

Licensing Sub-Committee Report

Item No:	
Date:	3 October 2017
Licensing Ref No:	17/08439/LIPN - New Premises Licence
Title of Report:	MRH Dorset House 170-172 Marylebone Road London NW1 5AR
Report of:	Director of Public Protection and Licensing
Wards involved:	Bryanston And Dorset Square
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Yolanda Wade Senior Licensing Officer
Contact details	Telephone: 020 7641 1884 Email: ywade@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	27 July 2017		
Applicant:	Malthurst Petroleum Limited		
Premises:	MRH Dorset House		
Premises address:	170-172 Marylebone Road London NW1 5AR	Ward:	Bryanston and Dorset Square
		Cumulative Impact Area:	None
Premises description:	The premises will operate as a petrol forecourt store selling a range of groceries, household goods and alcohol.		
Premises licence history:	This is a new premises licence and therefore no history exists.		
Applicant submissions:	None submitted		
Plans	Plans are available upon request to the Licensing Authority and will be available at the Licensing Sub-Committee.		

1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both	Both – The provision will take place inside the premises but customers may leave the premises with items purchased.		
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	05:00	05:00	05:00	05:00	05:00	05:00	05:00
Seasonal variations/ Non-standard timings:		None					

Supply of alcohol				On or off sales or both:			Off
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	08:00	08:00	08:00	08:00	08:00	08:00	10:00
End:	23:00	23:00	23:00	23:00	23:00	23:00	22:30
Seasonal variations/ Non-standard timings:		None					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
End:	24:00	24:00	24:00	24:00	24:00	24:00	24:00
Seasonal variations/ Non-standard timings:		None					

Adult Entertainment:	The premises sells alcohol and other age restricted products.
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2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health
Representative:	Mrs Sally Fabbriatore
Received:	8 th August 2017
<p>This representation is based on the Operating Schedule and the submitted plans, ground floor, titled with the name of the building and dated 3.7.17.</p> <p>The applicant is seeking the following on the ground floor:</p> <ol style="list-style-type: none"> 1. To allow the Supply of Alcohol 'off' the premises Monday to Saturday 08:00- 23.00 hours and Sunday 10:00-22:30 hours. 2. To allow Late Night Refreshment both 'indoors' and 'outdoors' Monday to Sunday 23:00-05:00 hours. <p>I wish to make the following representation in relation to the above application:</p> <ol style="list-style-type: none"> 1. The provision of the Supply of Alcohol may cause an increase in Public Nuisance in the area, it may also impact on Public Safety. 2. The provision of Late Night Refreshment may cause an increase in Public Nuisance in the area. <p>The applicant has proposed conditions within the operating schedule which are being considered. Further conditions may be proposed by Environmental Health in order to help prevent Public Nuisance and protect Public Safety.</p> <p>The granting of this application as presented may have the likely effect of causing an increase in Public Nuisance in the area and may impact on Public Safety.</p>	
Responsible Authority:	Metropolitan Police Service (<i>withdrawn</i>)
Representative:	PC Bryan Lewis
Received:	16 th August 2017
<p>I am writing to inform you that the Police, as a Responsible Authority, object to your application for a variation to the Premises Licence as it is our belief that if granted the application may undermine the Licensing Objectives contained in the 2003 Licensing Act.</p> <p>Our objections relate to the following:</p> <p>Further enquiries are necessary to properly assess this application <i>The Police have withdrawn their representation to the application as they have agreed the proposed conditions by the Applicant (Appendix 3 of the report)</i></p>	

2-B Other Persons**Received:** 21st August 2017

As resident of Dorset House, we strongly oppose the new petrol station for the following reasons:

- Having a petrol station in a such residential block is a massive safety risk. In 2012 <http://www.dailymail.co.uk/news/article-2216255/Woman-driver-fights-life-engulfed-fireball-garage-basement-lavish-block-flats.html> . In a time of increased terrorist risk in Europe, this petrol station is an easy target. Anyone with an RPG could blow the station up in seconds.
- There are not so many petrol station in Central London, having one there would increase the traffic from people who are refuelling. This increase of traffic is naturally going to increase levels of pollution in an area which is already above any acceptable levels.
- To access the petrol station, cars will have to go across the pavement where kids and elderly are walking. With the new two ways traffic on Gloucester Place, this creates a new hazard for pedestrians.
- The fact that this station will also sell alcohol is a matter of concern. Many people will come purposely to this place to buy alcohol. Lately there have been an increase of drunk people in the streets around Marylebone Station, and this alcohol seller will certainly attract more of this kind of people.

Received: 17th August 2017

We very strongly object to this application.

- the planned opening of a petrol station under our building is already going to be very disruptive in terms of noise, increased traffic and pollution and the opening of a nearby shop will only serve to increase that with more vehicles coming in for longer with more noise and more pollution on a street that is already the most polluted in London and significantly above limits.
- the shop will also attract additional pedestrian shoppers and noise (voices are particularly disruptive and noise circulates vertically up the walls of Dorset House and can be heard all the up to our flat) and this 24h a day given the shop's opening hours
- selling alcohol makes things even worse and the prospect of drunken behaviour around the shop and next to our building's entrance is particularly worrisome.
- the path to the future petrol station and the proposed shop crosses the pavement that allows access to Dorset House, increasing the risk of accidents for residents as cars cross the pavement into the station / shop.
- note separately that the building of a petrol station itself under the building is an accident waiting to happen and we find it quite extraordinary that the council is allowing this to proceed, putting lives of the Dorset House residents at risk, despite the backdrop of the Grenfell Tower fire and a previous fire in the Dorset House parking (following which we understand the previous petrol station was closed several years ago).

Received: 20th August 2017

As resident of Dorset House, I strongly oppose the new petrol station for the following reasons:

- Having a petrol station in a such residential block is a massive safety risk. In 2012 <http://www.dailymail.co.uk/news/article-2216255/Woman-driver-fights-life-engulfed-fireball-garage-basement-lavish-block-flats.html> . In a time of increased terrorist risk in Europe, this petrol station is an easy target. Any terrorist could ramp its car into the station and create and massive explosion.

- There are not so many petrol station in Central London, having one there would increase the traffic from people who are refuelling. This increase of traffic is naturally going to increase levels of pollution in an area which is already above any acceptable levels.

- To access the petrol station, cars will have to go across the pavement where kids and elderly are walking. With the new two ways traffic on Gloucester Place, this creates new hazard for pedestrians.

- The fact that this station will also sell alcohol is a matter of concern. Many people will come purposely to this place to buy alcohol. Lately there have been an increase of drunk people in the streets around Marylebone Station, and this alcohol seller will certainly attract more of this kind of people. Last Friday on Melcombe street an off-licence shop Odd Bin's had its window broken at night. We do not want more anti- social behaviour in the area. We have had an increase number of beggars. There is a well know drug dealing activity around Dorset Square. Someone got stabbed last May at a Dorset Square Bus stop. We should not encouraging more ASB with a shop selling alcohol.

Received:	18 th August 2017
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I live in Dorset House. Having a petrol station underneath a building of residence is incredibly dangerous. There have already been 2 instances of danger which is why the original petrol station was closed in the first place. I fear for my safety should this go ahead.

Not only this but marylebone road is the most polluted road in the world - beating even Beijing. Having a petrol station here will add to the horrendous air pollution we already experience.

Received:	17 th August 2017
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We very strongly object to this application.

- the planned opening of a petrol station under our building is already going to be very disruptive in terms of noise, increased traffic and pollution and the opening of a nearby shop will only serve to increase that with more vehicles coming in for longer with more noise and more pollution on a street that is already the most polluted in London and significantly above limits.

- the shop will also attract additional pedestrian shoppers and noise (voices are particularly disruptive and noise circulates vertically up the walls of Dorset House and can be heard all the up to our flat) and this 24h a day given the shop's opening hours

- selling alcohol makes things even worse and the prospect of drunken behaviour around the shop and next to our building's entrance is particularly worrisome.

- the path to the future petrol station and the proposed shop crosses the pavement that allows access to Dorset House, increasing the risk of accidents for residents as cars cross the pavement into the station / shop.

- note separately that the building of a petrol station itself under the building is an accident waiting to happen and we find it quite extraordinary that the council is allowing this to proceed,

putting lives of the Dorset House residents at risk, despite the backdrop of the Grenfell Tower fire and a previous fire in the Dorset House parking (following which we understand the previous petrol station was closed several years ago).

Received: 23rd August 2017

As a local resident, I strongly oppose the application for selling alcoholic drinks AND the sale of through-the-night refreshments at the proposed Petrol Station next door to Dorset House.

Objection to selling alcoholic drinks:

- Proliferation of alcohol sale outlets in this primarily residential area should be prevented. There are already a multitude of local establishments within one block of the applicant already selling alcohol i.e. Tesco, Oddbins, M&S and nearby hotels such as the Landmark and Dorset Square Hotel/restaurant
- There should be no encouragement of association between driving and alcohol consumption.
- There are existing drunks who have semi-permanent 'pitches' in the neighbourhood beside the Tescos, Pret and Marylebone Station. Increasing the opportunity for them to purchase alcohol through additional locations is likely to increase their anti-social behaviour.
- Instead of the alcohol being consumed under a controlled environment and under supervision, it simply shifts the problem to the neighbourhood and the roadways
- Marylebone Road is already one of the most polluted roads in the country. Bringing custom for alcoholic purchases to this area will only increase the air pollutants for residents
- In addition to all of the above points, it is likely that the premises are in fact 'excluded premises' under s176(2) of the Licensing Act 2003

Objection to through-the-night refreshment sales:

- The applicant's premises is within a residential building and therefore there will naturally be an increase in the noise and litter nuisance for Dorset House and local residents throughout the night
- An increase in traffic and sales of food and beverages will lead to sleep disturbance in Dorset House as the building's Grade 2 listing prohibits the use of double glazing

Received: 18th August 2017

I am very concerned about the fire safety issues of the proposed premises, given that it will be directly beneath a number of residential properties (I am the joint owner of a property in this building, which is rented out to tenants throughout the year). It is particularly alarming given the recent tragedy at Grenfell and the proposal is clearly a very direct fire safety issue - what steps are being taken to ensure that residents of the building directly above the proposed premises will have the necessary protection from such a place? In addition there are road/pedestrian safety issues which are compromised by the location of the proposed premises: entrances to it directly bisect both vehicle and pedestrian access to Dorset House and thus present an additional safety and security issue. In addition, the desired licensing of the premises mean that it could create additional disturbances for residents, particularly those on the lower floors. And finally, this will obviously bring in additional traffic to an already very polluted and congested area, and so the health concerns of people in this building are legitimate and would be further increased by this development going forward.

Received: 11th August 2017

I was not made aware of the proposed petrol station and as far as I was informed having a petrol station in the proximity of a listed residential building is unsafe and a major source of

pollution. All such usage in central London have ceased as a major drive by the mayor of London to reduce the level of pollution in London. This operation will be detrimental to general amenity of the residents of Dorset House and the neighborhood.

Received: 19th August 2017

Please note that there are already a number of shops and public houses in the area from where alcohol can be purchased.

The area, especially around the carpark is frequented by vagrants, alcoholics, homeless etc. The selling of alcohol at the petrol station will only help to propagate antisocial behaviour. There will be an increase litter, violent people and noise. All these will cause residents of the surrounding area, especially those of Dorset House, not to have quiet enjoyment of there homes and pose a risk to the public at large.

Please consider my objection as follows:

- a) an all night off-license will only encourage anti-social behaviour,
- b) there are already a number of places (public houses, supermarket, shops, convenience stores), where alcohol can be purchased,
- c) that there are reported incidents of substance/alcohol abusers taking overnight refuge in the carpark of Dorset House,
- d) that unsightly litter including food is strewn around Dorset House and this causes vermin problems.

I believe that if the license is granted then WCC is to be blamed for supporting (encouraging) anti-social behaviour. This objection will be used as evidence in the event of an incident.

Received: 15th August 2017

I very strongly object to this application

- the opening of a petrol station under our apartment is already going to be very disruptive in terms noise, increased traffic and pollution and the opening of a nearby shop will only serve to increase that with more vehicles coming in for longer with more noise and more pollution on a street that is already the most polluted in London and massively above limits. Why would the council allow a bad situation to become even worse?

- the shop will also attract additional pedestrian shoppers and noise (voices are particularly disruptive and noise circulates vertically up the walls of Dorset House such that we can hear voices down the street despite being on the 8th floor) and this 24h a day

- selling alcohol makes things even worse. We have a young daughter and the prospect of drunken behaviour around the shop and next to our building's entrance is particularly worrisome.

- the path to the future petrol station and the proposed shop crosses the pavement that allows access to Dorset House, increasing the risk of accidents as cars cross the pavement into the station / shop.

- note separately that the building of a petrol station itself under the building (and our flat) is an accident waiting to happen and I find it quite extraordinary that the council is allowing this to be going ahead, putting lives of the Dorset House residents at risk, despite the backdrop of the Grenfell Tower fire and a previous fire in the Dorset House parking (following which I understand the petrol station was closed). What will it take for someone at the council to raise the alarm? (I have already raised this with Mr Hilman, the officer in charge of the planning application)

Received: 16th August 2017

I strongly oppose the application for selling alcoholic drinks at these premises next door to Dorset House.

The main reasons include:

- there are several local establishments already selling alcohol e.g. tesco, oddbins and most other stores
- the area is besieged by beggars, drunks et al
- there is a high incidence of aggressive behaviour and intimidation beyond regular crime
- The area has a high residential occupancy with several young families and more sale of alcohol adversely impacts the conducive atmosphere
- the recent precedent of refusal of extension of off-licence hours to Dorset Square hotel - all mitigating steps mentioned by the applicant protect their premises but shift the problem to the neighbourhood - for instance alcohol not consumed on premises
- sale through a night hatch does not in anyway prevent misuse and anti social behaviour
- the proposed 2 way traffic on gloucester place will increase traffic and affect safety of the shoppers
- late night drivers do not need further convenient access to alcohol as it impacts road safety - the proximity to ladbrokes enhances the probability of anti social behaviour
- all solutions proposed by the applicant are post effect e.g. CCTV. It is better to avoid the sale to avoid any incidents in the first place
- If alcohol, late night food and drink are sold, additional traffic will stop at the premises which increases the sound and noise nuisance for Dorset House as the Grade 2 listing prohibits use of double glazing
- The area is already heavily polluted and a drive-in food, drink, alcohol premises will only increase the pollutants making it untenable for long term local residents.

For all the above reasons, I would strongly urge Westminster Council to not grant licencing permission or allow sale of late night food and drink from these premises. Thank You.

I forgot to add the point of young students walking to the new LBS campus on Marylebone road from current one on Park Road \ Taunton place - these premises being on the route. While over 18 and of legal drinking age, I do not think it is right to give our youth 24*7 easy access to alcohol next to educational establishments. Has London Business School been included in the consultation process?

9:32 PM on 23 Aug 2017 I strongly oppose the application next door to Dorset House.

Reasons include:

- several local establishments are already selling alcohol e.g. Tesco, Oddbins
- area is besieged by beggars and drunks
- high incidence of aggressive behaviour and intimidation
- the high residential occupancy with young families and elderly residents
- schools and nurseries within immediate vicinity
- recent precedent of refusal of extension of off-licence hours to Dorset Square hotel
- mitigating steps of CCTV and night hatch do not address issues for neighbourhood. Dorset House will be particularly affected as the entrance to store and night hatch is right next door
- there will be more litter late night sale of refreshments
- will add to the pest and rodent issues in Dorset House
- exacerbate the unpleasant smells of wasted food
- the proposed 2 way traffic on gloucester place will increase traffic and affect safety of the shoppers
- drivers do not need further convenient access to alcohol as it impacts road safety
- the proximity to Ladbrokes enhances the probability of anti social behaviour
- solutions proposed by the applicant are post effect e.g. CCTV. It is better to avoid the sale in

the first place

- additional traffic will stop at the premises which increases the sound and noise nuisance for Dorset House

- The area is already heavily polluted, trees are being cut down

- has the licensing authority investigated and is satisfied that the premises are not 'excluded premises' under s176(2) Licensing Act 2003?

- Has London Business School been included in the consultation process as unit is enroute between two campuses.

For all the above reasons, I would request the licencing authority and Westminster Council to NOT grant licencing permit to these premises or allow sale of late night food and drink between 11 pm and 5 am. Thank You

Received:

17th August 2017

We very strongly object to this application.

- the planned opening of a petrol station under our building is already going to be very disruptive in terms of noise, increased traffic and pollution and the opening of a nearby shop will only serve to increase that with more vehicles coming in for longer with more noise and more pollution on a street that is already the most polluted in London and significantly above limits.

- the shop will also attract additional pedestrian shoppers and noise (voices are particularly disruptive and noise circulates vertically up the walls of Dorset House and can be heard all the up to our flat) and this 24h a day given the shop's opening hours

- selling alcohol makes things even worse and the prospect of drunken behaviour around the shop and next to our building's entrance is particularly worrisome.

- the path to the future petrol station and the proposed shop crosses the pavement that allows access to Dorset House, increasing the risk of accidents for residents as cars cross the pavement into the station / shop.

- note separately that the building of a petrol station itself under the building is an accident waiting to happen and we find it quite extraordinary that the council is allowing this to proceed, putting lives of the Dorset House residents at risk, despite the backdrop of the Grenfell Tower fire and a previous fire in the Dorset House parking (following which we understand the previous petrol station was closed several years ago).

3. Policy & Guidance

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

Policy OS1 applies:

Applications will generally be granted and reviews determined subject to the relevant criteria in Policies CD1, PS1, PN1 CH1 and HRS1 and other policies in this Statement.

Policy HRS1 applies:

(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.

(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.

4. Appendices

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

Report author:	Miss Yolanda Wade Senior Licensing Officer
Contact:	Telephone: 020 7641 1884 Email: ywade@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	7 January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Representation Environmental Health	8 August 2017
5	Representation Metropolitan Police	16 August 2017
6	Representation- Resident	11 August 2017
7	Representation - Resident	15 August 2017
8	Representation- Resident	16 August 2017
9	Representation - Resident	17 August 2017
10	Representation - Resident	17 August 2017
11	Representation - Resident	17 August 2017
12	Representation - Resident	18 August 2017
13	Representation - Resident	18 August 2017
14	Representation - Resident	19 August 2017
15	Representation- Resident	20 August 2017
16	Representation- Resident	21 August 2017
17	Representation- Resident	23 August 2017

None submitted

Premises History

Appendix 2

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 proposed by the applicant and agreed by the Police that will 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 and the night pay window and the petrol forecourt will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the 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. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
12. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
13. All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
14. Outside of the hours authorised for the sale of alcohol and whilst the premises are open to the public, the licence holder shall ensure that all alcohol within the premises (excluding alcohol behind the counter) is secured in a locked store room or behind locked grilles, locked screens or locked cabinet doors so as to prevent access to the alcohol by both customers and staff.
15. No super-strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers and ciders supplied in glass bottles.
16. No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.
17. No more than **15%** of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
18. There shall be no self service of spirits on the premises, save for spirit mixtures less than 5.5% ABV.
19. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale.
20. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification

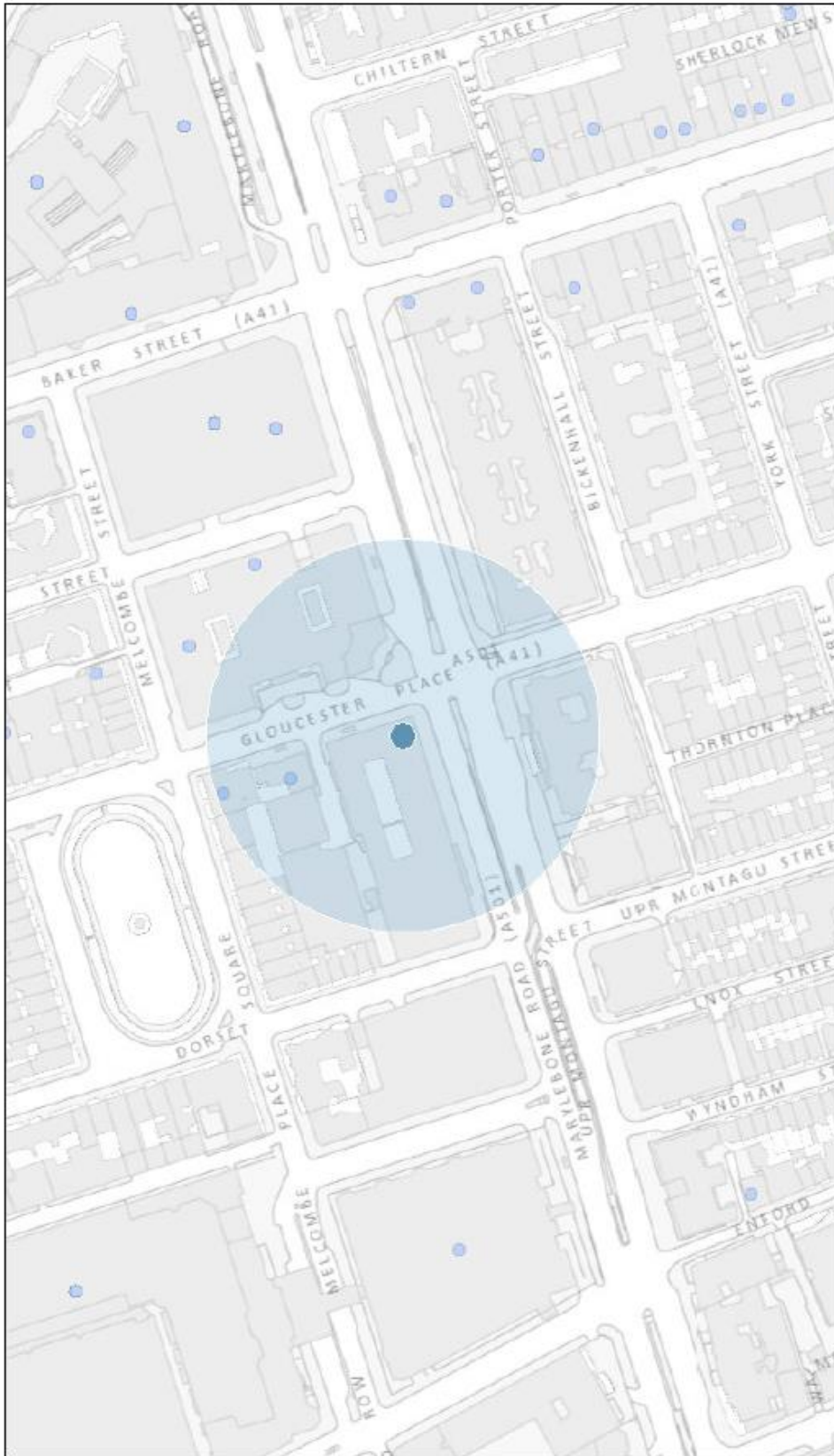
cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

21. 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.
22. There shall no sales of hot food for consumption off the premises after 2300 and before 0500.
23. The entrance door to the shop will be locked to customers between the hours of 2300 and 0500. Any sales between these hours will be made through the night pay window.

Conditions proposed by the Environmental Health

None

MRH Dorset House



September 20, 2017

● Live Licensing Act

1:2,000
0 0.015 0.03 0.06 mi
0 0.0275 0.055 0.11 km
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Resident count = 383