

Licensing Sub-Committee Report

Item No:	
Date:	11 August 2021
Licensing Ref No:	21/03388/LIPN - New Premises Licence
Title of Report:	36 - 40 Rupert Street London W1D 6DN
Report of:	Director of Public Protection and Licensing
Wards involved:	St James's
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Michelle Steward Senior Licensing Officer
Contact details	Telephone: 0207 641 6500 Email: msteward1@westminster.gov.uk

1.	Application		
1-A	Applicant and premises		
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	12 April 2021		
Applicant:	Hovarda Uk Limited		
Premises:			
Premises address:	36 - 40 Rupert Street London W1D 6DN	Ward:	St James's Ward
		Cumulative Impact Area:	West End
		Special Consideration Zone:	None
Premises description:	This is a new premises licence application and according to the application, the premises is to operate as a restaurant.		
Premises licence history:	The premises has held a premises licence since 2005 and the current licence numbered 19/15030/LIPDPS can be seen at Appendix 3 of this report together with a full licence history.		
Applicant submissions:	There are no submissions from the applicant.		
Applicant amendments:	There have been no amendments made to the application.		

1-B	Proposed licensable activities and hours						
Late Night Refreshment:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	12:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:		All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard times on the day when British Summertime commences.					

Live Music, Recorded Music and Anything of a similar description to that falling within (e), (f) or (g)				Indoors, Outdoors or Both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:		All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard times on the day when British Summertime commences.					

Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:		All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard times on the day when British Summertime commences.					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	08:00	08:00	08:00	08:00	08:00	08:00	10:00
End:	03:00	03:00	03:00	03:00	03:00	03:00	03:00
Seasonal variations/ Non-standard timings:		All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard times on the day when British Summertime commences.					

2.	Representations
2-A	Responsible Authorities
Responsible Authority:	Environmental Health Service
Representative:	Maxwell Koduah
Received:	26 April 2021
<p>I refer to the new premise licence 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.</p> <p>The applicant is seeking the following licensable activities:</p> <ol style="list-style-type: none"> Performance of Live Music indoors at the following times: Monday to Saturday: 10:00 to 02:30 hours Sunday: 12:00 to 02:30 hours When British Summertime commences: 10:00 to 03:30 hours From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day Playing of Recorded Music indoors at the following times: Monday to Saturday: 10:00 to 02:30 hours Sunday: 12:00 to 02:30 hours When British Summertime commences: 10:00 to 03:30 hours From the end of permitted hours on New Year's Eve to the start of permitted hours on New 	

Year's Day

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

Monday to Saturday: 10:00 to 02:30 hours

Sunday: 12:00 to 02:30 hours

When British Summertime commences: 10:00 to 03:30 hours

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day

4. Provision of Late-Night Refreshment "indoors" & "outdoors" at the following times

Monday to Sunday: 23:00 to 02:30 hours

When British Summertime commences: 23:00 to 03:30 hours

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day

5. Supply of alcohol for consumption "on" & "off" the premises at the following times

Monday to Saturday: 10:00 to 02:30 hours

Sunday: 12:00 to 02:30 hours

When British Summertime commences: 10:00 to 03:30 hours

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day

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 hours requested to perform live music have the likely effect of causing an increase in Public Nuisance and within the West End Cumulative Impact area
2. The hours requested to play recorded music have the likely effect of causing an increase in Public Nuisance and within the West End Cumulative Impact area
3. The hours requested for regulated entertainment have the likely effect of causing an increase in Public Nuisance and within the West End Cumulative Impact area
4. The hours requested to provide late night refreshment have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area
5. The supply of alcohol and hours requested to supply alcohol have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area

There is a licence ref. 19/15030/LIPDPS in issue for the premises. Longer hours for the same licensable activities are been sought by this application. The public nuisance and public safety implication for longer hours will be discussed further with application.

The premises have been presented as a restaurant and therefore restaurant conditions shall be discussed further with applicant.

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.

Responsible Authority:	Metropolitan Police Service
Representative:	PC Dave Morgan
Received:	26 April 2021

With reference to the above, I am writing to inform you that the Metropolitan Police Service as a Responsible Authority are **objecting** to this application as it is our belief that if granted, the application would undermine the Licencing Objectives.

The venue is situated within the West End Cumulative Impact Zone, a locality where there is traditionally high crime and disorder and we have concerns that this application will cause further policing problems in an already demanding area.

The hours sought are beyond those on the existing licence (19/15030/LIPDPS) and they exceed the Westminster Councils Core Hours policy.

There is also insufficient detail within operating schedule and the proposed conditions to fully promote the Licensing Objectives.

It is for the applicant to demonstrate that this application will not add to the cumulative impact problems already experienced in this area.

It is for the above reasons that we are objecting.

I will be in contact with you shortly to discuss the application, but in the meantime, if you wish to contact myself, please email me at dmorgan@westminster.gov.uk.

Responsible Authority:	Licensing Authority
Representative:	Jessica Donovan
Received:	10 May 2021

I write in relation to the application submitted for a new premises licence for Hovarda, 36 - 40 Rupert Street, London, W1D 6DN

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

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

The application seeks the following:

Live Music

Monday to Saturday 10:00-02:30

Sunday 12:00-02:30

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard

times on the day when British Summertime commences.

Recorded Music

Monday to Saturday 10:00-02:30

Sunday 12:00-02:30

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard

times on the day when British Summertime commences.

Anything of a similar description to that falling within (e), (f) or (g)

Monday to Saturday 10:00-02:30

Sunday 12:00-02:30

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard

times on the day when British Summertime commences.

Late Night Refreshment (Indoors and outdoors)

Monday to Sunday 23:00-02:30

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard

times on the day when British Summertime commences.

Retail Sale of Alcohol (On and Off sales)

Monday to Saturday 10:00-02:30

Sunday 12:00-02:30

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to

the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard times on the day when British Summertime commences.

Hours premises are open to the public

Monday to Saturday 08:00-03:00

Sunday 10:00-03:00

Opening hours shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. An additional hour to the standard and non-standard times on the day when British Summertime commences.

The premises are located within the West End Cumulative Impact Area and as such various policy points must be considered, namely CIP1, HRS1, RTN1 and PB1.

Policy RTN1 (B) states

B. Applications inside the West End Cumulative Impact Zone will generally be granted subject to:

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.

C. For the purposes of this policy a restaurant is defined as:

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.

The Licensing Authority note that the applicant has proposed the following condition:

In the area hatched black on the deposited plan intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

However, The Licensing Authority encourages the applicant to consider MC66 in order to bring it in line with RTN1:

In the area hatched black, The premises shall only operate as a restaurant,

- (i) in which customers are shown to their table or the customer will select a table themselves,
 - (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,
 - (iv) which do not provide any takeaway service of food or drink for immediate consumption off the premises,
 - (v) 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.
- For the purpose of this condition 'Substantial Table Meal' means – a meal such as might be

expected to be served as the main midday or main evening meal, or as a main course at either such meal and is eaten by a person seated at a table, or at a counter or other structure which serves the purposes of a table and is not used for the service of refreshments for consumption by persons not seated at a table or structure servicing the purposes of a table. Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

Policy PB1(B) states

B. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone other than:

1. Applications to vary the existing licence hours within the council's Core Hours Policy HRS1.
2. Applications that seek to vary the existing licence so as to reduce the overall capacity of the premises.

D. For the purposes of this policy a Public House or Bar is defined as a premises, or part of a premises that's primary use is the sale or supply of alcohol for consumption on those premises and/or for consumption off the premises for consumption outside the venue.

This application falls within the PB1 Policy and the applicant will have to demonstrate exceptional circumstances to allow to depart from the Policy.

The Licensing Authority note that the application falls outside of Westminster core hours for Pubs and Bars and Restaurants

The Core hours for Pubs and Bars are:

Monday to Thursday: 10am to 11.30pm.

Friday and Saturday: 10am to 12am.

Sunday: 9am to 10.30pm.

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

The Core hours for restaurants are:

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.

In paragraph F102 the policy states 'The Licensing Authority is particularly concerned that restaurant premises within the West End Cumulative Impact Zone do not, even in part, come to operate as bars and particularly not as "vertical drinking" premises where customers consume alcohol standing throughout the evening. Submission has been made that not every individual in a group may wish to eat but should not be prevented from accompanying diners and having a drink. The Licensing Authority, however, is not minded to relax conditions for restaurants where alcohol may only be consumed by persons as an ancillary to their substantial table meal. However, it will prioritise its enforcement efforts at preventing a change of character of the premises towards bar use.'

The Licensing Authority would like the applicant to provide further submissions as to how the non-hatched area is to be operated and controlled, i.e. will the proposed area operate by way of a bar with vertical drinking?

The Licensing Authority note that the premises has the benefit of a premises licence 19/15030/LIPDPS. It is noted that this application seeks longer hours for the same licensable activities. The Licensing Authority require the application to provide submissions as to how the extension of hours will not add to cumulative impact in the West End Cumulative impact Zone.

The Licensing Authority also encourages the applicant to consider MC61 which states:

No licensable activities shall take place at the premises until premises licence **19/15030/LIPDPS** (or such other number subsequently issued for the premises) has been surrendered and is incapable of resurrection.

The Licensing Authority require the applicant to provide submissions as to how the operation of the premises will not add to cumulative impact in the West End cumulative impact Zone, in accordance with policy CIP1 and RTN1.

Please accept this as a formal representation.

3.	Policy & Guidance
The following policies within the City Of Westminster Statement of Licensing Policy apply:	
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

	<p>are expected to be covered by Temporary Event Notices or variation applications.</p> <p>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.</p>
<p>Policy CIP1 applies:</p>	<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>
<p>Policy RTN1 applies:</p>	<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.

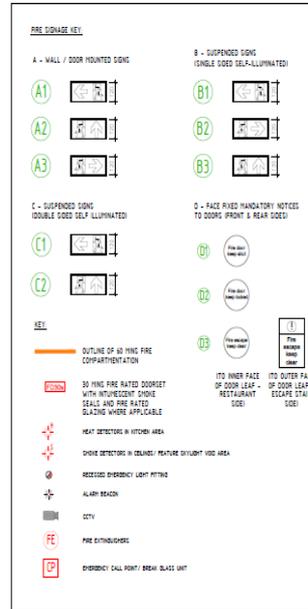
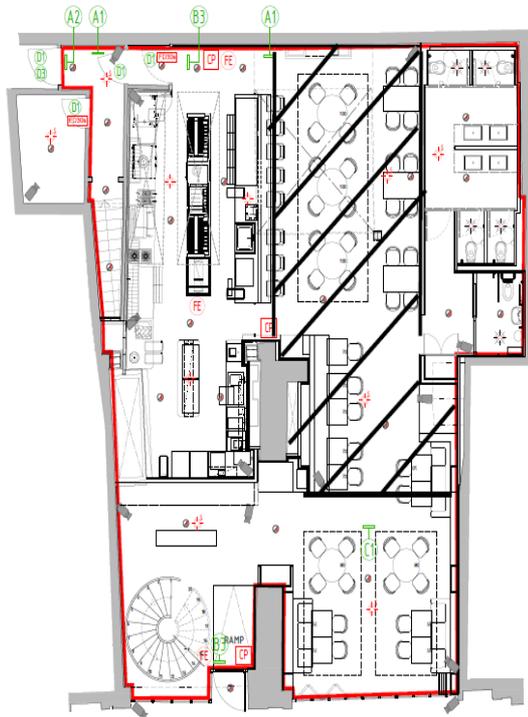
5.	Appendices
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises Licence and history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Michelle Steward Senior Licensing Officer
Contact:	Telephone: 0207 641 6500 Email: msteward1@westminster.gov.uk

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Environmental Health Service Representation	26 April 2021
5	Metropolitan Police Service Representation	28 April 2021
6	Licensing Authority Representation	10 May 2021



Zone where alcohol is only sold as an accompaniment to food

IMPORTANT: Licensable activities can take place anywhere within the red line. The position of loose furniture and equipment is shown for diagrammatic purposes only. Firefighting equipment is indicated but may be moved subject to the fire risk assessment carried out under the Regulatory Reform (Fire Safety) Order 2005 or by agreement with the fire officer.

General Notes:

1. Do not scale drawings. All dimensions to be checked on site.
2. The designer shall be notified immediately of any discrepancies.
3. All work to be completed in strict accordance with the Building Regulations.
4. The contractor shall be responsible for the design of any equipment only. Detailed construction to comply with manufacturer's recommendations.

DATE: 21/10/2019
DRAWING: 775-01.dwg

NO.	DATE	DESCRIPTION	BY

EXCLUDED FOR INFORMATION

NO.	DATE	DESCRIPTION	BY
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Diverse
Interior Architecture

100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

Job No.	Drawing No.	Revision
21146	775-01	-

Applicant Supporting Documents

Appendix 2

There are no submissions from the applicant.



Schedule 12
Part A

WARD: St James's
UPRN: 010033583306

City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

19/15030/LIPDPS

Original Reference:

05/04977/LIPCV

Part 1 – Premises details

Postal address of premises:

Hovarda
36 - 40 Rupert Street
London
W1D 6DN

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Live Music
Playing of Recorded Music
Late Night Refreshment
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit
Sale by Retail of Alcohol

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

Performance of Live Music

Monday to Saturday: 12:00 to 23:00
Sunday: 12:00 to 22:00

Playing of Recorded Music

Unrestricted

Late Night Refreshment

Monday to Saturday: 23:00 to 01:30
Sunday: 23:00 to 01:00

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted

Sale by Retail of Alcohol

Monday to Saturday: 10:00 to 01:00

Sunday:

12:00 to 00:30

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

The opening hours of the premises:

The opening hours of the premises:

Monday to Saturday

10:00 to 01:30

Sunday

12:00 to 01:00

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:

Hovarda UK Limited
5th Floor
89 New Bond Street
London
W1S 1DA

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

10404701

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

Name: Natasha Maria Powell

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: 21932

Licensing Authority: London Borough Of Tower Hamlets

Date: 11 December 2019

This licence has been authorised by Emanuela Meloyan 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.

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

Conditions for Sale of Alcohol

- 9. Substantial food and suitable beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
- 10. In the area hatched black on the deposited plan intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.
- 11. 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.
- 12. 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 are 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.

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

- 13. (i) Alcohol shall not be sold or supplied except during permitted hours.
In this condition, permitted hours means:
 - (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00 to 23:00;
 - (b) On Sundays, other than Christmas Day or New Year's Eve, 12:00 noon to 22:30;
 - (c) On Good Friday, 12:00 to 22:30;
 - (d) On Christmas Day, 12:00 to 15:00 and 19:00 to 22:30;
 - (e) On New Year's Eve, except on a Sunday, 10:00 to 23:00;
 - (f) On New Year's Eve on a Sunday, 12:00 to 22:30;
 - (g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, 00:00 midnight on 31st December).
- (ii) Alcohol may be sold or supplied for one hour following the hours set out above and on Christmas day, between 15:00 and 19:00 to persons taking table meals in the premises

in a part of the premises usually set apart for the service of such persons and for consumption by such a person in that part of the premises as an ancillary to his meal. For other purposes or in other parts of the premises the hours set out above shall continue to apply.

- (iii) (a) Alcohol may be sold or supplied until 01:00 in the morning following weekdays and 00:30 in the morning following Sundays to persons taking table meals in the premises in a part of the premises usually set apart for the service of such persons and for consumption by that person in that part of the premises as an ancillary to his meal.
- (b) The alcohol must be sold or supplied at a time before (i) the provision of entertainment by persons present and performing or (ii) the provision of substantial refreshment, has ended. For other purposes or in other parts of the premises the hours set out above shall continue to apply.
- (c) This condition does not authorise any sale or supply to any person admitted to the premises either after midnight or less than half an hour before the entertainment is due to end, except in accordance with condition 8 (ii) above.

NOTE - The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

- 14. The terminal hour for Late Night Refreshment on New Years Eve is extended to 05:00 on New Year's Day.

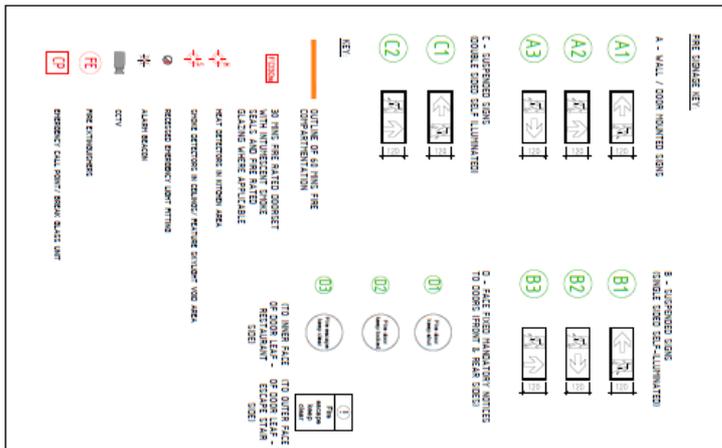
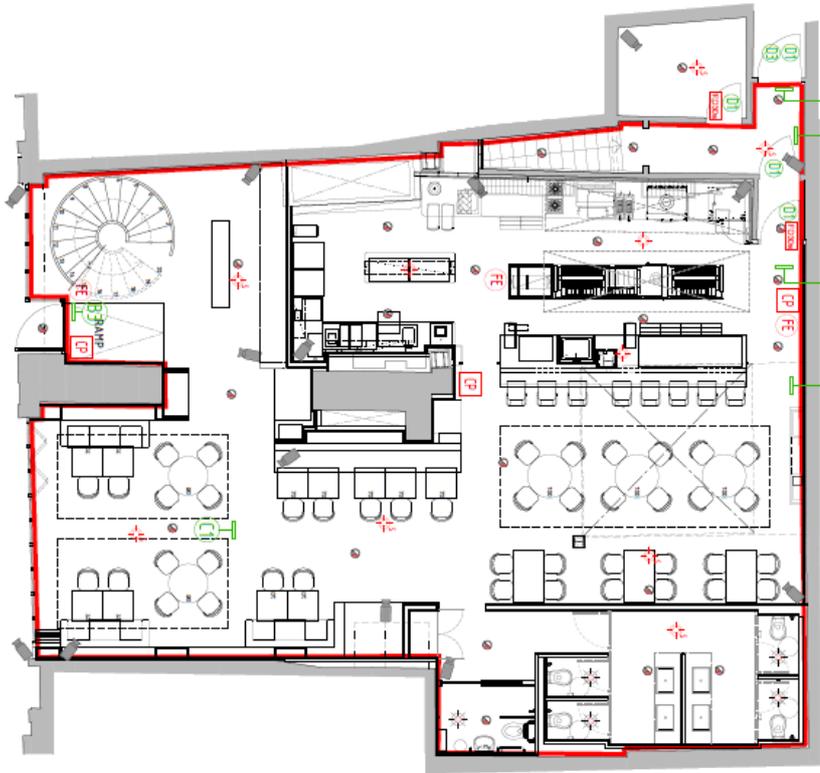
Annex 2 – Conditions consistent with the operating Schedule

15. Any electrical socket outlets providing power for the live music shall be protected by a residual current device (RCD) of 30 milliamps sensitivity, complying with British Standard Specification 4293:1993.
16. No noise shall emanate from the premises, nor vibration be transmitted through the structure of the premises which give rise to nuisance.
17. The maximum number of persons permitted on the first floor of the premises (excluding staff) shall not exceed 110 persons

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

None

Annex 4 – Plans



IMPORTANT: Licenseable activities can take place anywhere within the red line. The position of loose furniture and equipment is shown for diagrammatic purposes only. Firefighting equipment is indicated but may be moved subject to the fire risk assessment carried out under the Regulatory Reform (Fire Safety) Order 2005 or by agreement with the fire officer.

GENERAL NOTE:
 1. The above drawings are intended to be used in conjunction with the relevant fire safety regulations and standards.
 2. The above drawings are intended to be used in conjunction with the relevant fire safety regulations and standards.
 3. The above drawings are intended to be used in conjunction with the relevant fire safety regulations and standards.
 4. The above drawings are intended to be used in conjunction with the relevant fire safety regulations and standards.
 5. The above drawings are intended to be used in conjunction with the relevant fire safety regulations and standards.

Client		211 Redwood Lane, Davenport, IA 52801	
Project		Good Food Society	
Address		211 Redwood Lane, Davenport, IA 52801	
City		Davenport, IA	
State		IA	
Country		USA	
Date		21/11/2023	
Scale		1:100	
Author		Diverse	
Check		Diverse	
Drawn		Diverse	
Title		Restaurant Fit Out	
Drawing No.		21146	
Revision		775-01	
Project No.		-	

Diverse
 Interior Architecture
 211 Redwood Lane, Davenport, IA 52801
 Tel: 563.321.1111
 Fax: 563.321.1112
 Email: info@diverseinterior.com



Schedule 12
Part B

WARD: St James's
UPRN: 010033583306

City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence summary

Regulation 33, 34

Premises licence number:

19/15030/LIPDPS

Part 1 – Premises details

Postal address of premises:

Hovarda
36 - 40 Rupert Street
London
W1D 6DN

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Live Music
Playing of Recorded Music
Late Night Refreshment
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit
Sale by Retail of Alcohol

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

Performance of Live Music

Monday to Saturday: 12:00 to 23:00
Sunday: 12:00 to 22:00

Playing of Recorded Music

Unrestricted

Late Night Refreshment

Monday to Saturday: 23:00 to 01:30
Sunday: 23:00 to 01:00

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted

Sale by Retail of Alcohol

Monday to Saturday: 10:00 to 01:00
Sunday: 12:00 to 00:30

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

The opening hours of the premises:

Monday to Saturday	10:00 to 01:30
Sunday	12:00 to 01:00

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:

Hovarda UK Limited
5th Floor
89 New Bond Street
London
W1S 1DA

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

10404701

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

Name: Natasha Maria Powell

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

Restricted

Date: 11 December 2019

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

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/04977/LIPCV	Conversion of the Licence under the Licensing Act 2003	Granted under Delegated Authority	29 October 2005
05/12897/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	19 December 2005
06/02095/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	24 March 2006
06/10017/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	18 October 2006
07/01475/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	19 February 2007
07/04068/LIPV	Application to Vary the Premises Licence – Change of Layout	Granted under Delegated Authority	29 June 2007
07/06180/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	29 June 2007
07/07804/LIPV	Application to Vary the Premises Licence – to add Live Music	Granted under Delegated Authority	07 September 2007
07/10739/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	06 November 2007
09/07447/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	10 November 2009
10/07680/LIPT	Application to transfer the Premises Licence - Alley Way Limited	Granted under Delegated Authority	15 October 2010
10/07681/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	08 November 2010
13/09245/LIPT	Application to transfer the Premises Licence - Shaftesbury Chinatown Limited	Granted under Delegated Authority	31 December 2013

13/09755/LIPT	Application to transfer the Premises Licence - Bar Property Holdings Shaftesbury Limited	Granted under Delegated Authority	31 December 2013
13/09765/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	13 January 2014
14/02716/LIPV	Application to Vary the Premises Licence – to vary the layout	Granted under Delegated Authority	19 May 2014
17/02175/LIPT	Application to transfer the Premises Licence - Hovarda UK Limited	Granted under Delegated Authority	10 May 2017
17/02924/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	10 May 2017
17/11200/LIPVM	Minor Variation Application	Granted under Delegated Authority	24 October 2017
18/00746/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	07 March 2018
19/00198/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	26 February 2019
19/04264/LIPVM	Minor Variation Application - vary the layout of the premises	Granted under Delegated Authority	02 May 2019
19/15030/LIPDPS	Application to vary the Designated Premises Supervisor	Granted under Delegated Authority	11 December 2019

There is no licence or appeal history for the premises.

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

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

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

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

Mandatory Conditions

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

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

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

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

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

Conditions consistent with the operating schedule

9. Substantial food and suitable beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
10. In the area hatched black on the deposited plan intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.
11. 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.
12. 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 are 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.
13. The terminal hour for Late Night Refreshment on New Years Eve is extended to 05:00 on New Year's Day.
14. Any electrical socket outlets providing power for the live music shall be protected by a residual current device (RCD) of 30 milliamps sensitivity, complying with British Standard Specification 4293:1993.
15. No noise shall emanate from the premises, nor vibration be transmitted through the structure of the premises which give rise to nuisance.
16. The maximum number of persons permitted on the first floor of the premises (excluding staff) shall not exceed 110 persons.
17. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
18. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
19. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
20. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
21. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
22. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.

23. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements
24. No licensable activities shall take place until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the licensing authority.

Conditions proposed by the Licensing Authority

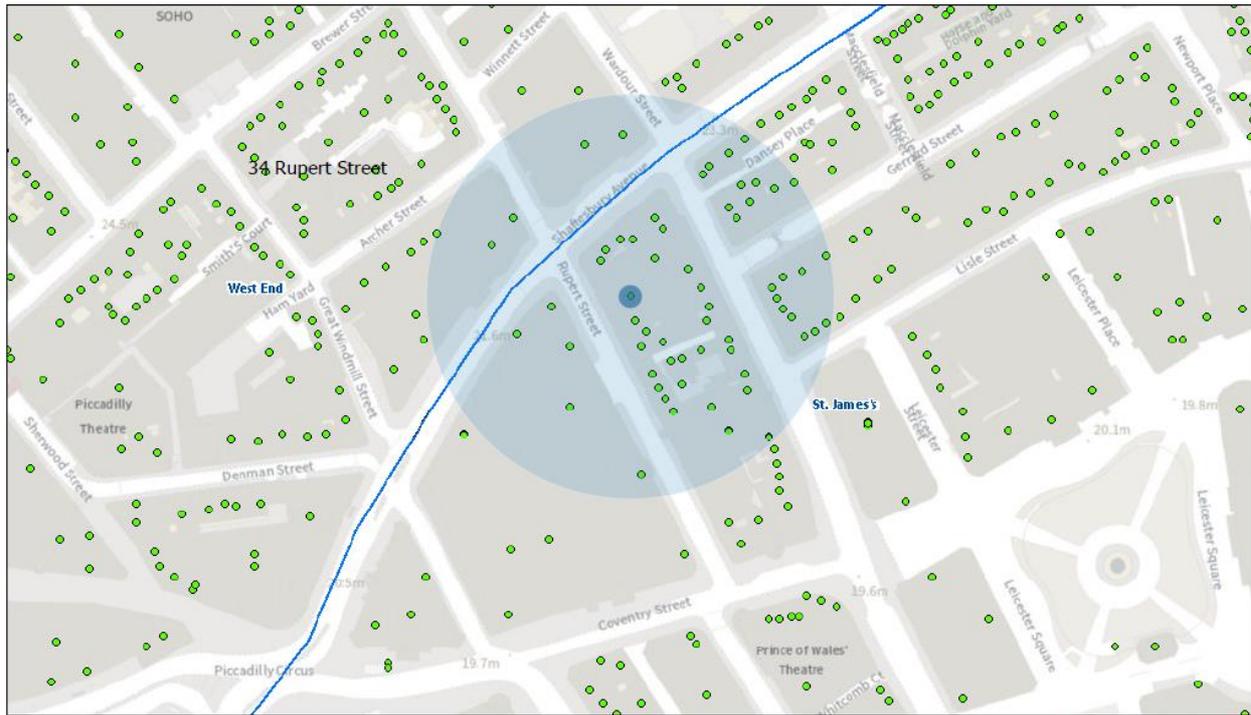
25. In the area hatched black, The premises shall only operate as a restaurant,
 - (i) in which customers are shown to their table or the customer will select a table themselves,
 - (ii) where the supply of alcohol is by waiter or waitress service only,
 - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table,
 - (iv) which do not provide any takeaway service of food or drink for immediate consumption off the premises,
 - (v) 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.For the purpose of this condition 'Substantial Table Meal' means – a meal such as might be expected to be served as the main midday or main evening meal, or as a main course at either such meal and is eaten by a person seated at a table, or at a counter or other structure which serves the purposes of a table and is not used for the service of refreshments for consumption by persons not seated at a table or structure servicing the purposes of a table.
Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.
26. No licensable activities shall take place at the premises until premises licence **19/15030/LIPDPS** (or such other number subsequently issued for the premises) has been surrendered and is incapable of resurrection.

Conditions proposed by the Environmental Health

None

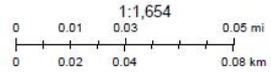
Conditions proposed by the Police

None



06/07/2021 14:37:02

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



Resident Count: 56

Licensed Premises within 75 metres of 36-40 Rupert Street, London, W1D 6DN				
Licence Number	Trading Name	Address	Premises Type	Time Period
19/15030/LIPDPS	Hovarda	36 - 40 Rupert Street London W1D 6DN	Restaurant	Not Recorded; XXXX - XXXX
14/01354/LIPVM	The Palomar	34 Rupert Street London W1D 6DN	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
17/03149/LIPCHT	XU	30 Rupert Street London W1D 6DL	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:30
14/01871/LIPDPS	Wong Kei Restaurant	41-43 Wardour Street London W1D 6PY	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
15/04805/LIPDPS	Caffe Concerto	50 Shaftesbury	Cafe	Monday to Sunday; 08:00

		Avenue London W1D 6LW		- 23:30
19/11416/LIPV	Thai Tho Soho	42 Rupert Street London W1D 6DP	Restaurant	Monday; 10:00 - 00:30 Tuesday; 10:00 - 00:30 Wednesday; 10:00 - 00:30 Thursday; 10:00 - 00:30 Friday; 10:00 - 00:30 Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
18/04102/LIPDPS	Blue Posts Public House	28 Rupert Street London W1D 6DJ	Restaurant	Sunday; 12:00 - 23:00 Monday to Thursday; 10:00 - 23:30 Thursday to Friday; 10:00 - 00:00
18/02894/LIPDPS	Blue Posts Public House	28 Rupert Street London W1D 6DJ	Public house or pub restaurant	Sunday; 12:00 - 23:00 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00
06/12437/WCCMAP	C & R Cafe Restaurant	3-4 Rupert Court London W1D 6DY	Shop	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
16/00578/LIPDPS	MW Buffet	58-60 Shaftesbury Avenue London W1D 6LS	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
17/14804/LIPV	Young Cheng Restaurant	39 Wardour Street London W1D 6PX	Restaurant	Sunday; 12:00 - 23:00 Monday to Saturday; 10:00 - 23:30
20/09645/LIPDPS	ONeills Public House	33 Wardour Street London W1D 6PU	Public house or pub restaurant	Sunday; 08:00 - 02:00 Monday to Tuesday; 08:00 - 02:30 Wednesday to Saturday; 08:00 - 03:30 Sundays

				before Bank Holidays; 08:00 - 02:30
21/01613/LIPDPS	Gold Mine Restaurant	45 Wardour Street London W1D 6PZ	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
14/10567/LIPVM	Fratelli La Bufala	40 Shaftesbury Avenue London W1D 7ER	Restaurant	Monday to Sunday; 09:00 - 01:00
16/02850/LIPDPS	Bar Rumba	Ground Floor Unit 17d Trocadero 13 Coventry Street London W1D 7ER	Restaurant	Sunday; 09:00 - 03:30 Monday to Saturday; 09:00 - 06:00
07/10675/WCCMAP	Sunrise Cafe And News	Ground Floor 31 Wardour Street London W1D 6PT	Shop	Sunday; 10:00 - 05:00 Monday to Saturday; 08:00 - 05:00
20/10928/LIPN	Not Recorded	29 Wardour Street London W1D 6PS	Not Recorded	Sunday; 10:00 - 00:00 Monday to Saturday; 10:00 - 00:30
19/12736/LIPDPS	Hungs Chinese Restaurant	Ground Floor To Second Floor 27 Wardour Street London W1D 6PR	Restaurant	Sunday; 12:00 - 04:30 Monday to Saturday; 10:00 - 04:30
18/16233/LIPN	Not Recorded	Unit 34B Trocadero 19 Rupert Street London W1D 7PN	Restaurant	Sunday; 10:00 - 00:00 Monday to Saturday; 10:00 - 01:30
20/03213/LIPT	Bubba Gump Shrimp Co.	Basement To First Floor Unit 75 Trocadero 13 Coventry Street London W1D 7AB	Restaurant	Sunday; 09:00 - 22:30 Monday to Thursday; 09:00 - 23:30 Friday to Saturday; 09:00 - 00:00 Sundays before Bank Holidays; 09:00 - 00:00
20/00949/LIPDPS	Not Recorded	Unit 29 Trocadero 13 Coventry Street London W1D 7AB	Not Recorded	Monday to Sunday; 00:00 - 00:00

19/07844/LIPN	United Chip, Unit 34a, The Trocodero	19A Rupert Street London W1D 6DF	Restaurant	Sunday; 12:00 - 22:30 Monday to Thursday; 11:00 - 23:30 Friday to Saturday; 11:00 - 00:00
20/06989/LIPV	Platinum Lace Gentlemans Club	Unit 33 Trocahero 13 Coventry Street London W1D 7AB	Night clubs and discos	Monday; 15:00 - 06:30 Tuesday; 15:00 - 06:30 Wednesday; 15:00 - 06:30 Thursday; 15:00 - 06:30 Friday; 15:00 - 06:30 Saturday; 15:00 - 06:30 Sunday; 15:00 - 03:30
19/00522/LIPDPS	Not Recorded	Unit 34B Trocahero 19 Rupert Street London W1D 7PN	Not Recorded	Sunday; 10:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/01462/LIPDPS	HaiDiLao	Units 4 And 5 Trocahero 13 Coventry Street London W1D 7AB	Restaurant	Sunday; 08:00 - 23:00 Tuesday to Thursday; 08:00 - 00:00 Friday to Saturday; 08:00 - 00:30 Sundays before Bank Holidays; 08:00 - 00:30
19/03860/LIPDPS	Four Seasons	23 Wardour Street London W1D 6PW	Restaurant	Sunday; 12:00 - 05:00 Monday to Saturday; 10:00 - 05:00
16/06186/LIPN	Viet Food	34-36 Wardour Street London	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
15/04586/LIPDPS	Vietnamese Restaurant	36 Wardour Street London W1D 6QT	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30

21/03508/LIPCH	Heritage	18 Rupert Street London W1D 6DD	Restaurant	Monday; 10:00 - 01:00 Tuesday; 10:00 - 01:00 Wednesday; 10:00 - 01:00 Thursday; 10:00 - 01:30 Friday; 10:00 - 01:30 Saturday; 10:00 - 01:30 Sunday; 12:00 - 00:00
20/02226/LIPDPS	Morden & Lea	17 Wardour Street London W1D 6PJ	Restaurant	Sunday; 12:00 - 00:00 Monday to Wednesday; 10:00 - 00:30 Thursday to Saturday; 10:00 - 01:30
20/00408/LIPDPS	Heritage	18 Rupert Street London W1D 6DD	Restaurant	Sunday; 12:00 - 00:00 Monday to Wednesday; 10:00 - 00:30 Thursday to Saturday; 10:00 - 01:30
06/12381/WCCMAP	Cafe T.P.T.	21 Wardour Street London W1D 6PN	Restaurant	Sunday; 12:00 - 01:00 Monday to Saturday; 10:00 - 01:00
06/13240/WCCMAP	Mr Wu Restaurant	28 Wardour Street London W1D 6QN	Restaurant	Monday to Sunday; 11:00 - 00:00
20/09205/LIPVM	Apollo Theatre	Apollo Theatre 31 - 33 Shaftesbury Avenue London W1D 7EZ	Theatre	Monday; 09:00 - 00:00 Tuesday; 09:00 - 00:00 Wednesday; 09:00 - 00:00 Thursday; 09:00 - 00:00 Friday; 09:00 - 00:00 Saturday; 09:00 - 00:00 Sunday; 09:00 - 00:00
19/17177/LIPT	Old Town 97	19 Wardour Street London W1D 6PL	Restaurant	Sunday; 12:00 - 04:00 Monday to Saturday; 10:00 - 04:00

20/05973/LIPT	Shuang Shuang	64 Shaftesbury Avenue London W1D 6LU	Restaurant	Monday; 10:00 - 00:30 Tuesday; 10:00 - 00:30 Wednesday; 10:00 - 00:30 Thursday; 10:00 - 00:30 Friday; 10:00 - 00:30 Sunday; 12:00 - 00:00
17/03204/LIPDPS	Kowloon Restaurant	Basement And Ground Floor Gerrard Mansions 21 - 22 Gerrard Street London W1D 6JH	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
15/03177/LIPDPS	Gerrard's Corner	25 Gerrard Street London W1D 6JL	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/05564/LIPT	Cafe Monico	39 - 45 Shaftesbury Avenue London W1D 6LA	Not Recorded	Monday; 08:00 - 00:00 Tuesday; 08:00 - 00:00 Wednesday; 08:00 - 00:00 Thursday; 08:00 - 00:00 Friday; 08:00 - 00:30 Saturday; 08:00 - 00:30 Sunday; 08:00 - 23:00
21/05153/LIPVM	Macellaio RC	39 - 45 Shaftesbury Avenue London W1D 6LA	Restaurant	Monday; 08:00 - 00:00 Tuesday; 08:00 - 00:00 Wednesday; 08:00 - 00:00 Thursday; 08:00 - 00:00 Friday; 08:00 - 00:30 Saturday; 08:00 - 00:30 Sunday; 08:00 - 23:00
16/10204/LIPV	London Jade Garden	15 Wardour Street London W1D 6PH	Restaurant	Sunday; 12:00 - 23:00 Monday to Thursday; 10:00 - 00:00

				Friday to Saturday; 10:00 - 00:30
19/09537/LIPDPS	Waxy O'Connor's	Basement And Ground Floor 14 - 16 Rupert Street London W1D 6DD	Public house or pub restaurant	Sunday; 12:00 - 23:00 Sunday; 12:00 - 00:00 Monday to Thursday; 10:00 - 23:30 Monday to Saturday; 10:00 - 00:30 Friday to Saturday; 10:00 - 00:00 Sundays before Bank Holidays; 12:00 - 00:00
20/03201/LIPN	Orient London	15 Wardour Street London W1D 6PH	Restaurant	Monday; 10:00 - 00:30 Tuesday; 10:00 - 00:30 Wednesday; 10:00 - 00:30 Thursday; 10:00 - 00:30 Friday; 10:00 - 00:30 Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
20/05666/LIPT	Ichi Buns (22-22A)	22A Wardour Street London W1D 6QQ	Restaurant	Sunday; 12:00 - 02:00 Sunday; 12:00 - 23:00 Monday to Thursday; 10:00 - 00:00 Monday to Saturday; 10:00 - 02:00 Friday to Saturday; 10:00 - 00:30 Sundays before Bank Holidays; 12:00 - 00:00
19/12509/LIPDPS	London Chinatown Restaurant	27 Gerrard Street London W1D 6JN	Restaurant	Sunday; 12:00 - 23:00 Monday to Saturday; 10:00 - 23:30

19/09529/LIPDPS	Waxy's Little Sister	20 Wardour Street London W1D 6QG	Public house or pub restaurant	Sunday; 12:00 - 22:50 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00
16/10458/LIPVM	Plum Valley	20 Gerrard Street London W1D 6JQ	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
11/01048/LIPDPS	Little Korea Ltd	2 - 3 Lisle Street London WC2H 7BG	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/04458/LIPT	Longji	68 - 70 Shaftesbury Avenue London W1D 6LY	Restaurant	Sunday; 11:00 - 04:00 Monday to Saturday; 10:00 - 04:00
06/04892/WCCMAP	Misato Restaurant	11 Wardour Street London W1D 6PG	Restaurant	Monday to Sunday; 11:00 - 00:00
19/03757/LIPVM	Sugar	First Floor And Second Floor 11 Wardour Street London W1D 6PG	Club or institution	Monday; 09:00 - 03:30 Tuesday; 09:00 - 03:30 Wednesday; 09:00 - 03:30 Thursday; 09:00 - 03:30 Friday; 09:00 - 06:00 Saturday; 09:00 - 06:00 Sunday; 09:00 - 23:00 Monday to Thursday; 09:00 - 03:30 Friday to Saturday; 09:00 - 06:00
14/01226/LIPT	Golden Dragon Restaurant	28 - 29 Gerrard Street London	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
18/06468/LIPDPS	Gelupo	7 Archer Street London W1D 7AU	Cafe	Tuesday to Saturday; 11:00 - 01:00 Sunday to Wednesday; 11:00 - 23:00