LIPN

29-30 MAIDEN LANE/15 HENRIETTA STREET

16.9.2020

David Nevitt (EH) PC Adam Deweltz (Police)

The current Issued Licence for this premises is for Mabel's – ref: **19/08294/LIPT** which allows the premises to operate to 0100hrs as a nightclub/bar with Regulated Entertainment/Music & Dancing, and was subject to the 'Rules of Management' for entertainment premises (Conditions 10 & 12). The capacity of Mabel's was specified at Condition 19: 'The number of persons accommodated (excluding staff) at the premises shall not exceed: Basement - 140 persons, Mezzanine - 150 persons, Ground Floor - 140 persons (**Total - 430 persons**).'

The current application for 'Big Mamma' (ref: 20/06917/LIPN) is for:

- Restaurant (MC38 to apply) with some bar use in 2 specified areas (seated customers, waiter/waitress service) to similar hours
- No Regulated Entertainment
- Reduced Capacity - max 260 persons
- Surrender of Licence 19/08294/LIPT
- Relocate main entrance to Henrietta Street (deliveries will be to Maiden Lane door)

The premises is located in the West End Cumulative Impact Area and seeks hours that are similar to Mabel's and slightly greater than the 'Core Hours', however, the view of EH and the Police is that on balance what is sought is a favourable change which should result in significantly reduced risk of Cumulative Impact. The applicant already operates a similar business in Rathbone Place.

The applicant is advised that the Responsible Authorities are likely to maintain Representations so that the matter may be determined at a Hearing of the Licensing Sub Committee, having regard to the City Council's Licensing Policy in respect of Cumulative Impact Areas.

- The applicant has proposed a number of suitable Model Conditions as part of the Operating Schedule.
- The applicant seeks Sale of Alcohol for consumption 'Off' the premises – EH & Police request that the applicant provides additional information about the purpose of 'Off' sales. Additional Conditions may be sought by EH & Police in respect of 'Off' Sales of Alcohol.
- EH requests that the layout and arrangement of the customer toilets in the BMT is reviewed as per the discussion at the recent site meeting.
- The applicant is requested to provide additional information about the seated capacity of the proposed Bar areas as shown on the plans.

EH & Police propose the following:

1. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

**The above condition would replace the proposed refusals log condition in the application. **

2. On Thursday, Friday and Saturday from the hours of 19:00 until closing, a minimum of 1 SIA licensed door supervisors shall be on duty at the premises. They will be deployed in the ground floor bar area. This is shown as the hatched blue area according to the plan.

3. There shall be no sales of hot food or hot drink for consumption off the premises after 23.00.

4. MC21 Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

5. MC43 No collections of waste or recycling materials (including bottles) from the premises shall take place between (23.00) and (08.00) on the following day.

6. MC57 Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.

7. MC65 No deliveries to the premises shall take place between (23.00) and (08.00) on the following day.

8. MC81 No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the licensing authority.



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

Schedule 12
Part A

WARD: St James's
UPRN: 010033537790

Premises licence

Regulation 33, 34

Premises licence
number:

19/08294/LIPT

Original Reference:

05/08054/LIPC

Part 1 – Premises details

Postal address of premises:

Mabels
29-30 Maiden Lane
London
WC2E 7JS

Telephone Number:

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Performance of Live Music
Playing of Recorded Music
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

Sunday to Tuesday: 09:00 to 00:30
Wednesday to Saturday: 09:00 to 01:00

Performance of Live Music

Sunday to Tuesday: 09:00 to 00:30
Wednesday to Saturday: 09:00 to 01:00

Playing of Recorded Music

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

Sunday to Tuesday: 09:00 to 00:30
Wednesday to Saturday: 09:00 to 01:00

Late Night Refreshment

Sunday to Tuesday: 23:00 to 01:00
Wednesday to Saturday: 23:00 to 01:30

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 Tuesday: 10:00 to 00:30
Wednesday to Saturday: 10:00 to 01:00
Sunday: 10:00 to 00:30

For times authorised for New Year see conditions at Annex 1

The opening hours of the premises:

Sunday to Tuesday: 09:00 to 01:00
Wednesday to Saturday: 09:00 to 01:30

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:

Capital & Counties Cg And Cg Nominee Limited
15 Grosvenor Street
London
W1K 4QZ

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

05860230

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

Name: Simon Charles Kennington

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: 816

Licensing Authority: Thurrock Council

Date: 22 July 2019

This licence has been authorised by Bushara Hamida 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.
- (ii) For the purposes of the condition set out in paragraph 8(i) above -
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula -

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

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

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 Number 6 the premises may remain open for the purposes of this licence from 23:00 on each of the days Sunday to Tuesday to 00:30 on the day following and from 23:00 on each of the days Wednesday to Saturday to 01:00 on the day following.
- 13. Mr Karl Harrison shall not be permitted to take any part in the day to day management of the premises.
- 14. The premises shall be adequately soundproofed to prevent noise breakout, particularly at the rear of the premises and the glazed entrance in Maiden Lane.
- 15. Whenever the premises are in use under this licence the external doors and windows shall not be fixed open after 22:00 on any day of the week.

16. The existing sound system shall not be altered or modified without the approval of the Environmental Health Officer.
17. A sound limiter device shall be fitted to the sound system which shall be set to the levels agreed by of the Environmental Health Officer. The operational panel shall then be secured and the system shall not be altered without the approval of the Environmental Health Officer.
18. No additional sound generation equipment shall be used on the premises without being routed through the sound limiter device.
19. The number of persons accommodated (excluding staff) at the premises shall not exceed: Basement - 140 persons, Mezzanine - 150 persons, Ground Floor - 140 persons (Total - 430 persons).

Conditions for Sale of Alcohol

20. There shall be no payment made by or on behalf of the licensees to any person for bringing customers to the premises.
21. No striptease, no nudity and all persons on the premises to be decently attired.
22. Substantial food and suitable beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.

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

Conditions related to the Sale of Alcohol

23. (a) Subject to the following paragraphs, the permitted hours on Monday to Tuesday shall commence at 10:00 and extend until 00:30 and on Wednesday to Saturday shall commence at 10:00 and extend until 01:00 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 01:00, the permitted hours shall end when the music and dancing end;
- (b) Except on Sundays immediately before bank holidays (apart from Easter Sunday), the permitted hours on Sundays shall extend until 00:30 on the morning following, except that-
 - (i) the permitted hours shall end at 00:00 midnight on any Sunday on which music and dancing is not provided after midnight;
 - (ii) where music and dancing end between 00:00 midnight on any Sunday and 00:30, the permitted hours on that Sunday shall end when the music and dancing end.
- (c) On Sundays immediately before bank holidays (other than Easter Sunday), the permitted hours shall extend until 01:00 on the morning following, except that-
 - (i) the permitted hours shall end at 00:00 midnight on any Sunday on which music and dancing is not provided after 00:00 midnight;

- (ii) where music and dancing end between 00:00 midnight on any Sunday and 01:00, the permitted hours on that Sunday shall end when the music and dancing end.
- (iii) the terminal hour for late night refreshment shall extend to 30 minutes after the end of permitted hour for the sale of alcohol mentioned above in c (i) and (ii)
- (d) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
- (e) 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.

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. 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.

25. 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

26. 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 the Police or authorised officer throughout the preceding 31 day period.
27. At any time when the windows and doors in the front of the premises to Maiden Lane are fixed open between 18:00 and 22:00 then the speakers of the music system on the ground floor will not be in operation except for the provision of background music.
28. Deliveries and Collections (including waste) take place only between 0800 and 2000 Monday to Saturday and 1000 to 2000 on Sunday and no rubbish to be placed or moved outside more than 30 minutes before the collection time.
29. Between the hours of 10:00 and 12:00 on a Sunday the following shall apply:-
The premises shall only operate as a restaurant
 - (i) in which customers are shown to their table,
 - (ii) where the supply of alcohol is by waiter or waitress service only,
 - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
 - (iv) which do not provide any take away service of food or drink for immediate consumption,
 - (v) which do not provide any take away service of food or drink after 23.00, and
 - (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

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: St James's
UPRN: 010033537790

Regulation 33, 34

Premises licence
number:

19/08294/LIPT

Part 1 – Premises details

Postal address of premises:

Mabels
29-30 Maiden Lane
London
WC2E 7JS

Telephone Number: Not supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Performance of Live Music
Playing of Recorded Music
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

Sunday to Tuesday: 09:00 to 00:30
Wednesday to Saturday: 09:00 to 01:00

Performance of Live Music

Sunday to Tuesday: 09:00 to 00:30
Wednesday to Saturday: 09:00 to 01:00

Playing of Recorded Music

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

Sunday to Tuesday: 09:00 to 00:30
Wednesday to Saturday: 09:00 to 01:00

Late Night Refreshment

Sunday to Tuesday: 23:00 to 01:00

Wednesday to Saturday: 23:00 to 01:30

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 Tuesday: 10:00 to 00:30

Wednesday to Saturday: 10:00 to 01:00

Sunday: 10:00 to 00:30

*For times authorised for New Year see conditions at Annex 1***The opening hours of the premises:**

Sunday to Tuesday: 09:00 to 01:00

Wednesday to Saturday: 09:00 to 01:30

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:Capital & Counties Cg And Cg Nominee Limited
15 Grosvenor Street
London
W1K 4QZ**Registered number of holder, for example company number, charity number (where applicable)**

05860230

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:**Name:** Simon Charles Kennington**State whether access to the premises by children is restricted or prohibited:**

Restricted

Date: 22 July 2019**This licence has been authorised by Bushara Hamida on behalf of the Director - Public Protection and Licensing.**

Labels Premises History

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/08054/LIPC	Conversion Licence	22.09.2005	Granted under Delegated Authority
06/08507/WCCMAP	Master Licence	17.09.2008	Granted under Delegated Authority
06/08968/LIPT	Transfer Application	20.09.2006	Granted under Delegated Authority
06/08969/LIPDPS	Application to Vary the Designated Premises Supervisor	20.09.2006	Granted under Delegated Authority
07/01495/LIPDPS	Application to Vary the Designated Premises Supervisor	22.02.2007	Granted under Delegated Authority
08/02564/LIPT	Transfer Application	07.04.2008	Granted under Delegated Authority
08/06570/LIPV	Variation application	15.09.2008	Granted under Delegated Authority
08/08931/LIPDPS	Application to Vary the Designated Premises Supervisor	25.11.2008	Granted under Delegated Authority
08/11097/LIPV	Variation application	29.01.2009	Refused by Licensing Sub-Committee
10/02082/LIPCH	Change of details	13.05.2010	Granted under Delegated Authority
10/05405/LIPDPS	Application to Vary the Designated Premises Supervisor	11.08.2010	Granted under Delegated Authority
10/09968/LIPDPS	Application to Vary the Designated Premises Supervisor	23.02.2011	Granted under Delegated Authority

11/00649/LIPDPS	Application to Vary the Designated Premises Supervisor	02.03.2011	Granted under Delegated Authority
11/10376/LIPDPS	Application to Vary the Designated Premises Supervisor	07.02.2012	Granted under Delegated Authority
12/03686/LIPDPS	Application to Vary the Designated Premises Supervisor	26.06.2012	Granted under Delegated Authority
12/06892/LIPDPS	Application to Vary the Designated Premises Supervisor	27.08.2012	Granted under Delegated Authority
12/07106/LIPDPS	Application to Vary the Designated Premises Supervisor	27.08.2012	Granted under Delegated Authority
13/00356/LIPDPS	Application to Vary the Designated Premises Supervisor	21.02.2013	Granted under Delegated Authority
13/05622/LIPDPS	Application to Vary the Designated Premises Supervisor	19.08.2013	Granted under Delegated Authority
14/07718/LIPDPS	Application to Vary the Designated Premises Supervisor	26.09.2014	Granted under Delegated Authority
14/08281/LIPV	Variation Application	31.10.2014	Granted under Delegated Authority
14/08608/LIPDPS	Application to Vary the Designated Premises Supervisor	31.10.2014	Granted under Delegated Authority
14/08657/LIPDPS	Application to Vary the Designated Premises Supervisor	31.10.2014	Granted under Delegated Authority
15/01057/LIPVM	Minor Variation Application	02.03.2015	Granted under Delegated Authority
15/01821/LIPDPS	Application to Vary the Designated Premises Supervisor	15.06.2015	Granted under Delegated Authority
15/03300/LIPDPS	Application to Vary the Designated Premises Supervisor	20.10.2015	Granted under Delegated Authority
15/03771/LIPV	Variation Application	30.06.2015	Granted under Delegated Authority

16/08208/LIPDPS	Application to Vary the Designated Premises Supervisor	02.09.2016	Granted under Delegated Authority
17/11012/LIPT	Transfer Application	25.10.2017	Granted under Delegated Authority
19/08294/LIPT	Transfer Application	22.07.2019	Granted under Delegated Authority

There is no appeal history

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

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

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

Conditions consistent with the operating schedule

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. 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 authorized officer throughout the entire 31 period.
10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premise is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or date with the absolute minimum of delay when requested.
11. The supply of alcohol at the premises shall only be to a person seated taking a table meal there, and for consumption by such a person as ancillary to their meal, other than in the areas hatched blue on the ground floor and basement plans.
12. In the area hatched blue in the basement, the sale and consumption of alcohol will only be to persons who are seated, and only by way of waiter or waitress service.
13. The number of persons permitted inside the whole of the premises at any one time (excluding staff) shall not exceed 260 persons.
14. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glasses or containers with them after 11 pm.
15. Sales of alcohol for consumption off the premises shall only be supplied with an ancillary takeaway meal.
16. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence, passport or proof of age card with the PASS Hologram.
17. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by Police or an authorised officer of the City Council at all times whilst the premises is open.

Conditions proposed by the Environmental Health and the Metropolitan Police

18. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons

- (f) any faults in the CCTV system
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

The Environmental Health Service and the Metropolitan Police service proposes to replace condition 17 with condition 18

- 19. On Thursday, Friday and Saturday from the hours of 19:00 until closing, a minimum of 1 SIA licensed door supervisors shall be on duty at the premises. They will be deployed in the ground floor bar area. This is shown as the hatched blue area according to the plan.
- 20. There shall be no sales of hot food or hot drink for consumption off the premises after 23.00.
- 21. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
- 22. No collections of waste or recycling materials (including bottles) from the premises shall take place between (23.00) and (08.00) on the following day.
- 23. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
- 24. No deliveries to the premises shall take place between (23.00) and (08.00) on the following day.
- 25. No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the licensing authority.

Conditions proposed by the Licensing Authority

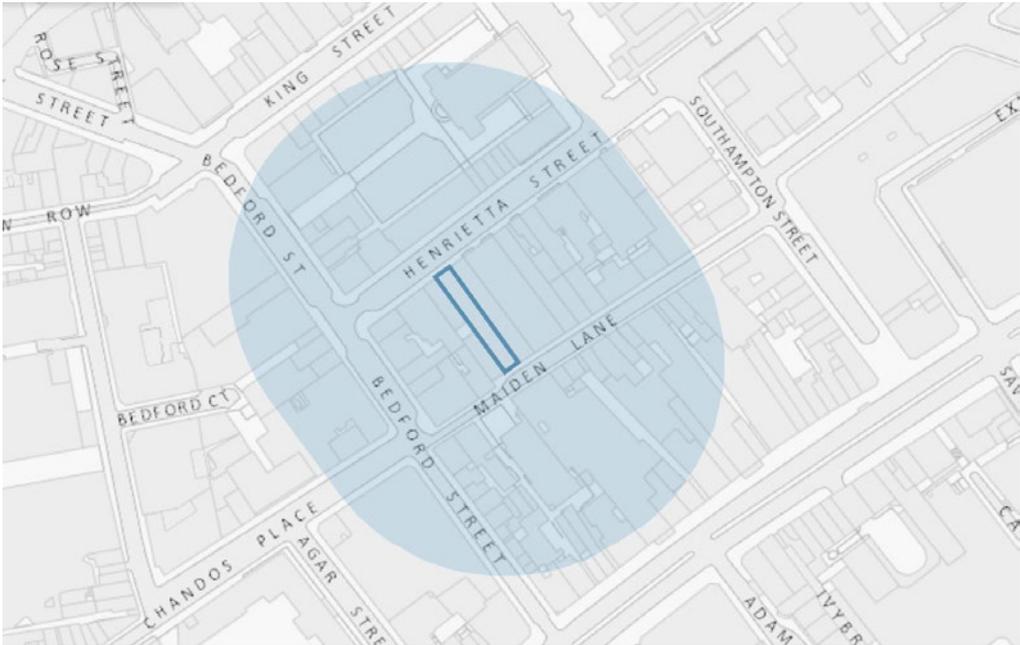
- 26. The premises shall only operate as a restaurant
 - (i) in which customers are shown to their table,
 - (ii) where the supply of alcohol is by waiter or waitress service only,
 - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
 - (iv) which do not provide any take away service of food or drink for immediate consumption,
 - (v) which do not provide any take away service of food or drink after 23.00, and
 - (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

- 27. No licensable activities shall take place at the premises until premises licence 19/08294/LIPT (or such other number subsequently issued for the premises) has been surrendered [and is incapable of resurrection].

Conditions proposed by [REDACTED]

28. Deliveries and Collections (including waste) take place only between 0800 and 2000 Monday to Saturday and 1000 to 2000 on Sunday and no rubbish to be placed or moved outside more than 30 minutes before the collection time.
29. Whenever the premises are in use under this licence the external doors and windows shall not be fixed open after 22:00 on any day of the week.
30. The premises shall operate a dispersal policy and all staff shall be trained in its implementation. The Policy will include at a minimum a requirement that a member of staff manages the exit from the premises after 22:00 and that customers leaving after 00:00 will be asked to remain inside the premises if awaiting a vehicle and that customers leaving on foot will be asked to keep in mind the residential nature of the area and will be directed to the Strand via Bedford Street in order to leave the area.
31. Last entry should be 30 minutes before the end of the sale of alcohol



Resident Count: 120

Licensed premises within 15 Henrietta Street & 29-30 Maiden Lane, London, WC2E 7JS

Licence Number	Trading Name	Address	Premises Type	Time Period
18/06136/LIPDPS	Frenchie	Basement And Ground Floor 16 Henrietta Street London WC2E 8QH	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/11322/LIPDPS	Cinnamon	28 Maiden Lane London WC2E 7JS	Restaurant	Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sunday; 10:00 - 23:00 Sundays before Bank Holidays; 12:00 - 00:00
16/11291/LIPDPS	Cinnamon	28 Maiden Lane London WC2E 7JS	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/04275/LIPCH	La Perla	28 Maiden Lane London WC2E 7JS	Restaurant	Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sunday; 10:00 - 23:00 Sundays before Bank Holidays; 12:00 - 00:00
19/08294/LIPT	Mabels	29-30 Maiden Lane London WC2E 7JS	Night clubs and discos	Wednesday to Saturday; 09:00 - 01:30 Sunday to Tuesday; 09:00 - 01:00
19/15170/LIPDPS	Henrietta Street Hotel	15 Henrietta Street London WC2E 8QG	Hotel, 3 star or under	Not Recorded; XXXX - XXXX
17/06583/LIPDPS	Flat Iron	17 - 18 Henrietta Street London WC2E 8QH	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00

19/14351/LIPDPS	Fire And Stone	31-32 Maiden Lane London WC2E 7JS	Restaurant	Monday to Sunday; 00:00 - 00:00
20/05529/LIPN	(Shadow Licence)	11 Henrietta Street London WC2E 8PY	Restaurant	Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 22:50
20/00899/LIPDPS	Sticks n Sushi	11 Henrietta Street London WC2E 8PY	Restaurant	Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 22:50
20/01316/LIPDPS	All Bar One	Basement And Ground Floor 35-36 Bedford Street London WC2E 9EN	Public house or pub restaurant	Monday to Thursday; 08:00 - 23:30 Friday to Saturday; 08:00 - 00:00 Sunday; 08:00 - 22:50 Sundays before Bank Holidays; 08:00 - 00:00
18/09935/LIPV	Lady Of The Grapes	16 Maiden Lane London WC2E 7NJ	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
18/13136/LIPRW	Rules Restaurant	34 - 35 Maiden Lane London WC2E 7LB	Restaurant	Monday; 10:00 - 00:30 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
20/04158/LIPN	Shadow Licence	23 - 24 Henrietta Street London WC2E 8ND	Not Recorded	Monday; 08:00 - 23:30 Tuesday; 08:00 - 23:30 Wednesday;

				08:00 - 23:30 Thursday; 08:00 - 23:30 Friday; 08:00 - 23:30 Saturday; 08:00 - 23:30 Sunday; 08:00 - 23:00
18/12431/LIPDPS	Avobar	23 - 24 Henrietta Street London WC2E 8ND	Not Recorded	
14/06782/LIPVM	The Porterhouse Public House	21-22 Maiden Lane London WC2E 7NA	Restaurant	Monday to Saturday; 09:00 - 00:30 Sunday; 12:00 - 23:00
20/04724/LIPV	Condesa Tapas Bar	15 Maiden Lane London WC2E 7NG	Cafe	Friday to Saturday; 10:00 - 23:30 Sunday; 10:00 - 22:00 Sunday to Thursday; 10:00 - 23:00 Sundays before Bank Holidays; 12:00 - 00:00
17/14664/LIPDPS	Ping Pong	23 - 24 Maiden Lane London WC2E 7NP	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
20/02518/LIPVM	Adelphi Theatre	411 Strand London WC2R 0NS	Theatre	Monday to Friday; 09:00 - 04:00 Saturday; 09:00 - 00:00 Sunday; 09:00 - 00:00
20/01464/LIPV	Cora Pearl	30 Henrietta Street London WC2E 8NA	Restaurant	Monday; 10:00 - 01:00 Tuesday; 10:00 - 01:00 Wednesday; 10:00 - 01:00 Thursday; 10:00 - 01:00 Friday; 10:00 - 01:00 Saturday; 10:00 - 01:00 Sunday; 12:00 - 00:00

19/00529/LIPDPS	Gourmet Burger Kitchen	Ground Floor 13 - 14 Maiden Lane London WC2E 7NE	Restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:50 Sundays before Bank Holidays; 12:00 - 00:00
17/08902/LIPN	Host Coffee	31 Henrietta Street London WC2E 8NA	Cafe	Monday to Wednesday; 07:30 - 21:00 Thursday to Friday; 07:30 - 22:00 Saturday; 08:30 - 22:00 Sunday; 10:00 - 19:00
19/08907/LIPN	Unit 2	15 Bedford Street London WC2E 9HE	Restaurant	Monday; 10:00 - 23:30 Tuesday; 10:00 - 23:30 Wednesday; 10:00 - 23:30 Thursday; 10:00 - 23:30 Friday; 10:00 - 00:00 Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30
19/10749/LIPDPS	Z Hotel	31 - 32 Bedford Street London WC2E 9ED	Hotel, 4+ star or major chain	Monday to Sunday; 07:00 - 23:00
18/08785/LIPN	Oystermen	31 - 32 Henrietta Street London WC2E 8NA	Restaurant	Monday to Thursday; 08:00 - 23:30 Friday to Saturday; 08:00 - 00:00 Sunday; 10:00 - 22:30
17/10013/LIPDPS	Masons Cafe Bar	Basement And Ground Floor 5 - 6 Henrietta Street London WC2E 8PT	Restaurant	Monday to Saturday; 07:30 - 00:00 Sunday; 09:00 - 23:30

20/04442/LIPV	Din Tai Fung	5-6 Henrietta Street London WC2E 8PS	Not Recorded	Monday to Sunday; 11:00 - 00:00
20/02843/LIPDPS	Wagamama	17 Bedford Street London WC2E 9HP	Restaurant	Monday to Saturday; 09:00 - 00:00 Sunday; 09:30 - 23:00
06/08066/WCCMAP	Pasta Brown	31 Bedford Street London WC2E 9EH	Cafe	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
16/10196/LIPCH	Franco Manca	38 - 39 Maiden Lane London WC2E 7LJ	Restaurant	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
17/08375/LIPT	Not Recorded	45 Bedford Street London WC2E 9HA	Not Recorded	Monday to Sunday; 10:00 - 00:30 Sunday; 12:00 - 00:00
18/01407/LIPVM	Nandos	67-68 Chandos Place London WC2N 4HG	Restaurant	Not Recorded; XXXX - XXXX
19/13260/LIPDPS	The Big Easy	Lower Ground Floor And Ground Floor 12 Maiden Lane London WC2E 7NA	Restaurant	Monday to Saturday; 10:00 - 01:00 Sunday; 12:00 - 23:00
19/07706/LIPDPS	Moto	Ground Floor 7 - 8 Maiden Lane London WC2E 7NA	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
18/14542/LIPDPS	Carbon (Bedford Street)	46 Bedford Street London WC2E 9HA	Restaurant	Monday to Thursday; 11:00 - 23:00 Friday to Saturday; 11:00 - 00:00 Sunday; 11:00 - 23:00
19/08735/LIPVM	Maple Leaf	Ground Floor 41 Maiden	Public house or pub restaurant	Monday to Thursday; 10:00 - 23:30

		Lane London WC2E 7LJ		Friday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 22:30
19/01971/LIPT	Da Polpo	Ground Floor 6 Maiden Lane London WC2E 7NA	Restaurant	Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sunday; 10:00 - 23:00 Sundays before Bank Holidays; 09:00 - 00:30
20/08135/LIPT	Wahaca	66 Chandos Place London SW1A 1AB	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 10:00 - 00:00
20/03033/LIPDPS	TGI Fridays	Ground Floor 6 Bedford Street London WC2E 9HZ	Restaurant	Monday to Thursday; 10:00 - 00:30 Friday to Saturday; 10:00 - 01:30 Sunday; 12:00 - 00:00
19/06487/LIPDPS	Paul Patisserie	Ground Floor Inigo House 29 Bedford Street London WC2E 9ED	Shop	Monday to Saturday; 07:30 - 23:30 Sunday; 09:00 - 23:00
19/00356/LIPN	Kalamaki Street Greek	Basement And Ground Floor 49 Bedford Street London WC2E 9HA	Restaurant	Monday to Sunday; 11:00 - 23:00
12/09819/LIPVM	The Port House	417 Strand London WC2R 0PD	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
19/03444/LIPDPS	Nell Gwynne Public House	1 - 2 Bull Inn Court London WC2R 0AL	Pub or pub restaurant with lodge	Monday to Saturday; 10:00 - 23:30 Sunday; 12:00 - 23:00
19/14676/LIPV	Not Recorded	50 Bedford Street London	Hotel, 3 star or under	Monday; 00:00 - 00:00 Tuesday;

		WC2E 9HA		00:00 - 00:00 Wednesday; 00:00 - 00:00 Thursday; 00:00 - 00:00 Friday; 00:00 - 00:00 Saturday; 00:00 - 00:00 Sunday; 00:00 - 00:00
15/04356/LIPN	St Paul's Church And Grounds	St Pauls Church Bedford Street London WC2E 9ED	Village hall, scout hut or similar	Monday to Sunday; 00:00 - 00:00
20/02633/LIPDPS	Byron	409 - 410 Strand London WC2R 0NS	Restaurant	Monday to Thursday; 12:00 - 23:30 Friday to Saturday; 12:00 - 00:00 Sunday; 12:00 - 23:00