



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	14 July 2022
Licensing Ref No:	22/03569/LIPN - New Premises Licence
Title of Report:	Shadow Licence 29A St John's Wood High Street London NW8 7NJ
Report of:	Director of Public Protection and Licensing
Wards involved:	Regent's Park
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Jessica Donovan Senior Licensing Officer
Contact details	Telephone: 020 7641 6500 Email: Jdonovan@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	1 April 2022		
Applicant:	Stradawood Ltd		
Premises:	Shadow Licence		
Premises address:	29A St John's Wood High Street London NW8 7NJ	Ward:	Regent's Park
		Cumulative Impact Area:	None
		Special Consideration Zone:	None
Premises description:	<p>The premises currently operate as a restaurant. The application has been submitted by the freeholder seeking a premises licence on the same terms, plans and conditions as 21/04316/LIPT.</p> <p>Please note the licence number has been updated to 21/09784/LIPT following a transfer application submitted in 2021.</p>		
Premises licence history:	The premises has had the benefit of a premises licence since 2005. The current premises licence (21/09784/LIPT) can be viewed at Appendix 3 of this report along with the premises history.		
Applicant submissions:	Following consultation, the applicant provided a mediation letter for the interested party which can be found at Appendix 2 .		
Applicant amendments:	None		

1-B Proposed licensable activities and hours							
Recorded Music:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	11:00	11:00	11:00	11:00	11:00	11:00	12:00
End:	00:30	00:30	00:30	00:30	00:30	00:30	00:00
Seasonal variations/ Non-standard timings:			N/A				

Late Night Refreshment:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	00:30	00:30	00:30	00:30	00:30	00:30	00:00
Seasonal variations/ Non-standard timings:			From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.				

Sale by retail of alcohol				On or off sales or both:			On premises
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	11:00	11:00	11:00	11:00	11:00	11:00	12:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	23:30
Seasonal variations/ Non-standard timings:			From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. Monday to Saturday 11:00-23:00 (Forecourt only)				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	00:30
Seasonal variations/ Non-standard timings:			From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.				

2. Representations

2-A Other Persons			
Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	09 April 2022		
[REDACTED] I would love to see more details on how they plan to keep the noise down in the evening and avoid to disturb the public order on this lovely High Street.			

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:

Policy HRS1 applies

- 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.
- 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:
1. The demonstration of compliance in the requirements of policies CD1, PS1, PN1 and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and disorder, public safety, public nuisance and the protection of children from harm.
 2. If the application is located within a Special Consideration Zone they have demonstrated that they have taken account of the issues identified in that area and provided adequate mitigation.
 3. Whether there is residential accommodation in the proximity of the premises that would likely be adversely affected by premises being open or carrying out operations at the hours proposed.
 4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.
 5. The proposed hours when any music, including incidental music, will be played.
 6. The hours when customers will be allowed to take food or drink outside the premises or be within open areas which form part of the premises.
 7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity.
 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.
 9. The capacity of the premises.
 10. The type of use, recognising that some venues are more likely to impact the licensing objectives than others; for example, pubs and bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the operation.
 11. The Licensing Authority will take into account the active measures proposed for a 'winding down' period including arrangements for people to be collected from the premises to travel home safely.
 12. Conditions on hours may be attached that require that the supply of alcohol for consumption on the premises ceases a suitable period of time before customers are required to leave the premises.
 13. The council, acting as the Licensing Authority, may reduce hours if, after review, it is necessary to impose conditions specifying shorter hours in order to promote the licensing objectives.
 14. Specific days for non-standard hours should be identified and justified as part of the application to allow responsible authorities and interested parties to evaluate the impact that these licensable activities may have, and to plan accordingly. The consideration of applications for later hours for Bank Holiday Mondays will take into account that later hours are generally granted for preceding Sundays and that the next day is a working day. Non-specific days

	<p>are expected to be covered by Temporary Event Notices or variation applications.</p> <p>C. For the purpose of Clauses A and B above, the Core Hours for applications for each premises use type as defined within this policy are:</p> <ol style="list-style-type: none"> 1. Casinos: Up to 24 hours a day whilst casino gaming is permitted by a premises licence under the Gambling Act 2005. 2. Cinemas, Cultural Venues and Live Sporting Premises: Monday to Sunday: 9am to 12am 3. Hotels: 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. For the sale of alcohol to guests for consumption in hotel/guest rooms only: Anytime up to 24 hours. 4. Off licences: Monday to Saturday: 8am to 11pm. Sunday: 9am to 10.30pm. 5. Outdoor Spaces: 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. 6. Pubs and bars, Fast Food and Music and Dance venues: Monday to Thursday: 10am to 11.30pm. Friday and Saturday: 10am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 12pm to 12am. 7. Qualifying Clubs: Monday to Thursday: 9am to 12am.. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. 8. Restaurants: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. 9. Sexual Entertainment Venues and Sex Cinemas: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. <p>D. Core hours are when customers are permitted to be on the premises and therefore the maximum opening hours permitted will be to the same start and terminal hours for each of the days where licensable activity is permitted.</p> <p>E. For the purposes of this policy, 'premises uses' are defined within the relevant premises use policies within this statement.</p>
<p>Policy RNT1 (B) applies</p>	<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 operation of any delivery services for alcohol and/or latenight refreshment meeting the council's Ancillary Delivery of Alcohol and/or Late-Night Refreshment Policy DEL1. 4. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone. 5. 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.

	<p>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.</p> <p>3. Which do not provide any takeaway service of food and/or drink for immediate consumption, except if provided via an ancillary delivery service to customers at their residential or workplace address.</p> <p>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.</p> <p>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.</p>
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4. Equality Implications

The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under section 149 of the Equality Act 2010. In summary, section 149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to:

- (a) eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act;
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it; and
- (c) foster good relations between persons who share a relevant protected characteristics and persons who do not share it.

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

5. Appendices

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

Report author:	Jessica Donovan Senior Licensing Officer
Contact:	Telephone: 020 7641 6500 Email: Jdonovan@westminster.gov.uk

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	01 October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Interested party representation	09 April 2022

Mediation letter

Stradawood Limited
Registered address: Registered address:
Care of Trophaeum, 27 Albemarle Street,
London W1S 4HZ.
(Co. Regn. No. 10127356)
Phone +44 (0) 207 6295955, Fax +44 (0) 207 491 9575

WCC Ref: 22/03569/LIPN

17 May 2022

Dear [REDACTED]

Application for “shadow” premises licence at 29-31 St John’s Wood High Street

I write on behalf of Stradawood Ltd, the freeholder and applicant. The Council have kindly provided copy of your comments in respect of our pending licence application.

We have applied for a “shadow” premises licence on the same terms as the operating licence reference 21/04316/LIPT. Our application is merely precautionary should the operating licence lapse for any reason once held by a tenant.

There is no application to increase the existing permitted hours, activities or licensable area.

I have noted your concerns and if you would like to discuss please call me on 0207 629 5955.

Yours sincerely

Cressida Comyn

Trophaeum



City of Westminster

Schedule 12
Part A

WARD: Regent's Park
UPRN: 010033625091

64 Victoria Street, London,
SW1E 6QP

Regulation 33, 34

Premises licence

Premises licence number:

21/09784/LIPT

Original Reference:

05/07926/LIPN

Part 1 – Premises details

Postal address of premises:

Harry Morgan Restaurant
29 - 31 St John's Wood High Street
London
NW8 7NH

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Playing of Recorded Music

Monday to Saturday: 11:00 to 00:30
Sunday: 12:00 to 00:00

Late Night Refreshment

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

Sale by Retail of Alcohol

Monday to Saturday: 11:00 to 00:00
Monday to Saturday: 11:00 to 23:00 (Forecourt only)
Sunday: 12:00 to 23:30

For times authorised for New Year see conditions at Annex 3

The opening hours of the premises:

Monday to Saturday: 09:00 to 01:00
Sunday: 09:00 to 00:30

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

Alcohol is supplied for consumption on the Premises.

Part 2

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

Seasons Re Limited (Formerly Glife Food Limited)
6 - 10 Bruton Street
London
W1J 6PU

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

10940193

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

Name: Mr Antonio Pedro De Gouveia Franco

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: PERS/LIC/2024
Licensing Authority: London Borough Of Camden

Date: 1st November 2021

This licence has been authorised by Abigail Mugisa 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 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.

Annex 2 – Conditions consistent with the operating Schedule

9. 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 to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
10. 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) any complaints received regarding crime and disorder
 - (c) any incidents of disorder
 - (d) any faults in the CCTV system
 - (e) any refusal of the sale of alcohol
 - (f) any visit by a relevant authority or emergency service.
11. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the 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. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
12. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
13. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
14. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

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

15. Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking substantial table meals there and for consumption by such a person as ancillary to their meal".
16. Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available with or otherwise as ancillary to meals served in the licensed premises.
17. The service of intoxicating liquor on the forecourt area shall be by waiter/waitress service only.
18. No off sales are permitted.
19. No draught beer to be sold.
16. No raw fresh food shall be cooked on this part of the premises known as 29 St Johns Wood High Street.
17. For the provision of Late Night Refreshment the premises may remain open on New Year's Eve from 23:00 to the start of licensable activities on New Years Day.
18. For the provision of the Sale by Retail of Alcohol the premises may remain open on New Year's Eve from 11:00 to the start of licensable activities on New Year's Day.
19. All furniture in the Forecourt area is to be removed from the highway no later than 23:00 hours daily.
20. Deliveries, collections and operational servicing are to be carried out between 07:00 and 19:00 hours.



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

Schedule 12
Part B

WARD: Regent's Park
UPRN: 010033625091

Premises licence
summary

Regulation 33, 34

Premises licence
number:

21/09784/LIPT

Part 1 – Premises details

Postal address of premises:

Harry Morgan Restaurant
29 - 31 St John's Wood High Street
London
NW8 7NH

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Sale by Retail of Alcohol

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

Playing of Recorded Music

Monday to Saturday:	11:00 to 00:30
Sunday:	12:00 to 00:00

Late Night Refreshment

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

Sale by Retail of Alcohol

Monday to Saturday:	11:00 to 00:00
Monday to Saturday:	11:00 to 23:00 (Forecourt only)
Sunday:	12:00 to 23:30

For times authorised for New Year see conditions at Annex 3

The opening hours of the premises:

Monday to Saturday: 09:00 to 01:00
Sunday: 09:00 to 00:30

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

Alcohol is supplied for consumption on the Premises.

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

Seasons Re Limited (Formerly Glife Food Limited)
6 - 10 Bruton Street
London
W1J 6PU

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

10940193

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

Name: Mr Antonio Pedro De Gouveia Franco

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

Restricted

Date: 1st November 2021

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

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
05/07926/LIPN	<p>New premises licence</p> <p>Playing of recorded music:</p> <p>Monday to Saturday 11:00 to 00:30 Sunday 12:00 to 00:00</p> <p>Late Night Refreshment:</p> <p>Monday to Saturday 23:00 to 00:30 Sunday 23:00 to 00:00</p> <p>Sale by Retail of Alcohol:</p> <p>Monday to Saturday 11:00 to 00:00 Sunday 12:00 to 00:00</p> <p>Monday to Sunday 18:00 to 23:00 (Number 29 only)</p> <p>Monday to Saturday 11:00 to 23:00 (Forecourt only)</p>	03.11.2005	Granted by Licensing Sub-Committee
07/00741/WCCMAP	Master Licence	23.01.2007	Granted by Licensing Sub-Committee
08/10518/LIPDPS	Application to Vary the Designated Premises Supervisor	14.01.2009	Granted under Delegated Authority
09/05826/LIPDPS	Application to Vary the Designated Premises Supervisor	11.08.2009	Granted under Delegated Authority
10/06534/LIPDPS	Application to Vary the Designated Premises Supervisor	22.09.2010	Granted under Delegated Authority
11/01077/LIPCH	Change of details	15.02.2011	Granted under Delegated Authority

12/05846/LIPV	Variation application To remove condition 15,16 & 17 To vary the hours for number 29 to Monday to Saturday 11:00 to 00:00 & Sunday 12:00 to 00:00	21.08.2012	Granted under Delegated Authority
13/06456/LIPDPS	Application to Vary the Designated Premises Supervisor	17.09.2013	Granted under Delegated Authority
13/08764/LIPT	Transfer application: Ordella Limited to Devalink Limited	10.12.2013	Granted under Delegated Authority
14/03536/LIPDPS	Application to Vary the Designated Premises Supervisor	22.05.2014	Granted under Delegated Authority
21/04316/LIPT	Transfer application: Devalink Limited to Stradawood Limited	19.05.2021	Granted under Delegated Authority
21/09784/LIPT	Transfer application: Stradawood Limited to Seasons Re Limited	01.11.2021	Granted under Delegated Authority

There is no Temporary Event Notice or appeal history.

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

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

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

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

Mandatory Conditions

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

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

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

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

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

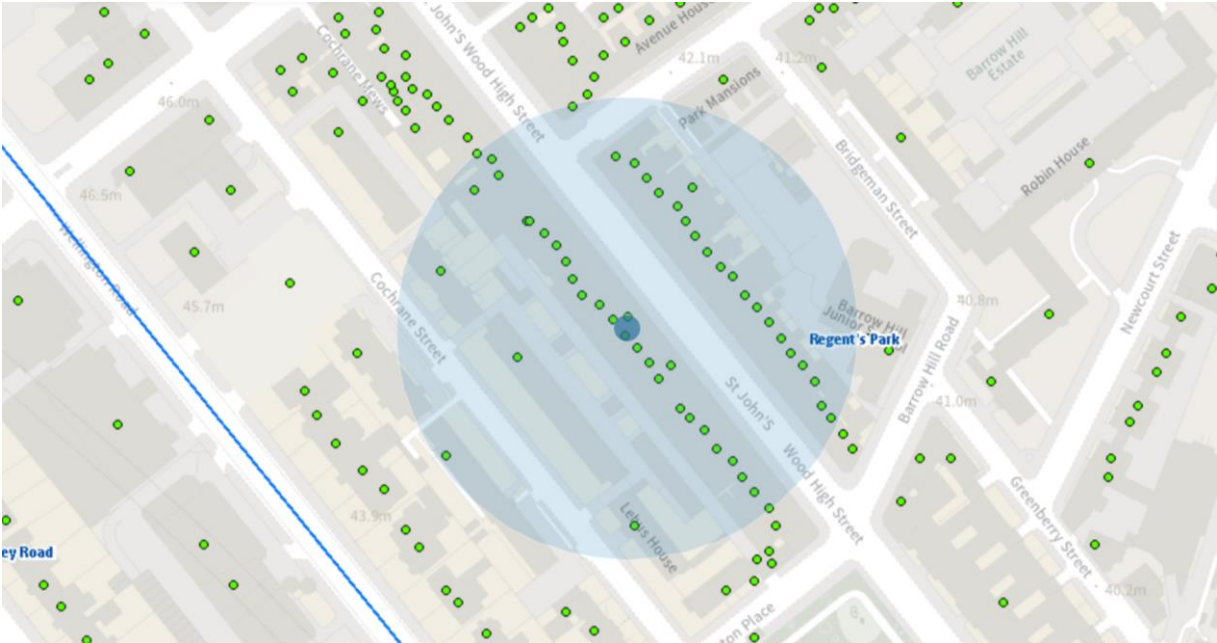
Annex 2 – Conditions consistent with the operating Schedule

9. 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 to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
10. 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) any complaints received regarding crime and disorder
 - (c) any incidents of disorder
 - (d) any faults in the CCTV system
 - (e) any refusal of the sale of alcohol
 - (f) any visit by a relevant authority or emergency service.
11. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the 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. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
12. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
13. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
14. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

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

15. Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking substantial table meals there and for consumption by such a person as ancillary to their meal".
16. Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available with or otherwise as ancillary to meals served in the licensed premises.
17. The service of intoxicating liquor on the forecourt area shall be by waiter/waitress service only.
18. No off sales are permitted.
19. No draught beer to be sold.
16. No raw fresh food shall be cooked on this part of the premises known as 29 St Johns Wood High Street.
17. For the provision of Late Night Refreshment the premises may remain open on New Year's Eve from 23:00 to the start of licensable activities on New Years Day.

18. For the provision of the Sale by Retail of Alcohol the premises may remain open on New Year's Eve from 11:00 to the start of licensable activities on New Year's Day.
19. All furniture in the Forecourt area is to be removed from the highway no later than 23:00 hours daily.
20. Deliveries, collections and operational servicing are to be carried out between 07:00 and 19:00 hours.



Resident count: 286

Licensed premises within 75 metres of 29A St John's Wood High Street, London, NW8 7NJ

Licence Number	Trading Name	Address	Premises Type	Time Period
21/09784/LIPT	Harry Morgan Restaurant	29 - 31 St John's Wood High Street London NW8 7NH	Restaurant	Sunday; 09:00 - 00:30 Monday to Saturday; 09:00 - 01:00
20/07410/LIPN	Rococo Chocolates	Ground Floor 27 St John's Wood High Street London NW8 7NH	Shop	Sunday; 10:00 - 19:00 Monday to Tuesday; 10:00 - 19:00 Wednesday to Saturday; 10:00 - 20:00
22/03582/LIPN	Shadow Licence	45 St John's Wood High Street London NW8 7NJ	Shop	Monday to Sunday; 08:00 - 23:00
21/09782/LIPT	Supermarket Of Dreams	45 St John's Wood High Street London NW8 7NJ	Shop	Monday to Sunday; 08:00 - 23:00
21/13075/LIPDPS	B Together	47-51 St John's Wood High Street London NW8 7NJ	Cafe	Sunday; 08:00 - 22:30 Monday to Saturday; 08:00 - 23:30
21/07022/LIPRW	B Together	47-51 St John's Wood High Street London NW8 7NJ	Cafe	Monday; 08:00 - 22:00 Tuesday; 08:00 - 22:00 Wednesday; 08:00 - 22:00 Thursday; 08:00 - 22:00 Friday; 08:00 - 22:00 Saturday; 08:00 - 22:00 Sunday; 08:00 - 22:00
15/07993/LIPD	Sahara Restaurant	7 St John's	Restaurant	Sunday; 12:00 - 00:00 Monday

		Wood High Street London NW8 7NG		to Saturday; 10:00 - 00:30
18/07592/LIPDPS	Ivy Cafe St Johns Wood	120 St John's Wood High Street London NW8 7SG	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30