



City of Westminster

Licensing Sub-Committee Report

Item No:	
Licensing Ref No:	14/06662/LIPN
Date:	25 September 2014
Classification:	For General Release
Title of Report:	Soho Grind 19 Beak Street London W1F 9RP
Report of:	Operational Director of Premises Management
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Sumeet Anand-Patel, Environmental Health Case Officer (Licensing)
Contact Details:	Telephone: 020 7641 2737 E-mail: sanandpatel@westminster.gov.uk

1. APPLICATION DETAILS

Application Type:	New premises licence under the Licensing Act 2003.		
Applicant:	Grind & Co. Ltd	Date Application Received:	06.08.14
Premises Name and Address:	Soho Grind 19 Beak Street London W1F 9RP		
Ward Name:	West End	Stress Area:	West End
Description of Premises:	The premises shall operate as a restaurant on ground floor and basement levels.		
Preliminary Note 1:	Although this premises has not been previously licensed they have been trading under temporary event notices for a few weeks. Please refer to Appendix C for the full licensing history.		
<i>Note: Where the committee is minded to grant the application it will be granted subject to the mandatory conditions and conditions consistent with the operating schedule modified to such extent as the authority considers appropriate for the promotion of the licensing objectives detailed in Appendix D to this report.</i>			
Proposed Licensable Activities, Proposed Hours:			References / Notes
1.	<p>Late Night Refreshment: Indoors</p> <p>Monday to Thursday 10:00 to 23:30 Friday to Saturday 10:00 to 00:00 Sunday 12:00 to 22:30</p> <p>Relevant representations and policies applicable:</p> <p>1A The Metropolitan Police have confirmed they have no representation to this application. Please refer to Appendix B1.</p> <p>1B Environmental Health Consultation Team have submitted an adverse representation to this proposal stating that the proposals will lead to an increase in public nuisance and may impact on public safety in the West End Stress Area. Please refer to Appendix B2 for further information. Environmental Health have proposed conditions which are attached at Appendix D.</p> <p>1C 10 local residents have made adverse representations to this application on the grounds of crime and disorder, public safety, public nuisance and cumulative impact. All the residents believe that the proposals will lead to an increase to the ongoing issues within the Stress Area. Please refer to Appendices B3 to B12.</p> <p>1D Two residents' associations have submitted an adverse representation against this application on the grounds of public nuisance, crime and disorder and the cumulative impact of this application on the West Ends Stress Area. Please refer to Appendices B13 and B14 for further information.</p> <p>1E The following policies within the City Of Westminster Statement of Licensing Policy apply:</p> <p>Prevention of crime and disorder (CD1) Public Safety (PS1) Prevention of public nuisance (PN1) Protection children from harm (CH1) Hours (HRS1) Stress Areas (STR1) Restaurants within the Stress Areas (RNT2)</p>		<p>Metropolitan Police no representation</p> <p>Environmental Health Service representation and conditions</p> <p>10 resident representations</p> <p>Residents' Association representations</p> <p>Policies applicable</p>

	<p>1F Policy HRS1 applies:</p> <p>(i) Applications for hours within the core hours set out in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours in this policy will be considered on their merits, subject to other relevant policies and with particular regard to criteria set out in the policy.</p> <p>1G Policy STR1 applies:</p> <p>(i) It is the Licensing Authority's policy to refuse applications in the Stress Areas for: pubs and bars; fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.</p> <p>(ii) Applications for other licensable activities in the Stress Areas will be subject to other policies and must demonstrate that they will not add to cumulative impact in the Stress Areas.</p> <p>1H Policy RNT2:</p> <p>Applications will be granted subject to other policies and subject to relevant criteria in Policies CD1, PS1, PN1 and CH1, provided it can be demonstrated that they will not add to cumulative impact in the Stress Areas.</p> <p>1I The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:</p> <ul style="list-style-type: none"> • prevention of public nuisance, • prevention of crime & disorder, • public safety and • protection of children from harm. 	<p>Summary</p>
<p>2.</p>	<p>Late Night Refreshment: Indoors</p> <p>Monday to Thursday 23:00 to 23:30 Friday to Saturday 23:00 to 00:00</p> <p>Relevant representations and policies applicable:</p> <p>2A Please refer to 1B to 1H above.</p> <p>2B The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:</p> <ul style="list-style-type: none"> • prevention of public nuisance, • prevention of crime & disorder, • public safety and • protection of children from harm. 	<p>Opposed by EH, 10 local residents and 2 residents' associations</p> <p>Summary</p>
<p>3.</p>	<p>Opening Hours:</p> <p>Monday to Thursday 10:00 to 23:30 Friday to Saturday 10:00 to 00:00 Sunday 12:00 to 22:30</p> <p><i>(Note: Opening hours are not a licensable activity under the Licensing Act 2003, however they can still be taken into consideration when assessing the application's effect on the licensing objectives.)</i></p>	

	<p>Relevant representations and policies applicable:</p> <p>3A Please refer to 1B to 1H above.</p> <p>3B The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:</p> <ul style="list-style-type: none"> • prevention of public nuisance, • prevention of crime & disorder, • public safety and • protection of children from harm. 	<p>Opposed by EH, 10 local residents and 2 residents' associations</p> <p>Summary</p>
<p>4.</p>	<p>Non Standard Timings:</p> <p>For all licensable activities and opening hours:</p> <p>From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.</p> <p>Relevant representations and policies applicable:</p> <p>4A Please refer to 1B to 1H above.</p> <p>4B The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:</p> <ul style="list-style-type: none"> • prevention of public nuisance, • prevention of crime & disorder, • public safety and • protection of children from harm. 	<p>Opposed by EH, 10 local residents and 2 residents' associations</p> <p>Summary</p>
<p>Current Licensing Position</p>	<p>The premises has not been previously licensed.</p> <p>Full licence history is provided at Appendix C.</p>	
<p>Current Planning Position</p>	<p>Planning information has been requested.</p>	
<p>Residential Density:</p>	<p>6 of the 207 units within a 75m radius of the premises are residential, proposed residential and residential under construction (3%), refer to Appendix E</p> <p><i>N.B Please note, the figures shown above are not a true reflection of the number of residents living within the 75m radius. This data is provided by the Planning department and it has been confirmed that the data has not been updated for a number of years. The Licensing department have requested that the residential data is updated as a matter of urgency. The residents who have made representations to this applications have not been captured in the figures above however their addresses have been plotted on the map attached at <u>Appendix E</u>.</i></p>	

List of Appendices:	A1 – Application Form A2 – Current Licence B1 – Metropolitan Police not making a representation B2 – Environmental Health representation and conditions B3 to B12 – 10 local resident representations B13 to B14 – Residents' Association representations C – Premises Licence History and Decision of 27.03.14 D - Conditions E – Residential Map and list of premises in the vicinity F – Photo of premises
Relevant Representations:	Environmental Health 10 x local residents 2 x local residents' associations

2. APPLICANT SUBMISSIONS AND EVIDENCE

2.1 The evidence submitted by the applicant in support of the Licensing Objectives is provided in **Appendix A1**.

3. LICENSING ACT 2003 APPLICATIONS AND APPEAL HISTORY

3.1 Any chronology relating to appeals is set out in Appendix C.

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

- Licensing Act 2003
- City of Westminster Statement of Licensing Policy (7th January 2011)
- Amended Guidance issued under section 182 of the Licensing Act 2003 (June 2013)

APENDIX A1

Thomas & Thomas

PREMISES MANAGEMENT
LICENSING SERVICE

06 AUG 2014

CITY OF WESTMINSTER

Application for a premises licence to be granted
under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Grind & Co Ltd

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Soho Grind 19 Beak Street			
Post town	London	Postcode	W1F 9RP
Telephone number at premises (if any)			
Non-domestic rateable value of premises	£44,750		

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |

Application

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Grind & Co Ltd
Address 3RD FLOOR 26 GANTON STREET LONDON W1F 7QZ
Registered number (where applicable) 08794400
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
┌┐	┌┐	┌┐┌┐┌┐┌┐

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
┌┐	┌┐	┌┐┌┐┌┐┌┐

Please give a general description of the premises (please read guidance note 1)
 Coffee shop

The application is for restaurant use to core hours in accordance with the City Council's statement of policy and follows pre-application advice.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

--

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed					
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri					
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Fri					
Sat			<p><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>		
Sun					

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	23.00	23.30			
Tue	23.00	23.30			
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Wed	23.00	23.30			
Thur	23.00	23.30			
			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Fri	23.00	00.00			
Sat	23.00	00.00			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	10.00	23.30			
Tue	10.00	23.30			
Wed	10.00	23.30			
Thur	10.00	23.30	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Fri	10.00	00.00			
Sat	10.00	00.00			
Sun	12.00	22.30			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).
 None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	10.00	00.00	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.</p>
Tue	10.00	00.00	
Wed	10.00	00.00	
Thur	10.00	00.00	
Fri	10.00	00.30	
Sat	10.00	00.30	
Sun	12.00	23.00	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

Following the recent pre-application advice and site meeting with Ms S White the application is for a Licence in accordance with Policy RNT2 and in accordance with Core Hours and appropriate Model Conditions.

See attached proposed conditions.

b) The prevention of crime and disorder

See above

c) Public safety

See above

d) The prevention of public nuisance

See above

e) The protection of children from harm

See above

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 11). **If signing on behalf of the applicant, please state in what capacity.**

Signature	Thomas & Thomas
Date	6/8/14
Capacity	SOLICITORS ON BEHALF OF THE APPLICANT

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Thomas & Thomas Partners LLP
38a Monmouth Street

Post town	London	Postcode	WC2H 9EP
-----------	--------	----------	----------

Telephone number (if any)	020 7042 0417
---------------------------	---------------

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
rhepworth@tandtp.com


CONDITIONS FOR 19 BEAK STREET

- 1) The premises shall only operate as a restaurant
 - (i) Where the supply of alcohol is by waiter or waitress service only,
 - (ii) which do not provide any take away service of food or drink after 23.00, and
 - (iii) 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.

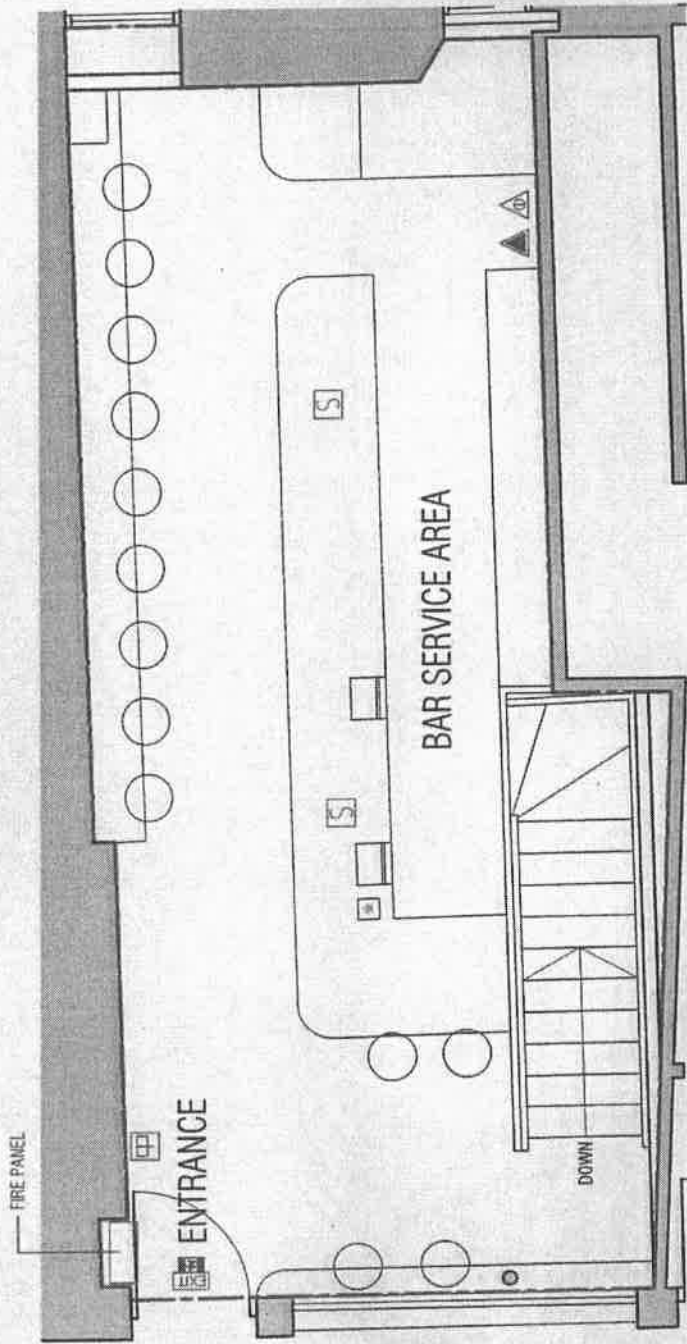
Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal

- 2) Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
- 3) The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the 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.
- 4) 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.
- 5) All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
- 6) No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 7) 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
 - (d) any incidents of disorder
 - (e) any faults in the CCTV system or searching equipment or scanning equipment

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

- 8) There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.
- 9) 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.
- 10) The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 50 persons.
- 11) 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.
- 12) 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.
- 13) No deliveries to the premises shall take place between 23.00 and 07.00 on the following day.
- 14) 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.

APENDIX A2



— AREA FOR LICENSABLE ACTIVITIES

	FIRE ALARM CALL POINT
	CARBON DIOXIDE FIRE EXTINGUISHER
	WATER FIRE EXTINGUISHER
	SMOKE ALARM
	EXIT SIGN



FROM THE DESIGN:
Biasol: Design Studio
 PO Box 327
 Fremantle Vic 3181
 Australia
 biasol.com.au

PROJECT:
 Licensing Plan - Ground Floor
 Hotel Soho Grand - London
 Kas James
 David Abrahamovich

DATE:
 R1 P011
 19.06.2014

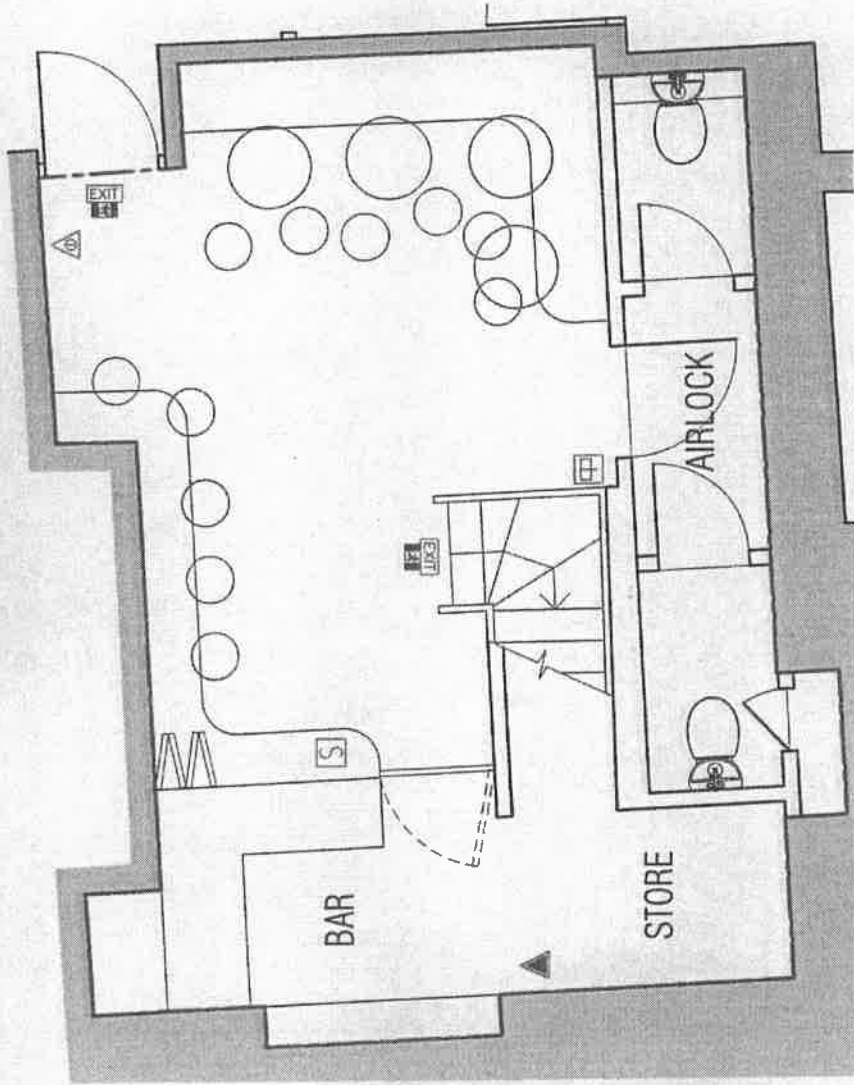
SCALE:
 Scale: 1:50
 Print Size: A1
 Orientation: N

Drawn By: TN /
Checked By: JP /
Authorized By:

NOTES:
 All work is to be undertaken in accordance with the relevant Australian Standards and the relevant Australian Standards. The drawings shall be used for the purpose of obtaining a licence under the relevant legislation. These drawings shall be used for the purpose of obtaining a licence under the relevant legislation. These drawings shall be used for the purpose of obtaining a licence under the relevant legislation.

REVISIONS:

NO.	DESCRIPTION	DATE	BY



	FIRE ALARM CALL POINT
	CARBON DIOXIDE FIRE EXTINGUISHER
	WATER FIRE EXTINGUISHER
	SMOKE ALARM
	EXIT SIGN

0m 1m 2m

REVISION: DESCRIPTION: DATE: BY:

NOTES:
 1. Client to be responsible for obtaining all necessary permissions and approvals for the building and its use.
 2. The client is responsible for ensuring that the building is used in accordance with the relevant regulations and codes of practice.
 3. The client is responsible for ensuring that the building is maintained in accordance with the relevant regulations and codes of practice.
 4. The client is responsible for ensuring that the building is used in accordance with the relevant regulations and codes of practice.

DRAWING:
 R1 P012
 19.08.2014
 Drawn By: TN /
 Checked By: Jpr / -
 Authorised By:

PROJECT:
 Licensing Plan - Basement
 HQ13 Sono Gard - London
 Kaz Jimish 19 Beak Street
 David Abrahamovitch London

FROM THE OFFICE OF:
Blasol: Design Studio
 PO Box 327
 Prashun Vm 5181
 Australia
 blasol.com.au
 T: +61 3 9949 3961
 M: +61 422 773 773
 info@blasol.com.au

Scale: 1:50
 Print Size: A4
 Orientation: N

APENDIX B1

08/09/2014 09:49:51

From: "Sollars, Jim" </O=CITYOFWESTMINSTER/OU=CORPORATE/CN=RECIPIENTS/CN=JSOLLARS>
Sent: 01/09/2014 10:08:04
To: idoxlicensing </O=CITYOFWESTMINSTER/OU=CORPORATE/CN=RECIPIENTS/CN=IDOXLICENSING>
Cc: idoxlicensing; Anand-Patel, Sumeet
Subject: 14/06662/LIPN SOHO GRIND, BEAK ST

Rachel,

Alun,

Just a quick confirmation that police have no representation against the above application.

Jim Sollars PC 2142CW

Westminster Police Licensing Team

4th Floor Westminster City Hall,

64, Victoria Street,

LONDON

SW1E 6QP

Tel: 0207 641 3179

APENDIX B2

CITY OF WESTMINSTER

MEMORANDUM

TO Sumeet Anand-Patel

REFERENCE 14/06662/LIPN

FROM EH Consultation Team, 4th Floor, City Hall
REFERENCE EHCT/LXJ/ 14/034323/EHCT
BEING DEALT WITH BY Louise Joyce
TELEPHONE/EMAIL 020 7641 1773/ljoyce@westminster.gov.uk
DATE 13th August 2014

The Licensing Act 2003

Re: Soho Grind, 19 Beak Street, W1F 9RP

I refer to the application for a new Premises Licence. The premises has not previously benefited from a Premises Licence.

The applicant has submitted Basement and Ground floor plans, dated 19.06.2014 drawing numbers R1 P011 and R1 P012.

This representation is based on the plans submitted and supportive Operating Schedule.

The applicant is seeking the following licensable activities on the premises:

1. To permit the Supply of Alcohol "On" the premises on Monday to Thursday from 10:00 – 23:30 hours, Friday to Saturday from 10:00 – 00:00 hours and Sunday 12:00 to 22:30.
2. To provide facilities for late night refreshment 'On' the premises Monday to Thursday 23:00 to 23:30 and Friday to Saturday 23:00 to 00:00.

I wish to make the following representations in relation to the above application:

1. The hours requested to provide regulated entertainment will have a likely effect of causing an increase in Public Nuisance and impact on Public Safety within the West End Stress Area.
2. The hours requested to permit the provision of late night refreshment will have the likely effect of causing an increase in Public Nuisance in the stress area.

Any new Premises Licence granted will be subject to conditions to address the licensing objectives of Prevention of Public Nuisance and Promoting Public Safety.

The granting of the New Premises Licence as presented would have the likely effect of causing an increase in Public Nuisance in the area and may impact on Public Safety.

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

Louise Joyce
Environmental Health Officer

08/09/2014 09:50:40

From: "Joyce, Louise" </O=CITYOFWESTMINSTER/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=LJOYCE>
Sent: 28/08/2014 17:31:33
To: "Anand-Patel, Sumeet" </O=CITYOFWESTMINSTER/OU=CORPORATE/CN=RECIPIENTS/CN=SANAND>
Cc: Anand-Patel, Sumeet
Subject: 19 Beak street Conditions

Hi Alun,

Please see attached conditions for Soho Grind 19 Beak Street. Please let me know your feelings on these. There has been a lot of residents objections to the application.

Regards,

Louise Joyce
Environmental Health Officer
Environmental Health Consultation Team

Premises Management

Westminster City Hall - 4th Floor
64 Victoria Street
London SW1E 6QP

Tel: 020 7641 1773
Fax: 020 7641 3436

Email: ljoyce@westminster.gov.uk <<mailto:ljoyce@westminster.gov.uk>>
www.westminster.gov.uk <<http://www.westminster.gov.uk>>

http://partnerweb/builtenvironment/communityprotection/premises/Shared%20Documents/Premises%20Management/External%20Training%20Programme/WCT%20Logo,%20Banners%20etc/WCC1243_PremisesManagementEmailSignOff2.jpg

TO Sumeet Anand-Patel
REFERENCE 14/06662/LIPN

FROM EH Consultation Team, 4th Floor, City Hall
BEING DEALT WITH BY Louise Joyce
TELEPHONE 0207 641 1773
DATE 18th August 2014

Re: Basement And Ground Floor, 19 Beak Street, London

These conditions take into account the conditions and undertakings proposed by the applicant in the operating schedule.

1. 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.
2. The premises shall only operate as a restaurant
 - (i) in which customers are shown to their table,
 - (ii) where the supply of alcohol is by waiter or waitress service only,
 - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
 - (iv) which do not provide any take away service of food or drink for immediate consumption,
 - (v) which do not provide any take away service of food or drink after 23.00, and
 - (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.
3. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
4. 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.

5. 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.
6. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
7. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
8. 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.
9. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 08.00 on the following day.
10. After 23:00 hours patrons permitted to temporarily leave and then re-enter the premises, eg to smoke, shall not be permitted to take drinks or glass containers with them.
11. Notices shall be prominently displayed at all exits and all areas used for smoking requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
12. After 23:00 hours patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to 10 persons at any one time.
13. No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23.00 hours and 08.00 hours.
14. No deliveries to the premises shall take place between 23.00 and 08.00 on the following day.

15. 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.
16. 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.
17. The number of persons permitted in the premises at any one time (including staff) shall not exceed 30 persons.

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

Louise Joyce
Environmental Health Officer

APENDIX B3

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mr Anthony Jacobs

Address: Flat 1 6 Upper John Street London

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 12:31 AM on 15 Aug 2014 I object to this license application on the grounds that the cumulative impact of late night revellers will cause disproportionately more nuisance by way of noise, crime and public disorder in this recognised stress area.

I further object to the unauthorised reclassification of these premises from retail to leisure. I believe that there could be no less appropriate substitution from what was formerly a toy shop than the proposed snazzy cocktail bar.

APENDIX B4

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mrs Lorna Jacobs

Address: Flat 1 6 Upper John Street London

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:8:08 AM on 15 Aug 2014 I thoroughly object to the council granting yet another license to serve alcohol in the vicinity of my home. The area is already saturated with such establishments and has attracted huge numbers to drunken revellers to the pavements of Kingly Court, Kingly Street and Beak Street. Cigarette ends, take-away debris, bicycles tied to railings and lamp-posts, people urinating against our front door, loud screaming shouting and fighting, accumulation of rubbish bags are everyday occurrences in most parts of Soho. People do try to live there and it's about time the council took a stance on our side with the cessation of all new licenses to serve alcohol in our neighbourhood.

APENDIX B5

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mr Steve Parish

Address: Penthouse 6 Upper John Street London

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 5:54 PM on 18 Aug 2014 I object to a licence for Soho Grind on the grounds of cumulative impact, Prevention of Public Nuisance and Public Safety.

I live within 20 metres of the site which is visible from my window.

Kingly Court, Beak Street and nearby Kingly Street are already crammed with restaurants and other licensed premises. To add yet another licensed premises to this already dense area is unwise. In the past we have had a number of violent incidences including two murders; we don't want to return to these days.

The narrow pavements on Beak Street cannot support the outspill from a restaurant. Please reinstate an A1 retail unit on these premises.

APENDIX B6

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mrs lindy ackrim

Address: flat 9, 6 upper john street london

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:8:35 AM on 16 Aug 2014 I object to a licence for Soho Grind on the grounds of cumulative impact, Prevention of Public Nuisance and Public Safety.

I live within 20 meters of the site which is visible from my window.

Kingly Court, Beak Street and nearby Kingly Street are already crammed with restaurants and other licensed premises. To add yet another licensed premises to this already dense area is unwise. In the past we have had a number of violent incidences including two murders; we don't want to return to these days.

The narrow pavements on Beak Street cannot support the outspill from a restaurant. Please reinstate an A1 retail unit on these premises.

APENDIX B7

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mr raheel ackrim

Address: flat 9, 6 upper john street london

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:8:33 AM on 16 Aug 2014 I object to a licence for Soho Grind on the grounds of cumulative impact, Prevention of Public Nuisance and Public Safety.

I live within 20 meters of the site which is visible from my window.

Kingly Court, Beak Street and nearby Kingly Street are already crammed with restaurants and other licensed premises. To add yet another licensed premises to this already dense area is unwise. In the past we have had a number of violent incidences including two murders; we don't want to return to these days.

The narrow pavements on Beak Street cannot support the outspill from a restaurant. Please reinstate an A1 retail unit on these premises.

APENDIX B8

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mr Duncan McCall

Address: Flat 14 6Upper John Street London

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:7:47 AM on 16 Aug 2014 I am a resident in the block a few metres from this premises. This premises is unsuitable for an alcohol license. The area is already over-provided with licensed premises, and several have caused problems (noise, taxi queues, drunkenness) to local residents. The nature of this premises appears to be more of a coffee shop than a restaurant, which increases the concern that this proposed license is not appropriate.

APPENDIX B9

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mr Pierre-Yves Guerber

Address: 6 Upper John Street London

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 10:24 PM on 20 Aug 2014 I object to a licence for Soho Grind on the grounds of cumulative impact, Prevention of Public Nuisance and Public Safety.

I live within 20 meters of the site which is visible from my window.

Kingly Court, Beak Street and nearby Kingly Street are already crammed with restaurants and other licensed premises. To add yet another licensed premises to this already dense area is unwise. In the past we have had a number of violent incidences including two murders; we don't want to return to these days.

The narrow pavements on Beak Street cannot support the outspill from a restaurant. Please reinstate an A1 retail unit on these premises.

APPENDIX B10

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mrs Liz Callingham

Address: Flat 2 6 Upper John Street London

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 11:26 AM on 21 Aug 2014 I object to a licence application ref: 14/06662/LIPV for Soho Grind, 19 Beak Street, London W1F 9RP on the grounds of Cumulative Impact, Prevention of Public Nuisance and Public Safety.

I live within 20 meters of the site which is visible from my window.

Kingly Court, Beak Street and nearby Kingly Street are already crammed with restaurants and other licensed premises. To add yet another licensed premises to this already dense area is unwise.

Anyone who tries to pick their way through the Kingly Court entrance from Beak Street already knows the congestion that is there in the evening. An additional fact is that Beak Street pavements are very narrow and pedestrians already have to step into a busy road in order for these many licensed businesses to operate. I note that there is no proposed limit on smokers outside.

In the past we have had a number of violent incidences including two murders connected with licensed premises; we don't want to return to these days.

We would like the panel to know that with all the other licensed premises in Kingly Court, Shaftesbury have held meetings with residents here before applying for a licence.

On this licence, we heard nothing and a bar was covertly built in the basement. In addition, web based advertising to support the presence of a cocktail bar was created.

There have been a number of TENS licences, some of which we were not informed.

We consider all this most unhelpful.

We have had a lengthy meeting with the leaseholder and solicitor in July. Sadly no agreement could be reached, and so we must make a representation.

Following this meeting we realised that Soho Grind appeared to be operating as A3 whereas it is currently A1, having formally been a shop.

As a result we lodged a Planning Complaint to Westminster. We now understand that A3 Planning is being sort, which we will strongly oppose when or if we receive notification

APPENDIX B11

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mr Martin Callingham

Address: Flat 2 6, Upper John Street London

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:8:51 PM on 26 Aug 2014 I object to this application on the grounds of prevention of crime and disorder, public nuisance and safety. There are many licenced premises in the immediate locality leading to the area, and particularly the pavement, being over crowded to a degree that pedestrians have to walk in the road. This is a Westminster Stress area for good reason: we have had problems in the past and don't want them back again, and crowds provide cover for such problems. I find it astonishing that a toy shop can become a licenced restaurant operating on two days a week without prior notification to the residents and apparently without the Planning permission required in a listed building.

APPENDIX B12

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Mr David Jobbins

Address: Hello House 135 Somerford Road Christchurch

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 1:38 PM on 02 Sep 2014 Dear Sir/Madam,

On behalf of the owners of Flats 12 and the Penthouse, 6 Upper John Street, I would like to make the following objections to the proposed licence application.

Firstly, I believe that a change of use has occurred from Class A1 (retail) to Class A3 (Food & Drink). This requires planning permission which has not yet been sought by the owners of the property.

Notwithstanding the above, the property is located within the West End Stress Area which has been designated in recognition of the cumulative impact of licensed premises on public safety and public nuisance and the resulting adverse impact upon the objectives of Licensing Policy.

The proposed use (and proposed hours of use beyond core hours) will result in severe noise and disturbance to residents in the local area which would be contrary to the Council's Licensing Policy and to public safety and public nuisance by increasing alcohol sales within a stress area. The use of the premises for the sale of alcohol, particularly late at night, would cumulatively result in additional harm to residential amenity and would also exacerbate nuisance, potential for crime and disorder and unsocial activity.

As the proposals are contrary to the objectives of the Stress Area, do not benefit from planning permission and are also beyond core hours, it is requested that the licence is refused.

Thank you for considering these objections.

Yours faithfully,

David Jobbins

APPENDIX B13

Comments for Licensing Application 14/06662/LIPN

Application Summary

Application Number: 14/06662/LIPN

Address: Basement And Ground Floor 19 Beak Street London W1F 9RP

Proposal: Premises Licence - New

Case Officer: Mrs Sumeet Anand-Patel

Customer Details

Name: Ms Annika Blixt

Address: Farrar Property Management The Studio London

Comment Details

Commenter Type: Residents Association

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:9:17 AM on 18 Aug 2014 I object to a licence for Soho Grind on the grounds of cumulative impact, Prevention of Public Nuisance and Public Safety.

I manage a block of flats within 20 meters of the site.

Kingly Court, Beak Street and nearby Kingly Street are already crammed with restaurants and other licensed premises. To add yet another licensed premises to this already dense area is unwise. In the past we have had a number of violent incidences including two murders; we don't want to return to these days.

The narrow pavements on Beak Street cannot support the outspill from a restaurant. Please reinstate an A1 retail unit on these premises.

APENDIX B14

08/09/2014 09:53:23

From: "David Gleeson" <dgleeson@live.co.uk>
Sent: 02/09/2014 09:45:31
To: Premises Licensing
Cc: Marina Tempia; Margaret Bloomer; John Raynham; Richard Utting; Richard Brown
Subject: Objection: Soho Grind, 19 Beak Street, Soho

Objections

Westminster Licensing Service

4th Floor (West) City Hall

64 Victoria Street

London SW1E 6QP

02 September 2014

Dear Sir/Madam

Ref: 14/06662/LIPN Soho Grind, 19 Beak Street, W1

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

The Soho Society is a charitable company limited by guarantee established in 1972. The Society is a recognised amenity society 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 City Council's policies, including the cumulative impact policy, as set out in the Statement of Licensing Policy.

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

Although applying for alcohol sales within core hours, the application appears to seek a terminal opening time of 12 midnight on Mon-Thur, 12.30 Fri-Sat and 11pm on Sunday. Why this premises wishes to seek an extra half hour beyond stated core hours every night is mysterious, particularly as it is situated across the street from a residential block of flats on the corner of Beak and Upper James Street. Residents in these flats and elsewhere on Beak Street have seen a huge increase in licensed premises in the immediate area over the last few years.

This area has been identified by the City Council (2.4.1 of the Statement of Licensing Policy, as amended) as under stress because 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 (2.4.5 of the Policy). The policies are intended to be strict and will only be overridden in genuinely exceptional circumstances (2.4.2 of the Policy). The growth in the entertainment industry 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 historic areas.

The website for this premises (www.sohogrind.com/cocktails/ <<http://www.sohogrind.com/cocktails/>>) currently offers: "...our speciality Espresso-based cocktails..." I am also surprised to see an announcement that the cocktail bar opened on 04 July (www.quintessentially.com/insider/soho-grinds-new-cocktail-bar <<http://www.quintessentially.com/insider/soho-grinds-new-cocktail-bar>>). Finding it strange that an applicant should be serving these whilst applying for a licence, I went along and asked for one yesterday but was informed that: "We've stopped serving them whilst we apply for our licence".

For the reasons I have set out, we believe that the application, if granted in its present form, would fail to promote the licensing objectives of prevention of public nuisance and prevention of crime and disorder. I respectfully urge the Sub-Committee to reject this application

Yours faithfully,

David Gleeson

Licensing Chair, The Soho Society
55 Dean Street
Soho
London W1D 6AF

C:\Users\sanand\AppData\Local\Microsoft\Windows\Temporary Internet Files\Content.IE5\0BL2NB4W\3514828[1].msg

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
New Application 14/05355/LIPN	Application for late night refreshment and the sale of alcohol	25.06.2014	Application withdrawn by applicant
Temporary Event Notice 14/05463/LITENP	Application for late night refreshment and sale of alcohol on 4 th and 5 th July, 10:00 to 00:00 on each day	09.07.2014	Notice Granted
Temporary Event Notice 14/05464/LITENP	Application for late night refreshment and sale of alcohol on 10 th July from 10:00 to 23:30, 11 th and 12 th July, 10:00 to 00:00 on each day	09.07.2014	Notice Granted
Temporary Event Notice 14/05466/LITENP	Application for late night refreshment and sale of alcohol on 17 th July from 10:00 to 23:30, 18 th and 19 th July, 10:00 to 00:00 on each day	09.07.2014	Notice Granted
Temporary Event Notice 14/05472/LITENP	Application for late night refreshment and sale of alcohol on 31 st July from 10:00 to 23:30, 1 st and 2 nd August, 10:00 to 00:00 on each day	09.07.2014	Notice Granted
Temporary Event Notice 14/05474/LITENP	Application for late night refreshment and sale of alcohol on 7 th August from 10:00 to 23:30, 8 th and 9 th August, 10:00 to 00:00 on each day	09.07.2014	Notice Granted
Temporary Event Notice 14/06546/LITENP	Application for late night refreshment and sale of alcohol on 14 th August from 10:00 to 23:30, 15 th and 16 th August, 10:00 to 00:00 on each day	07.08.2014	Notice Granted
Temporary Event Notice 14/06550/LITENP	Application for late night refreshment and sale of alcohol on 21 st August from 10:00 to 23:30 and 22 nd August from 10:00 to 00:00	08.08.2014	Notice Granted
New Application 14/06662/LIPN	Current Application	Pending	
Temporary Event Notice 14/06713/LITENP	Application for late night refreshment and sale of alcohol on 23 rd August from 10:00 to 00:00	15.08.2014	Notice Granted

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

When determining an application for variation of 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

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 shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or

glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7.
 - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
 - (2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
8. The responsible person shall ensure that;
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures;
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

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

9.
 - (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 9(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 9(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 9(iv)(2) below applies where the permitted price given by Paragraph 9(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

10. The premises shall only operate as a restaurant

- (i) Where the supply of alcohol is by waiter or waitress service only,
- (ii) which do not provide any take away service of food or drink after 23.00, and
- (iii) 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.

An alternative to this condition has been proposed by Environmental Health as follows:

The premises shall only operate as a restaurant:

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

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

This condition above has also been proposed by Environmental Health as well as the following:

Notices shall be prominently displayed at all exits and all areas used for smoking requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

12. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the 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.

This condition above has also been proposed by Environmental Health

13. 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.

This condition above has also been proposed by Environmental Health

14. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

This condition above has also been proposed by Environmental Health

15. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

This condition above has also been proposed by Environmental Health

16. 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
- (d) any incidents of disorder
- (e) any faults in the CCTV system or searching equipment or scanning equipment
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service.

This condition above has also been proposed by Environmental Health

17. There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.

18. 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.

Two alternatives to this condition have been proposed by Environmental Health:

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

and

No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23.00 hours and 08.00 hours.

19. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 50 persons.

An alternative to this condition has been proposed by Environmental Health:

The number of persons permitted in the premises at any one time (including staff) shall not exceed 30 persons.

20. 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.

An alternative to this condition has been proposed by Environmental Health:

After 23:00 hours 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.

Also suggested by Environmental Health is:

After 23:00 hours patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall be limited to 10 persons at any one time.

21. 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.

This condition above has also been proposed by Environmental Health

22. No deliveries to the premises shall take place between 23.00 and 07.00 on the following day.

An alternative to this condition has been proposed by Environmental Health:

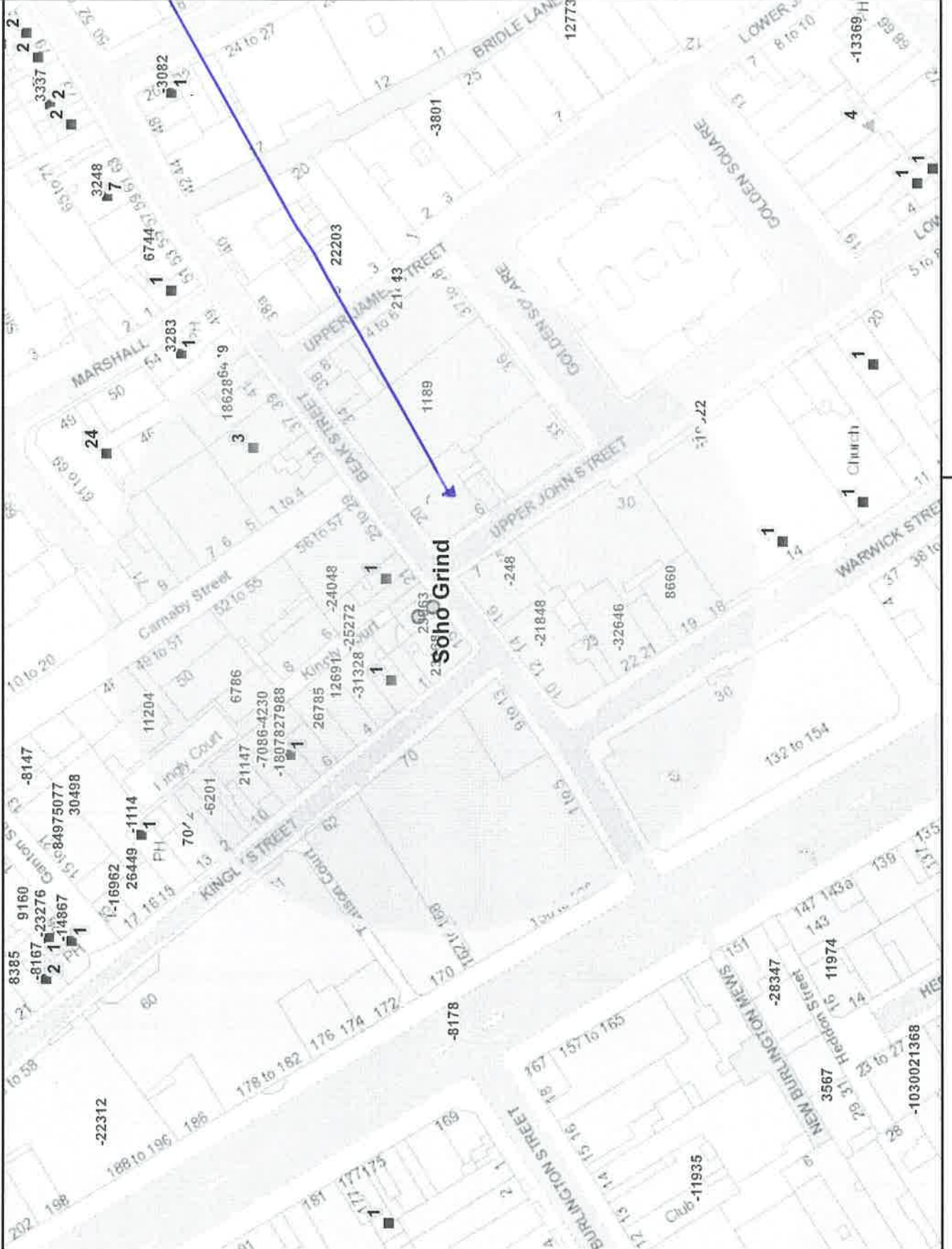
No deliveries to the premises shall take place between 23.00 and 08.00 on the following day.

23. 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.

This condition above has also been proposed by Environmental Health

Other condition proposed by Environmental Health

24. 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.



MR JUBBINS (12, PENTHOUSE)
 MR JACOBS
 MRS JACOBS
 MR PARISH
 MRS ACKEM
 MR ACKEM
 MR McCALL
 MR GUERBER
 MRS CALLINGHAM
 MR CALLINGHAM

APENDIX E

Residential / Proposed Residential	6
Under Construction	0
Other Uses	201
Proportion Residential of all Uses	3%

This product includes mapping data licensed from Ordnance Survey with the permission of the Controller of Her Majesty's Stationery Office. © Crown copyright and/or database right 2013. All rights reserved. License number: LA 100010507

Data Source: Uniform Database

Date: 09/09/2014

Premises within 75 metres of: 19 Beak Street, London, W1F 9RP

p / n	Name of Premises	Premises Address	Opening Hours
12691	Shampers Wine Bar	Ground Floor 4 Kingly Street London W1B 5PE	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
26785	Cinnamon	5 Kingly Street London W1B 5PF	Sunday 09:00 - 01:00 Monday to Saturday 09:00 - 01:10
27988	Units 1.14 - 1.16	Kingly Court Kingly Court London W1B 5PW	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:00
-31328	Two Floors	Ground Floor 3 Kingly Street London W1B 5PD	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 23:00
-21848	Gem	10 Beak Street London W1F 9RA	Monday 09:00 - 03:00 Sundays before Bank Holidays 09:00 - 03:00 Tuesday to Thursday 09:00 - 03:30 Friday to Saturday 09:00 - 04:30
-18078	The Rum Kitchen Carnaby	First Floor Units 12 And 13 Kingly Court Kingly Court London W1B 5PW	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:00
-6201	Pizza Pilgrims	11 Kingly Street London W1B 5PL	Monday to Sunday 08:00 - 00:30
-248	Byron	Hardy House 16-18 Beak Street London W1F 9RD	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30
1189	M & C Saatchi	36 Golden Square London W1F 9EE	Monday to Sunday 00:00 - 00:00
8660	Sanclum Soho Hotel	18-20 Warwick Street London W1B 5NF	Monday to Sunday 00:00 - 00:00 Monday to Saturday 09:00 - 01:00 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30
11204	Disco	Unit G 13 Kingly Court London W1B 5PW	Sunday 09:00 - 00:00 Monday to Wednesday 09:00 - 03:00 Thursday to Saturday 09:00 - 03:30
18628	Polpo	Ground Floor 41 - 43 Beak Street London W1F 9SB	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 23:00
21147	Bag O' Nails	9 Kingly Street London W1B 5PH	Monday to Friday 09:00 - 03:30 Saturday 09:00 - 23:30 Sunday 12:00 - 23:00
21443	Pizza Express	6 Upper James Street London W1F 9DQ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
23168	Myung Ga Restaurant	15 Beak Street London W1F 9SX	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
23963	Flat Iron	17 Beak Street London W1F 9RW	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:00
-32646	NOPI	21-22 Warwick Street London W1B 5NF	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
-25272	Open Space	Kingly Court London	Monday to Sunday 00:00 - 00:00
-24048	Bittersweet	Basement And Ground Floor 4 Kingly Court London W1B 5PW	Sunday 09:00 - 01:00 Sundays before Bank Holidays 09:00 - 01:30 Monday to Saturday 09:00 - 03:30
-19322	Columbia Pictures Corporation Limited	25-29 Golden Square London W1F 9JS	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-16241	Life Goddess	Unit 1.9 Kingly Court London W1B 5PW	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:00
-11065	Shoryu	Unit G3 Kingly Court London W1B 5PW	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:00
-7086	Units 1.7 And 1.8, First Floor	Kingly Court Kingly Court London W1B 5PW	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:00
-4230	Units 1.1, 1.2 & 1.3, First Floor	Kingly Court Kingly Court London W1B 5PW	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:00
6449	Regent News	Basement And Ground Floor 45 Beak Street London W1F 9SD	Monday to Friday 06:30 - 20:00 Saturday to Sunday 10:00 - 16:00

6786	Units G2, 1.4, 1.5 & 1.6	Ground Floor Unit G2 Kingly Court London W1B 5PW	Friday to Saturday 07:00 - 00:00 Sunday 07:00 - 22:30 Monday to Thursday 07:00 - 23:30
------	--------------------------	--	--

APENDIX F







SOHO GRIND
COFFEE FOOD & ROCK N ROLL

Espresso Bar

BEAK
STREET W1
CITY OF WESTMINSTER

No parking
8.30 am - 6.00 pm

19

KINGLY COURT

9

