



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	27 May 2021
Licensing Ref No:	21/00693/LIPV - Premises Licence Variation
Title of Report:	Balans Cafe 34 Old Compton Street London W1D 4TR
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Karyn Abbott Senior Licensing Officer
Contact details	Telephone: 07866 019698 Email: kabbott@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	1 February 2021		
Applicant:	Running Hare Restaurants Ltd		
Premises:	Balans Cafe		
Premises address:	34 Old Compton Street London W1D 4TR	Ward:	West End
		Cumulative Impact Area:	West End
		Special Consideration Zone:	None
Premises description:	The premises is currently operating as a restaurant and café.		
Variation description:	<p>This variation application seeks to permit the following:</p> <ul style="list-style-type: none"> To amalgamate the hours for Late Night Refreshment in all parts of the premises to; Late Night Refreshment: Monday to Sunday 23:00 - 05:00 To extend the hours for the sale of alcohol to 01:00 Monday to Sunday in all parts of the premises. Retail Sale of Alcohol: Monday to Saturday 10:00 to 01:00, Sunday: 12:00 to 01:00 <p>The opening hours remain unchanged.</p>		
Premises licence history:	<p>The premises has had a benefit of a premises licence since 2015. The current premises 21 licence can be viewed at Appendix 1 of this report.</p> <p>The premises previously had the benefit of two further licences both of which were surrendered in 2015. The licence history can be found at Appendix 3.</p>		
Applicant submissions:	<p>During the consultation period the applicant submitted conditions which can be found viewed at Appendix 4.</p> <p>A Dispersal Policy was provided by the applicant during consultation. This can be found at Appendix 2.</p>		
Applicant amendments:	<p>Conditions have been agreed during the consultation period with Environmental Health and these conditions can be found at Appendix 4.</p>		

1-B Current and proposed licensable activities, areas and hours						
Late night refreshment – 34-34A Old Compton Street						
Indoors, outdoors or both			Current :		Proposed:	
			Indoors		No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	05:00	No Change to Timings		Ground Floor	No Change
Tuesday	23:00	05:00				
Wednesday	23:00	05:00				
Thursday	23:00	05:00				
Friday	23:00	05:00				
Saturday	23:00	05:00				
Sunday	23:00	05:00				
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.			No Change	

Sale by Retail of Alcohol - 34-34A Old Compton Street						
On or off sales			Current :		Proposed:	
			Both		No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	23:30	10:00	01:00	Ground Floor	No Change
Tuesday	10:00	23:30	10:00	01:00		
Wednesday	10:00	23:30	10:00	01:00		
Thursday	10:00	23:30	10:00	01:00		
Friday	10:00	23:30	10:00	01:00		
Saturday	10:00	23:30	10:00	01:00		
Sunday	12:00	23:30	12:00	01:00		
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.			No Change	

Late night refreshment – 34B Old Compton Street						
Indoors, outdoors or both			Current :		Proposed:	
			Indoors		No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	01:00	23:00	05:00	Ground Floor	No Change
Tuesday	23:00	01:00	23:00	05:00		
Wednesday	23:00	01:00	23:00	05:00		
Thursday	23:00	01:00	23:00	05:00		
Friday	23:00	05:00	No Change			

Saturday	23:00	05:00	No Change			
Sunday	23:00	01:00	23:00	05:00		
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.				No Change	

Sale by Retail of Alcohol – 34B Old Compton Street						
On or off sales			Current :		Proposed:	
			Both		No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	23:30	10:00	01:00	Ground Floor	No Change
Tuesday	10:00	23:30	10:00	01:00		
Wednesday	10:00	23:30	10:00	01:00		
Thursday	10:00	23:30	10:00	01:00		
Friday	10:00	00:00	10:00	01:00		
Saturday	10:00	00:00	10:00	01:00		
Sunday	12:00	22:30	12:00	01:00		
Seasonal variations/ Non-standard timings:	Current:					
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.				No Change	

Late night refreshment – 23A – 23B Frith Street						
Indoors, outdoors or both			Current :		Proposed:	
			Indoors		Indoors	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	23:30	23:00	05:00	Ground Floor	No Change
Tuesday	23:00	23:30	23:00	05:00		
Wednesday	23:00	23:30	23:00	05:00		
Thursday	23:00	23:30	23:00	05:00		
Friday	23:00	00:00	23:00	05:00		
Saturday	23:00	00:00	23:00	05:00		
Sunday	Not Proposed		23:00	05:00		
Seasonal variations/ Non-standard timings:	Current:					
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.				No Change	

Sale by Retail of Alcohol – 23A – 23B Frith Street						
On or off sales			Current :		Proposed:	
			Both		No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	23:30	10:00	01:00	Ground Floor	No Change

Tuesday	10:00	23:30	10:00	01:00		
Wednesday	10:00	23:30	10:00	01:00		
Thursday	10:00	23:30	10:00	01:00		
Friday	10:00	00:00	10:00	01:00		
Saturday	10:00	00:00	10:00	01:00		
Sunday	12:00	22:30	12:00	01:00		
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.				No Change	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	05:00	No Change		Ground Floor	No Change
Tuesday	10:00	05:00				
Wednesday	10:00	05:00				
Thursday	10:00	05:00				
Friday	10:00	05:00				
Saturday	10:00	05:00				
Sunday	12:00	05:00				
Seasonal variations/ Non-standard timings:	Current:					
	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.				From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.	

1-C Layout alteration
No layout changes proposed in this variation application.

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police Service
Representative:	PC Adam Deweltz
Received:	11 February 2021
<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>Westminster Police Licensing will be in contact at some point to discuss the application further.</p>	

Responsible Authority:	Environmental Health Service
Representative:	Maxwell Owusu Koduah
Received:	19 February 2021

I refer to the variation application for the above-mentioned premises. The premises is located within the West End Cumulative Impact Area. I have considered the information that you have provided within and accompanying this application. I have also considered the proposed variation in line with the relevant policies within the Councils Statement of Licensing Policy dated January 2021.

The applicant is seeking the following:

1. Supply of alcohol for consumption on the premises at 34 – 34A Old Compton Street

From	To
Monday to Saturday 10:00 to 23:30 hours	Monday to Saturday 10:00 to 01:00 hours
Sunday: 12:00 to 23:30 hours	Sunday: 12:00 to 01:00 hours

1. Provision of late-night refreshment indoors at 34B Old Compton Street

From	To
Sunday to Thursday: 23:00 to 01:00 hours	Sunday to Thursday: 23:00 to 05:00 hours

2. Supply of alcohol for consumption on the premises at 34B Old Compton Street

From	To
Monday to Thursday: 10:00 to 23:30 hours	Monday to Thursday: 10:00 to 01:00 hours
Friday to Saturday 10:00 to 00:00 hours	Friday to Saturday 10:00 to 01:00 hours
Sunday: 12:00 to 22:30 hours	Sunday: 12:00 to 01:00 hours

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

1. The supply of alcohol and hours requested for 34 – 34A Old Compton Street have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area
2. The hours requested to provide late night refreshment at 34B Old Compton Street have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area
3. The supply of alcohol and hours requested for 34B Old Compton Street have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area

Condition 13 permits a maximum of 50 persons at the premises (excluding staff). Additional information is required regarding how this capacity is distributed over the entire premises which include: 34 – 34A Old Compton Street, 34B Old Compton Street & 23A - 23B Frith Street.

As presented, the application would have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area

Applicant is asked to contact the undersigned for further discussion and following this, additional conditions may be recommended by Environmental Health to support the licensing objectives

Prevention of Public Nuisance and Public Safety.

Conditions have been proposed by Environmental Health and agreed with the applicant and can be found at Appendix 4.

Responsible Authority:	Licensing Authority
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Representative:	Michelle Steward
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Received:	26 February 2021
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I write in relation to the application submitted for a variation of the premises licence for Balans Café, 34 Old Compton Street, London, W1D 4TR

As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011, the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the four Licensing Objectives:

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

The premises are currently licensed for the following hours:

The application seeks the following:

- To amalgamate the hours for Late Night Refreshment in all parts of the premises, as set out below.
- To extend the hours for the sale of alcohol to 01:00 Monday to Sunday in all parts of the premises.
ie hours for the entire premises **for on and off sales:**

Late Night Refreshment Monday to Sunday : 23:00 - 05:00

Alcohol: Monday to Saturday 10:00 to 01:00,

Sunday: 12:00 to 01:00

The opening hours to remain unchanged.

The premises is located within the West End Cumulative Impact Area and as such various policy points must be considered, namely CIP1 (A to D) and HRS1 (A and B 1-14).

Westminster's Licensing Policy 2021 states Core Hours for Restaurants:

C. For the purpose of Clauses A and B above, the Core Hours for this application are:

8. Restaurants Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am.

Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am.

The Licensing Authority raises concerns with the increase of hours and how this increase in the terminal hour will add to cumulative impact in the West End cumulative impact area, in accordance with policy CIP1 and HRS1.

The applicant is required to provide further information regarding the operation of the premises and to be able to understand the context behind the different areas:

1. How, if granted, would the additional hours operate as it is noted that the extension is both on and off the premises for both Late Night Refreshment and the Sale by Retail of Alcohol?

2. How do the separate areas operate at 34 Old Compton Street and 23A - 23B Frith Street, please provide additional information.
3. Is the applicant intending to operate as a late night café including deliveries and how this will be operated; will the deliveries involve for example; Deliveroo or if customers will attend the premises to collect takeaway food and alcohol?
4. Does the applicant have a Dispersal Policy? If so, please provide a copy and
5. What provisions will be in place to mitigate any possible issues regarding noise and nuisance if the later terminal hour was granted?

The Licensing Authority encourages the applicant to provide further submissions as how this increase will not add to cumulative impact.

The Licensing Authority's policies, in relation to the Cumulative Impact Areas, are directed at the global and cumulative effects of licences on the area as a whole. The Licensing Authority encourages the applicant to provide further submissions as to how the premises will not add to cumulative impact in the cumulative impact area, as per policy CIP1.

The applicant will need to satisfy the concerns of the Licensing Authority by demonstrating that the application will not add to cumulative impact if granted. It will be for Licensing Sub-Committee Members to determine this application, given its location within the West End Cumulative Impact area and the proposed hours of operation.

The Licensing Authority looks forward to receiving further submissions from the applicant in due course.

Please accept this as a formal representation.

2-B Other Persons			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Support
Received:	15 February 2021		
<p>I live directly above Balans, and have for the past 3 years. I've never had any issue with nuisance from Balans customers or staff due to licensing hours, alcohol or disturbing customers. I wholeheartedly support their application.</p>			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Support
Received:	15 February 2021		
<p>Good evening, I'm writing to support Balans on their request for the extension of their licence. I used to busy streets and a certain amount of noise, Balans is not somewhere that has caused me issues or disturbance whilst living in the area. Regards</p>			

Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Support
Received:	15 February 2021		
Balans is a real attraction in Soho, and serves the local community well. Their staff are very attentive to the local area, and ensure there is no disruption by their diners. They should be encouraged and supported, as the locals use their service, and they contribute to the local economy through employment. I support them 100%			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Support
Received:	15 February 2021		
Soho is dying on it's feet and we need to keep it alive. This will attract footfall and ensure our local community is able to survive, not only this pandemic, but also the corporate takeover which is killing the local identity.			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Support
Received:	16 February 2021		
I write in support of Balans application to extend their licence at their no. 34 location on Old Compton Street.			
I live at Apartment [REDACTED] in Soho just yards away. There have never to my knowledge been any issues with crime or anti-social behaviour from the customers at Balans and I enjoy their restaurant myself very much.			
Soho is a vibrant, fun and exciting part of town and businesses, especially now, need all the help they can get to survive.			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	28 February 2021		
I would like to object to the granting of this licence to the hours requested. It's way beyond core hours, particularly on a Sunday (1 am is being requested) Old Compton Street / Frith Street already has far too many late night licences. Also this is against Westminster's Licensing Policy besides being in the cumulative impact zone. There are a lot of residents on Frith Street / Old Compton Street and in addition it's a high crime area.			

Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	28 February 2021		

We write to make a relevant representation to the above application on behalf of The Soho Society.

The Soho Society objects to this application as it is currently presented, on the grounds of prevention of crime and disorder, prevention of public nuisance, public safety and cumulative impact in the West End Cumulative Impact Area.

About The Soho Society

The Soho Society is a charitable company limited by guarantee established in 1972. The Society is a recognised amenity group and was formed to make Soho a better place to live, work or visit by preserving and enhancing the area's existing diversity of character and uses, and by improving its facilities, amenities and environment. In particular, the Society supports the Westminster City Council's policies, including the cumulative impact policy, as set out in the Statement of Licensing Policy.

Application summary

Premises variation

1. To amalgamate the hours for late night refreshment in all parts of the premises
2. To extend the hours for the sale of alcohol to 01:00 Monday to Sunday in all parts of the premises i.e. hours for the entire premises.
3. Opening hours to remain the same.

Sale of alcohol: Mon - Sat: 10:00 - 01:00. Sun: 12:00 - 01:00

Late night refreshment: Mon - Sun: 23:00 - 05:00

Hours open to the public: Mon-Sat: 10:00 - 05:00. Sun: 12:00 - 05:00

Current licence

34 - 34A, Old Compton Street

Sale of alcohol: Mon-Sat: 10:00 - 23:30. Sun: 12:00 - 23:30

Late night refreshment: Mon-Sun: 23:00 - 05:00

34B, Old Compton Street

Sale of alcohol: Mon- Thurs: 10:00 - 23:30. Fri - Sat: 10:00 - 00:00. Sun: 12:00 - 22:30

Late night refreshment: Sun - Thurs: 23:00 - 01:00. Fri - Sat: 23:00 - 05:00

23A - 23B Frith Street

Sale of alcohol: Mon- Thurs: 10:00 - 23:30. Fri - Sat: 10:00 - 00:00. Sun: 12:00 - 22:30

Late night refreshment: Mon - Thurs: 23:00 - 23:30. Fri - Sat: 23:00 - 00:00

Opening hours of the premises: Mon-Sat: 10:00 - 05:00. Sun: 12:00 - 00:00

Capacity: 50

The application

We object to this application on the following grounds,

• **Premises history:** in 2014 Soho Estates applied for planning permission (14/06129/FULL) to extend the existing premises of Balans Café at 34-34A, Old Compton Street to include 34B Old Compton St and 23A & 23B Frith St. The applicant also discussed the application with the Soho Society at its Planning Committee meeting. The subsequent Westminster Planning Applications Committee report states at **6.3. Residential Amenity**, *'The nearest residential units to the application site(s) are directly above. The existing restaurant operates on a 24-hour basis. While it is acknowledged that the area is characterised by late night entertainment uses, intensifying this night operation further across the enlarged unit could potentially lead to the use having a detrimental effect on the residential units above. As such, the applicant has agreed to a condition being imposed that would restrict the hours of operation of the new restaurant floor space only to between 07:00 and 00:00 Sundays to Thursdays and to between 07:00*

and 00:30 Fridays and Saturdays. The decision notice Condition 4 states, **'The area hatched in red on drawing number 021 shall only be open to members of the public between the hours of 07:00 and 00:00 Sunday to Thursday and between 07:00 and 00:30 Fridays and Saturdays. (our emphasis). Reason: to protect the privacy and environment of people in neighbouring properties.'** Since this decision and the agreement of the applicant was made, the rates of crime and disorder and public nuisance has increased in the West End as evidenced within the 2020 Cumulative Impact Assessment. It is therefore our view that cumulative impact and nuisance to residents will increase if this application in full were to be successful. (Appendix 1: Planning decision - area hatched in red drawing number 021)

- **Hours:** it seeks to extend the sale of alcohol to 01:00 across all areas Monday to Sunday, and to amalgamate late night refreshment in all parts of the premises to 05:00 Monday to Sunday. The sale of alcohol extension is beyond core hours and will extend the current licence by 1.5 hours with a capacity of 50. It also seeks to extend the 5am late night café licence across all parts of the premises which is in breach of the planning condition highlighted above. Furthermore, these licences lead to nuisance as identified by the Cumulative Impact Assessment 2020 which states, *D4. 'The West End Cumulative Impact Zone has been identified because the cumulative effect of the concentration of late night and drink led premises and/or night cafés has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses.'* This application will create an additional 1am alcohol and 5am late night refreshment licence in a street already saturated with food, drink and entertainment uses (see below).

- **Night time economy:** Soho is at the forefront of the late-night economy in Westminster with its numerous restaurants, bars and entertainment establishments. The area is densely populated at night with people drinking on the street, creating loud levels of noise, causing disturbance and anti-social behaviour. In Soho between **01:00 - 06:00 there are 114 licensed premises** for the sale of alcohol in Soho, ***capacity of these premises being 20,483.** This application will add an additional 01:00 licence to this number. We believe this addition cannot be justified and will add to cumulative impact. (*capacity not stated on 16 premises licences).

- **Old Compton Street** is a vibrant and diverse street offering a range of mixed uses, predominantly residential accommodation, restaurants, retail shops, bars and pubs. It attracts large numbers of people during the daytime but even greater numbers at night due to the high number of evening / late night premises. There are **31** such premises, **22 restaurants, 4 bars, 4 pubs and 1 members club** with licences between the hours of **00:00 - 03:30 with a capacity of 2,033 for 18 premises (capacity not stated on 13 licences).** The breakdown shows **20 licences until 00:00, capacity 483 for 8 premises (12 not recorded), 7 until 01:00, capacity 845 (1 not recorded) and 4 until 03:00, capacity 695.** Therefore, as you will appreciate, the street is already saturated with premises serving alcohol and in our view it cannot accommodate another late night licence.

Old Compton Street is also surrounded by streets densely populated with late night venues. **Greek Street** is in close proximity and has **23** premises ranging from bars, private members clubs and restaurants with late night licences between the hours of **00:00 - 03:30, with a capacity of 3,442 for 19 premises (capacity not stated in 4 licences).**

In our view these streets and including the neighbouring **Frith Street with its 23 licensed premises, capacity 2,022 (7 not recorded) and Dean Street 29, capacity 2,505 (8 not recorded) has the largest concentration of licences than any other area in Soho, 106 in total, with a capacity to be 9,992 (where known),** providing evidence that the additional licence cannot be justified in this area, and there are no exceptional circumstances in this case.

- **Residents - Old Compton Street:** there are a significant number of residential properties in the street we've counted 31 with over 164 flats, including 7 flats above these premises. The planning condition clearly stated the need **'to protect the privacy and environment of people in the neighbouring properties'**. We agree and are particularly concerned that residents will be disturbed by the noise from people standing outside smoking, or waiting for and being picked up by taxis, pedicabs waiting outside blaring out loud music. Residents live along the whole length of Old Compton St and due to the large number of restaurants, bars and pubs they already

suffer from noise disturbance, anti-social behaviour and increased crime and disorder. Old Compton Street attracts large numbers of people on a night out either eating or drinking in the numerous premises or just walking through and hanging around. It is an extremely busy and noisy street late at night attracting criminal activity and public nuisance (see Prevention of Crime and Disorder and Prevention of Nuisance below).

• **Soho post COVID-19:** following the huge success of the roll-out of the vaccine programme, the Government recently set out a 4 step roadmap to the removal of the current lockdown rules, culminating with the end of all limits on social contact, which will result in the full opening of all sectors of the hospitality industry. We anticipate Soho will quickly recover to pre-COVID times. This was evidenced by the numbers of people who returned to the area during the summer of 2020. In our view the numbers of people were higher than in pre-pandemic times. As a result, the high level of cumulative impact identified within the Cumulative Impact Assessment 2020 will return and continue to rise which is a concern for many residents.

Statement of Licensing Policy 2021

Reviewing the Statement of Licensing Policy ('SoLP'), the following policies apply to this application.

Core Hours Policy: A) Applications within the core hours are set within the policy, they will generally be granted for the relevant premises' uses, subject to not being contrary to other policies in the SoLP.

B) Applications for hours outside of the core hours set out in Clause C will be considered on their merits, subject to other relevant policies and with particular regard to 14 points which includes the following:

1. The demonstration of compliance in the requirements of policies CD1, PS1, PN1, and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and disorder, public safety, public nuisance and the protection of children from harm.

Clause C: Restaurants

Monday to Thursday: 9am to 11.30pm

Friday and Saturday: 9am to 12am

Sunday: 9am to 10.30pm

Cumulative Impact Policy CIP1: A. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone for pubs and bars, fast food premises and music and dancing and similar entertainment, other than to:

1. Vary the hours within the Core Hours under Policy HRS1, and/or
2. Vary the licence to reduce the overall capacity of the premises.

C. 'Applications for other premises types within the West End Cumulative Impact Zones will be subject to other policies within this statement and must demonstrate that they will not add to cumulative impact.'

D4. 'The West End Cumulative Impact Zone has been identified because the cumulative effect of the concentration of late night and drink led premises and/or night cafés has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses. The extent of crime and disorder and public nuisance in the West End Cumulative Impact Zone arises from the number of people there late at night, a considerable number of them being intoxicated.'

D.23. 'The nature of cumulative impact is that it is cumulative and affects not only the immediate vicinity of the premises, but a wider area; thus the number of people visiting the premises, the nature of licensable activities and the lateness of operations have an impact on an area as a whole, irrespective of whether or not there is residential accommodation in proximity to the premises.'

Restaurants Policy RTN1: The Policy states, 'B. Applications inside the West End Cumulative Impact Zone will generally be granted subject to ...' and goes on to list four criteria one of which being,

3. 'The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone.'

F117. 'The granting of the later hours for restaurants would depend on the extent to which the

service of customers, closing up operations and customers leaving premises would be likely to give rise to public nuisance and crime and disorder. This would take into account the extent of activities, the operation of plant and equipment and the proximity of residential property.'
'When considering applications for the sale of alcohol after 12am where representations are made on the grounds of prevention of crime and disorder or public nuisance the council will take into account the increased likelihood of crime and disorder and the greater disturbance from activities late at night.'

The Licensing Objectives

This application fails the policy test and also fails to promote the licensing objectives and we object on the following grounds.

Prevention of Crime and Disorder - CD1

Under this Policy the criteria applied is, *'whether the premises make or will make a significant contribution to levels of crime and disorder, and whether the operating schedule is based on an adequate risk assessment, undertaken by the applicant, which takes account of all the relevant considerations below to reduce the likelihood of crime and disorder occurring as a result of the grant of the application.'*

The recently published Cumulative Impact Assessment 2020 presents overwhelming evidence of the year on year increase in cumulative impact in the West End Zone 1, **it highlights the rate of crime as 10 – 13 times higher between 6pm - 6am compared to the borough average.** It goes on to detail the number and types of crimes in the West End as presented below,

- **Public realm crimes:** (serious violence, robberies, theft and drug offences), alcohol-related call-outs incidents, anti-social behaviour and demands on services were prevalent in Westminster between 2017 and 2019, among the highest in London and the country. All incidents observed concentrated in the West End many occurring in the evening and at night as well as weekends.

- **Total incident type 2017-2019:** serious violent crimes Night, 795 - proportion of Borough's incidents (31%). Robberies Night, 2,237 (33%). Theft and Handling Night, 24,407 (33%). Drug Offences Night, 1,529 (40%). Noise Complaints Night, 1,389 (16%). Reactive Waste Management, 6,630 (10%). Ambulance call-outs to locations of licensed premises, 5,353 (22%). Anti-Social behaviour on transport Night, 592 (13%), Anti-Social behaviour MPS, 9,662 (16%). Total = 50,594.

- **Data description of incidents in 2017-2019** found all incident categories observed varied both in space and time. Many occurred in the evening and at night and on weekends when alcohol related activities typically peak. Incidents were primarily concentrated in the West End where licensed premises are disproportionately concentrated.

- **Robberies:** clustered within the West End, Charing Cross, Oxford Street in the evening and night.

- **Serious violent crimes:** recorded between **6pm and 6am** concentrated overwhelmingly in the West End.

- **Drug related crimes:** Westminster recorded the highest volume of drug offences of any borough between 2017-2019. Half of crimes were reported (48%) in the evening and night time. Drug related crimes between **6pm - 6am** were significantly clustered in and around the West End to varying degrees.

- **Theft and Handling:** most common crime type in the borough, and in the evening and night they are particularly concentrated in the West End and along Oxford Street.

Comparing crime statistics in and around Old Compton St between September 2019 to February 2020 shows high levels of crimes in this small area of Soho,

**Old Compton St : Robbery = 19, Theft person = 162, Violence with injury = 47.
All crime = 429.**

Dean St : Robbery = 12, Theft person = 57, Violence with injury = 30. All crime = 280.

Greek St : Robbery = 12, Theft person = 76, Violence with injury = 33. All crime = 244

Frith St : Robbery = 13, Theft person = 46, Violence with injury = 23. All crime = 143.

Old Compton Street records the highest number of crimes compared to the other streets which surround it - **200% more crime than Frith Street, 75% more than Greek Street and 53% more than Dean Street.**

Criminal activity is not limited to these types of crimes at night, these streets and especially Old Compton St also attract drug dealers who are in the area targeting people as they leave premises. There are more dealers in the area at night than during the daytime, this is linked to the large number of late night venues which in turn creates the drug market.

We have provided evidence of the high levels of crime in this street and surrounding area. We believe if the application is granted it will contribute to the existing levels of crime and disorder and therefore should be refused.

Prevention of Public Nuisance Policy PN1

Under this Policy the criteria applied states, *'the potential for nuisance associated with the style, characteristics and activities of the business to be carried on at the premises and the potential steps which could be taken to reduce the risk of a nuisance occurring. This will particularly apply in areas of residential accommodation and where there is residential accommodation in the proximity of the premises.'*

There are a large number of residential properties on Old Compton Street and at night the street becomes the 'venue' where large numbers of people gather outside the bars and restaurants or just walk through. It is extremely noisy which is compounded by pedicabs parked in the street blaring out loud music creating a significant noise nuisance. The planning decision

'...acknowledged that the area is characterised by late night entertainment uses, intensifying this night operation further across the enlarged unit could potentially lead to the use having a detrimental effect on the residential units above' and thereby agreed to impose condition 4 *'to protect the privacy and environment of people in neighbouring properties'* residents already suffer from noise disturbance, nuisance and antisocial behaviour, this application will result in a further reduction in residential amenity.

Public Safety - PS1

Under this objective the applicant needs to *'... demonstrate that the public will be safe within and in the vicinity of the premises,'* and goes on to state *'Crime, disorder and antisocial behaviour inside and in the vicinity of licensed premises may threaten public safety and affect perceptions of public safety.'* Drunk and highly intoxicated people on the streets late at night are very vulnerable requiring support and to prevent them from becoming victims of crime. To help people who become vulnerable on a night out Westminster City Council with the LGBT foundation has established the Soho Angels. As the Committee will know, these are group of volunteers who work on Friday and Saturday nights between 10pm and 5am helping vulnerable or distressed people on a night out. They work with St. John Ambulance who provide medical assistance at an eight-bedded night hub in St. Anne's Church on Dean Street. In their first year of operation they helped over 1,200 people, with medical assistance being given to 230 cases of which 80 were classed as serious incidents, and 40 crimes were reported. This is further evidence of the impact of the high number of late night uses and large numbers of people out on the streets such that a dedicated team of volunteers is required to help the vulnerable, keeping them safe from harm. However, due to the current COVID-19 restrictions this service has ceased, but we would expect it to resume post 21 June following the ending of all limits on social contact.

Licensing Policy 2021 - Cumulative Impact

This area has been identified by the Westminster City Council (Statement of Licensing Policy, 2021) as under stress because of the cumulative effect of the concentration of late night and drink led premises and night cafes has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses.

The policies in relation to the stress areas are directed at the global and cumulative effects of licences on the area as a whole (D16. of the policy). The policy provides an assumption to refuse pubs and bars, music and dance venues and fast food premises, the policies are intended to be strict and will only be overridden in genuinely exceptional circumstances (D.11 of the policy). The growth in the number of licensed premises in Soho has led to a marked

deterioration in the quality of life and well-being of local residents and it has jeopardised the sustainability of the community. Soho has a substantial residential community and many of these residents suffer from problems such as, but not limited to, high levels of noise nuisance, problems with waste, urinating and defecating in the streets, threats to public safety, anti-social behaviour, crime and disorder and the change in character of this historic area.

Conclusion

The application proposes to add an additional 1am alcohol and 5am late night refreshment licence with a capacity of 50. There are **31** licensed premises in Old Compton and including the surrounding streets the **total is 106, 66 restaurants, 15 clubs, 13 bars, 11 pubs, 1 office, with a capacity of 9,992** where recorded. Any increase in the number of people on the streets late at night will add to cumulative impact in the West End Cumulative Impact Zone and fail to promote the licensing objectives, we therefore respectfully request this application is rejected. Please do not hesitate to contact us if you require any further information.

Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	1 March 2021		

I object to the extension of the hours for the sale of alcohol to 1:00 am seven days a week, especially on Sunday evenings. We should be trying to lessen the negative impact on residents in the area that is already getting out of hand. Old Compton and Frith Street junction is already very busy at night, often escalating into street partying, drinking and problems that come with it (This is why it is in the 'Cumulative Impact Zone'). Multiple buildings around this junction have residents and serving alcohol later into the night will attract more people and noise no matter how well and responsibly Balans acts. I thought the council was going to try to reduce, not increase, stress on residents in this area, as we are at the centre of the 'Cumulative Impact Zone'.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy CIP1 applies	<p>A. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone for: pubs and bars, fast food premises, and music and dancing and similar entertainment, other than applications to:</p> <ol style="list-style-type: none"> 1. Vary the hours within Core Hours under Policy HRS1, and/or 2. Vary the licence to reduce the overall capacity of the premises. <p>C. Applications for other premises types within the West End Cumulative Impact Zones will be subject to other policies within this statement and must demonstrate that they will not add to cumulative impact.</p> <p>D. For the purposes of this policy the premises types referred to in Clause A are defined within the relevant</p>
Policy HRS1 applies	<p>A. Applications within the core hours set out below in this policy will generally be granted for the relevant premises uses, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>B. Applications for hours outside the core hours set out in Clause C will be considered on their merits, subject to other relevant policies, and with particular regard to the following:</p> <ol style="list-style-type: none"> 1. The demonstration of compliance in the requirements of policies CD1, PS1, PN1 and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and

disorder, public safety, public nuisance and the protection of children from harm.

2. If the application is located within a Special Consideration Zone they have demonstrated that they have taken account of the issues identified in that area and provided adequate mitigation.
3. Whether there is residential accommodation in the proximity of the premises that would likely be adversely affected by premises being open or carrying out operations at the hours proposed.
4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.
5. The proposed hours when any music, including incidental music, will be played.
6. The hours when customers will be allowed to take food or drink outside the premises or be within open areas which form part of the premises.
7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity.
8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.
9. The capacity of the premises.
10. The type of use, recognising that some venues are more likely to impact the licensing objectives than others; for example, pubs and bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the operation.
11. The Licensing Authority will take into account the active measures proposed for a 'winding down' period including arrangements for people to be collected from the premises to travel home safely.
12. Conditions on hours may be attached that require that the supply of alcohol for consumption on the premises ceases a suitable period of time before customers are required to leave the premises.
13. The council, acting as the Licensing Authority, may reduce hours if, after review, it is necessary to impose conditions specifying shorter hours in order to promote the licensing objectives.
14. Specific days for non-standard hours should be identified and justified as part of the application to allow responsible authorities and interested parties to evaluate the impact that these licensable activities may have, and to plan accordingly. The consideration of applications for later hours for Bank Holiday Mondays will take into account that later hours are generally granted for preceding Sundays and that the next day is a working day. Non-specific days are expected to be covered by Temporary Event Notices or variation applications.

C. For the purpose of Clauses A and B above, the Core Hours for this application for each premises use type as defined within this policy are:

8. Restaurants

Monday to Thursday: 9am to 11.30pm.
Friday and Saturday: 9am to 12am.
Sunday: 9am to 10.30pm.
Sundays immediately prior to a bank holiday: 9am to 12am.

D. Core hours are when customers are permitted to be on the premises and therefore the maximum opening hours permitted will be to the same start and terminal hours for each of the days where licensable activity is permitted.

	E. For the purposes of this policy, 'premises uses' are defined within the relevant premises use policies within this statement.
Policy RTN1 applies	<p>A. Applications outside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities being within the council's Core Hours Policy HRS1. 3. The applicant has taken account of the Special Consideration Zones Policy SCZ1 if the premises are located within a designated zone. 4. The application and operation of the venue meeting the definition of a restaurant as per Clause C. <p>B. Applications inside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone. 4. The application and operation of the venue meeting the definition of a restaurant as per Clause C. <p>C. For the purposes of this policy a restaurant is defined as:</p> <ol style="list-style-type: none"> 1. A premises in which customers are shown to their table or the customer will select a table themselves to which food is either served to them or they have collected themselves. 2. Which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at a table. 3. Which do not provide any takeaway service of food and/or drink for immediate consumption. 4. Where alcohol 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 alcohol by such persons is ancillary to taking such meals. 5. The sale and consumption of alcohol prior to such meals may be in a bar area but must also be ancillary to the taking of such meal.

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	Current Premises Licence 20/06321/LIPT
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:	Karyn Abbott Senior Licensing Officer
Contact:	Telephone: 07866 019698 Email: kabbott@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 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Metropolitan Police Service	11 th February 2021
5	Environmental Health Service	19 th February 2021
6	Licensing Authority	26 th February 2021
7	Representation 1	15 th February 2021
8	Representation 2	15 th February 2021
9	Representation 3	15 th February 2021
10	Representation 4	15 th February 2021
11	Representation 5	16 th February 2021
12	Representation 6	28 th February 2021
13	Representation 7	28 th February 2021
14	Representation 8	1 st March 2021



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

Schedule 12
Part A

WARD: West End
UPRN: 100023472024

Premises licence

Regulation 33, 34

Premises licence number:	20/06321/LIPT
Original Reference:	15/02240/LIPN

Part 1 – Premises details

Postal address of premises:

Balans Cafe
34 Old Compton Street
London
W1D 4TR

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment
Sale by Retail of Alcohol

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

34 – 34A Old Compton Street

Late Night Refreshment	
Monday to Sunday:	23:00 to 05:00
Sale by Retail of Alcohol	
Monday to Saturday	10:00 to 23:30
Sunday:	12:00 to 23:30

Non-standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

34B Old Compton Street

Sale by Retail of Alcohol	
Monday to Thursday:	10:00 to 23:30
Friday to Saturday	10:00 to 00:00
Sunday:	12:00 to 22:30
Late Night Refreshment	
Sunday to Thursday:	23:00 to 01:00
Friday to Saturday:	23:00 to 05:00

23A - 23B Frith Street

Sale by Retail of Alcohol

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

Late Night Refreshment

Monday to Thursday:	23:00 to 23:30
Friday to Saturday:	23:00 to 00:00

The opening hours of the premises:

Monday to Saturday:	10:00 to 05:00
Sunday:	12:00 to 05:00

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

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

Part 2

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

Running Hare Restaurants Ltd
95 Aldwych
C/o Peachey & Co LLP
London
WC2B 4JF
Electronic Mail : tburton@tandtp.com

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

12804430

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

Name: Elisabeta Casilda Ilia

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: LEW 5000
Licensing Authority: London Borough Of Lewisham

Date: 11 August 2020

This licence has been authorised by Mary Pring 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.

Annex 2 – Conditions consistent with the operating Schedule

None

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

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 authorised officer throughout the preceding 31-day period.
10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
11. 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 takeaway service of food or drink for immediate consumption (save for consumption at tables and chairs outside the premises granted by a temporary licence under the City of Westminster Act 1990)
 - (v) which do not provide any takeaway 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.
12. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
13. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 50 persons.
14. No draught beer shall be sold or supplied at the premises
15. The sale and supply of alcohol for consumption off the premises shall be restricted to persons seated at the outside table and chairs licensed by the local authority and ancillary to a substantial table meal.
16. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
17. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
18. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
19. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 07.00 hours on the following day
20. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 07.00 on the following day.
21. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and

or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.

22. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
23. No deliveries to the premises shall take place between 23.00 and 07.00 on the following day.
24. 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, which 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 or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.



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

Schedule 12
Part B

WARD: West End
UPRN: 100023472024

Premises licence
summary

Regulation 33, 34

Premises licence number:

20/06321/LIPT

Part 1 – Premises details

Postal address of premises:

Balans Cafe
34 Old Compton Street
London
W1D 4TR

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment
Sale by Retail of Alcohol

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

34 – 34A Old Compton Street

Late Night Refreshment

Monday to Sunday: 23:00 to 05:00

Sale by Retail of Alcohol

Monday to Saturday: 10:00 to 23:30
Sunday: 12:00 to 23:30

Non-standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

34B Old Compton Street

Sale by Retail of Alcohol

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

Late Night Refreshment

Sunday to Thursday: 23:00 to 01:00
Friday to Saturday: 23:00 to 05:00

23A - 23B Frith Street

Sale by Retail of Alcohol

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

Late Night Refreshment

Monday to Thursday:	23:00 to 23:30
Friday to Saturday:	23:00 to 00:00

The opening hours of the premises:

Monday to Saturday:	10:00 to 05:00
Sunday:	12:00 to 05:00

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

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

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

Running Hare Restaurants Ltd
95 Aldwych
C/o Peachey & Co Llp
London
WC2B 4JF

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

12804430

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

Name: Elisabetha Casilda Iliá

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

Restricted

Date: 11 August 2020

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

BALANS 34 OLD COMPTON STREET

DISPERSAL POLICY

1. OBJECTIVE

- 1.1 The objective of this Dispersal Policy is to ensure a quiet, controlled and swift dispersal of our guests – particularly at night.
- 1.2 By following this Dispersal Policy guests will be managed professionally and responsibly to ensure they make their journey home without any adverse impact on our neighbours.
- 1.3 The Policy prevents public nuisance from the following risks:
 - 1.3.1 Noisy or anti-social behaviour by guests leaving the premises.
 - 1.3.2 Large numbers of people leaving the premises at the same time.
- 1.4 The Policy also helps to ensure guests make their journey home safely and do not become victims of crime.

2. LOCATION

- 2.1 The premises are situated at the corner of Old Compton Street and Frith Street.
- 2.2 Despite the central location and mixed-use area, staff are reminded that there are residential properties in the vicinity.
- 2.3 All staff must be aware of the authorised opening hours, as follows:
- 2.4 This Policy must be followed throughout the day, although particular attention should be paid to guests leaving at night.

3. DEDICATED TELEPHONE NUMBER

- 3.1 A dedicated telephone number for the Designated Premises Supervisor or the duty manager will be maintained for use by any person who may wish to speak to an appropriate member of staff for an issues arising, including dispersal of guests from the premises.

4. GENERAL ENTRY/EGRESS

- 4.1 The guest entrance and exit is located in Old Compton Street. The entrance/exits shall be monitored by staff at all appropriate times.

- 4.2 Guests will not be permitted to queue outside the premises.
- 4.3 When leaving the premises guests will be reminded to respect the local residents and local businesses and disperse quietly and quickly. The management will not tolerate unruly or anti-social behaviour from guests whether in the premises or when leaving the premises. Signage will be displayed to this effect and, where deemed necessary by the Management, SIA staff will supervise the dispersal of guests until they have left the vicinity of the premises safely and quietly.

5. FRONT OF HOUSE

- 5.1 A front of house/receptionist will be appointed and in place during operational hours to greet guests and ensure an orderly departure from the premises.
- 5.2 Guests shall be greeted and directed into and out of the premises promptly.
- 5.3 Staff will be trained to manage and supervise the exit of guests from the premises.

6. DISPERSAL

- 6.1 The primary point of dispersal is directly onto Old Compton Street. From here guests can disperse to the nearby transport links via the underground and bus stations on Tottenham Court Road, Charing Cross Road, Shaftesbury Avenue and Leicester Square.
- 6.2 Towards closing time guests must be politely reminded the premises is about to close.
- 6.3 Members of staff must comply with the conditions of the Premises Licence to ensure guests are managed professionally and leave quickly and quietly. They will also politely request any guests loitering outside the premises to continue their journey home. The management will not tolerate unruly or anti-social behaviour from guests whether in the premises or when leaving the premises.
- 6.4 Guests must be made aware of local transport links (see below).

7. TRANSPORT

7.1 FOOT

- 7.1.1 A lot of guests are anticipated to arrive and depart by foot.

7.1.2 The premises is also well serviced by public transport links, as set out below. All staff must be familiar with these transport links so they can advise guests where required.

7.2 TUBE/OVERGROUND

7.2.1 The premises is well situated near the following easily accessible stations, with the benefit of the extended night tube services:

(a) Tottenham Court Road Station, Leicester Square Station, Piccadilly Circus Station, Oxford Circus Station.

7.2.2 Where necessary guests will be given directions to the station and will be reminded to reach the station as quietly and as quickly as possible, particularly at night.

7.3 TAXI

7.3.1 Black cabs, and other app-based cabs, are available right through the day and night in the surrounding area.

7.3.2 Guests wishing to leave the premises by taxi/private hire vehicle will be required to make that booking in advance.

7.3.3 Guests will be encouraged to quickly and quietly disperse towards their waiting vehicle to minimise any noise disruption.

7.4 BUSES

7.4.1 The premises is well serviced by public buses. TFL bus services, including night buses, are accessible by bus stops on Oxford Street, Tottenham Court Road, Charing Cross Road, Shaftesbury Avenue, Piccadilly Circus, Trafalgar Square, etc.

7.4.2 A large number of bus routes are available in those streets, serving a variety of onwards destinations.

7.4.3 Where necessary guests will be given directions to the bus stops and will be reminded to consider the local residents and businesses when travelling to the bus stops and waiting for buses, particularly at night.

7.4.4 Staff will be familiar with the local bus services and will advise guests accordingly.

8. SIGNAGE

- 8.1 Notices will be displayed at the exits reminding guests to respect the premises' local residents and local businesses and to encourage guests to disperse as quickly and as quietly as possible.

9. SMOKING

- 9.1 Guests leaving the premises temporarily to smoke will be managed to ensure they do not cause obstruction or nuisance in the vicinity. Guest will be encouraged to leave the premises quietly and not to loiter or smoke in the immediate vicinity of the premises to ensure residential amenity is not disturbed.

10. MANAGER'S ROLE

- 10.1 It is ultimately the responsibility of the General Manager to:
- a) ensure that any door supervisors, other managers and staff act effectively and responsibly to comply with this policy;
 - b) use all reasonable endeavours to dissuade guests from causing any disturbance or nuisance within the vicinity of the premises; &
 - c) prioritise and assist wherever possible in ensuring a quiet and orderly as possible.

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
15/02240/LIPN	<p>34 – 34A Old Compton Street Late Night Refreshment: Monday to Sunday 23:00 to 05:00</p> <p>Retail Sale by Alcohol: Monday to Saturday 10:00 to 23:30 Sunday 12:00 to 23:30</p> <p>34B Old Compton Late Night Refreshment: Sunday to Thursday 23:00 to 01:00 Friday to Saturday 23:00 to 05:00</p> <p>Retail Sale by Alcohol: Monday to Thursday 10:00 to 23:30 Friday to Saturday 10:00 to 00:00 Sunday 12:00 to 22:30</p> <p>23A – 23B Frith Street Late Night Refreshment Monday to Thursday 23:00 to 23:30 Friday to Saturday 23:00 to 00:00</p> <p>Retail Sale of Alcohol: Monday to Thursday 10:00 to 23:30 Friday to Saturday 10:00 to 00:00 Sunday 12:00 to 22:30</p>	28 August 2015	Granted by Licensing Sub-Committee
15/08372/LIPRW	Works Condition Removal	30 September 2015	Granted Under Delegated Authority

16/09219/LIPDPS	Designated Premises Supervisor Variation	24 July 2018	Granted Under Delegated Authority
19/04512/LIPDPS	Designated Premises Supervisor Variation	27 February 2020	Granted under Delegated Authority
20/02662/LIPDPS	Designated Premises Supervisor Variation	19 March 2020	Granted under Delegated Authority
20/06321/LIPT	Transfer Premises Licence Holder	11 August 2020	Granted under Delegated Authority

Temporary Event Notice History

Application	Details of Application	Date Determined	Decision
18/09974/LITENP	Temporary Event Notice	31 August 2018	Notice Granted
18/10166/LITENP	Temporary Event Notice	06 September 2018	Notice Granted
18/10312/LITENP	Temporary Event Notice	06 September 2018	Notice Granted
18/10491/LITENP	Temporary Event Notice	19 November 2018	Notice Granted
18/10598/LITENP	Temporary Event Notice	16 September 2018	Notice Granted
18/10713/LITENP	Temporary Event Notice	19 September 2018	Notice Granted
18/10906/LITENP	Temporary Event Notice	23 November 2018	Notice Granted
18/11834/LITENP	Temporary Event Notice	27 November 2018	Notice Granted
18/11935/LITENP	Temporary Event Notice	11 October 2018	Notice Granted
18/12168/LITENP	Temporary Event Notice	18 October 2018	Notice Granted
19/11179/LITENP	Temporary Event Notice	11 September 2019	Notice Granted
19/11671/LITENP	Temporary Event Notice	26 September 2019	Notice Granted
19/12068/LITENP	Temporary Event Notice	25 September 2019	Notice Granted
19/12163/LITENP	Temporary Event Notice	01 October 2019	Notice Granted
19/12315/LITENP	Temporary Event Notice	30 September 2019	Notice Granted
19/12485/LITENP	Temporary Event Notice	07 October 2019	Notice Granted
19/12675/LITENP	Temporary Event Notice	08 October 2019	Notice Granted
19/13053/LITENP	Temporary Event Notice	15 October 2019	Notice Granted

19/13078/LITENP	Temporary Event Notice	15 October 2019	Notice Granted
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There is no appeal history

Previous Licence & Appeal History for 34B Old Compton Street

Application	Details of Application	Date Determined	Decision
05/09254/LIPN	Late Night Refreshment: Sunday to Thursday 23:00 to 01:00 Friday to Saturday 23:00 to 05:00	23 January 2006	Granted by Licensing Sub-Committee
06/08598/WCCMAP	Master Licence	23 January 2006	Granted by Licensing Sub-Committee
15/02907/LIPT	Transfer Premises Licence Holder	24 September 2015	Granted under Delegated Authority

There is no appeal history

Previous Licence & Appeal History for 34B Old Compton Street

Application	Details of Application	Date Determined	Decision
15/02307/LIPN	Shadow Licence of 06/08598/WCCMAP	12 May 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

None

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

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 authorised officer throughout the preceding 31-day period.
10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
11. 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 takeaway service of food or drink for immediate consumption (save for consumption at tables and chairs outside the premises granted by a temporary licence under the City of Westminster Act 1990)
 - (v) which do not provide any takeaway 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.
12. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
13. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 50 persons.
14. No draught beer shall be sold or supplied at the premises
15. The sale and supply of alcohol for consumption off the premises shall be restricted to persons seated at the outside table and chairs licensed by the local authority and ancillary to a substantial table meal.

Condition 15 has proposed to be amended by the Environmental Health and been agreed by the applicant

The sale and supply of alcohol for consumption off the premises shall be restricted to alcohol consumed by persons who are seated in an area appropriately authorised for the use of tables and chairs on the highway and bona fide taking a substantial table meal there, and where the consumption of alcohol by such persons is ancillary to taking such a meal, and where the supply of alcohol is by waiter or waitress service only.

16. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
17. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
18. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
19. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 07.00 hours on the following day.
20. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 07.00 on the following day.
21. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
22. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
23. No deliveries to the premises shall take place between 23.00 and 07.00 on the following day.
24. 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, which 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 or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.

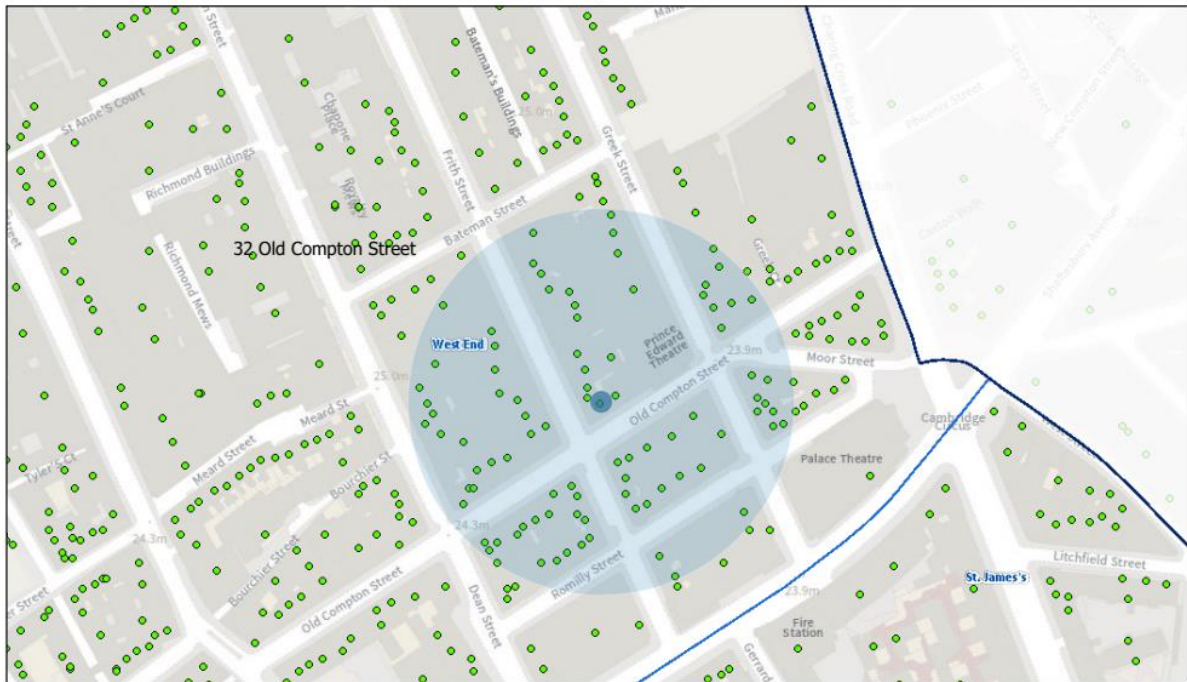
Conditions proposed by the Applicant as to form part of the operating schedule.

25. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
26. A copy of the premises Dispersal Policy will be available at the premises for inspection by a Police Officer and/or an authorised Officer of Westminster City Council.
27. No alcohol shall be consumed more than 30 minutes after the permitted terminal hour for the supply of alcohol.
28. The premises shall ensure that there is at least 1 SIA door supervisor on duty from 23:00 hours until 05:00 hours.

Conditions proposed by Environmental Health and agreed by the applicant as to form part of the operating schedule.

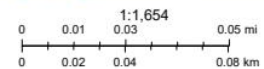
29. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance
30. All windows and external doors shall be kept closed after 23:00 hours except for the immediate access and egress of persons
31. All outside tables and chairs shall be rendered unusable by **23.00** hours each day
32. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated
33. 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

34 Old Compton Street



11/05/2021, 11:08:01

- Property Mailing List
- Ward Labels
- Borough Boundary - Mask
- Borough Boundary - Detailed
- Ward Boundaries



Resident Count = 108

Licensed premises within 75 metres of 34 Old Compton Street				
Licence Number	Trading Name	Address	Premises Type	Time Period
20/06321/LIPT	Balans Cafe	34 Old Compton Street London W1D 4TR	Restaurant	Sunday; 12:00 - 05:00 Monday to Saturday; 10:00 - 05:00
19/00938/LIPDPS	Not Recorded	Basement 23 Frith Street London W1D 4RR	Restaurant	Sunday; 09:00 - 01:00 Monday to Saturday; 09:00 - 03:30
18/15717/LIPDPS	Dozo	Basement To First Floor 32 Old Compton Street London W1D 4TP	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:30
17/03246/LIPCH	Bar Italia	Basement And Ground Floor Front 22 Frith Street London W1D 4RP	Cafe	Sunday; 12:00 - 05:00 Monday to Saturday; 10:00 - 05:00
17/03238/LIPCH	Little Italy	21A Frith Street London W1D 4RW	Restaurant	Monday to Sunday; 09:00 - 05:30
20/06737/LIPCH	G-A-Y Bar	Basement To First Floor 30 Old Compton Street	Restaurant	Sunday; 09:00 - 00:30 Monday to Saturday; 09:00 -

		London W1D 4UR		01:00 New Year's Eve; 00:00 - 00:00
06/06142/WCCMAP	Little Italy	21 Frith Street London W1D 4RN	Restaurant	Monday to Sunday; 09:00 - 05:00
17/01437/LIPVM	Caffe Nero	Ground Floor 43 Frith Street London W1D 4SA	Cafe	Thursday to Saturday; 23:00 - 04:00 Sunday to Wednesday; 23:00 - 02:00
06/05092/WCCMAP	Dodo Supermarket	Basement And Ground Floor 24 Frith Street London W1D 5LA	Shop	Sunday; 10:00 - 22:30 Monday to Thursday; 08:00 - 01:00 Friday to Saturday; 08:00 - 03:00
20/11073/LIPCH	Bar Soho	23 - 25 Old Compton Street London W1D 5JL	Night clubs and discos	Sunday; 09:00 - 01:00 Monday to Thursday; 09:00 - 01:30 Friday to Saturday; 09:00 - 03:30
06/12560/WCCMAP	The Delhi Brasserie	44 Frith Street London W1D 4SB	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/11213/LIPT	Old Compton Brasserie	36 Old Compton Street London W1D 4US	Restaurant	Monday to Sunday; 07:00 - 01:30
20/01489/LIPCH	Cecconi's Soho	19-21 Old Compton Street London W1D 5JJ	Not Recorded	Sunday; 08:00 - 00:00 Monday to Saturday; 08:00 - 03:30 New Year's Eve; 00:00 - 00:00
18/09821/LIPCH	Ku Bar	Basement To First Floor 25 Frith Street London W1D 5LB	Night clubs and discos	Sunday; 10:00 - 22:30 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sundays before Bank Holidays; 10:00 - 00:00
18/10183/LIPDPS	ZIMA Russian Street Food And Bar	45 Frith Street London W1D 4SD	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:00
21/02866/LIPDPS	Cafe Boheme	Basement And Ground Floor 13 - 17 Old Compton Street London W1D 5JH	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 09:00 - 05:00
15/06965/LIPN	Blade Soho	26 Frith Street London W1D 5LD	Hairdresser or beauty salon	Sunday; 12:00 - 20:00 Monday to Saturday; 10:00 - 22:00
12/07550/LIPDPS	Karaoke Box	Ground Floor 18 Frith Street London	Club or nstitution	Sunday; 09:00 - 23:00 Monday to

		W1D 4RQ		Wednesday; 09:00 - 02:00 Thursday to Saturday; 09:00 - 05:00
11/01841/LIPDPS	Ronnie Scott's Jazz Club	Basement And Ground Floor And Part First Floor 47 Frith Street London W1D 4HT	Night clubs and discos	Sunday; 09:00 - 00:30 Monday to Saturday; 09:00 - 03:30
16/04918/LIPCHT	Pepe Italian Street Food	Basement And Ground Floor 27 Old Compton Street London W1D 5JP	Restaurant	Sunday; 10:00 - 00:00 Monday to Wednesday; 08:00 - 00:30 Thursday to Saturday; 08:00 - 01:00
16/09678/LIPV	Pepe Italian Street Food	Basement And Ground Floor 27 Old Compton Street London W1D 5JP	Restaurant	Sunday; 10:00 - 00:00 Monday to Wednesday; 08:00 - 00:30 Thursday to Saturday; 08:00 - 03:00
18/11987/LIPDPS	Berenjak	27 Romilly Street London W1D 5AL	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
21/02934/LIPDPS	Kettners Townhouse	29 Romilly Street London W1D 5HP	Not Recorded	Monday to Sunday; 00:00 - 00:00
16/09901/LIPV	Lobos Meat Tapas	Basement And Ground Floor 48 Frith Street London W1D 4SF	Restaurant	Sunday; 12:00 - 22:30 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sundays before Bank Holidays; 12:00 - 00:00
17/14888/LIPDPS	Kyoto	26 Romilly Street London W1D 5AJ	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
15/02220/LIPV	Bistro 1	27 Frith Street London W1D 5LE	Restaurant	Sunday; 08:00 - 00:00 Monday to Saturday; 08:00 - 01:00
20/05291/LIPT	Ceviche	Basement And Ground Floor 17 Frith Street London W1D 4RG	Restaurant	Sunday; 12:00 - 01:00 Monday to Saturday; 10:00 - 01:30
19/02423/LIPDPS	Sushi Eatery	Basement And Ground Floor 40 Frith Street London W1D 5LN	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
17/02045/LIPVM	Prince Edward Theatre	Prince Edward Theatre 28 Old Compton Street London W1D 4HS	Theatre	Monday to Sunday; 09:00 - 01:00
17/14358/LIPDPS	Not Recorded	39 Frith Street	Cafe	Monday to Sunday;

		London W1D 5LL		06:00 - 03:00
17/01613/LIPVM	Hoppers	49 Frith Street London W1D 4SG	Restaurant	Sunday; 08:00 - 23:30 Monday to Saturday; 08:00 - 00:30
20/02323/LIPDPS	Wingmans	29 - 31 Old Compton Street London W1D 5JS	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
21/02815/LIPDPS	Soho House	40 Greek Street London W1D 4EB	Club or institution	Saturday; 10:00 - 03:30 Sunday; 10:00 - 23:00 Monday to Friday; 08:00 - 03:30
08/09144/LIPD	The Vintage House	Basement And Ground Floor 42 Old Compton Street London W1D 4LR	Shop	Sunday; 10:00 - 22:30 Monday to Saturday; 08:00 - 23:00
18/02552/LIPV	Soho Whisky Club	First Floor 42 Old Compton Street London W1D 4TX	Wine bar	Monday; 10:00 - 23:00 Tuesday; 10:00 - 23:00 Wednesday; 10:00 - 23:00 Thursday; 10:00 - 23:00 Friday; 10:00 - 00:00 Saturday; 10:00 - 00:00 Sunday; 10:00 - 22:00
08/06508/LIPDPS	The Arts Theatre Club	50 Frith Street London W1D 4SQ	Shop	Sunday; 09:00 - 23:00 Monday to Saturday; 09:00 - 03:30
16/09930/LIPDPS	Koya Bar	Ground Floor 50 Frith Street London W1D 4SQ	Restaurant	Sunday; 12:00 - 22:30 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00
19/12190/LIPDPS	Not Recorded	15 Frith Street London W1D 4RE	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
16/05700/LIPDPS	Patisserie Valerie	44 Old Compton Street London W1D 4TY	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
19/13568/LIPN	Not Recorded	44 Old Compton Street London W1D 4TY	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
21/01417/LIPCH	The Groucho Club	44-45 Dean Street London W1D 4QB	Club or institution	Sunday; 12:00 - 00:00 Monday to Saturday; 09:00 - 02:30
19/03302/LIPDPS	BA Shan Restaurant	24 Romilly Street London W1D 5AH	Restaurant	Sunday; 12:00 - 23:30 Monday to Saturday; 12:00 -

				00:00
20/10972/LIPDPS	Wuns Tea Room	23 - 24 Greek Street London W1D 4DZ	Restaurant	Monday to Sunday; 09:00 - 03:30
21/02319/LIPVM	Neat Meat	Basement And Ground Floor 33 Old Compton Street London W1D 5JU	Restaurant	Monday; 11:00 - 23:30 Tuesday; 11:00 - 23:30 Wednesday; 11:00 - 23:30 Thursday; 11:00 - 23:30 Friday; 11:00 - 00:00 Saturday; 11:00 - 00:00 Sunday; 11:00 - 22:30 Monday to Thursday; 11:00 - 23:30 Friday to Saturday; 11:00 - 00:00
19/06212/LIPN	Not Recorded	Basement And Ground Floor 47 Greek Street London W1D 4EE	Cafe	Sunday; 12:00 - 22:30 Monday to Saturday; 12:00 - 23:00
20/02992/LIPVM	Three Greyhounds Public House	The Three Greyhounds Public House 25 Greek Street London W1D 5DD	Public house or pub restaurant	Monday; 07:00 - 00:00 Tuesday; 07:00 - 00:00 Wednesday; 07:00 - 00:00 Thursday; 07:00 - 00:00 Friday; 07:00 - 00:30 Saturday; 07:00 - 00:30 Sunday; 07:00 - 23:00 Monday to Thursday; 07:00 - 00:00 Friday to Saturday; 07:00 - 00:30 Sundays before Bank Holidays; 07:00 - 00:30
06/07744/WCCMAP	Garlic & Shots	Basement And Ground Floor 14 Frith Street London W1D 4RD	Restaurant	Sunday; 12:00 - 23:30 Monday to Saturday; 10:00 - 01:00
18/08872/LIPDPS	Assa	23 Romilly Street London W1D 5AQ	Club or nstitution	Sunday; 12:00 - 00:00 Sunday; 12:00 - 23:00 Monday to Saturday; 10:00 - 00:30 Monday to Saturday; 10:00 - 23:30
20/09290/LIPDPS	Wands & Wizard Exploratorium	26 Greek Street London W1D 5DE	Restaurant	Sunday; 10:00 - 23:00 Monday to Thursday; 09:00 - 00:00 Friday to Saturday; 09:00 - 00:30
16/00095/LIPDPS	Compton News	48 Old Compton	Shop	Sunday; 08:00 -

		Street London W1D 4UA		22:00 Monday to Saturday; 07:00 - 01:00
12/02725/LIPDPS	Gauthier At Lindsay House	21 Romilly Street London W1D 5AF	Restaurant	Sunday; 10:00 - 22:30 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00
17/14701/LIPCH	Cay Tre (Soho)	42 - 43 Dean Street London W1D 4PZ	Restaurant	Monday to Sunday; 09:30 - 01:30
19/04050/LIPDPS	Bar Shu	28 Frith Street London W1D 5LF	Restaurant	Sunday; 11:00 - 00:00 Monday to Saturday; 11:00 - 00:30
20/09342/LIPVM	La Porchetta Pizzeria & Pollo Bar	Basement And Ground Floor 20 Old Compton Street London W1D 4TW	Restaurant	Monday; 11:00 - 00:30 Tuesday; 11:00 - 00:30 Wednesday; 11:00 - 00:30 Thursday; 11:00 - 00:30 Friday; 11:00 - 00:30 Saturday; 11:00 - 00:30 Sunday; 11:00 - 00:00
11/08882/LIPDPS	Duck Soup	Basement And Ground Floor 41 Dean Street London W1D 4PY	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
19/12191/LIPN	Not Recorded	48 Greek Street London W1D 4EF	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; 10:00 - 01:00
14/03450/LIPDPS	L'Escargot	48 Greek Street London W1D 4EF	Restaurant	Monday to Sunday; 10:00 - 01:00
18/03962/LIPDPS	Burger & Lobster	36 - 38 Dean Street London W1D 3TE	Restaurant	Sunday; 12:00 - 23:00 Monday to Thursday; 10:00 - 00:30 Friday to Saturday; 10:00 - 01:00 Sundays before Bank Holidays; 12:00 - 00:30
16/11180/LIPN	Maison Berteaux	28 Greek Street London W1D 5DQ	Food store (large)	Monday to Sunday; 08:00 - 23:00
13/04147/LIPDPS	40 Dean Street	40 Dean Street London W1D 4PX	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/07132/LIPCH	Coach & Horses	29 Greek Street	Pub or pub	Sunday; 12:00 -

	Public House	London W1D 5DH	restaurant with odge	22:50 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sundays before Bank Holidays; 12:00 - 00:00
20/04304/LIPDPS	Pulcinella Restaurant	Basement To First Floor 37 Old Compton Street London W1D 5JY	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
06/06018/WCCMAPY	Ming	35 - 36 Greek Street London W1D 5DL	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
11/02308/LIPDPS	Prix Fixe Brasserie	Basement And Ground Floor 39 Dean Street London W1D 4PU	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/09024/LIPDPS	Chotto-Matte	11-13 Frith Street London W1D 4RB	Restaurant	Sunday; 12:00 - 00:30 Monday to Saturday; 10:00 - 01:30
20/06195/LIPCHT	TAVUUK	3-5 Bateman Street London W1D 4AG	Cafe	Sunday; 12:00 - 16:00 Monday to Saturday; 11:00 - 23:00
14/03170/LIPVM	Londis	21 Greek Street London W1D 4DX	Shop	Monday to Sunday; 08:00 - 03:00
16/02143/LIPRW	Patty & Bun	Basement And Ground Floor 18 Old Compton Street London W1D 4TN	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/11539/LIPDPS	Tomato	54 Frith Street London W1D 4SL	Restaurant	Sunday; 10:00 - 01:00 Monday to Saturday; 10:00 - 01:30
20/10046/LIPN	Tomato (Shadow Licence)	54 Frith Street London W1D 4SL	Restaurant	Monday; 10:00 - 01:30 Tuesday; 10:00 - 01:30 Wednesday; 10:00 - 01:30 Thursday; 10:00 - 01:30 Friday; 10:00 - 01:30 Saturday; 10:00 - 01:30 Sunday; 10:00 - 01:00
15/03152/LIPVM	Club 49	Basement And Ground Floor 49 Greek Street London W1D 4EG	Restaurant	Sunday; 12:00 - 23:00 Monday to Saturday; 10:00 - 03:30
21/01345/LIPT	Pizza Express	Basement And Ground Floor 20 Greek Street London W1D 4DU	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:30
20/05990/LIPDPS	Rosas	Ground Floor And	Shop	Sunday; 12:00 -

		Basement 48 Dean Street London W1D 5BF		23:00 Monday to Saturday; 10:00 - 23:30
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