



City of Westminster

Licensing Sub-Committee Report

Item No:

Date:

Licensing Ref No:

Title of Report:

Report of:

Wards involved:

Policy context:

Financial summary:

Report Author:

Contact details

06 October 2021

21/04327/LIPV - Premises Licence Variation

Maoz
43 Old Compton Street
London
W1D 6HG

Director of Public Protection and Licensing

West End

City of Westminster Statement of Licensing Policy

None

Kevin Jackaman
Senior Licensing Officer

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1.	Application		
1-A	Applicant and premises		
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	5 May 2021		
Applicant:	Mr Hemin Khidir		
Premises:	Maoz		
Premises address:	43 Old Compton Street London W1D 6HG	Ward:	West End
		Cumulative Impact Area:	West
		Special Consideration Zone:	None
Premises description:	The premises currently trade is a unique Mediterranean/ Middle Eastern, restaurant		
Variation description:	<p>1. To extend the terminal hour for 'Sale by Retail of Alcohol' from 23.00 hours until 00.30 hours, Monday to Saturday.</p> <p>2. To amend Condition 12, to state 'One draught beer will be allowed to be served on the premises'.</p>		
Premises licence history:	<p>The premises have had the benefit of a premises licence since at least 2005. The current premises licence (licence number 20/05763/LIPV) is attached as Appendix 2 of this report.</p> <p>A full licence history for the premises appears at appendix 4.</p>		
Applicant submissions:	None		
Applicant amendments:	Following consultation with the Police, the applicant has reduced the terminal hours applied for from 00:30 Monday to Sunday to Westminster core hours, as set out below		

1-B	Current and proposed licensable activities, areas and hours
Regulated Entertainment	

Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
			Both		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	01:00	No change		Ground floor	No change
Tuesday	23:00	01:00				
Wednesday	23:00	01:00				
Thursday	23:00	01:00				
Friday	23:00	02:00				
Saturday	23:00	02:00				
Sunday	23:00	00:00				

Seasonal variations/ Non-standard timings:	Current:	Proposed:
	None	The premises may remain open for the sale of alcohol and the provision of late night refreshments from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day. On the morning that Greenwich Mean Time changes to British Summer Time one hour will be added to the terminal hour of any activities where the existing terminal hour for the activities ends after 01.00.

Sale by Retail of Alcohol						
On or off sales			Current :		Proposed:	
			Both		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	11:00	23:00	11:00	23:30	Ground Floor	No change
Tuesday	11:00	23:00	11:00	23:30		
Wednesday	11:00	23:00	11:00	23:30		
Thursday	11:00	23:00	11:00	23:30		
Friday	11:00	00:00	11:00	00:00		
Saturday	11:00	00:00	11:00	00:00		
Sunday	12:00	22:30	No change			
Seasonal variations/ Non-standard timings:	Current:			Proposed:		
	None			The premises may remain open for the sale of alcohol and the provision of late night refreshments from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day. On the morning that Greenwich Mean Time changes to British Summer Time one hour will be added to the terminal hour of any activities where the existing terminal hour for the activities ends after 01.00.		

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	11:00	01:00	No change		Ground floor	No change
Tuesday	11:00	01:00				
Wednesday	11:00	01:00				
Thursday	11:00	01:00				
Friday	11:00	02:00				
Saturday	11:00	02:00				
Sunday	11:00	00:00				

Seasonal variations/ Non-standard timings:	Current:	Proposed:
	None	The premises may remain open for the sale of alcohol and the provision of late night refreshments from the terminal hour for those activities on New Year's Eve through to the commencement time for those activities on New Year's Day. On the morning that Greenwich Mean Time changes to British Summer Time one hour will be added to the closing time of the premises where the existing closing hour for the premises ends after 01.00.

1-C	Layout alteration
No change of layout is proposed	

1-D	Conditions being varied
Condition	Proposed variation
12. There shall be no draught beer	12. One draught beer will be allowed to be served on the premises

1-D	Conditions being added
<ul style="list-style-type: none"> 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. The premises may remain open for the sale of alcohol and the provision of late night refreshments from the terminal hour for those activities on New Years Eve through to the commencement time for those activities on New Years Day. On the morning that Greenwich mean Time changes to British Summer Time one hour will be added to the terminal hour of any activities and to the closing time of the premises where the existing terminal hour for the activities and/or closing hour for the premises ends after 01.00. 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 request of Police or authorised officer throughout the entire 31 day period. 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. Alcohol consumed outside the premises building shall only be consumed by patrons seated at tables. 	

- No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
- All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
- A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence, passport or proof of age card with PASS hologram.
- A record shall be kept detailing all refused alcohol sales. the record should include the date and time of the refused sale and the name of the member of staff who refused the sale. the record shall be available for inspection at the premises by the Police and an authorised officer of the City Council at all times whilst the premises are open
- An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service

Adult entertainment:	Current position:	Proposed position:
	None	No change

2.	Representations
2-A	Responsible Authorities
Responsible Authority:	Environmental Health
Representative:	Dave Nevitt
Received:	02 June 2021
<p>I wish to make Representations on the following grounds: Representation is made in relation to the application, as the proposals are likely to increase the risk of Public Nuisance I am concerned that what is sought may add to Cumulative Impact in the West End Cumulative Impact Area.</p>	
Responsible Authority:	Licensing Authority
Representative:	Jessica Donovan
Received:	01 June 2021

I write in relation to the application submitted for a variation of the premises licence for Maoz, 43 Old Compton Street, London, W1D 6HG.

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 variations:

1. To extend the terminal hour for The Sale by Retail of Alcohol from 23.00 hours until 00.30 hours, Monday to Saturday.
2. To amend Condition 12, to state 'One draught beer will be allowed to be served on the premises'.
3. To added 12 model conditions to the licence.

The premises is located within the West End Cumulative Impact Area and as such various policy points must be considered, namely HSR1, CIP1 & RTN1.

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 application falls outside of Westminster core hours for restaurants.

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.

The Licensing Authority require the applicant to provide submissions as to how the increase in hours will not add to cumulative impact in the West End cumulative impact zone, in accordance

with policy HRS1 and CIP1.

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

Please accept this as a formal representation.

2-B	Other Persons		
Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	31 May 2021		

We write to make a relevant representation to the above application on behalf of The [REDACTED]

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

About The [REDACTED]

The [REDACTED] is a charitable company limited by guarantee which was established in 1972. The Society is a recognised amenity group and was formed to make Soho a better place to live, work and 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 Westminster City Council's policies, including the Cumulative Impact Policy, as set out in the Statement of Licensing Policy.

Application summary

Supply of alcohol on and off sales: Monday - Saturday 11.00 - 00.30, Sunday 11.00 - 10.30
Condition 12 to be removed and a Condition allowing for the sale of one draught beer replacing it.

Hours open to the public remain unchanged (see below)

Current Licence :

Premises variation;

- **Supply of alcohol on and off sales:** Monday - Thursday 11:00 - 23:00. Friday - Saturday 11:00 - 00:00. Sunday 12:00 - 22:30
- **Hours open to the public:** Monday to Thursday 11:00 - 01:00. Fri - Sat 11:00 - 02:00. Sunday 11:00 - 00:00
- **Remove Condition 1:** standard conditions for annual night cafe licences, and replace them with those shown in the operating schedule.
- **Licensing objectives Public Safety :** MC18 alcohol consumed outside the premises shall only be consumed by patrons seated at tables.
- **Late night refreshment:** Mon to Thurs 23:00 - 01:00. Fri - Sat 23:00 - 02:00. Sunday 23:00 - 00:00

The [REDACTED] Position:

There is a history to this application in that we originally opposed the application for the present licence to serve alcohol, largely on the grounds that the premises operate as a fast food / take-

away premises. In this regard, we attach a copy of our original letter of objection dated 10 August 2020.

We withdrew our application purely to allow the premises, should a licence be granted by the Committee, to carry on business during the al fresco period on a level playing field with other premises in the vicinity (i.e. those that had licences for tables and chairs on Old Compton Street until 11 pm), who were able to serve alcohol with a meal. Had it not been for al fresco we would have maintained our objection.

It also, in our opinion, fails to meet the Licensing Objectives, the premises are situated in an area of high crime, an area where there is considerable public nuisance, and of course is in the West End Cumulative Impact Area, Zone 1.

The Society's position is that this application should not be granted in its present form as it goes beyond core hours, and is thus against the Council policies, and all the objections in our original letter dated 10 August 2020 apply.

We would also oppose condition 12 being removed.

The [REDACTED] representation dated 10 August 2020 is set out below:

We write to make a relevant representation to the above application on behalf of The [REDACTED].

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

About The [REDACTED]

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

Application summary

Premises variation;

- **Supply of alcohol on and off sales:** Mon - Thurs 11:00 - 23:00. Fri - Sat 11:00 - 00:00.
- Sunday 12:00 - 22:30
- **Hours open to the public:** Mon to Thurs 11:00 - 01:00. Fri - Sat 11:00 - 02:00. Sunday 11:00 - 00:00
- **Remove Condition 1:** standard conditions for annual night cafe licences, and replace them with those shown in the operating schedule.
- **Licensing objectives Public Safety :** MC18 alcohol consumed outside the premises shall only be consumed by patrons seated at tables.

Current licence

- **Late night refreshment:** Mon to Thurs 23:00 - 01:00. Fri - Sat 23:00 - 02:00. Sunday 23:00 - 00:00

The application

We object to this application on the following grounds,

- **Fast food / takeaway premises;** these premises provide falafel, chips and salad as a take away service and to patrons seated in the cafe. If successful this application would permit the

sale of alcohol in a fast food premises in the West End Cumulative Impact Area which is contrary to policy as set out in the Statement of Licensing Policy 2016. (see Statement of Licensing Policy below).

- **Tables and chairs /off sales;** the applicant does not have planning consent for tables and chairs. The applicant has recently submitted and been granted a fast track application for the use of tables and chairs 20/05397/STTCX which was granted on 17th July 2020 until 30th September 2020.
- **Old Compton St;** is a vibrant and diverse street offering a range of mixed uses, predominantly residential accommodation, restaurants, retail shops, bars and pubs. It attracts large numbers of people during the daytime but even higher numbers at night due to the high number of evening / late night premises. There are **34** such premises, **25 restaurants, 4 bars, 4 pubs and 1 members club** with licences between the hours of **23:30 - 03:30 with a total capacity of 2,149 for 20 premises, though 14 licences did not contain capacity information.** The street is saturated with premises serving alcohol. If the application is successful it will add to cumulative impact, crime and disorder and public nuisance.
- **Residents;** live above these premises and along the whole length of Old Compton St and due to the large number of restaurants, bars and pubs they already suffer from noise disturbance, anti-social behaviour and increased crime and disorder. At night Old Compton Street attracts large numbers of people on a night out either eating or drinking in the numerous premises or just walking through and hanging around. It's an extremely busy and noisy street late at night attracting criminal activity and public nuisance (see Prevention of Crime and Disorder and Prevention of Nuisance below).

Statement of Licensing Policy 2016

The application is contrary to the following policies,

a) Policy HRS1 - Hours; applications for hours outside of the core hours set out below in this policy will be considered on their merits, subject to other relevant policies and with particular regard to the following:

b) Policy CIP1 - Special policy on cumulative impact in Cumulative Impact Areas; it is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1. ***The Licensing Authority considers that policies CIP1 and FFP2 are intended to be strict, and will only be overridden in genuinely exceptional circumstances.***

c) Policy FFP2 - Premises supplying fast food inside the Cumulative Impact Areas; the Licensing Authority views such premises as causing additional noise, disturbance and crime and disorder due to people congregating around them. The granting of variations or new licences for fast food premises in the CIA should be limited to exceptional circumstances.

By applying to sell alcohol in a fast food premises the applicant needs to demonstrate how they will not add to cumulative impact in the CIA area and present a case for exceptional circumstances. We are in no doubt this application will add to cumulative impact and fail to promote the licensing objectives as described below.

The Licensing Objectives

In relation to the licensing objectives our concerns are as follows.

Prevention of crime and disorder - CD1

Under this Policy the criteria applied is, *'whether the premises make or will make a significant contribution to levels of crime and disorder, and whether the operating schedule is based on an*

adequate risk assessment, undertaken by the applicant, of the likelihood of crime and disorder occurring as a result of the grant of the application. Under 'Considerations, (1) the levels of crime and disorder in and around the venue; and the proposals contained in the operating schedule.' Below we highlight the existing high levels of crime and disorder in Soho.

Criminal activity associated with the late-night economy / venues and large numbers of people on the streets results in high levels of serious crime. In Soho the majority of robberies take place late at night. People are targeted as they leave late night venues which is evidenced by the crime figure. Figures for Soho highlight a huge increase in robberies, * 111 robberies took place within the four-month period from Nov - Feb 2017/18, for the same period in 2018/19 the figure was 266 an increase of 140%. Figures for theft from person also show a similar increase 401 for the same period in 2017/18 to 1,028 in 2018/19, a significant increase of 156%. (*Source; Police UK data).

Comparison of crime statistics by street - September 2019 to February 2020

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

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

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

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

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

Criminal activity is not limited to these types of crimes at night, these streets also attract drug dealers who are in the area targeting people as they leave premises, there are more dealers in the area at night than during the day this being linked to the large number of late night venues which creates the drug market.

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

Prevention of public nuisance - Policy PN1

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

There are a large number of residential properties on Old Compton Street, and at night the street becomes the 'venue' where large numbers of people gather outside the bars and restaurants or just walk through. It is extremely noisy which is compounded by pedicabs parked in the street blaring out loud music creating a significant noise nuisance. Residents already suffer from noise disturbance, nuisance and antisocial behaviour. The nature and characteristics of a fast food / takeaway premises is associated with an increase in additional noise and disturbance. Residents live above these premises and being in such close proximity it will have a detrimental impact on residential amenity.

Public Safety - PS1

Under this objective the applicant needs to '*... demonstrate that the public will be safe within and in the vicinity of the premises,*' and goes on to state '*Crime, disorder and antisocial*

behaviour inside and in the vicinity of licensed premises may threaten public safety and affect perceptions of public safety.’ Drunk and highly intoxicated people on the streets late at night are very vulnerable requiring support and to prevent them from becoming victims of crime. To help people who become vulnerable on a night out Westminster City Council with the LGBT foundation has established the Soho Angels. As the Committee will know, these are group of volunteers who work on Friday and Saturday nights between 10pm and 5am helping vulnerable or distressed people on a night out. They work with St. John Ambulance who provide medical assistance at an eight-bedded night hub in St. Anne’s Church on Dean Street. In their first year of operation they helped over 1,200 people, with medical assistance being given to 230 cases of which 80 were classed as serious incidents, and 40 crimes where reported. This is further evidence of the impact of the high number of late night uses and large numbers of people out on the streets such that a dedicated team of volunteers is required to help the vulnerable, keeping them safe from harm.

Licensing Policy - Cumulative Impact

This area has been identified by the Westminster 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 application proposes to add a fast food premises selling alcohol in a street with a large number of existing alcohol licences, any increase in the number of people on the streets late at night will add to cumulative impact in the West End CIA.

Conclusion

In conclusion, this application aims to permit the sale of alcohol in a fast food premises in an area already saturated with alcohol licences, in close proximity to residential properties, in the cumulative impact area. We respectfully request this application is rejected

Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED] [REDACTED] [REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	01 June 2021		

I write to make a representation against this application for an extension and variation of the licence to serve alcohol beyond the existing core hours. I write to inform you that I am opposed to this application. I live in the [REDACTED] and I do not think it appropriate for these premises to have been granted a licence to sell alcohol in the first place and I am opposed to the original application for an alcohol licence.

These premises are a small cafe style / take away type of place serving falafel and chips and salads and usually attract boisterous late night drinkers and revellers and the fact that these premises have been granted a licence to sell alcohol at all is extremely disappointing.

I [REDACTED] of some 18 flats and next door is

another apartment block of mostly council flats. There are a large number of residents at this end of Old Compton St and yet another alcohol licence is putting additional strain on the residential amenity and safety at this end of Old Compton St between Dean St and Wardour St.

The premises Maoz is known as a fast food cafe style place and is not high end and as a result attracts a more noisy boisterous rowdy crowd and it is completely inappropriate for this type of premises to be allowed the sale of alcohol at all let alone until 12.30am and I strongly oppose any extension to the licence.

In addition my concern is that it will be extremely difficult to manage any crowd control as the premises food operating times are outside of the alcohol licensing times and therefore the premises will remain open after the customers can no longer consume alcohol which is already causing issues in the street. Last Saturday night on 28 May the premises were still open and packed full of people drinking at 12.30am. Every table inside the premises was occupied and everyone had full glasses at 12.30am!

I would also mention that over recent years I have experienced problems with noise from these premises when the cleaner makes extremely loud banging noises sometimes between 3am and 5am which wakes me up with a jolt and is extremely disturbing. When my sleep is disturbed by the cleaner it has been possible to speak to the owner Hemin Khidir or I can text him on his mobile and he does explain to his staff that they need to be quiet at night time of which I am very appreciative. But it is an ongoing problem and only last Saturday night I was woken up again at 3am by loud banging. And there have been occasions when I have spoken with Hemin Khidir and he has clearly been irritated by the fact of my mentioning the loud banging coming from his shop in the early hours of the morning.

Also the owner has built a large shed in the communal back yard of the apartment building and the loading of additional supplies (ie bottles of alcohol) is an additional disturbance and the to and fro of the staff through the rear of the building and the slamming of doors is another disturbance to the residents quiet enjoyment of our building. The ingredients for falafel and salads does not make as much noise.

The premises already have a very late licence to serve food and with this comes all the additional stresses on the immediate environment with the additional intoxicated crowds late at night in the street outside and the continued running of the air conditioning and food air vents in the back of the building. There have been actual street fights in the past at these premises in the early hours of the morning which has been extremely alarming and that was even before they had a licence to sell alcohol. It is the only premises at this end of Old Compton St between Dean St and Wardour St which is open until 2am and absolutely these premises should not be selling alcohol at all because of the type of clientele it attracts. It is not high end and the staff do not have the experience to deal with rowdy late night drinkers. I often finish work quite late and on Thursday and Friday and Saturday nights it currently feels very unsafe walking home through Soho because Soho is now at saturation point and there are way too many places already where the sale of alcohol is more widely available.

I understand that the premises has a licence for outside tables and chairs for the duration of the Covid-19 Soho Al Fresco dining provision which is currently operating but I am very much opposed to the Licensing Committee granting an extension to the alcohol licence. I also am very much opposed to the sale of draught beer being sold at the premises. There is already plenty of provision for the sale of alcohol in the immediate vicinity to the point of saturation.

I sincerely hope the Licensing Committee take the above comments into consideration with regards to this application and that they do not grant an extension or variation to the existing licence.

3.	Policy & Guidance
The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy CIP1 applies	<p>A. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone for: pubs and bars, fast food premises, and music and dancing and similar entertainment, other than applications to:</p> <ol style="list-style-type: none"> 1. Vary the hours within Core Hours under Policy HRS1, and/or 2. Vary the licence to reduce the overall capacity of the premises. <p>C. Applications for other premises types within the West End Cumulative Impact Zones will be subject to other policies within this statement and must demonstrate that they will not add to cumulative impact.</p> <p>D. For the purposes of this policy the premises types referred to in Clause A are defined within the relevant premises use policies within this statement.</p>
Policy HRS1 applies	<p>A. Applications within the core hours set out below in this policy will generally be granted for the relevant premises uses, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>B. Applications for hours outside the core hours set out in Clause C will be considered on their merits, subject to other relevant policies, and with particular regard to the following:</p> <ol style="list-style-type: none"> 1. The demonstration of compliance in the requirements of policies CD1, PS1, PN1 and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and disorder, public safety, public nuisance and the protection of children from harm. 2. If the application is located within a Special Consideration Zone they have demonstrated that they have taken account of the issues identified in that area and provided adequate mitigation. 3. Whether there is residential accommodation in the proximity of the premises that would likely be adversely affected by premises being open or carrying out operations at the hours proposed. 4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises. 5. The proposed hours when any music, including incidental music, will be played. 6. The hours when customers will be allowed to take food or drink outside the premises or be within open areas which form part of the premises. 7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity. 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night. 9. The capacity of the premises. 10. The type of use, recognising that some venues are more likely to impact the licensing objectives than others; for example, pubs and bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the operation. 11. The Licensing Authority will take into account the active measures proposed for a 'winding down' period including arrangements for people to be collected from the premises to travel home safely.

	<p>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.</p> <p>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.</p> <p>14. Specific days for non-standard hours should be identified and justified as part of the application to allow responsible authorities and interested parties to evaluate the impact that these licensable activities may have, and to plan accordingly. The consideration of applications for later hours for Bank Holiday Mondays will take into account that later hours are generally granted for preceding Sundays and that the next day is a working day. Non-specific days are expected to be covered by Temporary Event Notices or variation applications</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 licence 20/05763/LIPV
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Kevin Jackaman Senior Licensing Officer
Contact:	Telephone: Email:

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 representation	1 June 2021
5	Licensing Authority representation	2 June 2021
6	Interested Party representation (1)	31 May 2021
7	Interested Party representation (2)	1 June 2021



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

Schedule 12
Part A

WARD: West End
UPRN: 100023472032

Premises licence

Regulation 33, 34

Premises licence number:

20/05763/LIPV

Original Reference:

05/02068/LIPC

Part 1 – Premises details

Postal address of premises:

Maoz
43 Old Compton Street
London
W1D 6HG

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment
Sale by Retail of Alcohol

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

Late Night Refreshment

Monday to Thursday: 23:00 to 01:00
Friday to Saturday: 23:00 to 02:00
Sunday: 23:00 to 00:00

Sale by Retail of Alcohol

Monday to Thursday: 11:00 to 23:00
Friday to Saturday: 11:00 to 00:00
Sunday: 12:00 to 22:30

The opening hours of the premises:

Monday to Thursday: 11:00 to 01:00
Friday to Saturday: 11:00 to 02:00
Sunday: 11:00 to 00:00

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:

Mr Hemin Khidir
37A Warlock Road
London
W9 3LP

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

Not Applicable

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

Name: Oana Claudia Patcas

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: 831688
Licensing Authority: London Borough Of Southwark

Date: 4 September 2020

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

Annex 1 – Mandatory conditions

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

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

7. The responsible person must ensure that—

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

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

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

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

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -

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

Where -

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

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

Annex 2 – Conditions consistent with the operating Schedule

9. The supply of alcohol at the premises, including any appropriately authorised outside area, shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal
10. The supply of alcohol in the appropriately authorised outside area shall be by waiter or waitress service only
11. There shall be no sales of alcohol for consumption off the premises after 23.00 hours.
12. There shall be no draught beer
13. Except for alcohol meant for consumption in an appropriately authorised outside area, sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
14. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
15. All windows and external doors shall be kept closed after 23:00 hours except for the immediate access and egress of persons.
16. All tables and chairs shall be removed from the outside area by 23.00 hours each day.
17. A direct telephone number for the manager at the premises shall always be publicly available when the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
18. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
19. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 42 persons.
20. 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

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

None



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

Schedule 12
Part B

WARD: West End
UPRN: 100023472032

Premises licence
summary

Regulation 33, 34

Premises licence number:

20/05763/LIPV

Part 1 – Premises details

Postal address of premises:

Maoz
43 Old Compton Street
London
W1D 6HG

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment
Sale by Retail of Alcohol

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

Late Night Refreshment

Monday to Thursday:	23:00 to 01:00
Friday to Saturday:	23:00 to 02:00
Sunday:	23:00 to 00:00

Sale by Retail of Alcohol

Monday to Thursday:	11:00 to 23:00
Friday to Saturday:	11:00 to 00:00
Sunday:	12:00 to 22:30

The opening hours of the premises:

Monday to Thursday:	11:00 to 01:00
Friday to Saturday:	11:00 to 02:00
Sunday:	11:00 to 00:00

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:

Mr Hemin Khidir

Please note: It is the policy of the Licensing Authority not to display the address details of a licence holder when that is an individual.

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

Not Applicable

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

Name: Oana Claudia Patcas

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

Restricted

Date: 4 September 2020

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

Applicant Supporting Documents

Appendix 2

None

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/02068/LIPC	Conversion	18.05.2005	Granted under delegated authority
06/05035/WCCMAP	Master licence	18.05.2005	Granted under delegated authority
10/07176/LIPT	Transfer - Lior Schwietzer to Hemin Khidir	30.09.2010	Granted under delegated authority
16/09064/LIPVM	Minor variation – change of layout	16.09.2016	Granted under delegated authority
20/05763/LIPV	Add the supply of alcohol	04.09.2020	Granted under delegated authority

There is no appeal history

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

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

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

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

Conditions: On Current Licence -

Mandatory:

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

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

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

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

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

Annex 2 – Conditions consistent with the operating Schedule

9. The supply of alcohol at the premises, including any appropriately authorised outside area, shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal
10. The supply of alcohol in the appropriately authorised outside area shall be by waiter or waitress service only
11. There shall be no sales of alcohol for consumption off the premises after 23.00 hours.
12. There shall be no draught beer

The applicant is seeking the following variation: “One draught beer will be allowed to be served on the premises”.

13. Except for alcohol meant for consumption in an appropriately authorised outside area, sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
14. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
15. All windows and external doors shall be kept closed after 23:00 hours except for the immediate access and egress of persons.
16. All tables and chairs shall be removed from the outside area by 23.00 hours each day.
17. A direct telephone number for the manager at the premises shall always be publicly available when the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
18. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
19. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 42 persons.
20. 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

The applicant is seeking to add the following conditions

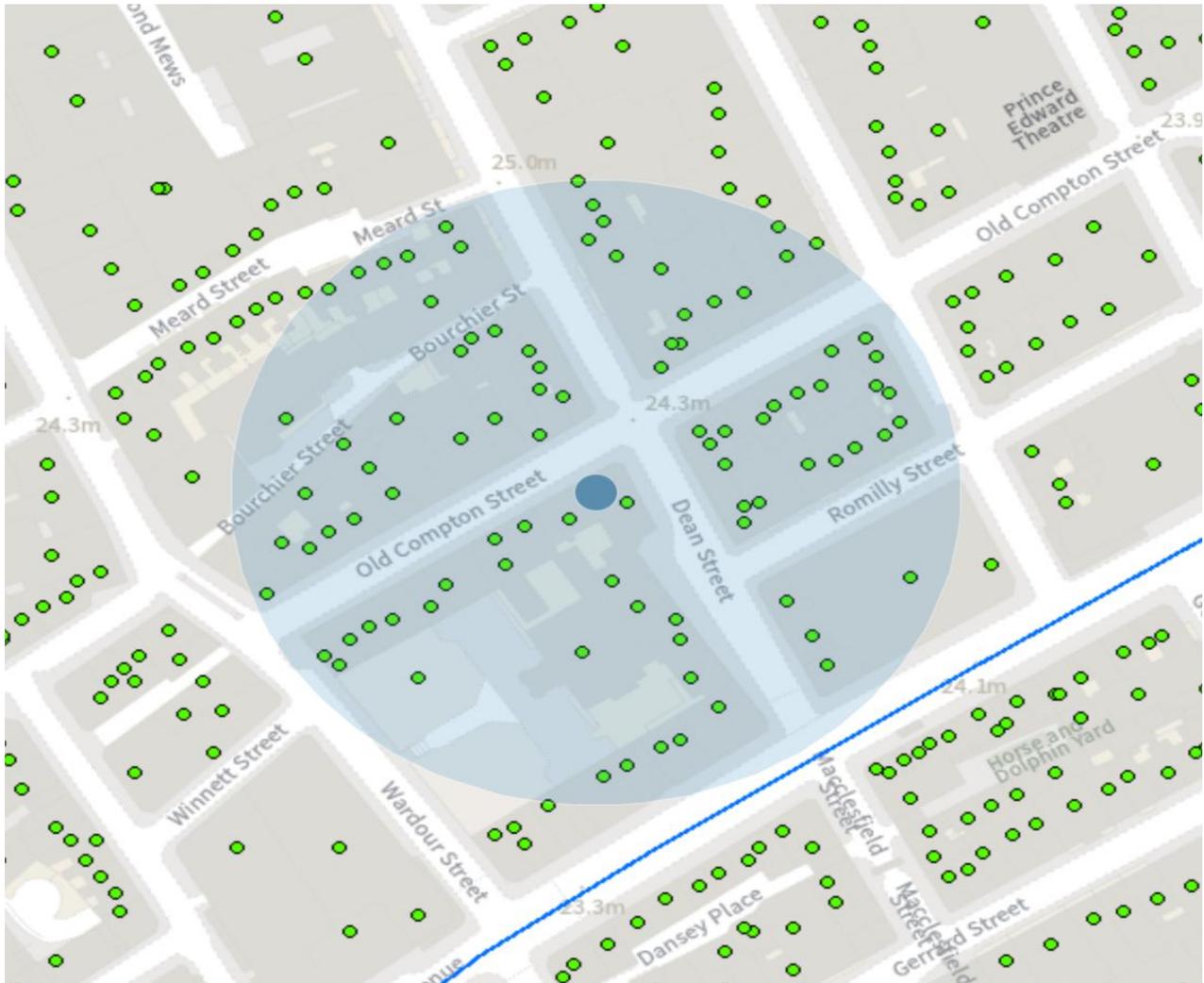
21. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
22. The premises may remain open for the sale of alcohol and the provision of late night refreshments from the terminal hour for those activities on New Year’s Eve through to the commencement time for those activities on New Year’s Day.
23. On the morning that Greenwich mean Time changes to British Summer Time one hour will be added to the terminal hour of any activities and to the closing time of the

premises where the existing terminal hour for the activities and/or closing hour for the premises ends after 01.00.

24. 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 request of Police or authorised officer throughout the entire 31 day period.
25. 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.
26. Alcohol consumed outside the premises building shall only be consumed by patrons seated at tables.
27. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
28. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
29. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
30. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence, passport or proof of age card with PASS hologram.
31. A record shall be kept detailing all refused alcohol sales. the record should include the date and time of the refused sale and the name of the member of staff who refused the sale. the record shall be available for inspection at the premises by the Police and an authorised officer of the City Council at all times whilst the premises are open
32. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service

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

None



Resident count: 162

Licensed premises within 75 m of 43 Old Compton Street, London, W1				
Licence Number	Trading Name	Address	Premises Type	Time Period
18/04298/LIPDPS	Smack Soho	Kemble House 58 Dean Street London W1D 6AL	Cafe	Monday to Saturday; 12:00 - 22:00
16/00056/LIPCH	&Pasta	60 Dean Street London W1D 6AW	Cafe	Sunday; 07:00 - 23:00 Monday to Thursday; 07:00 - 00:00 Friday to Saturday; 07:00 - 00:30

17/14216/LIPDPS	Maitre Choux	60 Dean Street London W1D 6AW	Cafe	Sunday; 12:00 - 22:30 Monday to Saturday; 10:00 - 23:00
20/05763/LIPV	Maoz	43 Old Compton Street London W1D 6HG	Restaurant	Sunday; 11:00 - 00:00 Monday to Thursday; 11:00 - 01:00 Friday to Saturday; 11:00 - 02:00
09/06572/LIPN	Amorino	41 Old Compton Street London W1D 6HF	Restaurant	Sunday; 12:00 - 23:00 Monday to Saturday; 12:00 - 01:00
20/11368/LIPCH	Admiral Duncan Public House	54 Old Compton Street London W1D 4UD	Not Recorded	
18/01928/LIPDPS	Hipchips	49 Old Compton Street London W1D 6HL	Restaurant	Sunday; 12:00 - 20:00 Monday to Saturday; 12:00 - 23:00
20/05990/LIPDPS	Rosas	Ground Floor And Basement 48 Dean Street London W1D 5BF	Shop	Sunday; 12:00 - 23:00 Monday to Saturday; 10:00 - 23:30
19/01788/LIPDPS	Tuk Tuk	Basement And Ground Floor 56 Old Compton Street London W1D 4UE	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
21/04987/LIPDPS	Laxsa In Soho	Basement To First Floor 37 Old Compton Street London W1D 5JY	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
09/06680/LIPVM	French House Public House	49 Dean Street London W1D 5BG	Public house or pub restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/04250/LIPDPS	Le Relais De Venise LEntrecote	50 Dean Street London W1D 5BQ	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 09:00 - 03:30

20/10945/LIPDPS	Tonkotsu	Basement To First Floor 63 Dean Street London W1D 4QG	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/10736/LIPCH	Comptons Of Soho Public House	51 - 53 Old Compton Street London W1D 6HN	Public house or pub restaurant	Sunday; 12:00 - 23:00 Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sundays before Bank Holidays; 12:00 - 00:30
16/00095/LIPDPS	Compton News	48 Old Compton Street London W1D 4UA	Shop	Sunday; 08:00 - 22:00 Monday to Saturday; 07:00 - 01:00
21/06005/LIPDPS	Lords Of Poke	64 Old Compton Street London W1D 4TL	Cafe	Friday; 07:30 - 00:00 Saturday; 08:00 - 00:00 Sunday; 08:00 - 23:00 Monday to Thursday; 07:30 - 23:30
21/02319/LIPVM	Neat Meat	Basement And Ground Floor 33 Old Compton Street London W1D 5JU	Restaurant	Monday; 11:00 - 23:30 Tuesday; 11:00 - 23:30 Wednesday; 11:00 - 23:30 Thursday; 11:00 - 23:30 Friday; 11:00 - 00:00 Saturday; 11:00 - 00:00 Sunday; 11:00 - 22:30 Monday to Thursday; 11:00 - 23:30 Friday to Saturday; 11:00 - 00:00

12/02725/LIPDPS	Gauthier At Lindsay House	21 Romilly Street London W1D 5AF	Restaurant	Sunday; 10:00 - 22:30 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00
17/08963/LIPN	Rambla	64 Dean Street London W1D 4QQ	Restaurant	Sunday; 12:00 - 23:00 Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30
20/06360/LIPT	Balans Restaurant	Ground Floor 60 - 62 Old Compton Street London W1D 4UG	Restaurant	Monday; 09:00 - 03:30 Tuesday to Sunday; 09:00 - 05:00
19/13568/LIPN	Not Recorded	44 Old Compton Street London W1D 4TY	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
16/05700/LIPDPS	Patisserie Valerie	44 Old Compton Street London W1D 4TY	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
19/04930/LIPN	Runway East	66 Old Compton Street London W1D 4UH	Office	Monday; 09:00 - 23:30 Tuesday; 09:00 - 23:30 Wednesday; 09:00 - 23:30 Thursday; 09:00 - 23:30 Friday; 09:00 - 23:30 Saturday; 09:00 - 23:30 Sunday; 09:00 - 23:30
16/07026/LIPCH	Golden Lion Public House	51 Dean Street London W1D 5BH	Public house or pub restaurant	Sunday; 07:00 - 00:00 Sunday; 07:00 - 23:00 Monday to Thursday; 07:00 - 23:30 Monday to Saturday; 07:00 - 00:30 Friday to Saturday;

				07:00 - 00:00
20/09026/LIPDPS	Poppies Fish & Chips	55-59 Old Compton Street London W1D 6HP	Cafe	Sunday; 09:00 - 01:00 Monday to Saturday; 09:00 - 01:30
18/02552/LIPV	Soho Whisky Club	First Floor 42 Old Compton Street London W1D 4TX	Wine bar	Monday; 10:00 - 23:00 Tuesday; 10:00 - 23:00 Wednesday; 10:00 - 23:00 Thursday; 10:00 - 23:00 Friday; 10:00 - 00:00 Saturday; 10:00 - 00:00 Sunday; 10:00 - 22:00
08/09144/LIPD	The Vintage House	Basement And Ground Floor 42 Old Compton Street London W1D 4LR	Shop	Sunday; 10:00 - 22:30 Monday to Saturday; 08:00 - 23:00
20/02323/LIPDPS	Wingmans	29 - 31 Old Compton Street London W1D 5JS	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
18/08872/LIPDPS	Assa	23 Romilly Street London W1D 5AQ	Club or institution	Sunday; 12:00 - 00:00 Sunday; 12:00 - 23:00 Monday to Saturday; 10:00 - 23:30 Monday to Saturday; 10:00 - 00:30
21/01417/LIPCH	The Groucho Club	44-45 Dean Street London W1D 4QB	Club or institution	Sunday; 12:00 - 00:00 Monday to Saturday; 09:00 - 02:30
19/15029/PREAPM	Not Recorded	44-45 Dean Street London W1D 4QB	Not Recorded	
08/11517/LIPD	Gerry's Club	Basement 52-53 Dean Street London W1D 5BJ	Club or institution	Sunday; 12:00 - 23:00 Monday to Saturday; 10:00 - 03:30
19/00878/LIPT	I Camisa & Son	Basement And Ground Floor 61 Old	Shop	Sunday; 10:00 - 22:30 Monday to

		Compton Street London W1D 6HS		Saturday; 08:00 - 23:00
06/05841/WCCMAP	I Camisa & Son	Basement And Ground Floor 61 Old Compton Street London W1D 6HS	Shop	Sunday; 10:00 - 22:30 Monday to Saturday; 08:00 - 23:00
17/14701/LIPCH	Cay Tre (Soho)	42 - 43 Dean Street London W1D 4PZ	Restaurant	Monday to Sunday; 09:30 - 01:30
20/04624/LIPVM	Preto	71-73 Shaftesbury Avenue London W1D 6LN	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
16/09678/LIPV	Pepe Italian Street Food	Basement And Ground Floor 27 Old Compton Street London W1D 5JP	Restaurant	Sunday; 10:00 - 00:00 Monday to Wednesday; 08:00 - 00:30 Thursday to Saturday; 08:00 - 03:00
16/04918/LIPCHT	Pepe Italian Street Food	Basement And Ground Floor 27 Old Compton Street London W1D 5JP	Restaurant	Sunday; 10:00 - 00:00 Monday to Wednesday; 08:00 - 00:30 Thursday to Saturday; 08:00 - 01:00
20/07527/LIPDPS	Rubys	56 Wardour Street London W1D 4JG	Restaurant	Sunday; 08:00 - 00:00 Monday to Saturday; 08:00 - 00:30
20/09463/LIPT	Jackson & Rye	56 Wardour Street London W1D 4JG	Restaurant	Sunday; 08:00 - 00:00 Monday to Saturday; 08:00 - 00:30
19/03302/LIPDPS	BA Shan Restaurant	24 Romilly Street London W1D 5AH	Restaurant	Sunday; 12:00 - 23:30 Monday to Saturday; 12:00 - 00:00

17/03088/LIPVM	The Piccadilly London Soho	69 Shaftesbury Avenue London W1D 6EX	Hotel, 3 star or under	Monday to Sunday; 00:00 - 00:00
13/02742/LIPDPS	Cafe Espana	Basement To First Floor 63 Old Compton Street London W1D 6HT	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
19/02423/LIPDPS	Sushi Eatery	Basement And Ground Floor 40 Frith Street London W1D 5LN	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
11/08882/LIPDPS	Duck Soup	Basement And Ground Floor 41 Dean Street London W1D 4PY	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
17/14358/LIPDPS	Not Recorded	39 Frith Street London W1D 5LL	Cafe	Monday to Sunday; 06:00 - 03:00
19/12079/LIPV	Blacks	Basement To First Floor 67 Dean Street London W1D 4QH	Club or institution	Monday; 10:00 - 01:30 Tuesday; 10:00 - 01:30 Wednesday; 10:00 - 01:30 Thursday; 10:00 - 01:30 Friday; 10:00 - 01:30 Saturday; 10:00 - 01:30 Sunday; 12:00 - 01:00
18/08305/LIPN	Not Recorded	Ground Floor 65 Shaftesbury Avenue London W1D 6LD	Restaurant	Sunday; 12:00 - 22:30 Monday to Saturday; 12:00 - 23:00
06/05560/WCCMAP	Gerry's Wine & Spirits	74-76 Old Compton Street London W1D 4UW	Shop	Sunday; 10:00 - 22:30 Monday to Saturday; 08:00 - 23:00
21/08461/LIPDPS	Century Club	61 - 63 Shaftesbury Avenue London W1D 6LG	Club or institution	Sunday; 08:00 - 01:00 Monday to Saturday; 08:00 - 01:30

20/04536/LIPT	Bella Italia	63 Shaftesbury Avenue London W1D 6LQ	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
13/04147/LIPDPS	40 Dean Street	40 Dean Street London W1D 4PX	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
20/11213/LIPT	Old Compton Brasserie	36 Old Compton Street London W1D 4US	Restaurant	Monday to Sunday; 07:00 - 01:30
06/12560/WCCMAP	The Delhi Brasserie	44 Frith Street London W1D 4SB	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
11/02308/LIPDPS	Prix Fixe Brasserie	Basement And Ground Floor 39 Dean Street London W1D 4PU	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30