



City of Westminster

Licensing Sub-Committee Report

Item No:

Date:

7 September 2023

Licensing Ref No:

23/03999/LIPN - New Premises Licence

Title of Report:

38 Curzon Street
London
W1J 7TY

Report of:

Director of Public Protection and Licensing

Wards involved:

West End

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

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Senior Licensing Officer

Contact details

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1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	14 June 2023		
Applicant:	38 Curzon Lease Ltd		
Premises:			
Premises address:	38 Curzon Street London W1J 7TY	Ward:	West End
		Cumulative Impact Area:	None
		Special Consideration Zone:	None
Premises description:	According to the application the premises intends to operate as Cinema and event space with ancillary dedicated restaurant and bars.		
Premises licence history:	This is an application for a new premises licence and no license history exists.		
Applicant submissions:	As part of the application process the applicant has proposed conditions to form part of the operating schedule that appear at Appendix 4.		
Applicant amendments:	None		

1-B Proposed licensable activities and hours							
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:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:		On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day					

Sale by retail of alcohol				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	23:30
Seasonal variations/ Non-standard timings:		On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day					

Plays				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	10:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:		On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day					

Films				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	10:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:		On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day					

Indoor Sporting Events				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	10:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:			On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day				

Live Music				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	10:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:			On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day				

Recorded Music				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	10:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:			On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day				

Performance of Dance				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	10:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:			On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day				

Anything of similar description: Cabaret, performance events				On or off sales or both:			On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	10:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:			On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	02:30	02:30	02:30	02:30	02:30	02:30	02:30
Seasonal variations/ Non-standard timings:			On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day				
Adult Entertainment:			None				

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health
Representative:	Anil Drayan
Received:	12 July 2023

I refer to the application for a new Premises Licence for the above premises.

The plans of the premises have been submitted showing the Basement, Ground Floor, 1st Floor and 2nd Floor (references unreadable).

The licensable activities being sought are:

1. The following Regulated Entertainments indoors on Monday to Saturday between 09.00 to 02:30 hours and 10:00 to 02:30 Sunday
 - Plays
 - Films
 - Indoor Sporting Events
 - Live Music
 - Recorded Music
 - Performance of Dance
 - Anything similar to Live Music, Recorded Music and Performance of Dance

Also for the above on New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.

2. Provision of Late-Night Refreshment indoors on Monday to Sunday between 23.00 to 02:30 hours. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.
3. Supply of Alcohol 'On the premises on Monday to Saturday between 10.00 to 01:00 hours and on Sunday 12:00 to 23:30 hours. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day

I wish to make the following representations based on the operating schedule and plans submitted:

1. The Regulated Entertainments sought and for the times requested may lead to an increase in Public Nuisance in the area and impact on Public Safety
2. The provision of Late-Night Refreshment for the times requested may lead to an increase in Public Nuisance in the area
3. The Supply of Alcohol and for the times requested may lead to an increase in Public Nuisance in the area and impact on Public Safety

Environmental Health also makes the following further comments:

- Westminster's Statement of Licensing Policy – see on the Council's website – requires licensed premises demonstrating compliance with policy CH1, Protection of Children from Harm. Free advice on complying with this can be found in the Policy (see page 36 of policy).

- Some conditions have been offered and these are being assessed to see if they are sufficient to allay Environmental Health concerns.
- The provision of sanitary accommodation is recommended to be at least in line with BS6465 for any proposed capacity.
- The applicant states ‘The premises currently operate as 2 separate operations - the Curzon Cinema and Mamounia Restaurant’ - it is unclear if the premises have already been refurbished for the proposed use – any refurbishment should be constructed at least in line with the District Surveyor’s Technical Standards for Places of Entertainment.
- In addition the applicant is requested to submit an acoustic assessment of the proposed use in accordance with guidance in Appendix 11 of Westminster’s Statement of Licensing Policy including prevention of noise transference through the building structure to other users of the building block.

Responsible Authority:	Metropolitan Police
Representative:	Tom Stewart
Received:	12 July 2023

I am writing on behalf of the Chief Officer of Police for the Metropolitan Police Service (“The Police”) to make representations opposing the grant of a premises licence application for 38 Curzon Street, London, W1J 7TY.

I have considered the information that has been provided within and accompanying this application. I have also considered the application in line with the relevant policies within the Councils Statement of Licensing Policy dated October 2021. The applicant is seeking the following:

“Cinema/event space with ancillary dedicated restaurant and bars. The premises currently operate as 2 separate operations - the Curzon Cinema and Mamounia Restaurant, operated by 2 different tenants. The existing tenants have been given notice to vacate both properties. This is an application by the freeholder for a new licence to combine the 2 premises into one dedicated space, with a refurbished cinema to be used for screenings and other live events, and a restaurant and bars for patrons of the cinema space. The current premises licence for the cinema permits regulated entertainment and late night refreshment until 02.30 every night. The current licence for the separate Mamounia restaurant permits supply of alcohol until 01.00 Monday to Saturday and 23.30 on Sundays. This application replicates those hours. There is no increase in the hours currently permitted for licensable activities, and there is no increase in capacities sought in respect of either part of the operation.”

Following consideration of the application and how it may affect the Licensing Objectives and meeting the requirements of the Council’s Statement of Licensing Policy I wish to make the following representations:

The activities and hours requested may have the likely effect of undermining the licensing objective; The Prevention of Crime and Disorder.

I would like to arrange a site visit to the premises to discuss the proposed operation with the applicant and to discussed additional conditions that may assist in the promotion of the licensing objectives.

2-B Other Persons	
Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED]
Received:	2 July 2023
As [REDACTED] the Curzon Cinema (for more than 20 years) I object to the multiple licensing uses sought in this application - it is a cinema, not a theatre, dancing or sports venue as the application seeks - and 2.30am hours of operation are not appropriate for a residential area.	
Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED]
Received:	7 July 2023
Permitted hours for both entertainment and sale of alcohol should end at midnight. This application refers to "cinema with ancillary restaurant & bars". The associated planning application places great emphasis on the building remaining as a cinema with food available to those watching films and a small number of restaurant tables which cannot see the restaurant screen. That type of operation does not need to function after midnight, perhaps with an extension to 1am in the early hours of Sunday (ie for Saturday night). The fact that there is at present a licence with longer hours should be irrelevant. The current user does not operate after midnight; the new owner plans a very different operation	
Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED]
Received:	5 July 2023
If we are interpreting this application correctly we believe that there is the real possibility of increased nuisance arising under the conditions proposed. At the moment there are two activities on the premises namely a cinema and a restaurant with separate licence conditions. In the application form the operation is referred to as a cinema and "other live events" and condition 1 refers to it as a "cinema and events venue". It would appear that there could be quite a change of use. A well run cinema is a quite different proposition to an events venue and the possibility of nuisance is much enhanced.	
The cinema has a licence for regulated entertainment until 2.30am but the supply of alcohol is only until 11pm. If the event space is going to supply alcohol until 2.30am that must present a greater risk of public nuisance.	
There is, compared with the foregoing, a relatively minor matter regarding condition 13 where we would like to see it expanded to ban the taking outside of drinks and glass containers whilst patrons are temporarily leaving to smoke etc	
Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED]
Received:	12 July 2023
Licensing Application No. 23/03999/LIPN - 37-38 Curzon Street – Objection	
I am writing to object to this new premises license application which seeks planning permission for the redevelopment of the Cinema and Restaurant at no. 38 Curzon Street.	

My London residence comprises the top two floors of the building, the top floor being a roof-top penthouse addition to the original roof structure to the building fronting Curzon Street at no. 37.

I wish to bring to your attention my objection letter to the associated live full planning application (ref: 23/02081/FULL), which I attach as Appendix 1.

Turning to this licensing application, I note that Conditions (8) - (13) relate to noise. However, the proposals for servicing/extraction are inadequate, for the same noise-related concerns outlined in the objection to the full application.

Overall, I am very concerned that if the development goes ahead as is currently proposed, due to the risers, plant and other equipment associated with this licensing application, I will be subject to significant environmental impacts which will materially harm the property's residential amenity, such as polluted air, excessive smells, noise nuisance and strong vibrations, potentially adversely impacting on my family's and future occupant's quality of life, health and well-being.

I would respectfully ask therefore that you give serious consideration to my objections and that we can discuss these matters with you in further detail.

Planning Application No. 23/02081/FULL - 37-38 Curzon Street – Objection

I am writing to object to this application which seeks planning permission for the redevelopment of the Cinema and Restaurant at 38 Curzon Street.

My London residence comprises the top two floors of the building, the top floor being a roof-top penthouse addition to the original roof structure to the building fronting Curzon Street at no. 37.

As such this addition is of relatively lightweight construction with a timber roof. Part of the proposals involve a significant intensification of the use of this roof above the penthouse addition, to accommodate both extra plant and enlarged extraction equipment for use in connection with the restaurant and commercial premises below.

Given the insubstantial construction of the penthouse, I have very serious concerns about:

- a. the adequacy of the construction to support the proposed additional plant loading; and
- b. the potential threat to materially impact the residential amenity of my property and interfere with the peaceful enjoyment of the apartment by the intensification of the use of the roof.

All of which is unnecessary, given that there is an existing purpose-built Plant Room located at 3rd floor level and accessed from 38 Curzon Street. I understand that this serves the Cinema and Restaurant as well as the residential accommodation and that it would provide sufficient extra capacity to accommodate the additional plant that is proposed in the application.

The more optimal use of this facility negates any risk of interference with the enjoyment of my property or that of the neighbouring residents on the floors below. Access to the penthouse roof is barely adequate and frankly totally unsuitable, via our dedicated residential access at No.37 and the inevitable conflict would be completely avoided by a more appropriate use of the existing dedicated facility, which is eminently more suitable and fit for purpose.

In addition, it would avoid the very significant alteration in the appearance of the building by the need to provide a substantial additional over-flying superstructure and further extension in height, via the necessary acoustic enclosure.

My reasons are detailed below.

What is proposed to be built and re-configured above my ceiling is materially different to the existing layout, and I am not satisfied that the potential impact to the residential amenity of the property has been adequately considered or the construction modus operandi and details well conceived.

Although I have no fundamental objections to the cinema and restaurant proposals in principle, I am concerned that given the major scale of the development, the famed reputation of the applicant, that the impact of the perceived 'minor' elements of the development, i.e. the facilitating plant and construction works above my ceiling, have been neglected and overlooked, certainly by the applicant and I fear by the Council too.

Whilst we acknowledge the merits of the proposals, without further consideration of details yet to be provided the proposed development threatens to create negative impacts on the property, which will directly affect my family's and future occupant's quality of life and enjoyment of the apartment.

This objection seeks to bring to light the lapses within the submission currently submitted, in order to ensure the residential amenity of my property at No. 37, will be duly considered in sufficient detail prior to determination.

Furthermore, I wish to draw attention to the potential use of an alternative location within the existing building, an extant dedicated plant room, which would seem to have sufficient capacity and could be more effectively utilised to house the additional plant. The use of these existing facilities would thus avoid the difficulties and potential pitfalls that would inevitably arise in connection with the current ill-conceived proposals.

This objection is informed and supported by a Survey Note and M&E audit, prepared by CHPK; and a Noise Note, prepared by 24 Acoustics, copies of which are appended to this letter.

I am advised that City Plan Policy 7 (Managing development for Westminster's people) requires development to be neighbourly by (a): "protecting and where appropriate enhancing amenity, by preventing unacceptable impacts in terms of ... sense of enclosure, overshadowing, privacy and overlooking"; and (b): "protecting and where appropriate enhancing local environmental quality".

Also City Plan Policy 33 (Local environmental impacts) requires the quality of life, health and wellbeing of existing and future occupiers are not adversely affected by harmful pollutants and other negative impacts on the local environment.

My knowledge of the UK planning system is of course limited but I do not understand why a very substantial alteration to a Listed Building, that is proposed in very sketchy outline, would not be considered to constitute development in itself, requiring full details to be tabled prior to your further consideration and the grant of a consent.

Objection Reasons

The 1.7m high acoustic louvered screen proposed to cloak the 4 x new air source heat pumps and the 4 x new A/C units, which sitting atop of the necessary additional superstructure will further raise the height of the building and it is not clear whether or if this will have any impact on the surrounding area or views across this part of the city.

Structural Concerns

The Plant Room Assessment Survey Note (CHPK) raises various concerns, including:

- As currently constructed the lightweight roof is unable to support the proposed loading; and significant structural intervention will be required of which no details have been

provided by the applicant's architects and thus the detailed proposals cannot be properly assessed in terms of feasibility

- The proposals ignore the possibility of the use of an existing plant room facility to the rear of the building, which would appear to have the capacity to accommodate the additional plant with relative ease, without impinging on the amenity of the residential occupiers
- There is no mention of anti-vibration mounts to the plant to isolate it from the lightweight roof deck.
- A risk assessment should be undertaken, prior to determination, to assess the evacuation strategy and any temporary measure that needs to be put in place to maintain the safety of the building's occupants whilst the generator is being repaired or replaced.

As mentioned, the M&E Audit recommends that the condensers and air-source heat pumps be installed within the existing plant enclosure at a lower level to the rear of the building. This is proposed as a more logical solution, particularly reducing noise impact, as the plant will be removed from the roof and installed in a purpose-built plant room within an existing acoustic enclosure, with no impact on the roof of the main building.

Please refer to **Appendix 1** for the full note.

Intrusion

I am particularly concerned about the enlarged extract ducting proposed, with the need to comply with regulations requiring access at every level for potentially biennial inspections; not to mention the potential intrusion into my property to house the new kit. Any encroachment into my demised area is completely unacceptable and whilst the lease permits the landlord to enter to carry out repairs and maintain existing and to some extent replace or augment plant and services, this would be a different level of intrusion.

Any such encroachment would amount to a derogation of grant if the housing were enlarged to accommodate a larger duct.

Noise Impact

I would draw your attention also to the Noise Impact note prepared by 24 Acoustics and their comments on the lack of any assessment of the likely impact of noise, vibration and extract odours on my apartment.

The applicant's 'Noise Impact Assessment' report prepared by Big Sky Acoustics purporting to address the subject, is confined to the likely direct impact of the cinema and restaurant uses at ground floor level only. No mention is made, or assessment attempted, to gauge the impact of these proposals on the residential occupiers of the building above. The submitted noise report is therefore not compliant with the Council's Noise Planning Conditions Guidance.

Without any further information it is impossible to assess whether what is proposed is able to meet the requirements of Westminster City Council's Draft Noise Technical Guidance Note (September 2020) to which 24 Acoustic refer in their note, citing Section 2.4 which sets out objective criteria for the assessment of noise from plant and machinery.

I therefore respectfully ask that the applicant, prior to determination, provides robust evidence to demonstrate that the noise emission from the plant is capable of a) complying with the Council's requirements; and b) that the noise impact from the operation of all plant is acceptable within my property (this should include any noise from the riser as well as from the rooftop plant).

24 Acoustics' letter states that given that the proposed plant will be located on the roof

immediately above my ceiling, there is a risk of both airborne and structureborne noise break-in (for example, if the new plant is not sufficiently mechanically isolated and/or if the roof structure between my property and the plant area provides an inadequate level of sound insulation). The letter considers that this noise should be engineered to ensure that it does not exceed a noise level of NR15 Leq / NR 20 LFmax (as set out in Table 2 of the Westminster guidance) at all times.

This plant noise impact should be considered now, rather than as an afterthought enforced via conditions.

Please refer to Appendix 2 for the full letter.

Odour

I would ask the City Council to consider the likely impact bearing in mind the enlarged kitchen extract will be significantly larger than the boiler flue it is replacing. This raises considerable odour concerns related to my property. The Kitchen Odour Risk Assessment (Air Quality Consultants) recognises that:

"The location of the flue serving the kitchen extract system will be specified within the planning application for submission to Westminster City Council (WCC); however, at this stage, the equipment is yet to be specified. As such, it is anticipated that a planning condition will be secured by WCC that will require the specifications of any extract system to be approved prior to installation. This report has been prepared to preemptively address any concerns regarding the future kitchen odour emissions and, prior to the determination of the application, provide the client with the level of odour abatement required to minimise the odours from the proposed extract system".

Air Quality

The Air Quality Assessment (Air Quality Consultants) neglects to assess the air quality impacts at my property. Therefore, I have no assurance my residential amenity will not be compromised by this development. Given the scale of works proposed immediately above my top floor ceiling, I am very concerned.

Proposed Conditions

Bearing the above in mind, I request that the application be refused planning permission, given the harmful impacts that the development would potentially bring about, at least until full details of the external proposed alterations are divulged and deemed acceptable. In seeking consent to intensify the use of the penthouse roof and substantially alter its construction and height, the application is in clear contravention of your Council's planning policies. If permission is granted, then I would request that comprehensive and stringent conditions are prescribed to protect the residential amenity of this property, not only for myself and my family but for future occupants.

To this end I would hope that the City Council will seek to ensure that:

1. No extract ventilation systems, catering extracts, service riser or external plant and/or equipment associated with the development is to be installed at the development without full details being submitted, to and approved in writing by the City Council and which shall include calculations to demonstrate that the cumulative plant noise limit levels shall not exceed NR15 LEQ / NR20 LFMAX internally in any of the neighbouring residential properties at all times.
2. Prior to the installation of any extract ventilation systems, catering extracts, or external plant and/or equipment associated with the development the applicant shall submit an approval of details application to the City Council as local planning

authority for approval of a revised Air Quality Assessment. The revised air quality assessment shall contain the following information:

- Assess the existing air quality of the roof terrace of No. 37 (existing baseline);
- Predict the future air quality without the development in place (future baseline);
- Predict the future air quality with the development in place;
- Assess and describe the significance of the development impact on air quality; - Identify mitigation measures.

Any mitigation measures recommended by the assessment must be installed prior to the occupation of the development and permanently retained thereafter.

I would hope also that the City Council will seek to ensure that any development permitted will comply with the following guidance as a minimum standard. The following conditions are taken from the Council's 'Standard Conditions & Reasons' (2021) document.

3. C46AC Noise from plant & machinery for areas above WHO Guideline levels, where the existing external ambient noise level exceeds WHO Guideline levels of either LAeq, 16hrs 55dB daytime (07.00-23.00 hrs) or LAeq, 8hrs 45dB nighttime (23.00-07.00hrs)
 - 1) *Where noise emitted from the proposed plant and machinery will not contain tones or will not be intermittent, the 'A' weighted sound pressure level from the plant and machinery (including non-emergency auxiliary plant and generators) hereby permitted, when operating at its noisiest, shall not at any time exceed a value of 10 dB below the minimum external background noise, at a point 1 metre outside any window of any residential and other noise sensitive property, unless and until a fixed maximum noise level is approved in writing by the City Council. The background level should be expressed in terms of the lowest LA90, 15 mins during the proposed hours of operation. The plant-specific noise level should be expressed as LAeqTm, and shall be representative of the plant operating at its maximum.*
 - 2) *Where noise emitted from the proposed plant and machinery will contain tones or will be intermittent, the 'A' weighted sound pressure level from the plant and machinery (including non-emergency auxiliary plant and generators) hereby permitted, when operating at its noisiest, shall not at any time exceed a value of 15 dB below the minimum external background noise, at a point 1 metre outside any window of any residential and other noise sensitive property, unless and until a fixed maximum noise level is approved in writing by the City Council. The background level should be expressed in terms of the lowest LA90, 15 mins during the proposed hours of operation. The plant-specific noise level should be expressed as LAeqTm, and shall be representative of the plant operating at its maximum.*
 - 3) *Following installation of the plant and equipment, you may apply in writing to the City Council for a fixed maximum noise level to be approved. This is to be done by submitting a further noise report confirming previous details and subsequent measurement data of the installed plant, including a proposed fixed noise level for written approval by the City Council. Your submission of a noise report must include:*
 - a. *A schedule of all plant and equipment that formed part of this application;*
 - b. *Locations of the plant and machinery and associated: ducting; attenuation and damping equipment;*
 - c. *Manufacturer specifications of sound emissions in octave or third octave detail;*
 - d. *The location of most affected noise sensitive receptor location and the most affected window of it;*
 - e. *Distances between plant & equipment and receptor location/s and any mitigating*

features that may attenuate the sound level received at the most affected receptor location;

- f. Measurements of existing LA90, 15 mins levels recorded one metre outside and in front of the window referred to in (d) above (or a suitable representative position), at times when background noise is at its lowest during hours when the plant and equipment will operate. This acoustic survey to be conducted in conformity to BS 7445 in respect of measurement methodology and procedures;
- g. The lowest existing LA90, 15 mins measurement recorded under (f) above; (h) Measurement evidence and any calculations demonstrating that plant and equipment complies with the planning condition;
- h. The proposed maximum noise level to be emitted by the plant and equipment.

4. C48AB Vibration

No vibration shall be transmitted to adjoining or other premises and structures through the building structure and fabric of this development as to cause a vibration dose value of greater than 0.4m/s (1.75) 16 hour day-time nor 0.2m/s (1.75) 8 hour night-time as defined by BS 6472 (2008) in any part of a residential and other noise sensitive property.

Conclusion

Overall, I am very concerned if the development goes ahead as is currently proposed, I will be subject to significant environmental impacts which will materially harm the property's residential amenity, such as polluted air, excessive smells, noise nuisance and strong vibrations, potentially adversely impacting on my quality of life, health and well-being.

In addition, the enabling works (of which no design details have yet been prepared) threaten to intrude and interfere with my occupancy of the accommodation to an unacceptable degree.

I would respectfully ask therefore that you give serious consideration to my objections and that a planning consent be withheld pending an evaluation of the use of the alternative plant room facility to the rear of the building and the consideration of more detailed proposals in general.

If the Council is minded to consent to the proposals, I would request that any such permission is covered by comprehensive and strict conditions to ensure that my property is protected and that my family is put in no worse if not a better position, with regard to smells, noise, vibration or any other intrusive nuisance, than before the scheme was conceived and proposed.

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 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.
15. 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.

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:

10a. Shops (all licensable activities that are provided as ancillary to the primary use of the premises as a shop except

	<p>the off sale of alcohol)</p> <ul style="list-style-type: none"> • Monday to Thursday: 9am to 11.30pm. • Friday and Saturday: 9am to Midnight. • Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to Midnight. <p>10b. Shops (off-sales of alcohol where it forms either the ancillary or primary use of the premises) Monday to Saturday: 8am to 11pm. Sunday: 9am to 10.30pm.</p> <p>16. 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 hours if, after review, it is necessary to impose conditions.</p>
<p>Policy CCSOS1 applies</p>	<p>A. Applications outside the West End Cumulative Zones 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 late-night refreshment meeting the council's Ancillary Delivery of Alcohol and/or Late-Night Refreshment Policy DEL1. 4. The applicant has clearly demonstrated that the sale by retail of alcohol and late-night refreshment will be ancillary to the venue's primary function as a cinemas, cultural and live sporting venues and outdoor space. 5. The applicant has taken account of the Special Consideration Zone Policy SCZ1 if the premises are located within a designated area. 6. The application and operation of the venue meeting the definition for a cinema, cultural venue, live sporting premises or outdoor space 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 operation of any delivery services for alcohol and/or late-night 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 applicant has clearly demonstrated that the sale by retail of alcohol and late-night refreshment will be ancillary to the venue's primary function as a cinema, cultural venue, live sporting premises or outdoor space. 6. The sale by retail of alcohol and/or late-night refreshment

	<p>after 11pm is limited to customer, patrons or members of the audience who will or have made use of the primary function of the venue as a cinema, cultural venue or live sporting premises.</p> <p>7. The application and operation of the venue meeting the definition for a cinema, cultural venue, live sporting premises or outdoor space as per Clause C.</p> <p>C. For the purposes of this policy the primary function of a cinema, cultural venue and live sporting premises is defined as:</p> <p>1. Cinema</p> <p>- For the exhibition of feature or shorts films to an audience.</p> <p>2. Cultural Venues</p> <p>a) Theatres: for the performance of plays, dramatic or other entertainment performances to an audience.</p> <p>b) Performance Venues: for a live performance in front of an audience which may include concert halls, comedy clubs or similar performances venues.</p> <p>c) Cultural Uses: for the exhibition of art (e.g. galleries), a museum, or historical building/site that is open for visitors to visit on payment.</p> <p>3. Live sporting premises: the premises or the use to which the licence is intended for</p> <p>a) a. Live sporting events in the form of boxing and wrestling which takes place either inside or outside in the presence of an audience.</p> <p>b) b.b. Live sporting events that are licensable as they are being held within a building where the sport and audience are accommodated wholly or partly inside that building.</p>
<p>Policy CH1 applies</p>	<p>A. The Licensing Authority will not grant applications that do not promote the protection of children from harm licensing objective.</p> <p>B. When considering Clause A, the Licensing Authority will apply the criteria and take into account any relevant considerations as set out in Clauses C and D below.</p> <p>C. The Licensing Authority will consider the following general protection of children from harm criteria and relevant considerations:</p> <p>Criteria</p> <p>1. Whether there are appropriate measures in place to protect children from harm.</p> <p>Considerations</p> <p>2. Whether there are effective measures to check the age of</p>

young people who appear under 18 to ensure that:

- Alcohol is not sold to a person under the age of 18.
 - Access is not permitted to a person under 18 years of age to a premises, a performance of entertainment or an exhibition of a film intended for adults only.
 - Those under 16, if permitted to enter the premises are accompanied by an adult (see Appendix 9).
3. Whether the supply of alcohol for consumption on the premises is the exclusive or primary purpose of the services provided at the premises.
 4. Whether accompanied children under 16 on the premises of which the primary purpose is supply of alcohol for consumption on the premises, are taking a table meal or are being entertained by a live performance.
 5. The hour to which accompanied children under 16 are proposed to be on the premises where the exclusive or primary purpose of the services provided at the premises is the supply of alcohol for consumption on the premises.
 6. Whether due regard is paid to industry codes of good practice on the labelling and display of alcoholic drinks.
 7. Whether there are adequate procedures for identifying unaccompanied or lost children and ensuring that they are kept safe and adequately supervised until they can be handed over to a responsible adult.
 8. The likelihood of children being attracted to the premises; e.g. by the nature of activities or facilities provided whether or not these are licensed.
 9. Whether there is evidence of heavy, binge or underage drinking, use of drugs or other intoxicating substances on the premises.
 10. Whether the premises commonly provide entertainment or services of an adult or sexual nature (see Glossary).
 11. Whether there is a strong element of gambling on the premises (but not, for example, the presence of a small number of cash prize gaming machines).
 12. Whether films are to be shown and the measures to restrict children from viewing age restricted films classified according to the recommendations of the British Board of Film Classification or the council itself.
 13. If performances or activities are likely to attract children, the number of adults required for the supervision of children.
 14. Where play facilities are provided, if an adequate risk assessment has been made and appropriate measures taken.
 15. The measures to be taken to ensure that those supervising or having significant contact with children have been appropriately vetted to ensure that they pose no risk to children.
 16. Proposals for the provision or arrangement for safe transport for children.

D. Safeguarding of children applies to all staff (paid or unpaid) involved in the operation and management of licensed premises and is a key part to protecting children from harm. The Licensing Authority will expect applicants to demonstrate that they will have

systems and processes in place to adequately safeguard children as set out within the minimum criteria below.

Minimum Criteria

1. The applicant should ensure that their staff have a basic awareness of child protection issues. This includes:
 - Being alert to the possibility of child abuse and neglect, i.e. the definition, prevalence, identifying features in a child or adult, legal parameters and social consequences.
 - Having enough knowledge to recognise an abusive or potentially abusive event or set of circumstances.
 - Knowing who in the organisation to raise your concerns with.
 - Being competent in taking the appropriate immediate or emergency action.
 - Knowing how to make a referral to the Council's Children Services Department and/or the Police.
 - The licensee can demonstrate that they understand their responsibilities for ensuring that they and their staff are familiar with, and competent with Safeguarding Children.
2. In operating and managing a licensed premises the applicant should designate either themselves or a senior staff member to have the following responsibilities in relation to safeguarding children for the licensed premises:
 - Ensure safeguarding children training is provided for all staff. Monitor and record whether all staff have received the minimum (initial and refresher) safeguarding children training.
 - Ensure all staff have read and know where to find this policy and the Government Guidance: "What To Do If You're Worried A Child is Being Abused" – https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/419604/What_to_do_if_you_re_worried_a_child_is_being_abused.pdf
 - Provide advice and support to staff when they have a concern about safeguarding a child.
 - Have a system in place to record all concerns raised by staff.
 - Be the contact person for the council's Children's Services Department and the Police in relation to all incidents or concerns related to the safeguarding of children on or linked to the premises.
 - Ensure all staff are made aware that if the person who they suspect may be harming children is senior to them in the licensed premises staff hierarchy they can contact the council's Children's Services Department and the Police directly.

4. Equality Implications

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

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

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

5. Appendices

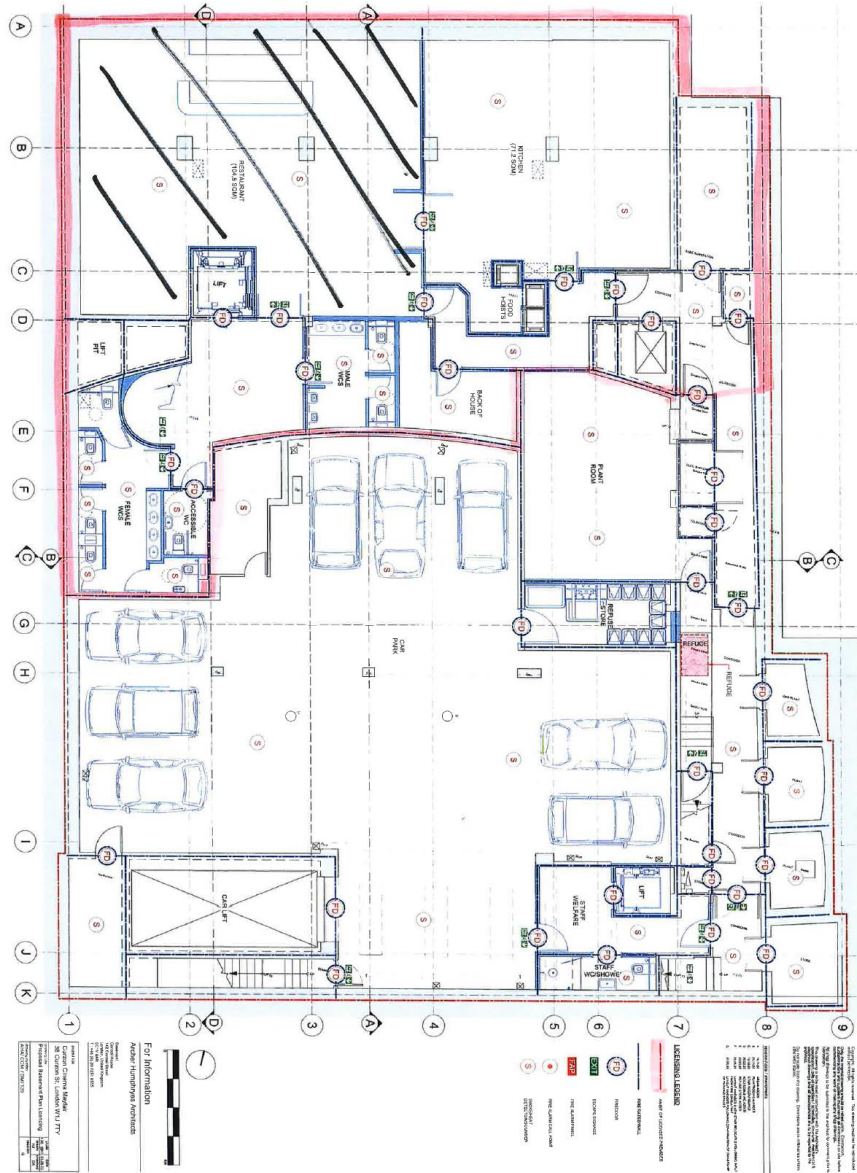
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

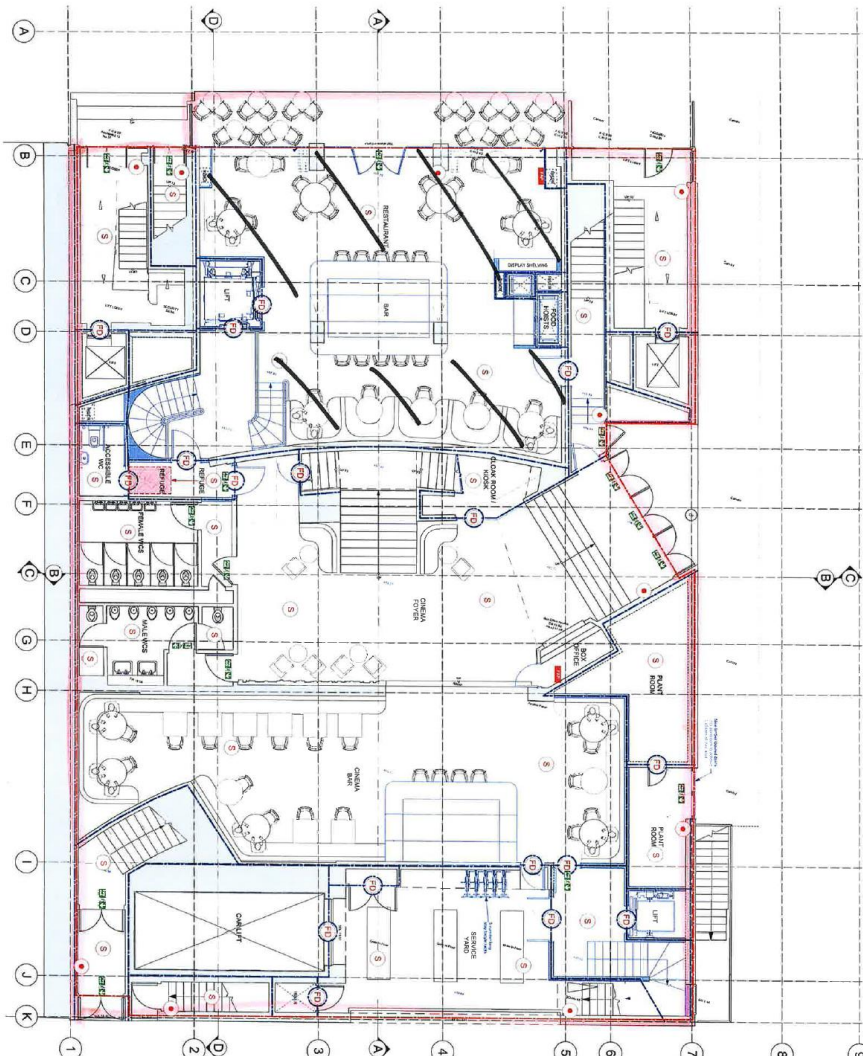
Report author:	Emanuela Meloyan Senior Licensing Officer
Contact:	Telephone: 0207 641 6500 Email: emeloyan@westminster.gov.uk

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	October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	December 2022
4	Environmental Health	12 July 2023
5	Metropolitan Police	12 July 2023
6	Interested Party representation (1)	2 July 2023
7	Interested Party representation (2)	7 July 2023
8	Interested Party representation (3)	5 July 2023
9	Interested Party representation (4)	12 July 2023



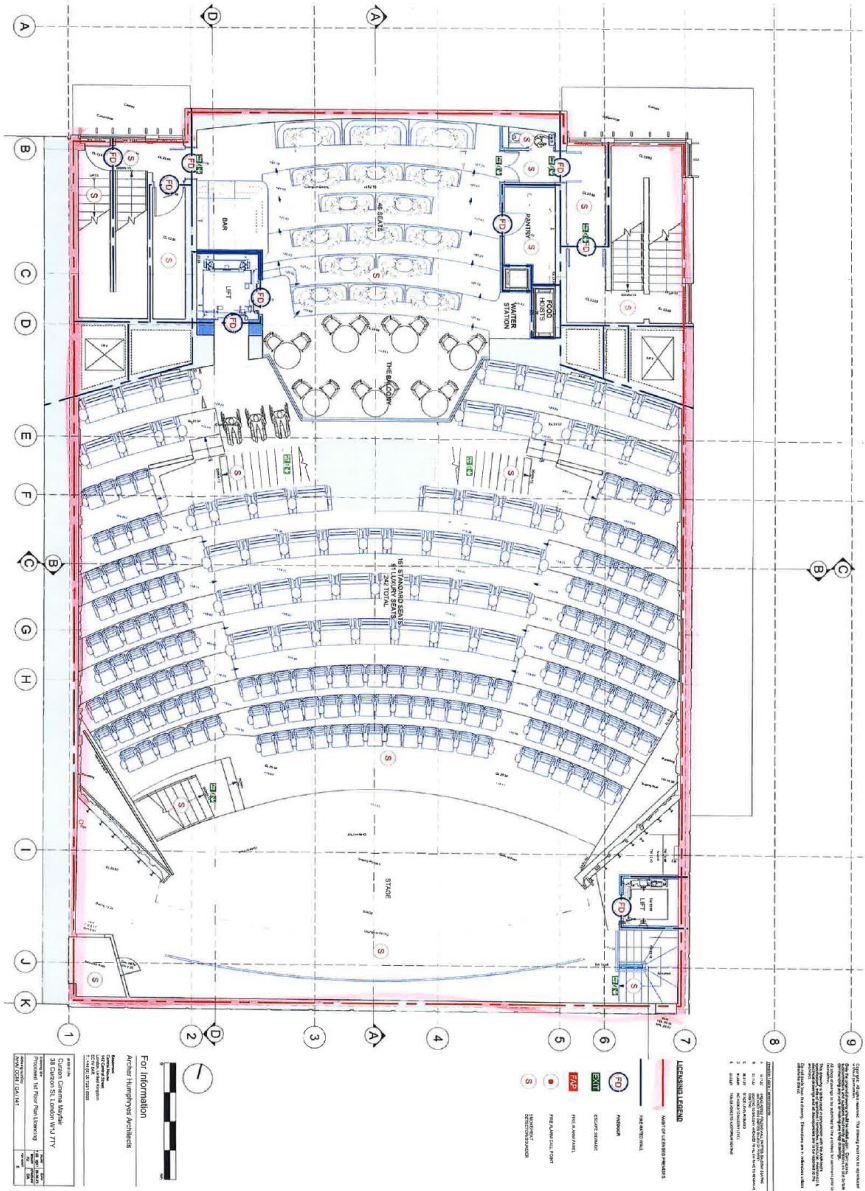


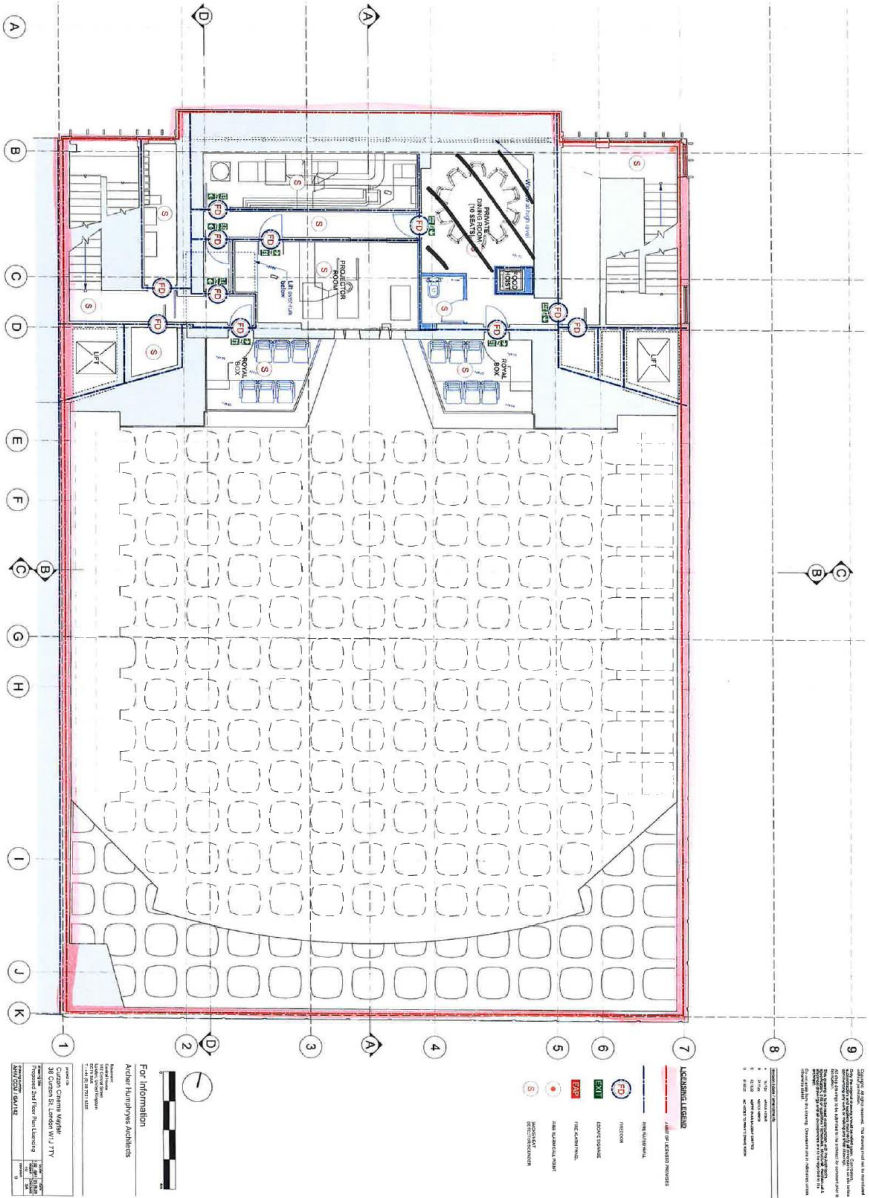
1. 1:100
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- LEGENDA**
- 1. 1:100
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For Information
 Author: HANUWATI ANTONIA
 Date: 2023/05/15
 Scale: 1:100
 Project: ...
 Location: ...
 Client: ...





3 **LEGENDA**

1. LINEA ROSSA: MUR

2. LINEA VERDE: PARETE

3. LINEA GIALLA: DIVISORE

4. LINEA NERA: MOBILIO

5. LINEA BLU: SCALE

6. LINEA PUNTA: ARREDO

7. LINEA ROSSA: SCALE

8. LINEA VERDE: PARETE

9. LINEA GIALLA: DIVISORE

10. LINEA NERA: MOBILIO

11. LINEA BLU: SCALE

12. LINEA PUNTA: ARREDO

7 **LEGENDA**

1. LINEA ROSSA: MUR

2. LINEA VERDE: PARETE

3. LINEA GIALLA: DIVISORE

4. LINEA NERA: MOBILIO

5. LINEA BLU: SCALE

6. LINEA PUNTA: ARREDO

7. LINEA ROSSA: SCALE

8. LINEA VERDE: PARETE

9. LINEA GIALLA: DIVISORE

10. LINEA NERA: MOBILIO

11. LINEA BLU: SCALE

12. LINEA PUNTA: ARREDO



For information:
Architectural Analysis
 Scale: 1:500
 Date: 10/10/2024

Project Name	Architectural Analysis
Client	Architectural Analysis
Scale	1:500
Date	10/10/2024
Author	Architectural Analysis
Reviewer	Architectural Analysis

Applicant Supporting Documents

Appendix 2

None

Premises History

Appendix 3

There is no licence or appeal history for the premises.

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

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

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

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

Mandatory Conditions

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

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

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

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

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

Conditions consistent with the operating schedule

9. The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as a cinema and events venue

10. The supply of alcohol in the area hatched black on the plan shall be by waiter or waitress service only.
11. The supply of alcohol in the areas hatched black on the deposited plans shall be ancillary to the provision of entertainment and substantial food.
12. 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.
13. There shall be no sales of hot food or hot drink for consumption off the premises after 23.00 hours.
14. All outside tables and chairs shall be rendered unusable by (23.00) hours each day.
15. There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.
16. A noise limiter must be fitted to the musical amplification system and maintained in accordance with the following criteria:
 - a. the limiter must be set at a level determined by and to the satisfaction of an authorised Environmental Health Officer, so as to ensure that no noise nuisance is caused to local residents or businesses,
 - b. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of the authorised Environmental Health Officer and access shall only be by persons authorised by the Premises Licence holder,
 - c. The limiter shall not be altered without prior written agreement from the Environmental Health Consultation Team,
 - d. No alteration or modification to any existing sound system(s) should be affected without prior knowledge of the Environmental Health Consultation Team, and
 - e. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
 - f.
17. 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.
18. Loudspeakers shall not be located in the entrance and exit of the premises or outside the building.
19. All windows and external doors shall be kept closed after 18:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
21. 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.
22. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number and/or is to be made available to residents and businesses in the vicinity.
23. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from

customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.

24. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
25. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 08.00 hours on the following day.
26. No deliveries to the premises shall take place between 23.00 and 08.00 hours on the following day.
27. A copy of the premises' dispersal policy shall be made readily available at the premises for inspection by a police officer and/or an authorised officer of Westminster City Council.
28. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
29. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
30. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
31. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
32. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
33. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
34. A Challenge 21 or 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.
35. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team.
 - a. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
 - b. 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.
 - c. All recordings shall be stored for a minimum period of 31 days with date and time stamping.
 - d. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
36. 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.

37. 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.

38. No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the licensing authority.

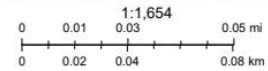
39. No licensable activities shall take at the premises until the capacity of the premises has been determined by the Environmental Health Consultation Team and the licensing authority has replaced this condition on the licence with a condition detailing the capacity so determined.

38 Curzon Street, London, W1J 7TY



25/08/2023, 08:24:04

- Property Mailing List
- Ward Boundaries
- Ward Labels



Resident Count: 97

Licensed premises within 75m of 38 Curzon Street, London, W1J 7TY				
Licence Number	Trading Name	Address	Premises Type	Time Period
18/14082/LIPT	Mamounia Lounge	37A Curzon Street London W1J 7TX	Cinema	Monday to Saturday – 10:00 – 01:30; Sunday – 12:00 – 00:00
19/08483/LIPDPS	Curzon Mayfair Cinema	Basement And Ground Floor 38 Curzon Street London W1J 7TU	Cinema	Monday to Saturday – 09:00 – 02:30; Sunday – 10:00 – 02:30
23/02607/LIPDPS	Mamounia Lounge	37A Curzon Street London W1J 7TX	Restaurant	Monday to Saturday – 10:00 – 01:30; Sunday – 12:00 – 00:00

23/02195/LIPT	Noura	Basement And Ground Floor 16 Curzon Street London W1J 5HP	Restaurant	Monday to Friday – 10:00 – 00:30; Saturday – 10:00 – 01:30; Sunday – 12:00 – 00:00
23/02786/LIPDPS	Al-Sultan Restaurant	51 - 52 Hertford Street London W1J 7ST	Restaurant	Monday to Saturday – 10:00 – 00:30; Sunday – 12:00 – 00:00
22/10815/LIPDPS	Cavier Kaspia	Basement To First Floor 1A Chesterfield Street London W1J 5JG	Club	Monday to Thursday – 10:00 – 23:30; Friday to Saturday – 10:00 – 00:30; Sunday – 12:00 – 22:30
21/06706/LIPT	5 Hertford Street	55 Shepherd Market London W1J 7PU	Restaurant	Monday to Tuesday – 07:30 – 01:30; Thursday to Saturday – 07:30 – 03:00; Wednesday – 07:30 – 02:30; Sunday – 12:00 – 00:30
22/09518/LIPT	Le Boudin Blanc	5 Trebeck Street London W1J 7LT	Restaurant	Monday to Saturday – 10:00 – 00:30; Sunday – 12:00 – 00:00
23/00676/LIPDPS	Sofra	19 Trebeck Street London W1J 7LX	Office	Monday to Saturday – 10:00 – 00:30; Sunday – 12:00 – 00:00
19/01505/LIPT	Iran Restaurant	27 Shepherd Market London W1J 7PR	Restaurant	Monday to Saturday – 07:00 – 00:00; Sunday – 08:00 – 23:00
22/00815/LIPN	Clemence	46 Shepherd Market London W1J 7QS		Monday to Saturday – 09:00 – 23:30; Sunday – 09:00 – 22:30