



City of Westminster

# Licensing Sub-Committee Report

Item No:

Date:

2 March 2023

Licensing Ref No:

22/10485/LIPN - New Premises Licence

Title of Report:

Kazan  
93-94 Wilton Road  
London  
SW1V 1DW

Report of:

Director of Public Protection and Licensing

Wards involved:

Pimlico North

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

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## 1. Application

1-A Applicant and premises			
<b>Application Type:</b>	New Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	2 November 2022		
<b>Applicant:</b>	Mr Hassan Levent		
<b>Premises:</b>	Kazan		
<b>Premises address:</b>	93-94 Wilton Road London SW1V 1DW	<b>Ward:</b>	Pimlico North
		<b>Cumulative Impact Area:</b>	None
		<b>Special Consideration Zone:</b>	Victoria
<b>Premises description:</b>	According to the application form, the premises operates as a restaurant.		
<b>Premises licence history:</b>	The premises previously benefitted from a premises licence (06/12282/WCCMAP), but the licence lapsed due to the Licence Holder going into liquidation in March 2016.  The premises history can be found at <b>Appendix 3</b> of the report.		
<b>Applicant submissions:</b>	The applicant has proposed and agreed a number of conditions with Environmental Health and the Metropolitan Police. These can be found at <b>Appendix 4</b> of the report.		
<b>Applicant amendments:</b>	None		

1-B Proposed licensable activities and hours							
<b>Recorded Music:</b>				<b>Indoors, outdoors or both</b>			Indoors
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	10:00	10:00	10:00	10:00	10:00	10:00	10:00
<b>End:</b>	23:00	23:00	23:00	23:00	23:30	23:00	22:30
<b>Seasonal variations/ Non-standard timings:</b>		None					

<b>Late Night Refreshment:</b>				<b>On or off sales or both:</b>			Indoors
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	23:00	23:00	23:00	23:00	23:00	23:00	N/A
<b>End:</b>	23:30	23:30	23:30	23:30	23:30	23:30	N/A
<b>Seasonal variations/ Non-standard timings:</b>		None					

<b>Sale by retail of alcohol</b>				<b>On or off sales or both:</b>			Both
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	10:00	10:00	10:00	10:00	10:00	10:00	12:00
<b>End:</b>	23:00	23:00	23:00	23:00	23:00	23:00	22:30
<b>Seasonal variations/ Non-standard timings:</b>		None					

<b>Hours premises are open to the public</b>							
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	10:00	10:00	10:00	10:00	10:00	10:00	12:00
<b>End:</b>	23:30	23:30	23:30	23:30	23:30	23:30	23:00
<b>Seasonal variations/ Non-standard timings:</b>		None					
<b>Adult Entertainment:</b>		None					

## 2. Representations

<b>2-A Responsible Authorities</b>	
<b>Responsible Authority:</b>	Metropolitan Police Service
<b>Representative:</b>	PC Dave Morgan
<b>Received:</b>	21 November 2022 ( <b>Withdrawn 16 December 2022</b> )
<p>Application for a New Premises Licence: Kazan Restaurant, 93-94 Wilton Road, London, SW1V 1DW - 22/10485/LIPN.</p> <p>With reference to the above, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, are <b>objecting</b> to this application as it is our belief that if granted, the application would undermine the Licensing Objectives, namely the Prevention of Crime and Disorder and the Protection of Children from Harm.</p> <p>The applicant is seeking to supply alcohol for consumption on &amp; off the premises for:</p> <ul style="list-style-type: none"> <li>Monday to Saturday 10:00 – 23:00 hours</li> <li>Sunday 12:00 – 22:00 hours</li> </ul> <p>Unfortunately, there is insufficient information within the application form to fully promote the Licensing Objectives and it is for this reason that the Police have made this objection.</p> <p>To move forward, can you please let me know whether you are intending to provide a delivery service (Deliveroo, just eat etc).</p> <p>Once I have this information, I can send you some conditions that I would like to see added to the licence should it be granted (in addition to those supplied by other Responsible Authorities).</p> <p><b>The Metropolitan Police withdrew their representation on the 16<sup>th</sup> December 2022 as conditions have been agreed with the applicant. These conditions can be found at Appendix 4.</b></p>	

<b>Responsible Authority:</b>	Environmental Health Service
<b>Representative:</b>	Dave Nevitt
<b>Received:</b>	24 November 2022

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 and may impact upon Public Safety.

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

## 2-B Other Persons

<b>Name:</b>	[REDACTED]		
<b>Address and/or Residents Association:</b>	[REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	9 November 2022 (Withdrawn 18 January 2023)		

I'm slightly confused by this application. It looks to be offering the same alcoholic drinks with meals only and the same days that it is currently open. If however this is to dramatically increase the number of covers - its unclear from the diagram to me - I would object on emissions from the kitchen and on noise grounds from drunk people leaving the place, idling mini cans waiting for customers etc.

### Further Submissions received 9 December 2022

I am slightly confused by this- a licencing application which contains extensive redevelopment plans and didn't provide much detail on the licencing application. I strongly object to any increase in the hours that alcoholic drink can be sold and for it to be available without the purchase of a meal. This area is already a honey pot for drinking, rowdy behaviour noise from people leaving establishments and taxis/ubers and I don't think that should be increased. I also object to the plans to increase the size of the restaurant and increase the number of covers/allow for drinking without a meal - for the reasons above- although as this is the licencing application I'm not sure if the documents should have been included?

**After an explanation of the application and the agreement of conditions from the Police and Environmental Health, the Interested Party withdrew their representation on the 18<sup>th</sup> January 2023.**

<b>Name:</b>	[REDACTED]		
<b>Address and/or Residents Association:</b>	[REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	11 November 2022		

As a local resident I am wholly opposed to the application to extend the hours of the premises to 2300 (alcohol) and 2330 (light refreshments) nightly.

Despite being a busy thoroughfare Wilton Road is not a locale with a night time economy, all local restaurants observing fairly early hours of closing nightly. It is clear that the current application, if successful, will open the floodgates for similar applications from neighbouring businesses, which it would be hard for the committee to reject. This in turn would alter the

character of the area and diminish tranquility of the residents of what remains a primarily residential area of SW1.

<b>Name:</b>	[REDACTED]		
<b>Address and/or Residents Association</b>	[REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support of opposed:</b>	Opposed
<b>Received:</b>	11 November 2022		

This is a residential area and 11.30pm is too late and would i fear set a precedent for all the restaurants in the street to follow, everything else is shut by 11pm latest I fear this would just mean everything gets later and later and that means people leaving restaurants closer to midnight which makes life intolerable for all the residents near by

**Further Submissions received 7 December 2022**

is just too late, this is a heavily residential street, every other place shuts at 10.30 or the latest 11, if you grant this it becomes the norm and then all the others apply for it too- please consider those of us [REDACTED] and have to put up with noisy customers full of drink, shouting and carrying on in the street

**Further Submissions received 18 January 2023**

The business currently operates until 10pm and has done a long as I can remember, this is inline with every other restaurant in the street which closes at 10 or 10.30

[REDACTED] to the restaurant and I can tell you in the summer months when the windows are open at night, large groups of diners who often have enjoyed a drink are not ever quiet when leaving as I'm sure you are aware, inevitably they stands outside for both smoking and waiting for taxis at the end of the night.

I accept that living in a city comes with that, but if they don't use the license for that duration of time now, why would you grant them the ability to do so to 11.30pm every night even if as you say they had that on the previous licence. My objection stands on the basis that at any time they could choose to switch opening hours from 10pm to 11.30pm, once one restaurant does it, inevitably others will follow and then you have a whole street with noisy diners leaving potentially every night.

My objection is purely on the basis that I believe it unreasonable to have it that late.

I don't believe any of the terms of the license stated below would address my concern, which is simply the noise people make when leaving such establishments, there have been no complaints in aware of with the 10pm close, or the 10.30pm of other establishments. If they decided to stay open to 11.30pm every night, by the time people actually leave, and have a chat outside, wait for a taxi, its easy midnight by then, its not in keeping with the pimlico village feel, and not fair on residents that have to endure it every night.

If the time were amended to 10.30 that would be fine and would be more than they currently even use. If it's unaltered, my objection stands and happy to come along to represent that at a sub committee.

<b>Name:</b>	[REDACTED]		
<b>Address and/or Residents Association</b>	[REDACTED] [REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	14 November 2022		

The effect of granting this extension will be that serious noise will continue in Wilton Road until after midnight. This is a residential area with a number of shops and restaurants in the area and the disturbance to residents will be considerable. If the extension is granted the likely result is that all comparable premises will make similar applications.

<b>Name:</b>		[REDACTED]	
<b>Address and/or Residents Association</b>		[REDACTED] [REDACTED] [REDACTED]	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	14 December 2022 <b>(Withdrawn 18 January 2023)</b>		
<p>We object to the Playing of Recorded Music until 23.00  This is a residential area and music shouldn't be played after 21.00 to preserve the neighbourhood's peace and quiet.  This is not only about direct noise of the music itself but also the boisterous crowd it attracts</p> <p><b>After an explanation of the application and the agreement of conditions from the Police and Environmental Health, the Interested Party withdrew their representation on the 18<sup>th</sup> January 2023.</b></p>			
<b>Name:</b>		[REDACTED]	
<b>Address and/or Residents Association</b>		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Support
<b>Received:</b>	19 November 2022		
<p>I'm glad to [REDACTED]  Of 25 years do well and succeed  He's brought an uplift and improvement to our area  The neighbourhood</p> <p>He's Restaurant &amp; cafe are an asset to our area  Brining in a sense of community and business for all</p> <p>Best of luck on this project</p> <p><b>Further Submissions 19 November 2022</b></p> <p>I support this project  This family have improved the area for the last 25 years plus</p> <p>They have uplifted it and improved our neighbourhood  We are happy to see them carry on in improving  The neighbourhood  This project has our full support</p>			

### 3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<b>Policy SCZ1 applies</b>	<p>A. In addition to meeting the other policies within this statement, applications within a designated Special Consideration Zone should demonstrate that they have taken account of the issues particular to the Zone, in question as identified within the 2020 Cumulative Impact Assessment, and should set out any proposed mitigation measures in relation to those issues within their operating schedule.</p> <p>B. For the purpose of Clause A, the designated Special Consideration Zones are:</p> <ul style="list-style-type: none"> <li>• West End Buffer.</li> <li>• Queensway/Bayswater.</li> <li>• Edgware Road.</li> <li>• East Covent Garden.</li> <li>• Mayfair.</li> <li>• Victoria.</li> </ul>
<b>Policy HRS1 applies</b>	<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"> <li>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.</li> <li>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.</li> <li>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.</li> <li>4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.</li> <li>5. The proposed hours when any music, including incidental music, will be played.</li> <li>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.</li> <li>7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity.</li> <li>8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.</li> <li>9. The capacity of the premises.</li> <li>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.</li> <li>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.</li> </ol>

	<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>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> <p><b>8. Restaurants</b>  Monday to Thursday: 9am to 11.30pm.  Friday and Saturday: 9am to 12am.  Sunday: 9am to 10.30pm.  Sundays immediately prior to a bank holiday: 9am to 12am.</p> <p>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>
<b>Policy RNT1 applies</b>	<p>A. Applications outside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> <li>1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.</li> <li>2. The hours for licensable activities being within the council's Core Hours Policy HRS1.</li> <li>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.</li> <li>4. The applicant has taken account of the Special Consideration Zones Policy SCZ1 if the premises are located within a designated zone.</li> <li>5. The application and operation of the venue meeting the definition of a restaurant as per Clause C.</li> </ol> <p>B. Applications inside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> <li>1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.</li> <li>2. The hours for licensable activities are within the council's Core Hours Policy HRS1.</li> <li>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.</li> <li>4. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone.</li> <li>5. The application and operation of the venue meeting the definition of a restaurant as per Clause C.</li> </ol>

	<p>C. For the purposes of this policy a restaurant is defined as:</p> <ol style="list-style-type: none"> <li>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.</li> <li>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.</li> <li>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.</li> <li>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.</li> <li>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.</li> </ol>
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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

<b>Appendix 1</b>	Premises plans
<b>Appendix 2</b>	Applicant supporting documents
<b>Appendix 3</b>	Premises history
<b>Appendix 4</b>	Proposed conditions
<b>Appendix 5</b>	Residential map and list of premises in the vicinity

<b>Report author:</b>	Karyn Abbott Senior Licensing Officer
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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	October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Metropolitan Police Service <b>(Withdrawn 16 December 2022)</b>	21 November 2022
5	Environmental Health Service	24 November 2022
6	Representation 1 <b>(Withdrawn 18 January 2023)</b>	9 November 2022
7	Representation 2	11 November 2022
8	Representation 3	11 November 2022
9	Representation 4	14 November 2022
10	Representation 5 <b>(Withdrawn 18 January 2023)</b>	14 November 2022
11	Representation 6	19 November 2022



**Applicant Supporting Documents**

**Appendix 2**

None

**Temporary Event Notices**

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
22/10480/LITENP	Temporary Event Notice	8 November 2022	Notice Granted
22/10856/LITENP	Temporary Event Notice	22 November 2022	Notice Granted
22/11222/LITENP	Temporary Event Notice	28 November 2022	Notice Granted
22/11576/LITENP	Temporary Event Notice	6 December 2022	Notice Granted
22/11832/LITENP	Temporary Event Notice	14 December 2022	Notice Granted

**Licensing Act 2003 History**

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
05/10530/LIPC	Premises Licence Conversion	5 October 2005	Granted under Delegated Authority
06/12282/WCCMAP	Master Licence <b>Recorded Music:</b> Unrestricted <b>Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit:</b> Unrestricted <b>Late Night Refreshment:</b> Monday to Saturday - 23:00 to 23:30 <b>Sale by Retail of Alcohol:</b> Monday to Saturday - 10:00 to 23:00 Sunday - 12:00 to 22:30	5 October 2005	Granted under Delegated Authority

\*\*Licence Lapsed March 2016\*\*

There is no appeal history for the premises.

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

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

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

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

**Mandatory Conditions**

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

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

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

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

- 8(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 8(ii) For the purposes of the condition set out in paragraph 8(i) above -
- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -
- $$P = D + (D \times V)$$
- Where -
- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

**Conditions consistent with the operating schedule**  
**None**

**Conditions proposed by the Metropolitan Police and agreed by the applicant to form part of the operating schedule**

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
11. The premises shall only operate as a restaurant,
  - (i) in which customers are shown to their table or the customer will select a table themselves,
  - (ii) where the supply of alcohol is by waiter or waitress service only,
  - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table,
  - (iv) which do not provide any takeaway service of food or drink for immediate consumption off the premises,
  - (v) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

*For the purpose of this condition 'Substantial Table Meal' means – a meal such as might be expected to be served as the main midday or main evening meal, or as a main course at either such meal and is eaten by a person seated at a table, or at a counter or other structure which serves the purposes of a table and is not used for the service of refreshments for consumption by persons not seated at a table or structure servicing the purposes of a table.*

*Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.*
12. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
13. Sales of alcohol for consumption off the premises shall only be supplied with, and ancillary to a takeaway meal or meal consumed in a designated external seating area.
14. 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.
15. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

16. A record shall be kept detailing all refused sales of alcohol. 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 or an authorised officer of the City Council at all times whilst the premises is open.
17. 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.
18. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke or make a phone call, shall not be permitted to take glass containers with them.
19. Deliveries will only be made to bona fide residential or business addresses.
20. A warning shall be displayed on the digital platform on which an order is placed informing customers that they must be aged 18 or over to make a purchase of alcohol and notifying customers that the delivery personnel will carry out age verification on delivery. The customer will be asked to provide ID to prove their age in accordance with Challenge 21 or 25 scheme. If the rider is not satisfied, then the alcohol in the order will be withheld.
21. The premises licence holder will ensure that an age verification policy will apply whereby all delivery personnel will be trained to ask any customer to whom alcohol is delivered, who appears to be under the age of 25 years to produce, before being sold alcohol, identification being a passport or photocard driving licence bearing a holographic mark or other form of identification that complies with any mandatory condition that may apply to this licence.
22. All delivery personnel shall receive training in age restricted sales.
  - Induction training must be completed and documented prior to the delivery of alcohol by the rider.
  - Refresher/reinforcement training must be completed and documented at intervals of no more than 6 months.
  - Training records will be available for inspection by a Police Officer or other authorised officer on request. Training records will be electronically stored by the licence holder for a period of 12 months.
23. All delivery personnel shall be trained to record refusals of sales of alcohol in a refusal's log/register. The log/register will contain:
  - details of the time and date the refusal was made.
  - the identity of the delivery personnel refusing the sale.
  - details of the alcohol the person attempted to purchase.This log/register will be available for inspection by a Police Officer or other authorised officer on request.

**Conditions proposed by Environmental Health and agreed with the applicant to form part of the operating schedule**

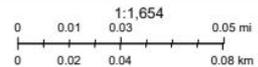
24. MC37 The number of persons permitted in the Basement of the premises at any one time (excluding staff) shall not exceed 40 persons.

93-94 Wilton Road, London



13/02/2023, 13:40:03

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



Resident Count = 218

<b>Licensed premises within 75 metres of 93-94 Wilton Road, London</b>				
<b>Licence Number</b>	<b>Trading Name</b>	<b>Address</b>	<b>Premises Type</b>	<b>Time Period</b>
22/09411/LIPT	The Prince Of Wales Public House	Prince Of Wales 91 Wilton Road London SW1V 1DW	Public house or pub restaurant	Monday; 10:00 - 23:30   Tuesday; 10:00 - 23:30   Wednesday; 10:00 - 23:30   Thursday; 10:00 - 23:30   Friday; 10:00 - 00:00   Saturday; 10:00 - 00:00   Sunday; 12:00 - 23:00   Monday to Thursday; 10:00 - 23:30   Friday to Saturday; 10:00 - 00:00   Sundays before Bank Holidays; 10:00 - 00:00
16/13842/LIPVM	Lorne Restaurant	76 Wilton Road London SW1V 1DE	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 -

				00:00
10/04340/LIPD	New Jomuna Indian Restaurant	74 Wilton Road London SW1V 1DE	Restaurant	Sunday; 12:00 - 23:30   Monday to Saturday; 10:00 - 00:30
20/01486/LIPCHT	Hatch 77	77 Wilton Road London SW1V 1DE	Cafe	Sunday; 10:00 - 23:30   Monday to Saturday; 10:00 - 00:00   Sundays before Bank Holidays; 10:00 - 00:00
19/00406/LIPT	Preto	73 Wilton Road London SW1V 1DE	Restaurant	Sunday; 12:00 - 00:00   Monday to Thursday; 10:00 - 00:30   Friday to Saturday; 09:00 - 02:00
20/04113/LIPCHT	Restaurant A.Wong	70-71 Wilton Road London SW1V 1DE	Restaurant	Sunday; 12:00 - 23:30   Monday to Saturday; 10:00 - 00:30
17/02875/LIPDPS	Seafresh Restaurant	80-81 Wilton Road London SW1V 1DL	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
21/13138/LIPT	Loco Mexicano	Loco Mexicano 64 - 65 Wilton Road London SW1V 1DE	Restaurant	Sunday; 12:00 - 23:00   Monday to Saturday; 09:00 - 02:30
12/01782/LIPV	Cyprus Mangal	45 Warwick Way London SW1V 1QS	Restaurant	Friday to Saturday; 12:00 - 01:00   Sunday to Thursday; 12:00 - 00:00
20/12028/LIPT	Cyprus Mangal	45 Warwick Way London SW1V 1QS	Not Recorded	Friday to Saturday; 12:00 - 01:00   Sunday to Thursday; 12:00 - 00:00
07/00510/WCCMAP	About Thyme Restaurant	82 Wilton Road London SW1V 1DL	Restaurant	Sunday; 12:00 - 23:00   Monday to Saturday; 10:00 - 23:30
22/05779/LIPVM	Dim T	60 - 62 Wilton Road London SW1V 1DE	Restaurant	Sunday; 12:00 - 22:30   Monday to Thursday; 10:00 - 23:30   Friday to Saturday; 10:00 - 00:00
18/05559/LIPT	Warwick	25 Warwick Way London SW1V 1QT	Public house or pub restaurant	Thursday to Saturday; 08:00 - 01:30   Sunday to Wednesday; 08:00 - 23:30