



City of Westminster

Committee Agenda

Title: **Licensing Sub-Committee (4)**

Meeting Date: **Thursday 17th September, 2015**

Time: **10.00 am**

Venue: **Rooms 5, 6 & 7 - 17th Floor, City Hall**

Members: **Councillors:**

Jean Paul Floru (Chairman)
Heather Acton
Aziz Toki

Members of the public are welcome to attend the meeting and listen to the discussion Part 1 of the Agenda

Admission to the public gallery is by ticket, issued from the ground floor reception at City Hall from 9.00am. If you have a disability and require any special assistance please contact the Committee Officer (details listed below) in advance of the meeting.



An Induction loop operates to enhance sound for anyone wearing a hearing aid or using a transmitter. If you require any further information, please contact the Committee Officer, Jonathan Deacon.

**Email: jdeacon@westminster.gov.uk Tel: 020 7641 2783
Corporate Website: www.westminster.gov.uk**

Note for Members: Members are reminded that Officer contacts are shown at the end of each report and Members are welcome to raise questions in advance of the meeting. With regard to item 2, guidance on declarations of interests is included in the Code of Governance; if Members and Officers have any particular questions they should contact the Head of Legal & Democratic Services in advance of the meeting please.

AGENDA

PART 1 (IN PUBLIC)

1. MEMBERSHIP

The Head of Legal and Democratic Services to report any changes to the membership.

2. DECLARATIONS OF INTEREST

To receive declarations by Members and Officers of any personal or prejudicial interests in matters on this agenda.

Licensing Applications for Determination

1. TESCO STORES, 138-144 QUEENSWAY, W2

(Pages 1 - 30)

App No	Ward/ Stress Area	Site Name and Address	Application	Licensing Reference Number
1.	Lancaster Gate Ward / Queensway/Bayswater Stress Area	Tesco Stores, 138-144 Queensway, W2	New	15/05759/LIPN

2. BARRAFINA, 43 DRURY LANE, WC2

(Pages 31 - 54)

App No	Ward/ Stress Area	Site Name and Address	Application	Licensing Reference Number
2.	St James's Ward / West End Stress Area	Barrafina, 43 Drury Lane, WC2	Variation	15/04754/LIPV

3. THE LONDON EDITION, 10 BERNERS STREET, W1

**(Pages 55 -
530)**

App No	Ward/ Stress Area	Site Name and Address	Application	Licensing Reference Number
3.	West End Ward / West End Stress Area	The London Edition, 10 Berners Street, W1	Review	15/03928/LIRE VP

**Charlie Parker
Chief Executive
11 September 2015**

In considering applications for premises licences under the Licensing Act 2003, the sub-committee is advised of the following:

POLICY CONSIDERATIONS

The City of Westminster statement of licensing policy applies to all applications where relevant representations have been made. The Licensing Sub-Committee is required to have regard to the City of Westminster statement of Licensing Policy and the guidance issued by the Secretary of state under Section 182 of the Licensing Act 2003.

GUIDANCE CONSIDERATIONS

The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

PERMITTED TEMPORARY ACTIVITIES

The licensee of any premises is entitled under the Licensing Act 2003 to apply for permission to hold temporary events, authorising licensable activities instead of or in addition to any activities that may be authorised by a premises licence, subject to the following restrictions:

- 1) No more than 12 events over a total of 21 days may be held at any one premises in any year
- 2) Each event must last for no more than 168 hours
- 3) There must be 24 hours between each event
- 4) The number of people at each event must be less than 500.

A Temporary Event Notice for each event (a TEN) is required to be given to the licensing authority, the police and environmental health service no later than 10 working days before the event for a 'standard' TEN or 5 to 9 working days before the event is due to begin for a 'late' TEN. The licensing authority is required to send an acknowledgement by the next working day.

Once a Temporary Event Notice is given the police and environmental health service have a right to object to the event if they are satisfied that the event will undermine any of the licensing objectives of preventing crime and disorder, prevention of public nuisance, protection of children from harm and promotion of public safety. They must serve an objection notice stating their reasons as to why the objectives would be undermined to the licensing authority and the premises user within 3 working days of receiving a copy of the TEN. The licensing authority is required to hold a hearing and may issue a counter notice which will prevent the event taking place.

LIVE MUSIC ACT 2012

The Live Music Act amends the Licensing Act 2003 by:

- removing the licensing requirement for amplified live music taking place between 8am and 11pm before audiences of no more than 200 persons on premises authorised by a premises licence or club premises certificate to supply alcohol for consumption on the premises (at a time when those premises are open for the purposes of being used for the supply of alcohol for consumption on the premises), subject to the right of a licensing authority to impose conditions about live music following a review of a premises licence or club premises certificate
- removing the licensing requirement for amplified live music taking place between 8am and 11pm before audiences of no more than 200 persons in workplaces not otherwise licensed under the 2003 Act (or licensed only for the provision of late night refreshment)
- removing the licensing requirement for unamplified live music taking place between 8am and 11pm in any place, subject to the right of a licensing authority to impose conditions about live music following a review of a premises licence or club premises certificate relating to premises authorised to supply alcohol for consumption on the premises
- removing the licensing requirement for the provision of entertainment facilities
- widens the licensing exemption for live music that is integral to a performance of Morris dancing or dancing of a similar type, so that the exemption applies to both live or recorded music instead of just unamplified live music in that instance.

CORE HOURS WHEN CUSTOMERS ARE PERMITTED TO BE ON THE PREMISES

(As set out in the Council's Statement of Licensing Policy 2011)

- For premises for the supply of alcohol for consumption on the premises:

Friday and Saturday: 10:00 to midnight

Sundays immediately prior to Bank Holidays: Midday to midnight

Other Sundays: Midday to 22:30

Monday to Thursday: 10:00 to 23:30.

- For premises for the supply of alcohol for consumption off the premises:

Monday to Saturday: 08:00 to 23:00

Sundays: 10:00 to 22:30.

- For premises for the provision of other licensable activities:

Friday and Saturday: 09.00 to midnight

Sundays immediately prior to Bank Holidays: 09.00 to midnight

Other Sundays: 09.00 to 22.30

Monday to Thursday: 09.00 to 23.30.



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	17 September 2015
Licensing Ref No:	15/05759/LIPN
Title of Report:	Tesco Stores 138-144 Queensway London W2 6LS
Report of:	Director of Public Protection and Licensing
Wards involved:	Lancaster Gate
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Mr Ola Owojori
Contact details	Tel: 020 7641 7830 E-mail: owojori@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	16 July 2015		
Applicant:	Tesco Stores Limited		
Premises:	Tesco Stores		
Premises address:	138-144 Queensway London W2 6LS	Ward:	Lancaster Gate
		Stress Area:	Queensway
Premises description:	The premises are to be operated as a supermarket including sale of alcohol for consumption off the premises.		
Premises licence history:	138-142 were licensed until 23 October 2014 when the premises licence was surrendered. The new application is to extend the licensable area to include 144 Queensway, Recorded Music and Private Entertainment have not been applied for.		
Applicant submissions:	Policy on the provision of portable fire fighting equipment. See Appendix 2		

1-B Proposed and previous licensable activities, areas and hours

Sale by Retail of Alcohol						
Off sales			Proposed :		Previous:	
			Off sales		Off sales	
	Proposed Hours		Previous Hours		Licensable Area	
	Start:	End:	Start:	End:	Proposed:	Previous:
Monday	06:00	00:00	08:00	23:00	Ground 138-144	Ground 138 -142
Tuesday	06:00	00:00	08:00	23:00		
Wednesday	06:00	00:00	08:00	23:00		
Thursday	06:00	00:00	08:00	23:00		
Friday	06:00	00:00	08:00	23:00		
Saturday	06:00	00:00	08:00	23:00		
Sunday	06:00	00:00	10:00	22:30		
Seasonal variations:	Current:				Proposed:	
	Not applicable				Not applicable	
Non-standard timings:	Current:				Proposed:	
	Not applicable				Not applicable	

Hours premises are open to the public						
	Proposed Hours		Previous Hours		Premises Area	
	Start:	End:	Start:	End:	Proposed:	Previous:
Monday	06:00	00:00	08:00	23:00	Ground 138-144	Ground 138 -142
Tuesday	06:00	00:00	08:00	23:00		
Wednesday	06:00	00:00	08:00	23:00		
Thursday	06:00	00:00	08:00	23:00		
Friday	06:00	00:00	08:00	23:00		
Saturday	06:00	00:00	08:00	23:00		
Sunday	06:00	00:00	10:00	22:30		
Seasonal variations:	Current: Not applicable				Proposed: Not applicable	
Non-standard timings:	Current: Not applicable				Proposed: Not applicable	

2. Representations

2-A Responsible Authorities	
Responsible Authority:	The Environmental Health
Representative:	David Nevitt
Received:	22 July 2015
<p>I refer to the above application which seeks a Premises Licence to include the following Licensable activities:</p> <p>The Supply of Alcohol 'Off' the premises 0600hrs-2400hrs, 7 Days a week.</p> <p>I wish to make Representations on the following grounds:</p> <p>Representation is made in relation to the application, as the proposals are likely to increase Public Nuisance and may impact upon Public Safety.</p> <p>The premises is located in the Queensway Stress Area as defined by the City Council's Licensing Policy.</p> <p>The application seeks hours for the Sale/Supply of Alcohol that are beyond the Core Hours as defined by the City Council's Licensing Policy. The premises is located in the Queensway Stress Area. <u>EH will maintain a Representation on the grounds that what is sought is against Policy.</u> The matter will need to be determined by the Licensing Committee at a Hearing.</p> <p>I recommend that the application <u>is amended so as to be within the Core Hours.</u></p> <p>I understand that a number of Conditions have been agreed with the Police.</p>	

I propose the following Conditions (some of which are the same as the Police):

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2. 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.
3. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
4. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
5. All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
6. 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 (including 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.
7. 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
8. No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.
9. 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
10. There shall be no self service of spirits on the premises, save for spirit mixtures less than 5.5% ABV.
11. 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.
12. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day.
13. 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.
14. No collections of waste or recycling materials (including bottles) from the premises shall take place between (23.00) and (08.00) on the following day
15. No deliveries to the premises shall take place between (23.00) and (08.00) on the following day.

16. The Licence will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.
17. No miniature bottles of spirits of 20 cl or below shall be sold from the premises.

Responsible Authority:	Metropolitan Police
Representative:	Adam Deweltz
Received:	23 July 2015

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a responsible authority, will be making a representation. It is our belief that if granted the application would undermine the Licensing Objectives.

The venue is situated within the 'Queensway Stress Area', a locality where this is traditionally high crime and disorder. There are concerns that this application will cause further policing problems in an already demanding area and add to the cumulative impact.

In order for the police to withdraw their representation, we would like the following conditions added to the operating schedule:

- 1) The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
- 2) 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.
- 3) An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) 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 or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.
- 4) 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.
- 5) All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.

6) The licence holder shall ensure that outside of the hours authorised for the sale of alcohol and whilst the premises are open to the public, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent access to the alcohol by both customers and staff.

7) No super-strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.

8) No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.

9) 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.

10) There shall be no self service of spirits on the premises, save for spirit mixtures less than 5.5% ABV.

11) 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.

12) A minimum of 1 SIA licensed door supervisors shall be on duty at the premises at all times whilst it is open for business.

The hours for the supply of alcohol will also need to be changed to the Westminster Core Hours.

The applicant has agreed some of the conditions proposed by the Police and they have suggested alternative wordings to others. **Please see Appendix 4**

2-B Other Persons			
Name:		William Kennedy	
Address and/or Residents Association:		Queensway Residents' Association (QRA) C/O 142A Queensway London W2 6LS	
Status:	Residents Association	In support or opposed:	Opposed
Received:	10 August 2015		
<p>Queensway Residents' Association (QRA) writes to make a relevant representation objecting to the grant of this application in the terms applied for.</p> <p>QRA objects on the basis that the likely effect of the application, if granted, would be to harm the licensing objectives of prevention of public nuisance and prevention of crime and disorder. As the premises is located in the Queensway/Bayswater Stress Area, it also raises significant issues in respect of the City Council's 'Stress Area' policy STR and OS2, particularly the Operating Schedule is bereft of any proposed conditions which may go some way to resolving our concerns.</p> <p><u>Prevention of public nuisance and crime and disorder</u></p> <p>The area has a history of noise and nuisance arising from the 'cumulative impact' of</p>			

licensed establishments, both 'on' and 'off' sales premises, which is reflected by the fact that it is within a designated 'Stress Area'. Great care therefore needs to be taken when granting new licences for off-sales because of the problems they can cause, if not properly regulated. We note once more the absence of proposed conditions from the Applicant which would signify that they have taken into account the fact that this is a 'Stress Area' when making the application. We are therefore extremely concerned that as our streetscape is already over run with beggars, some indulging in street drinking/disorder and with this type of anti-social behaviour all the more prevalent near to existing supermarket outlets along Queensway's northern end and surrounds, our members are fearful that the hours applied for within this particular application can only exacerbate what is already a serious blight on our local amenity.

We would also like to bring to the attention of the licensing committee the early morning noise pollution suffered by many of our residents. This is often caused by logistic companies 'stacking' their vehicles before access to their respective stores is available. This activity is particularly prevalent during the winter months when drivers tend to leave their vehicle's engine running. Stacking causes noise pollution to filter into many of the rear bedrooms (some housing young children) that overlook the 'service' road off Inverness Terrace behind Cervantes Court. This road is used for deliveries into Queensway commercial units including the Post Office, Boots, Super Drug, and in due course, Tesco. We therefore ask that the committee, when considering this current application, take into account the undoubted detrimental effect, to what is already a fragile residential amenity, which would ensue if this anti-social activity was to be exacerbated as a result of the applicant's delivery scheduling.

We refer to the Council's Statement of Licensing Policy section on 'off sales'. In particular, we do not wish to see street drinkers being able to purchase single cans, or high strength beer, lager or cider to consume on the street. We also do not want to see 'pre-loading' where customers can purchase single cans or small bottles of spirits to drink on their way to on-licensed premises. This causes problems later in the evening for local residents (and indeed for responsible 'on' licensed premises).

We are also concerned with under age sales. Perhaps the Applicant could explain the measures they have in place for age-verification, particularly with self-service tills.

A particular area of concern with off-sale licences in the area is when the Notting Hill Carnival takes place. Queensway is recognised as a major part of the Carnival 'footprint' and with total footfall over that w/end running into the hundreds of thousands, many of whom often wish to stock up with cheap alcohol which they consume on the street with a high degree of nuisance to residents over and above that which they already suffer with aspects of the Carnival. To address this, we have proposed a condition in this regard below.

Hours

The Applicant has applied for hours which are well outside the City Council's 'core hours' Policy for off sales, which are 8am to 11pm Mon-Sat, 10am to 10.30pm Sun. However, there is no explanation of how this departure from Policy is justified. We note

that the previous licence Tesco held for this site, now surrendered, was limited to 'core hours', as are other similar premises in the area. We are not at all clear why the applicant has applied for these hours, particularly in the absence of anything in the Operating Schedule to justify it. Therefore, should a licence be granted, it should be limited to 'core hours. We would also like to see additional conditions agreed or, failing that, imposed.

Stress Area Policy

Under Policy STR1 (ii) and OS2, the applicant must demonstrate that the application would not, if granted, add to cumulative impact. We cannot see anything in the Operating Schedule which demonstrates this, even to 'core hours'.

Proposed conditions

It is disappointing that there is not more detail in the Operating Schedule, as it would afford residents a more detailed impression of what is proposed. For instance, it is proposed to operate in a manner which encourages and/or facilities street drinking - for instance, selling single cans, selling 'super strength' lagers and ciders, or 'miniatures' which could easily be used to 'pre-load'? We presume that the police will request model conditions requiring CCTV.

Therefore, we propose the following conditions, should the application be granted:

- There will be no sale of beer or cider above 5.5% ABV (alcohol by volume).
- 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.
- No single cans or plastic bottles of beer or cider shall be sold at the premises.
- There shall be no sales of spirits in vessels of 30cl or less.
- There shall be no sales of beer or ciders in bottles larger than 1.5 litres.
- All tills, including self-service tills, shall automatically prompt staff to require age verification identification when presented with an alcohol sale.
- 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 (including 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.
- The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 (or older if the licence holder so elects) to produce, before being sold

alcohol, identification being a passport or a photo card driving licence bearing a holographic mark or other form of identification bearing the customer's photograph, date of birth and the Proof of Age Standards Scheme (or similarly accredited scheme) hologram.

- No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which causes a nuisance
- 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
- All deliveries and collections shall be via the dedicated loading bay on Inverness Terrace
- Deliveries to the premises shall only take place on Monday's to Saturday's between 08:00hrs and 18:00hrs and on Sunday's and Bank Holiday's between 10:00hrs and 17:00hrs only.
- No collections of waste or recycling materials (including bottles) from the premises shall only take place between 08:00hrs and 20:00hrs on the following day.
- No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 08:00hrs and 20:00hrs the following day.
- On Sunday and Monday of the Notting Hill Carnival:

There shall be no sale of alcohol in glass vessels from the premises.

There shall be no external advertisement of alcohol at the premises .

There shall be no sale of alcohol from the premises after 18:00 hours.

We look forward to being kept updated as to the progress of the application and would welcome dialogue with the Applicant in the hope that an agreement can be reached without the need for a hearing. If a hearing is necessary, we would wish to attend.

Name:		John Zamit	
Address and/or Residents Association:		South East Bayswater Residents' Association (SEBRA) 2 Claremont Court Queensway LONDON W2 5HX	
Status:	Residents Association	In support or opposed:	Opposed
Received:	10 August 2015		

On behalf of the South East Bayswater Residents' Association (SEBRA) and the Bayswater Residents' Association (BRA) we most strongly object to this Premises Licence application for 'off sales' for a Tesco Metro.

These large premises, which have been closed for some time due to construction of twenty residential units at the rear entered from Inverness Terrace, are situated in the section of the Queensway between Bishop's Bridge Road and Porchester Gardens and have residential units above and adjacent.

We object on the basis that the likely effect of the application, if granted, would be to harm the licensing objectives of prevention of public nuisance and prevention of crime and disorder. As the premises is located in the Queensway/Bayswater Stress Area, it also raises significant issues in respect of the City Council's 'Stress Area' policy STR and OS2, particularly the Operating Schedule is bereft of any proposed conditions which may go some way to resolving some concerns.

Prevention of public nuisance and crime and disorder

The area has a history of noise and nuisance arising from the 'cumulative impact' of licensed establishments, both 'on' and 'off' sales premises, which is reflected by the fact that it is within a designated 'Stress Area'. We already have problems in the Stress Area (particularly in Queensway) with vagrants, beggars and street drinking. Great care therefore needs to be taken when granting new licences for off-sales because of the problems they can cause, if not properly regulated. We note once more the absence of proposed conditions from the Applicant which would signify that they have taken into account the fact that this is a 'Stress Area' when making the application.

We refer to the Council's Statement of Licensing Policy section on 'off sales'. In particular, we do not wish to see street drinkers being able to purchase single cans, or high strength beer, lager or cider to consume on the street. We also do not want to see 'pre-loading' where customers can purchase single cans or small bottles of spirits to drink on their way to on-licensed premises. This causes problems later in the evening for local residents (and indeed for responsible 'on' licensed premises).

We are also concerned with under age sales. Perhaps the Applicant could explain the measures they have in place for age-verification, particularly with self-service tills.

A particular area of concern with off-sale licences in the area is when the Notting Hill Carnival takes place every August Bank Holiday weekend. Hoards of people descend on Queensway and the surrounding streets to attend the Carnival and often they wish to stock up with cheap alcohol, which they consume on the street with a high degree of nuisance to residents over and above that which they already suffer with aspects of the Carnival. To address this, we have proposed conditions in this regard below.

Hours

The Applicant has applied for hours which are well outside the City Council's 'core hours' Policy for off sales, which are 8am to 11pm Monday-Saturday, 10am to 10.30pm Sunday. However, there is no explanation of how this departure from Policy is justified. We note that the previous licence Tesco held for this site, now surrendered, was limited to 'core hours', as are other similar premises in the area. We are not at all

clear why the applicant has applied for these hours, particularly in the absence of anything in the Operating Schedule to justify it.

Therefore, should a licence be granted, it should be limited to no more than 'core hours'.

We would also like to see additional conditions agreed or, failing that, imposed.

Stress Area Policy

Under Policy STR1 (ii) and OS2, the applicant must demonstrate that the application would not, if granted, add to cumulative impact. We cannot see anything in the Operating Schedule which demonstrates this, even to 'core hours'.

Proposed conditions

It is disappointing that there is not more detail in the Operating Schedule, as it would afford residents a more detailed impression of what is proposed. For instance, it is proposed to operate in a manner which encourages and/or facilitates street drinking - for instance, selling single cans, selling 'super strength' lagers and ciders, or 'miniatures' which could easily be used to 'pre-load'?

Therefore, we propose the following conditions, should the application be granted:

- There will be no sale of beer or cider above 5.5% ABV (alcohol by volume).
- 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.
- No single cans or plastic bottles of beer or cider shall be sold at the premises.
- There shall be no sales of spirits in vessels of 30cl or less.
- There shall be no sales of beer or ciders in bottles larger than 1.5 litres.
- All tills, including self-service tills, shall automatically prompt staff to require age verification identification when presented with an alcohol sale.
- 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 (including 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.
- The premises licence hold will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or a photo card driving licence bearing a holographic mark or other form of identification bearing the customer's photograph, date of birth and the Proof of Age Standards Scheme (or similarly

accredited scheme) hologram.

- No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which causes a nuisance.
- 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.
- All deliveries and collections shall be via the dedicated loading bay on Inverness Terrace.
- Deliveries to the premises shall only take place between Monday and Saturday between 08 00 and 18 00 and on Sundays and Bank Holidays deliveries only between hours of 17.00 and 10.00 and 17.00.
- Delivery vehicles must not arrive early and wait in vicinity with engines' running'.
- No collections of waste or recycling materials (including bottles) from the premises shall take place between 08 00 and 20.00 on the following day and on Sundays and Bank Holidays not before 10am.
- No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 08 00 and 20.00 the following day and not before 10.00 on a Sunday and Bank Holiday.
- 'On Sunday and Monday of the Notting Hill Carnival:

There shall be no sale of alcohol in glass vessels from the premises.
There shall be no external advertisement of alcohol at the premises.
There shall be no sale of alcohol from the premises after 18:00 hours.

We also wish to have CCTV installed at the premises but presume that the police will request model conditions requiring CCTV and therefore do not propose to list these model conditions.

We look forward to being kept updated as to the progress of the application and would welcome dialogue with the Applicant in the hope that an agreement can be reached without the need for a hearing. If a hearing is necessary, we would wish to attend.

Name:	Diana Parades		
Address and/or Residents Association	148A Queensway London W2 6LS		
Status:	Resident	In support of opposed:	Opposed
Received:	13 August 2015		

We live in 148A and have seen a copy of QRA's representation regarding Tesco's premises License Application and we concur with the content. Please take our concerns

into consideration.			
Name:		Susie Burbridge	
Address and/or Residents Association		Member for Lancaster Ward Westminster City Hall 64 Victoria Street London SW1E 6QP	
Status:	Councillor	In support or opposed:	Opposed
Received:	12 August 2015		
<p>As the local ward Councillor, I request that it be noted that I fully agree with comments made and totally support the objections declared by SEBRA, BRA and QRA.</p>			

Name:		Andrew Smith	
Address and/or Residents Association		Member for Lancaster Ward Westminster City Hall 64 Victoria Street London SW1E 6QP	
Status:	Councillor	In support or opposed:	Opposed
Received:	13 August 2015		
<p>I have read though the objection to the application for a new premises licence for Tesco Stores Ltd 138-144 Queensway W2 6LS. 15/05759/LIPN which has been jointly submitted to you by the two local amenity societies, SEBRA and BRA</p> <p>The premises are on the busy shopping street of Queensway which is at the heart of my ward. After looking at the detail of the objections and the suggested conditions from SEBRA and BRA I have to say that I agree with each and every one of them.</p> <p>Queensway is a busy commercial area, but also a residential area and I strongly believe that there is no justification for the store to be granted a licence that extends beyond core hours.</p> <p>I hope that the committee will agree with these suggestions from local residents.</p>			

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy STR1 Stress Areas	<ul style="list-style-type: none"> (i) It is the Licensing Authority’s policy to refuse applications in the Stress Areas for: pubs and bars; fast food premises and premises offering facilities for music and dancing other than applications to vary hours within the Core Hours under Policy HRS1 (ii) Applications for other licensable activities in the Stress Areas will be subject to other policies and must demonstrate that they will not add to cumulative impact in the Stress Areas.

Policy HRS1 Hours	<p>(i) Applications for hours within the core hours set out in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>(ii) Applications for hours outside the core hours in this policy will be considered on their merits, subject to other relevant policies and with particular regard to criteria set out in the policy:</p>
Policy OS2 Off sales of alcohol within the Stress Areas	<p>Applications will be granted subject to the relevant criteria in Policies CD1, PS1, PN1 CH1 and HRS1 and other policies in this Statement, provided it is demonstrated that they will not add to cumulative impact in the Stress Areas.</p>

4. Appendices

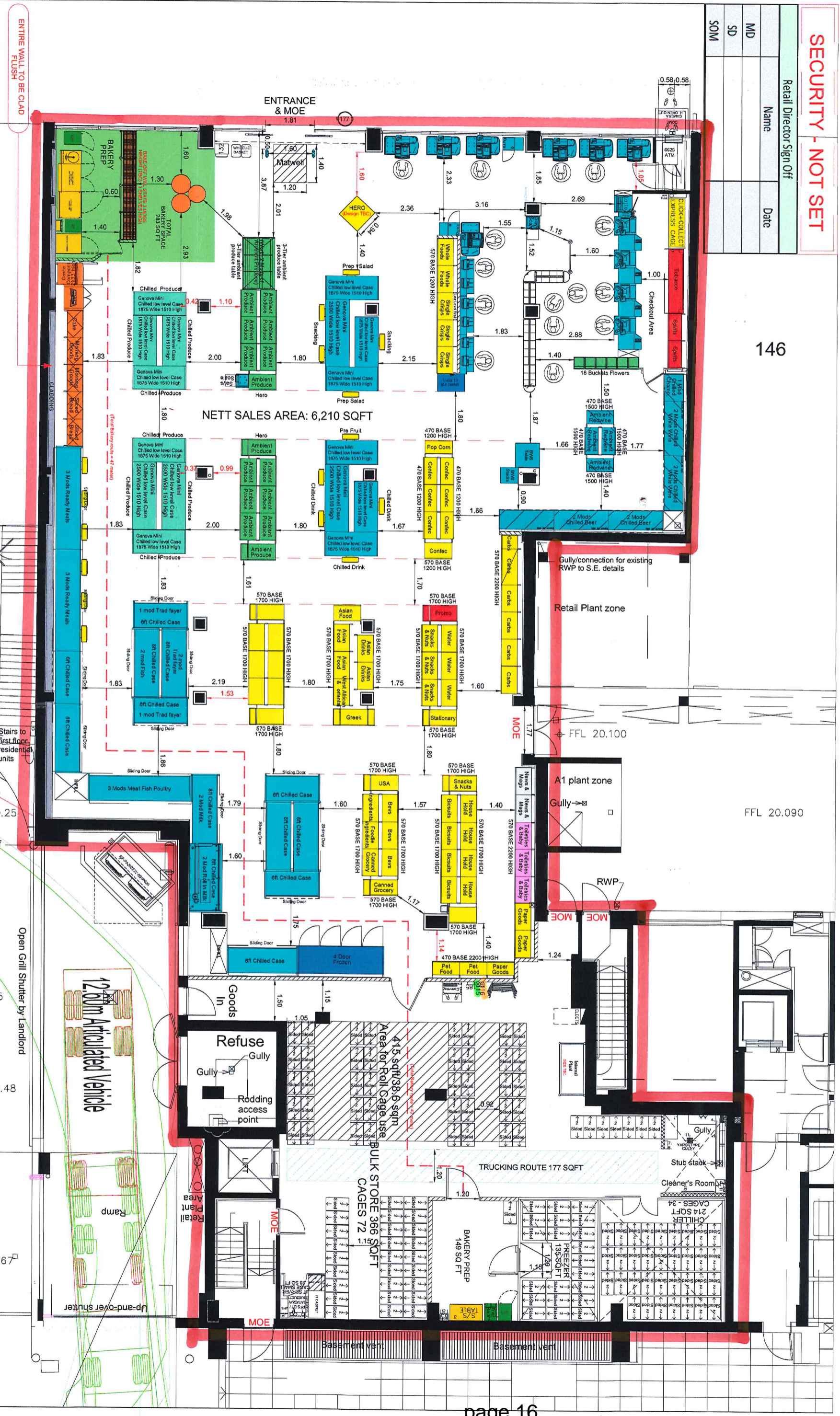
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Mr Ola Owojori
Contact:	<p>Telephone: 020 7641 7830</p> <p>Email: owojori@westminster.gov.uk</p>

SECURITY - NOT SET

Name	Date
Retail Director Sign Off	
MD	
SD	
SOM	

146

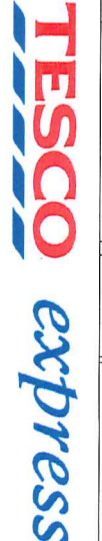


AMENDMENTS	
REV	DATE
Chilled Mod Count	
Ambient Mod Count	
Total	

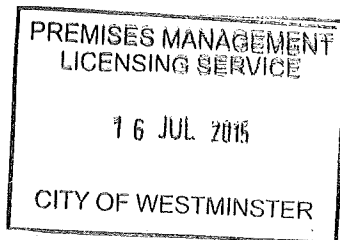
115 Fire Extinguisher Foam
116 Fire Extinguisher CO2

DRAWING NO. 4447gag7WORKING.dwg
PHASE 3 ISSUE 8
SCALE 1:125 @A3
DATE 03.07.2015
PLANNING CHRIS BARRATT PLANNER

PROJECT 4447
QUEENSWAY EXPRESS
DESCRIPTION PROPOSED RETAIL LAYOUT
GROUND FLOOR



TESCO STORES LIMITED EXPRESS GROUP
P.O. BOX 400, CIRRIUS BUILDING, SHIRE PARK
WELWYN GARDEN CITY, HERTS, AL7 7GA
TELEPHONE: 01707 395150
FAX: 01707 395150
ELECTRONIC OR MECHANICAL REPRODUCTION OR RECORDING
OR FROM ANY RETAIL STORES WITHOUT THE WRITTEN PERMISSION OF TESCO STORES LIMITED



Provision of Portable Fire-Fighting Equipment at Tesco Stores

General

Portable fire extinguishers are provided as a means of first aid fire fighting equipment but should not be considered for use on a large fire or as an aid to escape. Their portability and immediate availability allows for prompt intervention by an individual at the start of a fire.

Therefore the **suitability** and **location** will dictate the types and quantity of fire fighting equipment that is required

Suitability

Imprex Foam Extinguisher

The general purpose extinguisher deployed at Tesco stores is a 6 Litre foam (Imprex) extinguisher. It can be used on solid carbonaceous fires (Class A) involving fuels such as timber, paper, plastic etc or on flammable liquid fires, such as petrol or cooking oil (Class B).

A simple formula is used to calculate the minimum number of general purpose (class A) and (class B) extinguishes that should be provided:

$$\frac{\text{The gross floor area (metres)}}{27^*} \times 0.065 = \text{Number Class A extinguishers required (rounded up)}$$

(27 being the 'A' rating of the extinguisher)

$$\frac{\text{Largest volume of spill of flammable liquid (litres)}}{183^*} \times 10 = \text{Number of Class B extinguishers required}$$

183*

(183 being the 'B' rating of the extinguisher)

Carbon Dioxide Extinguisher

These are provided by Tesco stores on fires involving live electric equipment. There is no guidance on the numbers required, however, due to widespread use of electrical equipment in Tesco stores, they are readily available in most areas

Additionally fire blankets are available in cooking areas.

Location

A person should not travel more than 30 metres to reach a suitable fire extinguisher from any point within the store. Additional extinguishers (above those needed to achieve an 'A' rating) may need to be provided to meet this requirement, but this is unlikely due to the layout of most Tesco stores.

Where possible, extinguishers are located adjacent to fire alarm call points (which in turn are adjacent to fire exits) forming a fire point, where the alarm can be raised and a decision made whether to attempt to tackle the fire or flee through the exit.

Allocation of Fire Fighting Equipment

AREA	6 LITRE AFFE	2kg CO2	FIRE BLANKET	9kg DRY POWDER	SAND BUCKET
Bakery	1	1	1		
Bake-off		1	1		
Boiler Rooms & Boiler Containers		1			
Cash Office		1			
CCTV		1			
Cleaner's Room		1			
Coffee Shop – Public Area		As per sales floor calculations*			
Coffee Shop – Preparation Area		1	1		
Corridors		As per calculations			
Customer Service Centre		1			
Electrical Intake		1			
FMC Room		1			
Generator Room/Container		1			
Hot Chicken Installation		1			
Lift Monitor Room		1			
Loading Dock Lobby		As per calculations			
Pharmacy		1			
Refrigeration Plant Room/ Containers		1			
Refrigeration Mezzanine Plant Platform		1			
Restaurant (kitchen)		1	1		
Restaurant (staff)		As per calculations			
Sales Area		As per calculations			
Staff Reception	1	1			
Stairs (for roof Plant)		1			
Sprinkler Valve/ Pump Room		1			
		1			
Tank Room & Container		1			
Training Room		1			
Warehouse/Bulk store		As per calculations			
Petrol Filling stations					
Sales Area		1	1		
Ancillary Area	1	1			
Forecourt		Two trolleys		4	4
Express Filling Stations					
Sales Area	1	1	1		
Ancillary Area	1	1			

*Calculations: 1 fire extinguisher per 400m² based on 27A rating and 183B sales floor extinguishers sited adjacent to exits and below call points as appropriate.

Allocation of Safety Signs and Notices

AREA	SIGN / NOTICE
Bakery and Bake-off Area	FIRE INSTRUCTIONS notice adjacent to break glass call point (b.g.c.p.)
Boiler Rooms & Boiler Containers	KEEP LOCKED SHUT
Clock Towers	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Coffee Shop	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Corridors	FIRE INSTRUCTIONS notice adjacent to b.g.c.p KEEP CLEAR FIRE DOOR-KEEP CLEAR on both sides of all doors other than held-open
Customer Service Centre	FIRE INSTRUCTIONS notice adjacent telephone
Electrical Intake	KEEP LOCKED SHUT notice on external side of door
Electrically Held Open Fire Doors Linked into Fire Alarm System Exterior	AUTOMATIC DOOR KEEP CLEAR on opening face of doors EMERGENCY EXIT – PUCH HARD TO OPEN on rear of each gate FIRE EXIT sign on outside of all fire doors
Female Cloaks	NO SMOKING
Generator Room/ Container	KEEP LOCKED SHUT on external side of door
Kids Club	FIRE INSTRUCTIONS notice adjacent to b.g.c.p FIRE EXIT – KEEP CLEAR notice on external side of door
Lift Monitor Room	KEEP LOCKED SHUT
Male Cloaks	NO SMOKING
Manager's Office	FIRE INSTRUCTIONS notice adjacent telephone
Plant Room/ Containers	KEEP LOCKED SHUT on external side of door
Restaurant (kitchen)	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Restaurant (Staff)	FIRE INSTRUCTIONS notice adjacent to b.g.c.p
Sales Area	FIRE EXIT sign above every fire exit TO FIRE EXIT sign above doors to protected corridors PUSH BAR TO OPEN above each set of push bars
Staff Reception	FIRE INSTRUCTIONS notice adjacent to b.g.c.p FIRE INSTRUCTIONS notice adjacent telephone
Sprinkler Valve/ Pump Room on External Side if Door	SPRINKLER STOP VALVE INSIDE EXTERNAL VENTILATION CONTROL SWITCH INSIDE (if appropriate)
Warehouse/ Bilk Store	FIRE INSTRUCTIONS notice adjacent to b.g.c.p Load level notices on lines on walls FIRE EXIT sign above every fire exit
Petrol/ Express Petrol Filling Stations	
Ancillary Area	FIRE INSTRUCTIONS notice adjacent to b.g.c.p KEEP LOCKED SHUT on electrical intake FIRE EXIT above rear means of escape door PUSH BAR TO OPEN
Forecourt at tank fill points* at pumps#	Individual tank fill notices with grades PETROLIUM SPIRIT – HIGHLY FLAMABLE- NO SMOKING */# NO MOBLIE PHONES *

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
Conversion	Application to convert existing Justices Off Licence	22.09.2005	Granted Under Delegated Authority
Vary DPS	10 applications to change the designated premises supervisor	2006 - 2011	Granted Under Delegated Authority Licence surrendered 23/10/14

There is no appeal history

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

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

At a hearing the licensing authority may, in addition, and having regard to any representations received, grant the licence subject to such conditions which are consistent with the operating schedule submitted by the applicant as part of their application, or alter or omit these conditions, or add any new condition to such extent as the licensing authority considers 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 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.
- 5(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.
- 5(ii) For the purposes of the condition set out in paragraph 5(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.

5(iii). Where the permitted price given by Paragraph 5(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.

5(iv). (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(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.

6. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Conditions proposed by Environmental Health

7. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
8. All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
9. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day.
10. 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.
11. No collections of waste or recycling materials (including bottles) from the premises shall take place between (23.00) and (08.00) on the following day.
12. No deliveries to the premises shall take place between (23.00) and (08.00) on the following day.
13. The Licence will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.
14. No miniature bottles of spirits of 20 cl or below shall be sold from the premises.
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.

Conditions proposed by the Police

16. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) 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 or searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.

17. 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. **Agreed by the applicant**
18. A minimum of one SIA licensed door supervisors shall be on duty at the premises at all times whilst it is open for business.
19. No super-strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the premises. **Agreed by the applicant**

Conditions proposed by Environmental Health and Police

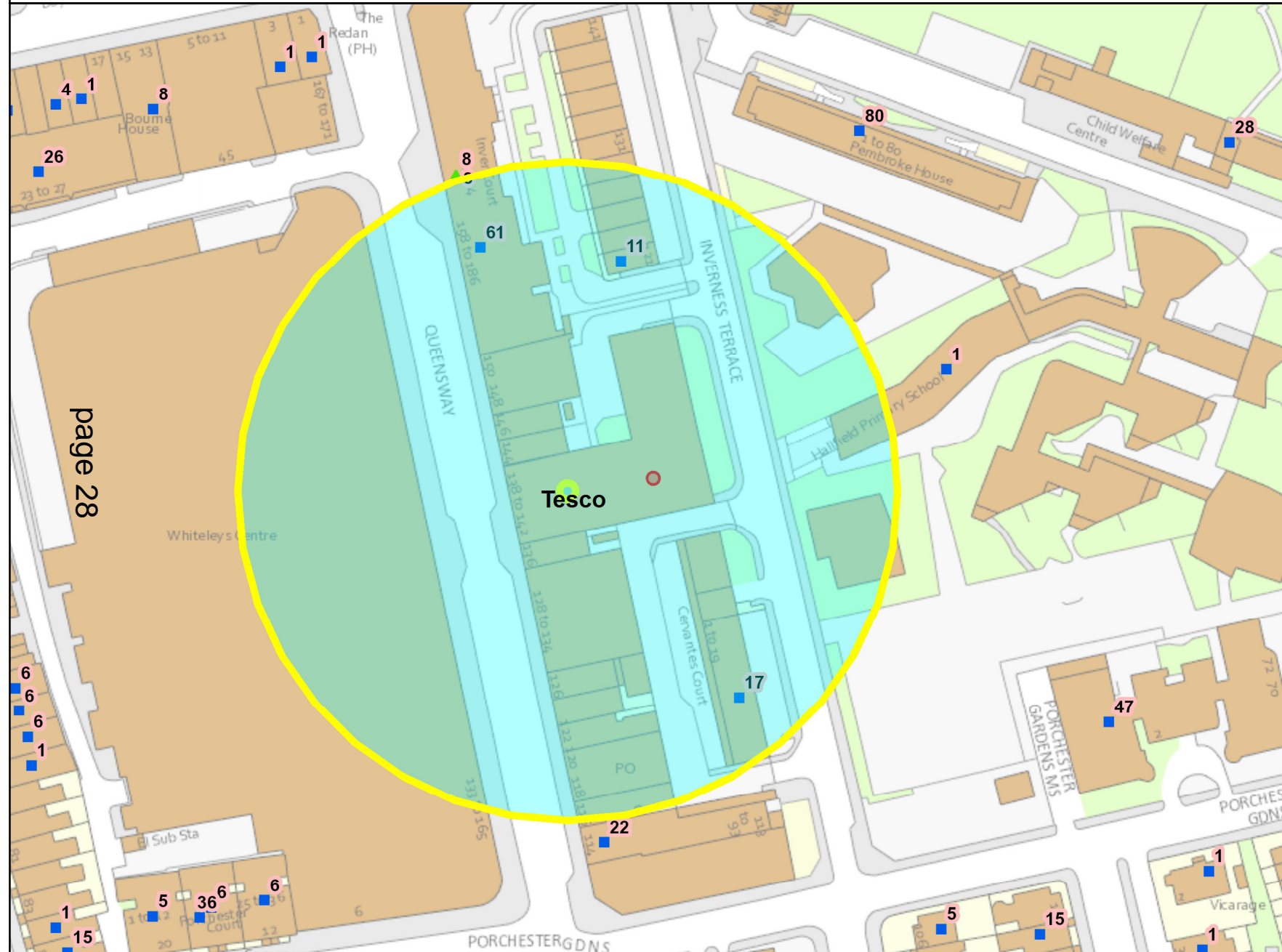
20. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period. **Agreed by the applicant**
21. 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. **Agreed by the applicant**
22. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises. **Agreed by the applicant**
23. No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.
24. 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.
25. There shall be no self service of spirits on the premises, save for spirit mixtures less than 5.5% ABV.
26. 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 (including 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.
27. 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. **Agreed by the applicant**

Conditions proposed by QRA & SEBRA

28. There shall be no sales of spirits in vessels of 30cl or less.
29. There shall be no sales of beer or ciders in bottles larger than 1.5 litres.
30. The premises licence holder will ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ensure that an age verification policy will apply to the premises whereby all cashiers will be trained to ask any customer attempting to purchase alcohol, who appears to be under the age of 25 (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or a photo card driving licence bearing a holographic mark or other form of identification bearing the customer's photograph, date of birth and the Proof of Age Standards Scheme (or similarly accredited scheme) hologram.
31. All deliveries and collections shall be via the dedicated loading bay on Inverness Terrace.
32. Deliveries to the premises shall only take place on Monday's to Saturday's between 08:00hrs and 18:00hrs and on Sunday's and Bank Holiday's between 10:00hrs and 17:00hrs only.
33. Collections of waste or recycling materials (including bottles) from the premises shall only take place between 08:00hrs and 20:00hrs on the following day.
34. No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 08:00hrs and 20:00hrs the following day.
35. On Sunday and Monday of the Notting Hill Carnival:
 - a) There shall be no sale of alcohol in glass vessels from the premises.
 - b) There shall be no external advertisement of alcohol at the premises
 - c) There shall be no sale of alcohol from the premises after 18:00 hours.



Tesco



page 28

10 Meters

Residential / Proposed Residential	89
Under Construction	0
Other Uses	Not know
Proportion Residential of all Uses	Not know

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Data Source: Uniform Database
Date: 03/09/2015

Premises within 75 metres of: Tesco 138-142 Queenway

p / n	Name of Premises	Premises Address	Opening Hours
-11566	Marks & Spencer Plc	Unit C2 And D2 Ground Floor And First Floor Whiteleys Centre Queensway London W2 4SB	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
-4368	The Real China	Second Floor Unit 201 To Unit 202 Whiteleys Centre Queensway London W2 3RR	Monday to Sunday 11:00 - 23:00
21907	Odeon Cinema	Cinema Second Floor Whiteleys Centre Queensway London W2 3RR	Monday to Sunday 09:00 - 00:00
28049	All Star Lanes	Whiteleys Centre Queensway London W2 4YH	Friday to Saturday 09:00 - 00:00 Sunday 09:00 - 22:30 Monday to Thursday 09:00 - 23:30
29319	PizzaExpress	Second Floor Unit 201 To Unit 202 Whiteleys Centre Queensway London W2 3RR	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-30449	Cafe Rouge	Second Floor Unit 209 Whiteleys Centre Queensway London W2 3RR	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-29292	KFGR Whiteleys	Second Floor Units 204 And 205 Whiteleys Centre Queensway London W2 3RR	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 00:30
10486	Yo! Sushi	Second Floor Unit 218 Whiteleys Centre Queensway London W2 3RR	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2011
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application form, Plan, Designated premises supervisor details and consent	17 July 2015
5	Applicant's cover letter	17 July 2015
6	Applicant's submission	17 July 2015
7	Application acknowledged and Public notification	17 July 2015
8	Mailing list for residents notification	17 July 2015
9	Environmental Health representation and proposed conditions	22 July and 10 August 2015
10	Metropolitan Police representation and proposed conditions	24 July 2015
11	Applicant's response to Police's conditions and Police maintaining their representation	1 September 2015
12	Queensway Residents' Association representation and proposed conditions	10 August 2015
13	South East Bayswater Residents' Association / Bayswater Residents' Association representation and proposed conditions	10 August 2015
14	Diana Parades representation	13 August 2015
15	Councillor Susie Burbridge representation	12 August 2015
16	Councillor Andrew Smith representation	13 August 2015
17	Fire Authority no representation confirmation	3 August 2015
18	Licensing Sub-Committee hearing notifications	1 September 2015
19	Previous premises licence surrendered on 23 October 2014	9 September 2015



City of Westminster

Licensing Sub-Committee Report

Item No:	<input type="text"/>
Date:	<input type="text" value="17<sup>th</sup> September 2015"/>
Licensing Ref No:	<input type="text" value="15/04754/LIPV"/>
Title of Report:	<input type="text" value="Barrafina, 43 Drury Lane, London WC2B 5RT"/>
Report of:	<input type="text" value="Director of Public Protection and Licensing"/>
Wards involved:	<input type="text" value="St James's"/>
Policy context:	<input type="text" value="City of Westminster Statement of Licensing Policy"/>
Financial summary:	<input type="text" value="None"/>
Report Author:	<input type="text" value="Sumeet Anand-Patel"/>
Contact details	<input type="text" value="Tel: 020 7641 2737
E-mail: sanandpatel@westminster.gov.uk"/>

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	16 th June 2015		
Applicant:	Barrafina Limited		
Premises:	Barrafina		
Premises address:	Basement and Ground Floor 43 Drury Lane London WC2B 5RT	Ward:	St James's
		Stress Area:	West End
Premises description:	These premises operate as a restaurant on ground floor and basement floors with an outside area. A tables and chairs licence has been applied for however not yet granted.		
Variation description:	<p>Following a refurbishment at the premises, this is a variation to vary the layout of the premises as per the plans attached at Appendix A3.</p> <p>Condition 23 of the current Premises Licence states that there shall be no off sales. This application also seeks to remove that condition and replace it with an alternative condition to allow customers who have dined in the premises to purchase wines in sealed containers for takeaway; therefore adding off sales of alcohol to the licence.</p> <p>An additional email from the applicant is attached at Appendix 3 clarifying the use of the outside area.</p>		
Premises licence history:	These premises currently hold a Premises Licence 12/04020/LIPDPS. Full licence history can be found in Appendix 1 .		

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

Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
			Indoors		Indoors	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	00:.30	No variation applied for		Basement and Ground Floor licensed with no variation applied for under this application. However, please note that the designation of the outside tables and chairs have changed. Please refer to the existing and proposed plans at Appendices 1 and 2 .	
Tuesday	23:00	00:.30				
Wednesday	23:00	00:.30				
Thursday	23:00	00:.30				
Friday	23:00	00:.30				
Saturday	23:00	00:.30				
Sunday	23:00	00:00				

Non-standard timings:	Current:	Proposed:
	New Year's Eve from the end of permitted hours to the start of permitted hours on New Year's Day	No variation applied for

Sale by Retail of Alcohol

On or off sales		Current :		Proposed:	
		On the premises		On and Off the premises	
	Current Hours	Proposed Hours (off sales only)		Licensable Area	
	Start: End:	Start: End:		Current:	Proposed:
Monday	10:00 00:00	10:00 00:00		Basement and Ground Floor licensed with no variation applied for under this application. However, please note that the designation of the outside tables and chairs have changed. Please refer to the existing and proposed plans at Appendices 1 and 2.	
Tuesday	10:00 00:00	10:00 00:00			
Wednesday	10:00 00:00	10:00 00:00			
Thursday	10:00 00:00	10:00 00:00			
Friday	10:00 00:00	10:00 00:00			
Saturday	10:00 00:00	10:00 00:00			
Sunday	12:00 23:30	12:00 23:30			

Note: There is no variation applied for the hours permitted for on sales of alcohol.

Non-standard timings:	Current:	Proposed:
	New Year's Eve from the end of permitted hours to the start of permitted hours on New Year's Day	No variation applied for

Hours premises are open to the public

	Current Hours		Proposed Hours		Premises Area	
	Start: End:	Start: End:			Current:	Proposed:
Monday	10:00 00:30				Basement and Ground Floor licensed with no variation applied for under this application. However, please note that the designation of the outside tables and chairs have changed. Please refer to the existing and proposed plans at Appendices 1 and 2.	
Tuesday	10:00 00:30					
Wednesday	10:00 00:30					
Thursday	10:00 00:30					
Friday	10:00 00:30					
Saturday	10:00 00:30					
Sunday	12:00 00:00					

Non-standard timings:	Current:	Proposed:
	New Year's Eve from the end of permitted hours to the start of permitted hours on New Year's Day	No variation applied for

1-C Conditions being varied, added or removed

Condition	Proposed variation
No conditions are being varied, added or removed as part of this application. Conditions have been agreed between the Police, EH and the applicant which are attached at Appendix 2.	

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police
Representative:	PC Adam Deweltz
Received:	9 th July 2015
<p>With reference to the above application, I am writing to inform you that the Metropolitan Police, as a responsible authority, will be making a representation. It is our belief that if granted the application would undermine the Licensing Objectives.</p> <p>The venue is situated within the 'West End Stress Area', a locality where this is traditionally high crime and disorder. There are concerns that this application will cause further policing problems in an already demanding area and add to the cumulative impact.</p> <p>I would just like some clarification. The application states the following:</p> <p>"The Barrafinna chain specializes in fine wines and wishes to offer its patrons the opportunity to purchase wines in sealed containers for takeaway..."</p> <p>In terms of patrons, are you referring to diners who have taken a table meal there or people just walking in (in essence an off licence)?</p> <p>Note: Following discussions with applicant and agreement to conditions, the Metropolitan Police Service has withdrawn their representation.</p>	
Responsible Authority:	Environmental Health Service
Representative:	Ian Watson
Received:	10 th July 2015
<p>I refer to the application for variation of the Premises Licence.</p> <p>The premises are situated within the West End Stress Area as stated in the City of Westminster Statement of Licensing Policy..</p> <p>This representation is based on the plans submitted BF.D 270C Rev C and BF.D 271T Rev A dated April 2015 and operating schedule submitted.</p> <p>The applicant is seeking the following</p> <ol style="list-style-type: none"> 1. To carryout alterations to the premise including new public toilets, staircase, ventilation, dumb waiter, emergency escapes and general refurbishment of the whole premises. 2. To remove condition 23 relating to 'Off' sales and replace with model conditions concerning 'Off' sales. <p>I wish to make the following representation</p> <ol style="list-style-type: none"> 1. The alterations may impact on Public Safety at the premises and will be subject to final inspection by the district surveyr. 2. The removal of 'Off' sales will have the likely effect of causing an increase in Public Nuisance within the West End Stress Area. 	

The granting of the application as presented would have the likely effect of causing an increase in Public Nuisance and impact on Public Safety within the West End Stress Area.

The applicant has provided additional information with the application which is being considered but does not fully satisfy Environmental Health's concerns.

Note: Following discussions with applicant and agreement to conditions, the Environmental Health Service has withdrawn their representation.

2-B Other Persons			
Name:		Mr Adrian Davies	
Address and/or Residents Association:		21 Sheridan Buildings, Martlett Court, Covent Garden	
Status:	Pending	In support or opposed:	Opposed
Received:	30 th June 2015		
<p>I object to the application given the likely noise it will cause and so generate on going disturbance in what is a fairly residential area. There are 5 large blocks of flats within 50m of the premises.</p>			
Name:		Mr Ken Woodhouse	
Address and/or Residents Association:		Flat 6, 44 Drury Lane, London	
Status:	Pending	In support or opposed:	Opposed
Received:	2 nd July 2015		
<p>I am a resident @ 44 Drury Lane (flat 6) & have previously represented all residents with regard to planning application @ the above.</p> <p>With regard to the above I note that the opening hours for the internal use is the same as the external. My recollection is that in previous licensing the closing time for the external area was restricted to 23.00hrs as opposed to midnight for internal use.</p> <p>If this is the case, then I, and other residents of 44 Drury Lane would oppose any extension of licensing for the external area. Please note that many of the bedrooms (approx 50%) in the property overlook the restaurant.</p> <p>In addition we would also oppose any change in licensing that permits off-sales.</p>			

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy RNT2	Applications will be granted subject to other policies and subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1, provided it can be demonstrated that they will not add to cumulative impact in the Stress Areas.
Policy HRS1	(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.
Policy STR1	(i) It is the Licensing Authority's policy to refuse applications in the Stress Areas for: pubs and bars; fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1. (ii) Applications for other licensable activities in the Stress Areas will be subject to other policies and must demonstrate that they will not add to cumulative impact in the Stress Areas.

4. Appendices

Appendix 1	Current premises plans
Appendix 2	Proposed premises plans
Appendix 3	Applicant email confirming use of outside area
Appendix 4	Premises history
Appendix 5	Proposed conditions
Appendix 6	Residential map and list of premises in the vicinity
Appendix 7	Photos of premises

Report author:	Sumeet K Anand-Patel
Contact:	Telephone: 020 7641 2737 Email: sanandpatel@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 th January 2011
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Existing licence	28 th June 2012
5	Application Form	17 th June 2015
6	Emails between Police and applicant	20 th July 2015
7	Emails between EH and applicant	5 th and 20 th August 2015
7	Email conversation between applicant and residents	20 th and 24 th August 2015

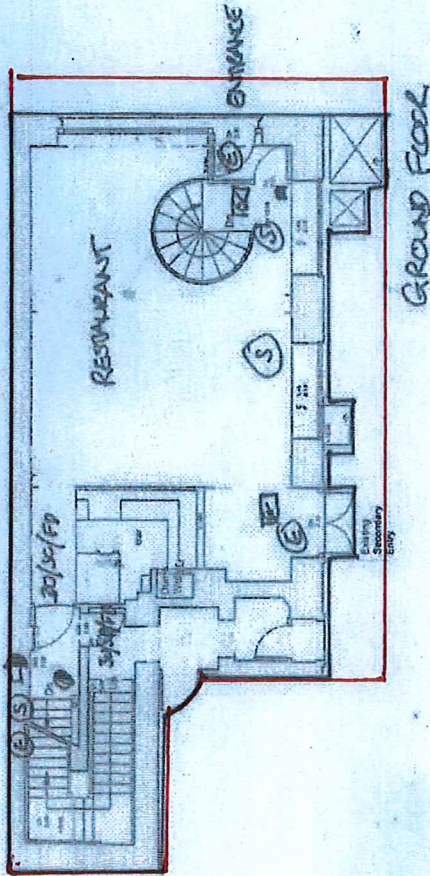
APPENDIX 1

LEGEND

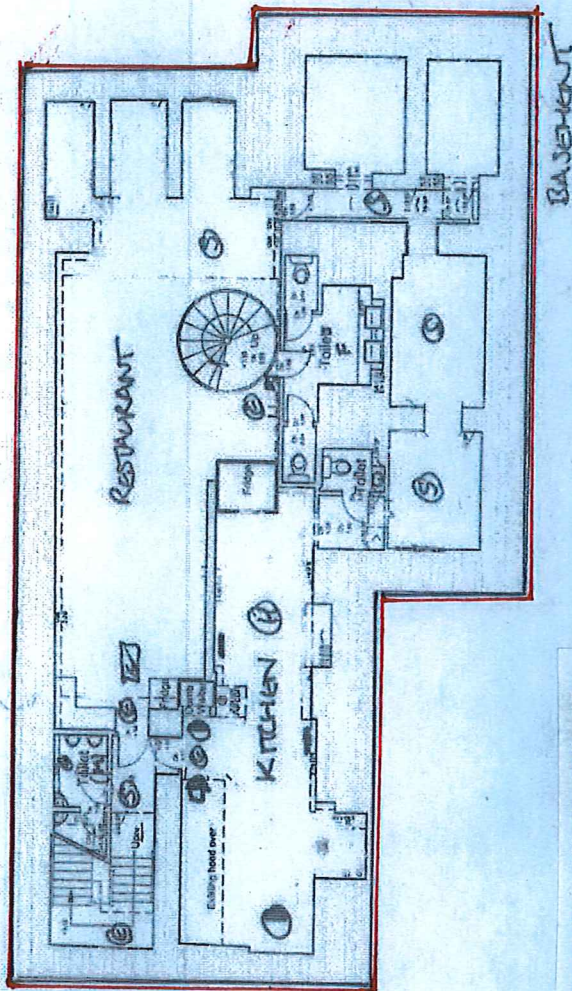
- ⊙ CEILING MOUNTED EMERGENCY LIGHTING
- ⊞ INTERMEDIATE EXIT EMERGENCY LIGHT
- Ⓢ HOT DETECTOR
- Ⓢ SMOKE DETECTOR
- Ⓢ CO2 FIRE EXTINGUISHER
- Ⓢ WATER FIRE EXTINGUISHER
- Ⓢ SOUNDER
- FIRE EXTINGUISHER
- ⊙ BREAK GLASS POINT

30/SC/FO - 30 min self-closing fire door

LOADING PLAN - C/CA/1
43 DRIVE LAJOLE
SCALE 1:100



GROUND FLOOR

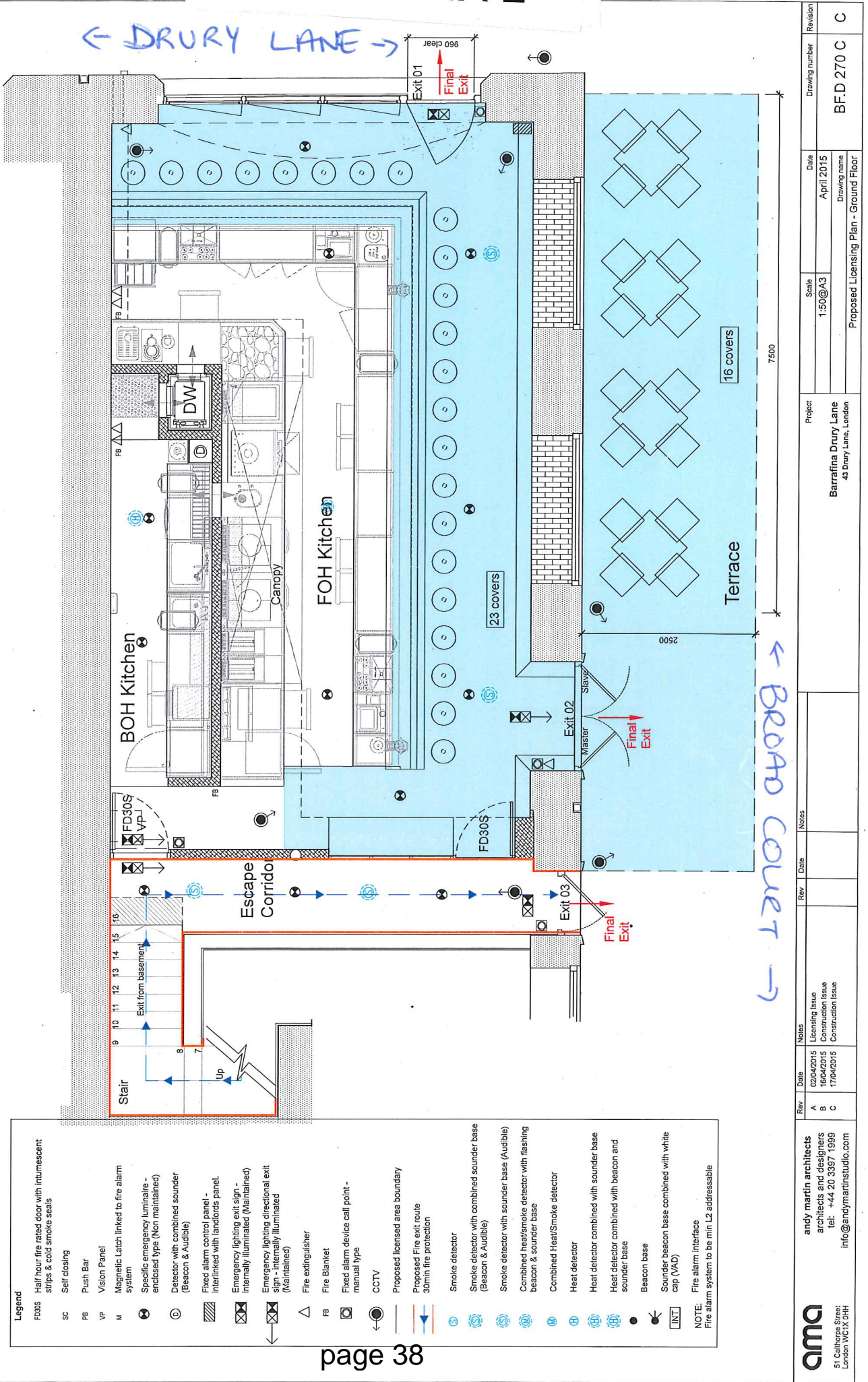


BASEMENT

All licensable activities may take place anywhere within the red line. The position of any loose furniture is shown for diagrammatic purposes only. The location of fire equipment is shown as is on the date hereof but may be moved in consultation with the fire officer.

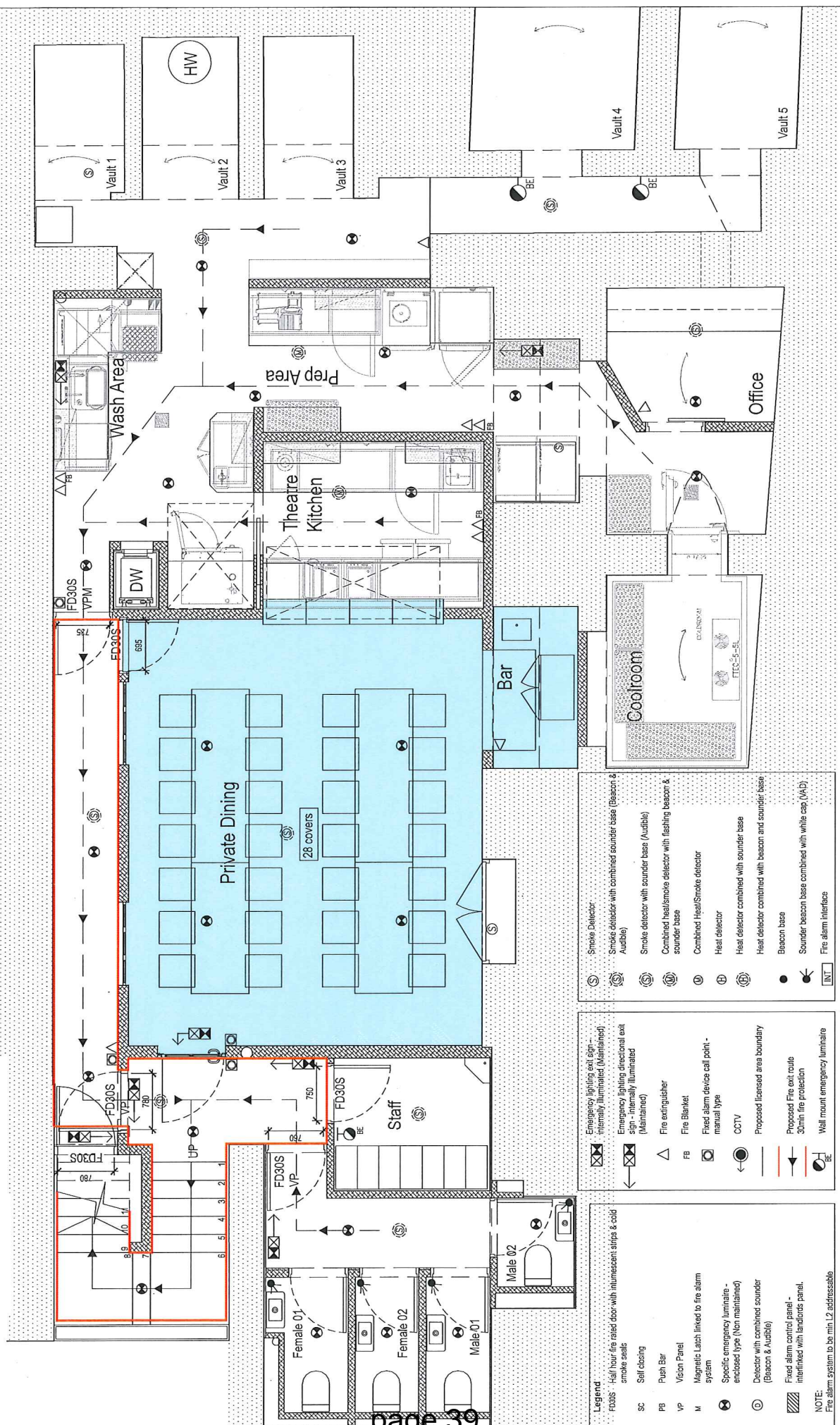
Dated 19.10.2011

APPENDIX 2



Rev	Date	Notes	Rev	Date	Notes
A	02/04/2015	Licensing Issue			
B	16/04/2015	Construction Issue			
C	17/04/2015	Construction Issue			

Project	Barrafina Drury Lane 43 Drury Lane, London
Date	April 2015
Scale	1:50@A3
Drawing name	Proposed Licensing Plan - Ground Floor
Drawing number	BF.D 270 C
Revision	C



- Smoke Detector
- Smoke detector with combined sounder base (Beacon & Audible)
- Smoke detector with sounder base (Audible)
- Combined heat/smoke detector with flashing beacon & sounder base
- Combined Heat/Smoke detector
- Heat detector
- Heat detector combined with sounder base
- Heat detector combined with beacon and sounder base
- Beacon base
- Sounder/beacon base combined with white cap (WB)
- Fire alarm interface

- Emergency lighting exit sign - internally illuminated (Maintained)
- Emergency lighting directional exit sign - internally illuminated (Maintained)
- Fire extinguisher
- Fire Blanket
- Fixed alarm device call point - manual type
- CCTV
- Proposed licensed area boundary
- Proposed Fire exit route
- 30min fire protection
- Wall mount emergency luminaire

- Legend**
- FD30S - Half hour fire rated door with intumescent strips & cold smoke seals
 - SC - Self closing
 - PB - Push Bar
 - VP - Vision Panel
 - M - Magnetic Latch linked to fire alarm system
 - Specific emergency luminaire - enclosed type (Non maintained)
 - Detector with combined sounder (Beacon & Audible)
 - Fixed alarm control panel - interlinked with landlords panel.
- NOTE:**
Fire alarm system to be min L2 addressable

Project	Barratrina Drury Lane 42 Drury Lane, London	
Date	April 2015	
Scale	1:50 @ A3	
Revision	BFD 271 T A	
Project	Proposed Licensing Plan - Basement	
Rev	Date	Notes
A	02/04/2015	Licensing Issue
<p>andy martin architects architects and designers telf: +44 20 3357 1959 info@andymartinstudio.com</p> <p>ama 51 Collyer Street London WC1X 9HH</p>		

Barrafina Drury Lane – Main Fitout

Proposed Scope of Works – Ground and Basement Floors

17.03.2015

Exterior – Drury Lane

- Replace existing stone tile fenestration with Portland Stone tiles.
- Replace existing entrance door with solid timber panel with non-illuminated signage.
- Change 3 No. fixed glass panels with inward opening, timber framed, single glazed sashes on restricted stays to existing fenestration
- Installation of illuminated blade signage
- Installation of boiler flue terminal from basement including new penetration through wall from interior
- Installation of wall mounted illuminate menu board
- Installation of wall mounted CCTV cameras X 2
- Installation of 1 No. single downlighter to entry doorway
- Decoration of fenestration timber framing

Exterior – Broad Court

- Infill existing opening above the double door entry with brickwork to match existing
- Create new opening of approx 900X600mm above single door entry for proposed new
- New Portland Stone step/threshold to double door and single door entry
- Installation of heritage ventilation grilles to existing low level openings in wall, and new opening to HVAC equipment
- Installation of WC extract grille including new penetration through wall from interior
- Installation of 2 No. single downlighters to both entry doorways
- Installation of non-illuminated signage to both entry doorways

Ground Floor Interior

- Sandblasting and sealing of sections of existing brickwork to create feature wall elements, and over-cladding of remaining brickwork with various finishes.
- Construction of new non-load bearing internal partition walls with various finishes, including creation of new dedicated fire escape corridor to basement level.
- Installation of internal doors and windows.
- Construction of new suspended metal framed ceiling including integrated vaulted coffers
- Installation of dumb waiter including new penetration through existing suspended floor slab to basement level
- Installation of cantilevered shelves to existing brick walls, and cladding of sections of existing brick walls with new finishes
- Installation of new floor finish including new screed substrate
- Installation of kitchen catering, refrigeration and bar equipment necessary for the restaurant's operation
- Installation of new HVAC systems, new electrical systems, new security and fire alert and prevention systems

- Creation of new penetration through wall from interior for proposed ductwork over single door entry
- Installation of new lighting scheme throughout
- Installation of new timber framed, timber clad stair to basement level.
- Installation of fixed bar stool furniture

Basement Interior

- Sandblasting and sealing of sections of existing brickwork to create feature wall elements
- Over-cladding of other walls with various finishes
- Construction of new non-load bearing internal partition walls with various finishes, including creation of protected fire escape routes to ground level.
- Installation of internal doors and windows
- Construction of new suspended metal framed ceiling including integrated vaulted coffers, and new suspended metal framed grid ceilings to BOH areas.
- Installation of dumb waiter including new penetration through existing suspended floor slab to ground level
- Installation of new underground drainage runs in cast iron pipework, including new manhole access and stub stacks, connected to existing underground drainage runs.
- Fitout of new public WC facilities including sanitary compartments, hand wash basins and associated equipment.
- Installation of new floor finishes including new screed substrate
- Installation of kitchen catering, refrigeration and bar equipment necessary for the restaurant's operation
- Installation of new HVAC systems, new electrical systems, new security and fire alert and prevention systems including penetrations through existing walls, ceilings, and/or floors
- Creation of new penetration through wall from interior for proposed ductwork over single door entry
- Installation of new lighting scheme throughout
- Installation of new timber framed, timber clad stair to ground level

APPENDIX 3

Anand-Patel, Sumeet

From: BA LAW, Mark Browning <pelhamstreet@gmail.com>
Sent: 09 September 2015 16:28
To: Anand-Patel, Sumeet
Subject: RE: 15/04754/LIPV - Barrafinna, 43 Drury Lane, London

Hi Sumeet,

there have always been tables and chairs outside. Please record in the report the fact that the wrong plan was attached to the Westminster register for several years! The current applicants have merely changed the designation of the tables and chairs. And yes, the premises include the external tables and chairs and always have done. It may be that there is an error with the key, which we can get corrected by the architect. If the tables and chairs are part of the premises, we don't need off sales to serve to persons seated there.

Many thanks

Mark

From: Anand-Patel, Sumeet [<mailto:sanandpatel@westminster.gov.uk>]
Sent: 09 September 2015 15:49
To: BA LAW, Mark Browning <pelhamstreet@gmail.com>
Subject: 15/04754/LIPV - Barrafinna, 43 Drury Lane, London

Hi Mark,

Following our callover with legal I would like to query a couple of things with you regarding the application going to Licensee Sub-Committee next Thursday.

Are you including the outside tables and chairs area within the premises demise? If so, the plan donates a broken line around the outside area however the key indicates the demise of the premises with a solid line.

In turn, are you asking for 'off sales' to apply to the outside area?

I would appreciate a response by tomorrow morning so that I can update the final report before it goes to publish at midday.

Many thanks,

Mrs Sumeet K Anand-Patel
Senior Licensing Officer

Licensing Team
Public Protection and Licensing Department
Westminster City Council
4th Floor East
64 Victoria Street
London SW1E 6QP

Tel: 020 7641 2737
E-mail: sanandpatel@westminster.gov.uk
Web: www.westminster.gov.uk/licensing

APPENDIX 4

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
New Application 11/10412/LIPN	Application for a new premises licence	19.01.2012	Granted by Licensing Sub-Committee
Transfer 12/02595/LIPT	Transfer of premises licence	28.06.2012	Granted Under Delegated Authority
DPS Variation 12/04020/LIPDPS	Variation of the designated premises supervisor	28.06.2012	Granted Under Delegated Authority
Transfer 15/02525/LIPT	Transfer of premises licence	04.09.2015	Granted Under Delegated Authority
DPS Variation 15/02896/LIPDPS	Variation of the designated premises supervisor	04.09.2015	Granted Under Delegated Authority
Variation 15/04754/LIPV	Current Application	Pending	

There is no appeal history

APPENDIX 5

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

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

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

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

Conditions: On Current Licence -

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;

- (i) the outcome of a race, competition or other event or process, or
- (ii) the likelihood of anything occurring or not occurring;

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

5. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

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

8. The responsible person shall ensure that;

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures;

- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml; and

(b) customers are made aware of the availability of these measures.

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

Annex 2 – Conditions consistent with the operating Schedule

None

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

9. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
10. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times or such other arrangements as may be agreed with the Environmental Health Consultation Team.
11. The pavement from the building line to the kerb edge including Broad Court the length of the premises immediately outside the premises, including gutter/channel at its junction with the kerb edge including Broad Court for the length of the restaurant premises, is swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
12. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises directly off the street.
13. No striptease, no nudity and all persons to be decently attired at all times.
14. Any entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall not be provided.
18. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.

Note: upon grant of this application, the above condition shall be replaced with condition 25 below.

19. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
20. The premises shall only operate as a restaurant (i) in which customers are shown to their table, (ii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iii) which do not provide any take away service of food or drink for immediate consumption, and (iv) where intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals.

Note: upon grant of this application, the above condition shall be replaced with condition 24 below.

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, which will record the following
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons

- (c) any complaints received
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

- 22. All outside tables and chairs shall be rendered unusable by 23:00 each day.
- 23. There shall be no sales of alcohol for consumption off the premises.

Note: if this application is granted, the above condition shall be deleted and replaced with condition 26 below.

Conditions proposed by Police and EH and agreed with the applicant:

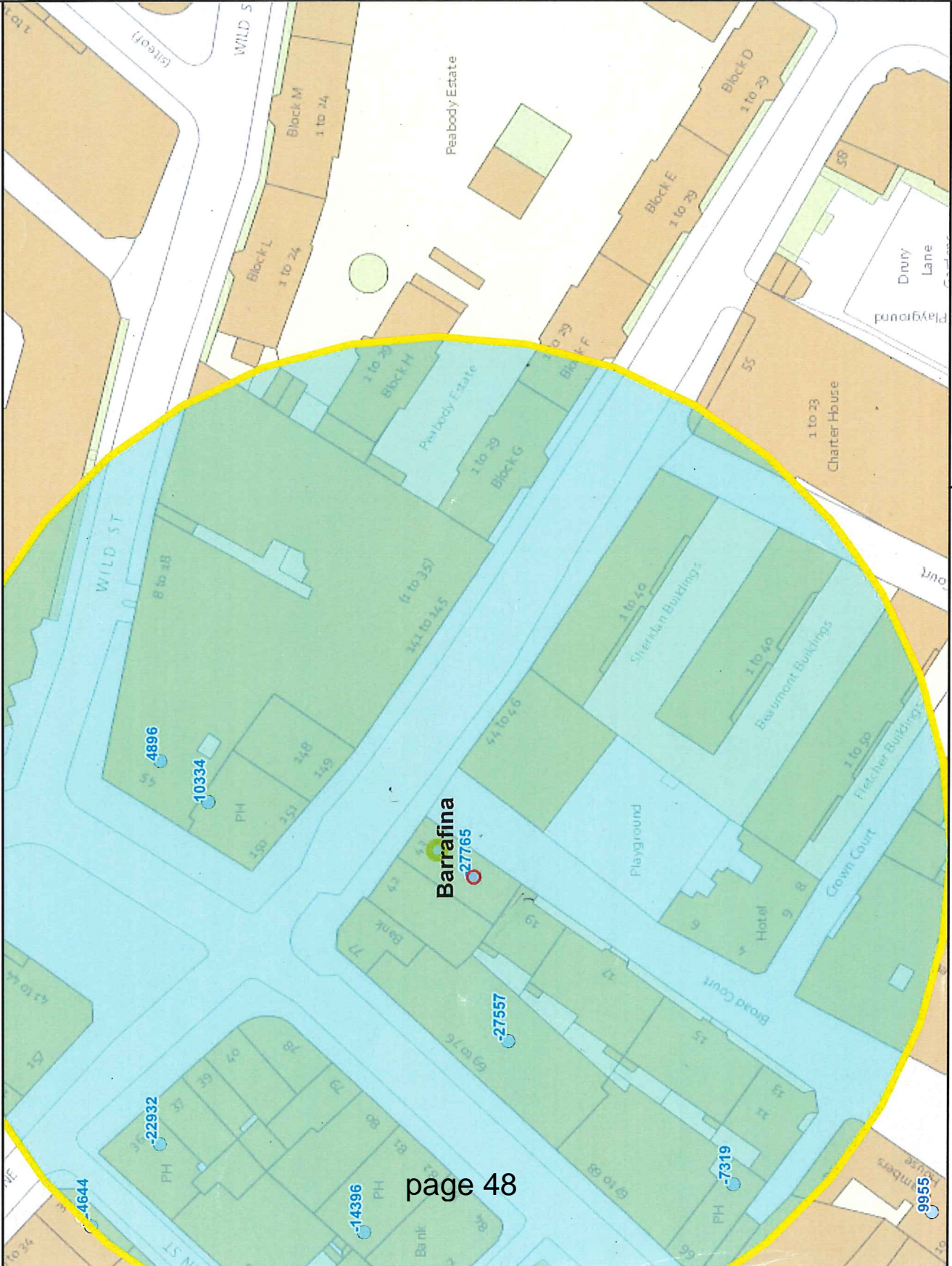
- 24. The premises shall only operate as a restaurant (i) in which customers are shown to their table, (ii) where the supply of alcohol is by waiter or waitress service only, (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iv) which do not provide any take away service of food or drink for immediate consumption, (v) which do not provide any take away service of food or drink after 23.00, and (vi) where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are seated in the premises and bona fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

- 25. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period
- 26. All sales of alcohol for consumption off the premises shall be to patrons who have dined at the premises, shall be in sealed containers only, and shall not be consumed on the premises
- 27. Alcohol consumed outside the premises building shall only be consumed by patrons seated at external tables.
- 28. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed:
 - o Ground Floor; 43 persons
 - o Basement: 32 persons

APPENDIX 6

Barrafina, Ground Floor and Basement, 43 Drury Lane, London
City of Westminster



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Data Source: Uniform Database
Date: 24/08/2015

Residential / Proposed Residential	22
Under Construction	Not known
Other Uses	Not known
Proportion Residential of all Uses	Not known

Premises within 75 metres of: Barrafina, Basement and Ground Floor, 43 Drury Lane, London			
p / n	Name of Premises	Premises Address	Opening Hours
-22932	Lowlander Grand Cafe	36 Drury Lane London WC2B 5RR	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-24644	Wallacespace	Second Floor And Third Floor 2 Dryden Street London WC2E 9NA	Monday to Sunday 08:00 - 00:00
-27557	Li Veli	69 Long Acre London WC2E 9JS	Monday to Thursday 07:00 - 00:00 Friday to Saturday 07:00 - 00:30 Sunday 09:00 - 23:00
-27765	The Restaurant	Basement And Ground Floor 43 Drury Lane London WC2B 5RT	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
10334	Prince Of Wales Public House	150 - 151 Drury Lane London WC2B 5TB	Friday to Saturday 07:00 - 00:00 Sunday 07:00 - 22:50 Monday to Thursday 07:00 - 23:30 Sundays before Bank Holidays 07:00 - 23:30
4896	Moti Mahal	45 Great Queen Street London WC2B 5AA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-7319	Sun Tavern	66 Long Acre London WC2E 9JD	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30
-14396	Freemasons Arms Public House	81-82 Long Acre London WC2E 9NG	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:50

APPENDIX 7













City of Westminster

Licensing Sub-Committee Report

Item No:	
Licensing Ref No:	15/03928/LIREVP
Date:	17 th September 2015
Classification:	For General Release
Title of Report:	The London Edition 10 Berners Street London W1A 3BE
Report of:	Director of Public Protection and Licensing
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 E-mail: ywade@westminster.gov.uk

APPLICATION DETAILS

Application Type:	Review of a Premises Licence application under the Licensing Act 2003.		
Applicant:	Mr Zafar Khalid	Date Application Received:	22 May 2015
Premises Name and Address:	The London Edition 10 Berners Street London W1A 3BE		
Ward Name:	West End	Stress Area:	West End
Description of Premises:	The premise operates as a hotel with ancillary restaurant and bar open to hotel residents and members of the public.		
Please Note:	The application was previously scheduled for a hearing on 23 rd July 2015 but was adjourned to 17 th September 2015 following an adjournment request that was made by the Licensee.		

1. SUMMARY OF APPLICATION

- 1.1 An application submitted by Mr Zafar Khalid for a review of the premises The London Edition, 10 Berners Street, London W1A 3BE, was received on 22nd May 2015 on the grounds of Prevention of Public Nuisance. Mr Khalid states that his concerns relate to the basement 'function room' of the premises. Please see **Annex A**.
- 1.2 Guidance issued under section 182 of the Licensing Act 2003 (para 11.2) states that at any stage following the grant of a premises licence, a responsible authority, such as the Police or the Environmental Health Service, or any other person who can seek a review, may ask the Licensing Authority to review the premises licence because of a matter arising at the premises in connection with any of the four licensing objectives.
- 1.3 As such, in accordance with section 52(2) of the above-mentioned Act, the Licensing Authority must hold a hearing to consider the application and any relevant representations.
- 1.4 The premises currently benefits from a premises licence (13/06844/LIPDPS, attached at **Annex B**) that permits:

Performance of Dance

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)

Non-standard Timings: 24 hours for residents and their bona fide guests

Exhibition of a Film

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)

Non-standard Timings: 24 hours for residents and their bona fide guests

Performance of Live Music

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)

Non-standard Timings: 24 hours for residents and their bona fide guests

Playing of Recorded Music

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)

Non-standard Timings: 24 hours for residents and their bona fide guests

Anything of a similar description to Live Music, Recorded Music or Performance of Dance

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)

Non-standard Timings: 24 hours for residents and their bona fide guests

Performance of a Play

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)

Non-standard Timings: 24 hours for residents and their bona fide guests

Late Night Refreshment

Monday to Sunday: 23:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)

Non-standard Timings: 23:00 to 05:00 for residents and their bona fide guests

Sale by Retail of Alcohol

Monday to Sunday: 06:00 to 01:00 (Subject to conditions 41, 45 to 47 & 51)

Non-standard Timings: 24 hours for residents and their bona fide guests

The opening hours of the premises:

Monday to Sunday: 00:00 to 00:00

- 1.5 These review proceedings are brought under the licensing objectives on the grounds of the Prevention of Public Nuisance. The concerns raised refer to:

Noise from patrons entering and exiting the premises late at night (usually between 10pm and 2:45am) which is a breach of condition 28 of their licence.

Noise from patrons smoking outside. It is asserted which is a breach of condition 27 of their licence.

Noise from taxis and cars picking up or dropping off patrons outside the premises.

Noise from music, horns and door slamming from cars parked outside the bar.

- 1.6 The applicant is seeking to strengthen existing conditions by proposing amendments to:

- condition 41 (relating to the function room- basement) ,
- condition 45 (relating to ground/mezzanine floors),

- condition 47 (relating to the ground floor) and
- condition 55 (relating to the entire premises)

and additional conditions to better promote the licensing objectives so as not to cause a nuisance. The proposed amendments to existing conditions and additional conditions are set out within **Annex H**

2. REPRESENTATIONS:

- 2.1 The Police Licensing Team responded to consultation stating they have no representation. **See Annex C**
- 2.2 The Environmental Health Service, as a responsible authority supports the review application in regards to the prevention of public nuisance licensing objective. An additional statement was supplied on 1st July 2015 summarising noise complaints received by WCC noise team **See Annex B2**
- 2.2.1 The Environmental Health Service has advised that they wish to call Mr Heath Richards (City Inspector) as a witness and have provided a copy of an email exchange between the Licensing inspector Kay Cummings and Dominik Prosser (the London Edition) following a visit to the premises on the 31st January 2015. **See Annex B2**
- 2.3 15 residents made representations in support of this review on the grounds of public nuisance. **See Annex E**
1 resident has not made representation in support of the review application.

3 APPLICANT FURTHER SUBMISSIONS:

- 3.1 The applicant has submitted documents as detailed in **Annex A, Annex A1 to A6**, in support of the review application.

4. LICENSEES SUBMISSIONS:

- 4.1 The licence holders have submitted documents as detailed in **Annex F (Annex F1 to F5)**

5 OPTIONS

- 5.1 The Authority must, having regard to the application and the representations, take such steps (if any), as it considers appropriate for the promotion of the licensing objectives. The steps are:
- (a) to modify the conditions of the licence;
 - (b) to exclude a licensable activity from the scope of the licence;
 - (c) to remove the designated premises supervisor;
 - (d) to suspend the licence for a period not exceeding three months;
 - (e) to revoke the licence;
- and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition added.
- 5.2 In accordance with section 52(6) of the 2003 Act, if the authority takes measures to modify conditions or exclude licensable activities from the licence, it may stipulate that

the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

- 5.3 The licensing authority's determination of this application does not have effect until the 21 day appeal period has expired or if the decision is appealed the date the appeal is determined and / or disposed of.

6 LICENSING ACT 2003 APPLICATIONS AND APPEAL HISTORY

6.1 Any applications under the Licensing Act 2003 are set out in **Appendix G**.

6.2 The chronology relating to appeals and applications is set out in **Appendix G**.

<p>List of Appendices:</p>	<p>Annex A – Application for Review</p> <ul style="list-style-type: none"> • Annex A1 – Supporting statements for the review application • Annex A2 – Noise log of applicant • Annex A3 – Map of area and photographs of premises • Annex A4 – Video footage/Video notes • Annex A5 – List of noise complaints made by Applicant • Annex A6 – Relevant Correspondence <p>Annex B – Current Premises Licence (13/06844/LIPDPS)</p> <p>Annex C – Police Licensing Team; no representation</p> <p>Annex D – The Environmental Health Service representation in support of the review</p> <p>Annex E – Local residents representations in support of the review</p> <p>Annex F - Licensee Submissions</p> <ul style="list-style-type: none"> • Annex F1- Witness Statement of Lance Perkins • Annex F2 – Witness Statement of Dominik Prosser • Annex F3 – Communications between The Edition Hotel and the Applicant • Annex F4 – Letters of support for The Edition Hotel • Annex F5 - Measures taken by The Edition in relation to smoking <p>Annex G – Licence and Appeal History</p> <p>Annex H – Conditions on the current licence and proposed conditions</p> <p>Annex I – Residential Map and list of premises in the vicinity</p> <p>Annex J – Photograph of premises</p>
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Background Documents – Local Government (Access to Information) Act 1972

- Licensing Act 2003
- City of Westminster Statement of Licensing Policy (7th January 2011)
- Amended Guidance issued under section 182 of the Licensing Act 2003 (March 2015)

22 MAY 2015

(2)



City of Westminster

APPLICATION FOR REVIEW

Please forward one copy of your completed application and any supporting documentation to:

Licensing Service
Westminster City Council
Westminster City Hall
4th Floor
64 Victoria Street
London
SW1E 6QP

AND

You must give one copy of your application and any supporting documentation to the Holder of the Premises Licence and each of the following responsible authorities on the same day that the application is served on the Licensing Service:

1. **The Chief Officer of Police**
Westminster Police Liaison Team
4th Floor, Westminster City Hall
64 Victoria Street, London, SW1E 6QP
2. **Fire Safety Regulation:**
South West Area 4
169 Union Street London SE1 0LL
3. **Premises Management (Environmental Health; Health & Safety; Weights and Measures)**
Westminster City Council
Environmental Health Consultation Team
4th Floor, Westminster City Hall
64 Victoria Street, London, SW1E 6QP

Continued.....

4. Development Planning Services

Westminster City Council
64 Victoria Street
London
SW1E 6QP

5. Area Child Protection Committee

Head of Commissioning – Child Protection & Quality, Social and Community
Services – Children and Families
4 Frampton Street
NW8 8LF

6. Public Health

Estates Lead
NHS Central London Clinical Commissioning Group
15 Marylebone Road
London
NW1 5JD

For boats only:

The Navigation Authority (for vessels not permanently moored)

Tidal Thames
The Harbour Master
The Port of London Authority, 7 Harp Lane, London EC3R 6LB

Non Tidal Thames
The Environment Agency Recreation and Navigation, Thames Region, Kings
Meadow House, Kings Meadow Road, Reading, RG1 8DQ

Canals
The Leisure Manager
British Waterways Board
1 Sheldon Square, Paddington Central, London W2 6TT

And

The Surveyor General
The Maritime & Coastguard Agency, Orpington Marine Office, Central Court, 1 Knoll
Rise

Application for the review of a premises licence or club premises certificate under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
 If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
 You may wish to keep a copy of the completed form for your records.

I Zafar Khalid

(Insert name of applicant)

apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or, if none, ordnance survey map reference or description The London Edition 10 Berners Street	
Post town London	Post code (if known) W1T 3NP

Name of premises licence holder or club holding club premises certificate (if known) BHL Hotel Company Limited, Le Masurier House, La Rue Masurier, St Helier, Jersey JE2 4YE

Number of premises licence or club premises certificate (if known) 13/06844/LIPDPS Original reference: 12/00691/LIPN

Part 2 - Applicant details

I am

Please tick ✓ yes

- 1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below) ✓
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick yes

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

Khalid

First names

Zafar

Please tick yes

I am 18 years old or over

**Current postal
address if
different from
premises
address**

Flat 2 York House
12 Berners Street

Post town

London

Post Code

W1T 3LG

Daytime contact telephone number

07956503129

E-mail address (optional)

zkhalid@yahoo.com

(B) DETAILS OF OTHER APPLICANT

Name and address

Telephone number (if any)

E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance ✓
- 4) the protection of children from harm

Please state the ground(s) for review (please read guidance note 2)

The purpose of the review is to request that the licensing authority amends the conditions of the licence for the 'London Edition' (" the premises"), in order to promote the licensing objectives. The review application is focused on the basement 'function room'. The review application is made in connection with the licensing objective of 'prevention of public nuisance'. The premises is located partly in the West End Stress Area.

Prevention of public nuisance -

- Guests of the premises arriving and leaving late at night (usually between 10pm and 2.45am) in a noisy manner and loitering in the immediate vicinity of the premises. This frequently wakes residents.
- Guests of the premises smoking outside and making noise in the immediate vicinity of the premises.
- Guests and staff smoking in the Mews behind York House
- Guests waiting outside for taxis late at night.
- Guests parking in spaces outside residents' flats and waking residents up when they return to their cars late at night shouting, playing music, slamming doors and associated disturbance.
- Anti-social behaviour by guests of the premises
- Horns and slamming doors from cars/taxis picking people up from the premises late at night
- Cars and taxis parking up outside York House on the corner of Berners Street and Eastcastle Street, picking up passengers, with doors slamming, use of horns, waiting with engines running causing noise and congestion. When there are several cars parked in different areas the drivers talk to each other loudly, while standing in the street waiting for passengers.

These issues tend to wake residents up or otherwise disturb us.

Please provide as much information as possible to support the application (please read guidance note 3)

Introduction and overview

I am a local resident who lives in York House, directly opposite the Edition Hotel ("the premises"). I have lived here for 4 years. I live with Dovile Klipstaite.

York House is a large residential block on the corner of Eastcastle Street and Berners Street. Eastcastle Street intersects with Berners Street. There is a map on the attached USB stick of the local area and photos of York House and the premises. Some flats front on to Berners Street, some on to Eastcastle Street. The premises is situated on the opposite side of the Berners Street/Eastcastle Street cross roads. The premises' entrance is on Berners Street, but very close to the crossroads with Eastcastle Street.

My flat fronts on to Eastcastle Street, directly opposite to the premises. My living room, kitchen and bedroom windows face Eastcastle Street. I therefore directly experience the nuisance I have set out above, and it regularly wakes me up. I have experienced nuisance since July 2014.

The premises was refurbished a few years ago to a very high standard, as a five star hotel under the auspices of the Marriott Group. Previously the premises had remained empty for a number of years. I welcomed the refurbishment and the opening of the new hotel, 'Edition Hotel', as a benefit to the area.

A premises licence under Licensing Act 2003 was applied for in 2012, ref: 12/00691/LIPN. I considered the application carefully, and decided not to object as my view was that the proposals would benefit the area and would not lead to an adverse effect on the licensing objectives. I am aware that a number of residents did object, raising issues such as the late night dispersal of members of the public from the premises. A hearing took place on 21 June 2012, when a licence was granted.

The licence provides for what is termed a 'function room' in the basement of the premises. I was told and had thought that this area would be used for events such as weddings and conference dinners etc – and perhaps it is used as such on occasion. However, its main use seems to be as a nightclub. It is this which I believe gives rise to the majority of the nuisance which I and others have suffered. The premises also has a well-known restaurant, and a bar. It is not believed that these areas give rise to any major issues when compared with the basement, although they could well contribute to number of smokers outside and customers dispersing as they have a late licence and relatively high capacity.

I have met and corresponded with management and staff to discuss and try to resolve the problems. The management and staff appear to have been sympathetic to the concerns I have raised, and have made proposals to reduce the issues. I consider that these suggestions were sensible and well-meaning, but they have proved to not be rigorously or consistently implemented, or have not, by themselves, resolved the issues.

Following a meeting on 18 March 2015, the management set out the measures they would be taking. Regrettably, nuisance has continued to occur, and indeed more serious incidents have occurred. I have therefore formed the view that a formal review of the licence is the appropriate step.

The following residents have confirmed that they support this review.

Flat 1 Prue Thompson and Edwina Thompson
Flat 2 Dovile Klipstaite
Flat 6 Mary Cox, LI Watson and AB Watson
Flat 7 Patrick Smith
Flat 8 Charlie Briscoe, James Briscoe and Edward Briscoe
Flat 10 Sara Jaafar
Flat 17 Carl Spencer
Flat 19 Fernando Gonzalez
Flat 22 Justin Kitson

The current premises licence

The licence holder is 'BHL Hotel Company Limited'. I cannot find any current details for this entity at Companies House. It appears that the company has changed name and registered office. This

that it is a nightclub. Although it states that entrance is by guestlist only, it seems that anyone can simply contact the promoter (not the hotel, it seems) and get on the guestlist. One can also buy tickets at mainstream ticket outlets.

It is not clear whether the licence holder exercises control over the running of 'Basement' or not. I note that the contact email address on the 'Basement' website, which is different to the Hotel website, is not an 'Edition Hotel' email address, and it seems from the website that the events are promoted events. Guestlist can also be obtained by emailing the promoters of the individual night.

'Basement' usually operates Wednesday-Saturday. It is on these days, especially Thursday-Saturday, that I experience nuisance. I set this out in more detail below.

The bar and restaurant, and other areas where licensable activities can take place, generally permit such activity to 1am for the public.

1. Dispersal of customers late at night

- Guests of the premises arriving and leaving late at night (usually between 10pm and 2.45am) in a noisy manner and loitering in the immediate vicinity of the premises.
- Guests waiting outside for taxis late at night.

Between Wednesday and Saturday inclusive, and particularly Thursday-Saturday, there are large numbers of people at opening time at 10pm-10.30pm, who sometimes also queue and make noise. These people also cause a more serious noise nuisance, disturbing sleep, between 11.30pm - 12midnight up to 2.45-3am.

Guests loiter outside waiting for a taxi or for no obvious reason. Guests in the function room, as they are attending a pre-booked function, should be on the guest list hence they should all be known. This would allow for staff to assertively insist on guests leaving quickly and quietly. Staff can also ask guests to leave towards Oxford street or away from York House quickly and quietly. Staff can also before during and after the 2 hours of the closing be positioned on Eastcastle street and can proactively insist on guests keeping noise levels down.

In particular, recently there was an altercation on **Thurs 26th March 2015** at 1am which woke my girlfriend and other residents. There was lots of shouting and swearing. There was also disturbance on 28 March waking me up. There have been many such incidents, these two of the more recent while I write.

The security staff seem to change frequently, and this may impede a coordinated and consistent approach.

The premises can have at any one time in total, between 600-700 guests in the club, the restaurant and the bar, in addition to residents of the hotel itself. The restaurant and bar stop serving at 1am. Since the reopening of the hotel, the dispersal of members of the public, despite all conversations with the hotel management, has been ineffective. Just before and after 1am the first batch of customers disperses from the restaurant and bar. This may happen gradually but is often in larger numbers. Then after 2am the guests of the club leave in large numbers. They move in all four directions in a noisy manner when they leave the hotel. They cause significant disturbance for a lengthy period of time with the hotel staff usually only able to react when the disturbance has already been caused and residents woken up.

The hotel staff's efforts have had limited effect in that the guests have already left the premises and control cannot be and does not appear to be applied or enforced by any subsequent penalty.

It is instructive to make a comparison with the level of noise and disturbance on occasions when the hotel does not have a busier night or 'club night'. For example 1 January to 21 January there were no hotel events, and no associated disturbance. Also on other rare occasions when the premises does not have an event at weekends but other establishments are running normally, there has been no associated disturbance.

The noise is significant even when the club does not operate and the restaurant and bar guests leave usually just before and after 1am. There are groups waiting outside the premises and continuing noise with little effort to ask leaving guests to keep the noise down.

application has therefore been served on the licence holder as detailed on the licence, and as detailed at Companies House.

The licence permits *inter alia* licensable activities 24 hours a day for hotel residents and their *bona fide* guests. It permits licensable activities to members of the public to 1am, but subject to a number of exemptions at conditions 41, 45, 47 and 51, when the terminal hour can be even later.

The licence is subject to a number of conditions. Conditions relevant to this application are:

27. 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

28. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly

41. (relating to the Function Room- basement)

The hours for licensable activities shall be:

Regulated entertainment – Monday to Sunday 09.00 to 01.00
Sale and Supply of Alcohol – Monday to Sunday 09.00 to 01.00
Late Night Refreshment – Monday to Sunday 09.00 to 01.00

Except for:-

- a) Hotel residents and their guests, which shall be limited to 5 persons
- b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of which shall be kept at the entrance to the function room for inspection by a police constable or authorised licensing officer
- c) Persons attending a pre-booked event on Thursday, Friday and Saturday when licensable activity is extended to 2.00am.

45. (relating to restaurant – ground floor/mezzanine floors)

The hours for Licensable Activities shall be:

Regulated Entertainment - Monday to Sunday 09:00 to 01:00
Sale and Supply of Alcohol - Monday to Sunday 06:00 to 01:00
Late Night Refreshment - Monday to Sunday 23:00 to 01:00

except to:-

- a) Hotel residents and their guests
- b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of whom shall be kept at the entrance to the restaurant for inspection by a police constable or authorised licensing officer.

53. Staff shall not be allowed to smoke in Berners Street, Berners Mews, Berners Place, Eastcastle Street and shall be directed to Newman Street.

55. Valet parking will be available

57. Persons awaiting a cab or car shall be encouraged to wait in the Front Living Room area at all times

These conditions have not proved sufficient to promote the licensing objectives and to prevent public nuisance.

Basis for the application: the licensing objectives

Prevention of public nuisance

I believe that the nuisance I and others experience relates largely to the nightclub in the basement of the premises, called 'Basement.' It is clear from the website for 'Basement' <http://www.basementldn.com/>

The hotel staff do not appear to be acting as assertively as they could in keeping noise down. This may be due to not wanting to cause more disturbance or to protect the hotel residents from experiencing such disturbance.

Please see the Noise Log at **Appendix 2** for further details and specific incidents.

2. Noise from customers and staff smoking outside the premises

- Guests of the premises smoking outside and making noise in the immediate vicinity of the premises.
- Guests and staff smoking in the Mews behind York House

Guests have at times crossed the road and decided to smoke or congregate outside York House. Guests and or staff also gather to smoke in the mews behind York house. Smokers outside the premises during the course of the evening are usually talking very loudly or shouting and the sound travels. Guests are not told to keep the noise down. I have visited the hotel a few times and on no occasion have I seen or heard the staff asking guests outside to keep the noise down while smoking or talking.

As mentioned above, the hotel can have in total between 600-700 guests in the club, the restaurant and the bar and also residents of the hotel.

There are a number of guests who wish to smoke or go outside for another reason. I have had a number of conversations with the hotel to discuss the noise caused by the smokers and others outside but the noise and disturbance has continued.

The noise travels and it sounds like an outside sporting event with shouting and loud laughter. The hotel's efforts to control the noise have been ineffective.

I have been assured by the management that this would improve. I walk past the premises and the roped off area at times has no or very few smokers within it, but outside the roped area there are large numbers of smokers.

The hotel suggested that they would cut down on the number of smokers outside but this does not appear to have happened. Furthermore there is no control or enforcement and if the roped off area was full, guests can walk elsewhere and smoke freely often right next to the roped off area. They often walk across the road or around the corner often in front of York House to smoke. It does not appear they are told that they have to wait for some smokers to come back in from the roped off area before they can smoke. It appears there is little or no enforcement and guests are simply allowed back in. The multiple uses probably make it harder to control this issue than it would be for a normal restaurant or bar.

I believe this issue is fairly significant. Restaurant and bar guests and people using the 'function room' also will probably not be refused re-entry, especially if they have bills to pay.

This results in large numbers of smokers (and non-smokers) outside the premises and in the immediate area at different times behaving noisily and causing disturbance. The staff's efforts have limited effect and the noise and disturbance has continued. This happens whether the club is operating or not, although it is worse when the club is operating. There is a noticeable improvement when the premises is not busy, when we do not experience the noise and disturbance.

Please see the Noise Log at **Appendix 2** for further details and specific incidents.

3. Guests parking in spaces outside residents' flats and waking residents up when they return to their cars late at night.

When leaving the premises usually throughout the night up until 2.45-3am, the disturbance is significant. As you can imagine guests have been drinking and leave in all directions usually waiting outside for some time. Either they take taxis, walk to parked cars or walk but are very loud and tend to loiter.

A significant number of guests drive to the premises. They park at a number of different locations often in front of York House either on Eastcastle Street, Berners Street or elsewhere.

When returning to their cars late at night, often within 20-30 metres of the premises, the guests cause significant disturbance and disruption. They are usually in large numbers and will stand around their cars, talk loudly, with associated disturbance. They will often play music and on many occasions have been seen dancing on the pavement. The leaving guests will often stay in their cars for some time before leaving having caused disturbance. On one occasion three cars in the same area were approached by a large group of 15-20 people. I am unaware if they all got into the three cars but the cars were on Eastcastle street playing music and revving engines. The hotel staff were talking to the occupants maybe asking them to move on but the disturbance had been caused.

On most occasions the hotel staff do not get involved, leaving the dispersing guests to cause disturbance until they are ready to leave the area.

Please see the Noise Log at **Appendix 2** for further details and specific incidents.

4. Other anti-social behaviour by guests of the premises

At least one guest has been seen relieving himself on the York House side of Eastcastle Street. This happened in mid-December 2014 and prompted me to formally complain to the hotel. There were three guests who had definitely left the premises as they were seen leaving and we're talking to a number of other leavers. They were parked on the corner of Eastcastle street and Berners Street on the hotel side. One individual decided to urinate on the York House side of Eastcastle street.

There has been another such incident although I am unaware if the individual was a guest of the hotel.

More recently on Saturday night 2nd May in the early hours of Sunday morning an individual approached from the premises and after urinating calmly walked back towards the hotel. I could not be certain that he was a guest of the hotel, so I went to the hotel to enquire. The staff were very uncooperative. There were several staff outside the hotel. I told them what happened and that I had footage of it. The security staff said 'we are not here for you'. I said that I knew that and the hotel positioned them at the locations for the hotel not for me.

The security told me to speak to reception. I mentioned what happened. One of the staff radioed control room and said they had not seen anything. I can accept that the individual may not have been a guest of the hotel but there was definitely someone who should be seen crossing the road and crossing back on the CCTV.

I went into the hotel, followed by someone who was outside who later said he was the manager on duty that night. He refused to give his name. I asked why, and he said because he did not want to. The hotel have previously said they aim to behave in a good neighbourly way and from the general managers to the night managers I have been told to contact the hotel if there is a problem. The Hotel management had previously been professional and courteous in their dealings, so I was very surprised and disappointed by this reaction.

The person who said he was the manager told me that as I lived 100 metres from Oxford street I should expect noise and that I was looking for an argument and that I should just go home. He said the person could have walked from Oxford street to which I said I wanted them to check as I agree he may have but he may have come from the premises.

I told him that there was no staff member on the corner at the time (there should have been, following previous discussions with the management). He said 'Do you not think we are doing a good job'. The previous day (May 1st), a licensing inspector from the Council had visited following a noise complaint. We witnessed what we believe were 3 guests, who I had witnessed as previously being sat in their car on Eastcastle street outside York House, standing in the York House doorway on Eastcastle street, smoking what appeared to be marijuana. The licensing inspector initially asked me if I could smell something. We saw them in the doorway and they appeared to be passing the marijuana to each other. Shortly after we moved on, they left.

The hotel will undoubtedly insist the individuals were not their guests. However, there were some clear incidents where I am reasonably certain that they were (I saw them coming out of the hotel, talking to hotel staff or other people coming out of the hotel).

There are other instances where individuals in question walk from the direction of the premises at a key time e.g. closing time just after 2am where other establishment in the area are either closed or run later

or are not from the direction of the hotel.

The incidents above I have asked the hotel to review their footage and they usually do not even acknowledge the incident. The hotel does not for instance say that they can see the individuals on camera but from their camera angles they can prove that the individuals came from elsewhere. They just say they didn't see anything.

5. Car horns and slamming doors

There are many instances of horns and slamming doors from cars/taxis picking people up from the premises late at night. This has been partly covered above.

Cars and taxis parking up outside York House on the corner of Berners Street and Eastcastle Street, picking up passengers, with doors slamming, use of horns, waiting with engines running causing noise and congestion. When there are several cars parked in different areas the drivers talk to each other loudly, while standing in the street waiting for passengers. On one occasion a driver said he was there on behalf of Edition hotel. There have been many other occasions but I have not asked the driver why they were there.

This happens usually at key times e.g. closing time and is closest to the hotel itself so it is very unlikely they are there on behalf of any other establishment.

Please see the Noise Log at **Appendix 2** for further details and specific incidents.

I attach at **appendix 3** a USB stick with photographs and video footage which demonstrates some of the problems and why residents are asking for conditions to be imposed on the licence.

Effect of the issues

The issues have had a serious effect on my life due to lack of sleep and disturbance. I was very happy when the hotel opened and considered having such an establishment close by a great benefit. I have made every effort when the problem persisted talking to the hotel understanding that a reasonable process should be followed. Unfortunately this has not had the desired effect. I do not feel so good about the hotel due to the significant and consistent disturbance.

I have had many ups and downs after talking to either the hotel, or the council or to various others.

I have thought about renting or selling but renting would be unfair to any tenant and selling is something I really do not want as I am very happy here and wish to remain in this area.

I was at a meeting several years ago before the hotel opened where the function room was described as a room for weddings and birthdays. I thought that this would be fine, as most hotels probably have this. I was unaware, as I'm sure were others, that a club would open. I feel disheartened by this.

The hotel management has apologised numerous times in the past. Early on, they would say things like 'it is London Fashion Week, please bear with us'. More recently, they have been saying that they are so sorry we have been very busy we are doing all we can.

The approach seems to have changed recently with Lance Perkins denying most incidents or implying they came from elsewhere and the individual who said he was manager but refused to give his name referred to in section 4 being very uncooperative and unprofessional.

This has made me feel unwelcome in my own neighbourhood especially when I walk past the premises.

Despite the effect on me of lack of sleep, maybe at times stress, or the inability to do things feel I am supposed to be doing, I have also tried to remain balanced and focused following the process and I believe showing a greater degree of patience and allowing the hotel more time to improve things. Sadly this has not happened.

I have tried to remain organised and reasonable, talking to the management, various other people, Council officers, fellow residents etc, and understanding that I should give them the opportunity to correct the problems. Unfortunately, this has not happened.

Efforts to resolve the problems

I and others have had to phone the City Council's Noise Team on numerous occasions. The enclosed USB stick has a list of calls I have made for which I have a record; please note that this does not reflect either the amount of calls made in total, or the number of times when noise has been an issue. It is extremely inconvenient to need to telephone the Noise Team late at night when one is trying to sleep or has been woken up, and then wait for a visit from an officer. I appreciate the visits and the assistance I have been offered.

I understand from conversations I have had with City Council officers that they have not been satisfied with the arrangements for dispersal and management of customers outside the premises. I hope that they will therefore support the review application.

I have corresponded with and met hotel employees. Relevant email correspondence is on the enclosed USB stick.

I met with Mr Kramer, a manager, on Friday 19th December. I explained how the noise nuisance had become very problematic in the last few months. See email dated **6 January 2015**. Mr Kramer responded by letter dated **21 January 2015** and was very apologetic. On behalf of the licence holder, he proposed a number of measures including that a member of security staff would patrol the Berners Street/Eastcastle Street junction. The full range of measures is set out in the letter. The steps mentioned have not resulted in a noticeable difference. One of the main measures was to station a member of the security team on the corner of Berners Street and Eastcastle Street. Unfortunately, although the individual is indeed stationed there, he is not proactive in stopping departing customers from causing a nuisance, whether leaving on foot or in cars parked on Eastcastle Street.

On **30 January 2015** I emailed Mr Kramer, after I had been disturbed on the night of 29 January (Thursday) by large numbers of people outside the hotel making noise. The person on the corner of Berners and Eastcastle streets was not asking people to keep the noise down. In fact I did not see him ask anyone to keep the noise down or move to a designated area all night notwithstanding the many opportunities he had.

I messaged another staff member, Dominik Prosser, at 12 after calling him and leaving a message. He mentioned that he had walked the perimeter of the hotel.

On **5 February 2015** a letter was sent by the CAB to the licence holder on my behalf. The letter suggested that the licence holder puts additional measures in place, focusing on location/extent/monitoring of smokers, and effective and robust management of customers arriving at and leaving the premises. At the time of the letter, I was hopeful that matters could be resolved without the need for a licence review. I now feel that a licence review is necessary and that formal conditions must be imposed.

On **16 February 2015**, the General Manager Mr Taylor responded to the letter with an assurance that the concerns are being taken very seriously and that a response would be forthcoming after a meeting with the hotel's lawyers which was due to take place that same week.

On **27 February 2015**, I emailed Mr Kramer to keep him updated as to the events of the previous week.

Mr Kramer did not respond directly to that email, but did email me on **11 March 2015** asking to meet to view my video footage. Although I was not against doing so, I do not feel that arranging a meeting to do this gets to the nub of the matter, as I have already set out what the issues are.

I did then meet with members of the Hotel management and their legal advisors on **Wednesday 18th March**, and they subsequently wrote setting out their proposed measures. I was hopeful that these would have an immediate effect, but nuisance has continued on the weekends since then.

I have spoken and corresponded since then on a number of occasions with Lance Perkins. I have exchange texts messages and spoken with Dom Prosser. I have also spoken to other staff members (see section 4 'Other anti-social behaviour' section above). The communication with an individual who said he was a manager but refused to give his name was very uncooperative.

I have correspondence – text messages – which indicate that the hotel accepts that disturbance had occurred. Lately however, communication regarding a disturbance is usually followed by a denial or

attempts to lay blame elsewhere.

Westminster City Council's Statement of Licensing Policy 2011 ("SLP")

The premises is located partly within the West End Stress Area, and is therefore subject to the City Council's Stress Area policies.

Policy STR2 relates to 'Reviews in areas of special policies relating to cumulative impact – Stress Areas' and states that 'In deciding what, (sic) steps, if any, are necessary* to promote the licensing objectives in the determination of a review of a premises licence in a Stress Area, that the premises are in an area where special policies of cumulative impact apply and the need to reduce the cumulative impact of licensed premises within the Stress Area, will be taken into account.'

*the test is now 'appropriate' rather than 'necessary'.

Also of relevance is **Policy STR1**, which sets out the Council's intention to refuse applications in the Stress Areas for *inter alia* new 'nightclub' style premises, except in 'genuinely exceptional circumstances'. From my reading of the papers relating to the application for a new premises licence in 2012, it does not seem that it was clear that the 'function room' would in fact be a nightclub.

The 'music and dancing' **Policy MD2**, is to refuse new applications, except in genuinely exceptional circumstances. **Para 2.5.39** states that '...the provision of music and dancing, especially with loud amplified music, and the large numbers of people attending venues and congregating outside them, can lead to concerns over public nuisance...'

One of the main reasons set out in the SLP for the 'core hours' **Policy HRS** is dispersal of customers. **Para 2.4.1** states that 'The retention of people late at night contributes to cumulative impact.' **Para 2.4.10** states that 'Hours later than the operation of London Underground services add to the pressure on the limited facilities for transport late at night...'

The 'public nuisance' **Policy (PN1)** states at **para 2.2.12** that 'Residents are often subjected to nuisance from the noise of people on their way to and from premises, and loitering in the streets after they have left the premises. This can affect residents even at some distance from the premises themselves, especially along routes to transport facilities, and to car parks and parking areas and on routes between late night premises of various types. The nuisance from noise depends on its nature and whether it is during the day, the evening or at night. Late night noise is often unsettling; particularly shouting and screaming. Some of this is associated with aggression and assaults but most of it is 'high spirits'. It is impossible to distinguish between the reasons for these noises and in any case, it is very disturbing late at night. **The degree of nuisance caused by noise increases with the lateness of the hour; especially if it disturbs or prevents sleep.**' (my emphasis).

The considerations (p.19) state that 'Regard will be had to disturbance of people whether at home, at work, staying in, or visiting the vicinity. However, stricter conditions will be imposed on premises licences in areas that have denser residential accommodation or have residential accommodation close to them.'

The SLP therefore recognises the potential for these types of issues to arise in connection with an operation such as that in the basement of the premises.

Conclusion

The right for residents to review a premises licence under s51 Licensing Act 2003 is a 'key protection' (Para 11.1 of s182 Guidance) for the local community, where problems have occurred which are connected to the licensing objectives.

I and other residents have experienced nuisance from the basement nightclub of the premises for a lengthy period of time. I attach at **Appendix 1** supporting statements from other residents.

Although the management have largely been responsive, courteous and professional, the issues have continued. Measures that the management have put in to place have not proved sufficient to remedy the issues. I feel disappointed that a branded nightclub operates from the basement with a clientele seeking a different kind of entertainment to what one would usually associate with a high-class hotel. However, I

would like to make it clear that the Hotel itself is a welcome addition to the area, subject to these issues being resolved.

Therefore, I respectfully ask that the Licensing Sub-Committee imposes such conditions as it considers to be appropriate and proportionate, to promote the licensing objectives. I have thought carefully about what is a sensible balance which protects residents' interests while maintaining the Hotel's core less-problematic activities, and I have concluded that a combination of a reduction of hours for the 'function room' and a suite of additional/amended conditions would achieve a proportionate response to the issues. I suggest the following:

Conditions relating to the function room - basement

- Amend condition 41 from:

'The hours for licensable activities shall be:

Regulated entertainment – Monday to Sunday 09.00 to 01.00
Sale and Supply of Alcohol – Monday to Sunday 09.00 to 01.00
Late Night Refreshment – Monday to Sunday 09.00 to 01.00

Except for:-

- a) Hotel residents and their guests, which shall be limited to 5 persons
- b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of which shall be kept at the entrance to the function room for inspection by a police constable or authorised licensing officer
- c) Persons attending a pre-booked event on Thursday, Friday and Saturday when licensable activity is extended to 2.00am.'

To

'The hours for licensable activities shall be:

Regulated entertainment – Sunday to Thursday 09.00 to 23.30, Friday and Saturday 09.00 to 00.00
Sale and Supply of Alcohol – Sunday to Thursday 09.00 to 23.30, Friday and Saturday 09.00 to 00.00
Late Night Refreshment – Sunday to Thursday 09.00 to 23.30, Friday and Saturday 09.00 to 00.00

Except for:-

- a) Hotel residents and their guests, which shall be limited to 4 persons
- b) Persons on the proprietor's personal guest list up to a maximum of 10, a list of which shall be kept at the entrance to the function room for inspection by a police constable or authorised licensing officer

NB. If the licence holder is able to demonstrate that they have resolved the problems we have identified with parking and noise from customers returning to cars late at night, we would be prepared for the following to be added:

- c) On a maximum of 12 occasions per year, to persons attending a private, pre-booked event on Friday and Saturday when licensable activity is extended to 12.30am.'

(With the times on the licence summary to be amended to reflect this).

- Add additional condition: 'Patrons shall not be permitted to enter/re-enter to the premises for the purpose of accessing the basement 'function room' after 11.30pm Friday-Saturday.'

Conditions relating to restaurant – ground/mezzanine floors

- Amend condition 41 from:

'The hours for Licensable Activities shall be:

Regulated Entertainment - Monday to Sunday 09:00 to 01:00
Sale and Supply of Alcohol - Monday to Sunday 06:00 to 01:00
Late Night Refreshment - Monday to Sunday 23:00 to 01:00

except to:-

- a) Hotel residents and their guests
- b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of whom shall be kept at the entrance to the restaurant for inspection by a police constable or authorised licensing officer.'

To:

'The hours for Licensable Activities shall be:

Regulated Entertainment – Sunday to Thursday 09:00 to 00:00, Friday to Saturday 09:00 to 00.30
Sale and Supply of Alcohol - Sunday to Thursday 06:00 to 00:00, Friday to Saturday 06:00 to 00.30
Late Night Refreshment - Sunday to Thursday 09:00 to 00:00, Friday to Saturday 09:00 to 00.30

except to:-

- a) Hotel residents and their guests, which shall be limited to 4 persons
- b) Persons on the proprietor's personal guest list up to a maximum of 10, a list of whom shall be kept at the entrance to the restaurant for inspection by a police constable or authorised licensing officer'

Conditions relating to the Front Living Room and Lounge Area ' Ground Floor

- Amend condition 47 from:

'The hours for Licensable Activities (save for residents of the hotel and bona fide guests of residents limited to 5 persons) shall be:

Regulated Entertainment - Monday to Sunday 09:00 to 01:00
Sale and Supply of Alcohol - Monday to Sunday 09:00 to 01:00
Late Night Refreshment - Monday to Sunday 23:00 to 01:00'

To:

'The hours for Licensable Activities (save for residents of the hotel and bona fide guests of residents limited to 4 persons) shall be:

Regulated Entertainment – Sunday to Thursday 09:00 to 00:00, Friday to Saturday 09:00 to 00.30
Sale and Supply of Alcohol - Sunday to Thursday 09:00 to 00:00, Friday to Saturday 09:00 to 00.30
Late Night Refreshment - Sunday to Thursday 09:00 to 00:00, Friday to Saturday 09:00 to 00.30'

Conditions relating to entire premises

- Amend condition 55 from:

'Valet parking will be available.'

To:

'A valet parking service shall be advertised in a manner likely to come to the attention of members of the public using the 'restaurant', bar and 'function room'. Such valet service shall be provided free of charge and customers shall be encouraged to use the service.'

- Amend condition 57 from:

'Persons awaiting a cab or car shall be encouraged to wait in the Front Living Room area at all times.'

To:

'Persons awaiting a cab, car or the valet service shall be required to wait inside the premises building until their cab or car is ready.'

- Add additional condition:

'At least one SIA licensed door supervisor shall be on duty outside the premises at all times. On any night when the basement 'function room' is used beyond 9pm for licensable activities, at least 2 additional SIA licensed door supervisors shall be on duty outside the premises from 9pm until such time as all customers of the basement 'function room' have left the vicinity. The principal duty of the supervisor(s) shall be to ensure that customers disperse from the premises without causing a public nuisance to local residents'

- Add additional condition:

'Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.'

- Add additional condition:

'After 9pm, patrons permitted to temporarily leave and then re-enter the premises building, e.g. to smoke, shall be limited to [] persons at any one time.'

- Add additional condition:

'Patrons permitted to temporarily leave and then re-enter the premises e.g. to smoke shall be restricted to a designated smoking area defined as [].' (Note – tbc, but to be on the Berners Street frontage).

- Add additional condition:

'The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that they remain within the designated smoking area referred to in condition [] and to ensure that there is no public nuisance or obstruction of the public highway.'

I would also like a commitment from the hotel that they will enforce this measure by not letting customers who ignore this rule re-entry back in to the premises.

- Add additional condition:

'The licence holder shall ensure that no queue to enter the premises forms outside the premises.'

- Add additional condition:

'A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open to the public. This telephone number is to be made available to residents in the vicinity of the premises.'

Any other such conditions as the Sub-Committee decides are appropriate and proportionate following

consideration of this application, submissions from the licence holder, and any representations from responsible authorities and other persons.

All timings etc to be as the Sub-Committee decides are appropriate and proportionate following consideration of this application, submissions from the licence holder, and any representations from responsible authorities and other persons.

Have you made an application for review relating to the premises before

No

If yes please state the date of that application

Day	Month	Year
↓	↓	↓

If you have made representations before relating to the premises please state what they were and when you made them

N/A

Please tick ✓ yes

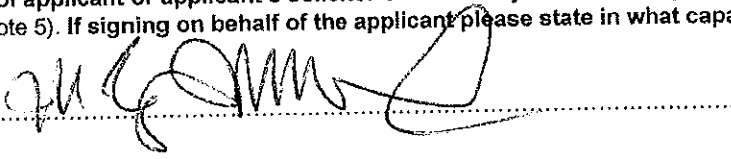
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ✓
- I understand that if I do not comply with the above requirements my application will be rejected ✓

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature



Date

21 May 2015

Capacity **Applicants**

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)
See previous contact details given for Applicants

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

Edition Hotel, 10 Berners Street, London W1T 3NP

Review application under s51 Licensing Act 2003

List of appendices

1. Supporting statements from other residents
2. Noise Log of Applicant
3. USB stick with supporting information/evidence:
 - Map of area and photographs of premises
 - Video footage
 - List of noise complaints made by Applicant
 - Relevant correspondence

1

Subject: London Edition Hotel noise
From: Prue Thompson (prueathompson@gmail.com)
To: zkhalid@yahoo.com;
Cc: edwina.thompson@beechwood.net;
Date: Monday, April 20, 2015 10:13 AM

Dear Zafar,

Thank you for your action in relation to the noise we are experiencing from the late night activity at the London Edition Hotel.

As our apartment is on the ground and basement level of the corner of Eastcastle and Berners Streets we do bear the brunt of this noise. It is particularly disturbing on week day evenings when we have professional jobs and don't appreciate being woken at 1am - 2am with drunken patrons and cars, taxi horns etc. Not only have we had to endure over 2 years of renovations to the Berners Hotel/Tavern building but now it is open we are having to put up with ongoing disturbance. On several occasions we have contacted the Westminster City Council noise pollution team as the interruption to our sleep has been unbearable, this is not an environment that is fair for residential tenants to have to accept.

We would definitely support the reduction in opening hours/late night licence to ensure that the noise was stopped by midnight as most weekends we have these issues. Please accept his email as our support of any action taken to resolve this issue.

Best wishes,

Prue Thompson & Dr Edwina Thompson
Flat 1, York House, 12 Berners Street

Prue Thompson
+44 7774 644 086
prueathompson@gmail.com

Subject: London Edition hotel
From: klipstaited (klipstaited@gmail.com)
To: zkhalid@yahoo.com;
Date: Tuesday, May 5, 2015 1:36 PM

I have lived at York house for four months. I live opposite the hotel on ground and lower ground floor. This is very much affected by the hotels operations.

Almost every week there is disturbance.

There is some disturbance on many days till 1am, from people making a noise while standing outside the hotel whether smoking or not. There is no added security except on the club nights and it feels like there is no one to ask the smokers, or non smokers, to keep the noise down.

When extra security is on duty, on club nights, usually Wednesday to Saturday, there is still the noise of the people outside, as there are more people on these days, but there are many other types of disturbance.

People leaving at all times between 12- 2.30am and after causes the most serious disturbance.

The noise wakes you up and it is very bad from 2am when the club closes. It is also bad when people are leaving the bar or restaurant, both close at 1am.

There are people leaving on foot, in cars, in taxis, or just standing and making noise sometimes in big groups. When leaving in cars parked close by they do not leave straight away quietly but make a lot of noise either shouting or playing music or car doors. Sometimes they dance on the pavement.

I have complained to the Westminster noise team.

When I return late, the footpath is usually blocked. There are many times when there are too many people outside. The smokers are not usually in the smoking area but just outside. The security does not seem to ask people to keep quiet.

I many times work early in the morning, on weekends and other days, as my hours are not fixed. The disturbance does not allow proper rest.

There is a lot of shouting and screaming and if the security does ask people to keep quiet it is usually too late as they have already disturbed people.

There have been many specific instances. On Thursday 26 March there was a big argument which continued for 20 minutes. I was in bed and could hear the person arguing going away and returning.

Also on 28 March I was disturbed by people leaving. There have been many times I have been disturbed by people leaving the hotel.

I believe the hours of the bar should be reduced and also there should not be a club in the hotel opposite peoples homes.

I also believe there should be stronger control of people outside and if the hotel cannot do this the hours of the hotel bar and restaurant should be reduced even more. These problems have not happened with other places which are maybe further away or smaller or better controlled.

Dovile Klipstaite
Flat 2 York House

Subject: London Edition wrecking our lives
From: Brian Watson (brian_a_watson@btinternet.com)
To: zkhalid@yahoo.com;
Date: Tuesday, May 5, 2015 2:15 PM

Dear Zafar,

We write to express our anger and deep concern about the way in which the London Edition has set about wrecking the quality of our lives in York House.

Our family bought flat 6, which is directly opposite the London Edition, in 1999 when the London Edition building housed the quiet and sedate Berners Hotel.

We then went through years of disruption whilst the Berners Hotel was transformed into what is now the London Edition.

We went through this disruption on the clear understanding that the London Edition was to be a high quality and extremely exclusive hotel with a top class clientele...and indeed, this is exactly how the hotel is being promoted.

It is thus with complete dismay and much disbelief that we now find ourselves confronted with the kind of nuisance more normally associated with the type of low class bar that is more usually found in a place like Soho.

This problem originates from the use of the basement for activities that are wholly inconsistent with what the hotel claims to stand for and activities that attract a class of people that we very much doubt are the kind of customers that the hotel would welcome in the rest of its facilities.

We cannot understand why this makes sense for an establishment that claims such high levels of discretion and exclusivity as the London Edition.

We also cannot accept that we should have to put up with this.

So, what are we talking about?

1. Totally unacceptable levels of raucous noise late into the night that make it impossible to sleep
2. Drunkenness and associated shouting and altercations at 1, 2 and as late as 3 in the morning from Thursday through Sunday
3. Loud conversation and smoking throughout the evening directly outside our windows
4. Revving of cars, playing loud music in cars and unacceptable amounts of traffic movement and noise throughout most of the night; again, directly outside our windows

So, what have we done about it?

1. We have not phoned the 'noise team' because it creates even more disruption to our sleep to do so than to grin and bear the noise. (We understand that, on average, it takes the noise team some 90 minutes to solve a problem like this, during which time we as complainants would have our sleep further disrupted)
2. Instead, we have asked you – Zafar -to kindly represent us in meetings with the management of the London Edition with a view to finding an amicable and mutually acceptable solution to this problem

What do we want?

1. A return to the low level of background noise which one expects in the centre of a large city like London and to which we are accustomed
2. A reconsideration by London Edition of the way in which they are making use of their basement facilities viz. a return by them to what they claim to be i.e. an exclusive and high class hotel that hosts activities consistent with that claim in its basement as well as everywhere else in its establishment and thus...
3. Attraction by London Edition of the same type of high quality customer to its activities in its basement facilities as it attracts to the rest of its facilities
4. We are also looking for a re-designation of the parking spaces outside our windows to prevent their use by non residents at night

We look forward to hearing the outcome of your meetings with the management of the London Edition.

With kind regards,

Mr LI and Mr AB Watson

Owners, Flat 6

York House

12 Berners Street

W1T 3LG

Subject: Fwd: The London Edition - disturbance
From: Zafar Khalid (zkhalid@yahoo.com)
To: zkhalid@yahoo.com;
Date: Tuesday, April 28, 2015 2:41 PM

Begin forwarded message:

From: <Mary.Cox@thomsonreuters.com>
Date: 20 April 2015 19:20:29 BST
To: <zkhalid@yahoo.com>
Subject: RE: The London Edition - disturbance

Hi Zafar

Sorry for the delay.

I do find the club members create a lot of noise.

I would agree with you on all of your points below:

- The nature of the nuisance – people hanging around in the street, talking loudly, occasional shouting and fights, and cars pulling up, often with loud engines, stereos going and horns being beeped.
- On what nights – generally mid-week until Saturday, inclusive.
- What times – from early hours of the morning until around 2.15, sometimes later.
- If you have phoned the noise team – I haven't phoned the noise team as I generally assume the noise will have stopped by the time they come out.
- Where you live in precise location – Flat 6 York House, 12 Berners St (opposite the hotel, on the first floor)
- How long you have lived here – approximately 12 years
- That you support a reduction in hours for the basement function room and conditions to control dispersal and smokers – yes, I would like a much earlier closing time (such as midnight) and for at least 2 hotel doormen to be on duty on Berners St in the hours after closing and for them both to actively pressure the customers to keep quiet on the street and to move on quickly.

Kind regards

Mary

Subject: Noise Complain RE The London Edition Hotel
From: Patrick Smith (Patrick.Smith@towertransit.co.uk)
To: zkhalid@yahoo.com;
Date: Thursday, April 23, 2015 2:12 PM

Dear Zafar,

Thank you for your efforts in trying to reduce the noise being emitted from the London Edition Hotel. Living on the second floor, on the side of the building closest to the above mentioned hotel, I am frequently disturbed by the level of noise hotel patrons create. I'm more concerned with this on a weekday than on a weekend as being part of the management team of a 24 hour business (Tower Transit – Bus Operator) I often have very early starts and/or late finishes. I have only been living at 7 York House, 12 Berners St since December so my only experience of living in the building has been with the noise created by the London Edition Hotel. For that reason I have not complained as yet, and also emigrating from Australia I was not aware of a process that could be followed (or would be effective) in reducing the noise. The noise affects me most during the week between 1am and 230am when I presume the bars of the establishment close. Any measures to reduce the noise would be greatly appreciated by myself.

I live in 7 York House 12 Berners St, W1T 3LG.

Thanks for your efforts Zafar. I know they are appreciated by the local community and our fellow residents.

Kind Regards

Patrick Smith

Induction Manager

Tower Transit Operations Ltd

Registered in England and Wales, Registration Number 08314506

Post Westbourne Park Garage, Great Western Road, Maida Vale, London, W9 3NW

Registered Office Westbourne Park Garage, Great Western Road, Maida Vale, London, W9 3NW

Ph 020 8963 3459 | Mob 07967717746

www.towertransit.co.uk



This email has been scanned for email related threats and delivered safely by Mimecast.
For more information please visit <http://www.mimecast.com>

Subject: Fwd: London edition hotel noise/disturbance
From: Zafar Khalid (zkhalid@yahoo.com)
To: zkhalid@yahoo.com;
Date: Tuesday, April 28, 2015 2:43 PM

Begin forwarded message:

On Friday, April 24, 2015 11:06 PM, Charlie Briscoe <charlie.briscoe05@gmail.com> wrote:

Hi Zafa,

Thanks for your patience on this and apologies for not getting this to you sooner - hectic period atm!

Following the outline in your previous email, here is my response (also confirmed and signed by my 2 brothers that I live with).

To whom it may concern,

We are writing to you because of the significant disturbance that The London Edition Hotel is causing us.

Since having moved into the apartment block opposite the hotel (York House) only a couple of months ago, we have been extremely irritated by the level of disturbance that this establishment is causing; particularly in the evenings where significant amounts of noise ranging from drunken behaviour (dancing/ people falling on the street/ shouting) to loud vehicles swarming the place, reving their engines, beeping their horns and playing loud music. This is not to also mention the lingering groups of people, including many smokers, who block the pathways and make breathing in this area highly unpleasant.

These disturbances are extremely unwelcome, not only before 1am but also after this time, which unfortunately happens on a weekly basis several nights of the week, with Thursday, Friday, Saturday being the worst of it. However the other days of the week are still of lower levels of annoyance. Having lived with the noise (albeit it for only a couple of months) we are able to say that at the establishment's closing time is when the levels of disturbance are at its worst. The club as we understand closes at 2am towards the end of the week but due to the number of people/ cars surrounding the area (including right around our building) the area is not at least at a reasonable level of noise until much later in the morning.

Not only being disturbed when relaxing in our flat before sleeping (e.g. in the living room), it's obvious to point out that when we do go to sleep this is very difficult. We are woken up on a regular basis and multiple times in the same evening in some cases. So much so that we have invested in some sound proofing materials for our windows in 2/3 bedrooms (where it is worst), however despite these efforts this has not helped to allow us a regular peaceful nights sleep. For this reason we in flat 8 have not telephoned the noise team as of yet, however upon learning that neighbours in the building are experiencing the same disturbance we hope that the quickest and most substantial solution can be achieved right-away, to tackle a root cause - the 'closing' time.

We would therefore support a proposal to reduce the hours for the club in the basement function room to an earlier closing time - remembering that noise is at its worst after whatever earlier time can be proposed.

Yours sincerely.

Charles Briscoe
James Briscoe
Edward Briscoe

Flat 8 York House
10-12 Berners Street

subject: Noise Edition Hotel
From: Sara Jaafar (sarajaafar@gmail.com)
To: zkhalid@yahoo.com;
Date: Monday, May 4, 2015 7:10 PM

Dear Zafar,

Having lived in York house for over 5 years now(Berners street side) I am really disturbed by all the noise that the London edition is causing.

I have always found it amazing that although we are a stones throw away from Oxford street, it was amazingly quiet.

The Sanderson hotel has been here for ages and have never been bothered by it.

Since I used to work really late hours (used to finish work at 1am quite often and occasionally until 4 or 5 am) the disturbances caused by the London edition were particularly inconvenient because I often only had a few hours to rest before going back to work.

Mid 2014 on a weekday, I came back home at like 2am and was unable to go to sleep before like 4 am because of people shouting below the window ! I tried to ask them to calm down really nicely and they became really aggressive. I then contacted the London edition and they took care of it.

There have been many instances since I spoke to the hotel that this has continued affecting me.

Only recently, on friday the 1st of may I came back home at 2am and was unable to sleep until like 3am because of people gathered in front of the building possibly coming from the London edition. So the issue seems to be persisting...

Given the number of new applications around, I am really worried about the impact it will have on our wellbeing. Please feel free to use my name/e mail with anything opposing future development or the London edition.

Best regards,

Sara Jaafar
Flat10

Subject: London Edition complaint
From: Carl Spencer (carljs74@icloud.com)
To: zkhalid@yahoo.com;
Date: Saturday, April 25, 2015 3:05 PM

Dear Zafar,

I understand you are planning to contact Westminster Council regarding the disturbances caused in recent times by the London Edition Hotel on Berners Street. I would be grateful if you could include my own complaint, herein, alongside your own and those of others who may be wishing to register similar issues.

Noise

As you know, my flat is on the 4th floor of York House, at the intersection of Berners Street and Eastcastle Street, and I have direct and clear view of the Eastcastle Street side of the hotel. Even at this high elevation, we are troubled by regular noise from the hotel due to the large crowds of people who gather outside the hotel on the nights when it runs its nightclub. This appears to happen on multiple days of the week but is particularly bad often on Thursdays and on weekend nights.

Long queues tend to form outside the hotel earlier in the evening, presumably when their club is opening and people are wishing to enter, and this stretches round the corner onto Eastcastle street. Due to the smoking area of the hotel being directly outside its front door, on busy nights there is an almost permanent crowd of people at the front of the hotel, populated by attendees of both their nightclub and their noisy bar. Finally, around 1-2am (presumably around the time of closing of the club) crowds of people gather both in Berners Street and Eastcastle Street, and often move into the connected mews streets.

At all of these times, we are subject to the types of noises which nightclub and late night bar crowds - often drunk of course, especially towards the end of the night - make, including shouting, singing, loud laughter and so forth. This is particularly annoying when trying to fall sleep on weekend nights when post-club Edition crowds are hanging about and moving between the streets. I can only imagine what it must be like on lower floor where the impact will of course be much greater.

To my understanding, the hotel did not apply for and does not have a license to run a regular nightclub, however this is clearly what it is doing. On what used to be a fairly quiet street, with substantial residential property close by, I cannot understand why they are being allowed to continue with this.

Street impacts and safety

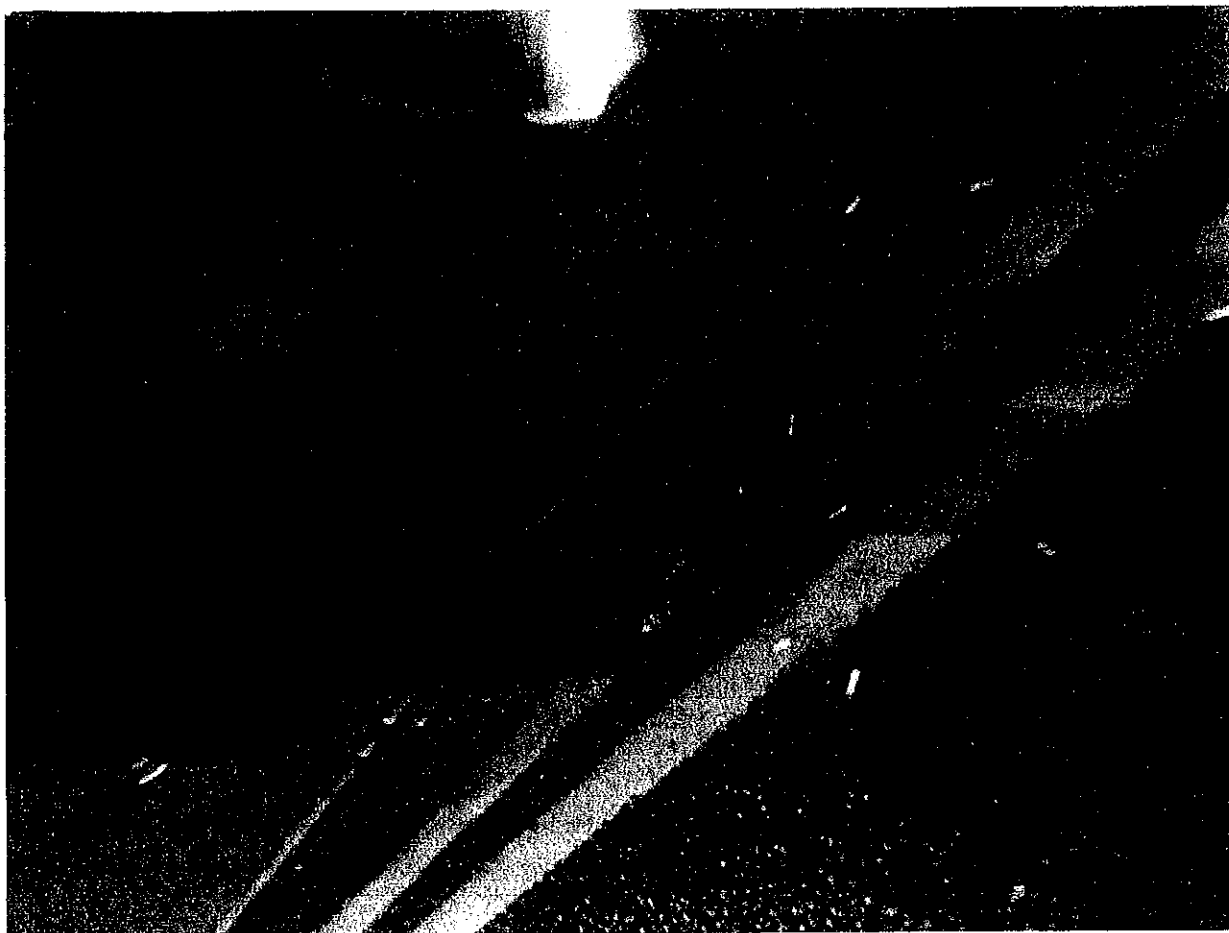
Since the opening of the Edition, there has been an increasingly adverse impact on the section of Berners Street directly in front of the hotel entrance. As I mentioned above, on many evenings there are crowds of customers of the hotel bar and nightclub, gathered outside its entrance, many smoking.

The hotel has attempted to cordon off sections of the pavement to contain its smoking contingent, however this is often not sufficient for the volumes of people, and en masse they take up most of the pavement. On a number of occasions, I have found it almost impossible to use the pavement to pass by the hotel and have had to step into the road. This in itself is dangerous due to the volume of taxi cabs and private hire vehicles which the hotel and its nightclub attract. On this point, there is at the busiest times, a quite chaotic scramble of vehicles performing all manner of unsafe manoeuvres in the

road and around the junction with Eastcastle Street. Furthermore, the supposedly double yellow stretch of road in front of the hotel is frequently in use by cars. A couple of my photos (included below), although not intended to specifically capture this point, clearly illustrate this. It is absolutely clear to me that this section of Berners Street is clearly not capable of safely coping with scramble of taxis and so forth which a busy nightclub leads to.

Finally the hotel and its activities are causing a litter nuisance on Berners Street. I took a number of quick photos on different days recently just to give a flavour of this and have included a sample of these below. The hotel clearly feels no obligation to keep the street in front of the hotel clean, as it evidenced by the almost perpetual existence of cigarette butts in the road and often just on the pavement in front of its entrance. Litter in general around the hotel, including on Eastcastle street where its nightclub queues gather, has increased in the last year due to the hotel. I do not know precisely what standards and strictures hotels are supposed to be subject to in terms of their responsibility for keeping pavements and immediately adjacent roads clear from rubbish generated by their patrons, however the behaviour of the Edition in this regard strikes me as wholly unacceptable.





Thank you once again for offering to act as a point of contact on this with Westminster Council, and please let me know how the interactions with them go. I would be happy to be involved in direct representations should this help to progress the matter.

Your sincerely,

Carl J. Spencer
17 York House
12 Berners Street
London W1T 3LG
Tel: 020 7323 0774

Subject: RE: London Edition hotel noise
From: Fernando gonzalez (elorente1@hotmail.com)
To: zkhalid@yahoo.com;
Date: Wednesday, April 8, 2015 5:48 PM

Dear Zafar,

Thanks for your mail and your interest in that matter. to be honest, the reason I haven't done anything on that matter is because being a foreigner, I don't really know the procedure. That's why I thank you for writing me, as i'm also very annoyed about the noise and disturbance that The London Edition hotel is causing since the very same day they opened. To start with, they invaded the sidewalk of that block for smokers, making it sometimes hard for us to walk through. in the other hand, people that stays out to smoke, don't have any consideration for the rest of the people that lives in the neighborhood, and it doesn't matter if it's 10:00 at night or 2:00 in the morning; they shout as if they were in a football match, waking everybody up. This is very annoying, as I work for an airline, and most of the times I do very early mornings, and this noise doesn't let me have a proper rest. They are so loud, that it sounds as if they were inside my flat. Lots of drunk people getting and leaving the club act as if they owned the street. And I wonder why the staff at the door don't make them to be quiet. I live in the corner just opposite the hotel, which make it even worse. I've been living on this flat since 2009, and NEVER had that level of noise. For this reason, I REALLY appreciate that you take the time and effort to try and solve this. To start with, they never should allow the club to be open later than midnight. After that it's really crazy for the people that leve around it.

I would really appreciate IF you could keep meinformed about the whole process.

Thanks a LOT once again, and kind regards

Fernando Gonzalez
Flat 19 York House
12 Berners street

Subject: London Edition
From: JUSTIN KITSON (justin.kitson@me.com)
To: zkhalid@yahoo.com;
Date: Tuesday, April 28, 2015 7:46 PM

Dear Zafar,

It was good to meet you. While the Edition Hotel is a hugely welcome addition to our neighbourhood, I am writing to concur with you that great care needs to be taken by the hotel to ensure that there is no nuisance to local residents. This is particularly so given that it appears that there is a nightclub operating from the hotel, which I understand is under the pretext of being a private party. I don't doubt for a moment that the planners at Westminster Council will see it for what it really is.

The existence of the nightclub is a great shame given that there does not appear to be a requisite planning consent, and it is taking place in a space that is being subcontracted to a third party who I suspect has little regard for the rights of both local residents and hotel guests. Behaviour such as the honking of car horns, smokers outside our doors and windows, and shouting etc. on the street late at night occurs regularly when the nightclub is in operation, and is totally unacceptable. It is clear that this is coming from patrons of the nightclub, who are coming onto the street directly outside my flat to smoke, urinate, and to behave in a rowdy fashion. They certainly do not appear to be the sort of guests that the Edition Hotel is marketing itself to.

In my view, it is extremely important that the hotel does all it can to prevent horrendous disturbance close to York House. I would have thought the best thing to do in the event of late night events is for guests to be directed towards Oxford Street when they leave the hotel, and staff being required to monitor behaviour on Eastcastle Street and Berners Street throughout the operation of the club. The nuisance that is being caused is plainly actionable as a private and public nuisance and I am extremely surprised and distressed that Westminster Council is allowing it to happen.

I have owned my flat for around 10 years and I have never experienced such nuisance.

Thank you for coordinating our response.

My very best wishes

Justin

Flat 22

Wade, Yolanda

From: Zafar Khalid <zkhalid@yahoo.com>
Sent: 07 September 2015 13:56
To: Wade, Yolanda
Cc: Licensing@westminstercab.org.uk
Subject: Re: 15/03928/LIREVP, London Edition Licence Review

Dear Ms Wade

As discussed please can you include Cllr Glanz's comments below as part of my applicant submissions for the above hearing.

Best wishes
Zafar Khalid
07956503129

On 14 Jul 2015, at 12:18, Jonathan Glanz <jg@45west.com> wrote:

Dear Yolande,

I am writing in my capacity as Ward Councillor to lend my support to the concerns that have been expressed in respect of the adverse effect on residential amenity and related issues caused by the nature of the use of the function rooms at the property.

I am therefore supporting residents on the review as I have the clearest possible recollection that when the original application for licensing the hotel was made, a process in which I was closely involved, that specific assurances were sought and received that the function rooms would be used for occasional events such as weddings, conferences etc...

It is apparent from the evidence which I have seen that the nature of the use of the premises has materially changed to the effect that it is now a nightclub venue rented out to operators and the implications for both the immediate neighbours and the nearby residents have not therefore been properly considered. The effects on residential amenity caused by anti-social behaviour, selfish and inappropriate parking, noise and disturbance anticipated at the time of the original application because of the way in which it was originally presented by the applicants.

Given that there has been a material change in the use of the premises it is appropriate either to review the licence to ensure that the premises are used only for the purposes originally anticipated and/or to condition it in such a way as to prevent such on-going problems. I am uncertain as to when this will come to a hearing but would wish to reserve the rights to make further representations, either orally to the Committee or by further written representations, in due course.

Best wishes,

Yours sincerely,

COUNCILLOR JONATHAN GLANZ
Member for West End Ward

45 Welbeck Street, London, W1G 8DZ
Tel: 020 7224 4545 / Fax: 020 7224 5151 / Mob: 077 4760 1812

Wade, Yolanda

From: Zafar Khalid <zkhalid@yahoo.com>
Sent: 08 September 2015 10:50
To: Wade, Yolanda
Cc: Richard Brown Licensing@westminstercab.Org.uk; St Rose, Rebecca; Mohammad Khalid
Subject: Fwd: edition hotel review

Dear Ms Wade

Please see the below update from a fellow resident regarding the disturbance from the Edition hotel and the review hearing.

The below is being sent as an additional submission to the residents initial representation.

Please can you add this to the submissions.

Please can you confirm.

Best wishes
Zafar
07956503129

Begin forwarded message:

From: Fernando gonzalez <elorentel@hotmail.com>
Date: 7 September 2015 21:37:38 BST
To: Zafar Khalid <zkhalid@yahoo.com>
Subject: RE: edition hotel review

Hi Khalid,

As we have already spoke in previous occasions, the problem is still the same. People smoking outside, and making a lot of noise, shouting, laughing, preventing us to sleep, and it goes very late at night.

In my job, I normally get up very early (5:00-6:00 am) and due to this noise, most of the times is imposible to get a good rest.

I don't really understand why should anyone protect a business that has no consideration towards the neighbours tha were there before the hotel was built.

I really hope this situation can be resolved as soon as possible, so we can carry on with the peaceful situation that we used to have before the hotel.

Please keep me updted on the issue, and once again, THANK YOU for taking the time to make this review happen.

Kind regards,

Fernando

Wade, Yolanda

From: Zafar Khalid <zkhaliid@yahoo.com>
Sent: 05 September 2015 12:06
To: Wade, Yolanda
Cc: St Rose, Rebecca; Richard Brown Licensing@westminstercab.Org.uk
Subject: Fwd: 15/03928/LIREVP - The London Edition, 10 Berners Street

Dear Ms Wade

Please see below representation made by Cllr Church.

Please can you add this to the documentation for the panel.

Best wishes

Zafar

07956503129

Begin forwarded message:

From: Councillor Paul Church <paulchurchwestend@live.co.uk>
Date: 3 September 2015 10:50:59 BST
To: "jfloru@westminster.gov.uk" <jfloru@westminster.gov.uk>
Cc: "jdeacon@westminster.gov.uk" <jdeacon@westminster.gov.uk>
Subject: 15/03928/LIREVP - The London Edition, 10 Berners Street

Dear JP,

I am writing to you in your capacity as Chairman of Licensing Committee 4, which will meet on Thursday 17th September to decide upon the above licensing review.

I fully support the views of my constituent, Mr. Khalid, and feel his residential amenity has been severely compromised by what he describes as this venue operating as a pseudo-club, contrary to the terms of their licence.

It seems to me that the disturbance described by local residents, resulting from the venue's behaviour, is totally unacceptable and I fully support their plea for licensed hours to be reduced and for conditions to be applied on the ground of prevention of public nuisance.

With every best wish,

Paul

Councillor Paul Church

Deputy Cabinet Member for Children & Young People

Westminster City Councillor for West End Ward

Serving our communities in Fitzrovia, Marylebone, Mayfair & Soho

E-Mail:

paulchurchwestend@live.co.uk

Post:

Wade, Yolanda

From: Zafar Khalid <zkhaliid@yahoo.com>
Sent: 09 September 2015 12:00
To: Wade, Yolanda
Cc: St Rose, Rebecca; Richard Brown Licensing@westminstercab.Org.uk
Subject: Fwd: London Edition hotel disturbance update

Dear Ms Wade

Please see the below update from a fellow resident, Dovile Klipstaite, regarding the disturbance from the Edition hotel and the review hearing.

The below is being sent as an additional submission to the resident's initial representation.

Please can you add this to the submissions.

Please can you confirm.

Best wishes
Zafar
07956503129

Begin forwarded message:

From: klipstaited <klipstaited@gmail.com>
Date: 8 September 2015 23:28:32 BST
To: Z Khalid <zkhaliid@yahoo.com>
Subject: London Edition hotel disturbance update

I am writing to give you an update on the disturbance from the London Edition hotel and the email that I sent some months ago. The significant disturbance from the hotel has continued.

I am not sure but I understand the club may not have been in operation for some weeks till 2am. When it has been in operation until 2am there has been the same disturbance up until 2.30-3am, from when I sent my earlier email.

When the club is not operational the disturbance from after 2am is not there. However the bar and restaurant guests continue to cause a lot of disturbance. Most recently at 1.45am. It is unclear why so late as the bar is supposed to close at 1am. The disturbance is up until 1.30am and sometimes after.

There is very often disturbance on all days including Sunday through to Saturday at before 12 midnight to 1.30am and sometimes later. Sometimes the worst noise is on Sunday night and mid week. Hotel staff do not seem to be able to control the noise or want to control the noise.

I find this very unfair as the hours make it difficult to control and very little effort is made by

Wade, Yolanda

From: Zafar Khalid <zkhaliid@yahoo.com>
Sent: 09 September 2015 12:01
To: Wade, Yolanda
Cc: St Rose, Rebecca; Richard Brown Licensing@westminstercab.Org.uk
Subject: Fwd: London Edition

Dear Ms Wade

Please see the below update from a fellow resident regarding the disturbance from the Edition hotel and the review hearing.

The below is being sent as an additional submission to the residents initial representation.

Please can you add this to the submissions.

Please can you confirm.

Best wishes
Zafar
07956503129

Begin forwarded message:

From: "Brian Watson" <brian_a_watson@btinternet.com>
Date: 9 September 2015 00:26:52 BST
To: "Zafar Khalid" <zkhaliid@yahoo.com>
Subject: London Edition

Dear Zafar,

We are aware that the hearing re. the London Edition is to take place on Thursday next week. With reference to this, we thought we should let you know that, as far as we can judge, there has been no real improvement in the situation with reference to the noise problem since we last wrote to you.

Hopefully, we will see an improvement after the hearing next week.

With kind regards,
LI and AB Watson

NOISE LOG OF ZAFAR KHALID

I produce this Noise Log (up to 6 May 2015) as an appendix to my application to review the premises licence for 'Edition Hotel' due to issues of public nuisance which I believe arise largely from the basement function room.

The log sets out more details and specific examples of nuisance and disturbances in relation to the matters which I have set out in the application. The log is compiled from emails I have sent recording the issues, my own recollections, and notes.

Some of the incidents are supported by video and/or photographic evidence, and calls to the City Council's Noise Team.

- **Mid December 2014.** 3 guests with their car parked at approximately 2.30 am on a Saturday morning (Friday night) on the hotel side of Eastcastle street - at the corner of Eastcastle and Berners street. They were definitely guests as they were seen coming out of the hotel and talking to others coming out of the hotel. One of the guests decided to relieve himself on the York house side of Eastcastle Street. This, I believe most will agree, is unacceptable. This happened one other time in that month although it cannot be confirmed if this person was a guest of the hotel. This prompted me to approach hotel management on 19 December more formally and research what can be done.
- **Thursday 18 December 2014.** There was noise all night and although trying to sleep at around 12.30am I had remained awake until 3.45am.
- **Wednesday 21 January 2015.** 12.51am onwards multiple disturbances. As this as a week day I was attempting to sleep but could not. The problem was of dispersal, people leaving and making significant noise, also cars parked and playing music as well as cabs and vehicle horns. This is highly probable to be the hotel as on Wednesday the hotel bar, restaurant and club run till 1am. Other establishments may be open elsewhere but there has never been an issue on Wednesday when the Edition was closed or not busy. This is also the key closing time for all three areas ie bar, restaurant and club.
- **Thursday 22 January 2015.** 1.45am onwards multiple disturbances as with the previous night. I was asleep and was awoken. Same nature of disturbance as previous night. The disturbance went on for some time. This is around the Thursday night closing time for the club - 2am. The bar stops serving at 1am and it could also have been people finishing up and leaving the bar and restaurant area also. No other establishments close by, are open at this time or have a similar closing time. Sanderson would have already been closed and clubs if open would close later.. Also there hasn't been a problem with other central clubs when the Edition hotel club has been closed.
- **Friday 23 January 2015** - not applicable as I was out
- **Saturday 24 January 2015** - car alarm in Eastcastle street so not applicable.

- **Thursday 29 January 2015.** A very difficult night. The hotel has had 5 nights since the activities have recommenced this year, Wednesday, Thursday, Friday and Saturday from last week and now Thursday this week. Of these days all the times I have been at home there has been disturbance. On 29 January I called the Noise Team at just past midnight.

I then received a call from Andrew Bolton who explained what he would do. I mentioned that I was hoping he could be there at just past 2 as this is when the bulk of the noise happens. Andrew Bolton mentioned he would visit the hotel. Then at 2 am there was a large disturbance. I came upstairs and saw many people standing across from the hotel. In Eastcastle Street I saw up to 20 youths walking in the middle of the street. 3 cars were parked on Eastcastle Street with music playing and for some time they waiting for passengers. 2 hotel staff made some effort but I believe even they had felt this a lost cause. I have video evidence and photos of this night (see **Appendix 3**).

I phoned the council number again and Andrew Bolton called me back I was hoping he had been there for this 2am major disturbance. He mentioned that he had visited at 1.30 am approximately and he had witnessed things not being satisfactory. He asked for the manager but left after 10 minutes having spoken to Michael who is the head of security. I also made calls to Dominik who is night manager at the hotel although he was not on site. He apologised and said he would look into it. I initially contacted him at 12 and he responded by saying they would look into it but up until past 2 the hotel was not able to control the noise.

I saw various Edition staff members talk to the people while in the cars but it felt like they were unable to control. In any event the disturbance went on for 30 minutes or so and had taken the effect of causing the nuisance and awakening and preventing sleep. I did not witness the security person on the corner asking people to keep the noise down or stand in designated areas. People were several times standing on the York house side of Eastcastle street in full view of the security person and nothing was said. People were also leaving making noise and nothing was said.

The 'function room' is in effect run as a club up until beyond 2am Thursday through Saturday. Last week Wednesday up until beyond 1am. The crowd management before, during and at the end of the night I believe is not adequate. I am concerned that people make the disturbance and I am told by hotel management that it will be under control. This for me is quite obvious as things eventually die down but the disturbance has already been caused. The security person on the corner can do and actually does very little. People were waiting on the York house side of the street and the individual said nothing. The people then walked back to the hotel. I could not sleep between 12am and 3am.

- **Friday 30 January 2015.** Things seemed fine until just after 2am when some individuals were shouting for a period of time. My neighbours next door and above were also disturbed and confirmed this. I cannot say who the people were but did hear someone asking to keep the noise down. This went on for 15 minutes or so and woke many of us up. 6 people have independently agreed with the above logged disturbance details for this week.
- **Saturday 31 January 2015.** I was out.

- I was then on holiday for two weeks.
- **Thursday 19 February 2015.** General noise from smokers and leavers. Guests of the hotel parked outside my flat making noise when leaving. Took a while to leave and played loud music before leaving.
- **Friday 20 February 2015.** There was some noise. General noise for smokers and leavers. Smokers walking to the York House side of the street to smoke, maybe because there was no room to smoke outside the hotel. I called the noise team, they visited but at 2.30am after closing time. The security person on the corner on both occasions did not take a proactive approach to ask the guests to refrain from causing disturbance. During the week it was quieter but mainly because there weren't many visitors and not I believe because of a change in procedure.
- **Thursday 26 February 2015.** Last night took more than 50 minutes with people almost wanting to continue the party on the street. I have included some footage, taken at 1.33am and after 2am. One video shows a car parked outside my window with guests from the hotel. They were sitting on the bonnet talking loudly. Hotel staff did nothing even though they were guest of the hotel. I contacted the hotel manager and went outside to meet him as I would not be able to sleep. I was outside with the night manager, Dom Prosser. The people sitting on the car then sat in the car. They were at times noisy and at other times less noisy but the people who were leaving the hotel and were parked elsewhere were very noisy. Had they been the ones parked outside my window there would have been a more significant disturbance. There were many people.. Some may not have had cars the crowd was quite large. Dom Prosser attempted to disperse them by crossing in different directions and speaking to them. He did not speak to the individuals who were initially sat on their car outside my flat window.
- **Friday 27 February 2015** – noisy. No details.
- **Saturday 28 February 2015** – not too bad.
- **Friday 6 March** - car parked outside with occupants making noise.
- **Thursday 12 March** - lots of noise from people outside the hotel, smokers and others, and traffic. Car parked outside with occupants making noise.
- **Friday 13th March/Saturday 14th March 2015** – no details.
- **Tuesday 17th March 2015** – There was an event which I later learnt was for Nike. I wrote an email to Maria Johnson of WCC that night, and as I was writing at 12.15am there were cars pulling up on Eastcastle Street and people getting out of them clearly going to the Hotel. There was a staff member outside but he was not being proactive and they were making considerable noise. At 1.30am there was still significant noise. A copy of my email to Maria Johnson and a text message conversation I had with the Hotel is attached. I took videos, the first showing staff doing little with the smokers/hotel guests opposite York House. They were definitely hotel visitors. The second video shows the smoking area at the front on Berners Street. There was very little control and the noise was loud when they were

talking/shouting. (Due to the number of videos I cannot find these specific ones. I do have the email I sent to Maria Johnson and copy of sms with hotel).

- **Wednesday 18th March 2015** – I had a meeting with the Hotel and their legal advisors. Various matters were discussed, and the Hotel shortly afterwards sent a letter to the CAB and myself detailing steps they would be taking. Although the measures appear to be helpful, some of the things have been suggested before and not worked. The late closing time for the club is the problem.
- **Thursday 19th, Friday 20th, Saturday 21st March 2015** – not as bad as previously but there was some general disturbance. This should be put in context of earlier nights being very bad as opposed to this being good! Disturbance was still caused!
- **Thursday 26th March 2015** – there was an altercation outside the Hotel which went on for some time. It was definitely caused by people visiting the Hotel. the hotel have accepted this There were several people, from hotel staff and public and lots of shouting and swearing. I contacted the hotel. Lance Perkins said it was 'unfortunate and could happen anywhere..' which I disagree with. It has never happened before. I was told it went on for 7 minutes. This does not appear to be the case as the person in question crossed the road and was shouting from across the road and returned. in my estimation it went on for more than 20 minutes. I asked neighbours and they confirmed my understanding. I asked the hotel to share the footage with me but they did not. This was very loud and very aggressive. This night in addition to the subsequent nights was also particularly disappointing given the progress I had hoped had been made following the meeting on 18 March with Lance Perkins, Dom Prosser, Julian Skeens, a colleague of Mr Skeens and someone who I believe was head of security.
- **Friday 27th March 2015** – Large numbers of people arriving and leaving the Hotel up until 2-2.30am. The Hotel's attempts to control this and the noise were not particularly effective.
- **Saturday 28th March 2015** – I was woken at 3.07am. This was the night the clocks had gone forward. I do not know if the Hotel had obtained or needed a TEN to trade until that time. There were many guests leaving and making a lot of noise, shouting and screaming right outside York House which woke me up. I attach a text message conversation I had with the Hotel that night.. I as definitely woken up, came up to look out of the window and could see various people leaving the hotel. Very highly likely as they were with hotel staff who were walking with some of them. They were singing. I have some footage but the people who woke me up had moved on. There were a number of hotel staff for some time after talking to guests as they were leaving. As above Lance Perkins has not shared the hotel footage with me. I have footage showing this but he has only said people were walking South on Berners street. There are no establishments north as Sanderson would have shut few hours before so I am not sure. I have my footage but have not been given access to the hotel's. As above this night in addition to the previous nights was disappointing given the progress I had hoped had been made following the meeting on 18 March with Lance Perkins, Dom Prosser, Julian Skeens, a colleague of Mr Skeens and someone who I believe was head of security.
- **Tuesday 31st March 2015** - event held this night general noise but not as bad as usual

- **Wednesday 1 April 2015** – events elf this night general noise but not as bad as usual
- **Thursday 2 April 2015** – Thursday there was a large group of people standing across the road for some time after 2 am. I took a video please see footage.. Security staff said they can't do anything once guests are out of the hotel. (Neighbour mentioned the noise on Thursday and Fruday when I met her over the weekend.)
- **Friday 3 April 2015** – Friday I called the noise control team and Francis Keegan from licensing visited. He said there were some people and he spoke to the manager.
- **Sunday 5 April 2015** - event held this night, no record of disturbance.
- **Thursday 16 April 2015** - new gig events night £5 in advance, £7 at the door.. Disturbance was generally earlier people were queuing up. The venue closed earlier also.
- **22, 23 April 2015** - I believe there were no events
- **24/4** - no record of disturbance
- **25/4** - smokers in Eastcastle street in front of security. Nothing done. Many what appeared to be taxis, stopping in corner.
- **Tuesday 28 April 2015** - Tuesday morning 00.20am large group outside hotel shouting and laughing a number of times. Not the usual weekend security. Did not appear they were asked to keep the noise down as it happened a few times
- **Friday 2 May 2015** - Friday night Saturday morning 1230 am 15-10606/ENC45. Initially Mr Mike Peters called me back.. He said he would attend with licensing inspectors. I met Mr Heath Ruchards and a colleague outside. I mentioned to him a car was parked outside my window. He went to have a look around. After he returned the noise had become increased. People had still not been dispersed and if anything the noise continued. We went for a look around to show the position of the car. The car was empty and the occupants were in a York House doorway. We could smell what appeared to be marijuana. Mr Richards pointed the smell out. There were 3 people who I recognised as being the people who approached and entered the car. They appeared to be passing a marijuana joint around. We returned and saw them again. We returned to the van. After a few minutes they had gone. I returned to my flat. There were a number of people opposite The hotel A number of people crossing and running shouting during the time people were leaving.
- **Saturday 3 May 2015** - The night generally appeared quieter. It was raining a little. I was in my flat and saw someone approach from the hotel and urinate outside my window. I initially shouted but thought I should allow the situation to end itself. I took footage. The person then slowly walked back towards the hotel. I did not see the person enter or leave the hotel.. The person who is normally on the corner was not there. I went to have a word with the hotel. When I arrived their approach was very uncooperative. The security said I should talk to the reception. One of the security radioed to ask if control room had witnessed anything. He said there was no one seen. It was possible that the person came from elsewhere but very possible that he came from the hotel, the hotel could easily check

on its cc TV footage. Not seeing anyone according to the hotel was a surprise. I went into the hotel and spoke to the reception. Another person who was outside followed me in and said Lance Perkins and Dom Prosser were not there. Then said Lance Perkins was at the hotel but was not available. He then introduced himself as manager but would not tell me his name laughing and effectively saying 'I'm not going to tell you'. I said is it Ryan. He laughed and said 'you don't even remember my name'. He was unprofessional and unhelpful. He said that as I live 100 metres from Oxford Street i should expect this and that I should I should not be complaining. I said the cause of the disturbance was usually the hotel club and bar/ restaurant. He said it is a function room. I said that websites refer to it as a club, and most people think it is. He said it was a function room. He then said I was looking for an argument and that I should go home. This is against what the hotel had previously said about contacting them should there be a problem and also against their policy of being a good neighbour. Moreover it is fair and responsible to at least hear what I have to say or check the tapes and in any event give your name. I called the noise team and Mr Richards attended again.

Noise log - update to log submitted with original application

Please note - Where no update is provided I was either away, there was no significant incident or I was unable to provide an entry

On most nights there is some disturbance. There is very little or no effort on the part of hotel staff to control smokers and the noise they make, people arriving and especially people leaving, loitering and congregating outside the hotel shouting and talking very loudly and often waiting for a taxi.

Wednesday 6 May - Hotel had their Wednesday basement club night. Had noise after closing time and just before. People (appear to be guests of the hotel) walking past York house. One woman walking after a man swearing on the York house side. A car pulled up and then after 10 minutes or so, after the woman came to the car, she went back after the man again creating disturbance

A car was parked and three people got in all shouting. All appeared to come from the hotel.

All people referred to, appeared at key hotel closing time or just before or just after.

I was away for next 2 weekends

Wednesday 20 May - event in club. Large numbers outside up until 12 midnight. There were larger numbers up until 11am making lots of noise. I could hear them from living room. Smoking area has grown and is more than half way across pavement. No desire or evidence of security saying anything. I am considering calling noise team as it is Wednesday.

Went outside and took some footage (12 midnight). Upon taking footage there is suddenly movement amongst security, they must have seen me on camera. Security were seen moving along smokers area but noise was not very much affected.

People waiting for taxis outside, no encouragement to wait inside

12.30am many people dispersing noisily. Club will close later so I am expecting more noise.

Thursday 21 May - 12.20am Friday morning. Lot of noise from the smokers outside the hotel. There have been many smokers since 11pm mostly at abt 11.45pm. Went to take videos of the smokers outside and the noise. Security were doing nothing despite lots of shouting. I took a video of the Sanderson hotel which was much quieter. There was also a car parked outside York house on a double yellow line. I asked if he was with the Edition hotel he said his client was there but he wasn't employed by the hotel. He moved after I took a picture and said he was on a double yellow line and the hotel had

agreed that they would attempt to control this. The hotel security could see him parked in a limousine but ignored him despite previous conversations about parked cars. There are many cars servicing the hotel who park outside York house on double yellow line for considerable time causing traffic congestion and noise.

I have returned home and there is still noise from the smokers. It is now 12.51am and the noise is regular. You hear the same voices implying security not asking for people to keep noise down.

Friday 22 May - I was out hence no update

Saturday 23 May - parked car on Eastcastle st. Dispersal an issue. Security just watched the 3 female customers walk past and talk loudly for some time but did nothing. Not interested. Probably would say they came from elsewhere. He may not have seen where they came from. Bigger dispersal problem.

4 male guests just arrived in car 1.25 am parked where female guests were. If club closes at 2am, this is quite late with respect to entry to the club. Not certain but hotel is only logical place they went as no other venues close by in that direction.

Dispersal at 2.35am fewer people than normal but the usual shouting and laughing and causing disturbance. The security person did not respond effectively.

The only time he was seen responding was when customers were stood on the York house side for upto a minute or so shouting. He saw them walk past him talking loudly but was not proactive. Even then they were a little quieter but his actions were not effective as they were still causing disturbance.

27, 28 May - No events generally quiet, peaceful normal sleep! Some black cab and other taxis pulling up and people calling taxis. Some noise from groups at around 12.30-12.45am unclear where from. Bar I believe closes at 1am

Friday 29 May - Friday night noise after 12am. Went out at 12.20am was about to take some footage. Security saw me and made efforts. There was still some noise but less after security's efforts

Went to bed but difficult to sleep due to noise. Surprisingly did manage to sleep but was woken up post 2am by noise that appeared to be from the hotel.

Saturday 30 May - woken up after 2am.

No organised dispersal. Came upstairs. Footage difficult

Wednesday 3 June - club night Wednesday night

Was in bed but heard lots of shouting after 12.15am up until 1.15am from direction of hotel, waking me up then preventing sleep. Same voices for several minutes despite security, implying effort ineffective or no effort made by security. The guests may have been from the hotel club or bar as both are open at this time.

2 cars parked outside window causing disturbance.

Away on holiday

Saturday 27 June - a lot of noise around 1.30am. Many car horns. Earlier noise throughout of people outside.

Sunday 28 June - Sunday many smokers and people waiting for taxi 0.30am

Non existent staff to ask them to keep the noise down. Door staff but not the trained staff to ask for people to keep noise down.

29, 30, 31 June - All nights late smokers and leavers making noise at 12.30 - 1am. Very noisy and loud.

1-3 July - I was out

2 July - scaffolding incident. Security at hotel when asked about an individual on the scaffolding did not even respond.

Security have had aggressive almost threatening approach,

4-9 July - The week was generally quiet maybe due to weather. The hotel appeared ready for business but generally not many people.

When people were making a noise the hotel staff appeared to not be proactive,

10 July - generally quiet

11 July - hotel appeared quiet. Just after 2am disturbance woke me up from the direction of hotel. Not sure if from guests of the hotel but from that direction. People appeared to be standing.

11- 24 July - Woken up many nights around key times ie closing 1am or later. Many cars/taxis picking up passengers parking on York house side. Very high use of car horns.

24 July - lots of people leaving around 1am. Unable to sleep. Disturbance till 1.30am. Earlier was raining.

25 July - went to sleep around 12 midnight. 1.13am was woken by many people dispersing. Considered calling noise team but expected dispersing people to take less than the 45-90 minutes noise team response time which it did.

Sleeping was very difficult. Attempting sleeping with head sandwiched between 2 pillows as I expected disturbance based on previous nights experience.

Security completely fail to prevent disturbance.

6 August - noise and car horns

7 August - 00:48 staff on corner talking to their acquaintances unaware that they are causing disturbance. Noise team called in relation to disturbance from this and hotel guests.

Ref 15/20731/enc45

Sunday 9 August - Quiet night then at 1am large group outside singing! Security did nothing. Footage taken

Tuesday 11 August - 12.25am

At least 6 people on the corner outside the hotel talking loudly. No action taken by the hotel staff to ask them to disperse or keep the noise down.

Footage taken. This went on for 20 minutes plus

Tuesday 18 August - Tuesday night disturbance. I called the council on 20/8 (1 day later)

On 18/8 lots of noise at 1am. Leavers making lots of noise from closing time. Taxis, cars, horns from cars/taxis servicing hotel visitors

Ref 15/22123/enc45

Friday 21-22 August - Friday night 0.25 am Saturday morning. Large number of leavers hotel security do nothing

Ref 15/22296/enc45

Saturday 22 - 23 August - Called the council twice initially at 12.05am.

Lots of noise security were not preventing disturbance. Mr George Christian from the noise team, said he would not be able to attend.

Ref 15/22372/enc45

The noise became very bad at 1.40am I called the council again.

There were many people who were shouting and talking in almost screaming voices. Many members of hotel security were standing by or walking past, but doing nothing to prevent the noise. This continued for upto 30 minutes at various positions on Berners Street and Eastcastle street after the group split into 2 groups. Hotel staff did nothing to prevent disturbance.

Footage taken.

Second ref 15/22383/enc45

30 August - disturbance from 11.30pm. 12.10am called noise team

ref 15/23150/enc45

Large groups with no supervision no dispersal management.

Multiple groups on corner leaving, arriving, smoking, waiting for taxi, loitering. No management

Saturday 5-6 September - Saturday night Sunday morning

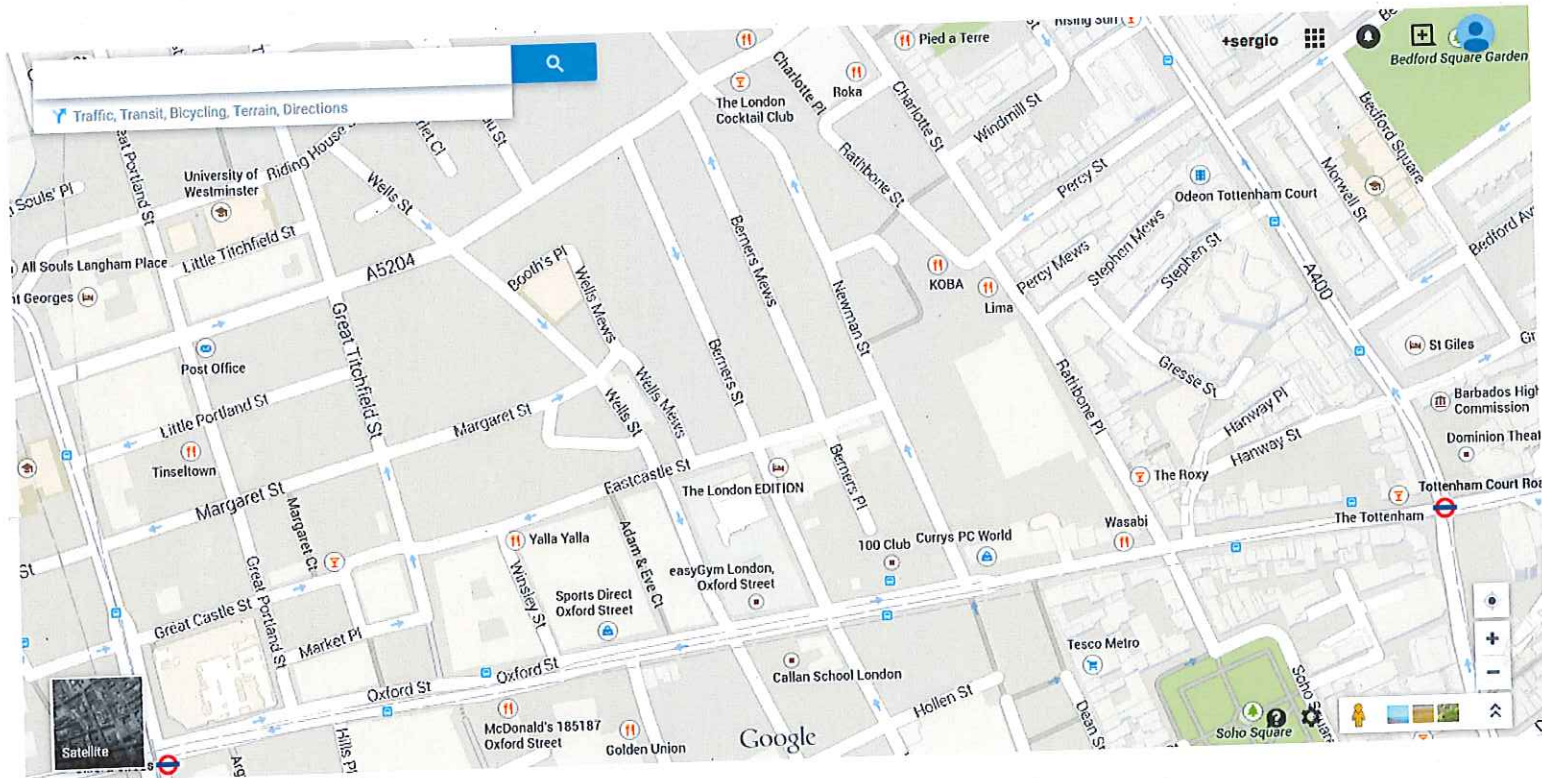
Multiple large and small groups leaving at 1.45am. Groups seen leaving, loitering, waiting, talking loudly and footage taken

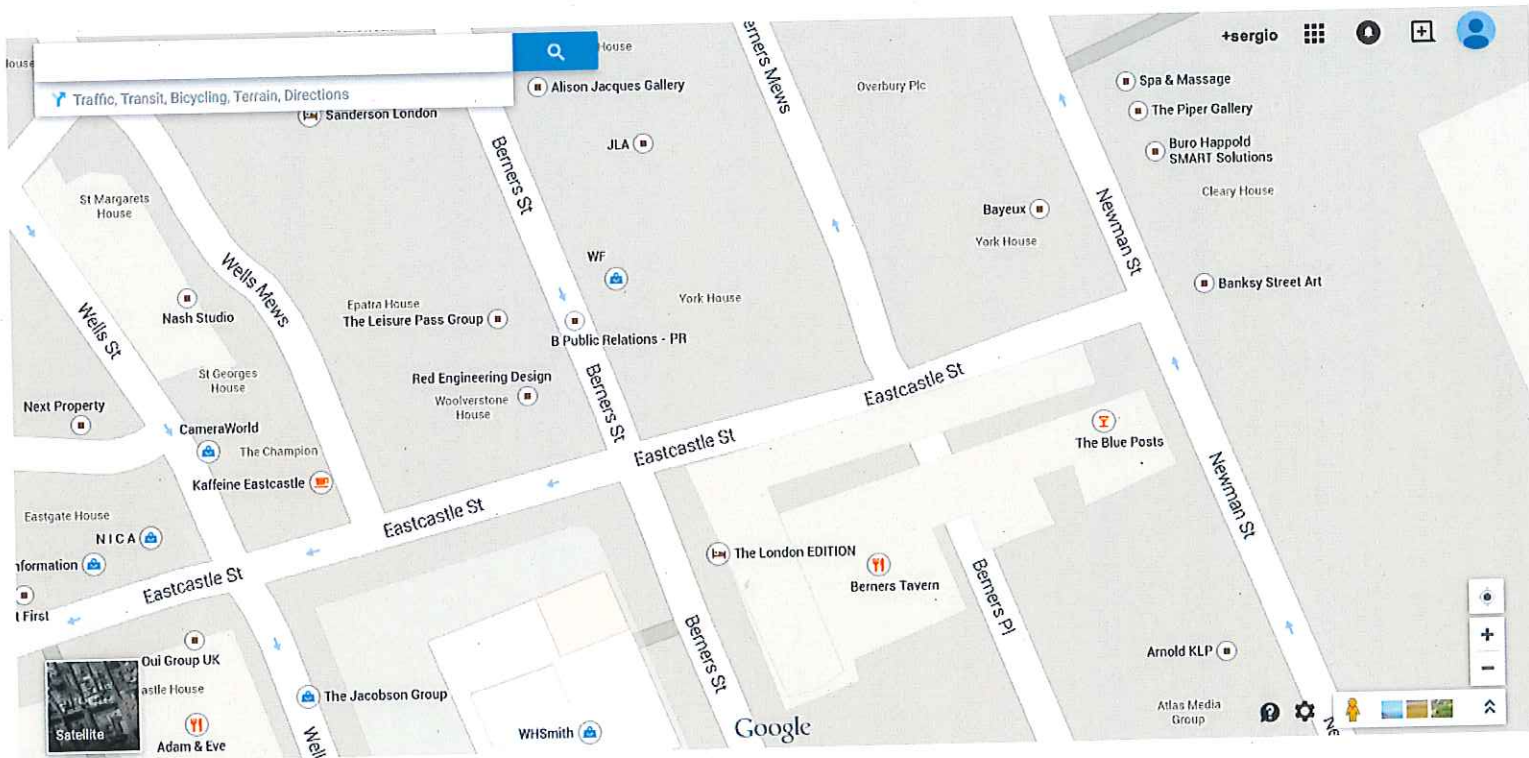
Disturbance for 30 minutes

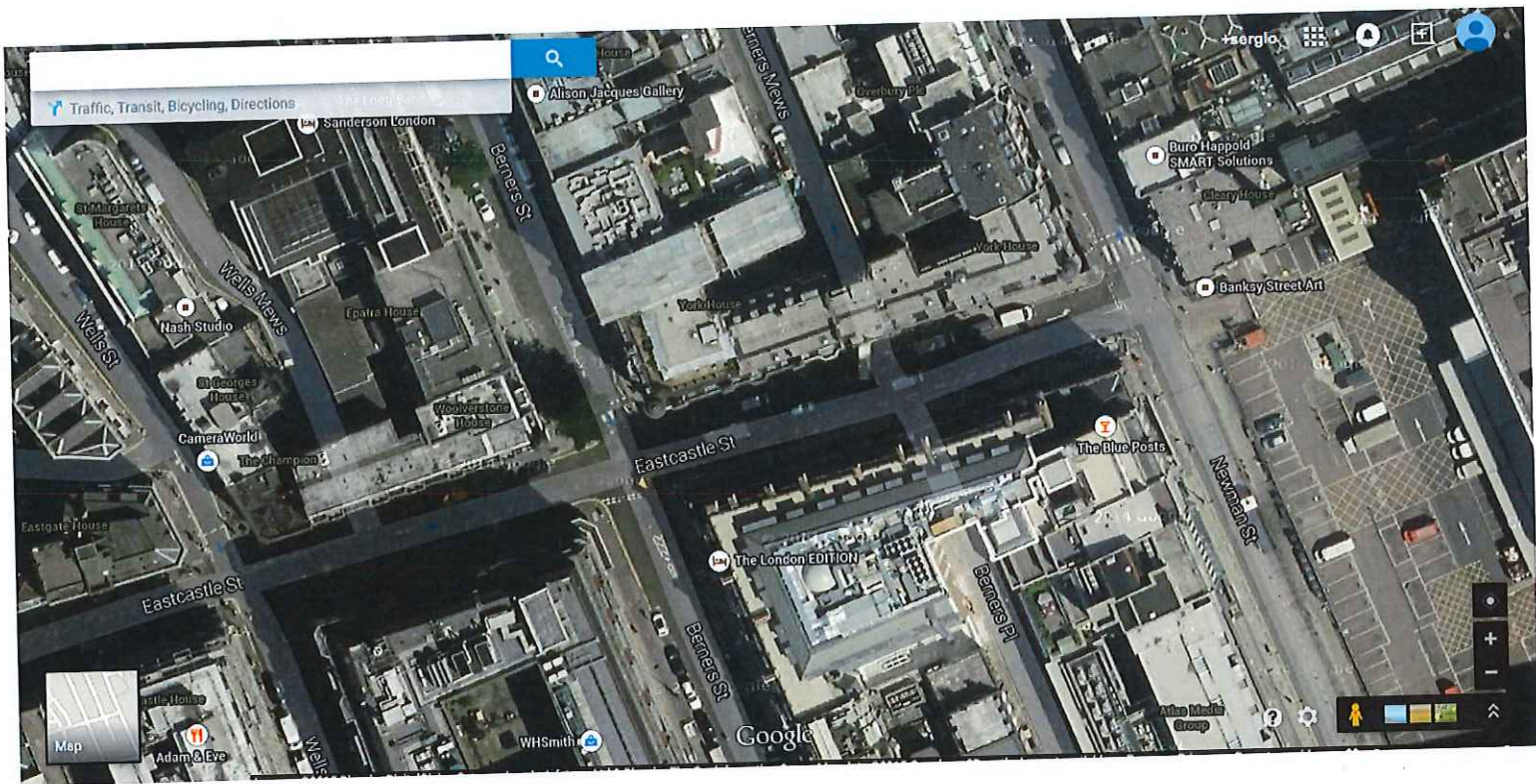
Hotel ground floor licence is 1am. If customers were in ground floor bar dispersal took some time for them to be leaving after 1.45am. (Function room was apparently closed).

After 2am while trying to sleep very noisy with noise from same people heard for some considerable time (did not see where these people came from. It was at key hotel closing time)

ANNEX A 3







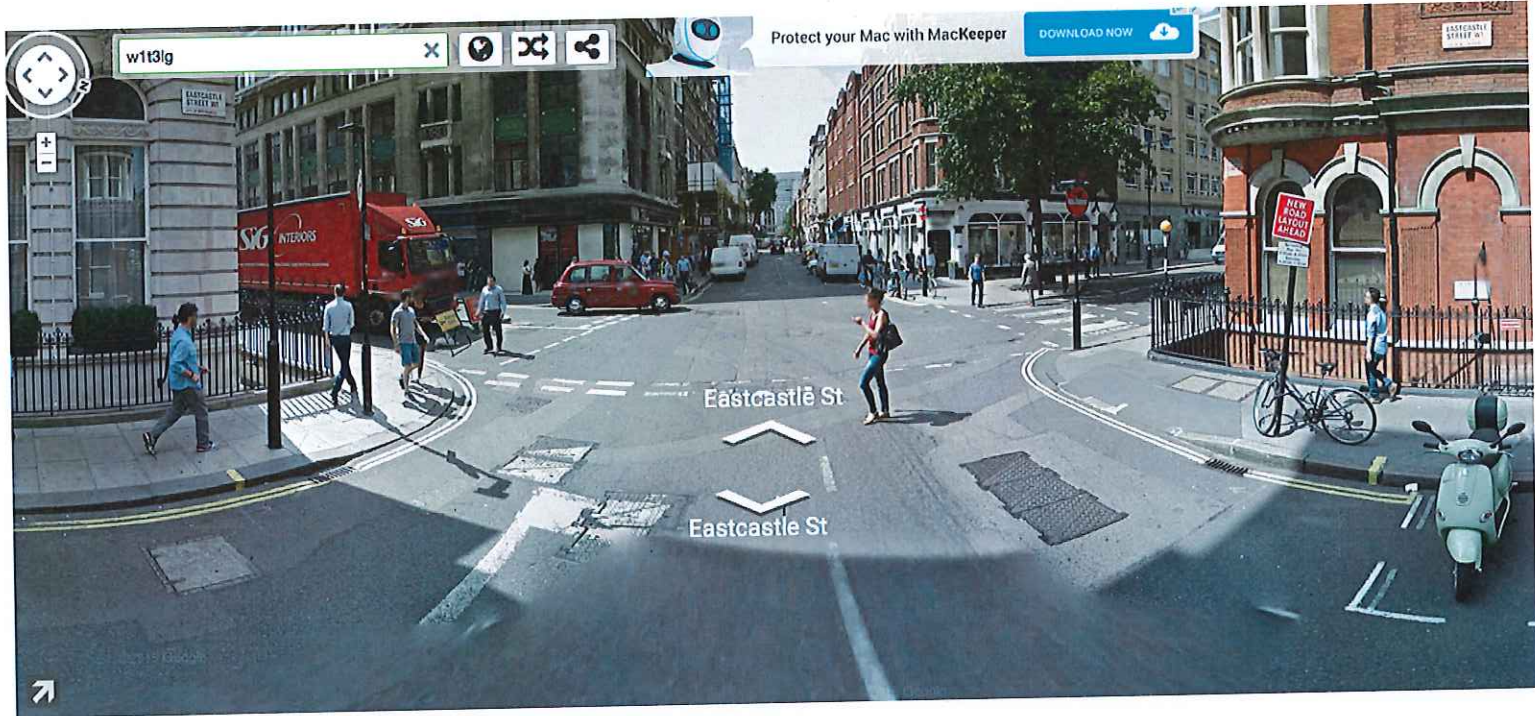


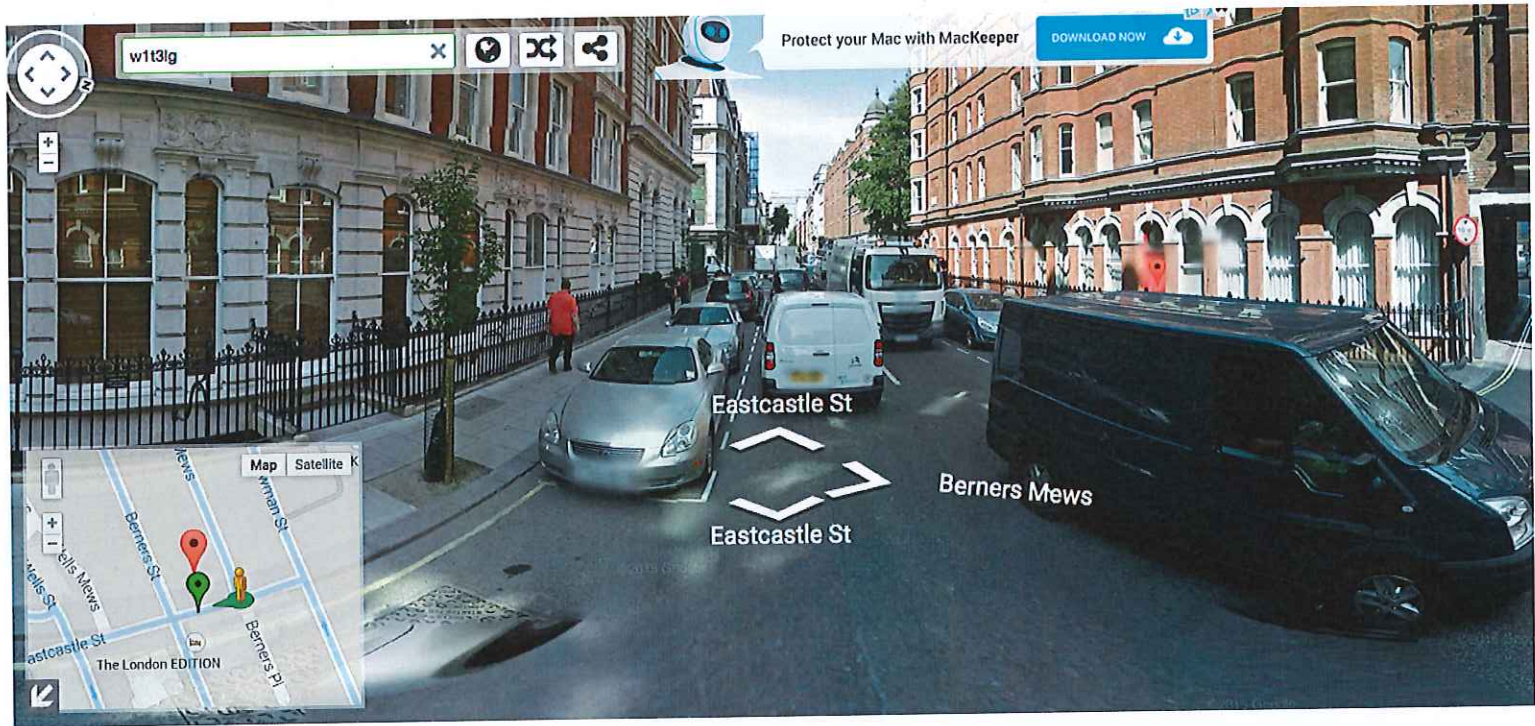
















Note Thurs night 29/1/15

4 vide2

One of the most distressing nights. This can probably be established from the tone of my voice.

The first 2 videos show smokers of guests smoke on the York House side of Eastcastle street causing disturbance. The security person did not ask them to smoke in the smoking area.

When the smoking area is full smokers just go elsewhere with no enforcement or way to prevent this.

The next 2 videos were taken after closing.

Initially 15-20 people were walking in the middle of the road on Eastcastle street shouting and making a lot of noise. There were other people on the opposite side of the hotel also. Three cars eventually appeared one by one on Eastcastle street. They were parked up for some time with some of the crowd of people entering the cars and others going elsewhere.

The cars were playing music and revving engines.

The hotel staff can be seen talking to the drivers. The cars did not move for some time. One can assume that one possibility is that the staff were asking the hotel guests to move on. If so this was unsuccessful.

The noise and disturbance started before the footage and went on for some time.

As mentioned above this was probably one of the most distressing nights.

This type of occurrence is quite common just with fewer cars or people but still causing lots of disturbance and distressing.

The hotel staff rarely get involved with hotel guests parked and making a noise.

Wade, Yolanda

From: Zafar Khalid <zkhaliid@yahoo.com>
Sent: 08 September 2015 16:44
To: Wade, Yolanda
Cc: Richard Brown Licensing@westminstercab.Org.uk; Zafar Khalid; St Rose, Rebecca; jms@jgrlaw.co.uk
Subject: Additional submission - footage
Attachments: Video.MOV; ATT00001.txt; Video.MOV; ATT00002.txt; Video.MOV; ATT00003.txt; Video.MOV; ATT00004.txt; Video.MOV; ATT00005.txt; Video.MOV; ATT00006.txt

Dear Ms Wade

As discussed please see video footage which I am submitting as an additional submission.

I have copied the licence holders representatives. Please would you forward to whoever else needs to see.

I should be grateful if you would circulate to the panel prior to the hearing so they have had a chance to see.

I have dated the footage with a brief description.

The below is for one particular evening 23 August and spans from just after midnight to just before 2am.

This is a fairly typical night.

I will be sending additional footage today or tomorrow.

Best wishes
Zafar
07956503129

Wade, Yolanda

From: Zafar Khalid <zkhalid@yahoo.com>
Sent: 08 September 2015 17:16
To: Wade, Yolanda
Cc: jms@jgrlaw.co.uk; Richard Brown Licensing@westminstercab.Org.uk; St Rose, Rebecca; Z K
Subject: Additional submission - footage 23 August 2 of 2
Attachments: Video.MOV; ATT00001.htm; Video.MOV; ATT00002.htm; Video.MOV; ATT00003.htm

Resending this email as 2 emails due to the size of the attachments

Dear Ms Wade.

As discussed please see video footage which I am submitting as an additional submission.

I have copied the licence holders representatives. Please would you forward to whoever else needs to see.

I should be grateful if you would circulate to the panel prior to the hearing so they have had a chance to see.

I have dated the footage with a brief description.

The below is for one particular evening 23 August and spans from just after midnight to just before 2am.

This is a fairly typical night.

PLEASE NOTE - THIS IS EMAIL 2 of 2 for 23 August due to size of attachments. Mail 1 of 2 sent earlier.

I will be sending additional footage today or tomorrow.

Best wishes

Zafar

07956503129

Wade, Yolanda

From: Zafar Khalid <zkhalid@yahoo.com>
Sent: 09 September 2015 13:06
To: Wade, Yolanda
Cc: jms@jgrlaw.co.uk; Richard Brown Licensing@westminstercab.Org.uk; St Rose, Rebecca; Z K
Subject: Edition hotel - Additional submission footage various nights
Attachments: Video.MOV; ATT00001.htm; Video.MOV; ATT00002.htm; Video.MOV; ATT00003.htm; Video.MOV; ATT00004.htm

Dear Ms Wade

As discussed please see video footage which I am submitting as an additional submission.

I have copied the licence holders representatives. Please would you forward to whoever else needs to see.

I should be grateful if you would circulate to the panel prior to the hearing so they have had a chance to see.

I have dated the footage with a brief description.

The below is for various evenings spread across various days of the week

These are fairly typical for a week..

Best wishes
Zafar
07956503129

List of Noise Complaints

DATE	TIME	REF	COMMENTS
29-30 Jan 2015 - Thurs night	00:02 Friday morning - Hayley Bacon	15/02372 /ENC45	Adam Bolton called me 00:45. Mr Bolton visited as he called me back and said he was not happy with the arrangement. He mentioned he left after 10 minutes after initially asking for the manager.
29-30 Jan 2015 - Thurs night	02:10 Friday morning	15/02379 /ENC45	3 cars hotel staff involved, 15-20 people. I called hotel at 02:08. I have record of sms messages with hotel.
20-21 Feb 2015 - Fri night	01:15 Saturday morning - Dion	15/04466 /ENC45	George Christian spoke to me. Kay Cummings called at 02:28.
12 March 2015 - Thurs night	23:59	15/06247 /ENC45	I called noise team after being disturbed, no further details
28-29 March 2015 - Sat night	03:07 Sunday morning - Dion	15/07449 /ENC45	Saturday night Sunday morning clocks went forward. Noise officer Mr Peters returned my call.
3-4 April 2015 - Fri night	00:56 Saturday morning - Chris	15/07892 /ENC45	Spoke to Francis Keegan. He visited and spoke to Dom Prosser, night manager.
1-2 May 2015 - Fri night	12:30 Saturday morning	15/10606 /ENC45	<p>Mike Peters called back. He visited with Westminster Council Inspector Mr Heath Richards and a colleague, he then left. I met the inspectors outside.</p> <p>They witnessed initially efforts being made but then people loitering outside the hotel and not being dispersed or being asked to disperse. The people were on the opposite side of the hotel and on the same side also.</p> <p>I witnessed a car with occupants, who I strongly believe were guests of the hotel as I saw them come from that direction at a time when the club had just closed. They were parked on Eastcastle street outside York House and outside my windows playing music. They then left the vehicle. After this Mr Richards and I witnessed the same people, who we suspected of smoking marijuana, in a doorway of York House on Eastcastle street. Mr Richards pointed out the smell and I saw them appearing to pass around what could have been marijuana.</p>

DATE	TIME	REF	COMMENTS
			<p>We witnessed many people running and walking and shouting. In some instances they were left to shout and in others they were asked to keep the noise down but after they had caused the disturbance.</p>
<p>2-3 May 2015 - Sat night</p>	<p>00:50 Sunday morning</p>	<p>Did not note reference</p>	<p>Patrick from the noise team called back. Heath Richards and a colleague visited. Mr Richards called me and I explained what had happened.</p> <p>The noise wasn't so bad but someone had urinated in front of York House, my flat windows. The person had come from the direction of the hoel and returned casually in that direction.</p> <p>I visited the hotel after having been told to get in touch if there was a problem and in the interest of being good neighbours.</p> <p>There was very little cooperation. The security said I should speak to reception.</p> <p>I mentioned what had happened and that the security person was not on the corner.</p> <p>He said he was not there for any person to which I replied that I knew that he was there for the hotel and what had been agree.</p> <p>He radioed control room and said no one was seen. I was surprised as I can understand if the individual cme from elsewhere but not that he was not there at all.</p> <p>There was another person who followed me in to the hotel.</p> <p>After asking the hotel for the night manaers I as told they were around but not immediately available. I was about to leave a message when the individual who had followed me in said he was the manager.</p> <p>He refused to give his name saying effectively 'Im not going to give you my name, I don't want to".</p> <p>Initially he said no one had urinated to which I offered to show him the footage.</p>

DATE	TIME	REF	COMMENTS
			<p>He then said as I live 100 metres from Oxford street I should expect this.</p> <p>He went on to say that I was looking for an argument and that I should just go home.</p>
There have been other calls but I failed to record the date			

Subject: RE: Edition hotel disturbance from guests
From: Kramer, Edwin (EDITION Hotels) (Edwin.Kramer@editionhotels.com)
To: zkhalid@yahoo.com;
Cc: Dfabower@aol.com; Edwin.Kramer@editionhotels.com;
Date: Friday, January 9, 2015 6:36 PM

Dear Mr Khalid,

Once again thank you for coming to meet with me and address your concerns in December. Whilst I wish it wouldn't have had come to this, it's now in everyone's best interest for us to do all that is possible to avoid any situation in the future. I have asked for assistance from our head office who have a wealth of experience, and look forward to getting back to you in due course with solutions. As I mentioned in December when we met, our first musical event will be January 21, so we have time to sort.

This weekend marks London Men's fashion week, and we have two private label fashion/catwalk shows and after-drinks planned for Saturday and Sunday, with the Velsvoir and Pretty Green brands. Although the shows/drinks do not end late, I have taken extra precautions with extra security officers that will be very visible and present. Dom, the manager you met and have contact details of is present both nights.

Please be assured this is personally extremely important, and you have my full attention in finding solutions that will be acceptable to all.

Kindest regards,

Edwin

-----Original Message-----

From: Zafar Khalid [mailto:zkhalid@yahoo.com]
Sent: 06 January 2015 14:45
To: Kramer, Edwin (EDITION Hotels)
Cc: Tracey Bower
Subject: Edition hotel disturbance from guests

Dear Mr Kramer

It was good to meet on Friday 19th December to discuss the disturbances caused from guests visiting the hotel's various facilities. I am sending the following in order that we have a record of what was discussed. Please let me know if you need clarification of if you are in disagreement.

On meeting I mentioned the difficult night I had had the night before, Thursday night, and how in the last few months the noise situation had become very difficult.

The previous night there was noise all night and although trying to sleep at around 12.30am I had

remained awake til 3.45am.

This situation has repeated almost every weekend. The situation is most serious from Thursday to Saturday.

I have called many times and also visited to hotel to discuss with various members of staff and also head of security.

Staff have been helpful but, as discussed, there has been no effective action or difference to the noise levels. Only on one occasion directly after conversation I had seen a member of staff ask guests to keep the noise down on the Eastcastle street side of the hotel.

One incident in the previous month saw 3 guests with their car parked at approximately 2.30 am on a Saturday morning (Friday night) on the hotel side of Eastcastle street - at the corner of Eastcastle and Berners street. They were definite guests as they were seen coming out of the hotel and talking to others coming out of the hotel. One of the guests decided to relieve himself on the York house side of Eastcastle street. This is unacceptable.

This has happened one other time in the last month although it cannot be confirmed if this person was a guest of the hotel.

I mentioned that I felt as if I knew many duty managers and various management staff as I had spoken to so many.

You confirmed the various conversations I have had as the hotel has good incident records and notes which you have reviewed and you confirmed you have been informed of the various times I had contacted the hotel.

Last night as I could not sleep I took time to review the license on the Westminster Council website and the various notes I have access to.

I have also had conversations with residents today and also other people he knew who worked in the entertainment business.

Licence

When conversations with all interested parties including the council were taking place when the hotel was being refurbished, the room downstairs had been described as a 'function room' which would be used for functions such as weddings and one off parties. The room has become a regular night spot which is effectively a club. There are large numbers of people at opening time 10-10.30pm onwards, smokers throughout the evening and a large number of people leaving at closing for an hour or more, between 1.30-3.30 approximately.

Guests loiter outside waiting for a taxi or for no obvious reason. Guests have at times crossed the road and decided to smoke or congregate outside York House. Guests and or staff also gather to smoke in the mews behind York house.

Smokers outside the hotel during the course of the evening are usually talking very loudly or shouting and the sound travels. Guests are not told to keep the noise down. I have visited the hotel a few times and on no occasion have I seen or heard the staff asking guests outside to keep the noise down while smoking or talking.

When leaving the hotel usually throughout the night up until 3.30am, the disturbance is also significant. As you can imagine guests have been drinking and leave in all directions usually waiting outside for some time. Either they take taxis, walk to parked cars or walk but are very loud and tend to loiter.

Guests in the function room, as they are attending a 'function', should be on the guest list hence they should all be known. This would allow for staff to assertively insist on guests leaving quickly and quietly.

Staff can also ask guests to leave towards Oxford street or away from York House quickly and quietly.

Staff can also before during and after the 2 hours of the closing be positioned on Eastcastle street and can insist on guests keeping noise levels down.

While I am in many ways happy to have a quality establishment close to where I live I would rather be able to sleep at a normal time.

I mentioned that I will be monitoring progress and working with the hotel to maintain control of noise and nuisance levels. Going forward we will review at regular intervals.

You have provided me with the number and contact of your nightlife manager whom I have now also met.

I sincerely hope as discussed that we can control the levels of noise and the disturbances described above.

However I must also insist that the residents are united in solving and controlling the problems associated with the above and the fact that the function room was understood to be used for specific functions such as weddings or one offs appears to not be as understood.

Other establishments in the area eg Amika on South Molton Street have had similar problems and as is understood their licence was revoked.

I fully believe you understand the problems encountered and as discussed you also understand the issues with the disturbances.

I look forward to starting the new year on a positive footing with respect to this.

Happy new year and best for year ahead
Zafar Khalid
York House

THE
LONDON
EDITION

London January 21, 2015

Dear Mr Khalid,

Thank you once again for seeing me on December 19th. Since that date we have reviewed the points we discussed and have considered how to improve our system in an effort to ensuring we don't have repeats of the situations you have brought to our attention.

First of all I'm truly sorry alleged disturbances from our hotel guests have caused you to not be able to sleep on some nights. We have always wanted to be an active partner in the community and have wanted our public spaces to be seen as an extension of everyone's living room. Our event space adds to this, and has turned out to be a favourite in the local creative community for music events, artist showcases, playbacks for musicians and press, display cases for fashion and cosmetics companies. It is a space that can be transformed into hosting a catwalk show as we have just done in London Collection-Men fashion week, and many other types of events. We have always tried to balance hotel with public and private spaces to create one enchanting building where guests have a multitude of options to enjoy themselves, and it's pleasing to see so many neighbours including you take part in this.

We would never wish for anyone to be disturbed by any activity we hold, whether that be smokers during day or evening, or people coming in and out of our building. We had contracted one of London's finest specialist security companies to oversee the entry, exit and safety of everyone. In the past months I understand that you have had cause to complain on several occasions with some of our team members, and I'm sorry to hear you didn't feel we immediately addressed the nature of the complaint. We take these matters extremely seriously, and I know the team has always reacted to any issue as well as being pro-active in increasing the number of security agents where we felt necessary. It may not always have been clear that we did as we have not had security wear specific high visibility clothing.

I have been able to convene with both our head office as I mentioned in my email of January 9, and with the team here at the hotel and have implemented the following structure to help prevent any future possibility of a disturbance on the corner of our street. We have recently changed our contracted specialist security company and have seen significant positive changes already in this short time of their management and I hope you have too.

You have specifically drawn our attention that the apartments at the junction of Berners Street and East Castle Street are particularly affected and so as an immediate short term measure we have arranged for an additional member of the Security Company to patrol that area, and we will continue to do so until we feel that it is unnecessary and we would welcome your input.

10 BERNERS STREET LONDON W1T 7NP UNITED KINGDOM PHONE +44 20 7761 0000 FAX +44 20 7761 0100

UN ESTABLISSEMENT 294 HOTEL GOWAN LIMITED 7 ALBEMARLE STREET LONDON W1S 4HD ENGLAND REGISTRATION OF 40020090 AND 0916080
REGISTERED OFFICE LE MASQUER HOUSE LA RUE LE MAQUIN 91 NEUF JERSEY 44 000 REGISTRATION 1005 5 INCORPORATION WITH LIMITED LIABILITY (LIMITED)

We are undertaking additional measures to help eradicate the problem:-

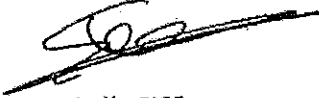
1. We look at each event individually by way of a risk analysis and specifically review the staffing numbers to ensure we have all areas of hotel and external points adequately covered
2. External security personnel will wear EDITION jackets, with clear markings and high-res armbands so that residents can see that there is a more active presence on Berners and Eastcastle Streets
3. We have lowered the upper limit of guests in the smoking section and will rope off the space to keep the pavement clear and control our patrons more effectively
4. We are encouraging patrons waiting for taxis to wait inside the lobby and actively encourage all guests loitering outside to disperse towards Oxford Street
5. We have instructed Security personnel to approach any individual creating an unacceptable level of noise and are asking the people to please respect our neighbours and lower the volume, whether they are guests of the hotel or merely passers-by
6. We are investigating the option of using the fire exit nearest to Oxford Street as the main point of egress for the basement which would decrease the number of guests exiting towards Eastcastle/Berners corner and disturbing you
7. We are setting a cut-off time for smokers to be able to re-enter the building
8. We are actively investigating the option of having more taxis available late at night
9. Our in-house security is patrolling to ensure staff use the Newman street assigned smoking area for staff only

I would like to take you up on your invitation to join you on one of your resident meetings to explain the above and to make it clear that we will do all in our power to avoid residents being disturbed should you think this is appropriate.

I have provided you with the number and contact of our nightlife manager whom you have now also met, and obviously you have my direct number, please feel free to contact me directly should you wish to do so. Please also copy me in on anything you write whether by complaint or praise so I can see to it that we have followed up appropriately.

Please be assured the team and I all take the complaints you have set forward extremely seriously, and we hope that with a renewed vigour to managing our evenings we can live in peace with our cherished neighbours. I too look forward to starting the new year on a positive footing with you and your fellow residents.

Kind regards,



Edwin Kramer
Hotel Manager

Subject: Re: Edition hotel disturbance from guests
From: Z Khalid (zkhalid@yahoo.com)
To: Edwin.Kramer@editionhotels.com;
Date: Tuesday, February 3, 2015 8:38 PM

- Last 3 pages repeated elsewhere
- Correspondence shows progress or lack of progress since initial meeting with hotel, despite meetings and correspondence

Dear Edwin ^{last}
A log of ~~last~~ week is as follows:

Thursday night- disturbances from 12 to about 3am. I messaged Dom initially at 12 and spoke to him at 2.

He spoke to staff at the hotel.

Michael, hotel head of security, and other staff members in my video are seen talking to the people who were hotel guests causing the disturbance for some time.

Friday night- initially quiet then at 2.05 significant disturbance in York street side,

I cannot say who the people were but did hear someone asking to keep the noise down. This went on for 15 minutes or so and woke many of us up.

Saturday night- not applicable as I was out myself.

At this moment there are approximately 20 residents who have been contacted as have been affected by the noise.

Of the above mentioned times 6 people have independently agreed with the above logged disturbance details.

I am happy to share any recorded evidence. I would like to point out the as written above Dom was in contact and several hotel staff notably Michael was seen and is in the video chatting to leaving guests.

Best wishes
Zafar

Sent from my iPhone

> On 4 Feb 2015, at 02:42, "Kramer, Edwin (EDITION Hotels)"
<Edwin.Kramer@editionhotels.com> wrote:

>
> Dear Zafar
>
> Thank you for the heads up, we've now watched all CCTV of that night till about 3am. We can't see unfortunately what's happening on the corner, only what's on the front of the hotel due to the camera positioning, and the front and exit is mostly clear between 2 and 3 am, bar an occasional person walking out. Definitely no sign of anyone causing disturbances, perhaps it would be good to see your

footage together with ours to get a clear picture of what's happening in the street.

> I look forward to speaking soonest, apologies we didn't connect yesterday.

> Regards,

> Edwin

> -----Original Message-----

> From: Zafar Khalid [mailto:zkhalid@yahoo.com]

> Sent: 30 January 2015 19:54

> To: Kramer, Edwin (EDITION Hotels)

> Subject: Re: Edition hotel disturbance from guests

> Dear Edwin

> Many thanks.

> If you have time look at cctv for 2am onwards you will see the wave of people leaving and their cars on Eastcastle street. I have taken a video. Also people standing across from the hotel.

> Between 12 and 2 there was also significant noise.

> Re the person on the corner I can show you videos of people standing on the York house side of the street going back to the hotel. I have videos and pictures.

> There were many instances of this. I am not saying he didn't at all ask people to keep quiet but unfortunately it has not been effective enough and last night I did not see this. This includes people leaving the hotel St various times also.

> I could not sleep between 12 and 3 and I am an easy sleeper. I also wake up at 7am during the week.

> Look forward to speaking on Monday.

> Best wishes

> Zafar

>> On 30 Jan 2015, at 19:19, Kramer, Edwin (EDITION Hotels)

>> <Edwin.Kramer@editionhotels.com> wrote:

>> Dear Zafar,

>> Thank you for your note of Tuesday, and today. I'm truly sorry you don't think our measures have had any effect. We have added the officer in high visibility jacket, which you mentioned you have

seen, have lowered the amount of people in the smoking area, have had management presence around and have taken this extremely seriously as always. Your comments have enabled us to focus in on the disturbance you are suffering.

>>

>> I have watched CCTV footage at length with the team, and have seen the gentleman that was posted on the corner of Eastcastle and Berners did in fact not stay there permanently but has assisted the others in keeping noise down. He has now been instructed to stay on the corner, and again been instructed to pro-actively avoid any possibility of disturbance.

>>

>> We have three events scheduled this weekend, we are on high alert, and rest assured you have everyone's attention in a united effort to minimise any disturbance whether caused by us or from passers-by, or anyone else for that matter.

>>

>> I personally called for and presided over a meeting with the inhouse and contracted security this week, and I have just finished one again tonight, leaving nobody unclear of my commitment to take every step we can to address your concerns.

>>

>> I will make contact on Monday, if there is anything I can assist with on the weekend please contact me.

>>

>> Kind regards,

>>

>> Edwin

>>

>>

>>

>> -----Original Message-----

>> From: Zafar Khalid [mailto:zkhalid@yahoo.com]

>> Sent: 30 January 2015 15:55

>> To: Kramer, Edwin (EDITION Hotels)

>> Subject: Re: Edition hotel disturbance from guests

>>

>> Dear Edwin

>> We are in the second week after the Christmas and new year period. There has been little difference with the measures you put forward.

>>

>> Yesterday on Thursday I was disturbed from 12 midnight onwards. I came out of the building to have a look and there was a large number of people outside the hotel making a lot of noise.

>>

>> The person on the corner of Berners and Eastcastle streets was not asking people to keep the noise down. In fact I did not see him ask anyone to keep the noise down or move to a designated area all night notwithstanding the many opportunities he had.

>>

>> I messaged Dominik at 12 after calling him and leaving a message. He mentioned that he had walked the perimeter of the hotel.

>>

>> The noise continued unaffected. There we on several occasions people crossing the road and standing outside York house. After some time they would go back to the hotel. I do not know if they were smoking or taking a break or waiting but they were causing disturbance. The security person in the jacket did not ask them at any stage to move to a designated area or keep the noise down.

>>

>> Then at just after 2am there was a considerably large disturbance. There were many people outside on the opposite side of the hotel and approximately 15-20 people in the middle of Eastcastle street walking towards at least 3 cars. The cars were parked on Eastcastle street for some time and the people were shouting or talking loudly.

>> I saw various Edition staff members talk to the people while in the cars but it felt like they were unable to control. In any event the disturbance went on for 30 minutes or so and had taken the effect of causing the nuisance and awakening and preventing sleep.

>> Edwin I must say I would be very surprised if this was not considered unacceptable by any reasonable individual.

>> I then called Dominik and he said he was not at the hotel that night. He said his staff were working on it and it would be brought under control.

>> This also has to be considered unacceptable. Even leaving noisy individuals would eventually lead to them moving on. The 2-3 hours disturbance from 12-3am was already done. The 30 minutes of heavy disturbance which took place from 2am was already done.

>> I have photo and video evidence of all of the above.

>> This in addition to last week leads me to believe that the only way I will have a decent nights sleep is when no events are on or if I am out myself.

>> Please advise your course of action.

>> Best wishes
>> Zafar Khalid
>> York House
>> 07956503129

>>> On 27 Jan 2015, at 16:21, Zafar Khalid <zkhaliid@yahoo.com> wrote:

>>> Dear Edwin
>>> Please see my comments below regarding the last week and noise/ disturbance. The disturbances referred to below all came from guests leaving the hotel.

>>> I will keep a log going forward.

>>> 21 January 2015 Wednesday night Thursday morning 12.51am onwards multiple disturbances.

>>> 22 January 2015 Thursday night Friday morning 1.45am onwards multiple disturbances.

>>> 23 January 2015 Friday night Saturday morning - not applicable as I

>>> was out

>>> 24 January 2015 Saturday night Sunday morning - car alarm in Eastcastle street so not applicable.

>>> I have seen the security individual on the corner of Eastcastle street which you mentioned in your

letter.

>>>

>>> I appreciate this person has a difficult job but please can you suggest that he asks guests to keep the noise down a little more proactively as opposed to waiting for them to make a noise and then asking for them to keep the noise down. Please can you also consider having another person so visitors walking to the hotel from Newman street can be asked to keep the noise down.

>>>

>>> Best wishes

>>> Zafar

>>> York house

>>>

>>>

>>>

>>>

>>>

>>>

>>>> On 20 Jan 2015, at 17:55, Kramer, Edwin (EDITION Hotels)

<Edwin.Kramer@editionhotels.com> wrote:

>>>>

>>>> Dear Mr Khalid,

>>>>

>>>> I have attached my response to your email dated January 6, and look forward to making this a great year.

>>>>

>>>> I equally look forward to meeting Ms Bower.

>>>>

>>>> Kind regards,

>>>>

>>>> Edwin

>>>>

>>>>

>>>>

>>>>

>>>>

>>>> -----Original Message-----

>>>> From: Zafar Khalid [mailto:zkhalid@yahoo.com]

>>>> Sent: 06 January 2015 14:45

>>>> To: Kramer, Edwin (EDITION Hotels)

>>>> Cc: Tracey Bower

>>>> Subject: Edition hotel disturbance from guests

>>>>

>>>> Dear Mr Kramer

>>>> It was good to meet on Friday 19th December to discuss the disturbances caused from guests visiting the hotel's various facilities. I am sending the following in order that we have a record of what was discussed. Please let me know if you need clarification of if you are in disagreement.

>>>>

>>>> On meeting I mentioned the difficult night I had had the night before, Thursday night, and how in the last few months the noise situation had become very difficult.

>>>>

>>>> The previous night there was noise all night and although trying to sleep at around 12.30am I had remained awake til 3.45am.

>>>>

>>>> This situation has repeated almost every weekend. The situation is most serious from Thursday to Saturday.

>>>>

>>>> I have called many times and also visited to hotel to discuss with various members of staff and also head of security.

>>>>

>>>> Staff have been helpful but, as discussed, there has been no effective action or difference to the noise levels. Only on one occasion directly after conversation I had seen a member of staff ask guests to keep the noise down on the Eastcastle street side of the hotel.

>>>>

>>>> One incident in the previous month saw 3 guests with their car parked at approximately 2.30 am on a Saturday morning (Friday night) on the hotel side of Eastcastle street - at the corner of Eastcastle and Berners street. They were definite guests as they were seen coming out of the hotel and talking to others coming out of the hotel. One of the guests decided to relieve himself on the York house side of Eastcastle street. This is unacceptable.

>>>>

>>>> This has happened one other time in the last month although it cannot be confirmed if this person was a guest of the hotel.

>>>>

>>>> I mentioned that I felt as if I knew many duty managers and various management staff as I had spoken to so many.

>>>>

>>>> You confirmed the various conversations I have had as the hotel has good incident records and notes which you have reviewed and you confirmed you have been informed of the various times I had contacted the hotel.

>>>>

>>>> Last night as I could not sleep I took time to review the license on the Westminster Council website and the various notes I have access to.

>>>>

>>>> I have also had conversations with residents today and also other people he knew who worked in the entertainment business.

>>>>

>>>> Licence

>>>> When conversations with all interested parties including the council were taking place when the hotel was being refurbished, the room downstairs had been described as a 'function room' which would be used for functions such as weddings and one off parties. The room has become a regular night spot which is effectively a club. There are large numbers of people at opening time 10-10.30pm onwards, smokers throughout the evening and a large number of people leaving at closing for an hour or more, between 1.30-3.30 approximately.

>>>>

>>>> Guests loiter outside waiting for a taxi or for no obvious reason. Guests have at times crossed the road and decided to smoke or congregate outside York House. Guests and/or staff also gather to smoke in the mews behind York house.

>>>>

>>>> Smokers outside the hotel during the course of the evening are usually talking very loudly or shouting and the sound travels. Guests are not told to keep the noise down. I have visited the hotel a few times and on no occasion have I seen or heard the staff asking guests outside to keep the noise down while smoking or talking.

>>>>

>>>> When leaving the hotel usually throughout the night up until 3.30am, the disturbance is also

significant. As you can imagine guests have been drinking and leave in all directions usually waiting outside for some time. Either they take taxis, walk to parked cars or walk but are very loud and tend to loiter.

>>>>

>>>> Guests in the function room, as they are attending a 'function', should be on the guest list hence they should all be known. This would allow for staff to assertively insist on guests leaving quickly and quietly.

>>>>

>>>> Staff can also ask guests to leave towards Oxford street or away from York House quickly and quietly.

>>>>

>>>> Staff can also before during and after the 2 hours of the closing be positioned on Eastcastle street and can insist on guests keeping noise levels down.

>>>>

>>>> While I am in many ways happy to have a quality establishment close to where I live I would rather be able to sleep at a normal time.

>>>>

>>>> I mentioned that I will be monitoring progress and working with the hotel to maintain control of noise and nuisance levels. Going forward we will review at regular intervals.

>>>>

>>>> You have provided me with the number and contact of your nightlife manager whom I have now also met.

>>>>

>>>> I sincerely hope as discussed that we can control the levels of noise and the disturbances described above.

>>>>

>>>> However I must also insist that the residents are united in solving and controlling the problems associated with the above and the fact that the function room was understood to be used for specific functions such as weddings or one offs appears to not be as understood.

>>>>

>>>> Other establishments in the area eg Amika on South Molton Street have had similar problems and as is understood their licence was revoked.

>>>>

>>>> I fully believe you understand the problems encountered and as discussed you also understand the issues with the disturbances.

>>>>

>>>> I look forward to starting the new year on a positive footing with respect to this.

>>>>

>>>> Happy new year and best for year ahead Zafar Khalid York House

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>>>> <Mr Khalid.pdf>

Subject: RE: Edition hotel disturbance from guests
 From: Prosser, Dominik (EDITION Hotels) (Dominik.Prosser@editionhotels.com)
 To: zkhalid@yahoo.com; Edwin.Kramer@editionhotels.com;
 Date: Friday, February 27, 2015 2:49 PM

Correspondence re
 progress with
 Dom Prosser, night
 manager.
 He had witnessed
 previous night's disturb-
 -ance

I apologise again Zafar and will be once again on the corner tonight to assist and monitor the kick out.

Thankyou for your feedback

-----Original Message-----

From: Zafar Khalid [mailto:zkhalid@yahoo.com]
 Sent: 27 February 2015 10:49
 To: Kramer, Edwin (EDITION Hotels); Prosser, Dominik (EDITION Hotels)
 Subject: Edition hotel disturbance from guests

A log of last weeks noise disturbance is as below. I have footage of both nights. Yesterday was not a good night either. I spoke to Dom and met him outside after giving up on trying to sleep.

Dispersal of the crowd after 2am is not proving very efficient.

Also, as I'm sure Dom will agree, the security person at the corner is not proactive in having the noise kept down. Dom himself came out and was asking the hotel guests to keep the noise down and leave quietly. I have not seen the security person doing this proactively. I have seen some involvement well after a disturbance has been caused.

Security involvement should be prior to guests stepping out of the hotel at the end of the night. Somebody should be asking all to keep quiet and disperse quickly and quietly. Once outside they should be asked to move along quickly and quietly. Last night took 30 minutes with people almost wanting to continue the party on the street. Again I have footage.

I had a car again parked outside my window with guests from the hotel. I was outside with Dom. The occupants were not too noisy but the people who were leaving the hotel and were parked elsewhere were quite noisy. Had they been the ones parked outside my window there would have been a definite disturbance.

The point here really is that as it is a function room licence and as technically the promoter or someone from the hotel should know all the guests, the hotel has leverage to insist the guests should keep the noise down else they will not be allowed back in or invited in the future.

Re the smoking also if guests of the function room do not smoke in designated areas, and smoke outside York house, they should not be allowed to return.

Thursday 19/2/2015

General noise from smokers and leavers

Guests of the hotel parked outside my flat making noise when leaving. Took a while to leave and played loud music before leaving.

Friday 20/2/2015

General noise for smokers and leavers

Smokers walking to the York House side of the street to smoke, maybe because there was no room to smoke outside the hotel.

The security person on the corner on both occasions did not take a proactive approach to ask the guests to refrain from causing disturbance.

THE
LONDON
EDITION

Mr. Richard Brown
Licensing Advice Project
Westminster Citizens Advice
21a Conduit Place
London
W2 1HS

20th March, 2015

Reference: The London EDITION, 10 Berners Street, London W1A 3BE
Premises Licence ref: 13/06844/LIPDPS

Dear Mr Brown,

Further to the letter received from The Westminster Citizens Advice Bureau on the 5th February and our holding letter dated 16th February, we would like to apologise for the delay in responding, however, we have been waiting to meet with a representative of York House, Mr. Zafar Khalid (whom has been on holidays for 2 weeks). The meeting however did take place yesterday.

We will be taking the following steps:-

1. Our security and management teams will be more proactive in managing guests attending functions at the hotel, particularly around the smoking area to ensure that they are in the designated space which is allocated, and that the noise is kept to an acceptable level. We are providing more training and guidance for our Supervisors.
2. We will also manage our function room guests leaving the hotel to ensure that they do not loiter outside the main entrance and cause any additional noise disturbance.
3. The hotel has very few guests who require car parking and we do have suitable parking arrangements locally in Poland Street at a nominated car park. We will promote these facilities to our guests and to non-residents visiting the hotel, together with the valet parking which is already in place, to reduce noise disturbance from those people parking in surrounding streets. In addition, we would support the residents of York House in their aspiration to make permit parking on Eastcastle Street applicable 24 hours a day, 7 days a week.
4. We have already installed two brand new state of the art, CCTV cameras on Eastcastle Street and we are working closely with the residents of York House to re-position the cameras to monitor any situations of noise disturbance more effectively. We recognise that there are many other establishments, and many other people in addition to our guests in and around Fitzrovia during the day and night and the additional cameras will also assist us and the residents in finding out where the noise disturbance is coming from.

5. We will pro-actively set up a "Fitzrovia Watch" scheme to work together with the residents and other businesses in the area with an aim of forging stronger relationships with the local residents and to help prevent crime and disturbance.
6. We have also agreed to send an Acoustician to Mr Khalid's apartment to look at ways in which we might be able dampen any noise emanating from Eastcastle Street.
7. We are working on a scheme to reposition the smoking area.
8. We are reviewing all our measures with our various experts.

We would like to assure you that The London EDITION is committed to being a good neighbour. Our designated Premises Licence Holder, Lance Perkins, has agreed to meet with the residents of York House on a regular basis moving forward with our team to ensure that the above steps are improving the situation.

Mr Brown, I do hope that these measures will help to resolve this issues you detailed in your letter.

I look forward to your response.

Kind regards



David Taylor
General Manager

cc: Zafar Khalid, York House

Westminster Citizens Advice Bureau

Licensing Advice Project

21a Conduit Place
London W2 1HS
Email: licensing@westminstercab.org.uk
Telephone: 020 7706 6029
Fax: 020 7706 6039



Mr David Taylor
General Manager
The London Edition
10 Berners Street
London
W1A 3BE

Our ref: RB/Edition
Your ref:

17 February 2015

Dear Sir,

The London Edition, 10 Berners Street, London W1A 3BE
Premises licence ref: 13/06844/LIPDPS

Thank you for your letter dated 16 February, the content of which is noted.

We look forward to hearing from you in due course.

Yours faithfully,

Richard Brown
Licensing Advice Project
Westminster Citizens Advice

THE
LONDON
EDITION™

Licensing Advice Project
Westminster Citizens Advice
21a Conduit Place
London
W2 1HS

16th February, 2015

Dear Sirs,

Reference: The London EDITION, 10 Berners Street, London W1A 3BE

Premises Licence ref: 13/06844/LIPDPS.

I am writing to acknowledge receipt of your letter dated 5th February, which we have received today via our registered office in Jersey.

Please be assured we are taking these concerns very seriously as already stated in Mr. Edwin Kramer's communication and we are looking into them as a matter of urgency. We have a meeting scheduled with our Lawyers on Thursday to address the contents of the letter received and we will be responding accordingly following this meeting.

Yours faithfully,



David Taylor
General Manager



The Premises Licence Holder
The London Edition
c/o 10 Berners Street
London
W1A 3BE

Our ref: LAP/Edition
Your ref:

5 February 2015

Dear Sirs,

The London Edition, 10 Berners Street, London W1A 3BE
Premises licence ref: 13/06844/LIPDPS

We write on behalf of a local resident who lives on Eastcastle Street in close proximity to the London Edition, to formally bring to your attention some issues of concern for a number of residents which have arisen in connection with the premises.

The resident is one of a number of local residents who have unfortunately experienced noise nuisance arising from the use of the hotel under the above referenced premises licence. The nuisance experienced arises from patrons of the hotel outside the premises late at night on Wednesday, Thursday, Friday and Saturday nights, whether arriving in large numbers at about 10pm onwards, leaving very late at night, or smoking outside the premises. This noise wakes up residents and as such causes a serious disruption to their daily lives. It has been ongoing for some months

When the premises licence was applied for in 2012, this particular resident chose not to object, being comforted by assurances from the Applicant as to how the premises would be run, particularly in respect of what was termed the 'function room' in the basement. However, as you will be aware, there were a number of objections from local residents. Two areas of concern were the hours permitted for members of the public to use the hotel facilities, and worries about noise from dispersing patrons on Eastcastle Street.

It seems from the nature of the nuisance and the nights on which nuisance is caused that the source of nuisance may be the 'function room', which we understand to operate as a nightclub called 'Basement' on the nights in question, with a terminal hour of 2am. We note that the draft 'Operational Management Strategy' which was part of the licence application stated that the 'function space will be operated to the highest Marriott standards.' Does the licence holder have operational control of 'Basement'?



While we appreciate that it is within the terms of your licence for the 'function room' to operate in this way, our client was not aware that a nightclub would be run from the hotel basement. Our client's understanding was that this area would be used by members of the public keen to utilise the high-quality facilities of the hotel for one-off events such as weddings. It is therefore with disappointment that our client has raised these issues.

We are aware that at least one resident has already contacted the hotel in connection with the issues. It is our client's hope that this dialogue will continue and bring about a swift resolution for the benefit of all concerned. We would respectfully suggest that the issues which we have brought to your attention require additional measures over and above the conditions on the licence in order to promote the licensing objectives. We would suggest that these measures would focus on location/extent/monitoring of smokers, and effective and robust management of customers arriving at and leaving the premises.

Our client is aware that residents are entitled to apply under s51 Licensing Act 200 for a review of the premises licence if they feel that the licensing objectives are not being promoted. However, at this juncture, the hope is that the issues can be resolved by implementation of effective measures to resolve the issues, and therefore we look forward to hearing from you in this regard at your earliest convenience.

We have directed this letter to the postal address of the London Edition because it seems that the name of the premises licence holder detailed on the licence may have changed since the licence was granted. This letter is therefore copied to a number of entities listed at Companies House which may be the licence holder. In any event, we should be grateful if this letter could be passed to the appropriate individual with responsibility for the premises licence so that an appropriate resolution to the issues can be reached as soon as possible.

We look forward to hearing from you.

Yours faithfully,

Licensing Advice Project
Westminster Citizens Advice

cc

The Designated Premises Supervisor, The London Edition, 10 Batten Street, London W1A 6BE

BHJ Royal Company Limited, Le Masurier House, La Rue Le Masurier, St Helier, Jersey, JE2 4YE

Licensing Advice Project
Westminster Citizens Advice



Green Agate D 2010 Limited, Equity Trus House, 29-30 The Parade, St Helier, Jersey JE1 1EQ

Green Agate D 2010 Limited, 7 Albermarle Street, London W1S 4HQ

Premises Licensing Inspectorate, Westminster City Council – by email only

7

ALBERTA
15/1/2010
15/1/2010
15/1/2010
15/1/2010
15/1/2010



Subject: Re: Disturbance from the London Edition
From: Zafar Khalid (zkhalid@yahoo.com)
To: lance.perkins@editionhotels.com;
Cc: David.Taylor@editionhotels.com; Edwin.Kramer@editionhotels.com;
Date: Wednesday, April 1, 2015 2:58 PM

*Protest causes pandemonium
 or lack of.
 Hotel accepts the
 altercation of
 Thursday night although
 disputes duration.
 Does not acknowledge
 Saturday. Does not provide*

Dear Lance
 Thank you for the below.

Please can you provide me with your footage for the Thursday and the Saturday nights. *Footage as I have done*

We are fairly certain that the Thursday incident took place for much longer. The person involved *in part* crossed the road and was shouting from the other side of the road. I'm not sure if your footage has *Dom* sound. Please confirm.

I have spoken to 2 other residents, and they have confirmed this. The incident was not good. *Prosser accepted difficulties on night*

On Saturday I was woken at the time I mentioned by leavers. This was at shortly after closing time of the club. I looked out of the window. I saw people crossing the road laughing and causing the disturbance.

I also saw a member of staff who in one incident appeared to be walking with the guests north on Berners Street. Whether he was asking them to keep the noise down or some other conversation it was not effective.

After this I saw who I believe were other members of staff talking to leavers on the corner.

Dom confirmed that the staff members agreed that it was difficult to control leavers.

I mentioned at our meeting that there appears to be no suggestion that guests should keep the noise down and if not they will be penalised by way of not being allowed to re enter or not allowed in in the future.

This makes things somewhat ineffective or difficult. I am not saying that this will work but it may have more of an effect.

Friday I have no specific incidents to discuss. Just general noise.

Lance, you need to be aware that I am 100% committed to ensuring that I have a reasonably peaceful home and I can sleep. I am committed to protecting my own rest as well as the rest of my loved ones. I am committed to protecting the value of my neighbourhood and the value of my property. For residents with children these disturbances would be unbearable.

I have now been disturbed regularly since last year as have other residents.

I hope you can see that I am a very reasonable person, perfectly capable of being accommodating in order to see if disturbances can be controlled. You should also know that I like the hotel and the

various people I have spoken to.

I am happy that the hotel is 100% committed. However this reassurance and regret or apologies will hold little as this continues.

I have even thought about selling or renting. I would not be able to rent with the current noise.

If you believe you are doing 100% then maybe this is a problem that cannot be controlled.

I have given you my views and we have discussed other measures but ultimately the hotel needs to have a review of what it can do better and hopefully have this review very quickly.

Best wishes
Zafar

PS I am happy to meet for a coffee. Re the acoustician please provide me with his details and I will arrange directly. The hotel needs to have someone advise re the steps being taken.

> On 31 Mar 2015, at 17:56, Perkins, Lance (EDITION Hotels) <lance.perkins@editionhotels.com> wrote:

>

>

>

> Hi Zafar,

>

> I've had the chance to review the CCTV and speak to the teams who were working on the night.

>

> Let me say firstly, that we are 100% committed to working with you on all of the points in the letter sent to you by David Taylor. The staff are being very proactive in their approach to managing the smoking area and the dispersal of the crowds during the evening.

>

> The incident on Thursday was a regrettable one, but this will happen unfortunately from time to time in any area of the city. It lasted 7 minutes from beginning to end and from my observations, the team dealt with it extremely professionally and quickly to minimise the impact.

>

> For the Friday and the Saturday, I was able to watch several hours of CCTV that showed groups coming south on Berners Street and not from the hotel. The corner staff member proactively walked guests to their cars to ensure that they kept their voices low and respected our neighbours. We have let guests know that we offer a valet service, to try and change their pattern of parking in the area.

>

> Rest assured we are working diligently to improve the standards and lower the impact on the neighbourhood and we would like to arrange for the acoustic engineer to visit you as soon as possible to look at ways of minimising any sound pollution from the hotel guests. On that, can you let us know if you would be available to meet with them on the 2nd or the 9th of April? We are committed to working with you and as stated in our telephone conversation, all points are a priority, for every evening.

>

> I look forward to hearing back from you, and would be happy to meet quickly for a coffee this week, if that suits you?

>
> Sincerely,
>
> Lance
>
>
> <http://mm1.lettermark.net/EDITION/lhead/EDITION_LONDON.map>
> [http://mm1.lettermark.net/EDITION/lhead/EDITION_LONDON.gif]http://mm1.lettermark.net/EDITION/lhead/EDITION_LONDON.map>

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> <http://mm1.lettermark.net/EDITION/card/EQRC_8.map>
> [LANCE PERKINS Director of Bars London EDITION +44 (0) 20 7908 7959
LANCE.PERKINS@EDITIONHOTELS.COM][http://mm1.lettermark.net/EDITION](http://mm1.lettermark.net/EDITION/card/EQRC_8.map)
> /card/EQRC_8.map>

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>
>
> -----Original Message-----
> From: Zafar Khalid [zkhalid@yahoo.com<<mailto:zkhalid@yahoo.com>>]
> Sent: 31 March 2015 10:58
> To: Perkins, Lance (EDITION Hotels)
> Subject: Re: Disturbance from the London Edition

>
> Good morning to you too!

>
> If you are having problems locating the footage, Dom is aware of the 2 incidents. He discussed the Thursday altercation with me on Friday night whilst we were at the corner of Eastcastle street.

>
> The Saturday disturbance I contacted him on separately.

>
> Regards
> Zafar

>
>
>
>
>> On 31 Mar 2015, at 08:19, Perkins, Lance (EDITION Hotels) <lance.perkins@editionhotels.com>
wrote:

>>
>> Good morning Zafar
>> I'm back in the hotel today. So I'll run through the CCTV and the log reports and get back to you.
>> Kind regards
>> Lance

>>
>> Sent from my iPhone

>>
>> On 29 Mar 2015, at 18:30, Zafar Khalid <zkhalid@yahoo.com<<mailto:zkhalid@yahoo.com>>>
wrote:

>>
>> Dear Lance,
>>
>> As you are aware we had our meeting on the 18th March. We have also had meetings previously with various members of staff. Many suggestions have been made.
>>
>> The problems if anything have worsened and the discussions have not resulted in any gain.
>>
>> Since the 18 March meeting there have been two weekends. 19-21 March the weekend was generally fairly quiet in the area however there was still regular general disturbance.
>>
>> This week has been busier. On Thursday 26 March at 1am there was an altercation outside the hotel which went on for some time. I spoke to Dom on Friday and he acknowledged this saying you had a very busy night. It, needless to say caused a disturbance, mid week.
>>
>> Friday was also busy. There was a significant uptick in people due to the hotel and large numbers arriving and leaving at all times upto 2.30 - 3am<x-apple-data-detectors://13>. There is little effective control with leavers and people parked up. There were many instances on Friday which caused disturbance to a sleeping person however the disturbance on Thursday was more significant.
>>
>> On Saturday night, I was woken at 3.07am<x-apple-data-detectors://1>. I initially thought it was too late to be the hotel but realised the clocks had gone forward.
>>
>> There were many guests leaving and making a lot of noise. Shouting and screaming in the street, right outside York House, and my windows which caused me to wake up.
>>
>> The hotel staff, it appears, are unable to make the leavers keep things quiet despite this being a 'function room' with guest list only invite. The hotel staff should know the guests and have some leverage. Dom mentioned that it was difficult to control people leaving and parked closeby.
>>
>> I believe your cameras will show the disturbance.
>>
>> It appears however many meetings we have, and we have had many, and whatever we agree, the positive effects are yet to be noticed.
>>
>> So this week there has been a significant altercation on Thursday, general disturbance on Friday, and significant disturbance on Saturday at closing time. The Thursday altercation had expletives and went on for upto half an hour.
>>
>> Please can you let me know why this week has been so difficult and the steps we discussed at our meeting have not been successful. How can we resolve this going forward?
>>
>> Regards
>> Zafar Khalid
>> York House
>> 12 Berners Street<x-apple-data-detectors://3/1>
>> W1T 3LG<x-apple-data-detectors://3/1>
>> 07956503129<tel:07956503129>

Subject: RE: Edition hotel disturbance issues
From: Perkins, Lance (EDITION Hotels) (lance.perkins@editionhotels.com)
To: zkhalid@yahoo.com;
Date: Wednesday, April 29, 2015 2:56 PM

*Correspondence with
 Lance Perkins re smokers.
 Although not convenient licence it
 was against what was agreed with
 hotel and security staff had not
 been giving full picture. Also there has
 been no update re*

Dear Zafar,

Thank you for getting in touch.

Regarding the smokers on Saturday night, when we had spoken you had said they weren't making a disturbance but that they were in the wrong spot and that they might make a noise there. I did say that we are proactive in our dealing with the guests and feel that sometimes when people are quiet and simply walking outside of the hotel as guests from the hotel can do, we do not approach them. There were 11 people outside in total, at the time when we spoke and there was no noise at all and only when a group walked past from down the street was there any audible noise worth mentioning.

Strategy

We are still having conference calls with our head office to finalise a strategy for the future of Basement, but it will most certainly be ready to be made public in a few days.

Sorry for the delay.

Lance

<http://mm1.lettermark.net/EDITION/head/EDITION_LONDON.map>
 [http://mm1.lettermark.net/EDITION/head/EDITION_LONDON.gif]
 <http://mm1.lettermark.net/EDITION/head/EDITION_LONDON.map>

<http://mm1.lettermark.net/EDITION/card/EQRC_8.map>
 [LANCE PERKINS Director of Bars London EDITION +44 (0) 20 7908 7959
 LANCE.PERKINS@EDITIONHOTELS.COM]
 <http://mm1.lettermark.net/EDITION/card/EQRC_8.map>

-----Original Message-----

From: Zafar Khalid [zkhalid@yahoo.com<mailto:zkhalid@yahoo.com>]
Sent: 29 April 2015 14:48
To: Perkins, Lance (EDITION Hotels)
Subject: Edition hotel disturbance issues

Dear Lance

I hope you are well.

I am writing about the conversation we had outside the hotel Saturday night, Sunday morning around 00:40am. I had spoken to the security people about smokers not being in the smoking area and smoking on Eastcastle street. The first security person initially said the smokers were not going back in to the hotel, then his colleague came and said they would not be allowed back in. They did eventually go back in to the hotel. I believe this is in contravention of the licence. I'm not sure what your view is. The security person did very little even though this was an easy situation to resolve and control. The initial group with the smokers was causing disturbance and I then left the house.

You came to the front of the hotel, maybe you were informed or saw this on security camera but you mentioned that you were going to discuss the future operation of the Basement club and would get back to me by Tuesday.

Please can you provide me with your update.

Best wishes
Zafar

< (1) dominik.prosser@gm... Contact < (1) dominik.prosser@gm... Contact

message
Fri 30 Jan 02:14

Apologies. I have just walked the perimeter. We have reduced the smoking area and are taking a more proactive approach with guests. Apologies again for any intrusion.

I'm investigating right now. Apologies again

Dom this is unacceptable, 20-30 people 3 cars staff doing little but then again

 Send 

Dom this is unacceptable, 20-30 people 3 cars staff doing little but then again what can they do. People still leaving no staff to be seen. I have not seen staff ask anyone to keep the noise down. Zafar

I have 5 guys out there right now they are on it. Will be over very shortly.

I have videos and pictures. It of course will be over but only after causing the disturbance.

 Send 

< (1) dominik.prosser@gm... Contact < (1) dominik.prosser@gm... Contact



noise again. Thanks

I understand and will be looking at CCTV tomorrow to find the cause of the nuisance. I am sorry to wake you and please do let me know if we cause noise again. Thanks

Fri 27 Feb 11:30

Hi Dom, there are three hotel guests parked outside my window. They are sitting on the bonnet of their car talking loudly. The security guy is doing



Send



Send

Fri 27 Feb 11:30

Hi Dom, there are three hotel guests parked outside my window. They are sitting on the bonnet of their car talking loudly. The security guy is doing nothing. Please can u address. Zafar

They have gone back in the hotel, why can the guy on the corner not insist they keep the noise down?

Delivered

Messages (1) Dominik Contact Messages (1) Dominik Contact

Message
Fri 19 Dec 21:59

Dom from the London
Edition here.

Message
Fri 30 Jan 01:01

Hi Dom, lots of noise people standing outside and walking to and away from the hotel. Person on corner is not actively controlling noise. Pls can u see to this thanks Zafar York house

Wed 18 Mar 01:26

Send

York house

Wed 18 Mar 01:26

Hi Dom lots of noise from outside hotel for an hour. Pls advise Zafar

Just heard you called from the night manager. I've gone on the corner now and made sure it's quiet

Dom this is really becoming a habit now, and is unfair and unacceptable. It's Tuesday night, do u hv licence til

Send

Dom this is really becoming a habit now and is unfair and unacceptable. It's Tuesday night, do u hv licence til 2am? Why can the staff not act proactively and firmly? I hv had so many apologies but want them to do their job!

It's a party for Nike who are staying in house. I understand your frustration.

Wed 18 Mar 15:24

Send

frustration.

Wed 19 Mar 11:30

Hi Dom, I'm running 5-10 mins late. Pls can u inform Lance also. Many tks Zafar

Sure. We are in the lobby when you're ready

Fri 20 Mar 11:30

Hi Zafar. I have a copy of the reply to Richard Brown for you. What's your address so I can pop it in your letterbox?

Send

your letterbox?

Sat 26 Mar 11:30

Hi Dom, it's flat 2 York house 12 Berners Street W1T 3JG. email zkhalid@yahoo.com

Really surprised to hear that. We've been all over it today. Very sorry I'm outside now and there's no one outside

Sat 26 Mar 11:30

Check ur cameras u will see it. Some of ur staff escorted them to their cars

Send

post today

Sat 26 Mar 11:30

Hi Dom, it's flat 2 York house 12 Berners Street W1T 3JG. email zkhalid@yahoo.com

Is Julian or Lance going to sum up Wednesdays meeting with action points or proposals? Best wishes Zafar

Sat 26 Mar 11:30

Yes Lance will by Monday. Ill pop that letter in your post today

Send



BASEMENT MIAMI

presented by Thump

Our sister Basement Miami is turning things up just a little with their lineup for this years Miami Music Week presented by THUMP.

TUESDAY MARCH 24th

Discobox Presents:

Jamie Jones & Lee Foss

WEDNESDAY March 25th

Scithec Presents: Dubfire, Paul Ritch
(live), Carlo M3, SHADED (live), STIV BEY
+ a very special guest

THURSDAY March 26th

Del Mix & Vagabond at Large Present:
Frankie Knuckles Tribute featuring
DJ David Morales, Hector Romero, Quentin Harris

FRIDAY March 27th

Discobox Presents:

Questlove, DZA

SATURDAY March 28th

Resident Advisor Presents:

ART DEPARTMENT, Dennis Ferrer, Jimmy Edgar

Tickets available:

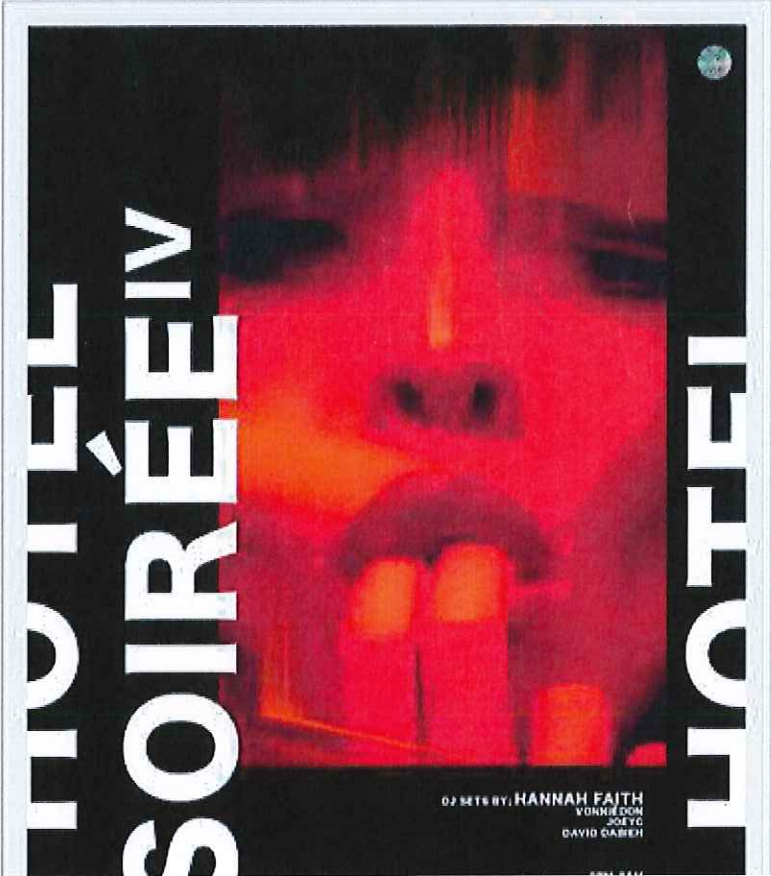
<http://basementmiami.com/events>



REUNION JULIUS WALKER & AGNI
SOUL IN MOTION

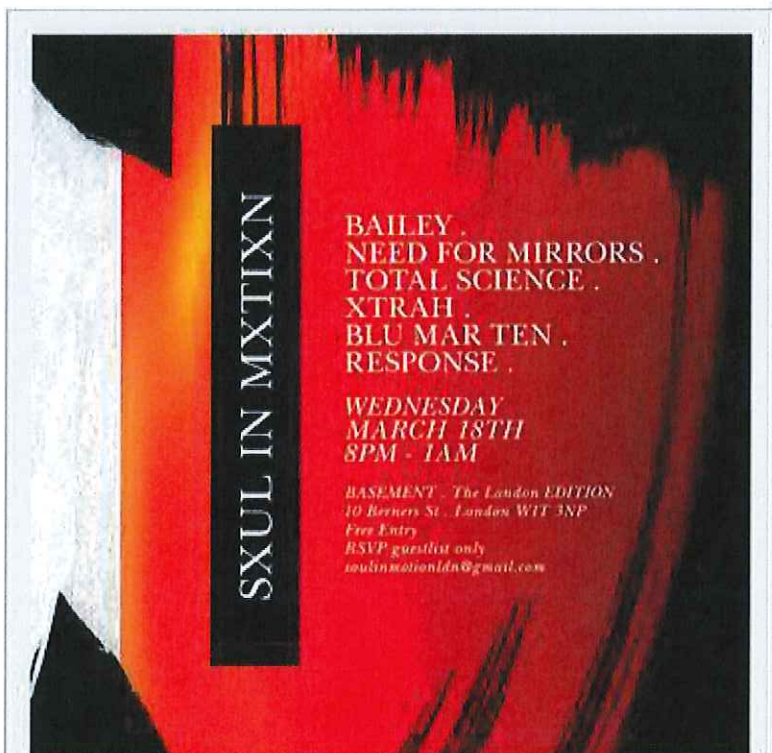
Back for another with special guest DJs TOTAL SCIENCE, XTRAB, BLU MAR TEN, RESPONSE plus residents SAILLEY & NEED FOR MIRRORS.

For free guest list RSVP (w/ full names) now to:
Info@basementidn.com



BASEMENT

THIS WEEK:



Wednesday 18th March 8-1am

SXUL IN MOTION

Back for another with special guest DJs TOTAL SCIENCE, XTRAH, BLU MAR TEN, RESPONSE plus residents BAILEY & NEED FOR MIRRORS.



Thursday 19th March 9-2am
LAST NIGHT IN PARIS

Back for another #Hotelsoirée special with guest
DJs HANNAH FALTH, VONNIEDON, JOEYC, DAVID DABIEH
plus LNIP (Live)

For free guest list RSVP (w/ full names) now
to: Info@basementidn.com



Free entry RSVP musicparties@gmail.com

Friday 20th March 9-2am
MÚSICA LUNA

Back in the Basement with special guest DJs
[ARTENIO \(Teat Pasa Jino\)](#) plus NANCY NOISE.

For free guest list RSVP (w/ full names) now
to: Info@basementldn.com

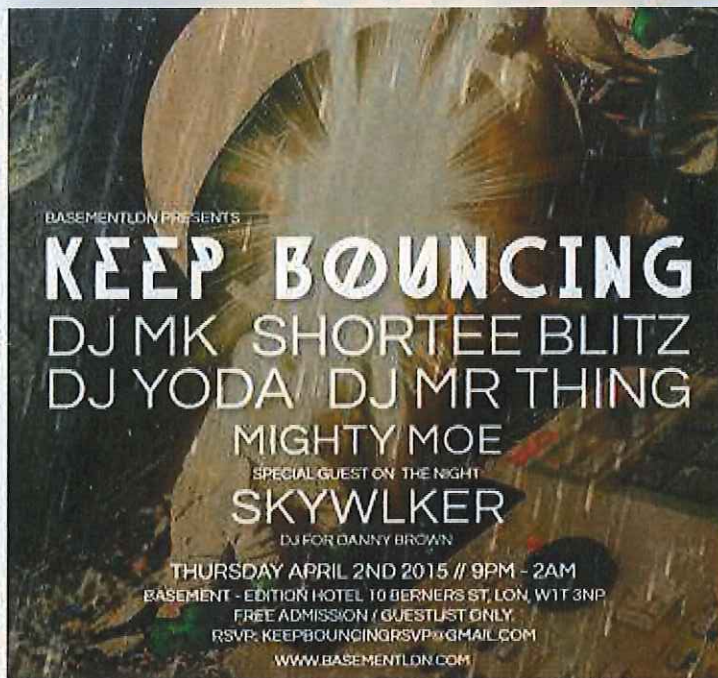


Saturday 21st March 9-2am
DEEP SHIT

With very special guest DJ [AUNTIE FLO \(Huntleys + Palmers\)](#) plus residents [EDWIN CONGREAVE \(FOALS\)](#) & [JACK SAVIDGE \(FRIENDLY FIRES\)](#).

For free guest list RSVP (w/ full names) now
to: Info@basementldn.com





Thursday 2nd April 9-2am

KEEP BOUNCING

Presents

A night of old school Hip Hop with guest DJs DJ YODA, DJ MK, SHORTEE BLITZ, DJ MR THING plus guest host MIGHTY MOE and special guest SKYWALKER (DANNY BROWN Tour DJ).

Take a listen to the Keep Bouncing playlist:
[Here](#)

For free guest list RSVP (w/ full names) now to: info@basementldn.com

For free guest list RSVP full names now to -

info@basement.ldn.com

BASEMENT
THE LONDON EDITION, 10 BERNERS STREET, LONDON W1T 3NP

NOBODY'S BUSINESS

SATURDAY 7th FEBRUARY

WWW.NOBODY'S-BIZ.COM #MEMBERSONLY

**SMOOTH DASTARD • J33
FLOSS DAILY • JAMES MASSIAH
ZEZI IFORE**

RSVP: NOBODYSBIZLDN@GMAIL.COM

[Saturday 7th January 9-3am](#)
[NOBODY'S BUSINESS](#)

With Special Guest DJs [Smooth Bastard](#), [Floss Daily](#), [James Messiah](#), [J33](#) & [ZEZI IFORE](#)

For free guest list RSVP full names now to -
info@basement.ldn.com

Westminster Citizens Advice Bureau

Licensing Advice Project

21a Conduit Place
London W2 1HS
Email: licensing@westminstercab.org.uk
Telephone: 020 7706 6029
Fax: 020 7706 6039



Ms. Yolanda Wade
Senior Licensing Officer
Licensing Team
Public Protection and Licensing Department
Westminster City Council
4th Floor East
64 Victoria Street
London SW1E 6QP

By email only: ywade@westminster.gov.uk

Our ref: LAP/Edition
Your ref: 15/03928/LIREVP

9 September 2015

Dear Yolanda,

'The London Edition', 10 Berners Street, London W1T 3NP

Premises licence ref: 13/06844/LIPDPS

Application for review of premises licence under s51 Licensing Act 2003- ref: 15/03928/LIREVP

Mr Khalid, the applicant in the above review, has asked me to represent him at the adjourned hearing which is due to take place on Thursday 17th September at 10am.

Mr Khalid confirms that a hearing is necessary, and that he will be in attendance. Other residents will no doubt confirm to you direct whether they are able to attend. Mr Khalid knows of a number who would like to attend.

I thought it would be helpful to provide the Sub-Committee, the licence holder and other interested parties with an update on the current situation. Mr Khalid has provided the following by way of additional supporting documentation:

1. Updated Noise Log from 6 May 2015
2. Further video evidence (to follow by email from Mr Khalid)

I am instructed that the current position is as follows. The application was made on 21 May. A hearing was listed for 23 July, but adjourned at the licence holder's request. It is understood by Mr Khalid that in the meantime the basement nightclub has ceased operating. It is not known whether this is a temporary or permanent measure. There is still considerable noise and other nuisance of the type set out in the application caused by guests of the Hotel throughout the evening up until about 1.30am. There has been a natural reduction in the nuisance that residents have experienced after this time because there are no longer customers exiting the basement nightclub Hotel at 2am and later.

The Hotel's bars and restaurant are permitted to provide licensable activities to the public until 1am. It has become apparent – and is evidenced by the Noise Log and footage enclosed - that the role played by the other licensed areas of the Hotel in the nuisance which residents have experienced is greater



Westminster Citizens Advice Bureau

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21a Conduit Place
London W2 1HS
Email: licensing@westminstercab.org.uk
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Fax: 020 7706 6039



than Mr Khalid first assumed. This may be due to the high footfall which these public areas engender, which results in a high numbers of customers on the street smoking, late at night, and dispersing from the premises and vicinity. Mr Khalid has not perceived the licence holder's management of these situations to have improved noticeably since the review was issued.

Accordingly, Mr Khalid would like to propose amendments to the conditions requested in the application, relating to the areas on the ground floor where licensable activities are provided. The changes consist chiefly of a request that the Sub-Committee reduces the hours for licensable activities on the ground floor to members of the public in line with the Council's 'core hours' Policy (slightly longer on Sundays). There are a few other minor amendments/clarifications.

I have enclosed a list of the amended set of conditions requested by Mr Khalid, with track changes showing where the wording is different to the conditions in the application form.

It is hoped that this update and amended set of conditions will assist the Sub-Committee and the other parties prior to the hearing, and reduce the time needed at the hearing. I have copied this letter and enclosures to Mr Skeens and Mr Elford of Jeffrey Green Russell Limited, who I believe are instructed by the licence holder.

Yours sincerely,

Richard Brown
Licensing Advice Project
Westminster Citizens Advice

Encs

cc Jeffrey Green Russell Limited – FAO Julian Skeens and Luke Elford – by email only to:
JMS@jgrlaw.co.uk and LJE@jgrlaw.co.uk

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Schedule 12
Part A

WARD: West End
UPRN: 200002817846

City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

13/06844/LIPDPS

Original Reference:

12/00691/LIPN

Part 1 – Premises details

Postal address of premises:

The London Edition
10 Berners Street
London
W1A 3BE

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Exhibition of a Film
Performance of Live Music
Playing of Recorded Music
Anything of a similar description to Live Music, Recorded Music or Performance of Dance
Performance of a Play
Late Night Refreshment
Sale by Retail of Alcohol

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

Performance of Dance

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Exhibition of a Film

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Performance of Live Music

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Playing of Recorded Music

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Anything of a similar description to Live Music, Recorded Music or Performance of Dance

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Performance of a Play

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Late Night Refreshment

Monday to Sunday: 23:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 23:00 to 05:00 for residents and their bona fide guests

Sale by Retail of Alcohol

Monday to Sunday: 06:00 to 01:00 (Subject to conditions 41, 45 to 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

The opening hours of the premises:

Monday to Sunday: 00:00 to 00:00

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

Alcohol is supplied for consumption both on and off the Premises.

Part 2

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

Green Agate D 2010 Ltd
Equity Trus House
28-30 The Prade
St Helier
Jersey
JE1 1EQ

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

FC030086

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

Name: Lance Perkins

Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:

Licence Number: 12947

Licensing Authority: London Borough Of Tower Hamlets

Date: _____ 23rd February 2015 _____

This licence has been authorised by Miss Bina Patel on behalf of the Operational Director - Premises Management.

Annex 1 – Mandatory conditions

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

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

7. The responsible person must ensure that—

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

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

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

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

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

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

Where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,

- (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.
10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the operating Schedule

None

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

11. All refuse will be stored internally prior to collection.
12. No unauthorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
13. When films are shown cinema style linked seating will not be provided except as agreed with the Environmental Health Consultation Team.
14. Except for the hotel bedrooms, the licensee shall not permit striptease in the premises. Except for the hotel bedrooms, the Licensee shall not permit nudity and all persons shall be decently attired at all times.
15. With the exception of the showing of films in Hotel Bedrooms, no entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided under the authority of this licence.
16. Licensable activities authorised by this licence may continue from the end of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day
17. The use for the premises under this licence shall remain ancillary to the main use of the premises as a hotel.
18. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
19. Substantial food and non-intoxicating beverages, including drinking water shall be available
20. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorized officer throughout the preceding 31 day period.
21. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
22. There shall be a liveried doorman on duty at the entrance to the hotel at all times. He or she will hold a SIA (or successor licensing authority) license. There will always be at least two SIA registered staff on duty at all times.
23. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

24. Waste or recyclable materials, including bottles shall only be moved, removed or placed in outside areas between
- Monday to Thursday 0800 and 21:00
 Friday and Saturday 08:00 and 21:00
 Sunday and Bank Holiday Mondays between 10:00 and 21:00
25. Deliveries to the premises shall only be arranged between:
- Monday to Thursday 0800 and 21:00
 Friday and Saturday 08:00 and 21:00
 Sunday and Bank Holiday Mondays between 10:00 and 21:00
- except by hand deliveries (i.e. goods carried into the premises by hand unaided by mechanical means e.g. pallets and sack trucks). All by hand deliveries outside of the above times shall only be delivered in a way that is not noisy and all vehicles delivering such goods shall be requested to not park in Eastcastle Street, Berners Place or Berners Mews.
26. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
27. 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.
28. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and business and leave the area quietly.
29. Loudspeakers shall not be located in the entrance lobby or outside the premises save for those used only for making emergency announcements.
30. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises 'directly off the street'
31. Any special effects or mechanical installations shall be arranged and stored so as to minimize any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
- o Dry ice and cryogenic fog
 - o Smoke machines and fog generators
 - o Pyrotechnics including fire works
 - o Firearms
 - o Lasers
 - o Explosives and highly flammable substances
 - o Real flame
 - o Strobe lighting
32. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other persons any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.

NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.

33. 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.
34. 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
35. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
36. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
37. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
38. Curtains and hangings shall be arranged so as not to obstruct emergency signs
39. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.
40. The certificates listed below shall be submitted to the Licensing Authority upon written request.
 - o Any emergency lighting battery or system
 - o Any electrical installation
 - o Any emergency warning system

Conditions relating to Function Room - basement

41. The hours for Licensable Activities shall be:
Regulated Entertainment - Monday to Sunday 09:00 to 01:00
Sale and Supply of Alcohol - Monday to Sunday 09:00 to 01:00
Late Night Refreshment - Monday to Sunday 23:00 to 01:00
except for:-
 - a) Hotel residents and their guests, which shall be limited to 5 persons.
 - b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of which shall be kept at the entrance to the function room for inspection by a police constable or authorised licensing officer.
 - c) Persons attending a pre-booked event on Thursday, Friday and Saturday when licensable activity is extended to 2.00am.
42. The number of persons permitted in the function room at any one time shall not exceed 220 (excluding staff) or such lesser numbers as agreed with the licensing Authority on removal of works condition .
43. There shall be no direct access from the street to the Function Room; patrons must gain access through the lobby.

Conditions relating to Restaurant - ground/mezzanine floors

44. The sale and supply of alcohol shall only be to persons seated taking a table meal there and for consumption by such persons as ancillary to their meals and by waiter and waitress service except:-
- a) To persons waiting to dine at the premises in the holding bar area where there shall be no more than 30 persons
 - b) To persons attending a pre-booked private or corporate function or ticketed event; and/or
 - c) To hotel residents and their guests.
45. The hours for Licensable Activities shall be:
- o Regulated Entertainment - Monday to Sunday 09:00 to 01:00
 - o Sale and Supply of Alcohol - Monday to Sunday 06:00 to 01:00
 - o Late Night Refreshment - Monday to Sunday 23:00 to 01:00
- except to:-
- a) Hotel residents and their guests
 - b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of whom shall be kept at the entrance to the restaurant for inspection by a police constable or authorised licensing officer.
46. The Sale of Supply of alcohol between the hours of 06:00 and 09:00 shall be limited to champagne and wines to patrons partaking in the breakfast menu.

Conditions relating to the Front Living Room and Lounge Area ' Ground Floor

47. The hours for Licensable Activities (save for residents of the hotel and bona fide guests of residents limited to 5 persons) shall be:
- o Regulated Entertainment - Monday to Sunday 09:00 to 01:00
 - o Sale and Supply of Alcohol - Monday to Sunday 09:00 to 01:00
 - o Late Night Refreshment - Monday to Sunday 23:00 to 01:00
48. There shall be no direct access from the street to the lounge area; patrons must gain access through the lobby.
49. The number of persons permitted in the Front living room and lounge at any one time shall not exceed 160 (excluding staff) or such lesser numbers as agreed with the licensing Authority on removal of works condition.

Conditions relating to the Meeting Rooms on the first floor

50. The provision of Licensable Activities in the Meeting rooms shall be restricted to private pre-booked functions save for residents of the hotel and bona fide guests.
51. The hours for Licensable Activities (save for residents of the hotel and bona fide guests of residents) shall be:
- o Regulated Entertainment - Monday to Sunday 09:00 to 01:00
 - o Sale and Supply of Alcohol - Monday to Sunday 09:00 to 01:00
 - o Late Night Refreshment - Monday to Sunday 23:00 to 01:00

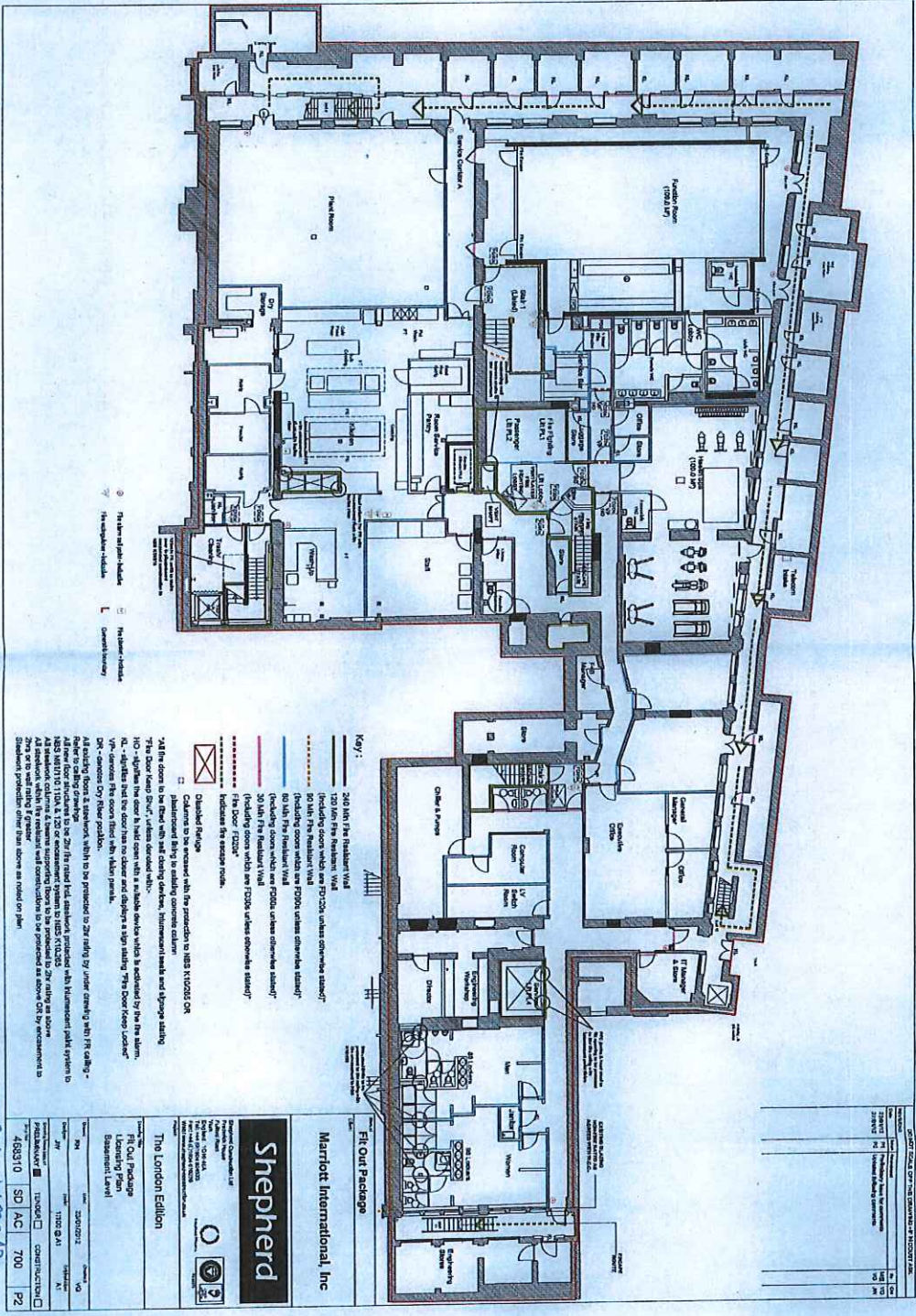
52. The number of persons permitted in the meeting rooms at any one time shall not exceed 100 (excluding staff) or such lesser numbers as agreed with the licensing Authority on removal of works condition.
53. Staff shall not be allowed to smoke in Berners Street, Berners Mews, Berners Place, Eastcastle Street and shall be directed to Newman Street
54. There shall be no entrance or egress of hotel guests or members of the public directly from/to Eastcastle Street.
55. Valet parking will be available.
56. The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.
57. Persons awaiting a cab or car shall be encouraged to wait in the Front Living Room area at all times

Annex 4 – Plans

attached

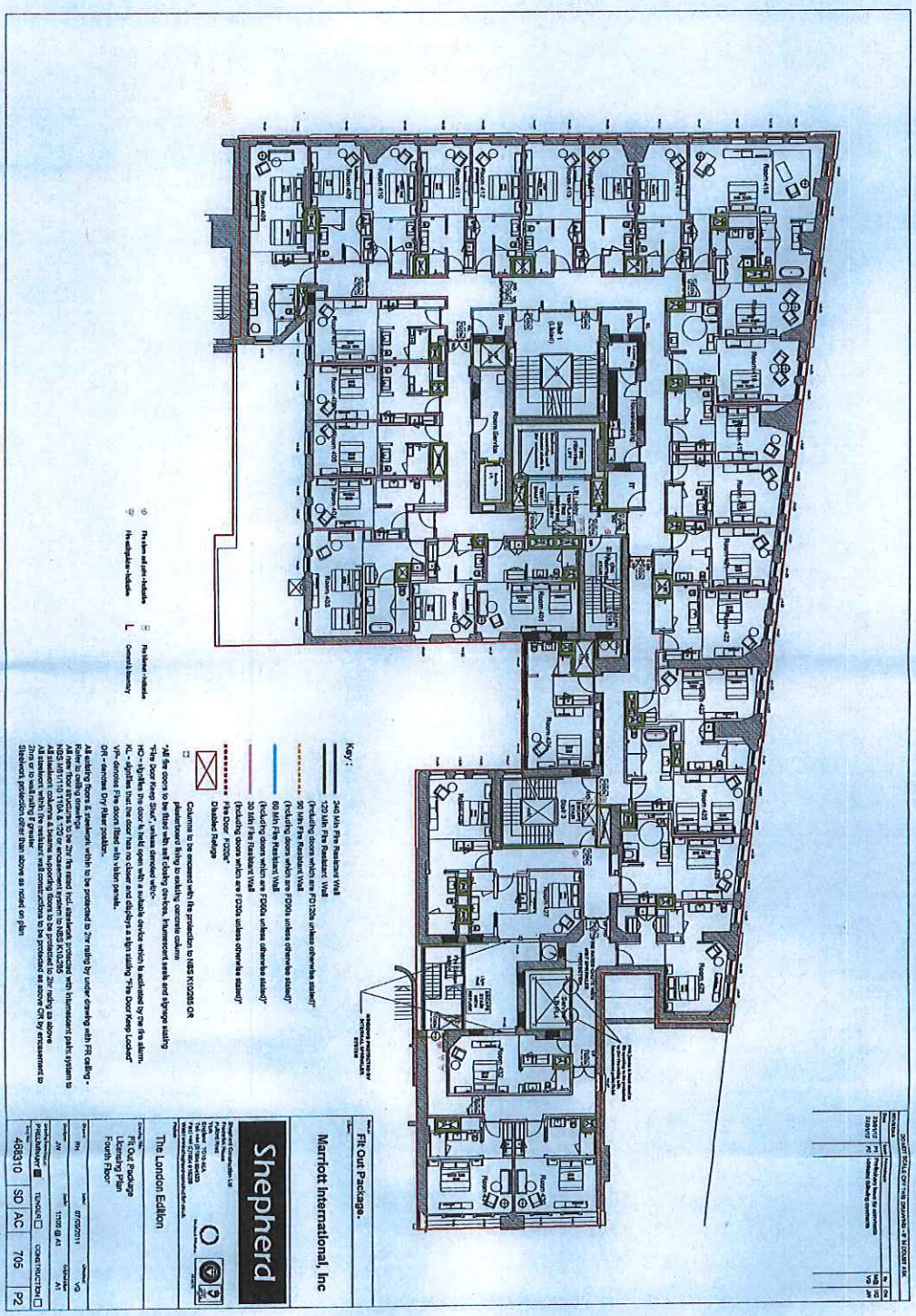
The red line shows the ambit of the premises and licensable activities may take place anywhere within the red line. The position of any loose furniture is shown as is on the date noted but may be moved in consultation with the fire officer.

Dated 30.01.2012.



The red line shows the ambit of the premises and licensable activities may take place anywhere within the red line. The position of any loose furniture is shown for diagrammatic purposes only. The location of the equipment is shown as is on the date hereof but may be moved in consultation with the fire officer.

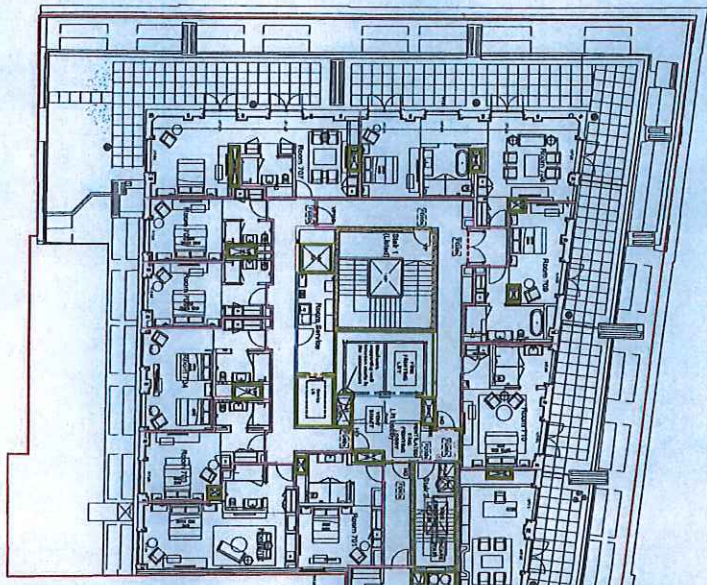
Dated: 30.01.2012



Scale 1:400

The red line shows the ambit of the premises and licensable activities may take place anywhere within the red line. The position of any loose furniture is shown for diagrammatic purposes only. The location of fire equipment is shown as is on the date hereof but may be moved in consultation with the fire officer.

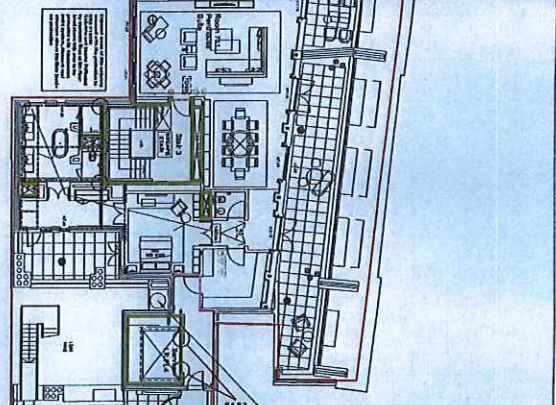
Dated: 30.01.2012



Key:

- 200 Mts Fire Restraint Wall
- 120 Mts Fire Restraint Wall
- 60 Mts Fire Restraint Wall
- (Including doors which are FD30 unless otherwise stated)
- 60 Mts Fire Restraint Wall
- (Including doors which are FD30 unless otherwise stated)
- 30 Mts Fire Restraint Wall
- (Including doors which are FD30 unless otherwise stated)
- Fire Door / Fire Stop
- Disabled Refuge

All fire doors to be fitted with self-closing devices, luminous seals and escape routing. The doors shall be closed at all times. Fire doors shall be kept clear of any obstructions. Fire doors shall be kept closed at all times. Fire doors shall be kept closed at all times. Fire doors shall be kept closed at all times.



NO	DESCRIPTION	DATE	BY
1	Issue of this document	20/01/12	ABC
2	Revised drawing	20/01/12	ABC

Fire Out Package

Marriott International Inc

Shepherd

The London Edition

Fire Out Package
Licensing Plan
Seventh Floor

Project No: 488310

Client: Marriott International Inc

Contract No: 708

Phase: P2

Issue Date: 20/01/12

Issue By: ABC

Issue For: Fire Out Package



Schedule 12
Part B

WARD: West End
UPRN: 200002817846

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

Premises licence
summary

Regulation 33, 34

Premises licence number:

13/06844/LIPDPS

Part 1 – Premises details

Postal address of premises:

The London Edition
10 Berners Street
London
W1A 3BE

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Performance of Dance
Exhibition of a Film
Performance of Live Music
Playing of Recorded Music
Anything of a similar description to Live Music, Recorded Music or Performance of Dance
Performance of a Play
Late Night Refreshment
Sale by Retail of Alcohol

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

Performance of Dance

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Exhibition of a Film

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Performance of Live Music

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Playing of Recorded Music

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Anything of a similar description to Live Music, Recorded Music or Performance of Dance

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Performance of a Play

Monday to Sunday: 09:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

Late Night Refreshment

Monday to Sunday: 23:00 to 01:00 (Subject to conditions 41, 45, 47 & 51)
Non-standard Timings: 23:00 to 05:00 for residents and their bona fide guests

Sale by Retail of Alcohol

Monday to Sunday: 06:00 to 01:00 (Subject to conditions 41, 45 to 47 & 51)
Non-standard Timings: 24 hours for residents and their bona fide guests

The opening hours of the premises:

Monday to Sunday: 00:00 to 00:00

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

Alcohol is supplied for consumption both on and off the Premises.

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

Green Agate D 2010 Ltd
Equity Trus House
28-30 The Prade
St Helier
Jersey
JE1 1EQ

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

FC030086

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

Name: Lance Perkins

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

Restricted

Date: _____ 23rd February 2015 _____

This licence has been authorised by Miss Bina Patel on behalf of the Operational Director - Premises Management.

From: "Frank.W.Partridge@met.pnn.police.uk" <Frank.W.Partridge@met.pnn.police.uk>
Sent: 22/06/2015 09:56:41
To: "Darr, Amena" </O=CITYOFWESTMINSTER/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=ADARR>
Subject: 15/03928/LIREVP

Dear Amena

Re 15/03928/LIREVP

With regards to the review, I have been in consultation with the premises concerned, who have been informed that Police have no representation to make.

Kind regards

Frank Partridge | Police Sergeant | Westminster Licensing Unit
Metphone 0207 6411708 Mobile 07876477770 | Email
frank.partridge@met.police.uk |
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CITY OF WESTMINSTER

MEMORANDUM

TO Licensing Officer

REFERENCE 15/03928/LIREVP

FROM EH Consultation Team
REFERENCE 15/018578/EHCT
BEING DEALT WITH BY Rebecca St. Rose (rstrose@westminster.gov.uk)
TELEPHONE 020 7641 2291
DATE 16th June 2015

The Licensing Act 2003

Re: The London Edition, 10 Berners Street

I refer to the application for a Review of the Premises Licence for the above named premises by Mr Zafar Khalid under the Prevention of Public Nuisance Licensing objectives.

It is understood that the grounds of the review relate to nuisance caused to residents by the external activities associated with the Licensed premises

Please take this memorandum as confirmation that Environmental Health supports this review on the grounds of Prevention of Public Nuisance. There have been 6 noise/nuisance related complaints within the last 2 years recorded against these premises. Further information regarding these will be sent to the Licensing Authority in due course

Should you wish to discuss the matter further please do not hesitate to contact me.

Rebecca St. Rose
Environmental Health Officer

CITY OF WESTMINSTER

MEMORANDUM

TO Licensing Officer
REFERENCE 15/03928/LIREVP

FROM EH Consultation Team
REFERENCE 15/018578/EHCT
BEING DEALT WITH BY Rebecca St. Rose (rstrose@westminster.gov.uk)
TELEPHONE 020 7641 2291
DATE 1st July 2015

Noise Complaints received for The London Edition Hotel, 10 Berners Street, W1T 3BY

Further to my representation in support of the review of the Premises Licence of the above named premises; please find listed below details of noise complaints received by WCC noise team.

SR reference	Date	Time	Details of complaint	Action
1	15/10672/ENNS45	03.05.15 00:57	Loud noise coming from outside the club on the road side	Complaint passed to city Inspectors to attend
2	15/10606/ENC45	02.05.15 00:35	Loud noise coming from the patrons of a night club in a hotel premises called the London Edition Hotel.	Complaint passed to City Inspectors to attend
3	15/07892/ENC45	04.04.15 00:50	People leaving the London Edition Hotel. On-going issue. Return call requested.	Complaint passed to City Inspectors to attend
4	15/05020/ENC45	27.02.15 00:00	Guests from this hotel are standing outside his flat smoking, drinking and shouting very loudly. This has been happening for the last three weeks.	Noise officer visited and spoke to Dominik Prosser (DPS)

5	15/02372/ENCA45	29.01.15	23:00	On-going issue; The London Edition hotel has a club operating out of the basement area. There are a number of people outside, smokers etc. who are talking and laughing extremely loudly, which is causing a lot of disturbance to local residents. Also, people are going across the road, not looking properly, resulting in the sound of horns beeping. The hotel has employed a member of staff (blue jacket) to wait on the corner to try and keep the noise down, but the staff member is not actually doing anything. This is preventing caller from sleeping. Caller has already been in contact with the hotel via email.	Noise officer visited and emailed City Inspectors to follow up
6	14/01063/ENARES	11.01.14	02:50	Loud noise coming from people outside the London edition hotel, been going on all night.	Officer attended – problem had already stopped

Should you wish to discuss the matter further please do not hesitate to contact me.

Rebecca St. Rose
Environmental Health Officer

TO Licensing Officer

REFERENCE 15/03928/LIREVP

FROM EH Consultation Team
REFERENCE 15/018578/EHCT
BEING DEALT WITH BY Rebecca St. Rose (rstrose@westminster.gov.uk)
TELEPHONE 020 7641 2291
DATE 8th July 2015

Re; the London Edition, 10 Berners Street, W1

Further to my representation in support of the review, please find enclosed a record of the observations made by Council Officers (Noise officers and City Inspectors) in relation to visits undertaken to the above named premises. The list is laid out in the order of the latest entry first. Please place this document with my representation.

I have also enclosed a copy of an email exchange between the Licensing inspector Kay Cummings and Dominik Prosser (the London Edition) following a visit to the premises on the 31st January 2015.

I have requested that Heath Richards (City Inspector) attend the Licensing Sub Committee to answer any questions pertaining to the observations that he has made during his visits to the Premises.

Please contact me should you have any questions

Rebecca St. Rose
Environmental Health Officer

Record of Observations 15/03928/LIREVP

London Edition 10 Berners Street

1) 16/06/15 City Inspector HR 01:19

Observations to see how premises is managing its outside area

Arrived at 01:19 and stood on the northern corner of Berners Street. I approached Michael who introduced himself as head of security. We were later joined by Dominic who was the general manager that evening. Dominic asked for advice re the premises and was told to re-evaluate the positioning of the barriers as they took up too much of the public highway. We went into the club to walk around the basement. Dominic said the club is a members only and customers can only enter by signing up to a guest list attached to the promoter for that evening.

Continued to observe the outside area from 01:50 until 02:20 – steady stream of taxis pulling up to collect customers, other traffic not obstructed.

2) 13/06/15 City Inspector HR

Visit at the request of EHCT

Observations at premises. Walked north up Berners Street on the same side of the pavement as London Edition. A group of customers were seen standing within the barriers (AKA quiet zone), most of whom were smoking and some on their mobile phones. Customers were also seen standing outside of the barriers. Approaching the premises I could see there was slight obstruction of the pavement. No SIA were seen managing this area. As a result I had to step off the pavement and walk on the road in order to continue my journey. The crowd dispersed however the barriers were still out and taking up approx. 75% of the public highway.

3) 03/05/15 City Inspector HR 01:40 – 02:35

Club appeared to be closed this evening and the outside area was very quiet. 1 SIA supervisor stationed at the junction of Eastcastle Street/Berners Street. Another SIA supervisor was seen briefly outside the main entrance (neither were wearing high viz jackets). Inspectors took a call from the noise team who said a local resident alleged a customer of London Edition had urinated close to his flat. Inspectors spoke to the resident

who had video footage of the incident but could not verify that the customer was an edition customer.

Conversation noise heard from a group of 6 people (not connected with Edition) stood on the corner of Eastcastle Street/Berners street for at least 10 minutes.

4) 02/05/15 01:45 – 02:50 City Inspector HR

City Inspectors saw on arrival 1 male SIA supervisor stationed at the junction of Eastcastle Street and Berners Street. There was an additional 3 male SIA supervisors standing directly outside the main entrance of the basement bar. The pavement directly outside the main entrance was busy and slightly obstructed in some areas. There were at least 20 customers directly outside and occasional loud conversational noise as well as noise from waiting taxis was heard. A male customer was seen shouting towards a friend who had just left. The SIA doorman quickly approached the shouting male and asked him to keep his voice down. A red car was seen pulling up directly outside the main entrance and the driver sounded his horn which attracted the attention of one of the SIA supervisors.

Overall there was a general lack of management of the outside area. The SIA supervisors (none of whom were in high viz) were not effectively dispersing customers who were leaving. Only on the odd occasion were customers directed towards Oxford Street. A few customers were seen smoking but they were not being supervised by a member of staff.

I entered Berners Street from Oxford Street and walked along the pavement on the same side as London Edition. At least 35 customer were counted (standing/sitting on steps/some smoking and generally chatting) spread along the pavement from the steps of the basement bar to the entrance of Sainsbury's. The conversational noise here was slightly louder than outside the main entrance. As I approached the steps to the basement bar, I saw barriers placed outside which took up most of the pavement area. The barrier had a tag on them which said 'Quiet Zone'.

At 02:47 hours a group of about 6 males were seen walking down Berners Street.

5) 04/04/15 02:10 City Inspector FK

Visit at the request of the noise team.

2 door supervisors at entrance not displaying their SIA licence and they were quite argumentative. Manager much more cooperative. Discussed the need for all security staff

to display their badges whilst working and the allegations of noise arising from the venue of which he was already aware.

6) 27/02/15 Noise Officer AB

Complaint received from a resident

Noise officer visited and saw many patrons leaving the basement and some getting into waiting taxis. Heard loud conversations but no shouting. Spoke to the licensee, Dominik Prosser and told him of complaint. He said that he had 8 door supervisors tonight and he was doing his best to be on top of the situation.

Email correspondence between licensing inspectors and Mr Prosser 31/01/15 (at the end of this document)

7) 31/01/15 City Inspector KC 00:05

Event in basement related to DJ Spinna advertised on website but entrance only by guest list.

At the time of visit there was a male monitoring the junction of Eastcastle Street and Berners Street. There were additional males at the main entrance in dark clothing who appeared to be security but they were not displaying their SIA Door Supervisor Badges. Briefly a couple were seen to stand in the middle of the carriageway kissing but they then dispersed of their own accord. The Security Officers did not intervene. To the right of the entrance was the smoking area where there were approximately 10 people. There was no signage by the smoking area requesting customers to use it quietly as required by condition 27.

The main doors to the venue were closed and there was no escape of music. There was no signage at the exit as required by condition 28 (asking patrons to leave the area quietly). At the top of the stairs to the basement was an SIA Door Supervisor who was not wearing his badge – he had left it downstairs in his bag. There was also a 'greeter' at the top of the stairs who had a guest list on her tablet computer. She stated that there were 220 people in the basement. At the bottom of the stairs was another Door Supervisor, also not displaying his badge. This male was also monitoring the capacity count whilst also controlling the cloakroom queue and stairwell.

A walk-through of the basement did not reveal any signs of drunkenness and there were no issues of concern beyond those referred to above. The Duty Manager was aware of the noise complaint and stated he had stationed a member of staff near to the complainant's home to monitor noise and dispersal of customers. The Manager stated he was in contact with the resident and intended to ensure that the concerns were addressed.

Outcome: Advice given regarding signage; Door Supervisors and fire doors.

The SIA Door Supervisor in the basement appeared distracted and he initially thought there were 240 in the basement but had to get out his calculator to check.

8) 30/01/15 01:25 Noise Officer AB following complaint

Attended the premises and witnessed very poor management of the outside area. 16-20 people outside smoking and talking loudly, not all of them inside the smoking cordon, in addition there were people dotted along the street, in the road and on the other side of the road, generally talking and laughing loudly. Spoke to the head of security Michael who didn't think it was loud or a problem. Asked to speak to the manager but had to wait too long so left.

9) 11/01/14 Noise Officer KB

Complaint received from a resident

Attended the premises, 1 person outside of hotel frontage, bar inside shut also. All quiet. Street and vicinity otherwise busy, lot of pedestrians and passing traffic but did not witness anything associated with the hotel

Email exchange between City Inspector Kay Cummings and Dominik Prosser 31/01/15

Yes I agree...we keep a record of numbers on our guest lists every night and I have records going back to the opening

On your recommendation I will also have Michael L'Abord who you met last night take capacity notes separately

Thank you again

From: Cummings, Kay [mailto:kcummings@westminster.gov.uk]
Sent: 31 January 2015 19:44
To: Prosser, Dominik (EDITION Hotels)
Cc: Carter, Nigel
Subject: RE: The London Edition, 10 Berners Street, W1A 3BE

Thank you very much for the quick response Mr Prosser

I would recommend that you also get the SIA Door Supervisor to maintain the capacity log so that you have clear records for the trading period. This may assist with due diligence in the event that concerns were highlighted it is also a matter of good practice.

Kind regards

Kay

From: Prosser, Dominik (EDITION Hotels)
(Address removed)
Sent: 31 January 2015 19:41
To: Cummings, Kay
Cc: Carter, Nigel
Subject: RE: The London Edition, 10 Berners Street, W1A 3BE

Hello Ms Cummings

Thankyou for your follow up email.

I have already actioned all of the points below. We have signs on posts outside the smoking area and at egress points. The doors will not be wedged at any point over the night and I have asked engineering to look at automatic fire door systems. All of our security team will be displaying badges. I will purchase a digital clicker so the doorman has

an easier time counting people in and out of the venue.

I will send you a picture of my personal license now so you have it on file.

I am determined to put all of our neighbours minds at ease and be a positive force in the area. Please do let me know if there's anything else I can do.

Thank you

Dominik Prosser

From: Cummings, Kay [mailto:kcummings@westminster.gov.uk]
Sent: 31 January 2015 19:30
To: Prosser, Dominik (EDITION Hotels)
Cc: Carter, Nigel
Subject: The London Edition, 10 Berners Street, W1A 3BE

Good Evening Mr Prosser,

Further to our meeting in the early hours of this morning at the above premises. I thought it might be of assistance if I just followed up the visit with an email to cover some of the issues we discussed.

As you may recall I advised you that we had received a public complaint which related to the management of the outside area and the dispersal of customers. The actual details of the complaint were:

"...The London Edition hotel has a club operating out of the basement area. There are a number of people outside, smokers etc. who are talking and laughing extremely loudly, which is causing a lot of disturbance to local residents. Also, people are going across the road, not looking properly, resulting in the sound of horns beeping. The hotel has employed a member of staff (blue jacket) to wait on the corner to try and keep the noise down, but the staff member is not actually doing anything. This is preventing caller from sleeping...."

At the time of my visit you did inform me that you were in contact with a resident and were seeking to address his concerns. I thought however it would be useful for you to see the full extent of the complaint we have received.

You may recall that when we spoke I highlighted some matters to you as follows:-

1. Upon our arrival there was a couple standing in the middle of the carriageway 'saying goodnight'. They moved out of the road of their own accord. You may recall that I advised that your SIA Door Supervisors seek to be more proactive and to be vigilant for such

incidences in order to promote public safety.

2. At the time of my visit none of your SIA Door Supervisors were displaying their badges (including the Head Doorman). The SIA rules states that Door Supervisors must wear the licence where it can be seen at all times when engaging in designated licensable activity unless they have reported it lost or stolen, or it is in the possession of the SIA. The only other exception to this is if they are carrying out work such as store detectives or close protection operatives who are performing licensable activities in circumstances where they need not to be identifiable. Clearly the exemptions did not apply at the time of my visit.
3. The smoking area to the right of the premises had barriers to contain smokers and at the time of my visit there did not appear to be any significant noise issues related to the use of that area. I did note however that there was no signage by the smoking area as required by condition 27 of the Premises Licence
4. Similar to point 3 above there was also no signage in accordance with condition 28 at the main exit.
5. In the basement there were two fire doors clearly marked "Fire Door – Keep Shut". Both doors were held open with wedges. In the event of an emergency these doors would not have been self-closing. As you may recall I recommended that you consider installing automatic fire door releases on these two doors so that they can be kept open when the basement is in use. I do appreciate that this may be slightly problematic in the case of the 'swipe key door' and so an alternative would be to install an acoustic door release on that door which works in a similar way to the automatic fire door releases but activates on noise rather than being linked to the main fire alarm.
6. We discussed the capacity count in the basement. I did have some concerns on the manner in which this is being monitored as there did appear to be some discrepancy between the figures given to me by your employees. I would recommend that you commence keeping written records and to this end am enclosing a template that you may wish to adapt to use for this purpose.
7. Finally please remember that when you are at the venue you should have your Personal Licence in your possession.

During our conversation you did indicate that you would address the matters that I had highlighted. As I advised you my colleague Mr Nigel Carter has responsibility for your venue and if you have any queries I am sure he would be more than willing to address them so I have copied him into this email so you can contact him direct. If you wish to contact him by phone please call either 0207 641 3385 or 7052.

Kind regards

Kay Cummings (Ms)
Licensing Inspector

Details of public representations relating to 15/03928/LIREVP

Comments received electronically via PublicAccess:

- **Ms Alison Matthews - Flat 10, 23 Newman St, London**

Received: 16 June 2015

SUPPORT

6:17 PM on 16 Jun 2015 I support the change of licensing hours and additional and amended conditions proposed in this review of the licence application. Since the opening of the London Edition Hotel and in particular its holding of events in their Function room, there has been a perceptible increase in the amount of noise nuisance in Newman St late at night. While we cannot be sure, being round the corner from the hotel, where the people making this noise have come from, it seems unlikely to be a coincidence. In view of the evident impossibility of controlling the behaviour of their clients at any distance from the hotel, earlier closing times for such an establishment in this residential area is entirely appropriate.

- **Mr Remi Brabant - 40 Berners Street, London, W1T3NA**

Received: 17 June 2015

SUPPORT

3:40 PM on 17 Jun 2015

I would like to address my support on the licence application to the Edition Hotel on Berners Street. In my profession, I was given the opportunity to visit many hotel property, and I confirm that the London Edition is a perfectly well manage property. Also working on the same street, I haven't noticed any nuisance, noise or disturbance from the hotel itself / they always keep the walkway perfectly clear in front the hotel, and can not say the same of other pub in soho. In regards to the smoking, this seem like well contained, and can not say anything wrong about it. Again, I would like to reiterate my support to this property, that is really bringing the London bar scene to its best.

Comments received via other means:

- **Pauline Quirin - 1 East Castle Street, London,**

Received: 27 May 2015 by Interested Party

REPRESENTATION

We are three students living in front of the Edition hotel at 1 east castle street; we are usually studying quite late in the evening especially during exam period which is going on now. Therefore we noticed as well some noises coming from the bar and outside of the hotel because of the people who are smoking and queuing. Some evenings it can really be annoying while we are trying to study for our exams. In summary the nuisance are caused by people leaving and arriving The Edition Hotel.

We support the application review in order to fix this problem.

- **Hansa Bakhai - Eastern Avenue Medical Centre, 167 Eastern Avenue, Ilford**
Received: 15 Jun 2015 by Interested Party

I own a flat in York house. It was occupied by tenants until recently. The tenants have complained increased noise level with car doors banging and loud voices at 1 and 2 am -relating to cars parked in Newman street presumably related to Hotel Edition. Please can you bear this in mind when considering the licence renewal application.

- **Cleide Amorim - 3rd Floor York House, Flat 55,, 80 Newman Street**
Received: 7 Jun 2015 by Interested Party
REPRESENTATION

Im writing in regards to the review of the premises licence "The Hotel Edition"

I live on the 3rd floor York House flat 55, 80 Newman street for the past 5+ years, and I have 4 windows facing East Castle street (opposite the hotel).

I strongly support the reduction of hours for the basement function room and moreover the conditions to control dispersal and smokers outside.

Unfortunately, I have experienced a lot of noise, that to my view affects my serenity in own house.

One of the problems is the heavy bass sound echoing from the club when music is playing and we can clearly hear from my house until 2am.

People leaving the premises are very happy causing a lot of noise talking aloud, dancing on the streets, picking up a taxi or their cars, while laughing and talking with their friends, etc., however they do not consider families that live nearby.

I had in several occasions phoned the noise team to ask for help in relation to unacceptable noise levels in an unreasonable time at the night, when most people are trying to get some sleep, but cannot because the others are having fun @ 1 or 2 am. To me this is not acceptable.

Clearly the hotel cannot manage their customers after leaving their premises, after closure when everybody leaves the place in such high mood.

Even more when their customers stays on the road with the same high mood, so much so that the noise on East Castle street continue even after 1/2 hrs after the closure.

I would suggest that bar that closes at 1am and club that closes at 2am is far too much for a residential area like this. I do not think I am unreasonable, there is a Pub on the corner of East Castle street with Newman street and every day they close @ 11:00 and by 11:30 hrs everybody is out and silence, that I can put up with, that is reasonable.

York house has many apartments with families that need to have a good night sleep to be able to work the following day. Unfortunately this has been denied since the hotel activities started, intensified since February.

The noise team is helpful up to a point. They normally attend up 90 minutes of the call, and with all honesty, in many occasions I did not phone to complaint again, and just try my best to fall steep despite of the noise outside.

I hope that you can take in considerations my comments when reviewing the license.

Citizens should not be denied the simple right to sleep at night.

- **Mr LI And Mr AB Watson - Owners, Flat 6, York House, 12 Berners Street**
Received: 11 Jun 2015 by Interested Party
REPRESENTATION

We write with reference to the above named licence review to express our anger and deep concern about the way in which the London Edition is continuing to wreck the quality of our lives in York House.

Our family bought flat 6, which is directly opposite the London Edition, in 1999 when the London Edition building housed the quiet and sedate Berners Hotel.

We then went through years of disruption whilst the Berners Hotel was transformed into what is now the London Edition.

We went through this disruption on the clear understanding that the London Edition was to be a high quality and extremely exclusive hotel with a top class clientele...and indeed, this is exactly how the hotel is being promoted.

It is thus with complete dismay and much disbelief that we now find ourselves confronted with the kind of nuisance more normally associated with the type of low class bar that is more usually found in a place like Soho.

This problem originates from the use of the basement for activities that are wholly inconsistent with what the hotel claims to stand for and activities that attract a class of people that we very much doubt are the kind of customers that the hotel would welcome in the rest of its facilities.

We cannot understand why this makes sense for an establishment that claims such high levels of discretion and exclusivity as the London Edition.

We also cannot accept that we should have to put up with this.

So, what are we talking about?

1. Totally unacceptable levels of raucous noise late into the night that make it impossible to sleep
2. Drunkenness and associated shouting and altercations at 1, 2 and as late as 3 in the morning from Thursday through Sunday
3. Loud conversation and smoking throughout the evening directly outside our windows
4. Revving of cars, playing loud music in cars and unacceptable amounts of traffic movement and noise throughout most of the night; again, directly outside our windows

So, what have we done about it?

1. We have not phoned the 'noise team' because it creates even more disruption to our sleep to do so than to grin and bear the noise. (We understand that, on average, it takes the noise team some 90 minutes to solve a problem like this, during which time we as complainants would have our sleep further disrupted)

2. Instead, we have made our views known through our designated representative – Zafar Khalid – who has kindly represented us in meetings with the management of the London Edition with a view to finding an amicable and mutually acceptable solution to this problem

What has happened?

1. Despite our representations through Zafar Khalid, the amount of noise and disruption through the night has remained at the same unacceptable level

2. Despite promises that the hotel would provide better supervision and control of the clients of the London Edition basement, we have witnessed no improvement

So, what do we want?

1. A return to the low level of background noise which one expects in the centre of a large city like London and to which we are accustomed

2. At best, reconsideration by London Edition of the way in which they are making use of their basement facilities viz. a return by them to what they claim to be i.e. an exclusive and high class hotel that hosts activities consistent with that claim in its basement in the same way as it does everywhere else in its establishment

3. At the very least, if the hotel insists on running its basement in the current manner that is so inconsistent with the way in which it runs the rest of its facilities, closer of the basement 'club' by, at the latest, 11.30 pm on weekdays and midnight on weekends and closer of its bar by, at the latest, midnight on weekdays and 12.30 on weekends.

4. We are also looking for a re-designation of the parking spaces outside our windows to prevent their use by non residents, and thus clients of the hotel's basement at night.

- **Dr C G Hinde _ Dr C A Jones - Flat 50, York House, 80 Newman St**
Received: 31 May 2015 by Interested Party
REPRESENTATION

My husband and I are long-term residents of York House, and the majority of our windows front onto Eastcastle St. There has been a steady increase in noise, particularly late at night, running into the early hours of the morning. This is most marked at the weekend. Private cars and mini cabs often wait on the kerbside alongside our bedroom with their engines running and car stereos blasting music. Party goers congregate, smoking and talking with a resultant increase in litter. The problem is compounded by early morning deliveries to the Blue Post Public House. This has become so marked during the Spring months that we have been forced to fit secondary glazing in an attempt to reduce the disturbing street noise.

Given that our residential block will soon be joined by other developments on Newman St, we ask that the council give consideration to the fact that the area is residential and reduce what appears to be unrestricted licensing in a formerly relatively quiet neighbourhood.

- **Adeeba Aziz Khan - 51 York House,, 80 Newman Street, London**
Received: 31.05.2015 by Interested Party

I am a resident of 51 York House, 80 Newman Street. My flat faces Eastcastle Street and the London Edition Hotel. I am writing this email to support the license review of the Edition Hotel for the bar and club hours. Since the opening of the hotel the levels of noise in the evening have increased, particularly with people leaving and arriving at the hotel, causing public nuisance. What makes matters worse is that guests and employees of the hotel are often standing around talking, drinking and smoking on the streets - including the entrance to my building.

There are cigarette stubs and empty cans and bottles everywhere and the general condition of living in this area is deteriorating as a result. It has become difficult to sleep as loud conversations, drunken screaming and laughter can be heard until late and also cars being parked and driven.

- **Fernando Gonzalez - 19 York House, 12 Berners Street, London W1T 3LG**
Received: 1 Jun 2015 by Interested Party

REPRESENTATION

To Whoever it may concern, I'm writing regarding the reference state above on the subject about the noise and disturbance that The London Edition hotel is causing since the very same day they opened. To start with, they invaded the sidewalk of that block for smokers, making it sometimes hard for us to walk through. in the other hand, people that stays out to smoke, don't have any consideration for the rest of the people that lives in the neighborhood, and it doesn't matter if it's 10:00 at night or 2:00 in the morning; they shout as if they were in a football match, waking everybody up. This is very annoying, as I work for an airline, and most of the times I do very early mornings, and this noise doesn't let me have a proper rest. They are so loud, that it sounds as if they were inside my flat. Lots of drunk people getting and leaving the club act as if they owned the street. And I wonder why the staff at the door don't make them to be quiet. I live in the corner just opposite the hotel, which make it even worse. I've been living on this flat since 2009, and NEVER had that level of noise. For this reason, I REALLY appreciate that you take the time and effort to try and solve this. To start with, they never should allow the club to be open later than midnight. After that it's really crazy for the people that live around it. I have to say that, after all this time, since we started the claim, things haven't improved AT ALL!!! Maybe one night it can lower down a bit, but then, the following night is even WORSE. I don't have anything against people having fun, as long as they respect us, and be quiet. That's ALL we are asking for: "PEACE and QUIET"

It would be much appreciated if you could do something to solve this frustrating situation.

- **Prue _ Edwina Thompson - Flat 1, , York House, London**
Received: 31 May 2015 by Interested Party
REPRESENTATION

We are writing regarding the above licence application review for the London Edition Hotel.

We would like to express our support for the club to close at 11.30pm on weekdays and midnight on weekends, with the bar closing at midnight on weekdays and 12.30am on weekends. As

previously mentioned the noise and disruption from the club's later opening hours at the moment continues to cause considerable and unacceptable noise.

Thank you in advance for your consideration of the above adjustments to the current licence.

- **Kiaron Whitehead - 23 York House, London, W1T 3LG**
Received: 19 Jun 2015 by Interested Party

I wish to make a representation in support of the Application For Review of a Premises Licence dated 21 May 2015 (Ref: 15/03928/LIREVP) in relation to The London Edition, 10 Berners Street, London, W1A 3BE ("The Premises").

I sent my representation by email at 21:13 on 17 June 2015, and again today, but I received an "Undeliverable" response. I attach a copy of my emails as sent; together with the "Undeliverable" responses.

I also repeat my representation below.

I am the owner of the property 23 York House, 12 Berners Street, London, W1T 3LG. My property is a ground and lower ground floor apartment, physically situated at 2 Eastcastle Street, directly opposite The Premises. I have owned my property for over 10 years.

The reason for my representation is that the use of The Premises (and in particular the basement function room, widely advertised to party-goers as 'The Basement' <http://www.basementldn.com>) is repeatedly causing a public nuisance.

When The Premises were being renovated, local residents were assured at various neighbour/contractor meetings that the basement function room would only be used for

occasional conferences and weddings. However, the basement function room has for all intents and purposes now been turned into a regular nightclub

The public nuisance materialises in numerous forms, including;

- Patrons/staff of The Premises noisily loitering/shouting late at night outside of and in the vicinity of my property.
- Patrons/staff of The Premises drunkenly loitering late at night outside of and in the vicinity of my property.
- Patrons/staff of The Premises smoking late at night outside of and in the vicinity of my property.
- Patrons/staff of The Premises smoking cannabis late at night outside of and in the vicinity of my property.
- Patrons/staff of The Premises urinating late at night in the doorway of and in the and in the vicinity of my property.
- Patrons/staff of The Premises returning to their vehicles late at night outside of and in the and in the vicinity of my property, and playing loud music in the vehicles.
- Mini-cabs with their engines turned on outside of and in the vicinity of my property.

Accordingly, I fully support either the revocation of a licence for The Premises as a whole (not just the basement function room); or alternatively that its licensing hours be restricted to 11.30pm on weekdays and midnight on weekends.

• **Tracey Bower - Flat 33 York House, , 1 Eastcastle Street,, London**
Received:11 June 2015 by Interested Party

Regarding the application to review the Licensing Hours of the Marriott Edition hotel, 10 Berners Street, London.

I support the application in the interest of prevention of crime and disorder and the prevention of public nuisance.

Background

I am a resident in Flat 33 York House, 1 Eastcastle Street, London W1T 2AA. I have lived here of over 12 years wit my family.

York House is a residential block consisting of over 46 flats on Berners Street, Eastcastle Street & Newman Street and is 16m from the Edition Hotel.

The Property Management for York House FirstPort Property Bespoke Management support the residents in the application.

Prevention of public nuisance

- *This is a predominately residential area with 46 flats in York House. The Edition Hotel was given the license fully aware of the neighbourhood and reassured residents at the time that there would NOT be a night club in the basement. The Hotel said it would be used for functions such as weddings etc. not to be contracted out to a separate night club company called Basement.*
- *The Hotel is within the Stress Area and these licensable activities are ancillary to hotel use.*
- *The current licence states: Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and business and leave the area quietly. None are displayed*
- *The current licence states: 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. None are displayed*
- *People dispersing create significant noise, altercations, disturbance, associated car noise, car music, taxis, cars horns, people dancing outside their cars.*
- *The noise is throughout night and very significant at time of closing and shortly after for 30 minutes or so. This is from Thursdays nights through till the early hours of Sunday morning.*
- *The noise has become such a problem that we have had to install secondary glazing in our young son's bedroom which is opposite the Hotel on Eastcastle Street.*

Prevention of crime and disorder

- *We have contacted The Met Police on several occasions regarding drug dealers operating in the area. This has been an on going situation for some time and the Police have recently made arrests.*
- *Regular night-time disturbances due to groups of people we believe to come out of the Edition Hotel and congregating in Berners Mews directly below York House, arguments occur or shouting, which echo around the mews area.*

Changes proposed:

- *Crowd control*
- *Fewer smokers or a designated area within the Hotel basement wells.*
- *Better supervision*
- *Earlier closure for the basement Function Room to close at 11pm
Sunday, 11.30pm Mon - Thurs, 12pm Friday & Saturday*
- *The Bar closing 11pm Sunday, 11.30pm weekdays and 12pm on Friday & Saturday*
- *We support a reduction in hours for the basement function room and conditions to control dispersal and smokers*

- **Ms Anneliese Harmon - 5/7 Earlam Street, London , WC2 H9LL**
Received: 18 Jun 2015 by Interested Party

I 100% support The Edition London's license, as it is a wonderful establishment and a real asset and upgrade to the neighbourhood. As a long term local Fitzrovia resident (until I moved down the road a few weeks ago) who lived on Rathbone Street W1T1LX for over 5 years. I can honestly say that The Edition is the most elegant, nicest, best run and managed establishment in the whole neighbourhood. Which is why I am totally shocked that their license is even being questioned or is an issue to some of my neighbours. I feel this is totally unjustified and unfair, hence I am doing what I can to support The Edition.

I speak from authority, as I have lived less than 1 minute away from The Edition since it has opened, and I had never even once witnessed any problems, nuisances or disruption at all. The staff, both inside and at the door is well trained, respectful and courteous, maintaining complete order in a vibrant urban local environment. Any local resident knows, Fitzrovia , and Central London as a whole, a rowdy lively buzzy neighbourhood, but The Edition has always for me been a beautiful oasis and retreat from the loud local bars, drunk patrons and club chaos. Their clientele is well mannered and this is the kind of establishment we should be attracting to the neighbourhood, not trying to hurt or hold back.

There is nothing like Edition in our area , and it would be a real loss to us all locals if their license was compromised.

As a local resident, I spend a lot of time here for a cup of coffee/tea, or a drink by the fire. I also use Edition to entertain business clients, all of whom are impressed by the bar, venue, it's beauty and ambiance and all of whom comment on how lovely it is.

How anyone could complain about nuisance caused by London Edition is also baffling. I walk past at all hours of the day/night, and have never witnessed any nuisance. Also having their door staff outside actually makes the neighbourhood feel safer. Please consider my support.

throughout the year by providing day trip to local attractions for our long-term patients and they provide entertainment and therapists on the wards for those that are unable to leave. As a result if this hotel lost their license it would have great impact on the local area and the families that have to be in hospital.

I hope you do not take their license away for the benefit of a couple of people compared to the impact on the hundreds of people that The London Edition provide a unique service for both in the hotel industry and at the local hospital.

- **Dovile Klipstaite (Page 1) - Flat 2 York House, 12 Berners Street, W1T 3LG**
Received: 17 Jun 2015 by Interested Party

I have previously sent the below with respect to disturbance caused by the Edition hotel. I am writing again to confirm that the disturbance is still being caused by the hotel.

The hotel it seems wants it's guests to use it's facilities but does not care for the residents of the area.

On a club night they have one man on the corner but he does very little. He never seems to ask hotel guests to keep the noise down and when he does it is too late. The security at the door also does very little with people outside making a lot of noise when smoking or leaving and arriving.

The hotel has caused me a lot of disturbance and in the interest of prevention of nuisance I am writing to strongly support the application to reduce the hours and apply conditions as in the application. Not only on weekends but also on weekdays as disturbance and nuisance is caused on all days of the week but more so when it is later as on weekends.

I am surprised the hotel has been allowed to operate a club and to not control it's guest more effectively. I believe controlling it's guests is something that is difficult to do and the hours of operation should be reduced.

Below is email previously sent on 5 May 2015:

'I have lived at York house for four months. I live opposite the hotel on ground and lower ground floor. This is very much affected by the hotels operations.

Almost every week there is disturbance.

There is some disturbance on many days till 1am, from people making a noise while standing outside the hotel whether smoking or not. There is no added security except on the club nights and it feels like there is no one to ask the smokers, or non smokers, to keep the noise down.

When extra security is on duty, on club nights, usually Wednesday to Saturday, there is still the noise of the people outside, as there are more people on these days, but there are many other types of disturbance.

People leaving at all times between 12- 2.30am and after causes the most serious disturbance.

The noise wakes you up and it is very bad from 2am when the club closes. It is also bad when people are leaving the bar or restaurant, both close at 1am.

There are people leaving on foot, in cars, in taxis, or just standing and making noise sometimes in big groups. When leaving in cars parked close by they do not leave straight away quietly but make a lot of noise either shouting or playing music or car doors. Sometimes they dance on the pavement.

I have complained to the Westminster noise team.

When I return late, the footpath is usually blocked. There are many times when there are too many people outside. The smokers are not usually in the smoking area but just outside. The security does not seem to ask people to keep quiet.

I many times work early in the morning, on weekends and other days, as my hours are not fixed. The disturbance does not allow proper rest.

There is a lot of shouting and screaming and if the security does ask people to keep quiet it is usually too late as they have already disturbed people.

There have been many specific instances. On Thursday 26 March there was a big argument which continued for 20 minutes. I was in bed and could hear the person arguing going away and returning.

Also on 28 March I was disturbed by people leaving. There have been many times I have been disturbed by people leaving the hotel.

I believe the hours of the bar should be reduced and also there should not be a club in the hotel opposite peoples homes.

I also believe there should be stronger control of people outside and if the hotel cannot do this the hours of the hotel bar and restaurant should be reduced even more. These problems have not happened with other places which are maybe further away or smaller or better controlled.'

- **Anders Eden (Page 1) - 8 Berners Mews, London, W1T 3AW**
Received: 19 Jun 2015 by Interested Party

"I have read thru Mr Zafar Khalid's application in full to review and amendment the licence and I am in full support of this application and in agreement with almost all points highlighted by Mr Khalid as reasons for the review as well as the other supporting residents comments. I am not affected in exactly the same way as Mr Khalid is as I live around the corner in the Mews but the issues in the Mews are actually worse than Mr Khalid describes and this is obviously due to the fact that he is on Eastcastle Street and I am on the Mews.

Since the hotel opened its "basement" the nuisance on the Mews has drastically increased. In particular cars parking with late night revellers being very loud around the cars. Yelling and talking loudly, playing music etc before leaving. Cars are also parking and blocking entrances and garage. Obviously not all hotel guest but there has been a significant increase. I would suggest at least a double yellow line on the east side of the Mews in addition to amending the licence. I would also strongly support making the resident parking bays 24 hours just like they are in Soho, in order to avoid revellers parking up and also enforcement against minicab drivers sitting and waiting in resident bays.

There has also been a significant increase in people urinating in the Mews late at night as well as groups of people doing drugs in the Mews. This used to be limited to our local junkies but now there are well dressed revellers popping into the Mews to do their drugs.

- **Sarah Smith - Teenage Cancer Trust,, MacMillan Cancer Centre, , UCLH,**
Received: 18 Jun 2015 by Interested Party

I am both a client and a charitable partner of London Edition Hotel. I believe they should not lose their license. This would be a great loss to the local area. I have never witnessed any noise or disturbing behaviour outside or around the Hotel. The clientele are always very respectful, friendly and the staff are also very accommodating and respectful. It would be a great loss to the area if this business lost its license and a great loss to the hotel industry as this hotel is completely unique within the area and within London. The loss of license would cause great uproar amongst their clientele. I am a great supporter of the hotel and always recommend them to friends and colleagues.

As a business they make great contributions to local charities. The reason I say this is to show that they are not a selfish, greedy or self-centred local business but one who wants to give something back to their local area. Every year they provide all the presents, stockings and free hotel rooms for families for the paediatric patients at University College London Hospital. Before they supported these patients there was very minimal support and the families received nothing. I cannot write in words what a difference this makes but I'm sure if you put yourselves in these families shoes you would begin to understand. Not only this but they also support the children

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ANNEX F

The EDITION Hotel

Review of premises licence

10:00 - 17 September 2015

Westminster City Hall 64 Victoria Street London SW1E 6QP

Document Index

1. Witness Statement of Lance Perkins
2. Witness Statement of Dominik Prosser
3. Communications between The EDITION Hotel and the Applicant
4. Letters of support for The EDITION Hotel
5. Measures taken by The EDITION in relation to smoking

JEFFREY

GREEN

RUSSELL

Solicitors

Waverley House

7-12 Noel Street London W1J 8GQ UK: 44627 MAYFAIR
Tel: +44 (0) 20 7339 7000 Fax: +44 (0) 20 7339 7001 Web: jgrweb.com

Before Licensing Sub-Committee 4 of Westminster City Council

For the Licensing Sub-Committee Hearing on 17 September 2015

The London EDITION, 10 Berners Street, London W1A 3BE

Application for Review of Premises Licence Number: 13/06844/LIPDPS

Name: Mr Lance Perkins

DOB: 08/05/70

Address: 7A Clifton Road, Brighton, BN1 3HP

Occupation: Director of Bars/Designated Premises Supervisor

WITNESS STATEMENT OF LANCE PERKINS

Experience & Qualifications

1. My name is Lance Perkins. I reside at 7A Clifton Road, Brighton, BN1 3HP. I was born on 08/05/70.
2. I have 27 years' experience of working in licensed premises.
3. I am currently the Director of Nightlife & Bars for The London EDITION Hotel, 10 Berners Street, London W1A 3BE ("the Premises") and I have been in post since July 2013.
4. I am also the Designated Premises Supervisor for the Premises. I hold a Personal Licence (Number: 12947) issued by the London Borough of Tower Hamlets. I obtained my Personal Licence in September 2005.

5. During my 27 years working in licensed premises I have held a variety of roles including:

2012 – 2013 Consultant for L & L incorporated

- Licence consultant for businesses with licence and council issues
- Re-branding and start-up advice for licenced businesses
- Operational advice for existing licenced properties

2010 – 2012 Director of Bars for Gaucho Restaurants Ltd

- Managed licencing for all 14 properties throughout the UK
- Designed the beverage programme for all 17 global properties
- Created the 2 week training academy for beverage

2007 – 2010 DPS/General Manager & Operations Director for Stanza & Teatro

- DPS and licensee for the successful restaurant, bar and private members club
- Managed day to day operations and reported back to the board of directors
- Managed the re-development of the site to a new concept with estimated annual revenue of 3.5 million

The London EDITION

6. The London EDITION is a five star boutique hotel with 173 guest rooms and suites. The average price of a room at the London EDITION is £385 per night and prices range to £5000 per night for the Penthouse suite. Our guest rooms have oak floors and wood panelled walls in either dark walnut or light oak and are designed to create an intimate, cabin-like feel, akin to that of a private yacht. Our guest rooms feature photographs by Hendrik Kerstens and are a subtle nod to the notable art collection that can be found throughout the

Premises. I exhibit as **LP/01** a bundle of photographs showing the layout and décor of various rooms and suites around the London EDITION hotel.

7. The London EDITION has two bars, the Lobby Bar and the Punchroom, as well as our signature restaurant, Berners Tavern.
8. Berners Tavern was designed to embody the concept of a “new kind of gathering place.” It is one of the most sought-after restaurant reservations in London. Under the direction of Michelin-starred executive chef, Jason Atherton, Berners Tavern offers an all-day dining destination serving both seasonal and contemporary British cuisine in sumptuous surroundings. I exhibit as **LP/02** a bundle of photographs showing the layout and décor of Berners Tavern. I exhibit as **LP/03** examples of the menu and wine lists from Berners Tavern.
9. At the back of the hotel is the reservation only Punchroom. The Punchroom can be described as an oak panelled den inspired by the comfort of manor house libraries and nineteenth-century private member’s clubs. As the name suggests, the Punchroom serves craft cocktails mixed by our incredibly experienced team of mixologists. Guests can relax in the plush seating of the Punchroom whilst listening to carefully curated music ranging from vintage soul, Ragtime and doo-wop, to Ska and Blues. I exhibit as **LP/04** a bundle of photographs showing the layout and décor of the Punchroom. I exhibit as **LP/05** examples of the menu and drinks lists from the Punchroom.
10. Within the London EDITION’s lobby sits the Lobby Bar. A mixture of eclectic art, mixed with iconic British and European design elements, provide the surroundings for a space that can be visualised as for work and play. The Lobby Bar is the London EDITION’s twist on the traditional lobby space and offers complimentary Wi-Fi, black walnut communal tables and Apple desktop computers, as well as intimate seating areas with tufted sofas and a snooker table. I exhibit as **LP/06** a bundle of photographs showing the layout and décor of the Lobby Bar. I exhibit as **LP/07** examples of the menu and drinks lists from the Lobby Bar.
11. In addition to Berners Tavern, the Punchroom and the Lobby Bar, the London EDITION provides a number of other light filled, flexible meeting studios that

can accommodate boardroom conferences or more formal business gatherings including theatre, classroom, reception and events spaces. These include:

- **Studio 1 – Boardroom**

Located on the first floor, this private venue is perfect for an intimate meeting for up to 12 guests. The room features a plasma screen which guests can utilise for presentations.

- **Studio 2 – Banquet**

Studio 2 is located on the first floor and is an ideal space for private lunches or dinners for up to 40 guests. The London EDITION have a special events team who are available to assist with table settings, floral arrangements, décor and any other creative services required.

- **Studio 2 – Boardroom**

Our boardroom can accommodate a reception for up to 80 or a board meeting of 26 persons. The boardroom can also be set up as a theatre for 60.

- **Private Dining Room**

Situated above Berners Tavern the private dining room can host up to 14 people at a time. This exclusive space features custom menus from Michelin-starred executive chef, Jason Atherton.

- **Penthouse**

The London EDITION's custom furnished penthouse is home to an expansive wrap-around terrace giving 360 degree views of London. It is ideal for hosting private meetings, weddings and VIP events.

- **Function Room**

The London EDITION's function room is an eclectic venue with custom lighting by Patrick Woodroffe. It features a full bar and state of the art

audio-visual systems, making it ideal for film screenings, fashion shows and product launches.

12. I exhibit as **LP/08** a bundle of photographs showing all of the events spaces detailed above.

The Premises Licence

13. The London EDITION operates under a Premises Licence granted by Westminster City Council. The original reference is 12/00691/LIPN. The current reference for the Premises Licence is 13/06844/LIPDPS. I exhibit as LP/09 a copy of the current premises licence. The Premises Licence Holder is Green Agate D 2010 Ltd of Equity Trust House, 28 – 30 The Parade, St Helier, Jersey JE1 1EQ (“the Premises Licence Holder”).

14. The Premises Licence contains a total of 57 conditions (including the mandatory conditions imposed by the Licensing Act 2003). I would like to draw the sub-committee’s attention to several of the conditions of the Premises Licence to show how the Premises deals with those particular conditions.

15. **Condition 22 “There shall be a liveried doorman on duty at the entrance to the hotel at all times. He or she will hold a SIA (or successor licensing authority) license. There will always be at least two SIA registered staff on duty at all times.”** – The Premises Licence Holder treats the security of the London EDITION hotel, its guests and visitors as high priority. With this in mind the Premises Licence Holder deploys security as follows:

16. **Condition 26 “The pavement from the building line to the kerb edge immediately outside the premises... shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.”** – The Premises Licence Holder operates a cleaning rota to ensure that the exterior of the Premises is kept clean and tidy. I exhibit as **LP/09** copies of that cleaning schedule. I have seen the photographs showing alleged litter supplied as part of the Applicant’s application for review. It is not clear when those photographs were taken or the area depicted in the photographs. Although what appear to be cigarette

ends can be seen in the photographs I consider it is unlikely that they come from patrons of the London EDITION hotel.

17. There is a certain amount of litter present on the street despite the best efforts of the London EDITION's staff and Westminster City Council contractors. The Premises is a five-star boutique hotel, it would be contrary to everything the Premises is trying to achieve if we were to let the exterior of the Premises become untidy. We strive to ensure the pavement outside the Premises is immaculate.
18. **Condition 53 "Staff shall not be allowed to smoke in Berners Street, Berners Mews, Berners Place, Eastcastle Street [sic] and shall be directed onto Newman Street."** - As per the condition of the Premises Licence, staff of the hotel are not permitted to smoke in the areas listed. I have read the Applicant's evidence and I note that it is alleged that staff of the London EDITION hotel regularly smoke in those prohibited areas. The London EDITION hotel has procedures in place and staff are warned regarding smoking in prohibited areas. It is not a common occurrence. If a staff member is found to have been in smoking in a prohibited area then she or he would be disciplined for breaking procedure.
19. **Condition 56 "The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services."** – At the front of the Premises in Berners Street is a TfL taxi rank which is used by black taxis. When taxis are not available on the rank, the hotel uses the 'Hailo' taxi app to request a black taxi attend the Premises. In addition to the above, the Premises has three separate contracts with various car companies – Browns Chauffeur Hire, Goldline Chauffeurs and Millennium Chauffeurs.
20. **Condition 57 "Persons awaiting a cab or car shall be encouraged to wait in the Front Living Room area at all times."** – Staff of the London EDITION hotel take steps to ensure that guests comply with this condition of the Premises Licence.

21.I exhibit as **LP/10** the London EDITION'S nightlife summaries. These are details of significant events since January 2015 that have been compiled in response to the Application for review. The sub-committee will see that within the nightlife summaries there are a number of instances when guests (sometimes not even guests of the London EDITION hotel) have been encouraged to wait for taxis within the Lobby of the Premises. There is an issue here in that the Premises cannot "force" guests or persons waiting on the street to wait within the hotel until such time as their car or taxi arrives. I would say that the Premises is doing the best that it can do in respect of Condition 57.

Mr Zafar Khalid and the Application for Review of the Premises Licence

In this section I address Mr. Khalid's Statement

22.I have read the application for review of the London EDITION's premises licence dated 21 May 2015 and signed by the Applicant. The applicant makes a number of statements generally in relation to the London EDITION hotel and also in relation to specific incidents. The Premises Licence Holder is conscious that it needs to be seen to be taking a proactive approach when dealing with concerns of local residents. I have been through the specific allegations made in the application for review and would say as follows:

Allegation	Response of the London EDITION hotel
<ul style="list-style-type: none"> • <i>Guests of the premises arriving and leaving late at night... This frequently wakes up residents.</i> 	<ul style="list-style-type: none"> • The London EDITION hotel is a twenty-four hour business. Guests staying at the hotel arrive and leave throughout the day and night. There is very little the hotel can do to legislate for when guests of the hotel arrive or leave. The London EDITION's staff take steps to remind guests leaving the hotel late at night or early in the morning that they are in a residential area with noise sensitive premises nearby. Should the Applicant be referring to persons attending an event in

	<p>the Function Room. The London EDITION has in place procedures to deal with dispersal from events in the Function Room. SIA staff are employed from Pace Prestige Services in numbers greater than that required by the Premises Licence. Please see Dispersal Policy exhibited to Mr. Prosser's Statement [DP03]</p>
<ul style="list-style-type: none">• <i>Guests of the premises smoking outside and making noise in the immediate vicinity of the premises.</i>	<ul style="list-style-type: none">• It is not a common occurrence. If a staff member is found to have been in smoking in a prohibited area then she or he would be disciplined for breaking procedure. Most areas around the hotel are covered by CCTV; this distinction must be drawn between guests of the London EDITION hotel and persons attending an event in the Function Room. Guests of the hotel are politely requested not to smoke in the aforementioned areas, but realistically speaking, the hotel cannot stop a guest if he or she wishes to take a walk and explore the area whilst smoking a cigarette. Contrast this with persons attending an event in the Function Room. Persons attending an event are required to smoke within a roped off smoking area situated as far from the noise sensitive premises as possible. Persons using the smoking area are reminded to keep the noise to a minimum both by staff and signage. I exhibit as LP/11 a bundle of photographs showing the signage at the exit from the Function Room and external to the

	London EDITION hotel.
<ul style="list-style-type: none"> • <i>Guests and staff smoking in the Mews behind York House.</i> 	<ul style="list-style-type: none"> • Staff – This is virtually opposite our security office. Staff do not smoke there.
<ul style="list-style-type: none"> • <i>Guests waiting for taxis outside late at night.</i> 	<ul style="list-style-type: none"> • The sub-committee will see that within the nightlife summaries and CCTV there are a number of instances when guests (sometimes not even guests of the London EDITION hotel) have been encouraged to wait for taxis within the Lobby of the Premises. There is an issue here in that the Premises cannot “force” guests or persons waiting on the street to wait within the hotel until such time as their car or taxi arrives. We are doing our very best and are complying with Condition 57.
<ul style="list-style-type: none"> • <i>Guests parking in spaces outside residents’ flats and waking up residents when they return to their cars...</i> 	<ul style="list-style-type: none"> • The London EDITION via our lawyers, Jeffrey Green Russell Limited have made enquiries of Westminster City Council with a view to changing the parking regulations in Eastcastle Street. This was one of the steps that the London EDITION advised the Applicant it would take, during a meeting on 18 March 2015. Jeffrey Green Russell Limited also made enquiries of Councillor Jonathan Glanz. I exhibit copies of the correspondence between Jeffrey Green Russell Limited and Westminster City Council and Jeffrey Green Russell Limited and Councillor Jonathan Glanz as LP/12 • Since the meeting in March 18th The London EDITION has checked whether departing

	<p>persons attending events in the Function Room have travelled to the event by car. Where a person has travelled to the event by car, we then ask them where they are parked; if it is in East Castle Street a member of staff is dispatched to walk the person to their vehicle to ensure that they do not loiter.</p>
<ul style="list-style-type: none"> <i>Anti-social behaviour by guests of the premises.</i> 	<ul style="list-style-type: none"> A thorough review was undertaken following receipt of the allegations made by the applicant save for just one unsavoury incident on 26 March 2015 (details of which appear below and in the exhibited witness statements) checking through the CCTV we can see that the vast majority of the incidents listed by Mr. Zaton are not by people associated with the hotel as we demonstrate later. Where anti-social behaviour by a guest of the hotel or a person attending an event in the function room is witnessed, hotel staff complete our reports and that individual will be banned from the Premises.
<ul style="list-style-type: none"> <i>Horns and slamming doors from cars/taxis picking people up...</i> <p><i>Cars and taxis parking up outside York House...</i></p>	<ul style="list-style-type: none"> I refer to the nightlife summaries and CCTV provided to the sub-committee. The London EDITION takes all reasonable steps to ensure that local residents are not disturbed by cars and taxis picking up guests of the hotel or persons attending an event in the Function Room. At the front of the Premises in Berners Street is a TFL taxi rank which is used by black taxis. When taxis are not available on the rank, the hotel uses the

	<p>'Hailo' taxi app to request a black taxi attend the Premises. In addition to the above, the Premises has three separate contracts with three car companies – Browns Chauffeur Hire, Goldline Chauffeurs and Millennium Chauffeurs.</p>
<ul style="list-style-type: none"> • <i>The licence holder is 'BHL Hotel Company Limited'.</i> • <i>I cannot find any details for this entity at Companies House.</i> • <i>Guests loiter outside waiting for a taxi for no obvious reason.</i> 	<ul style="list-style-type: none"> • The Premises Licence Holder is Green Agate D Ltd. Premises Licence Number 13/06844/LIPDPS refers. Green Agate D Ltd was formerly known as BHL Hotel Company Ltd. The name was changed in March 2014 and registered with The Jersey Financial Services Commission. I exhibit a print out from the Jersey Financial Services Commission website as LP/13
<ul style="list-style-type: none"> • <i>This would allow for staff to assertively insist on guests leaving quickly and quietly.</i> 	<ul style="list-style-type: none"> • The London EDITION's staff do ask that persons attending events in the Function Room leave quickly and quietly. Various examples of this can be found within the nightlife summaries submitted as part of this response to the Application for Review as well as in the CCTV footage.
<ul style="list-style-type: none"> • <i>Staff can also ask guests to leave towards Oxford Street...</i> 	<ul style="list-style-type: none"> • We changed the exit from the event space to encourage this; staff also encourage patrons to go to Oxford Street. Oxford Street is the natural place to go to haul a cab.
<ul style="list-style-type: none"> • <i>Staff can also before during and after 2 hours of the closing be positioned on</i> 	<ul style="list-style-type: none"> • Following a meeting with the Applicant on 18 March 2015 the London EDITION agreed to take on extra staff and position them an SIA registered member of staff outside Mr.

<p><i>Eastcastle Street and can proactively insist on guests keeping the noise down.</i></p>	<p>Zaffa's flat at the junction of Berners and Eastcastle Streets. To do so two hours after the terminal hour for licensable activities in the Function Room is impractical and unnecessary.</p>
<ul style="list-style-type: none"> <i>The security staff seem to change frequently.</i> 	<ul style="list-style-type: none"> This is factually incorrect. Since opening the London EDITION we have changed the security team only once – from Nice and Secure to Pace Prestige Services. That change was effected in October 2014. They normally supply us with the same team unless we ask for a change.
<ul style="list-style-type: none"> <i>Since the reopening of the hotel, the dispersal of members of the public... has been ineffective.</i> 	<ul style="list-style-type: none"> The Premises Licence Holder disagrees. It is the nature of an Application for Review that it will focus on the perceived negative aspects of a Premises rather than the positive. I refer the sub-committee to the nightlife summaries and CCTV evidence which highlight a plethora of good practice examples and proactive behaviour from the staff of the London EDITION.
<ul style="list-style-type: none"> <i>The hotel staff's efforts have had limited effect...</i> 	<ul style="list-style-type: none"> We disagree. I refer the sub-committee to the nightlife summaries and CCTV evidence which are littered with examples of proactive behaviour from the staff of the London EDITION.
<ul style="list-style-type: none"> <i>It is instructive to make a comparison with the level of noise and disturbance when the hotel does not</i> 	<ul style="list-style-type: none"> It is the nature of an Application for Review that it will focus on the perceived negative aspects of a Premises rather than the positive. I refer the sub-committee to the nightlife summaries and CCTV evidence. Many of the instances complained of by the

<p><i>have a busier or 'club night'.</i></p>	<p>Applicant are a direct result of the actions of persons not associated in any way with the hotel. The London EDITION hotel we still intervene where appropriate and take all reasonable steps to control the actions of these individuals, as well as its own guests, but the issue of how far the hotel's responsibility goes it a pertinent issue.</p>
<ul style="list-style-type: none"> • <i>For example 1 January to 21 January there were no hotel events, and no associated disturbance.</i> 	<ul style="list-style-type: none"> • This is factually incorrect. The hotel hosted a number of events between 1 January and 21 January 2015.
<ul style="list-style-type: none"> • <i>The hotel staff do not appear to be acting as assertively as they could in keeping the noise down.</i> 	<ul style="list-style-type: none"> • We do not agree. As noted above, staff of the London EDITION go to extraordinary lengths to ask not just guests, or persons attending an event in the Function Room, to respect the needs of local resident, but persons coming and going from other premises in the locality too and further afield. The proactive actions demonstrated by staff are confirmed by the CCTV evidence provided to the sub-committee and the nightlife summaries exhibited to this witness statement. I also refer the sub-committee to the external guest management procedure drafted by my colleague Dominik Prosser and exhibited to his witness statement as DP/03
<ul style="list-style-type: none"> • <i>Guests have at times crossed the road and</i> 	<ul style="list-style-type: none"> • Guests of the hotel are politely requested not to smoke in front of York House, but

<p><i>decided to smoke or congregate outside York House.</i></p>	<p>realistically speaking, the hotel cannot stop a guest if he or she wishes to take a walk and explore the area whilst smoking a cigarette. Contrast this with persons attending an event in the Function Room. Persons attending an event are required to smoke within a roped off smoking area situated as far from the noise sensitive premises as possible. Persons using the smoking area are reminded to keep the noise to a minimum both by staff and signage. It is also worth noting that the London EDITION have, since March 2015, stationed an SIA registered member of staff at the junction of Eastcastle and Berners Streets during noise sensitive hours. Should a guest of the hotel attempt to stand and smoke in front of York House then she or he would politely be asked to move elsewhere. We have designed a new smoking shelter for people attending the function room within the curtilage of the Premises. I exhibit as LP/14 two artists impressions of the smoking shelter and will explain the proposals more fully later in this witness statement.</p>
<p><i>• I have visited the hotel a few times and on no occasion have I seen or heard the staff asking guests outside to keep the noise down...</i></p>	<p><i>• If the applicant has not been causing a disturbance himself he wouldn't hear the request. It is true that the Applicant has visited the hotel on occasion, both socially and as a complainant. In all instances the Applicant has been treated with courtesy; courtesy that has not always been returned. I refer the sub-committee to the nightlife summaries which highlight numerous</i></p>

	<p>examples of staff of the London EDITION asking guests, persons attending events in the Function Room and passers-by to please keep the noise down.</p>
<ul style="list-style-type: none"> • <i>The noise travels and it sounds like an outside sporting event [RICHARD VIVIAN REPORT].</i> 	<ul style="list-style-type: none"> • Following the meeting with the Applicant in March 2015, the London EDITION hotel engaged an expert acoustician to assess the situation and to see whether there was/is anything further that the London EDITION could do to assist local residents, including the Applicant. I exhibit as LP/15 the report received from Big Sky Acoustics Ltd on 8 July 2015. I would refer the sub-committee to the following passages of the report: <ul style="list-style-type: none"> • Page 3 paragraph 3 <i>“Patron activity on the night of the survey was well managed.”</i> • Page 3 paragraph 3 <i>“I even observed an attempt to engage with members of the public not associated with the hotel...”</i> • Page 3 paragraph 4 <i>“The recorded noise measurement data... indicate that there is no increase on average noise levels in Eastcastle Street when patrons of the hotel are entering and leaving the building or using the smoking area.”</i> • Page 3 Paragraph 5 <i>“... the gradual dispersal of patrons from the event at the end of the night does not increase average noise levels in the areas around residential properties and does not give rise to public nuisance.”</i>

<ul style="list-style-type: none"> • <i>The hotel suggested that they would cut down on the number of smokers outside but this does not appear to have happened.</i> 	<ul style="list-style-type: none"> • Following the meeting on 18 March 2015, the London EDITION cap smokers within the smoking area at any one time at 20, but it was initially 25.
<ul style="list-style-type: none"> • <i>On most occasions the hotel staff do not get involved</i> 	<ul style="list-style-type: none"> • Please see above. Staff of the London EDITION regularly approach guests, persons attending events in the Function Room and passers-by. I refer the sub-committee to the nightlife summaries exhibited to this witness statement.
<ul style="list-style-type: none"> • <i>At least one guest has been seen relieving himself on the York House side of Eastcastle Street</i> 	<ul style="list-style-type: none"> • Unfortunately this is the first time that we have been made aware of this allegation and the date is so vague that we cannot investigate it. However we can assist the committee in relation to its next allegation concerning the 2nd May.
<ul style="list-style-type: none"> • <i>More recently on Saturday night 2nd May in the early hours of Sunday morning an individual approached from the premises and after urinating calmly walked back towards the hotel</i> 	<ul style="list-style-type: none"> • As stated by Mr. Zaffa he reported this incident to the security team and we have retained CCTV footage. The individual does not approach from the hotel. He parks in East Castle Street, he and his passengers get out of the car. He goes towards York House and adopts a position as if he was relieving himself. He then catches up with the passengers and they walk straight past the hotel to Oxford Street. above. The CCTV footage shows the male re-joining his companions and walking past the front of the London EDITION hotel in the direction of

	<p>Oxford Street. He was not a guest of the London EDITION hotel, nor was he attending an event in the Function Room that evening.</p>
<ul style="list-style-type: none"> • <i>The staff were very uncooperative</i> 	<ul style="list-style-type: none"> • As a general comment it is my experience that the London EDITION has been incredibly courteous to the Applicant in all its dealings with him. This is despite some of the behaviour that the Applicant has engaged in whilst gathering evidence for these proceedings. I have been provided with numerous reports from Pace Prestige Services of the Applicant approaching SIA staff and making various comments to them about how “they’re there because of him.” The Applicant has also been witnessed to thrust his phone in the face of SIA staff. The behaviour of the Applicant had reached such a level that our SIA staff were concerned for their own safety. Our lead SIA from Pace Prestige Services, Michael La Borde, remarked to me that “if he [the Applicant] were to approach another venue and behave in the manner he has done, he would not be permitted entry.” I exhibit as LP/16 a witness statement completed by SIA staff member Ryan Donovan detailing an interaction with the Applicant in May 2015.
<ul style="list-style-type: none"> • <i>The previous day (May 1st), a licensing inspector from the Council has visited</i> 	<ul style="list-style-type: none"> • Unfortunately this is the first time that we have been made aware of this allegation and so I do not have CCTV of that evening. What we do have is a security report and

<p><i>following a noise complaint. We witnessed what we believe were 3 guests...standing in the York House doorway on Eastcastle Street, smoking what appeared to be marijuana.</i></p>	<p>refer the sub-committee to the London EDITION's nightlife summary for 1 May 2015. The London EDITION has a zero-tolerance policy towards drugs.</p>
<ul style="list-style-type: none"> • <i>The hotel will undoubtedly insist the individuals were not their guests.</i> 	<ul style="list-style-type: none"> • We do not know.
<ul style="list-style-type: none"> • <i>The approach seems to have changed recently with Lance Perkins denying most incidents or implying the came from elsewhere.</i> 	<ul style="list-style-type: none"> • It is the nature of those within the hospitality industry to attempt to diffuse a situation with apologies. It is my experience that this normally serves to placate complainants. The applicant has continued to make allegations against the hotel and its staff and its staff and caused some difficult scenes. The London EDITION hotel have thoroughly reviewed its own evidence, logs and reports in relation to his allegations. We are now scrutinising all of the available evidence and determining whether the blame lies at our door or not. It appeared that the applicant would hold such placatory measures against us and so our attitude has changed. I refer the committee to the nightlife summaries and CCTV provided as part of the London EDITION's response to the Application for

	<p>Review. In almost all instances the London EDITION hotel has determined that the alleged nuisance suffered by the Applicant was not caused by either guests of the hotel, or by persons attending an event in the Function Room. Where it has been shown that the alleged nuisance suffered by the Applicant has been caused by a guest of the hotel or a person attending an event in the Function Room, then as Designated Premises Supervisor I will hold my hands up and apologise, explaining the action the London EDITION will take to remedy the situation.</p>
<ul style="list-style-type: none"> • <i>I have tried to remain organised and reasonable.</i> 	<ul style="list-style-type: none"> • The Applicant has, for the most part, been reasonable and forthcoming in his dealings with the London EDITION hotel. The London EDITION hotel has bent over backwards in attempts to deal with the concerns of the Applicant. I will set out the totality of the measures put in place by the London EDITION hotel in a separate section of this witness statement but no expense has been spared and no stone has been left unturned in our approach to dealing with the Applicant's allegations. The committee will see in the Night Life Summaries/correspondence where senior management internally interrogated staff to the effect that, surely this cannot be happening and so staff had to react and give detailed reports. These reports

included hard evidence such as the CCTV. As a result we did change our stance with Mr. Khalid and provided him with answers and justification of those answers. We felt that Mr. Khalid had become obsessed with the hotel and we have had to try and reason with him rather than being purely placatory.

I now refer to the Environmental Health Officer's representation dated the 16th June. Mrs. Rebecca St Rose details in her representation a total of six complaints received by the City Council's noise service, in the last 2 years; she does not state how many of them came from Mr. Zaffa or other sources. I appreciate that a certain amount of anonymity is required but it would be helpful if she could just deal

I refer to the dates of complaints:

- **3 May 2015** – "Loud noise coming from outside the club [Function Room] on the road side." – I have reviewed the London EDITION's records and no complaint was made to the hotel. In Ms St. Rose's subsequent memo dated 8 July 2015. concerning the 3 May (item 3) she states "Club [Function Room] appeared to be closed this evening and the outside area was very quiet." I confirm that The Function Room was closed on 3 May 2015.
- **2 May 2015** – "Loud noise coming from the patrons of a night club [Function Room] in a premises called the London EDITION hotel." - The London EDITION's records show that the event in the Function Room that evening was an external music promotion event. I refer the sub-committee to the nightlife summary for 2 May 2015 [LP10]. The report acknowledges that the SIA doorman is positioned outside the applicants flat and a doorman quickly approaching a man shouting asking him to keep his voice down.
- **4 April 2015** – "People leaving the London EDITION hotel. On-going issue. Return call requested." - I have reviewed the London EDITION's records and no complaint was made to the hotel. There was an event on 4 April 2015 in The Function Room called Unwind Yourself and was a very quiet

evening. Please see the Night Life Summaries.

- **27 February 2015** - "Guests from the hotel are standing outside his flat smoking, drinking and shouting very loudly. This has been happening the last three weeks." – The officer reports "there was no shouting" I refer the sub-committee to the nightlife summary report for 26 September 2015.
- **29 January 2015** - "On-going issue. The London EDITION hotel has a club [Function Room] operating out of the basement area..." – I have reviewed the nightlife summary for 29 January 2015. The London EDITION hotel has taken steps to limit the use of the smoking area since January 2015 and proposes to install a new smoking area within the curtilage of the building in the near future.
- **11 January 2014** – "Loud noise coming from people outside the London EDITION hotel." – Unfortunately this complaint predates the creation of the nightlife summaries and it is not possible to examine the veracity of the complaint. The noise complaint is at 02.50 when the event space would have closed for 50 minutes.. The officer reports that all is quiet. I would also point to the fact that there were no further complaints throughout 2014.

I refer to Mr. Khalid's noise log

- **Mid December 2014**
- Unfortunately this complaint predates the creation of the nightlife summaries and so I cannot comment I would say however that the complaint is over 18 months old and the sub-committee will decide on its evidential value.
- **18 December 2014**
- Unfortunately this complaint predates the creation of the nightlife summaries and it is not possible to examine the veracity of it.

- **21 January 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 21 January 2015.

- **23 January 2015**

- I refer the sub-committee the London EDITION's nightlife summary for 23 January 2015. It is notable that the Applicant states that it is not applicable because he was out. The Applicant fails to mention approaching a member of the SIA team and telling him that "I'm the reason you're here."

- **24 January 2015**

- The London EDITION's nightlife summary concurs with the Applicant in relation to a car alarm.

- **29 January 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 29 January 2015. We do admit that on this evening we had an issue which was a disturbance, but I hope that the committee will give credit that it was dealt with quickly and professionally and that we used it to improve our system and that we added in another staff member outside.

- **30 January 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 30 January 2015. The London EDITION hotel does not have any record of the disturbance past 2am. The last noteworthy event of the evening was a taxi driver using his horn in the vicinity of the hotel. He was asked to refrain and complied.

- **31 January 2015**

- I refer the sub-committee the London EDITION's nightlife summary for 31 January 2015. It is notable that the Applicant states that it is not applicable because he was out but does not mention that he passed the hotel at

2:50am when he would have witnessed staff of the London EDITION encouraging groups to wait in the lobby area for taxis.

- **19 February 2015**

- I refer the sub-committee the London EDITION's nightlife summary for 19 February 2015 which does not tally with the Applicant's account of the evening.

- **20 February 2015**

- I refer the sub-committee the London EDITION's nightlife summary for 20 February 2015.

- **26 February 2015**

- I refer the sub-committee the London EDITION's nightlife summary for 26 February 2015.

- **27 February 2015**

- I refer the sub-committee the London EDITION's nightlife summary for 27 February 2015.

- **28 February 2015**

- I refer the sub-committee the London EDITION's nightlife summary for 28 February 2015.

- **6 March 2015**

- I refer the sub-committee the London EDITION's nightlife summary for 6 March 2015.

- **12 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 12 March 2015.

- **13 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 13 March 2015. The hotel's records support the fact no disturbance was caused by guests of the hotel or persons attending the Function Room.

- **14 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 14 March 2015. The hotel's records support the fact no disturbance was caused by guests of the hotel or persons attending the Function Room.

- **17 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 17 March 2015.

- **18 March 2015**

- The Applicant was invited to a meeting at the London EDITION hotel which I attended. Also present were Martin Kane (Head of Security), Dominik Prosser (Function Room Events Manager), and Julian Skeens/Luke Elford (the London EDITION's lawyers). The Applicant was invited to outline his

concerns to the group which he did. The hotel then reviewed some of the footage supplied by the Applicant at the meeting. On reviewing the footage it became apparent that the hotel would need to examine its own logs and footage to see whether the hotel's evidence tallied with that of the Applicant. The sub-committee is referred to the London EDITION's nightlife summaries and the CCTV supplied as part of the London EDITION's response to the Application for Review of its Premises Licence. Many of the incidents referred to transpired not to be guests of the London EDITION hotel, but persons frequenting other establishments in the area. Nevertheless, it was useful to meet the Applicant and we proposed to him a number of measures that the applicant would, and has, taken. These included the installation of additional cameras in Eastcastle Street, the deployment of an additional SIA member of staff at the junction of Eastcastle and Berners Streets, the commissioning of a noise report by a prominent acoustician and the provision of a direct line of communication to hotel management. The hotel followed up this meeting by writing to the citizen's advice bureau lawyer who had been intermittently representing the Applicant.

- **19 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 19 March 2015. The hotel's records support the fact no disturbance was caused.

- **20 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 20 March 2015. It is noteworthy that SIA observed a loud party taking place in York House that evening.

- **21 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 21 March 2015.

- **26 March 2015**

- I exhibit as LP/17 an incident report arising from 26 March 2015 together with the witness statements of:

- Andrew Shannon

- Mantas Zaleckis

- Lionel Morris

- Dominik Prosser

- Michael La Borde

- I have read the Applicant's noise journal. The hotel's records do not tally with the Applicant's. The Applicant states that the altercation lasted 20 minutes. I refer the committee to the CCTV of the incident supplied by the hotel from which it can be seen that the incident lasts no more than 5 minutes. The Premises Licence Holder does not seek to minimise what was an unpleasant incident however, it was dealt with quickly by the SIA team and the appropriate reports and witness statements were made. The London EDITION apologises in this instance that the Applicant was disturbed

- **27 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 27 March 2015.

- **28 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 28 March 2015.

- **31 March 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 31 March 2015. The hotel's records support the fact no disturbance was

caused.

- **1 April 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 1 April 2015. A Westminster Council Officer (Maria Johnson) visited the Premises on 1 April, but I understand it was to leave her contact details for me.

- **2 April 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 2 April 2015.

- **3 April 2015**

- I exhibit as LP/18 an incident report completed by Michael La Borde of Pace Prestige Services (the London EDITION's SIA provider) detailing a visit by Westminster's Francis Keegan.

- **16 April 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 16 April 2015. The Function Room was closed by 23:30.

- **22 April 2015 (Wed)**

- There was no function in the basement

- **23 April 2015 (Wed)**

- There was no function in the basement

- **24 April 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 24 April 2015. The hotel's records support the fact no disturbance was caused.

- **25 April 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 25 April 2015. I was duty manager that night. I could see that Mr. Khalid was berating the staff and I saw him thrust a phone/camera into a member of staff's face. I decided that I need to intervene in that it was necessary to speak to the Applicant about his conduct. My observation was that this was a particularly quiet night. I spoke with Mr Khalid. Mr Khalid directed my attention to one or two guests of the hotel who were outside the smoking area. I explained to Mr Khalid that these were guests of the hotel on their mobile phones and that they were not making any noise of nuisance. I then noticed a larger group coming down Berners Street towards the hotel making a fair amount of noise. I asked Mr Khalid whether they were a problem, Mr Khalid responded that they were not "because they are not from the hotel." I took this to mean that he was not interested at getting to the facts, he just wanted to amass evidence against the hotel. I expressed sorrow that he was taking such a confrontational stance now.

- **28 April 2015**

- The London EDITION does not have any record of this incident.

- **2 May 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 1 May 2015.

- **3 May 2015**

- I refer the sub-committee to the London EDITION's nightlife summary for 2 May 2015 and the CCTV footage submitted as part of the London EDITION's response to the review application.

Summary of steps taken by the London EDITION hotel

23. Since being made aware of the Applicant's complaints, the London EDITION hotel have undertaken a host of measures, both internal and external, with a view to alleviating the alleged nuisance suffered by the Applicant. The London EDITION is committed to being a good neighbour and is a responsible licensed premises. For the benefit of the sub-committee, I set out below the steps taken by the London EDITION hotel:

- a. Conducted a thorough review of practices and procedures in relation to the Function Room and the Premises Licence as a whole with a view to tackling issues head on;
- b. Engaged leading licensing lawyers to obtain guidance and advice in relation to dealing with complaints and managing the Premises Licence;
- c. Corresponded with the Applicant via letter, email, text message, telephone and face to face with a view to alleviating his concerns;
- d. Reviewed all evidence supplied by the Applicant;
- e. Reviewed months and months of reports and CCTV footage to see whether the complaints made by the Applicant in correspondence and at the meeting of 18 March 2015 were justified;
- f. Despite determining that the majority of the complaints of the Applicant related to issues beyond the control of the London EDITION hotel, undertaking to place an additional SIA registered member of staff at the junction of Berners and Eastcastle Streets (even when no event taking place in the Function Room);
- g. Undertaking to place an additional SIA registered member of staff by the smoking area (even when no event taking place in the Function Room);
- h. Agreeing to investigate and raise with Westminster City Council the possibility of re-zoning the residents parking bays in Eastcastle Street;
- i. Petitioning Councillor Jonathan Glanz in relation to the above;

- j. Implementing a significant reduction in the number of events taking place in the Function Room on Thursday nights. Curbing Thursday night events at 1am;
- k. Setting up Fitzrovia Watch. I exhibit the minutes of the first meeting of Fitzrovia Watch as **LP/19**;
- l. Increasing signage in the Lobby, Function Room and external to the hotel;
- m. Asking SIA to take a more proactive approach and to engage with any individual making noise in the vicinity of the Premises regardless of whether they are a guest of the London EDITION or attending and event held in the Function Room;
- n. Spending upwards of £50,000 on increasing SIA provision. Holding monthly debrief meetings with Pace Prestige Services to listen to their suggestions and which included concerns regarding approaching individuals who are not guests of the London EDITION hotel or attending an event in the Function Room;
- o. Fostered links between internal and external security to ensure continuity of care;
- p. Commissioning a smoking area within the curtilage of the Premises at a cost of £25,000. I refer to the artists impressions already exhibited. It is envisaged that the smoking area will sit within the light well at Function Room level;
- q. Increasing valet parking provision and entering into further contracts with car companies;
- r. Switched from specific incident reports to nightly nightlife summaries which we reviewed the next day;
- s. Significantly reduced the number of persons permitting in the Berners Street smoking area at any one time;
- t. Soundproofing the Function Room to 190dB;

- u. Commissioning an acoustic consultant with a view to taking readings from within the Applicant's premises and providing a noise report. Access was refused by the Applicant;
- v. We discussed the provision of double glazing in view of the very poor fenestration that he had. He expressed pleasure and told us that he was going to raise it with us and that he had done research into it and he expressed his preference. We commissioned Big Sky to assess the quality required and to commission it. Mr Khalid then refused Big Sky access to his premises to allow it to happen.
- w. Committed to reconceptualising the Function Room space.

The future of the Function Room

We have reviewed the operation of the Function Room. We have carefully reviewed the evidence and we do not believe that we are causing a real nuisance to Mr. Khalid or his neighbours.

When this licence was granted we told the committee that we wanted to be a good neighbour and to form a valuable part of the community. We welcomed comments from our neighbours so that we could be the best possible neighbour. Mr. Khalid refers to a meeting where our Solicitors were present. I wish to make it clear that this was not to counter any arguments that Mr. Khalid had but we knew that they acted for the Sanderson, Project and Chinawhite/Libertine. In particular, they had defended a Review of Project's Licence in Wells Street which had been brought by the Environmental Health Department as a result of the impact that it was felt that Project was making on the local neighbourhood. Our Solicitors have helped us with practical measures and we used their experience. We arranged the meeting at their suggestion because of the mis-match of evidence that we had to the complaints that Mr. Khalid had. The main purpose of the meeting therefore was to exchange evidence so that we could get to the facts and make sure that we dealt with problems.

Despite all our efforts, we were unable to assuage Mr. Khalid – hence his application to Review our Licence.

We do feel that no matter what we do, Mr. Khalid will continue to complain about the way that we operate the Function Room now.

We are also aware that other neighbours have been making complaints and have joined with Mr. Khalid in the Review of our Licence. We do not want to be the “bad guy” on the block. We want the neighbourhood to be proud of us. We are getting rave reviews in the press for the hotel and we wish to avoid negative publicity or ill-feeling from local residents. After careful research we have come up with a new project which we hope will attract the same reviews as we are enjoying for Berners Tavern, our restaurant. We will continue to provide all the measures that we have put into place insofar as they are necessary.

Our reputation is very dear to us and as mentioned we do not wish to be thought of as the bad guy on the block. We thought it necessary therefore to provide hard evidence for the committee so that the committee can judge whether we have tried to be a good neighbour or not and we thought that it was important to answer

the criticism and, as part of that to reassure the committee that we not only aspire to being the best neighbour but we are the best neighbour that we can be.

24. As it has become clear to us that it does not matter what steps the Premises Licence Holder takes in relation the Function Room, its very existence in its current form will be subject to continued complaints from the Applicant, no matter how well it is run.

25. With that in mind, the Premises Licence Holder has decided to reconceptualise the Function Room space. I exhibit as **LP/20** a copy of a PowerPoint presentation setting out the proposal for the Function Room going forwards. A total of £1m has been committed to the new concept which will be a food-led cocktail lounge. Young, dynamic, unexpected, and enchanting in its own unique way,

26. The new Basement concept will feature between 75-80 seats. This venue will feature table service at a series of booths and a la carte tables, with limited seating at the bar. The menu will feature a carefully chosen selection of small plates, gourmet pizzas, seafood and grilled items from the hotel's award-winning culinary team. The beverage list will offer up an innovative selection of cocktails made with a boutique collection of spirits, wines by the glass, and craft beers hand-selected by our in-house team of experts.

27. A credible, fun and relevant roster of entertainment on select nights will also be a part of the weekly programming. However, the kind of talent that will be sourced would be 'cocktail appropriate'. The nature of the new concept should change the look and feel and attract an emerging demographic that complements the rest of the hotel's offerings.

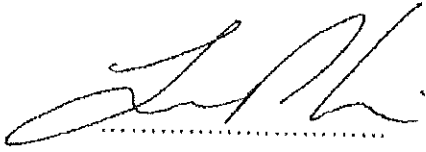
Conclusion

28. I hope that the sub-committee can see from my witness statement, my colleague Dominik Prosser's witness statement and the voluminous evidence that the London EDITION hotel has put together that it takes and has taken the Applicant's concerns.

29. I hope that the sub-committee will appreciate the breadth of measures that the London EDITION hotel have put in place to assuage the Applicant's concerns, and that it has decided to change the concept in the Function Room.

30. I hope that the sub-committee do not feel it is appropriate to impose further conditions on the Premises Licence or change the permitted hours in light of the hotel's proactive approach to Mr Khalid's concerns, and the change of concept.

I believe the facts in the above statement to be true.

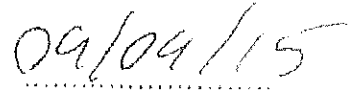


A handwritten signature in black ink, appearing to read 'L. Perkins', written over a horizontal dotted line.

Mr Lance Perkins

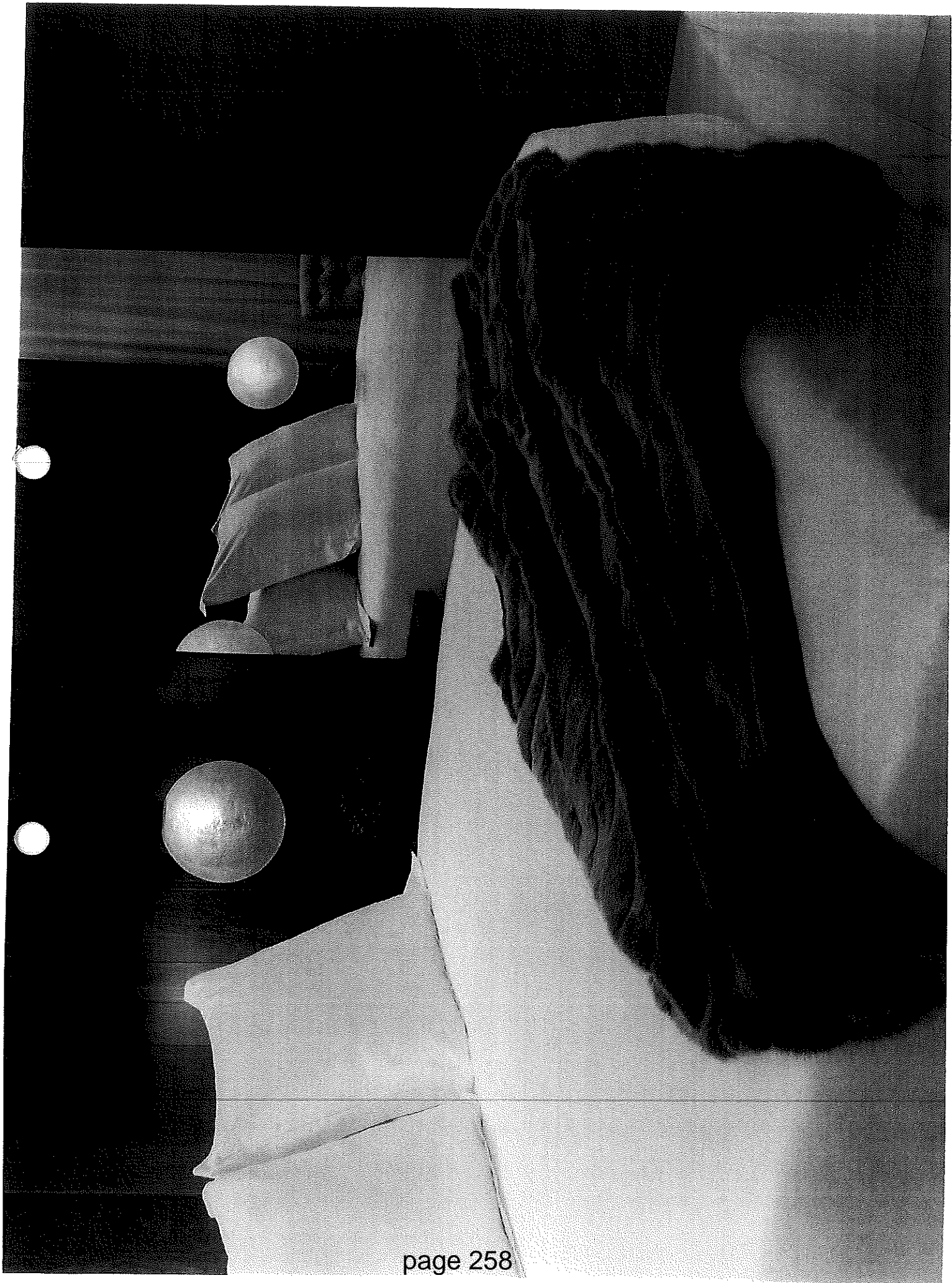
Director of Bars/Designated Premises Supervisor

The London EDITION hotel



A handwritten date '09/09/15' written in black ink over a horizontal dotted line.

Date

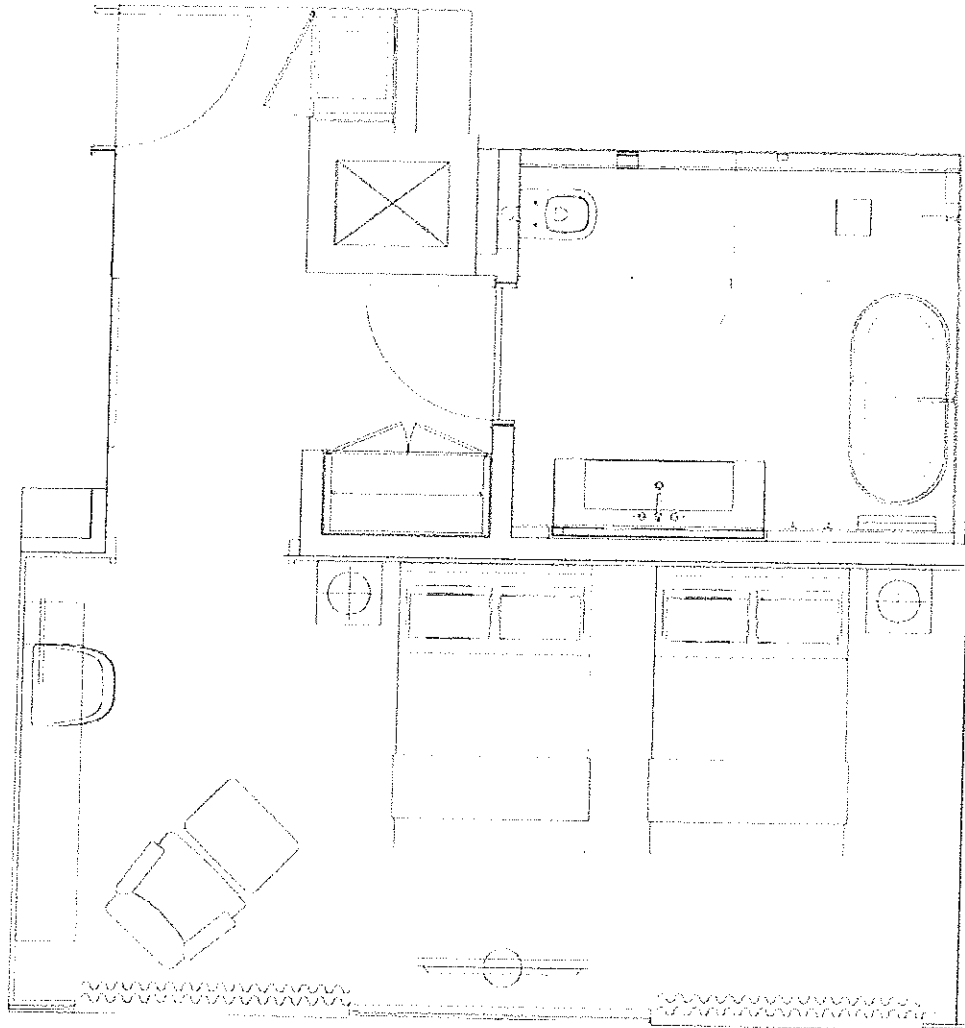




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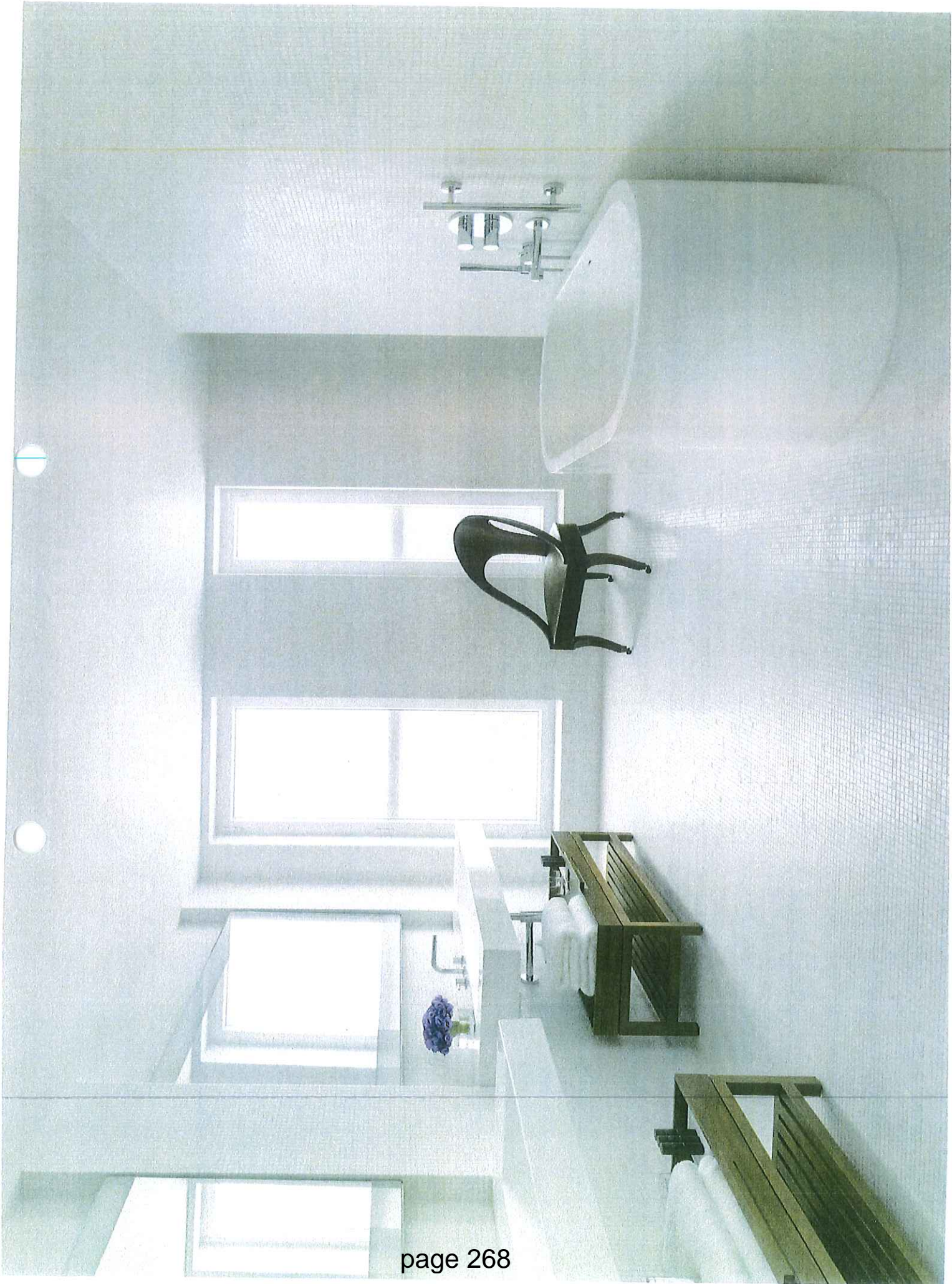


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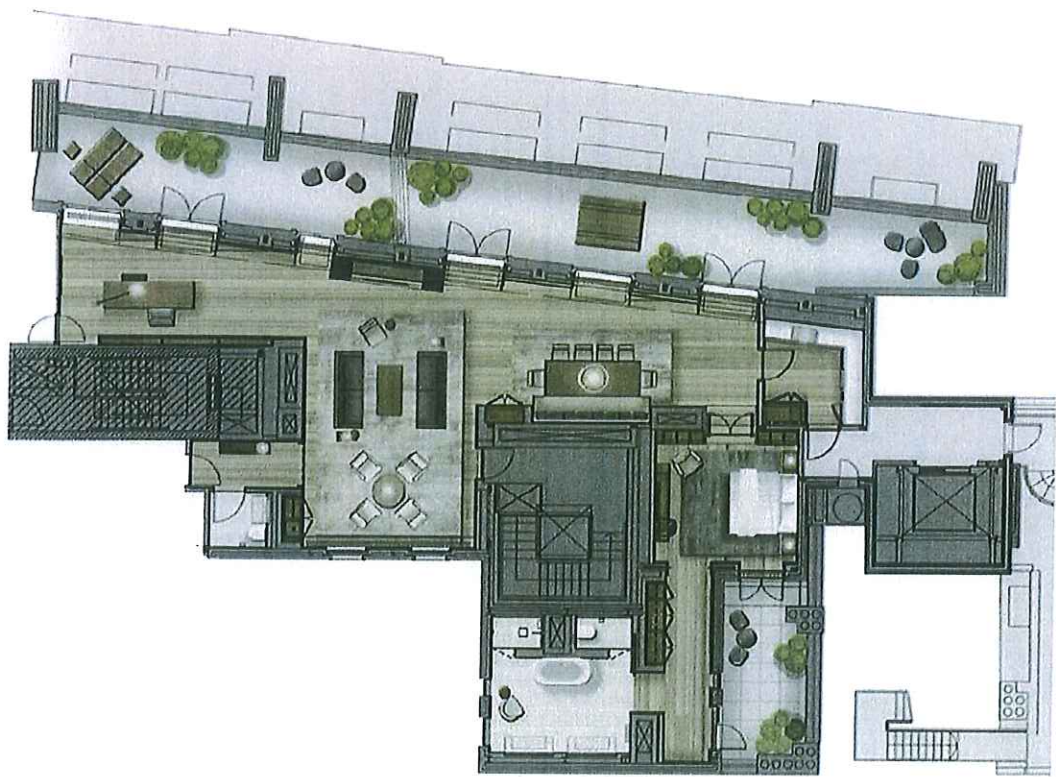








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LP/2





SEASONAL COCKTAILS

ROOM WITH A VIEW

Belvedere vodka, quince, citrus syrup
apple juice, lemon, Prosecco 13.5

DILL OR NO DILL

Tanqueray gin, smashed cucumber,
fresh dill, lemon juice, elderflower cordial,
smoked salt 13.5

VINTAGE VESPER

Adnams Northcove aged vodka,
Jensen's Old Tom gin,
lemon peel-infused Cocchi Americano,
shaken not stirred 13.5

SLOE LONG SWEET-TART

Sloe-infused gin and cider, sherry,
rhubarb, golden falernum, citrus 13.5

ARE YOU TRYING TEQUILA?

Chilli-infused Aitos blanco tequila,
Aperol, Prosecco, mescal,
lime, agave, grapefruit bitters 13.5

AGING HIPSTER

Tincup bourbon, Diplomatico Exclusiva rum,
Sacred spiced vermouth, maraschino, bitters
Barrel-aged & rested 14.5

WINE BY THE GLASS

WHITE

Chenin Blanc, Berners Tavern Private Reserve,
Anjou, France 2013 175ml 9.5

Godello, Mara Martin, Montereil,
Spain 2013 175ml 10.5

Grüner Veltliner, Strasse Hasel, Weingut
Eichinger, Kamptal, Austria 2014 175ml 12

ROSE

Côtes de Provence, Coeur Clementine,
France 2014 175ml 10

RED

Cab. Franc, Berners Tavern Private Reserve,
Anjou, France 2012 175ml 9.5

Malbec, Tinto Negro, Limestone Block,
Mendoza Argentina 2012 175ml 14

Rioja Reserva, Vifa Alberdi, La Rioja ARA
Spain 2008 175ml 15

BRITISH SEAFOOD

Half/whole native lobster, mayonnaise,
fennel and dill 25/50

3 Orkney Isles langoustines, mayonnaise,
fennel and dill 15

Dressed Colchester crab, brown crab mayo,
apple and coriander 20

TO START

Egg, ham and peas,
crispy Clarence Court duck egg,
Cumbrian ham, crushed peas (v) 9

Braised rabbit, ham hock and
foie gras terrine, poached leek,
apple and cider puree,
pickled mustard and hazelnut dressing 12.5

Prawn cocktail, lobster jelly,
avocado, crispy shallot 15

Aged beef tartare, salsa verde,
chopped duck egg, croutons 13.5
with fries and salad 18

Carrot and buttermilk soup,
roasted heritage carrot, dill oil (v) 9

Roasted quail, Earl Grey and date puree,
pickled black radish, crispy bacon,
quail vinaigrette 14

Beetroot cured salmon, lemon puree,
macadamia nuts, horseradish 14

SALADS

Isle of Wight summer tomatoes,
burrata, basil (v) 12

Chargrilled chicken pailiard,
garlic and chorizo butter, piquillo pepper,
Manchego, rocket, red onion salad 16

Berners Tavern chopped vegetable salad (v) 10
with chicken 14.5
with lobster 32

FISH AND CHIPS

Available at lunch

Battered Cornish cod, mushy peas,
mint and chips 19.5

TO FOLLOW

Roasted loin of rabbit, Alsace bacon, carrot,
rabbit bolognese 25

Macaroni and cheese, braised ox cheek,
brioche and bone marrow crumble (v) 20

Roasted Cornish cod, prawn and smoked
mussel risotto,
basil and coriander pesto 26

Roasted gyoites, orechiette, smoked garlic
salsa verde, feta, chive 19 (v)

Roasted rump of Romney Marsh lamb,
crispy breast, English peas, broad beans,
basil pesto and ham hock 24.5

BBQ brill T-bone, summer vegetables,
Escabeche broth, tarragon 32

Jerusalem artichoke risotto,
warm violet artichoke and king oyster
mushroom salad, beurre noisette (v) 20

Whole Dover sole, roasted Ratte potatoes,
burnt butter and capers 35

Aged Scottish beef burger,
bacon and cheese, caramelised onion,
pickles and chips 14.5

SIDE ORDERS

Green salad 4.5

Seasonal spring greens 5

Triple cooked chips 4.5

Duck fat roasted Ratte potatoes 5.5

Minted spring peas 4.5

SUNDAY ROAST LUNCH

Roast Sirloin of Ruby Red beef,
all the trimmings 22.5

Roast belly of Dingley Dell pork,
all the trimmings 21

GRASS FED BRITISH STEAKS

By carefully selecting Cumbria's most
conscientious farmers, Lake District Farmers
have direct access to the Region's finest
beef.

Cooked on our Josper grill, served with
triple cooked chips, salad and choice of
béarnaise or peppercorn sauce

Sirloin 10oz 30

Rib eye 10oz 33 Fillet 8oz 35

TO SHARE

Lake District chateaubriand,
macaroni and cheese, braised ox cheek
90 for two

Buccleuch Estate côte de bœuf, served with
triple cooked chips, salad, béarnaise and
peppercorn sauce 28oz
80 for two

Slow roasted shoulder of Romney Marsh lamb,
English peas, broad beans, basil pesto,
ham hock and saffron potatoes
70 for two

TIMES

Breakfast 7am-10.30am

Lunch 12pm-3pm

Afternoon 3.15pm-4.30pm

Dinner 5pm-10.30pm

Supper 10.30pm-12am

Sunday brunch: 12pm-4pm

For dietary requirements and food allergies, please ask one of
our team members for assistance

(v) Denotes that the dish is or can be altered to be suitable for
vegetarians

All prices are inclusive of VAT

A discretionary service charge of 12.5% will be added to your bill

BERNERS TAVERN WINE LIST

"A bottle of wine contains more philosophy than all the books in the world."
Louis Pasteur

WINES BY GLASS

SPARKLING WINES/CHAMPAGNE

		125ML
Prosecco Brut, Terre di Sant Alberto, Italy	NV	9
Champagne, Ruinart R Brut	NV	14.50
Champagne, Ruinart, Blc de Blcs Brut	NV	18.50
Champagne, Ruinart, Rose Brut	NV	15.50
Champagne, Billecart-Salmon Brut Rose	NV	16

WHITE WINES

		175ML
Vermentino, Les Vignes de L'Eglise, Languedoc, France	2013	8
Chenin Blanc, Berner's Tavern Private Reserve, Anjou, France	2013	9.5
Picpoul de Pinet Black Label, Domaine de la Grangeffe France	2014	10
Godello, Monterrei, Mara Martin, Galicia, Spain	2013	10.5
Riesling Kabinett, R, August Kessler, Rheingau, Germany	2013	11
Gruener Veltliner, Strasse Hasel, Weingut Eichinger, Kamptal, Austria	2014	12
Seresin Sauvignon Blanc, Marlborough, New Zealand	2013	14
Semillon, Margaret, Peter Lehmann Masters, South Australia, Australia	2009	15
St Aubin, 1er Cru Les Charmois, Paul Pillot, Burgundy, France	2013	20

ROSE WINES

Cotes de Provence, Coeur Clementine, France	2014	10
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RED WINES

Merlot, Domaine Montrose, Cotes de Thongue, France	2014	8
Cab-Franc, Berner's Tavern Private Reserve, Anjou, France	2012	9.5
Azamor, Azamor, Alentejo, Portugal	2010	10.5
Cabernet Sauvignon, Glen Carlou, Paarl, South Africa	2013	11.5
Pinot Noir, Tinpot Hut, Marlborough, New Zealand	2013	12.75
Malbec, Tinto Negro, Limestone	2012	14
Rioja Reserva, Vina Alberdi, La Rioja Alta, Spain	2008	15
Merlot, Freemark Abbey, Napa Valley, California	2011	18.5
Chateau Lacoste Boie, Pauillac, Bordeaux France	2007	20

FINE WINE BY CORAVIN

		75ML	125ML	175ML
WHITE				
Riesling Spatlese Scharzhofberger, Egon Muller, Mosel	2012	23	35	50
Riesling, Vinothek, Nikolaihof, Wachau	1997	26	43	60
Chassagne Montrachet, 1er Cru Morgeot, Leroy	2010	35	59	82
Corton Charlemagne, Grand Cru, Bonneau du Matray	2002	53	85	118
RED				
Le Serre Nuove, Tenuta Dell'Ornellaia	2011	15	22	29
Vosne Romanee, 1er Cru Les Suchots, Domaine Jean Grivot	2007	30	50	70
Chateau Le Dome, Grand Cru Classe, St. Emillion	2000	32	54	75
Cabernet Sauvignon, Martha's Vineyard, Heitz Cellars, Napa Valley	2002	40	65	90

SPARKLING WINES

CHAMPAGNE

75CL

NON VINTAGE

Ruinart, R, Brut	NV	80
Bollinger, Special Cuvee, Brut	NV	86
Pierre Gimonnet, Cuis 1er Cru, Brut	NV	78
Emmanuel Brochet, Le Mont Benoit, Non Dosé	NV	85
Charles Heidsiek, Reserve, Brut	NV	90
Pascal Doquet, Grand Cru Le Mesnil, Blanc de Blancs, Brut	NV	90
Pol Roger Brut Reserve	NV	90
Louis Roederer, Premier, Brut	NV	95
Gonet-Medeville 1er Cru, Blanc de Noirs	NV	95
Vouette et Sorbée, Bertrand Gautherot, Fidèle, Blanc de Noirs, Extra-Brut	NV	96
Ulysse Colin, Les Perrieres, Blanc de Blancs, Extra Brut	NV	99
Jacquesson, Cuvee 738, Brut	NV	99
Agrapart, Terroirs, Blanc de Blancs, Extra Brut	NV	105
Ruinart, Blanc de Blancs, Brut	NV	110
Jacquesson, Cuvée 733 Dégorgement Tardif	NV	150
Krug, Grande Cuvee Brut, Reims	NV	250

VINTAGE

Perrier Jouet, Belle Epoque, Epemay	2006	175
Cristal, Louis Roederer, Reims	2006	310
Dom Pérignon, Epemay	2005	225
Philliponat, Cuvee 1522	2003	125
Bollinger, Vieilles Vignes Francaises	2002	990
Billecart-Salmon Brut, Cuvee Nicolas-Francois Billecart	1999	150
Pommery, Cuvee Louise	1999	250
Comtes de Champagne, Taiffinger	1998	250
Charles Heidsiek, Blanc des Millenaire	1995	290
Bollinger, R.D, Ay	1976	990

ROSE

Ruinart, Brut rose	NV	90
Bollinger, Brut rose	NV	96
Billecart-Salmon, Brut Rose	NV	95

OTHER SPARKLING

Vouvray Brut, Domaine Didier Champalou, Loire Valley, France	NV	42
Prosecco Brut, Terre di Sant Alberto, Italy	NV	36
Franciacorta, Cuvee Alma, Bellavista, Brut, Italy	NV	72
Chapel Down Brut Three Graces, England	2008	52
Nyetimber, Classic Cuvee, Brut, West Sussex, England	2009	86

WHITE WINES

FRANCE – ALSACE

75cl

Pinot Blanc	Kriif, Remy Gresser	2012	48
Pinot Gris	Le Coq, Domaine Léon Boesch	2013	48
Pinot Gris Kessler Grand Cru	Domaine Dirler-Cadé	2011	73
Riesling	Le Kottabe, Domaine Josmeyer	2012	59
Riesling	Cuvee Frederic Emile, Trimbach	2007	120
Riesling, Schlossberg Grand Cru	Cuvee St Catherine, Domaine Weinbach	2011	135
Gewurztraminer	d'E, Domaine Ostertag	2009	70
Sylvaner Lutzeltal	Agathe Bursin	2013	44
Sylvaner Reserve	Domaine Weinbach	2011	52

FRANCE – LOIRE VALLEY

V.D.F. Les Cailloux du Paradis, Romorantin	Claude et Etienne Courtois	2009	63
Muscadet de Sevre et Maine sur Lie	Chateau du Coing de St Fiacre	2014	30
Anjou	Clos de l'Elu Berner's Tavern private reserve	2013	39
Anjou	Les Terrasses, La Roulerie	2011	48
Savennieres	Les Vieux Clos, Coulee de Serrant, N.Joly	2012	84
Savennieres	Coulee de Serrant, N.Joly	2009	175
Saumur	Arcane, Chateau de Fosse Seche	2013	72
Montlouis sur Loire	Remus, Domaine de la Taille aux Loups	2013	56
Sauvignon Blancs de Touraine	Domaine de Pierre	2014	38
Menefou-Salon	Morogues, Domaine Henry Pelle	2013	46
Sancerre	Domaine des Brosses	2014	45
Sancerre	Les Griottes, Alain Gueneau	2013	55
Sancerre	Les Culs de Beaujeu, Francois Cotat	2012	97
Pouilly Fume	Mademoiselle de St Baville, Cht de Tracy	2013	47
Blanc Fume de Pouilly	Buisson Renard, Dom. Didier Dagueneau	2010	210

FRANCE – JURA & SAVOIE

Arbois Chardonnay	Domaine du Pelican, Marquis d'Angerville	2013	78
Arbois Pupillin Savagnin	Les Terrasses, Domaine de la Renardiere	2012	61
Chignin	V. V. Domaine La Combe des Grand'Vignes	2013	39
Roussette de Savoie	El...Hem, Gilles Berlioz	2012	69

FRANCE – BORDEAUX

Pessac-Leognan	Esprit de Chevalier Blanc	2012	74
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WHITE WINES

FRANCE – BURGUNDY

		75CL	
CHABLISIEN			
Chablis	Prieure Saint-Come	2013	41
Chablis, 1er Cru	Montee de Tonnerre, Domaine Testut	2013	80
Chablis, Grand Cru	Le Clos, Moulin des Vaudons, J. Drouhin	2012	148
COTE DE NUITS			
Marsannay Blanc	Bruno Clair	2011	52
COTE DE BEAUNE			
Bourgogne	Initial, Bernard Bonin	2011	56
Ladoix	Bois de Mont, Domaine de Chevalier	2012	79
Meursault	Les Grands Charrons, Bouzereau	2012	125
Meursault, Clos de la Barre	Domaine des Comtes Lafon	2007	331
Puligny-Montrachet	Bachelet-Monnot	2012	103
Puligny-Montrachet	Etienne Sauzet	2011	146
Puligny-Montrachet, 1er Cru Les Referts	Bachelet-Monnot	2011	150
Chassagne-Montrachet, Les Chenevottes	J.N. Gagnard	2012	109
Chassagne-Montrachet, 1er Cru Morgeot	Marquis de Laguiche, Joseph Drouhin	2008	163
Chassagne Montrachet, 1er Cru Morgeot	Leroy	2010	350
St Aubin, 1er Cru Les Charmois	Paul Pillot	2013	85
GRAND CRU			
Corton Charlemagne	Bonneau du Matray	2002	500
Bâtard Montrachet	Joseph Drouhin	2008	600
COTE CHALONNAISE			
Bouzeron, Aligote	Domaine A et P de Vitaine	2011	53
MACONNAIS			
Mâcon-Villages	Caves de Laurene	2013	37
Mâcon-Milly-Lamartine	Les Heritiers du Comte Lafon	2012	52
Mâcon Pierreclos	Le Chavigne, Guffens-Heynen	1996	200
Pouilly Fuisse	En Vergisson, Maison deux Montille	2012	67

WHITE WINES

FRANCE – RHONE VALLEY

			75cl
Côtes-du-Rhone Villages	Pierre Henri Morel	2013	42
VDF Viognier	La Vignes d'a Cote, Yves Cuilleron	2013	68
Condrieu	La Petite Cote, Yves Cuilleron	2013	116
Saint-Peray	Les Champs Libres, Dard et Souhaut	2011	56
Chateauneuf-du-Pape	Clos la Roquette, Domaine de la Roquette	2013	88

FRANCE – LANGUEDOC-ROUSSILLON

IGP Pays d'Oc, Vermentino	Les Vignes de L'Eglise, Languedoc	2013	30
Coteaux-du-Languedoc Picpoul de Pinet	Dom. De la Grangette	2014	36
V.D.P du Var, Viognier	Domaine de Triennes	2013	44
V.D.P des Cotes Catalanes	Cuvee Lais, Olivier Pifhon	2013	56
V.D.P D'Oc	Barbaste, Mas des Agrumelles	2010	39
Limoux, Chardonnay	Toques et Clochers, Hautes Valley	2011	37

FRANCE – SOUTH-WEST

Côtes de Gascogne, G. Manseng/Sauvignon	Mas Janeil	2013	30
Jurançon Sec	La part Davan, Camin Larredya	2012	65

FRANCE – BASQUE COUNTRY

Irouleguy	Hegoxuri, Domaine Arretxea	2012	74
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FRANCE – CORSICA

Vin de Corse Calvi	Clos Columbu	2013	48
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WHITE WINES

SPAIN

Rias Baixas, Albarino,	Martin Codax	2013	37
Monterrei, Godello,	Mara Marin	2013	35
Valdeorras, Godello seleccion	Vina Somoza	2013	46
Rueda Verdejo	Calamar, Diez Siglos	2013	28
Rioja Blanco	Baigorri, Barrel fermented	2013	43
Txakoli, Hondarrabi zuri, Hondarrabi Beltza	Gaintza	2013	35

PORTUGAL

Vinho Regional Duriense	Po de Poeira	2011	51
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GERMANY

Nahe, Riesling Qba	Donnhoff	2012	43
Rheingau, Riesling Kabinett	R, August Kessler	2012	40
Mosel, Riesling Spatlese	Graacher Himmelreich, JJ Prum	2012	69
Mosel, Riesling Spatlese	Scharzhofberger, Egon Muller	2012	200

AUSTRIA

Wachau, Riesling	Federspiel, Emmerich Knoll	2012	58
Wachau, Riesling	Vinothek, Nikolaihof	1997	255
Wachau, Gruner Veltliner	Federspiel, Loibner Klostersatz, F.X. Pichler	2012	69
Wachau, Gruner Veltliner	Smaragd Achleiten, Stockkultur, Prager	2011	122
Kremstal, Gruner Veltliner Reserve	Gottschelle, Weingut Petra Unger,	2012	54
Kamptal, Gruner Veltliner	Strasse Hasel, Weingut Eichinger,	2014	45
Wagram, Gruner Veltliner	Rosenberg, Anton Bauer	2013	50
Burgenland, Welschriesling	Weisser Schiefer	2012	43
Burgenland, Pinot Gris	Kracher	2013	61.5

HUNGARY

Tokaji, Furmint	Patricius	2012	44
Tokaji, Furmint	Estate, Szepsy	2012	75
Tokaji, Harslevevelu,	Kiraly, Szepsy	2008	95

SLOVAKIA

Riesling	Chateau Bela, Sturovo	2008	61.5
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WHITE WINES

ITALY

75cl

PIEDMONT & LOMBARDIA

Piedmont, Chardonnay	Lidia, La Spinetta	2008	84
Colli Tortonesi Timorasso	`Fausto`, Marina Coppi	2012	97
Gavi di Gavi	Montessoro, La Giustiniana	2013	56
Roero Arneis	Matteo Corregia	2013	37
Lugana	I Frati, Ca Dei Frati	2014	43
Curtefranca Bianco	`Convento Vigna SS. Annunciata`	2010	108

SUDTIROL - ALTO ADIGE

Alto Adige, Pinot Grigio	Franz Haas	2013	45
Alto Adige, Gewürztraminer	Franz Haas	2013	60
Vigneti Dolomiti	Fontanasanta, Nosiola	2011	86

VENETO & FRIULI

Friuli Isonzo Rive Alte, Sauvignon Blanc	Piere, Vie di Romans	2013	77
Collio Friulano	Livio Felluga	2014	57
Soave Classico	`La Rocca` Pieropan	2013	67
Verona	"G" Garganega, Alpha Zeta	2014	23.5
San Vincenzo	Anselmi	2014	38
Venezia Giulia	Radikon, Slatnik	2012	72
Venezia Giulia	Jermann, Vintage Tunina	2012	115

MARCHE & LAZIO

Verdicchio dei Castelli di Jesi Classico Riserva	Villa Bucci	2010	81
Est! Est!!! Est!!!! di Montefiascone	Falesco	2014	24.5

ABRUZZO & CAMPANIA

Colline pescaresi, Pecorino	Tiberio	2014	37
Greco di Tufo	Benito Ferrara	2013	49
Fiano d'avellino	Exultet, Quintodecimo	2013	85

SICILY

Etna Bianco	Pietradoice, Archineri	2013	66
Terre Siciliane	Serragghia Bianco, Zibibbo	2011	125

ENGLAND

Bacchus/Reichensteiner	Wickham, Special Release Fume , Hampshire	2013	43
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WHITE WINES

USA - CALIFORNIA

Chardonnay	Heitz Cellar, Napa Valley	2013	69
Chardonnay	Ramey, Sonoma County	2010	99
Viognier	Freemark Abbey, Napa Valley	2012	52
Roussane	Qupe Winery, Bien Nacido Hillside	2009	92

USA - WASHINGTON STATE & OREGON

Semillon	L'Ecole No 41, Marty Clubb, Columbia Valley	2011	54
Pinot Gris	Willakenzie, Willamette Valley, Oregon	2013	59.5
Sokol Blosser Winery	The Evolution 17th Edition, Dundee Hill, Oregon	NV	63

ARGENTINA & CHILE

Chardonnay	Erazuriz Wild Ferment, Casablanca Valley	2012	37
Sauvignon Blanc	Casa Azul, Rappel Valley	2014	23
Torrontes	Finca La Florencia, Mendoza	2012	26

AUSTRALIA

Chardonnay	Sexton Vineyards, Giant Steps, Yarra Valley	2012	57
Chardonnay	Tiers Vineyard, Tapanappa, Piccadilly Valley	2008	105
Chardonnay	LAS VINO, Margaret River	2013	112
Chardonnay	Dawson & James, Tasmania	2011	117
Sauvignon Blanc	Shaw and Smith, Adelaide Hills	2014	44
Sauvignon Blanc/Semillon	Mangan Vineyard Cullen, Margaret River	2013	53
Semillon	Margaret, Peter Lehmann Masters, South Australia	2009	56
Pinot Gris	Kilikanoon, Skilly Valley, Clare Valley	2013	40
Riesling	Skillogalee Wines, Clare Valley	2013	43
Riesling	Polish Hill, Grosset, Clare Valley	2014	84

NEW ZEALAND

			75cl
Sauvignon Blanc	Saxton, Marlborough	2013	35
Sauvignon Blanc	Seresin Marlborough	2013	53
Chardonnay	Pencarrow, Marlborough,	2013	32
Chardonnay	Neudorf, Nelson	2011	61
Riesling	Riverbrook, Pyramid valley, Marlborough	2010	60

WHITE WINES

SOUTH AFRICA

			75cl
Sauvignon Blanc	Elgin Ridge, B and M Smith	2013	38
Chenin Blanc	Cuvee Kama, Vins d'Orrance, Western Cape	2012	57
Chardonnay	Klein Constantia, Western Cape	2012	52
Chardonnay	Cuvee Anais, Vins d'Orrance, Western Cape	2012	60

ROSE WINES

Alentejo	Pato Frio, Cashmere, Ribafreixo, Portugal	2014	32
Côtes de Provence	Coeur Clementine, France	2014	40
Sancerre	Les Baronnes, Domaine Henri Bourgeois, France	2013	49
Toscana	Capannelle, Italy	2012	67

RED WINES

FRANCE – BURGUNDY

			75cl
Bourgogne Pinot Noir	Les Ursulines, Jean Claude Boisset	2012	49
COTE DE NUITS			
Marsannay	Les Vaudenelles, Bruno Clair	2010	69
Gevrey-Chambertin	Bruno Clair	2010	122
Gevrey-Chambertin	1er Cru Champonnets, Domaine Heresztyn	2008	150
Morey St Denis, Morey St Denis	Clos des Rosiers monopole, Domaine Chantal Remy	2010	190
	1er Cru La Forge, Clos de Tart	2007	320
Chambolle-Musigny	David Duband	2011	144
Chambolle-Musigny	Vielles Vignes, Perrot Minot	2011	144
Chambolle-Musigny	1er Cru les Baudes, Joseph Drouhin	2008	218
Vosne Romanee	Domaine Arnoux Lachaux	2008	120
Vosne Romanee	1er Cru Les Suchots, Domaine Jean Grivot	2007	299
Nuits-Saint-Georges	Vielles Vignes, Robert Chevillon	2011	107
Nuits-Saint-Georges	1er Cru Clos de la Marechale Monopole J-F Mugnier	2011	185
COTE DE BEAUNE			
Savigny Les Beaune Beaune	Aux Grands Liards, Domaine Simon Bize	2011	81
	1er Cru Clos des Mouches, Joseph Drouhin	2005	240
Pommard	Vielles Vignes, Fanny Sabre	2012	103
Pommard	1er Cru Pezerolles, Domaine de Montille	2009	199
Pommard	1er Cru Les Rugiens, Henri Boillot	2011	169
Volnay	Vielles Vignes, Domaine Henri Delagrangue	2013	82
Volnay	Clos de la Pousse d'Or Monopole	2011	181
Volnay	1er Cru Les Mitans, Domaine de Montille	2002	267
GRAND CRU			
Chamberlin	Domaine Louis Remy	2001	520
Richebourg	Domaine de la Romanee-Conti	1996	2450
La Tâche	Domaine de la Romanee-Conti	1993	3200
COTE CHALONNAISE & BEAUJOLAIS			
Mercurey	Chateau de Santenay	2012	53
Rully	1er Cru Les Preaux, Eric de Suremain	2011	65
Morgon	les Charmes, Domaine du Calvaire de Roche-Gres	2013	41
Fleurie	La Rolette Vieilles Vignes, Domaine Métrat et Fils	2013	44
Moulin-à-Vent	Vielles Vignes, Domaine de Prion	2011	58

RED WINES

FRANCE – BORDEAUX

		75cl	
Chateau Meaume	Bordeaux Supérieur	2011	30
Chateau Cissac	Haut-Medoc	2010	50
Chateau des Annereaux	Lalande de Pomerol	2007	56
Roc de Cambes	Cotes de Bourg	2010	170
ST-ESTEPHE			
Chateau Les Ormes de Pez	Cru Bourgeois	2009	86
Chateau de Pez	Cru Bourgeois	2009	95
Chateau Montrose	2ème Cru Classé	1996	400
PAUILLAC			
Chateau Lacoste Borie	2nd wine of Grand Puy Lacoste	2007	85
Chateau Pontet Canet	5ème Cru Classé	2005	325
Château Lafour	1ere Cru Classé	1989	1200
Chateau Mouton Rothschild	1ere Cru Classé	2003	990
		2001	1200
ST-JULIEN			
Chateau Lagrange	3ème Cru Classé	2009	152
Chateau Beychevelle	4ème Cru Classé	2000	450
Chateau Gruaud Larose	2ème Cru Classé	1998	195
MARGAUX			
Chateau Kirwan	3ème Cru Classé	2010	166
Chateau Malescot St Exupery	3ème Cru Classé	1999	190
PESSAC-LEOGNAN			
Chateau Pape Clement	Grand Cru Classé	2009	385
Château Haut Brion	1ere Cru Classé	1996	1100
ST-EMILION			
Chateau Petit Val	Grand Cru	2011	55
Chateau Edmus	Grand Cru	2007	71
Chateau Bellisle-Mondotte	Grand Cru	2004	95
Chateau Magdelaine	1ere Cru Grand Cru Classe	1995	242

RED WINES

FRANCE – LOIRE VALLEY

			75cl
Anjou	Clos de l'Elu, Berner's Tavern Private Reserve	2012	39
Saumur-Champigny	la Marginale Domaine des Roches Neuves	2012	88
Chinon	Cuvee Terroir, Chales Joguet	2010	40
Chinon	Clos du Chene Vert, Chales Joguet	2007	79
Touraine	Gamay Vinifera, Domaine de la Chamoise	2013	43
Sancerre	Vincent Pinard	2011	60
Sancerre	Chene St-Etienne, Domaine H. Bourgeois	2002	166

FRANCE – RHONE VALLEY

Cote-Rotie	La belle Helene, Domaine Michel Ogier	1998	550
Cote-Rotie	Barbarine, Domaine Yves Gangloff	2009	185
Saint Joseph	Les Pierres Seches, Yves Cuilleron	2013	72
Crozes Hermitage	Petit Ruche, Chapoutier	2012	46
Crozes-Hermitage	Georges Reynaud, David Reynaud	2013	49
Comas	La Geynale, Robert Michel	2006	118
Cotes-du-Rhone	Sommelongue, Domaine Andre Brunel	2013	35
Gigondas	Domaine des Bosquets	2012	66
Vacqueyras	Cuvee des Templiers, Clos des Cazaux	2012	44
Chateauneuf-du-Pape	Domaine de la Roquette, Piedlong	2011	115
Chateauneuf-du-Pape	Chateau de Beaucastel	2010	196

FRANCE – LANGUEDOC ROUSSILLON & PROVENCE

Pays D'Herault	Mas de Daumas Gassac	2013	78
V.D.P du Gard	Domaine le Roc d'Anglade	2010	74
~	~	2008	80
Coteaux de Languedoc	En Damaisela, La Pèira	2008	143
Cote de Thongue	Merlot, Domaine Montrose	2014	30
Languedoc Montpeyroux	Domaine d'Aupilhac	2013	47
Minervois	Rendez-Vous sur la lune, Domaine de Gravillas	2012	47
Minervois la Liviniere	Continuite de nature, Chateau Maris	2010	58
Corbières	Les Heritage, Château du Vieux Parc	2013	30
Faugeres	Jadis, Domaine Leon Barral, Didier Barral	2011	77
Cotes-du-Roussillon	Les Sorcieres Rouge, Clos des Fees	2013	46
Collioure	Cote Mer, Domaine de la Rectorie	2013	54
Vin de France	Le Clos Milan, Domaine Henri Milan	2007	75
V.D.P des Bouches du Rhône	Domaine Trévallon	2004	159
Bandol	Château de Pibarnon	2011	90

FRANCE – SOUTH WEST

Cotes du Marmandais	Clos Baquey, Domaine Elan Da Ros	2011	90
Cahors	Chateau Lagrezette, Chevaliers Lagrezette	2012	52
Madiran	La Tyre, Chateau Montus, Alain Brumont	2001	280

RED WINES

SPAIN

			75cl
Penedes	Torres, Mas la Plana, Cabernet Sauvignon	2010	92
Priorat	Les Terrasses, Velles Vinyes, Palacios	2012	84
Priorat	Clos Martinet, Mas Martinet	2010	135
Terra Alta	Samso, Crianza, Celler Mariol	2010	28
Rioja	Reserva, Dominio Alto	2005	41
Rioja	Reserva, Vina Alberdi, La Rioja Alta	2008	60
Rioja Reserva	Vina Tondonia, Lopez de Heredia	2002	82
Ribera del Duero	Bodegas Aalto	2012	95
Ribera del Duero	Bodegas Alion	2011	169
Ribera del Duero	Unico, Bodegas Vega Sicilia	1998	900
Toro	Bodegas Pintia, Alvarez	2008	115
Bierzo	Corullon, Descendientes Palacios	2001	99
Yecla	Monastrell, Familia Castano, Murcia	2013	23.5

PORTUGAL

Douro	Caldas, Alves de Sousa	2012	45
Douro	Quinta do Passadouro	2012	52
Douro	Quinta da Galvoisa, Alves de Sousa	2009	103
Alentejo	Azamor, Single Estate	2010	42

AUSTRIA

Wagram, Pinot Noir	Anton Bauer	2013	52
Burgenland, Blaufrankisch	Konigsberg, K Weisser Schiefer	2012	53
Burgenland, Sankt Laurent	St Margarethen, Rosi Schuster	2011	99

GERMANY

Rheingau, Spatburgunder	Auguste Kessler	2011	87
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LEBANON

Bekaa Valley	Chateau Musar	1999	93
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RED WINES

ITALY

PIEDMONT			75CL
Barbera d'Alba	G.D Vajra	2012	52
Barbera d'Asti	Bruno Rocca	2012	59
Dolcetto d'Alba	Giacomo Fenocchio	2013	37
Barbaresco	Ceretto	2011	101
Barbaresco	Bruno Rocca	2010	112
Barbaresco	Asili, Bruno Giacosa	2008	300
Nebbiolo d'Alba	Valmaggiore, Marco Marengo	2011	73
Langhe Nebbiolo	Il Favot, Poderi Aldo Contemo	2010	136
Barolo	Massolino	2011	98
Barolo	Bricco delle Viole, G.D Vajra	2009	150
Barolo	Vigna Rionda, Massolino	2008	220
Barolo	Gran Bussia, Poderi Aldo Contemo	2005	590
LOMBARDIA			
Valtellina Superiore	Inferno, Mazer, Nino Negri	2010	53
VENETO/SUDTIROL			
Amarone Della Valpolicella	Villa Mattielli	2011	98
Corvina, Veronese	La Poja, Cantina Allegrini	2008	149
Sudtirol, Lagrein	Turnhoff, Tiefenbrunner	2012	50
FRUILI			
Fruili Graves	Merlot, San Simone	2013	27
TUSCANY			
Toscana	Brusco dei Barbi, Fattoria dei barbi	2013	34
Bolgheri	Le Serre Nuove, Tenuta Dell'Ornellaia	2012	110
Colli toscana centrale	Flaccianello della Pieve, Fontodi	2011	155
Bolgheri	Sassicaia, Tenuta San Guido	1998	750
Carmignano	Villa di Capezzana, Fattoria Capezzana	2010	62
Chianti Rufina Riserva	Vigneto Bucerchiale, Selvapiana	2011	67
Chianti Classico Riserva	Capannelle	2011	72
Vino Nobile di Montepulciano	Asinone, Poliziano	2010	115
Brunello Di Montalcino	Uccelliera, A. Cortonesi	2009	102
CAMPANIA/ABRUZZO			
Aglianico del Taburno	Fidelis, Cantina del Taburno	2009	37
Aglianico Irpinia	Terra d'Eclano, Quintodecimo	2009	95
Montepulciano d'Abruzzo	Marina Cvetic, Gianni Masciarelli	2010	60
SICILY/SARDINIA			
Nero d'Avola Sicilia	Sherazade, Donnafugata	2013	36
Cerasuolo di Vittoria	COS	2012	58
Etna Rosso	Pietradolce, Archineri	2011	78
Isola dei Nuraghi	Barrua, Agricola Punica	2011	80

RED WINES

USA - CALIFORNIA

			75cl
Cabernet Sauvignon	Decoy, Duckhorn, Sonoma County	2012	75
Cabernet Sauvignon	Napanook, Dominus Estate, Napa Valley	2010	162
Cabernet Sauvignon	Martha's Vineyard, Heitz Cellars, Napa Valley	2002	390
Zinfandel	Heitz Cellar, Ink Grade Vineyard, Napa Valley	2009	64
Zinfandel	Lytton Springs, Ridge Vineyards, Sonoma County	2012	100
Merlot	Freemark Abbey, Napa Valley	2011	78
Pinot Noir	Wild Ridge, Annapolis, Sonoma County	2011	90

USA - OREGON/ WASHINGTON STATE

Pinot Noir	Domaine Drouhin, Dundee hill	2013	80
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CANADA

Pinot Noir	Twenty Mile Bench, Clos Jordanne Niagara Peninsula 2009		86
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CHILE

			75cl
Cabernet Sauvignon	Soleus, Colchagua Valley	2012	29
Cabernet Sauvignon	Errazuriz, Max reserve, Aconcagua valley	2012	38
Carmenere	Montes Alpha, Colchagua Valley	2012	39
Syrah	Mateic, San Antonio Valley	2009	102

ARGENTINA

Cabernet Franc	Atamisque Serbal, Tupungato, Mendoza	2014	35
Malbec	Altos Las Hornigas, Mendoza	2013	36
Malbec	Tinto Negro, Limestone Block, Mendoza	2012	55
Malbec	Mai, Kaiken Mendoza	2011	115

RED WINES

SOUTH AFRICA

Cabernet-Malbec	Estate Red, Klein Constantia	2012	44
Cabernet-Malbec	Nymphomane, La Vierge Hemel-en-Aarde	2012	47
Cabernet Sauvignon	Glen Carlou, Paarl	2013	46
Syrah	Rudi Schultz, Stellenbosch	2012	47
Syrah-Cabernet Sauvignon	Anwilka Vineyards, Stellenbosch	2011	69

AUSTRALIA

NEW SOUTH WALES

Shiraz	Clonakilla, Hilltop	2012	58
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VICTORIA

Shiraz	Three Centuries, David Traeger, Heathcote	2009	66
Pinot Noir	Innocent Bystander, Yarra Valley	2013	40
Pinot Noir	By Farr, Farside, Geelong	2011	128

SOUTH AUSTRALIA

Shiraz, Grenache, Mourvedre	Nine Popes, Charles Melton, Barossa Valley	2012	90
Shiraz	St Henri, Penfold	2009	186
Shiraz	Penfold Grange	2008	1300
Grenache	Turkey Flat, Barossa Valley	2012	45
Pinot Noir	Foggy Hill Vineyard, Tapanappa, Fleurie peninsula	2010	72

WESTERN AUSTRALIA

Shiraz	Wilyabrup Vineyard, Arlewood, Margaret River	2012	50
Cabernet Sauvignon	Plantagenet, Mount Barker, Great Southern	2012	60

TASMANIA

Pinot Noir	Apsley Gorge	2009	79
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NEW ZEALAND

Pinot Noir	Tinpot Hut, Marlborough	2012	52
Pinot Noir	Valli Vineyards, Bendigo, Central Otago	2011	102
Pinot Noir	Dry River, Martinborough	2009	167

HALF BOTTLES & MAGNUMS

HALF BOTTLES

WHITE WINES

37.5cl

Sancerre	Domaine Sautereau, Loire Valley	2013	28
Chablis	Priere Saint Come, Burgundy	2013	28
Chassagne Montrachet	1er Cru Les Chenevottes, J-N Gagnard, Burgundy	2012	60
Riesling	Cuvee Frederic Emile, Trimbach, Alsace	2005	59
Albarino	Abadia de San Campio, Terras Gauda, Spain	2013	24
Soave Classico	Pieropan, Veneto, Italy	2013	25
Sauvignon Blanc	Seresin, Marlborough, New Zealand	2012	25

RED WINES

Cotes-du-Rhone	Terres de Mistral, Vignerons d'Estezargues	2013	16
Crozes Hermitage	Domaine Etienne Pochon, Rhone Valley	2012	25
Rioja reserva	Vina Arana, La Rioja Alta, Spain	2006	33
Chianti Classico	Isole e Olena, Tuscany, Italy	2011	35
Pinot Noir	Crimson, Ata Rangji, Martinborough, New Zealand	2013	30
Shiraz	Lionheart of the Barossa, South Australia	2013	24

MAGNUMS

CHAMPAGNE

150cl

Billecart-Salmon Extra-Brut, Mareuil-sur-Ay		NV	180
Ruinart Brut rose		NV	225
Dom Pérignon, Epemay		2003	500

WHITE

Puligny-Montrachet	Bachelet-Monnot, France	2012	245
V.D. France	Originel, Julien Courtois, France	2010	130
Soave Classico	Calvarino, Pieropan, Veneto, Italy	2013	114
Chardonnay	M3, Shaw and Smith, Adelaide Hills, Australia	2013	114
Sauvignon Blancs	Seresin, Marlborough, New Zealand	2012	100

ROSE

Cotes de Provence	Cuvee Alexandre, Château de Beaulieu, France	2013	74
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RED

Chateau Malescot St Exupery	3rd Cru Classe, Margaux, France	2010	500
Gevrey-Chambertin	Drouhin Laroze, Burgundy, France	2009	220
Chateauneuf-du-Pape	Chateau de Beaucastel, Rhone Valley, France	2009	365
Cotes du Roussillon Villages	La Muntanda, Domaine Gauby, France	2001	450
Rioja Gran Reserva	904, La Rioja Alta, Spain	2004	172
Toscana	Cepparello, Isole e Olena, Tuscany, Italy	2009	325
Brunello di Montalcino	Fossacolle	2009	235
Shiraz	Greenstone Vineyard, Heathcote, Victoria, Australia	2012	120

JEROBOAM

CHAMPAGNE

R de Ruinart, Brut, Reims		NV	600
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SWEET WINES

FRANCE

			75cl	50cl	37.5cl
Vouvray Moelleux	le Clos du Bourg, Domaine Huef	2009	95		
Jurançon	Marie Kattalin, Domaine de Souch	2007	130		
Jurançon	Les Jardins de Babylon, Didier Dagueneau	2010	240		
Muscat de Riversaltes	Chateau Pezilla	2013	39		
Alsace, Riesling	V.T. Domaine Boeckel	2006		59	
Sauternes	Chateau Rabaud-Promis, 1er Grand Cru	2009	110		

ITALY

Moscato d'Asti	G.D Vajra, Piedmont	2013	37		
Braquetto d'Aqui	Contero, Piedmont	2013	41		
Recioto della Valpolicella	Corte Giara, Veneto	2013		65	
Recioto della Valpolicella	Bertani, Veneto	2010		69	
Passito di Pantelleria	Ben Rye, Donnafugata, Sicily	2011	160		
Vin Santo Del Chianti Classico	Isole e Olena, Tuscany	2005			98

OTHERS

Riesling, Auslese,	Graacher Himmelreich, JJ Prum, Germany	2011	85		
Beernauslese Cuvee	Kracher, Burgenland, Austria	2011			49
Trokenbeernauslese Sheurebe	N.4, Kracher, Burgenland, Austria	2004			129
Tokaji, Muscat	Exaltation, Holdvolgy, Hungary	2011		50	
Tokaji Szmarodni	Eloquence, Holdvolgy, Hungary	2007		92	
Tokaji, 5 puttonyos	Chateau Dereszla, Hungary	2008		67	
Tokaji, 6 puttonyos	Szepesy, Hungary	2006		258	
Cabernet Franc, Icewine	Inniskillin, Canada	2006			152
Sauvignon, Noble Harvest	Mulderbosch, Stellenbosch, South Africa	2010		42	
Semillon, Botrytis	Peter Lehmann, Barossa, Australia	2011			35
Riesling	Cordon Cut, Mount Horrocks, Clare Valley, , Australia	2013			57

FORTIFIED WINES

PORTUGAL

		75cl	50cl	37.5cl
PORT				
L.B.V Taylors		2008	53	
Tawny 10yrs old, Niepoort		10yrs	85	
Vintage Port, Quinta de la Rosa		2005	110	
Vintage Port, Fonseca Guimaraens		1998	71	
Vintage Port, Fonseca		1985	230	
10yrs old Tawny, Fonseca		10yrs		45
Colheita ,Bumester		1998	71	

FRANCE

Maury Blanc	Mas Amiel	2011	65	
Maury rouge	La Coume du Roy	2012	58	
Banyuls Rancio	Al Tragou, Domaine Vial-Magneres	1988	139	

SPAIN

Manzanilla	Barbadillo	NV	29	
Amontillado del Puerto	Gutierrez Colosia	NV	56	
Oloroso	Don Jose, Sanchez Romate	NV	58	
Pedro Ximenez	Lustao	NV	55	

SWEET WINES BY GLASS

SWEET WINES

		100ML
Sauvignon, Noble Harvest, Mulderbosch, Stellenbosch, South Africa	2010	8
Semillon, Botrytis, Peter Lehmann, Barossa, Australia	2011	9.5
Riesling, Vendange Tardive, Domaine Boeckel, Alsace, France	2006	10.5
Tokaji, Muscat, Exaltation, Holdvolgy, Hungary	2011	12.5
Recioto della Valpolicella, Corte Giara, Veneto, Italy	2013	16
Sauternes, 1er Grand Cru Classe, Chateau Rabaud-Promis	2009	23

SHERRY

		100ML
Manzanilla, Barbadillo	NV	5
Amonillado del Puerto, Gutierrez Colosia	NV	7.5
Pedro Ximenez, Lustau	NV	8

MADEIRA

		100ML
Crown Barbeito, Medium Sweet	NV	6
20 Year Old Terrantez Henriques & Henriques	NV	24
Sercial, Henriques & Henriques	1971	68

PORT

		100ML
L.B.V, Taylors	2008	7
Tawny Fonseca	10 yrs	9

SUMMARY

WINES BY GLASS

Sparkling Wines/Champagne	3
White Wines	3
Rose Wines	3
Red Wines	3
Fine Wine by Coravin	3

SPARKLING WINES

Champagne	4
Other Sparkling	4

WHITE WINES

France – Alsace	5
France – Loire Valley	5
France – Jura & savoie	5
France – Bordeaux	5
France – Burgundy	6
France – Rhone Valley	7
France – Languedoc-Roussillon	7
France – South-West	7
France – Basque Country	7
France – Corsica	7
Spain	8
Portugal	8
Germany	8
Austria	8
Hungary	8
Slovakia	8
Italy	9
England	9
USA - California	100
USA -Washington & Oregon	100
Argentina & Chile	100
Australia	100
New Zealand	100

WHITE WINES

South Africa	111
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ROSE WINES

Rose wines	11
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RED WINES

France – Burgundy	122
France – Bordeaux	133
France – Loire Valley	144
France – Rhone Valley	144
France – Languedoc Roussillon & Provence	144
France – South West	144
Spain	155
Portugal	155
Austria	155
Germany	155
Lebanon	155
Italy	166
USA - California	177
USA – Oregon/ Washington state	177
Chile	177
Argentina	177
South Africa	188
Australia	188
New Zealand	188

HALF BOTTLES & MAGNUMS

SWEET WINES

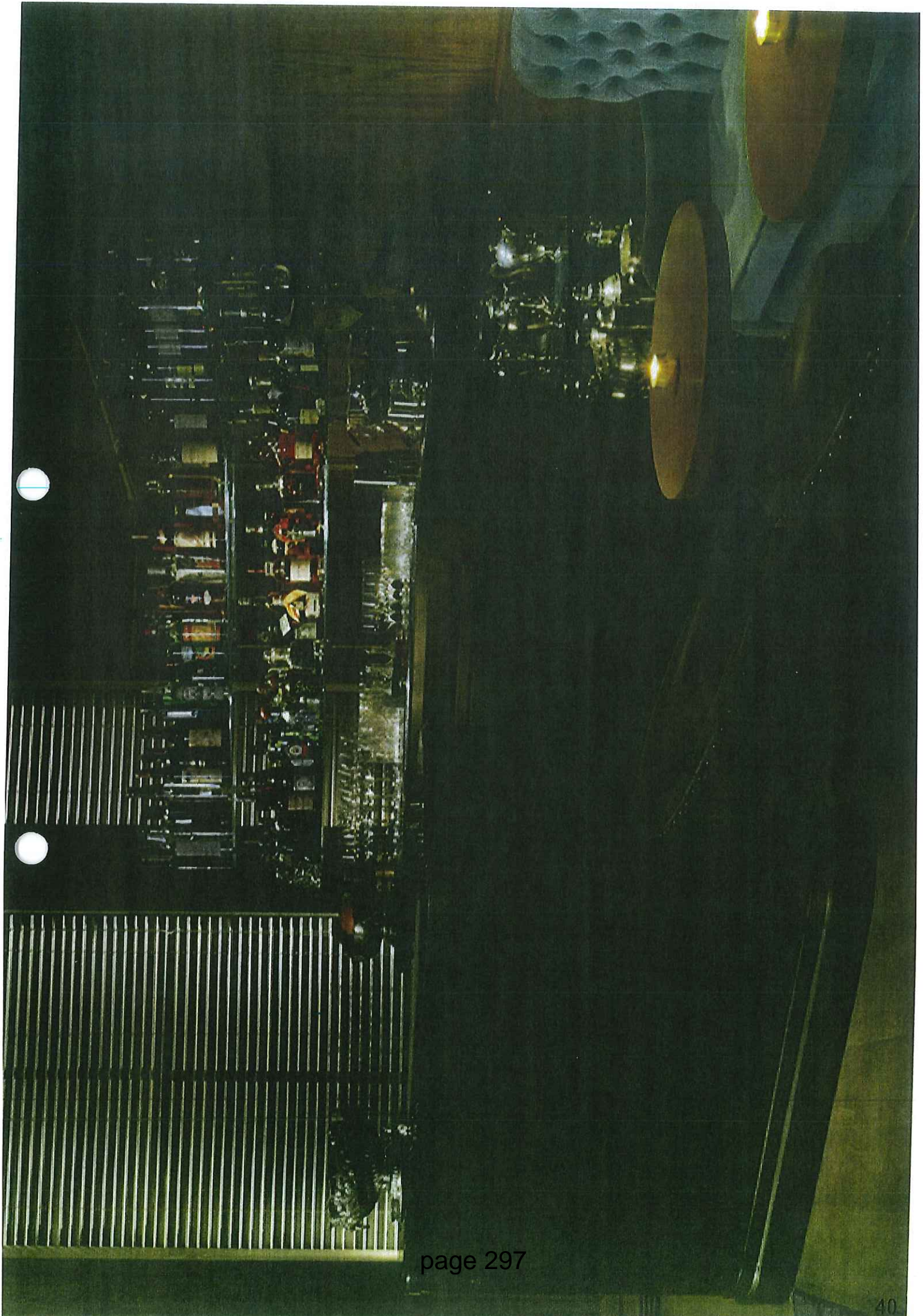
France	20
Italy	20
Others	20

FORTIFIED WINES

Portugal	221
France	221
Spain	221

SWEET WINES BY GLASS

Sweet wines	22
Sherry	22
Madeira	22
Port	22



PUNCHES

The British have always been good at stealing stuff. Way back, the British Navy was basically a pirate outfit. As the empire expanded the Brits effectively sailed around stealing stuff: Bits of China, all of India, the Elgin Marbles, a couple of Egyptian mummies here, a Rosetta stone there. Into the Century, they pinched Rock and Roll and later Punk. They made Curry their national dish. It's a 20th Century nation of kleptomaniacs. Before the Brits stole the idea of Punch from the Indians, a number of other cultures had a culture of sharing drinks. So we thought we'd steal those too.

Punch is a social affair, and in keeping with that our Punches are available for 1, 2, 4, 6 or 8 people. Punches would also have been drunk by privateers when alone on desert islands and we don't disagree with this behaviour at all. In fact we kind of like it.



DAILY PUNCH

£14 per person

BAR BITES

EDITION PUNCH

Our house punch, available all year round. Easy going and aromatic, with jasmine tea and a subtle hint of wood from the oak moss. Great things start here.

Tanqueray Gin, lemon juice, oak moss syrup, orange blossom water, jasmine tea

Marinated green olives, pickled garlic and chilli

57 SHADES OF GREY

A similar title has been called a guilty pleasure and an easy read - we prefer to think of ours as an easy pleasure to which you may add as much guilt as you please. This is the Punch Room, not the Red Room, so here is a drink that is just the right amount of complex and you don't have to sign any contracts.

Talisker 57 Whisky, Grey Goose, Campari, rhubarb syrup, grapefruit juice and prosecco

Crunchy sugar snap peas, citrus salt, mint (v)

Triple cooked chips, sarsons mayonnaise

Crispy chicken skin, espelette, guacamole

ENOTRIA PUNCH

Wine was a big thing to the Romans and Greeks. They pretty much drank it all day and were constantly poisoning one another with it, bathing in it or like the comic philosopher Chrysippus, feeding it to their donkeys for laughs. They would mix it up with herbs and spices to make it more interesting. Our take on it is spiced with a Lavender and Thyme cordial and we added some Hennessy because you don't have all day.

Hennessy Fin de Cognac, Sauvignon Blanc, lemon juice, lavender and thyme cordial

Chicken popcorn, coriander, gochujang sauce

Chorizo croquettes, aioli, lime

Berner's Tavern chopped salad (v) with Chicken with Lobster

AN ODE TO MRS TOTTENHAM

Theodore Hook was a snoot nosed little punk who used to live around here a while back. He was a fan of the practical joke. Ask your server for details. His punch contains Tanqueray Gin, sage and lemon verbena, lemon juice, peach and prosecco. It's much nicer than he was.

Tanqueray Gin, sage and lemon verbena syrup, lemon juice, peach and prosecco.

The BT beef slider, bacon, cheese and caramelised onion

JAMAICA FLOWER PUNCH

Oddly enough, this little beauty relates not to Jamaica at all but to the Mexican name for hibiscus (Jamaica - mad right?!) which is the tea ingredient in this punch. But let's get back to Jamaica for a second. Just think of mid-fifties Sharon from Staines who's enjoying a week without the hubby at Sandals Montego Bay getting sozzled on something similar (but not nearly as nice) and trying to woo the friendly jet ski instructor.

Altos Blanco Tequila, lime juice, hibiscus tea and blackberry foam.

Prawn and Mary Rose slider, parsley salsa verde

Selection of cheese, pear and saffron chutney, seed crackers

WINE
WHITE

	175ml Bottle	125ml Bottle
Vermentino IGP Pays d'Occ, Les Vignes de L'Eglise, Languedoc, France 2013	8	14.5
Picpoul de Pinet Black Label, Domaine de la Grangette France 2014	10	15.5
"R" Riesling Kabinett, August Kessler, Rheingau, Germany, 2013	11	18.5
Seresin Sauvignon Blanc, Marlborough, New Zealand	14	95
Cotes de Provence, Cote d'Azur Clementine Rose, France 2014	10	225
Merlot, Domaine Montrose Languedoc-Roussillon France 2014	8	225
Azamor, Azamor, Alentejo, Portugal, 2010	10.5	40
Pinot Noir, Tinpot Hut, Marlborough New Zealand 2013	12.75	250
Malbec, Tinto Negro, Limestone Block Vintage Argentina 2012	14	175

WINE
RED

	175ml Bottle	125ml Bottle
Merlot, Domaine Montrose Languedoc-Roussillon France 2014	8	14.5
Azamor, Azamor, Alentejo, Portugal, 2010	10.5	15.5
Pinot Noir, Tinpot Hut, Marlborough New Zealand 2013	12.75	18.5
Malbec, Tinto Negro, Limestone Block Vintage Argentina 2012	14	95

MAYFLOWER PUNCH

Our take on the classic Gin punch from the Oxford night cap recipe book. Plymouth Gin, fresh lemon juice, green tea, maraschino, grapefruit sherbet and dashes of Fernet-Branca. Sum bleddy punch.

Plymouth Gin, green tea, lemon juice, grapefruit sherbet, maraschino and Fernet-Branca.

REVISED TE PUNCH

A twist on the classic Rumfustian punch by Jerry Thomas. We've mixed a little Portobello Road VPA (Very Pale Ale) infused with vanilla. Originally you would have ale, gin (no rum go figure?) and eggs. We've decided a Rumfustian twist needs rum, with punchy 57% Smith and Cross from Jamaica being the best option.

Smith and Cross Rum, Very Pale Ale and vanilla syrup, lime juice and pineapple juice

MILK PUNCH

On paper this is confusing, intriguing and a little bizarre we agree but nothing short of brilliant. The texture of this drink is silky smooth, the flavours crisp, well rounded and identifiable. Very more-ish.

Hennessy Fin de Cognac, Havana Club 3yo Rum, Somerset Cider Brandy, green tea, lemon juice, pineapple, spices syrup, milk

WEDDING PUNCH

This is an adaptation of a famous Jerry Thomas recipe. We've updated it by using sherbet and fresh ingredients and replacing claret with Champagne, because we are fancy like that. It includes essence of ambergis but we assure you NO whales were hurt in the making of this drink.

Hennessy Fine de Cognac, lemon & vanilla sherbet, pineapple, ambergis infusion, Champagne juice

DUFFTOWN PUNCH

A reflection of Whisky's journey from the glens of Scotland to the world. From Dufftown and its famous seven stills, the inclusion of Lapsang Souchong tea, watermelon and chilli tip a hat to the East. Smoky, exotic and with a bit of a kick, it's like Jackie Chan high-fiving Sean Connery whilst riding a dragon over the Great Wall of China. Actually, exactly like that.

Singleton Whisky, lapsang souchong tea, lemon juice, chilli and watermelon.

THE
LONDON
EDITION®

BASEMENT AND PUNCH ROOM MENUS

A 12.5% service charge will be applied to all food and beverage pricing. Prices and menu items are subject to change.

GUIDELINES

SERVICE CHARGE AND SALES TAX

All food and beverage prices are subject to a 12.5% service charge.

GUARANTEES

A final guest count is required 72 business hours prior to the function. This number is the minimum you will be charged for, or your actual attendance, which ever is greater.

We will be prepared to accommodate up to 5% over your guaranteed guest count.

SPECIAL REQUESTS

We are happy to accommodate special food and beverage requests. We ask that you make us aware of any dietary restrictions 72 hours prior to the event date.

FOOD AND BEVERAGE

All food and beverage must be purchased exclusively by The London EDITION and consumed in the designated function areas.

The London EDITION is the only licensed authority to serve alcoholic beverage on the grounds, therefore outside alcoholic beverages are not permitted on the property.

SIGNAGE

Signs and registration tables in public areas, the lobby or on guest room floors are prohibited.

The posting of any items on the function room walls or doors is strictly prohibited; arrangements can be made for easels. Damage charges will apply should the above not be adhered to.

SECURITY

The London EDITION will not be responsible for the damage or loss of any equipment or articles left in the hotel prior to, during or following an event.

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CANAPES

32.00 - minimum of 8 pieces per person

COLD

Cucumber, pea, mint and goats curd

Broccoli crudo, miso, sesame

Mackerel escabeche

Smoked salmon mousse, salmon caviar, horseradish

Tomato tartare, black olive

Beef tataki, shallot, shiso

Smoked ham, parsley and caper

HOT

Mini chorizo sausages

Crispy lamb belly, smoked garlic salsa verde

Smoked haddock tarts

Boneless BBQ chicken wings, yoghurt and mint

Wild mushroom choux buns

Seared Scottish salmon, white miso

Asparagus spears, paprika hollandaise

DESSERTS

Fruit marshmallow

Mini cheesecakes

Doughnuts with strawberry jam

Chocolate truffles

Salty caramel chocolate tarts

Mini lamingtons

Shortbread and strawberries

Blueberry and lemon crepes

Caramelized lemon tarts

Raspberry pavlovas

Clotted cream walnut fudge

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SLIDERS

BBQ Old Spot Pork Shoulder Pickled Cucumber	5
Aged Scottish Beef Burger Bacon and Cheese, Caramelised Onion, Pickles	5.50
Crispy Rock Shrimp Roll Baby Gem, Spicy Marie Rose	5.50
Portobello Mushroom Mozzarella, Smoked Tomato Jam	4.50

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BAR BITES

Marinated green olives, pickled garlic and chilli

4

Crunchy sugar snap peas, citrus salt, mint (v)

3.5

Triple cooked chips, sarsons mayonnaise

5

Crispy chicken skin, espelette, guacamole

6

Chicken popcorn, coriander, gochujang sauce

8

Chorizo croquettes, aioli, lime

7

Berner's Tavern chopped salad (v) with Chicken with Lobster

10
14.5
32

The BT beef slider, bacon, cheese and caramelised onion

5.5

Prawn and Mary Rose slider, parsley salsa verde

5.5

Selection of cheese, pear and saffron chutney, seed crackers

12

WINE

WHITE

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"R" Riesling Kabinett, August Kessler, Rheingau, Germany, 2013

Seresin Sauvignon Blanc, Marlborough, New Zealand

ROSE

Cotes de Provence, Coeur de Mentine Rose, France 2014

RED

Mertot, Domaine Montrose Languedoc-Roussillon France 2014

Azamor, Azamor, Alentejo, Portugal, 2010

Pinot Noir, Tinpot Hut, Marlborough New Zealand 2013

Malbec, Tinto Negro, Limestone Block Vintage Argentina 2012

CHAMPAGNE

175ml Bottle

Ruinart NV

14.5

125ml Bottle

80

Ruinart Rose

15.5

90

Ruinart Blanc de Blancs

18.5

110

Bollinger Rose

95

Dom Ruinart 2002

35

225

Dom Perignon 2004

225

Krug Grand Cuvee

40

250

Perrier Jouet Belle Poque 2004

175

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Singleton Whisky, lapsang souchong tea, lemon juice, chilli and watermelon.

VODKA

Belvedere Unfiltered 12
 Ketel One 12
 Tito's 12
 Koniks Tail 12
 Chase 13
 Citoc 13
 Grey Goose 14
 Absolut Elyx 15
 Absolut Craft by NS Herbacious 14
 Absolut Craft by NS Bitter cherry 14
 Absolut Craft by NS Smokey Tea 14
 Crystal Head 15
 elit by Stolichnaya 16

GIN & GENEVER

Tanqueray 10 13
 Tanqueray Old Tom 15
 Portobello Road 12
 Plymouth 12
 Beefer 24 12
 Beefer Summer Edition 14
 Bombay Dry 12
 Star of Bombay 13
 Fords 14
 Bols Genever 14
 Adhams Copper 14
 Dodd's 14
 Hammer & Son Old English 15
 Junipero 16
 Monkey 47 16
 London No 3 16

TEQUILA

Altos Blanco 11
 Altos Reposado 12
 Arette Blanco 11
 Arette Reposado 12
 Tapatio Reposado 11
 Tapatio Anejo 12
 Ocho Blanco 12
 Cabeza 12
 Don Fulano Reposado 13
 Don Fulano Silver 14
 Don Julio Reposado 14
 Siete Leguas Blanco 13
 Siete Leguas D'Antano 35
 Patron Platinum 40

MEZCAL

Alipus San Juan 14
 Del Maguey Minero 16
 Del Maguey Chichicapa 16
 Del Maguey Iberico 30
 Pierre Almas Tobaiche 22

RUM & CACHACA

Havana Seleccion De Maestro 15
 Blackwell 12
 Bacardi 8yo 12
 Bacardi Heritage 12
 Wray and Nephew 12
 Zacapa 23 16
 Diplomatico Reserva exclusiva 14
 Diplomatico Ambassador 40

COGNAC & BRANDY

Hennessy XO 26
 Hennessy Paradis Imperial 225
 Remy Martin XO 24
 Remy Martin Louis XIII 250

ARMAGNAC

Domaine Au Martin, 20
 Chateau Darrozze,
 Bas-Armagnac 1981

CALVADOS

Reserve D'Adrien, Adrien Camut, 35
 Pays D'Auge

GRAPPA

Tosolini Grappa Tocai 22
 en Susino Barrique 1996

ABSINTHE

Pernod 12
 Jade Nouvelle Orleans Absinthe 16

PISCO

Pisco Payet Acholado 13

WHISKY

BLENDS

Johnnie Walker Gold Label 14
 Johnnie Walker Blue Label 30
 Johnnie Walker King George V 80
 Compass Box Oak Cross 14
 Compass Box Peat Monster 14
 Compass Box Hedonism 16
 Chivas 25yo 30

SINGLE MALT

LOWLAND

Rosebank 1990 100

SPEYSIDE

Balvenie Portwood 28

HIGHLAND

Aberlour A'bunadh 15
 Glenmorangie Signet 25
 Glenmorangie 25yo 45
 Macallan 18yo 26
 Macallan 30yo 190
 Brora 30yo 130

ISLAND

Talisker 57 North 16
 Highland Park 18yo 20

ISLAY

Laphroaig Quarter Cask 14
 Ardbeg Uigeadail 16
 Lagavulin 16yo 16
 Caol Ila 18yo 18
 Bowmore 17yo 24
 Bruichladdich Octomore 30

IRISH

Jameson 18yo 18
 Bushmills 16yo 16
 Redbreast 15yo 18
 Middleton Barry Crockett Legacy 32

WELSH

Penderyn Madeira Finish 13

JAPANESE

Suntory Hibiki 17yo 18
 Suntory Hakushu 18yo 32
 Nikka Yoichi Coffey Malt 1998 40

KENTUCKY

Woodford Reserve 12
 Maker mark 12
 Johnny Drum Private 13
 Eagle rare 15
 Four Roses Limited Edition 17
 Blantons Straight from the Barrel 18
 Staggy JR 22

TENNESSEE

Jack Daniels Single Barrel 12
 Jack Daniels Sinatra Select 40

COLORADO

Tin Cup 12

CANADIAN

Crown Royal 13

RYE

Bulleit Rye 12
 Rittenhouse 100 14
 Smooth Ambler Old Scout Rye 16

BEER

EDITION Crafty Lager 6
 Peroni 6
 Wild Boar IPA 6

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LP/

BAR FOOD Available until midnight

Marinated green olives, pickled garlic and chilli	4
Crunchy sugar snaps, citrus salt, mint (v)	3.5
Crispy chicken skin, espelette, guacamole	6
Chicken popcorn, coriander, gochujang sauce	8
Chorizo croquettes, aioli, lime	7
Berners Tavern chopped salad (v)	10
with Chicken	14.5
with Lobster	32
The BT beef slider, bacon, cheese and caramelised onion	5.5
Prawn and Mary Rose slider, parsley salsa verde	5.5
Triple cooked chips, Sarsons mayonnaise	5
Selection of cheese, pear and saffron chutney, seed crackers	12

BEER & CIDER

EDITION Crafty Organic Lager	6
Meantime Pilsner	6
Anchor Steam Ale	6
Wild Boar IPA	6
Peroni	6
Curious apple Cider	6

LOBBY BAR

SOFTS

Icon Coca-Cola	4.5
Icon Diet Coke	4.5
Fever Tree Tonic	4.5
Fever Tree Soda	4.5
Fever Tree Lemonade	4.5
Fever Tree Naturally Light Tonic	4.5
Fever Tree Bitter Lemon	4.5
Fever Tree Ginger Ale	4.5
Fever Tree Ginger Beer	4.5
Red Bull	5
Red Bull Sugar Free	5

WATER

Llanfyr Source 330ml	3
Llanfyr Source 750ml	5

COCKTAIL LIST

INSPIRATION SECTION

A selection of drinks from our bar team
drawing inspiration from holiday islands.
Ask them if you'd like to know more.

FORMENTERA LADY	13.50
By Gianluca	
Thyme infused Tanqueray gin, lemon juice, rosemary syrup, egg white, absinthe	
EASTER ISLAND	13.50
By Andrea	
Chocolate fat washed Johnny Walker Black Label, lime juice, coconut water, vanilla bitters, saffron & cardamom syrup	
ISLA MUJERES	14.50
By Palmira	
Altos Blanco Tequila, peach liqueur, agave syrup, lime juice, Peychaud bitter & rose Champagne	
KYUSHU ICE TEA	13.50
By Angelo	
Shochu, plum wine, lemongrass tea & Creole bitters	
FIG ISLAND	13.50
By Derren	
Arette Reposado Tequila, Cynar, fig jam & lime juice, Pedro Ximenez & vanilla infused agave syrup	

THE LOBBY COCKTAILS

Original London EDITION cocktails.

RUMS 'N' ROSES	13.50
Havana Club 3yo rum, St Germain elderflower liqueur, absinthe & Belaire sparkling rose wine	
VERMILLIONAIRE	14.50
Belvedere vodka, lemon juice, lemon and sage sherbet, orange flower water, strawberry puree & Prosecco	
HENRY AND THE BEAST	13.50
Altos Reposado Tequila, lime juice, Anchor Steam & tamarind syrup & Del Maguey Chichicapa Mezcal	
HOAX MARTINI	13.50
Tanqueray gin, Pierre Ferrand Curacao & absinthe	
VIGILANTE	13.50
Havana Club Seleccion De Maestros rum, Aperol, orange & grapefruit cordial & Prosecco	

WELSH	
Penderyn Madeira Finish	13

KENTUCKY	
Woodford Reserve	12
Johnny Drum Private	13
Four Roses Limited Edition	17
Blantons Straight from the Barrel	18
Stagg JR	22

TENNESSEE	
Jack Daniels Single Barrel	12
Jack Daniels Sinatra Select	40

COLORADO	
Tin Cup	12

WEST VIRGINIA	
Smooth Ambler Old Scout	16

RYE	
Bulleit Rye	12
Rittenhouse 100	14

CHAMPAGNE	125ml Bottle
Ruinart NV	14.5 80
Ruinart Rose	15.5 90
Ruinart Blanc de Blancs	18.5 110
Bollinger Rose	90
Dom Ruinart 2002	225
Dom Perignon 2004	225
Krug Grand Cuvee	40 250
Perrier Jouet Belle Poque 2004	175

WINE	
WHITE	175ml Bottle

Vermentino IGP Pays d'Oc,	8	30
Les Vignes de L'Eglise, Languedoc, France 2013		
Picpoul de Pinet Black Label, Domaine de la Grangette France 2014	10	36
"R" Riesling Kabinett, August Kessler, Rheingau, Germany, 2013	11	40
Seresin Sauvignon Blanc, Marlborough, New Zealand 2013	14	53

ROSE	175ml Bottle
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Cotes de Provence,	10	40
Coeur Clementine Rose, France 2014		

RED	175ml Bottle
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Merlot, Domaine Montrose Languedoc-Roussillon France 2014	8	30
Azamor, Azamor, Alentejo, Portugal, 2012	10.5	42
Pinot Noir, Tinpot Hut, Marlborough New Zealand 2013	12.75	50
Malbec, Tinto Negro, Limestone Block Vintage Argentina 2013	14	55

ABSINTHE	
Pernod Absinthe	12
La Maison Fontaine Blanche	14
Jade Nouvelle Orleans Absinthe	16
WHISKY	
BLENDS	
Johnnie Walker Black Label	11
Johnnie Walker Gold Label Reserve	14
Johnnie Walker Blue Label	30
Johnnie Walker King George V	80
Chivas Regal 12yo	11
Chivas Regal 25yo	30
Haig Club	12
Compass Box Oak Cross	14
Compass Box Hedonism	16
Compass Box Peat Monster	14
SINGLE MALT	
LOWLAND	
Auchentoshan 3 Wood Classic	14
Rosebank 1990	100
SPEYSIDE	
Singleton 12yo	12
Glenfiddich 15yo Solera	14
Aberlour A`bunadh	15
Balvenie Portwood	28
Macallan 18yo	26
Macallan 30yo	190
HIGHLAND	
Glen Garioch 12yo	14
Oban 14yo	14
Royal Lochnagar 1998 DE	15
Dalmore 18yo	20
Glenmorangie Signet	25
Glenmorangie 25yo	45
Brora 30yo	130
ISLAND	
Scapa 16yo	16
Talisker 57 North	16
Highland Park 18yo	20
ISLAY	
Laphroaig Quarter Cask	14
Lagavulin 16yo	16
Ardbeg Uigeadail	16
Caol Ila 18yo	18
Bowmore 17yo	24
Bruichladdich Octomore	30
IRISH	
Jameson Original	11
Jameson 18yo	18
Bushmills 16yo	16
Redbreast 15yo	18
Middleton Barry Crockett Legacy	32
JAPANESE	
Suntory Hibiki 17yo	18
Suntory Hakushu 18yo	26
Nikka Yoichi Coffey Malt 1998	40

CLASSIC COCKTAILS

Our interpretations of a few classic cocktails, with an EDITION twist.

ELYX JULEP 13.50

Absolut Elyx, pineapple cordial & mint

SEÑOR MARTINEZ 13.50

Plymouth gin, Martini Rosso vermouth, maraschino, chilli bitters with a musk spritz

BANANALICIOUS SOUR 13.50

Fords gin, banana liqueur, green Chartreuse & lemon juice

BIG SMOKE MULE 13.50

Absolut Smokey Tea vodka, ginger beer, lime juice & Angostura bitters

EDITION SUMMER CUP 13.50

Homemade summer cup, ginger syrup, lemon juice & cucumber soda

MODERN COCKTAILS

A selection of cocktails demonstrating modern techniques to create simply tasty cocktails.

CLEARER COLADA 13.50

Coconut fat-washed Havana Club 3yo rum, pineapple cordial

MY OLD MANHATTAN 13.50

Barrel aged Woodford Reserve, Barolo Chinato, absinthe, Fernet-Branca & maraschino

FULL NETTLE JACKET 13.50

Wild nettle-infused Belvedere vodka, pine syrup & orange bitters

DONDE ESTA TOMMYS? 13.50

Toronjil-infused Altos Blanco Tequila, lime juice, agave syrup topped up with apricot foam

CARBONATED APRICOT RICKEY 13.50

Tanqueray gin, apricot liqueur, lime juice & Manzanilla sherry

A DISCRETIONARY SERVICE CHARGE OF 12.5% WILL BE ADDED TO ALL BILLS FOR DIETARY REQUIREMENTS AND FOOD ALLERGIES, PLEASE ASK ONE OF OUR TEAM MEMBERS FOR ASSISTANCE.

VODKA			
Belvedere	11	Mezcal Pierde Almas Tobaziche	22
Belvedere Unfiltered	12	ALipus San Juan	14
Ketel One	12		
Tito's	12	RUM & CACHACA	
Aylesbury Duck	12	Havana 3yo	11
Sipsmith	13	Havana Seleccion De Maestros	15
Chase	13	Blackwell	12
Adnams Copper House North Cove	13	Foursquare Spiced	12
Ciroc	13	Wray & Nephew	12
Grey Goose	14	Smith & Cross	13
Absolut Craft Herbaceous Lemon	14	Mount Gay Black Barrel	13
Absolut Craft Bitter Cherry	14	Bacardi 8yo	14
Absolut Craft Smokey Tea	14	Diplomatico Reserva Exclusiva	14
Absolut Elyx	15	Diplomatico Ambassador	40
elit by Stolichnaya	16	Gosling Family Reserve	16
Beluga Gold Line	25	Zacapa 23	16
		Germana 2yo	13
GIN & GENEVER		COGNAC & BRANDY	
Tanqueray London Dry	11	Hennessy Fin de Cognac	11
Tanqueray 10	13	Hine VSOP	14
Tanqueray Old Tom	15	Hennessy XO	26
Beefeater Summer Edition	12	Hennessy Paradis Imperial	225
Bombay Dry	12	Remy Martin VSOP	14
Portobello Road	12	Remy Martin XO	24
Plymouth	12	Remy Martin Louis XIII	250
Caorunn	12	Delamain Vesper	25
Hendricks	13	Somerset Shipwreck	13
Adnams Southwold	13	Somerset Cider Brandy 10yo	11
Martin Miller	13		
Blackwood	13	ARMAGNAC	
Jensen Old Tom	13	Clos Martin 15yo	14
Martin Miller	13	Darroze Les Grand Assemblages 8yo	16
Sipsmith Dry	13	Bolingeres Bas Armagnac	24
Beefeater 24	14		
Fords	14	CALVADOS	
The Botanist	14	Camut 6yo	12
Dodd's	14	Dupont Hors D'Age	18
William's Chase	15		
Hammer & Son Old English	15	GRAPPA	
Gin Mare	15	Antinori Tignanello	14
Perry's Tot Navy Strength	15	Tosolini Barrique	26
Death's Door	15	Nonino Picolit	28
No 3 London Dry	15		
Junipero	16	PISCO	
Monkey 47	16	1615 Quebranta	12
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		Pisco Qollqe Italia	15
TEQUILA & MEZCAL		LIQUORS	
Altos Blanco	11	Kamms & Son	8
Altos Reposado	12	Baileys	9
Arette Blanco	11	Frangelico	9
Tapatio Reposado	11	Amaretto Di Saronno	10
Tapatio Anejo	12	Grand Marnier	10
Cabeza	12	Grand Marnier 150	27
1800 Blanco	12	Plymouth Sloe Gin	10
Patron Blanco	12	Patron XO	10
Patron Platinum	40		
Siete Leguas Blanco	13	APERITIFS	
Siete Leguas Reposado	14	Evangelista Ratafia	6
Siete Leguas D'Antano	35	Cynar	7
Don Fulano Reposado	13	Aperol	7
Don Fulano Silver	14	Campari	8
Del Maguey Chichicapa	16	Martini Gran Lusso	8
Del Maguey Minero	16		
Del Maguey Iberico	30		

BAR FOOD Available until midnight

Marinated green olives, pickled garlic and chilli	4
Crunchy sugar snaps, citrus salt, mint (v)	3.5
Crispy chicken skin, espelette, guacamole	6
Chicken popcorn, coriander, gochujang sauce	8
Chorizo croquettes, aioli, lime	7
Berners Tavern chopped salad (v)	10
with Chicken	14.5
with Lobster	32
The BT beef slider, bacon, cheese and caramelised onion	5.5
Prawn and Mary Rose slider, parsley salsa verde	5.5
Triple cooked chips, Sarsons mayonnaise	5
Selection of cheese, pear and saffron chutney, seed crackers	12

BEER & CIDER

EDITION Crafty Organic Lager	6
Meantime Pilsner	6
Anchor Steam Ale	6
Wild Boar IPA	6
Peroni	6
Curious apple Cider	6

LOBBY BAR**SOFTS**

Icon Coca-Cola	4.5
Icon Diet Coke	4.5
Fever Tree Tonic	4.5
Fever Tree Soda	4.5
Fever Tree Lemonade	4.5
Fever Tree Naturally Light Tonic	4.5
Fever Tree Bitter Lemon	4.5
Fever Tree Ginger Ale	4.5
Fever Tree Ginger Beer	4.5
Red Bull	5
Red Bull Sugar Free	5

WATER

Llanllyr Source 330ml	3
Llanllyr Source 750ml	5

COCKTAIL LIST

INSPIRATION SECTION

A selection of drinks from our bar team
drawing inspiration from holiday islands.
Ask them if you'd like to know more.

FORMENTERA LADY 13.50

By Gianluca

Thyme infused Tanqueray gin, lemon juice,
rosemary syrup, egg white, absinthe

EASTER ISLAND 13.50

By Andrea

Chocolate fat washed Johnny Walker Black Label,
lime juice, coconut water, vanilla bitters,
saffron & cardamom syrup

ISLA MUJERES 14.50

By Palmira

Altos Blanco Tequila, peach liqueur, agave syrup,
lime juice, Peychaud bitter & rose Champagne

KYUSHU ICE TEA 13.50

By Angelo

Shochu, plum wine, lemongrass tea & Creole
bitters

FIG ISLAND 13.50

By Derren

Arette Reposado Tequila, Cynar, fig jam & lime
juice, Pedro Ximenez & vanilla infused agave syrup

THE LOBBY COCKTAILS

Original London EDITION cocktails.

RUMS 'N' ROSES 13.50

Havana Club 3yo rum, St Germain elderflower
liqueur, absinthe & Belaire sparkling rose wine

VERMILLIONAIRE 14.50

Belvedere vodka, lemon juice, lemon and sage
sherbet, orange flower water, strawberry puree &
Prosecco

HENRY AND THE BEAST 13.50

Altos Reposado Tequila, lime juice, Anchor Steam
& tamarind syrup & Del Maguey Chichicapa Mezcal

HOAX MARTINI 13.50

Tanqueray gin, Pierre Ferrand Curacao & absinthe

VIGILANTE 13.50

Havana Club Seleccion De Maestros rum, Aperol,
orange & grapefruit cordial & Prosecco

WELSH

Penderyn Madeira Finish 13

KENTUCKY

Woodford Reserve 12

Johnny Drum Private 13

Four Roses Limited Edition 17

Blantons Straight from the Barrel 18

Stagg JR 22

TENNESSEE

Jack Daniels Single Barrel 12

Jack Daniels Sinatra Select 40

COLORADO

Tin Cup 12

WEST VIRGINIA

Smooth Ambler Old Scout 16

RYE

Bulleit Rye 12

Rittenhouse 100 14

CHAMPAGNE

125ml Bottle

Ruinart NV 14.5 80

Ruinart Rose 15.5 90

Ruinart Blanc de Blancs 18.5 110

Bollinger Rose 90

Dom Ruinart 2002 225

Dom Perignon 2004 225

Krug Grand Cuvee 40 250

Perrier Jouet Belle Poque 2004 175

WINE

WHITE

175ml Bottle

Vermentino IGP Pays d'Oc, 8 30

Les Vignes de L'Eglise, Languedoc,

France 2013

Picpoul de Pinet Black Label, 10 36

Domaine de la Grangette

France 2014

"R" Riesling Kabinett, 11 40

August Kessler, Rheingau,

Germany, 2013

Seresin Sauvignon Blanc, 14 53

Marlborough,

New Zealand 2013

ROSE

175ml Bottle

Cotes de Provence, 10 40

Coeur Clementine Rose,

France 2014

RED

175ml Bottle

Merlot, Domaine Montrose 8 30

Languedoc-Roussillon

France 2014

Azamor, Azamor, Alentejo, 10.5 42

Portugal, 2012

Pinot Noir, Tinpot Hut, 12.75 50

Marlborough

New Zealand 2013

Malbec, Tinto Negro, 14 55

Limestone Block Vintage

Argentina 2013

ABSINTHE

Pernod Absinthe	12
La Maison Fontaine Blanche	14
Jade Nouvelle Orleans Absinthe	16

WHISKY**BLENDS**

Johnnie Walker Black Label	11
Johnnie Walker Gold Label Reserve	14
Johnnie Walker Blue Label	30
Johnnie Walker King George V	80
Chivas Regal 12yo	11
Chivas Regal 25yo	30
Haig Club	12
Compass Box Oak Cross	14
Compass Box Hedonism	16
Compass Box Peat Monster	14

SINGLE MALT**LOWLAND**

Auchentoshan 3 Wood Classic	14
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TEQUILA & MEZCAL		LIQUORS	
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Altos Reposado	12	Baileys	9
Arette Blanco	11	Frangelico	9
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Tapatio Anejo	12	Grand Marnier	10
Cabeza	12	Grand Marnier 150	27
1800 Blanco	12	Plymouth Sloe Gin	10
Patron Blanco	12	Patron XO	10
Patron Platinum	40		
Siete Leguas Blanco	13	APERITIFS	
Siete Leguas Reposado	14	Evangelista Ratafia	6
Siete Leguas D'Antano	35	Cynar	7
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Don Fulano Silver	14	Campari	8
Del Maguey Chichicapa	16	Martini Gran Lusso	8
Del Maguey Minero	16		
Del Maguey Iberico	30		

LP/08





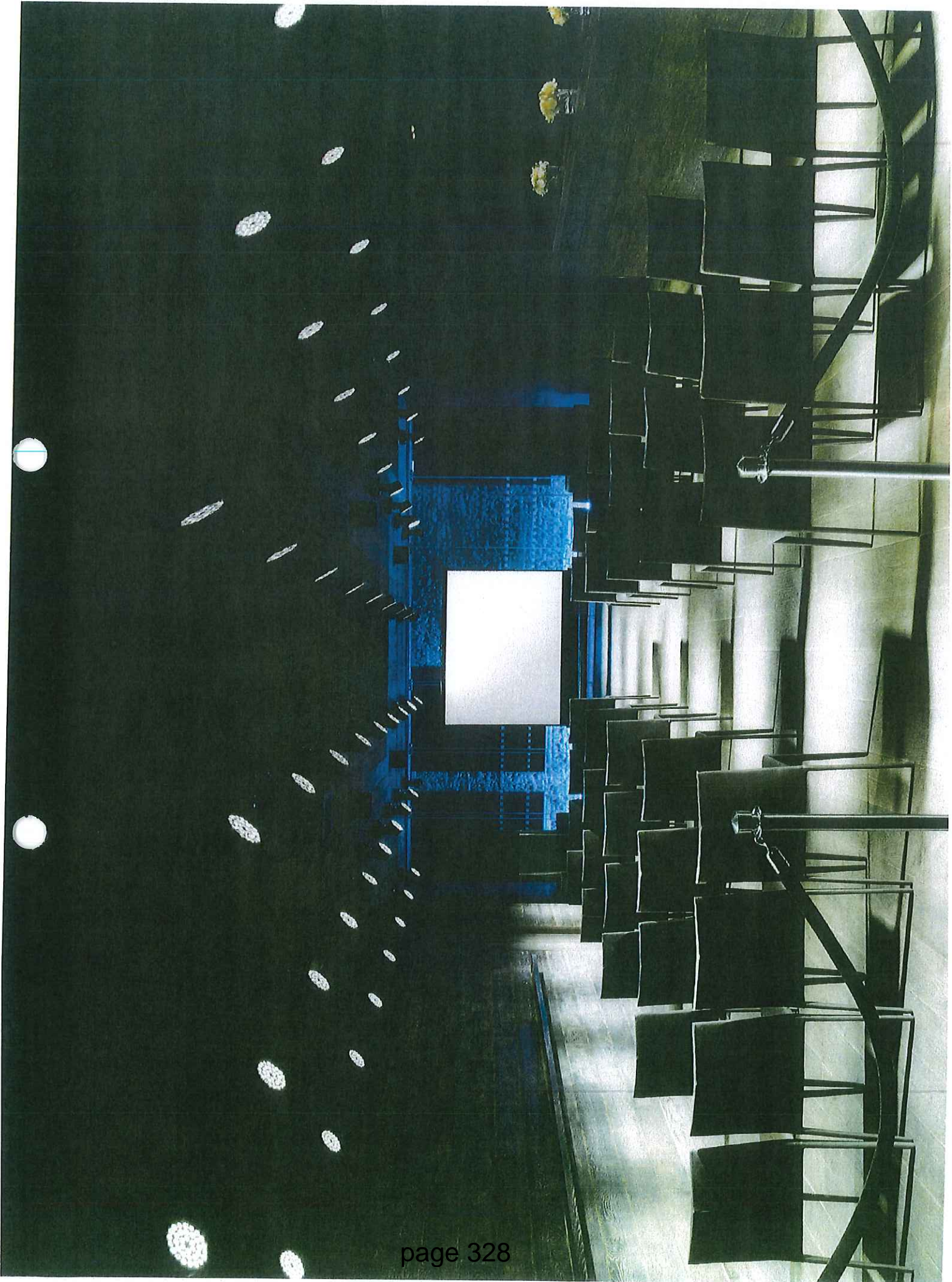
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LP

THE
LONDON
EDITION®

BASEMENT COCKTAIL LIST

All cocktails must be preordered in advance of event, we cannot guarantee additional cocktails will be available on the night without a pre order.
A 12.5% service charge will be applied to all food and beverage pricing.
Prices and menu items are subject to change.

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GUIDELINES

SERVICE CHARGE AND SALES TAX

All food and beverage prices are subject to a 12.5% service charge.

GUARANTEES

A final guest count is required 72 business hours prior to the function. This number is the minimum you will be charged for, or your actual attendance, whichever is greater.

We will be prepared to accommodate up to 5% over your guaranteed guest count.

SPECIAL REQUESTS

We are happy to accommodate special food and beverage requests. We ask that you make us aware of any dietary restrictions 72 hours prior to the event date.

FOOD AND BEVERAGE

All food and beverage must be purchased exclusively by The London EDITION and consumed in the designated function areas.

The London EDITION is the only licensed authority to serve alcoholic beverage on the grounds, therefore outside alcoholic beverages are not permitted on the property.

SIGNAGE

Signs and registration tables in public areas, the lobby or on guest room floors are prohibited.

The posting of any items on the function room walls or doors is strictly prohibited; arrangements can be made for easels. Damage charges will apply should the above not be adhered to.

SECURITY

The London EDITION will not be responsible for the damage or loss of any equipment or articles left in the hotel prior to, during or following an event.

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BOTTLED COCKTAILS - £9.00 PER BOTTLE

LYCHEE ROYALE (Rose Pink)

Finlandia Vodka, Lychee Juice, Lemon, Soda, Prosecco and Raspberry Syrup

VERMILLIONAIRE (Rose Red)

Finlandia Vodka, Orange Flower Water, Strawberry Puree, Lemon Juice, Prosecco, Lemon and Sage Sherbet

SANYA ICE TEA (Rose Pink)

Absolut Citron Vodka or Belvedere Citron, Briottet Framboise, Lychee Juice, Lemon Juice and Chamomile Syrup

AFTERNOON RITUAL (Apple Green)

Tanqueray 43.1% Gin, Cloudy Apple, Lemon Juice, Peppermint Syrup

SLUSHY COCKTAILS - £9.00 PER SLUSHY

TIXINDA (Pink)

Bacardi Superior Rum, Guava Juice, Pineapple Juice, Strawberry Puree, Lime Juice, Ginger Syrup

COSMIC SLUSH (Cardinal Red)

Finlandia Vodka or Tanqueray Gin, Triple Sec Liqueur, Cranberry Juice and Berry Puree, Lime Juice

BLUE HAWAII (Sky Blue)

Bacardi Superior Rum, Blue Curacao, Pineapple Juice, Coconut Water, Pineapple Juice, Pineapple Puree, Lime Juice and Coconut Syrup

PINA COLADA (Yellow)

Bacardi Superior Rum, Wray and Nephew Overproof Rum, Pineapple Juice, Pineapple Puree, Lime Juice and Coconut Syrup

TOREADOR (Autumn)

Jose Cuervo Tradicional or Olmeca Altos Blanco, Apricot Liqueur, Cloudy Apple Juice, Apricot Puree, Lime Juice and Agave Syrup

MANDARIN MARIACHI (Orange)

Jose Cuervo Tradicional or Olmeca Altos Blanco, Grand Marnier, Orange Juice, Mandarin Puree, Lime Juice and Agave

APPLE BRAMBLE (Rose/Violet)

Tanqueray Gin, Crème de Cassis, Cloudy Apple Juice, Lemon Juice, Blackberry, Raspberry and Lemon Sherbet

CHERRY BOMB (Red/Scarlet)

Bacardi Superior Rum, Luxardo Maraschino Liqueur, Cranberry Juice, Cherry Puree, Lime and Gomme Syrup

APPLE PIE PUNCH (Dark Amber)

Makers Mark Bourbon, Manzana Verde Pear Liqueur, Cloudy Apple Juice, Lemon Juice, Honey, Bloody Orange and Cinnamon Syrup

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BLOOD AND SAND (Blood Orange)

Makers Mark Bourbon, Cherry Herring, Lillet Rouge, Cherry Puree, Blood Orange Puree, Pineapple Juice and Orange Juice

ZOMBIE 54 (Pink)

Bacardi Superior Rum, Wray and Nephews Overproof Rum, Apricot Liquor, Pineapple Juice, Guava Juice, Lime Juice and Orgeat

CREOLA (Yellow)

Bacardi Superior Rum, Pineapple Puree, Pineapple Juice, Lemon Juice, Spiced Creole Bitters, Lemon, Ginger and Sage Sherbet

KIWI CRUSH (Yellow)

Finlandia Vodka, Apple Juice, Kiwi Puree, Lime Juice and Passion Fruit Syrup

BERRY ENGLISH (Red)

Tanqueray Gin, Elderflower Cordial, Fresh Cranberry Juice and Lemon Juice

SOLERA TWIST (Light Yellow)

Finlandia Vodka, Lillet Blanc, Lychee Juice, Passion Fruit Syrup, Lemon Juice and Passion Fruit Juice

MANGOLYPTO (Aqua Marine)

Jose Cuervo Tradicional or Olmeca Altos Blanco, Blue Curacao, Mango Juice, Lime and Agave

BERRY THE KID (Cardinal Red)

Jose Cuervo Tradicional or Olmeca Altos Blanco, Crème de Cassis, Cranberry Juice, Blackberry Puree, Lime and Raspberry Syrup

LARIZZLE PUNCH (Yellow)

Bacardi Superior, Disaronno, Apple Juice, Pear Puree, Lemon and Orgeat

ELDERFLOWER SOUR (Yellow)

Finlandia Vodka, St Germain, Apple Juice, Lemon Juice and Orgeat

MANGO MARGARITA (Orange)

Jose Cuervo Tradicional or Olmeca Altos Blanco, Mango Juice, Lime Juice and Agave

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THE
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EDITION™

BANQUET BEVERAGE MENU

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SOFT DRINKS

Coca Cola 330ml 4

Diet Coca Cola 330ml 4

Fever Tree Tonic 200ml 4

Fever Tree Soda 200ml 4

Fever Tree Lemonade 200ml 4

Fever Tree Bitter Lemon 200ml 4

Fever Tree Ginger Ale 200ml 4

Fever Tree Ginger Beer 200ml 4

Red Bull 275ml 5

Blenheim Still Water 750ml 5

Blenheim Sparkling Water 750ml 5

FRESH JUICES 200ml 4.50

Freshly Squeezed Juice Orange, Pink Grapefruit, Pineapple, Apple, Cranberry

HOT BEVERAGES

Americano 3.50

Cappuccino 3.75

Café Latte 3.75

Espresso Single 3, Double 4.00

Hot Chocolate 3.75

Small Pot of Coffee 4.00

Large Pot of Coffee 5.00

WHOLE LEAF TEAS & INFUSIONS 3.75

Darjeeling, English breakfast, Earl Grey, Green, Jasmine

Organic White, Oolong, Lemon Verbena, Mountain Berry,

Organic Chamomile, Organic Peppermint, Organic Vanilla Rooibos

a 12.5% service charge will be applied to all food and
beverage pricing. prices and menu items are subject to change.

BEERS 330ml 6.00
EDITION Crafty Lager, Meantime Pilsner, Anchor Steam

SPIRITS
50ml served with a mixer of your choice

GINS
Tanqueray 11.50

Beefeater 24yo 13.50

VODKAS
Belvedere Pure 11.50

Grey Goose 13.50

RUMS
Havana Club 3yo 11.50

Bacardi Reserva 8yo 14.50

WHISKY
Johnnie Walker Black Label 11.50

Chivas 12yo 13.50

COGNAC
Hennessy Fin De Cognac 11.50

Remy Martin XO 23.50

LIQUORS
Baileys 9

Grand Marnier 9

a 12.5% service charge will be applied to all food and
beverage pricing. prices and menu items are subject to change.

SMOOTHIES

Banana, granola, honey, milk 5.5
Apple, orange, celery, carrot,
fresh ginger 5.5
Raspberry, blueberry, blackberry,
yoghurt, honey 5.5

JUICES

Curly kale, apple, cucumber and lime 5.5
Fresh orange / Pink grapefruit
Apple / Cranberry / Pineapple 4.5

WHOLE LEAF TEA, INFUSIONS AND COFFEE

Organic vanilla rooibos
English breakfast
Earl Grey
Darjeeling
Oolong
Green
Jasmine green
Organic white
Camomile
Peppermint
Verbena
3.95

Espresso 3.5 / Double espresso 4.5
Americano 3.50
Macchiato / Cafe latte /
Cappuccino / Flat white 3.95

SAVOURY

Full English, 2 eggs any style,
pork sausage, bacon, tomato,
mushroom, black pudding 16.5

Full English as above
with juice/smoothie and tea/coffee 24

Grilled kippers, herb butter, watercress and
parsley salad 9.5

Crispy Middle White back bacon sourdough
sandwich 6.5 with fried egg 7.5

CLARENCE COURT EGGS (free range & happy)

2 Eggs any style on toast 7

Eggs Benedict 12.5 / Florentine (v) 10 /
Royale 14.5

Severn & Wye cured smoked salmon
and scrambled eggs 14

Avocado on toast, poached egg 9.5

Lincolnshire Poacher cheese
and smoked ham omelette 10.5

Roasted mushroom and spinach omelette 10

SIDES

Stornoway black pudding /
mushrooms / tomato /avocado 3.5 each
bacon / sausage / ham 4 each
smoked salmon 5.5

SWEET

Cereals with whole,
skimmed or soya milk 4.5

Berners Tavern Bircher muesli 5

Berners Tavern granola,
Scottish raspberries, yoghurt 5

Steel cut organic oatmeal, London honey,
cinnamon, with whole, skimmed or soya milk 5
with banana 5.5, with berries 6

Hazelnut waffles, berries and cream 8

Brioche French toast,
smoked streaky bacon, maple syrup 7.5

Buttermilk pancakes,
summer berry compote, vanilla cream 8

Chilled citrus salad, ginger and lime 8

Seasonal fruit salad 6

Bakeries 3.5

Baker's basket of mini pastries 8.5

Toasted English crumpets, 3.5

Toasted brioche, 4

White or wholemeal toast, 2.75

Served with Cotswolds Kitchen Garden jam

*For dietary requirements and food allergies, please ask one of our
team members for assistance (V)*

*Denotes that the dish is or can be altered to be suitable for
vegetarians*

*All prices are inclusive of VAT a discretionary
service charge of 12.5 will be added to your bill*

LP/9

PANTRY CLEANING SCHEDULE

Week Starting: 9/3/2015

Task	Responsible	Mean	Recurrence	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Bins	Barback	Empty the bins and clean with D10, dry with blue paper	Closing							
Ice crushed, Juicer	Barback	Clean the tools in the glasswasher. Wipe the machine with D10 and dry with blue paper	Closing							
Boller	Barback	Clean the tray in the glasswasher. Wipe the machine with D10 and dry with blue paper	Opening							
Coffee Machine	Barback	Clean all the elements in the glasswasher. Clean the machine with the Descaling powder. Clean the surface with D10 and blue paper	Closing							
Coffee Bean Grinder	Barback	Empty the grinder and clean with D10. Dry with Blue paper.	Twice a week at the opening	EDLP						
Coffee Knock Drawer	Barback	Clean in the glasswasher and dry with blue paper	Closing							
Cupboard	Barback	Empty the cupboards and clean with D10. Dry with blue paper	Once a week at the opening							
Fridge	Barback	Turn off and empty the fridges. Clean with D10 and dry with blue paper	Once a week at the opening	EDLP						
Glasswasher	Barback	Empty the machine and clean with D10. Dry with blue paper	Closing							
Containers	Barback	Clean the containers in the glasswasher.	Closing							
Racks	Barback	Clean with D10 and dry with blue paper	Opening							
Shelves (windows)	Barback	Empty the shelves and clean with D10 and dry with blue paper	Closing		AS					AS
Surfaces	Barback	Wipe all surfaces with D10 and dry with blue paper	Closing							
Trays	Barback	Wipe all trays with D10 and dry with blue paper	Closing							
Trolleys	Barback	Clean with D10 and dry with blue paper	Closing							
Outside Smoking area	Barback	Maintain the smoking area neat and clean by sweeping/picking up rubbish	Closing		AS	AS	AS	AS		AS

Supervisor In charge must sign after the completion of each task

PANTRY CLEANING SCHEDULE

Week Starting: 16/3/2015

Task	Responsible	Mean	Recurrence	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Bins	Barback	Empty the bins and clean with D10, dry with blue paper	Closing							
Ice crushed, Juicer	Barback	Clean the tools in the glasswasher. Wipe the machine with D10 and dry with blue paper	Closing							
Boiler	Barback	Clean the tray in the glasswasher. Wipe the machine with D10 and dry with blue paper	Opening							
Coffee Machine	Barback	Clean all the elements in the glasswasher. Clean the machine with the Descaling powder. Clean the surface with D10 and blue paper	Closing							
Coffee Bean Grinder	Barback	Empty the grinder and clean with D10. Dry with Blue paper.	Twice a week at the opening	EDLP				EDLP		
Coffee Knock Drawer	Barback	Clean in the glasswasher and dry with blue paper	Closing							
Cupboard	Barback	Empty the cupboards and clean with D10. Dry with blue paper	Once a week at the opening							
Fridge	Barback	Turn off and empty the fridges. Clean with D10 and dry with blue paper	Once a week at the opening	EDLP						
Glasswasher	Barback	Empty the machine and clean with D10. Dry with blue paper	Closing							
Containers	Barback	Clean the containers in the glasswasher.	Closing							
Racks	Barback	Clean with D10 and dry with blue paper	Opening							
Shelves (windows)	Barback	Empty the shelves and clean with D10 and dry with blue paper	Closing							
Surfaces	Barback	Wipe all surfaces with D10 and dry with blue paper	Closing							
Trays	Barback	Wipe all trays with D10 and dry with blue paper	Closing							
Trolleys	Barback	Clean with D10 and dry with blue paper	Closing							
Outside Smoking area	Barback	Maintain the smoking area neat and clean by sweeping/picking up rubbish	Closing							

Supervisor In charge must sign after the completion of each task

PANTRY CLEANING SCHEDULE

Week Starting: 25/5/2015

Task	Responsible	Mean	Recurrence	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Bins	Barback	Empty the bins and clean with D10, dry with blue paper	Closing							
Ice crushed, Juicer	Barback	Clean the tools in the glasswasher. Wipe the machine with D10 and dry with blue paper	Closing							
Boiler	Barback	Clean the tray in the glasswasher. Wipe the machine with D10 and dry with blue paper	Opening							
Coffee Machine	Barback	Clean all the elements in the glasswasher. Clean the machine with the Descaling powder. Clean the surface with D10 and blue paper	Closing							
Coffee Bean Grinder	Barback	Empty the grinder and clean with D10. Dry with Blue paper.	Twice a week at the opening					EDIF		
Coffee Knock Drawer	Barback	Clean in the glasswasher and dry with blue paper	Closing							
Cupboard	Barback	Empty the cupboards and clean with D10. Dry with blue paper	Once a week at the opening							
Fridge	Barback	Turn off and empty the fridges. Clean with D10 and dry with blue paper	Once a week at the opening							
Glasswasher	Barback	Empty the machine and clean with D10. Dry with blue paper	Closing							
Containers	Barback	Clean the containers in the glasswasher.	Closing							
Racks	Barback	Clean with D10 and dry with blue paper	Opening							
Shelves (windows)	Barback	Empty the shelves and clean with D10 and dry with blue paper	Closing							PS
Surfaces	Barback	Wipe all surfaces with D10 and dry with blue paper	Closing							
Trays	Barback	Wipe all trays with D10 and dry with blue paper	Closing							
Trolleys	Barback	Clean with D10 and dry with blue paper	Closing							
Outside Smoking area	Barback	Maintain the smoking area neat and clean by sweeping/picking up rubbish	Closing			PS	PS	PS	PS	PS

Supervisor In charge must sign after the completion of each task

PANTRY CLEANING SCHEDULE

Week Starting: **13/4/2015**

Task	Responsible	Mean	Recurrence	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Bins	Barback	Empty the bins and clean with D10, dry with blue paper	Closing							
Ice crushed, Juicer	Barback	Clean the tools in the glasswasher. Wipe the machine with D10 and dry with blue paper	Closing							
Boiler	Barback	Clean the tray in the glasswasher. Wipe the machine with D10 and dry with blue paper	Opening							
Coffee Machine	Barback	Clean all the elements in the glasswasher. Clean the machine with the Descaling powder. Clean the surface with D10 and blue paper	Closing							
Coffee Bean Grinder	Barback	Empty the grinder and clean with D10. Dry with Blue paper.	Twice a week at the opening	EDLF						
Coffee Knock Drawer	Barback	Clean in the glasswasher and dry with blue paper	Closing							
Cupboard	Barback	Empty the cupboards and clean with D10. Dry with blue paper	Once a week at the opening							
Fridge	Barback	Turn off and empty the fridges. Clean with D10 and dry with blue paper	Once a week at the opening	EDLF						PS
Glasswasher	Barback	Empty the machine and clean with D10. Dry with blue paper	Closing							
Containers	Barback	Clean the containers in the glasswasher.	Closing							
Racks	Barback	Clean with D10 and dry with blue paper	Opening							
Shelves (windows)	Barback	Empty the shelves and clean with D10 and dry with blue paper	Closing							
Surfaces	Barback	Wipe all surfaces with D10 and dry with blue paper	Closing							
Trays	Barback	Wipe all trays with D10 and dry with blue paper	Closing							
Trolleys	Barback	Clean with D10 and dry with blue paper	Closing							
Outside Smoking area	Barback	Maintain the smoking area neat and clean by sweeping/picking up rubbish	Closing							

Supervisor in charge must sign after the completion of each task

PANTRY CLEANING SCHEDULE

Week Starting: 19/01/2015

Task	Responsible	Mean	Recurrence	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Bins	Barback	Empty the bins and clean with D10, dry with blue paper	Closing							
Ice crushed, Juicer	Barback	Clean the tools in the glasswasher. Wipe the machine with D10 and dry with blue paper	Closing							
Boiler	Barback	Clean the tray in the glasswasher. Wipe the machine with D10 and dry with blue paper	Opening							
Coffee Machine	Barback	Clean all the elements in the glasswasher. Clean the machine with the Descaling powder. Clean the surface with D10 and blue paper	Closing							
Coffee Bean Grinder	Barback	Empty the grinder and clean with D10, Dry with Blue paper.	Twice a week at the opening	EDP						
Coffee Knock Drawer	Barback	Clean in the glasswasher and dry with blue paper	Closing							
Cupboard	Barback	Empty the cupboards and clean with D10. Dry with blue paper	Once a week at the opening							
Fridge	Barback	Turn off and empty the fridges. Clean with D10 and dry with blue paper	Once a week at the opening	EDP						
Glasswasher	Barback	Empty the machine and clean with D10. Dry with blue paper	Closing							
Containers	Barback	Clean the containers in the glasswasher.	Closing							
Racks	Barback	Clean with D10 and dry with blue paper	Opening							
Shelves (windows)	Barback	Empty the shelves and clean with D10 and dry with blue paper	Closing		AS					
Surfaces	Barback	Wipe all surfaces with D10 and dry with blue paper	Closing							
Trays	Barback	Wipe all trays with D10 and dry with blue paper	Closing							
Trolleys	Barback	Clean with D10 and dry with blue paper	Closing							
Outside Smoking area	Barback	Maintain the smoking area neat and clean by sweeping/picking up rubbish	Closing		AS	EDP	EDP	AS	EDP	

Supervisor in charge must sign after the completion of each task

NIGHTLIFE SUMMARIES



JANUARY 2015 TO JUNE 2015

NIGHTLIFE SECURITY SUMMARIES

JANUARY

21/01/2015

Soul in Motion function in the Basement last night passed without any incident.

We noted a couple of noise issues, non-hotel related.

20:20 - Loud drilling commenced on the junction of Eastcastle St. /Well St. Workman working on road repairs in that area. This went on for a couple of hours.

23:28 - Workman opened Eastcastle St. removed road closure signs and cones but were very noisy as they went about their work and throwing road cones around and making loud bashing noises with them. Ashley asked them to go about their work quietly.

22/01/2015

Nightlife 22/01/15 no incidents related to the Basement to report. No incidents to report regarding the outside of the hotel either.

23/01/2015

21:05 - Zafar Khalid local resident who lives on corner of Eastcastle St. walks past John Goodwin who is positioned on corner of Berners St./Eastcastle St. and comments to him " I'm the reason why you're situated on the corner here ".

24/01/2015

21:15 - Reported to security control an alarm sound was coming from silver Vauxhall parked on Eastcastle St. This was eventually dealt with by Westminster Council.

29/01/2015

23:15 - 1 x IC1 female & 2 x IC1 males congregated on corner of Eastcastle St. outside Zafar Khalid's apartment. Ashley Harewood moved them on.

00:12 - Jerome Medley moved on a group of 7 - 10 black males from outside the Plaza building directly opposite the EDITION main entrance.

00:17 - A text message was received from Dominik Prosser in the form of a message he'd received from Zafar Khalid. **Hi Dom, lots of noise people standing outside and walking to and away from the hotel. Person on corner is not actively controlling noise. Please can u see to this thanks Zafar York house**

NIGHTLIFE SECURITY SUMMARIES

00:42 – A mixed race male (19-21yrs) had to be remove from the Basement. He was taken out through the fire exit in the Basement onto Berners St. Report has been documented for this removal.

01:30 - 2 staff (1 x IC1 male & 1 x IC3 female) from Westminster Council came to the front entrance of the hotel. The male showed his staff I.D and he mentioned that he felt the smoking area was noisy and that it was a residential area. It was acknowledged that it was a residential area but no agreement was made that it was noisy. All relevant information has been documented.

02:00-02:25 – The Security team spent this period clearing the front of the hotel and Berners St. and Eastcastle St. of patrons leaving the area as quietly as possible. This was a challenge.

From: Carter, Nigel [<mailto:ncarter2@westminster.gov.uk>]

Sent: 30 January 2015 09:27

To: Holmgren, Zandra (EDITION Hotels)

Subject: Berners Street 10, The London EDITION, - Noise complaints 15/02372/ENC45 & 15/02379/ENC45

Importance: High

Dear Ms Holmgren

I am investigating two complaints of noise nuisance received by the council last night at about 23.00 hours when it is alleged that there was a lot of noise from customers standing outside smoking and/or leaving the venue. Despite the fact that staff are employed to ensure that a noise nuisance isn't caused, the complainant was unable to sleep.

I would draw your attention to Condition 18 on your premises licence, which states that *No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.*

Please could you investigate this matter further, and find out why a nuisance was caused and what steps you will be taking to avoid any repetition?

Regards

Nigel Carter

Licensing Inspector

Premises Management

Westminster City Council

4th Floor

City Hall

64 Victoria Street

London SW1E 6QP

Tel: 020 7641 7052

NIGHTLIFE SECURITY SUMMARIES

Fax: 020 7641 3436

ncarter2@westminster.gov.uk

www.westminster.gov.uk

30/01/2015

21:45 - group of twenty something's left the Blue Post Pub and walked along Eastcastle St towards Oxford Circus. Group were noisy and boisterous.

22.30 - Noise levels from the Blue Post Pub unacceptable.

23.34 - Noise levels from the Champion Pub on Eastcastle St/ Wells St very noisy.

00.41 - x2 IC1 females making noise coming from Eastcastle St, Oxford St direction, we asked them to walk along quietly.

00.45 - Westminster Council visit, spoke to Dominik Prosser (report filled out)

01.45 - Taxi driver using his horn near the hotel, spoke to him and asked him to refrain from doing this.

So as predicted we had a visit from Westminster council

Kay Cummings

kcummings@westminster.gov.uk

She started out quite strong and mentioned a few things:

Everyone needs to have SIA badges showing, we need to have signs outside and inside, we need to keep fire doors closed.

All these measures will be met tomorrow

After taking her round and she seemed happy and had no complaints.

Her visit is obviously a consequence of Zafar complaining and we need to prepare for a follow up.

NIGHTLIFE SECURITY SUMMARIES

FEBRUARY

19/02/2015

22:24 – Workman working on pavement directly outside Zafar Khalid's apartment.

23:22 – 2 x IC1 males & 2 x IC1 females making excessive noise on Eastcastle Street heading towards Oxford Circus. They were not guests of the hotel or the Basement.

01:35 – Very loud and aggressive altercation between several men on Berners street / Oxford Street. This group were not guests of the hotel or the Basement.

No.'s

21:00 – 2

22:00 – 100

23:00 – 169

00:00 – 100

01:00 – 57

02:00 – 30

20/02/2015

23:30 - Group of very loud people outside the Blue Posts pub.

23:32 - Same group made their way down Eastcastle St. turned left into Berners Mews and used Berners Mews as a place to urinate. Both of these incidents were reported to security control and caught on CCTV.

23:48 - A group of musicians consisting of about 30 people congregated in Berners Mews. They were from the 100 Club venue. They did not perform at The EDITION, they were not hotel guests and they did not enter the premises either.

01:25/01:30 – 2 Females got into a physical confrontation outside the hotel main entrance in regard to a book taxi. Relevant documentation has been completed.

No.'s

21:00 - 4

22:00 - 31

23:00 - 100

00:00 - 160

01:00 - 173

02:00 - 220

NIGHTLIFE SECURITY SUMMARIES

26/02/2015

21:35 - Incident caught on CCTV by security control involving 3 gentlemen who were doing graffiti around the premises and disfiguring the property, informed by Danny Smith.

21:58 - Carlos stood on the corner of Berners St./Eastcastle St. when he shared information that he informed 2 females about not consuming alcohol and if they will continue their entrance will be refused.

23:22 - Maddy Barry informed security in regard with female patron who'd she prefer not to have access to the bar.

23:45 - Incident brought was brought to the attention of Security by Irene at the front desk. A full PPS incident report was completed and a hotel witness statement completed by myself regarding the incident. Security control was alerted.

00:07 - A female barred from the premises was identified. A full PPS incident report along with photographic proof was completed. Security control was alerted.

01:45 - Dominik Prosser showed security a text from Zafar Khalid regarding noise levels outside his apartment.

02:00-02:18 - Clearing Berners St. of patrons from Last Night in Paris.

02:10 - A gentleman identifies himself to Dominik Prosser as a representative from Westminster Council. His name is Patrick Bangura. He was there due to a noise complaint from a resident.

No.'s

21:00 - 0

22:00 - 40

23:00 - 140

00:00 - 210

01:00 - 215

02:00 - 180

27/02/2015

21:45/22:05 - 6 male and females drinking & smoking marijuana in Berners Mews. Security approached the group and asked them where they are actually drinking. They reply the Blue Posts and they instantly went back there. This was reported to security control.

01:31 - A group of 8 males left the Sanderson Hotel which was very vocal and noisy. They kicked over a cone on the corner of Eastcastle St. This was reported to security control

01:44 - Heavy build-up of traffic on Eastcastle St. The source of the build-up of traffic was due to several very flash expensive high performance cars parked up on Wells St. This caused traffic to build up on Berners St. and cars to use their horns. Security control was informed.

NIGHTLIFE SECURITY SUMMARIES

02:11 – From an apartment on Eastcastle St. opposite hotel on the 1st floor was a male who climbed out of a window onto a ledge temporarily. Security control was informed.

No.'s

21:00 - 0

THE
LONDON
EDITION

22:00 - 27
23:00 - 98
00:00 - 210
01:00 - 170
02:00 - 97

NIGHTLIFE SECURITY SUMMARIES

MARCH

06/03/2015

The event in the Basement was quite busy but never exceeded 150 guests downstairs. No problems was encounter with any the guests from the Basement both inside and outside of the hotel. This is backed up by only 1 log that appears in our report and that wasn't anything to do with patrons from the hotel and Keep Bouncing. So there were only 2 minor issues to report.

01:00/01:15 - An IC1 male aged 35yrs vomited downstairs and was promptly asked to leave and was removed from the premises. Security control was notified.

01:30/01:40 - IC1 male aged 22yrs was removed from the hotel as he was intoxicated. Security control was notified.

02:15 - A very noisy group of 4 IC1 males walking down Eastcastle St. towards Oxford Circus. Security control was notified.

No.'s

21:00 - 2
22:00 - 19
23:00 - 96
00:00 - 150
01:00 - 99
02:00 - 60

07/03/2015

23:25 - Andrew Roberts reports to security control that 4 IC1 males coming from the Blue Posts pub are walking down Eastcastle St. towards Oxford Circus in a noisy manner. They walk past Zafar Khalid's appt.

23:35 - Zafar Khalid enters the premises accompanied by a male companion and goes for a drink in the lobby bar.

02:35/2:45 - Zafar Khalid leaves the premises. Ashley Harewood keeps a close eye on his friend as they left as he was slightly wobbly on his feet. Zafar said thank you to John Goodwin who was situated on the corner of Eastcastle St.

No.'s

21:00 - 2
22:00 - 26
23:00 - 112
00:00 - 170
01:00 - 219
02:00 - 150

NIGHTLIFE SECURITY SUMMARIES

08/03/2015

21:00/21:20 - Zafar Khalid walks past the front of hotel towards Oxford St. with the male companion he visited the Basement with the previous night. He was very complimentary on how all the staff connected to the Basement treated him and he was very thankful.

22:20 - A blue BMW parked directly outside Zafar Khalid's apt. was playing very loud music. Lionel Morris situated on the corner of Eastcastle St. spoke to him and kindly asked the driver to turn down his music considerably which he did without fuss. Security control was informed.

12/03/2015

22:17 - A big group of people by the Champion Pub (Eastcastle St) was making excessive noise.

22:22 - Big issue sales man asking for money and being loud.

22:27 - Lamborghini came past making excessive noise, friend and guest of the hotel.

22:41 - IC3 chanting loudly not a guest of the EDITION.

23:58 - Big Issue seller making noise was asked to keep the noise down, he was calmed down by Stephen Hayes (PPS) "please highlight on CCTV" as he was then taken by Steven Hayes (PPS), and escorted towards Oxford St.

Group of men came from Sanderson being loud and was asked to keep the noise down.

Group of ladies came from the Champion who was asked to keep quiet.

00:55 - Council representatives arrived just asking questions about a complaint from resident regarding a group of people in car just after midnight. Dominik -Basement Manager spoke to them and asked security to show them the report.

01:15 - Event finished

No.'s

22:04 - 35

23:05 - 75

23:49 - 80

00:04 - 60

00:48 - 40

17/03/2015

01:38 – Informed by Dominik Prosser that Zafar Khalid has called and complained about noise levels in the smoking area.

NIGHTLIFE SECURITY SUMMARIES

Email from Dominik Prosser with regard to this matter: **Unfortunately Zafar called Laurentiu (night manager) to complain about noise outside. Security immediately went outside to have a look and there was one group of people walking down Eastcastle Street. Security stopped them and told them what the situation is.**

02:25 – Car drivers using their horns directly outside the hotel. Vehicles involved were not driven by guests from the hotel or Basement nor were they used to carry any of hotel guests.

02:26 – Ashley Harewood has a discussion with an IC3 hotel guest who was also a guest from the Nike event that was held in the Basement. Ashley filled out a PPS incident report.

No.'s

23:00 – 0

00:00 – 63

01:00 – 146

02:00 – 137

20/03/2015

23:48 - John Goodwin calmly spoke to a couple who were arguing on Eastcastle St. near Zafar Khalid's apt. and asked them to be mindful of residents and to lower their voices considerably. The female told John to f**k off!!! I don't f*****g care. The couple were not guests of the hotel or the basement. Security control notified.

00:13 - Residents from party on 1st floor apt. opposite staff entrance on Eastcastle St. left their party walking along Eastcastle St. towards Berners St.

00:15 - Same group getting taxis on corner of Berners St. Dominik Prosser, Ryan Donovan and John Goodwin politely ask the group to lower their voices considerably as they were noisy. Security control notified for both logs.

26/03/2015

01:00 - Incident involving 2 male guests of white/Arabic appearance. Dominik Prosser was spat in the face. Security control was notified. Full PPS report completed and hotel witness report completed concerning matter.

No.'s

21:00 - 74

22:00 - 120

23:00 - 220

00:00 - 220

01:00 - 220

02:00 – 189

NIGHTLIFE SECURITY SUMMARIES

27/03/2015

22:11 - Two lady's came from lower Eastcastle St., they were asked to be quiet but they refused.

23:32 - Group of people standing by the troubled flat asked to be quiet nothing to do with EDITION.

00:40 - Silver Audi 3 IC1 urinating on the Eastcastle flat railing resident came out and told them off nothing to do with the EDITION.

00:49 - A high performance car revving engine nothing to do with the EDITION.

01:30 - Large traffic jam outside Berners Street, lots of noise nothing to do with the EDITION.

No.'s

22:00 - 39

22:55 - 80

23:12 - 109

23:26 - 146

00:09 - 205

00:49 - 211

01:59 - 132

01:07 - 215

01:30 - 203

02:06 music off

28/03/2015

22:00 - Group of IC1's came from the Blue Post pub being loud, nothing to do with EDITION.

22:21 - 4 males came from the Champion pub being loud nothing to do with EDITION.

23:15 - 7 females came from Sanderson hotel loud and went to Oxford St, nothing to do with the EDITION Hotel.

23:47 - Ambulance with its siren on was passing by the hotel.

00:11 - Group of people coming from Oxford St being loud.

03:34 - Complaint was made by the neighbour, of people waking up because of loudness, as people exiting the basement from the bottom fire exit, 30-40 people come up the stairs and all of their vehicles or cabs were on East castle St.

No.'s

21:30 - 5

22:00 - 34

NIGHTLIFE SECURITY SUMMARIES

22:25 - 73

22:47 - 133

23:00 - 192

23:42 - 220

00:00 - 220

01:00 – At full capacity nobody was allowed further entry.

03:00 – Music cut off.

NIGHTLIFE SECURITY SUMMARIES

APRIL

01/04/2015

00:26 - Maria Johnson, Licensing Inspector Westminster Council entered the hotel and spoke to Laurentiu the night front desk manager. Her visit was not due to any noise complaints from residents or any disturbances. It was purely to leave her business card for Lance Perkins who had requested her contact details. Laurentiu has her business card.

There were no noise issues or disturbances related to the event in the Basement on what were a very quiet night.

No.'s

20:00 - 0

21:00 - 24

22:00 - 51

23:00 - 75

00:00 - 52

01:00 - 37

02/04/2015

22:25 - 3 IC1's coming from the Blue Posts being loud, nothing to do with the EDITION Hotel.

22:55 - IC1 male and IC1 female shouting down Eastcastle St told to be quiet, nothing to do with the EDITION Hotel.

23:12 - IC1 male and female was shouting from the Blue Posts, pub.

23:25 - 4 IC1 males making loud noise coming from Newman St nothing to do with the EDITION Hotel.

23:37 - 3 IC3's across the street being loud was told to be quiet.

00:24 - Black cab sounded its horn nothing to do with EDITION.

00:45 - 2 women and 2 men came from Sanderson, being loud nothing to do with EDITION Hotel.

01:15 - Guest with Bentley from the EDITION started up his vehicle loudly.

02:08 - 4 people 2 men and 2 women came from Sanderson hotel singing loudly.

02:09 - Glass bins emptied down the end of Eastcastle St nothing to do with EDITION Hotel.

NIGHTLIFE SECURITY SUMMARIES

02:15 - Guests of basement across the street making noise and urinating against the board by WH Smith were told to tone it down and they were quite dismissive.

02:19 - Big group of Asian men congregated opposite in the door way of WH Smith to get out of the rain, and was waiting for cabs when security suggested they go and wait inside, they didn't take any notice.

02:26-02:28 - Complaint from Zafar came out spoke to Billy and starting filming, and said "this is perfect for me; this is not part of your licence to keep people outside" Billy replied have a good evening.

No.'s

22:20 - 77

22:56 - 88

23:05 - 106

23:30 - 159

00:00 - 200

00:10 - 220

00:34 - 220

01:29 - 200

02:07 music off

16/04/2015

20:29 - An Italian IC1 rides past the hotel on a push bike and repeats the words "anti-capitalist". A PPS incident report and security control was notified.

23:16 - A stag group walked down Eastcastle St. past the staff entrance. They were not guests of the hotel or patrons from the Basement. Security control was notified.

23:23 - A group of IC1 men outside the Champion pub on Eastcastle St. was loud. Security control was notified.

No.'s

20:00 - 7

21:00 - 24

22:00 - 35

23:00 - 26

The Basement was empty of guests by 23:35. Security consulted with Paul the assistant bars manager if he required the team any further. He was confident that the patrons left in the bar were fine and was happy for them to stand down.

NIGHTLIFE SECURITY SUMMARIES

25/04/2015

00:40 - Zafar Khalid approaches Mantas Zaleckis who is situated on the corner of Berners St./Eastcastle St. Zafar Khalid moments later takes out his phone and puts it in Mantas' face. Michael went inside the hotel and asked Lance Perkins (duty manager) to speak with Zafar, and we got Dominik Prosser to come to the front door also.

The guests from Catch a Groove were a mature, smart, and very compliant whenever asked to queue and be quiet in the smoking area which security can't recall asking anyone last night to tone their voices down. Michael and Chris Johnson who was on Green Threat duty, only had to occasionally ask guests from all of the EDITION outlets to move behind the ropes and posts in the designated smoking area. Just to add Zafar apparently mentioned that he called Westminster Council. There were no visits from Westminster Council.

No.'s

21:00 - 0

22:00 - 71

23:00 - 143

00:00 - 220

01:00 - 220

02:00 - 220

NIGHTLIFE SECURITY SUMMARIES

MAY

01/05/2015

01:03 - Rudy (front desk night manager) informs Michael he's had a call from Westminster Council regarding a noise complaint from a neighbour who lives close by..... Michael then noticed Zafar Khalid on his phone outside his apartment on the corner of Eastcastle St.

01:10 - a Westminster Council vehicle going towards Oxford Circus goes by on Eastcastle St.

01:45 - Westminster Council vehicle goes by again in the same direction.

02:15 - Zafar Khalid comes out of his apartment and talks to the council representatives.

All the above points' security control was notified.

At some point between 01:45-02:00 three men (2 IC1 and 1 IC3) came out of the vehicle. It was obvious they were monitoring sound coming from the EDITION. They took it in turns to walk past the EDITION across the street from the hotel. They may well have been using a device to measure noise levels. At no point did they approach the hotel. Chris Johnson and Michael were initially shocked when Rudy informed security at 01:03 of his call regarding noise. The Discreet guests were joyous in their behaviour, but when they queued up or were in the smoking area they heeded the occasional requests for them to be quiet.

On their departure the team made sure they were quiet as they left, and if security had to approach individuals or groups to quieten down they did so without hesitation. If guests were waiting for cabs they were asked to wait inside. Even when security stood down Michael and Danny Smith walked around the front one more time and approached a group who were now down by Sainsbury's on Berners St. They were waiting for cabs and was asked to wait inside the hotel.

No.'s

21:00 - 0

22:00 - 15

23:00 - 90

00:00 - 200

01:00 - 220

02:00 - 179

02/05/2015

00:45 - Zafar Khalid passed by and spoke to Ryan. He reported that a member of public urinated on his window.

NIGHTLIFE SECURITY SUMMARIES

No.'s

21:00 - 0

22:00 - 0

23:00 - 15

00:00 - 25

01:00 – 24

Security has observed lately that Zafar Khalid's appearance and behaviour is becoming more and more concerning. Last night it was observed that he was pale, sweating and his eyes were wild. His approach to security was in an aggressive manner. If he were in a social environment i.e. in the Basement, music venue, or any licensed premises as a security operative you'd alert your colleagues about an individual fitting that profile. As it is also documented that he randomly points his phone in individual's faces, filming them without asking their permission, security operatives have voiced their concerns and as individuals regardless of where they are working should feel safe. A member of the public would call the police in such cases and have every right to do so.

Security Observation

Westminster Council installed 6 cameras last night in various areas around the main entrance.

- 2 on a lamppost outside WH Smith facing the hotel.
- 2 on the lamppost on the corner of Eastcastle/Berners St facing the Hotel.
- 2 on a lamppost outside Nando's facing the hotel.

It was mentioned by a Council representative it is for people monitoring.

LP/11

GOODNIGHT

PLEASE KEEP NOISE TO A
MINIMUM FOR THE BENEFIT
OF OUR NEIGHBOURS

THE
LONDON
EDITION

GOODNIGHT
PLEASE KEEP NOISE TO A
MINIMUM FOR THE BENEFIT
OF OUR NEIGHBORS
EDITION



QUIET
ZONE

QUIET
ZONE

MY

QUIET ZONE

PLEASE KEEP QUIET TO RESPECT OUR NEIGHBOURS,
THANK YOU!



Luke Elford

From: Julian Skeens
Sent: 13 July 2015 15:19
To: Jonathan Glanz
Cc: groberts@westminster.gov.uk; pchurch@westminster.gov.uk; Luke Elford
Subject: Re: Residents Parking Eastcastle Street, outside York House (Edition Hotel)
Attachments: image001.png

Dear Jonathon

That's very helpful, thank you.

I hope you had a good break

Julian Skeens
Director
for Jeffrey Green Russell Limited
Sent from my iPhone

On 13 Jul 2015, at 15:11, Jonathan Glanz <jg@45west.com> wrote:

Dear Julian,

Many thanks for your email which arrived during my absence.

There is indeed on-going concern from the local residents in relation to a range of parking issues which we are seeking to explore during the parking occupancy review and subsequent more generally based review.

Certainly as Ward Councillor I would support residents in seeking to ensure that Respark is not abused and that necessary amendments to the timing for use and enforcement be made.

Best wishes,

Yours sincerely,

COUNCILLOR JONATHAN GLANZ
Member for West End Ward

45 Welbeck Street, London, W1G 8DZ
Tel: 020 7224 4545 / Fax: 020 7224 5151 / Mob: 077 4760 1812

Please follow me on the following:



<image002.png><image003.png><image004.png>

From: Trish Barber [mailto:TXB@jgrlaw.co.uk] **On Behalf Of** Julian Skeens
Sent: 01 July 2015 16:42
To: Jonathan Glanz; groberts@westminster.gov.uk; pchurch@westminster.gov.uk
Cc: Luke Elford

Subject: Re: Residents Parking Eastcastle Street, outside York House (Edition Hotel)
Importance: High

Dear Councillors Glanz, Roberts and Church

Please find attached a copy of a letter we have written on our client's behalf to our clients have written to Paul Greaney, Policy Implementation & Assurance Officer at Westminster. Local residents, your constituents, have asked our client to help them to change the parking restrictions. Are you able to lend them your support?

Kind Regards,

JULIAN SKEENS

DIRECTOR
HEAD OF LICENSING DEPT
JEFFREY GREEN RUSSELL LIMITED

Direct Tel: ++44 - (0)20 7339 7018
Direct Fax: ++44 - (0)20 7307 0245
Mobile: 07836 275095
www.igrweb.com

Dictated by Julian Skeens but sent in his absence.

Jeffrey Green Russell Limited (trading as Jeffrey Green Russell). Registered in England & Wales. Company Number: 07976954. Registered Office: Waverley House, 7-12 Noel Street, London W1F 8GQ. www.igrweb.com DX : 44627 Mayfair. Member of the International Alliance of Law Firms www.ialawfirms.co.uk.

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Luke Elford

From: Jonathan Glanz <jg@45west.com>
Sent: 13 July 2015 15:10
To: Julian Skeens
Cc: groberts@westminster.gov.uk; pchurch@westminster.gov.uk; Luke Elford
Subject: RE: Residents Parking Eastcastle Street, outside York House (Edition Hotel)
Attachments: txb_let re parking Edition_1.pdf

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Certainly as Ward Councillor I would support residents in seeking to ensure that Respark is not abused and that necessary amendments to the timing for use and enforcement be made.

Best wishes,

Yours sincerely,

COUNCILLOR JONATHAN GLANZ
Member for West End Ward

45 Welbeck Street, London, W1G 8DZ
Tel: 020 7224 4545 / Fax: 020 7224 5151 / Mob: 077 4760 1812

Please follow me on the following:



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Kind Regards,

JULIAN SKEENS

DIRECTOR
HEAD OF LICENSING DEPT
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From: Trish Barber on behalf of Julian Skeens
Sent: 01 July 2015 16:42
To: jg@45west.com; groberts@westminster.gov.uk; pchurch@westminster.gov.uk
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Attachments: txb_let re parking Edition_1.PDF

Importance: High

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Mobile: 07836 275095
www.jgrweb.com

Dictated by Julian Skeens but sent in his absence.

JEFFREY

GREEN

RUSSELL

Solicitors

Waverley House

7-12 Noel Street London W1F 8GQ

Fax: +44 (0) 20 7339 7001 Web: Jgrweb.com DX: 44627 MAYFAIR

Tel: +44 (0) 20 7339 7000

Mr. Paul Greaney
Policy Implementation & Assurance Officer
City of Westminster
City Hall
64 Victoria Street
London SW1E 6QP

Direct Email: jms@jgrlaw.co.uk
Direct Fax No: 020 7307 0245
Direct Dial No: 020 7339 7018

1 July 2015

By Post and email pgreaney@westminster.gov.uk
Our Ref: JMS/TXB/19651.00001

Dear Sir

Re: Residents Parking in Eastcastle Street, outside York House (Ref P/1261)

We thank you for your letter of the 17th June 2015.

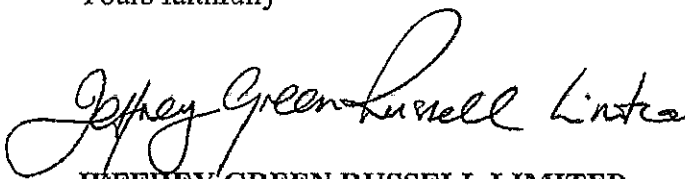
We are instructed by Marriott's Edition Hotel in Berners Street. Our clients have promised residents that they will give some support to changing the parking restrictions in Eastcastle Street in particular. There is no advantage to our client other than engendering the goodwill of their neighbours.

Our client's neighbours want changes to the parking in their immediate area. Our clients are not trying to change the parking requirements in the area as a whole.

We have written to the Ward Councillors asking them to support the scheme, but have not had the benefit of a reply. The Councillors may have written to you directly, – we don't know.

We are by copy of this email inviting the Ward Councillors to write to you direct. We have no doubt that minor changes to the parking regulations locally could make a huge difference for local residents. For the Councillor's benefit we attach hereto previous correspondence.

Yours faithfully



JEFFREY GREEN RUSSELL LIMITED

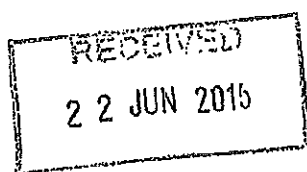
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City of Westminster



Customer Relations
City of Westminster PCN
PO Box 234
Sheffield
S98 1PN

Mr Luke Elford
Jeffrey Green Russell Ltd
Waverley House
7-12 Noel Street
London
W1F 8GQ

My Ref: P/1261
Direct line: (020) 7641 1743

Date: 17 June 2015

Your reference: JMS/LJE/19651.00001

Dear Mr Elford

Residents Parking in Eastcastle Street, outside York House

Thank you for your letter, dated 20 May 2015 and I sincerely apologise for your not receiving responses to your previous letters, dated 24 March 2015 and 24 April 2015 respectively. We do not have an individual Infrastructure Department as such, so your letter has been passed to Parking services' Customer Relations for investigation and response.

I appreciate your concerns for the residents but there are currently no plans to make any changes to parking arrangements in this area. However, Westminster are currently carrying out a citywide Parking Occupancy Survey which checks occupancy levels at various times through the daytime, evening and overnight on all of the parking bays currently on street. This work is due for completion in July and will directly influence any decision regarding changes to parking controls.

Changing the controlled hours of a whole sub-zone is a substantial change and we need to ensure that a fully representative conclusion is reached so I would advise that you seek the views/support of all three of the local Ward Members and consider organising and submitting an e-petition to the Council's e-petition scheme that demonstrates that the vast majority of your residents are in favour of a change and then the Parking Service would be in a position to formally consider the request.

<http://petitions.westminster.gov.uk/>

Meanwhile, if you have any further questions, please contact our Policy Implementation & Assurance Officer, Mr Paul Greaney.

He can be contacted on: 02076412062 or by email to:

pgreaney@westminster.gov.uk



City of Westminster

In conclusion, I would assure you that the City Council is committed to providing customer care to the highest standard possible at all times. The Council values feedback from its customers and endeavours to use it to continuously improve the quality of its service.

Yours sincerely

M. Hunte

Mhairi Hunte
Customer Relations Officer

JEFFREY

GREEN

RUSSELL

Solicitors

Waverley House

7-12 Noel Street London W1F 8GQ DX: 44627 MAYFAIR

Tel: +44 (0) 20 7339 7000 Fax: +44 (0) 20 7339 7001 Web: jgrweb.com

Infrastructure Team
Westminster City Council
10th Floor
City Hall
64 Victoria
LONDON SW1E 6QP

Direct Email: lje@jgrlaw.co.uk
Direct Fax No: 020 7307 0276
Direct Dial No: 020 7339 7202

20 May 2015

By Post

Our Ref: JMS/LJE/19651.00001
Your Ref: None

Dear Sirs,

Residents parking in Eastcastle Street in the vicinity of The London Edition, 10 Berners Street, London W1A 3BE

We write further to our letters of 24 March and 24 April respectively, to which we have received no response. We enclose a further copies for your ease of reference.

We would be grateful if someone from your office would contact us with a view to arranging a meeting to discuss what can be done in relation to the parking in Eastcastle Street outside York House. We would appreciate a response at your earliest convenience.

We look forward to hearing from you and thank you in advance for your assistance.

Yours faithfully,

LUKE ELFORD
Solicitor
for Jeffrey Green Russell Limited

4869282_1

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Luke Elford

From: Julian Skeens
Sent: 01 April 2015 16:59
To: Luke Elford
Subject: FW: Edition Hotel, Berners Street
Attachments: RE: Edition Hotel, Berners Street

We need to make head way with the infrastructure team please

With my best wishes

Julian

Julian Skeens

Director and Head of the Licensing Department
for Jeffrey Green Russell Limited

☎ +44(0)2073397018

☎ +44(0)7836275095

☎ +44(0)2073070245

Top Rated Licensing Individual and
Top Rated Licensing Firm for 26 Years.



From: Trish Barber
Sent: Wednesday, April 01, 2015 3:23 PM
To: Jonathan Glanz
Cc: Julian Skeens; Luke Elford
Subject: RE: Edition Hotel, Berners Street

Jonathan,

Thank you for your email, I wasn't sure whether you had received it or not which is why I sent it.

Regards,

Trish Barber
Personal Secretary to Julian Skeens
for Jeffrey Green Russell Limited

Direct Tel: ++44 - (0)20 7339 7258

Direct Fax: ++44 - (0)20 7307 0434

www.jgrweb.com

Luke Elford

From: Trish Barber
Sent: 01 April 2015 15:23
To: Jonathan Glanz
Cc: Julian Skeens; Luke Elford
Subject: RE: Edition Hotel, Berners Street
Attachments: RE: Edition Hotel, Berners Street

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Trish Barber
Personal Secretary to Julian Skeens
for Jeffrey Green Russell Limited

Direct Tel: ++44 - (0)20 7339 7258
Direct Fax: ++44 - (0)20 7307 0434
www.jgrweb.com

Luke Elford

From: Jonathan Glanz <JG@45WEST.COM>
Sent: 01 April 2015 14:56
To: Trish Barber
Subject: RE: Edition Hotel, Berners Street

Dear Trish

Many thanks for your email. I had not previously received a copy but am working with Zafar to explore possible solutions of the parking issues.

Best wishes,

Yours sincerely,

COUNCILLOR JONATHAN GLANZ
Member for West End Ward

45 Welbeck Street, London, W1G 8DZ
T: 020 7224 4545 / M: 07747 601 812



From: Trish Barber [<mailto:TXB@jqlaw.co.uk>]
Sent: 01 April 2015 13:17
To: Jonathan Glanz
Subject: Re: Edition Hotel, Berners Street

Dear Mr. Glanz,

Please find attached email from Julian. I apologise if you have already received a copy of this but I have been away from the office and we were not sure whether the temporary secretary had sent this or not.

Regards,

Trish Barber
Personal Secretary to Julian Skeens
for **Jeffrey Green Russell Limited**

Direct Tel: ++44 - (0)20 7339 7258
Direct Fax: ++44 - (0)20 7307 0434
www.jgrweb.com

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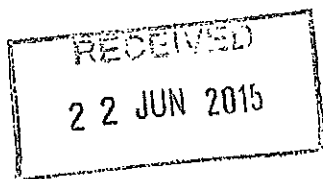
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Customer Relations
City of Westminster PCN
PO Box 234
Sheffield
S98 1PN

Mr Luke Elford
Jeffrey Green Russell Ltd
Waverley House
7-12 Noel Street
London
W1F 8GQ

My Ref: P/1261
Direct line: (020) 7641 1743

Date: 17 June 2015

Your reference: JMS/LJE/19651.00001

Dear Mr Elford

Residents Parking in Eastcastle Street, outside York House

Thank you for your letter, dated 20 May 2015 and I sincerely apologise for your not receiving responses to your previous letters, dated 24 March 2015 and 24 April 2015 respectively. We do not have an individual Infrastructure Department as such, so your letter has been passed to Parking services' Customer Relations for investigation and response.

I appreciate your concerns for the residents but there are currently no plans to make any changes to parking arrangements in this area. However, Westminster are currently carrying out a citywide Parking Occupancy Survey which checks occupancy levels at various times through the daytime, evening and overnight on all of the parking bays currently on street. This work is due for completion in July and will directly influence any decision regarding changes to parking controls.

Changing the controlled hours of a whole sub-zone is a substantial change and we need to ensure that a fully representative conclusion is reached so I would advise that you seek the views/support of all three of the local Ward Members and consider organising and submitting an e-petition to the Council's e-petition scheme that demonstrates that the vast majority of your residents are in favour of a change and then the Parking Service would be in a position to formally consider the request.

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City of Westminster

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Yours sincerely

M. Hunte

Mhairi Hunte
Customer Relations Officer

JEFFREY

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Tel: +44 (0) 20 7339 7000

Infrastructure Team
Westminster City Council
10th Floor
City Hall
64 Victoria
LONDON SW1E 6QP

Direct Email: lje@jgrlaw.co.uk
Direct Fax No: 020 7307 0276
Direct Dial No: 020 7339 7202

20 May 2015

By Post

Our Ref: JMS/LJE/19651.00001
Your Ref: None

Dear Sirs,

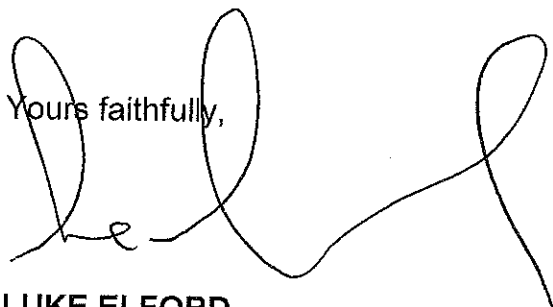
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We would be grateful if someone from your office would contact us with a view to arranging a meeting to discuss what can be done in relation to the parking in Eastcastle Street outside York House. We would appreciate a response at your earliest convenience.

We look forward to hearing from you and thank you in advance for your assistance.

Yours faithfully,



LUKE ELFORD

Solicitor

for Jeffrey Green Russell Limited

Re-sending
03/06/15

JEFFREY

GREEN

RUSSELL

Solicitors

Waverley House

7-12 Noel Street London W1F 8GQ DX: 44627 MAYFAIR

Tel: +44 (0) 20 7339 7000 Fax: +44 (0) 20 7339 7001 Web: jgrweb.com

Infrastructure Team
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Direct Email: lje@jgrlaw.co.uk
Direct Fax No: 020 7307 0276
Direct Dial No: 020 7339 7202

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By Post

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Your Ref: None

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JEFFREY

GREEN

RUSSELL

Solicitors

Waverley House
7-12 Noel Street London W1F 8GQ
Fax: +44 (0) 20 7339 7001 Web: jgrweb.com DX: 44627 MAYFAIR
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LONDON SW1E 6QP

Direct Email: lje@jgrlaw.co.uk
Direct Fax No: 020 7307 0276
Direct Dial No: 020 7339 7202

24 April 2015

By Post

Our Ref: JMS/LJE/19651.00001
Your Ref: None

Dear Sirs,

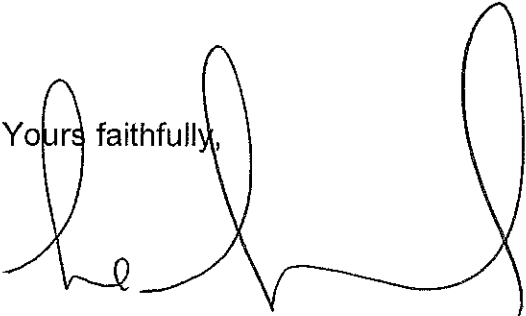
Residents parking in Eastcastle Street in the vicinity of The London Edition, 10 Berners Street, London W1A 3BE

We write further to our letter dated 24 March 2015 to which we have not received a response. We enclose a further copy of our letter for your ease of reference.

We would be grateful if someone from your office would contact us with a view to arranging a meeting to discuss what can be done in relation to the parking in Eastcastle Street outside York House.

We look forward to hearing from you and thank you in advance for your assistance.

Yours faithfully,


LUKE ELFORD
Solicitor
for Jeffrey Green Russell Limited

JEFFREY

GREEN

RUSSELL

Solicitors

Waverley House
7-12 Noel Street London W1F 8GQ
Fax: +44 (0) 20 7339 7001 Web: jgrweb.com DX: 44627 MAYFAIR
Tel: +44 (0) 20 7339 7000

Infrastructure Team
Westminster City Council
10th Floor
City Hall
64 Victoria
LONDON SW1E 6QP

Direct Email: lje@jgrlaw.co.uk
Direct Fax No: 020 7307 0276
Direct Dial No: 020 7339 7202

24 March 2015

By Post

Our Ref: JMS/LJE/19651.00001
Your Ref: None

Dear Sirs,

Residents parking in Eastcastle Street in the vicinity of The London Edition, 10 Berners Street, London W1A 3BE

We act for Green Agate D 2010 Ltd who are the premises licence holders in respect of The London Edition, 10 Berners Street, London W1A 3BE.

We have been liaising with a resident of York House, which is situated on the corner of Berners Street and Eastcastle Street directly opposite our client's premises. The resident alleges that he has been suffering nuisance caused by patrons of our client's hotel. In particular, he alleges that he is regularly disturbed by patrons of the hotel parking in the residents bays outside York House on Eastcastle Street once those bays are available for general use (after 20:30 hours Monday - Sunday).

We met with the resident on 18 March 2015 and discussed a range of measures that our client could undertake to deal with the concerns raised. One of those measures was investigating the possibility of having the residential bays outside York House re-designated as "residents only" 24 hours a day, 7 days a week.

We would be grateful if someone from your office would contact us with a view to arranging a meeting to discuss the resident's concerns and any steps that could be taken to alleviate the problems.

We look forward to hearing from you and would be grateful if you would contact us using the author's details above.

We thank you in advance for your assistance and look forward to hearing from you.

4869282_1

JEFFREY

GREEN

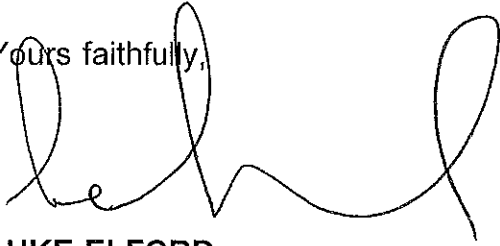
RUSSELL

Solicitors

Infrastructure Team

24 March 2015

Yours faithfully,



LUKE ELFORD

Solicitor

for Jeffrey Green Russell Limited

LP/13

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DOCUMENT CART

Details

0 document(s) currently in cart

Name: GREEN AGATE D 2010 LIMITED
Registered Office: 28-30 The Parade St Helier Jersey JE1 1EQ
Registration number: 106815 **Law:** Companies (Jersey) Law 1991
Registration date: 02-Nov-2010 **Business Code:** RC
 Business Type: RC - Registered Private Company
 Status: Live

Certificate of Good Standing

Order a Certificate of good standing (£30.00)

Statistics

Share status: Par Value

Previous Names

From	To	Name
02 Nov 2010	18 Mar 2014	BHL HOTEL COMPANY LIMITED

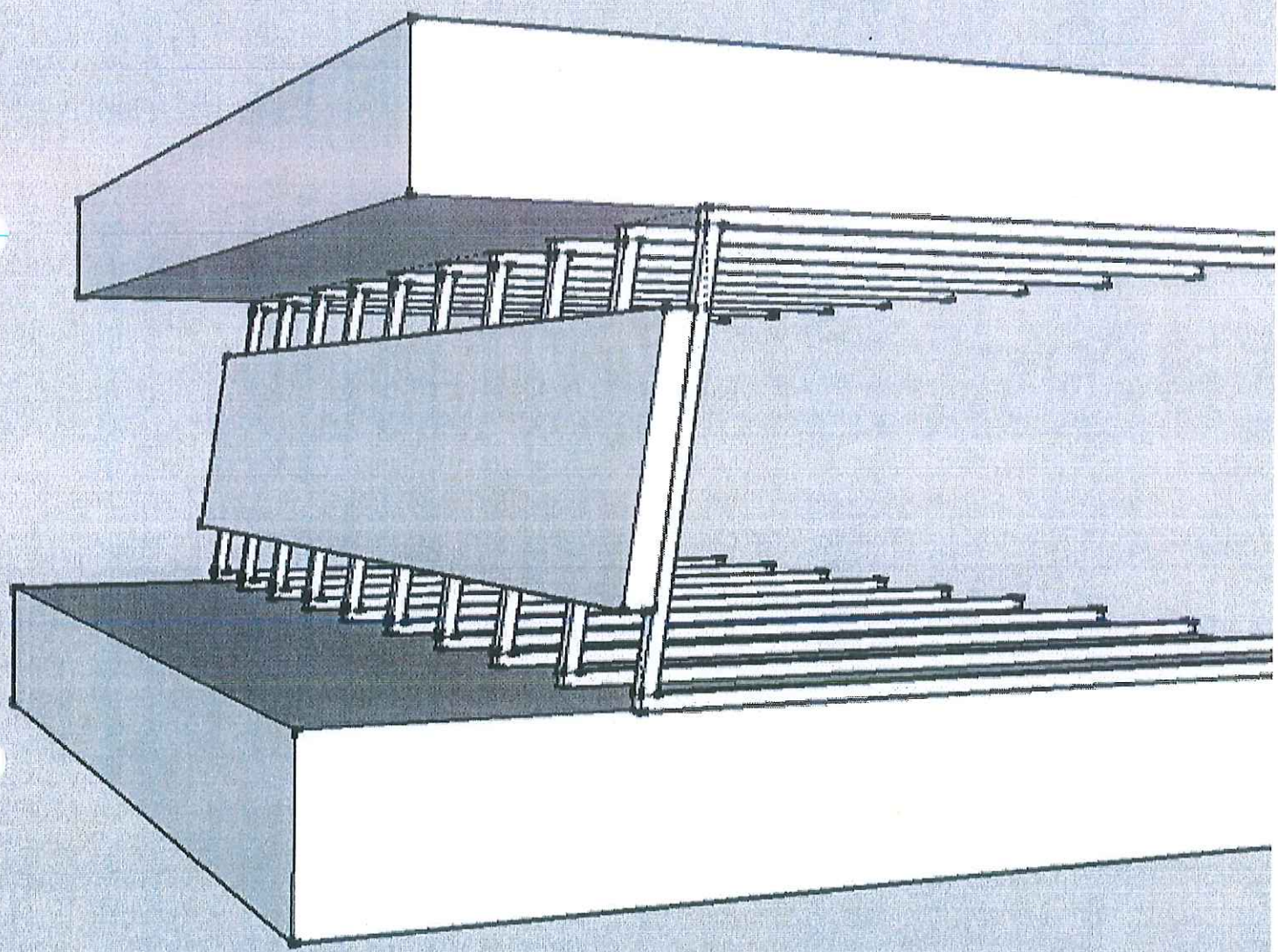
Documents

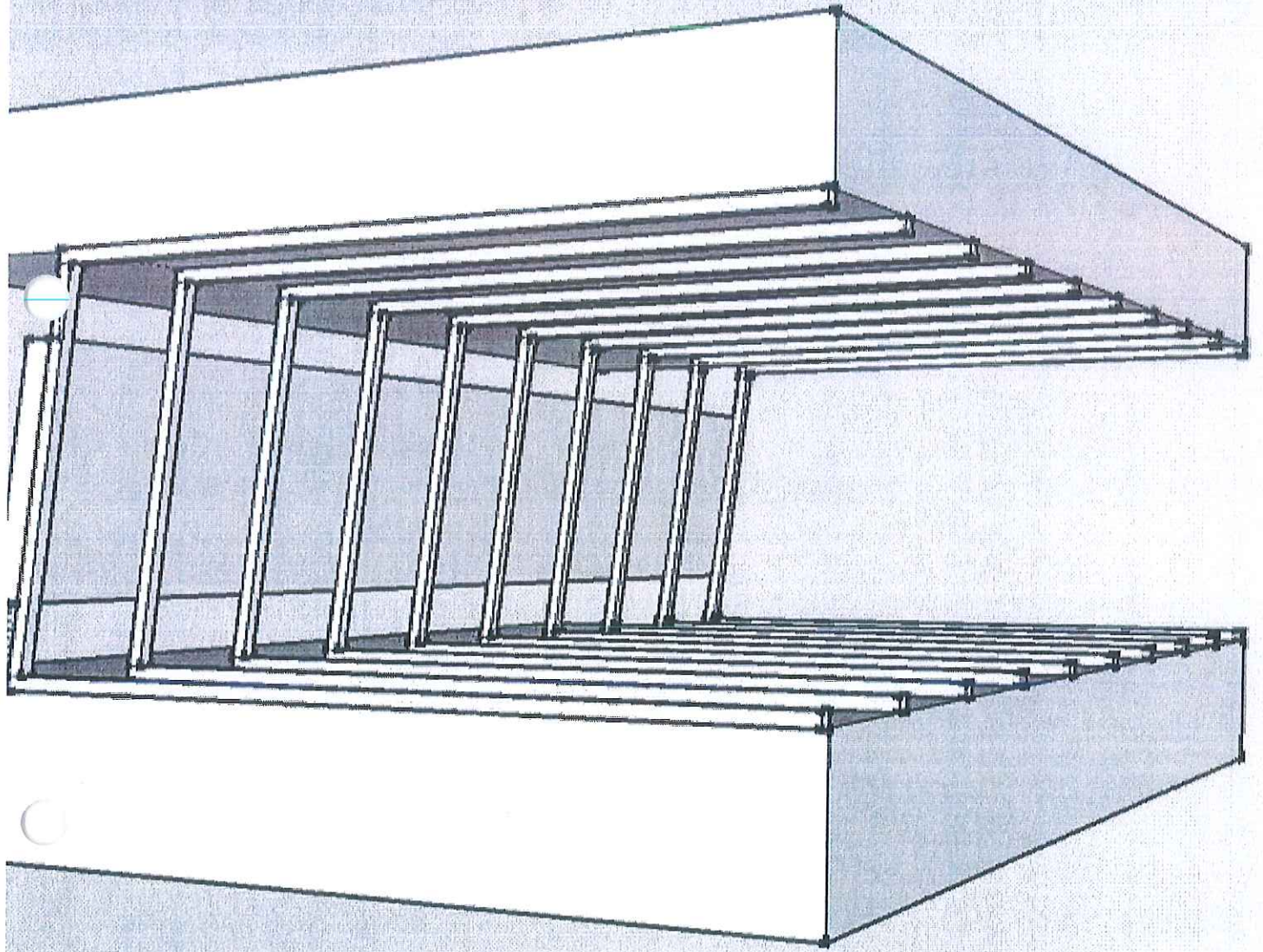
Doc Code	Date	Name	Size	Price(£)	Select
5200949	23 Feb 2015	Annual Return 2015	120kb	4.00	<input type="checkbox"/>
5065628	20 Mar 2014	Special Resolution	910kb	4.00	<input type="checkbox"/>
5065040	18 Mar 2014	Change in Name	211kb	4.00	<input type="checkbox"/>
5065058	18 Mar 2014	Special Resolution	33kb	4.00	<input type="checkbox"/>
5063515	12 Mar 2014	Notice of Registered Office	25kb	4.00	<input type="checkbox"/>
5056006	28 Feb 2014	Annual Return 2014	94kb	4.00	<input type="checkbox"/>
4904896	26 Feb 2013	Annual Return 2013	32kb	4.00	<input type="checkbox"/>
4763988	28 Feb 2012	Annual Return 2012	35kb	4.00	<input type="checkbox"/>
4584817	24 Feb 2011	Annual Return 2011	40kb	4.00	<input type="checkbox"/>
4523308	02 Nov 2010	Registration Certificate	17kb	4.00	<input type="checkbox"/>
4523413	02 Nov 2010	Foundation Documents	49kb	4.00	<input type="checkbox"/>

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LP/14





LP/15



Noise impact assessment
The London EDITION, 10 Berners Street, London W1T 3NP

Prepared by: Richard Vivian, Principal Consultant at Big Sky Acoustics Ltd
On behalf of: Marriott International Inc
Document Ref: 15070611
Date: 08 July 2015

Big Sky Acoustics document control sheet

Project title:	Noise impact assessment The London EDITION, 10 Berners Street, London W1T 3NP
Technical report number:	15070611
Survey date:	Saturday 27 th - Sunday 28 th June 2015
Submitted to:	Mr Julian Skeens Jeffrey Green Russell Waverley House 7-12 Noel Street W1F 8GQ acting on behalf of Marriott International Inc
Submitted by:	Big Sky Acoustics Ltd 46 Frenze Road Diss IP22 4PA 020 7617 7069 info@bigskyacoustics.co.uk
Prepared by:	Richard Vivian BEng(Hons) MIET MIOA MAES MIOL Principal Acoustic Consultant

Document status and approval schedule

Revision	Description	Date	Approved
0	Approved for Issue	14/07/2015	RV

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Executive summary

An assessment of the impact of noise from patrons using the basement function room at The London EDITION hotel in Berners Street has been carried out. The purpose of the survey was to establish if noise from a capacity crowd of patrons using the function room has an impact on average noise levels in the area and if patron activity is likely to give rise to a public nuisance affecting local residents.

This assessment included overnight noise monitoring and observations on a busy Saturday night event with the basement operating at full capacity. The event finished at 02:00hrs and all patrons had dispersed from the area before 03:00hrs. The survey continued beyond this time to establish average levels in the area with no activity taking place at the hotel.

Patron activity on the night of the survey was well managed and the hotel door team proactively supervised the area around the hotel. I even observed an attempt to engage with members of the public not associated with the hotel that were making a noise in Eastcastle Street opposite York House which was carried out calmly and politely.

The recorded noise measurement data and my accompanying observations indicate that there is no increase on average noise levels in Eastcastle Street when patrons using the function room are entering and leaving the building or using the smoking area.

The continued and controlled operation of the hotel function room is unlikely to adversely impact on the licensing objectives as the activities within the hotel are contained by the building structure, the smoking area is controlled and supervised, and the gradual dispersal of patrons from the event at the end of the night does not increase average noise levels in the areas around residential properties and therefore does not give rise to a public nuisance.

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1.0 Qualifications and experience

- 1.1 My name is Richard Vivian. I am a Director and the Principal Acoustic Consultant at Big Sky Acoustics Ltd. Big Sky Acoustics Ltd is an independent acoustic consultancy that is engaged by local authorities, private companies, public companies and individuals to provide advice on the assessment and control of noise.
- 1.2 I have a Bachelor of Engineering Degree with Honours from Kingston University, I am a Member of the Institution of Engineering & Technology, the Institute of Acoustics, the Audio Engineering Society and the Institute of Licensing.
- 1.3 I have over twenty-five years of experience in the acoustics industry and have been involved in precision acoustic measurement and assessment throughout my career. My professional experience has included the assessment of noise in connection with planning, licensing and environmental protection relating to sites throughout the UK.

2.0 Introduction

- 2.1 Big Sky Acoustics Ltd was instructed by Mr Julian Skeens of Jeffrey Green Russell, acting on behalf of Marriott International Inc, to carry out an assessment of the noise arising from the use of the basement function room at at 10 Berners Street, London W1T 3NP.
- 2.2 This report was prepared following a site visit and overnight noise monitoring starting on a Saturday night and continuing into the following Sunday morning while an event was being held in the function room.
- 2.3 Noise was continuously monitored outside York House on Eastcastle Street in order to establish if there was a correlation between average noise levels in this street and activity at the hotel. Measurements were also taken at other locations in the area and observations of various noise generating activities in the area were made. A large amount of noise data was gathered during the survey which is simplified and summarised in this report.
- 2.4 A glossary of acoustical terms used in this report is provided in Appendix A.
- 2.5 All sound pressure levels in this report are given in dB re: 20 μ Pa.

3.0 Location

- 3.1 The location of the site is shown in Appendix B.
- 3.2 The London EDITION is a luxury hotel with 173 rooms. It is located on Berners Street approximately 70 metres north of Oxford Street. It features a lobby bar on the ground floor and a basement function room known as 'BASEMENT'.
- 3.3 It is clear even to the casual observer that the character of this end of Berners Street is significantly influenced by its proximity to Oxford Street. To the south of the hotel on Berners Street are restaurants, a fast food outlet and a Sainsbury Local store. Directly opposite the hotel is the Oxford Street PLAZA shopping centre and to the north on Berners Street is The Sanderson hotel.
- 3.4 York House is located on Eastcastle Street which runs east-west. York House was a former nurses home and is now in use as residential flats. To the east of York

House on Eastcastle Street is The Blue Posts public house and to the west is The Champion public house.

- 3.5 The pubs on Eastcastle Street are open until 23:00hrs and patrons use the outside space on the street for drinking and for smoking.
- 3.6 There is local road traffic activity and the surrounding roads are well used by black cabs and private hire vehicles navigating the roads around Oxford Street often in an attempt to avoid Oxford Street itself.
- 3.7 The noise climate in the area is characterised by constant road traffic noise from Oxford Street, emergency service sirens (typical of this city centre location) and local activity predominantly due to pedestrians and vehicles on Berners Street and Eastcastle Street. There did not appear to be a dominant direction of travel with pedestrians travelling both north-south and east-west at the intersection of Berners Street and Eastcastle Street.
- 3.8 It is important when assessing the impact of noise from an individual premises in an area that the concept of additional noise associated with the activity of the premises is taken into account. The incremental change to noise levels caused by the normal commercial operation of the basement function room, in an area where there is already established noise and activity, could be small or undetectable if it is masked by the existing noise in the area.
- 3.9 It is also a consideration that a *bona-fide* commercial premises in the area can reduce street drinkers, rough sleeping, litter and crime as the commercial operation seeks to eliminate this type of activity from the immediate surroundings for the benefit and safety of their own patrons and employees. This is achieved through good lighting, CCTV coverage, litter removal and constant presence of professional staff.

4.0 Criteria

- 4.1 The provisions of the Environmental Protection Act 1990 and the Noise Act 1996 provide protection to the general public from the effects of noise nuisance.
- 4.2 A primary consideration for the operation of the hotel function room is the control of noise so as not to cause disturbance to anyone resting or sleeping in the area. It is therefore essential that any activity does not impact on the most demanding hotel guests staying in the hotel itself as otherwise the reputation of the hotel could be damaged. In that respect the nearest noise sensitive properties are the 173 rooms above the function room.
- 4.3 The continued operation of a busy hotel at this location demonstrates that in general operational matters such as employees and customers entering and leaving, deliveries, waste collection, plant and music noise have been successfully managed in the past. When potential issues have been raised by neighbours I understand that Mr Lance Perkins of The London EDITION has proactively worked to resolve concerns.

Licensing Act 2003

- 4.4 Licensable activities at the site are granted under premises licence number 13/06844/LIPDPS. Specific noise-related conditions in Annex 3 of the licence are:
 18. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
 27. 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.

28. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and business and leave the area quietly.

29. Loudspeakers shall not be located in the entrance lobby or outside the premises save for those used only for making emergency announcements.

- 4.5 Westminster City Council has a duty under the Licensing Act 2003 to determine its policy with respect to the exercise of its licensing functions and publish a statement of that policy (SLP). In 2005, when the new Licensing Act came into effect, the City Council published their first SLP on 7 January 2005.
- 4.6 This policy has to be reviewed every three years. After asking residents, businesses and visitors for their opinions on the changes proposed to this policy, the Council meeting on 3 November 2010 approved the revised policy for publication. This revised Statement of Licensing Policy came into effect on 7 January 2011 and is effective until 6 January 2014.
- 4.7 The City Council fulfills its primary obligation under the Act, to promote the four licensing objectives by having policies based on each:
- The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm
- 4.8 It also has policies on core hours that will generally be granted, special policies for "Stress Areas" of cumulative impact and policies on various types of premises and activities.
- 4.9 The Policy strives to achieve a balance between allowing Westminster entertainment venues to thrive, protecting public safety and the quality of life for everyone who lives, works or visits the City.
- 4.10 Appendix 11 of the Statement of Licensing Policy provides guidance on noise. A copy of Appendix 11 is presented at the end of this report for reference.

World Health Organisation

- 4.11 Guidance on maximum noise levels is given by the World Health Organisation (WHO) in a 1999 report entitled Guidelines for Community Noise¹. This report states that to avoid negative effects on sleep, the equivalent continuous internal sound pressure level during the sleeping period should not exceed 30 dB L_{Aeq} . If the noise is not continuous, sleep disturbance has an improved correlation with maximum noise levels and effects have been observed at 45 dB L_{Amax} internally. It goes on to recommend that, at night, noise levels outside dwellings should not exceed 45 dB L_{Aeq} and maximum noise levels should not exceed 60 dB L_{Amax} so that people may sleep with bedroom windows partially open.
- 4.12 It is relevant to note that the WHO report has not been adopted into UK legislation or formal guidance; hence, it remains a source of information reflecting a high level of health care with respect to noise, rather than a standard to be rigidly applied. The guideline values in the WHO report give the lowest threshold noise levels below which the occurrence rates of particular effects can be assumed to be negligible.

¹ World Health Organisation. Guidelines for Community Noise, 2000.

- 4.13 According to a report commissioned by the DETR, and undertaken jointly by the NPL and Southampton University², transgression of the WHO guideline values does not necessarily imply significant noise impact and indeed, it may be that significant impacts do not occur until much higher degrees of noise exposure are reached. The report states:

"While in an ideal world it may be desirable for none of these effects to occur, in practice a certain amount of noise is inevitable in any modern industrialised society. Perhaps the main weakness of both WHO-inspired documents is that they fail to consider the practicality of actually being able to achieve any of the stated guideline values. It is important to make clear ...that exceedences do not necessarily imply an over-riding need for noise control, merely that the relative advantages and disadvantages of noise control action should be weighed in the balance. It is all a question of balance and mere exceedence of the WHO guidelines just starts to tip the scales."

5.0 Noise measurement procedure

- 5.1 To establish the noise levels experienced by residents in York House a static measurement position was established on Eastcastle Street directly opposite the ground floor windows of Flat 2 of York House. Measurement continued until after the hotel function room had closed and all patrons had dispersed.
- 5.2 Additional noise measurements were made with a hand-held measurement system on Berners Street, Oxford Street, Eastcastle Street and Newman Street during the survey. Analysis shows good correlation between all the attended and unattended recorded noise level data at the logging position.
- 5.3 Noise measurements were made in continuous samples of 1-second intervals. Measurements included the L_{Aeq} , L_{A90} and L_{Amax} indices. Simultaneous octave and third octave frequency spectra were also obtained during the survey. Measurements were taken at 1.5 m above grade level. Measurement duration was typically 5-minutes per sample. When the L_{Aeq} level quickly stabilised, shorter duration measurements were taken although no measurement was shorter than 1-minute. Throughout the course of the survey an outdoor microphone windshield was used. For the purposes of this assessment all attended measurements were paused for emergency service sirens, aircraft passes and other significant short-duration noises. The unattended logging equipment operates continuously and therefore all noise incidents are recorded on that trace.
- 5.4 The instrumentation used to carry out the noise measurements is detailed in Appendix D. The calibration of the measuring equipment was checked prior to and immediately following the tests and no signal variation occurred. Calibration of equipment is traceable to national standards. The weather conditions during the survey are reported in Appendix E.

6.0 Noise measurement analysis

- 6.1 The hotel operated normally during the assessment period. I was advised that the event in the basement was a pre-booked event which would operate at capacity.

² National Physical Laboratory. Health Effect Based Noise Assessment Methods: A review and Feasibility Study. NPL report CMAM 16, 1998.

- 6.2 The event finished at 02:00hrs and patrons dispersed from the area steadily. All patrons had left the area before 03:00hrs.
- 6.3 Noise measurement data is displayed in tabular and graphical form in Figures 1 and 2 respectively.
- 6.4 Figure 2 shows 1-minute samples and hence indicates some short duration peaks; for example there are peaks at 01:35 and 02:45 which correlate with emergency service sirens being heard in the area. The peaks at 02:32 and 02:36 relate to a convoy of three refuse lorries heading north on Berners Street then left onto Eastcastle Street followed by another lorry shortly afterwards taking the same route.
- 6.5 As can be seen from the graph in Figure 2 average levels remain around 60dBA at all times during the survey period with three incidents above 70dBA already noted. There is no correlation between the average noise level on Eastcastle Street and patron activity in the basement of the hotel or patron dispersal after the event. Noise levels in Eastcastle Street do not increase when there is activity outside the hotel or tail-off after the function room has closed and all patrons dispersed.
- 6.6 The graph in Figure 2 also shows that noise levels do not fall significantly during the survey period. In quiet residential areas away from road traffic and other activity a noticeable drop in levels is to be expected as noise generating activity reduces in the early hours of the morning but at this position there is always noise to contribute to even these short-duration 1-minute average levels.

Time	L _{Aeq}	L _{AFMax}	L _{ASD}	Notes
22:50	63	71	58	Logging position opposite York House, group of 15 outside Blue Posts, local traffic
22:52	66	72	63	Berners Tavern. 2 smokers, 3 staff on door. 3 men drinking in street, tourists taking photos, taxi turning
22:55	76	96	67	Oxford Street corner of Berners Street
23:01	64	79	58	Eastcastle Street corner of Newman Street. 14 people outside Blue Posts.
23:08	59	70	54	Outside Flat 2 York House
23:11	61	81	56	Logging position, some pedestrian activity
23:20	60	74	56	Opposite Sanderson. 1 man on phone, 2 door supervisors, 3 girls chatting
23:23	65	78	61	Berners Tavern. 8 in smoking area
00:36	65	89	51	Eastcastle Street corner of Newman Street. Suspicious activity in car in Newman Street.
00:40	60	78	55	Outside Flat 2 York House
00:44	61	75	54	Eastcastle Street corner of Berners Street. 17 vehicles/5 mins (1 taxi for hotel)
00:49	64	82	56	Eastcastle Street corner of Berners Street. 37 pedestrians/5 mins (8 for hotel)
00:55	64	79	61	Berners Tavern, 8 in smoking area
01:18	100	106	94	Dancefloor, basement function room. Room at capacity
01:21	61	75	51	Eastcastle Street corner of Newman Street
01:27	56	63	52	Outside York House. Party on first floor, talking and arguing can be heard through open window. Music.
01:29	57	70	54	Outside Flat 2 York House
01:30	56	65	54	Logging position, ESS at 1.35.
01:51	65	78	63	Berners Tavern. Patrons dispersing, 1 in smoking area, 16 waiting for cabs
02:01	62	74	59	Berners Tavern. 1 smoking, 8 at the door. Private hire with engine running
02:20	58	76	52	Blue posts. Groups of students on Eastcastle Street. 2 people in Newman Street on pavement smoking
02:22	62	75	56	Eastcastle Street. Group of 8 kicking plastic bottle down street. Noise from party in York House
02:24	62	74	54	Outside Flat 2 York House, distant ESS
02:26	58	65	55	Logging position. Noise from party in York House; drumming and shouting from inside flat
02:28	63	71	60	Berners Tavern. Noise from street cleansing on Oxford Street
03:13	70	82	64	Corner of Oxford Street and Berners Street. No activity outside hotel
03:15	64	74	56	Berners Tavern. 2 smoking, performance car accelerates hard.
03:18	62	77	52	Logging position. Black cab finally moves from taxi rank. Newspapers delivered to WHSmith
03:21	56	68	50	Outside Flat 2 York House
03:24	62	74	50	Eastcastle Street corner of Newman Street

Figure 1: Noise measurement data and observations

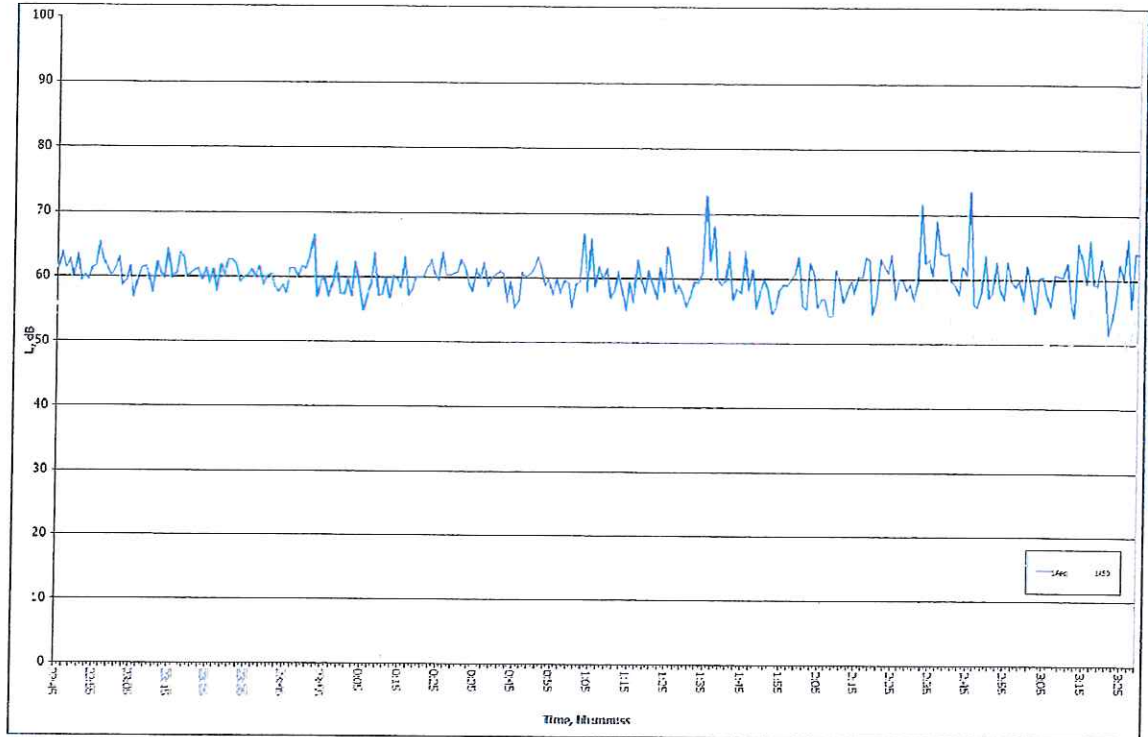


Figure 2: Continuously logged noise level outside York House



Figure 3: Smoking area at 23:31



Figure 4: Delivery to Sainsbury Local at 23:31



Figure 5: York House on right of image



Figure 6: Refuse lorry convoy at 02:32

7.0 Noise level inside residential properties

- 7.1 Any noise from people entering and leaving the hotel, or standing talking in the smoking area is masked by the steady road traffic noise, plant noise and other activity in the area.
- 7.2 There is usually a small drop in ambient noise level around major roads in central London around 04:00hrs as there are larger gaps in road traffic flow at this time and commercial aircraft flights are reduced but up until this time it is my experience that noise levels remain fairly steady. At this location this is due to a combination of steady plant noise on buildings and most significantly the continuous traffic along Oxford Street which did not stop during the survey period.
- 7.3 The average person wishing to rest or sleep in a central London location would protect themselves from the sounds of road traffic, emergency service sirens, delivery lorries, refuse collections, street cleaning, helicopters and other activity typical of a busy central location in the capital city. This may be achieved by sleeping in rooms away from busier roads, avoiding sleeping near open windows or closing windows and using alternative means of ventilation.
- 7.4 Inside a residential property all external noise sources are attenuated by the glazing, by the distance from the noise source to the window and by any physical obstruction of clear line of sight to the noise.
- 7.5 An approach has been made to one resident of York House to survey the internal noise levels within his flat and make recommendations for any remedial works as required. However access was refused by the resident. We therefore have to

assume noise conditions with the premises are typical for the age and construction of the building.

- 7.6 As York House is a conversion the standards of isolation between dwellings may not be as high as a modern construction compliant with Approved Document E of the Building Regulations which specifically addresses the resistance of passage of sound between adjacent properties. In these types of building a significant upgrade to glazing including the addition of secondary glazing can result in further complaints: Residents who previously experienced all noise as coming from outside now become aware of noise from adjacent flats within the same building. Subsequently footfall, plumbing, noise from televisions and hi-fi from within the same building then become a source of complaint where previously these noises were obscured by, or confused with, noise from outside. Therefore in older or lower specification flat conversions some consideration should be given to the sound insulation performance of any new glazing.

8.0 Appendix 11 Risk Assessment

- 8.1 A risk assessment has been prepared to assist the Environmental Health Consultation Team make an assessment of the risk of any increase in public nuisance in the area.
- 8.2 The hotel is located on the junction of two busy roads close to Oxford Street with other commercial businesses, including licensed premises active at night. Ambient noise level remain steady through the survey period (see Figure 2).
- 8.3 The high ambient noise levels in the area mask lower level noises from the normal commercial activity of the hotel such as patrons entering and leaving the building.
- 8.4 Within Appendix 11 of the Westminster Statement of Licensing Policy 2011 Paragraph 20 deals specifically with noise from people arriving, departing and in the vicinity. Appendix 11 states that applicants should demonstrate that appropriate measures will be taken to limit noise from patrons and staff entering and leaving the premises, and vehicles arriving, departing and in the vicinity to prevent avoidable noise disturbance to noise sensitive properties. Examples of good practice were witnessed from hotel employees on the night of the survey and the procedures detailing how patrons are managed are documented in the dispersal policy at Appendix F.
- 8.5 The hotel attracts a sophisticated fashionable crowd which is of relevance as the nature of this hotel operation is to exclude boisterous and unsophisticated drinkers so that a more exclusive operation can be maintained.
- 8.6 Amplified music only occurs within the building and is extremely well contained by the building structure. Evidence of high performance sound insulation works can be seen in the basement construction, ventilation and high specification exterior doors.
- 8.7 The building envelope insulation contains the noise of all activity within the hotel from breaking out into the street. Premises licence conditions forbid the use of loudspeakers outside the confines of the building
- 8.8 The premises entrance is supervised and covered by monitored CCTV 24-hours a day.
- 8.9 Patrons are requested to respect neighbours and be quiet as they leave.

- 8.10 At the end of the evening patrons are directed away from Eastcastle Street towards Oxford Street. There are night buses on Oxford Street and in two months time the night-tube service will begin. When Tottenham Court Road Station re-opens in 2016 this area will be very well served by public transport throughout the night aiding the dispersal of patrons.
- 8.11 Employee training includes emphasis of the importance to minimise noise from patrons as they arrive at and depart from an event at the hotel.
- 8.12 Guidance to employees also includes how to minimise noise from any activities outside and in the vicinity of the premises.
- 8.13 The door team ensures patrons wishing to take a taxi from the hotel are promptly assisted. Similarly private drivers are promptly and efficiently controlled by the door team to ensure noise is kept to a minimum.
- 8.14 The hotel has an international reputation to maintain and as far as is reasonably practicable, licensable activities are conducted, and the facilities for licensed activities are designed and operated, so as to prevent any noise impact on local residents.
- 8.15 The executive team at The London EDITION are committed to continue to work in partnership with the relevant authorities and to maintain good relations with residents and patrons. Accordingly they are receptive to any further reasonable suggestions proposed.

9.0 Conclusion

- 9.1 Big Sky Acoustics Ltd was instructed by Mr Julian Skeens of Jeffrey Green Russell, acting on behalf of Marriott International Inc, to carry out an assessment of the noise arising from the use of the basement function room at at 10 Berners Street, London W1T 3NP.
- 9.2 Noise from the sound system and other activities inside the hotel are contained by the physical structure of the building and limiter controls on the sound system.
- 9.3 The premises were efficiently run and patron dispersal was well-managed on the night of my observations.
- 9.4 The combination of an effective operational procedures, maintaining the existing building fabric and periodic checking of the sound system limiter configuration would be the most appropriate course of action to ensure that local residents are not disturbed by noise from the normal commercial operation of events in the function room at the hotel.
- 9.5 It is my professional opinion that the controlled use of the function room does not adversely impact on the licensing objectives as there was no increase in average noise levels in the area due to patrons arriving, using the smoking area, dispersing or due to noise breakout from the building.



Richard Vivian BEng(Hons) MIET MIOA MAES MIOL
Principal Acoustic Consultant, Big Sky Acoustics Ltd

Appendix A - Terminology

Sound Pressure Level and the decibel (dB)

A sound wave is a small fluctuation of atmospheric pressure. The human ear responds to these variations in pressure, producing the sensation of hearing. The ear can detect a very wide range of pressure variations. In order to cope with this wide range of pressure variations, a logarithmic scale is used to convert the values into manageable numbers. Although it might seem unusual to use a logarithmic scale to measure a physical phenomenon, it has been found that human hearing also responds to sound in an approximately logarithmic fashion. The dB (decibel) is the logarithmic unit used to describe sound (or noise) levels. The usual range of sound pressure levels is from 0 dB (threshold of hearing) to 140 dB (threshold of pain).

Frequency and Hertz (Hz)

As well as the loudness of a sound, the frequency content of a sound is also very important. Frequency is a measure of the rate of fluctuation of a sound wave. The unit used is cycles per second, or hertz (Hz). Sometimes large frequency values are written as kilohertz (kHz), where 1 kHz = 1000 Hz. Young people with normal hearing can hear frequencies in the range 20 Hz to 20,000 Hz. However, the upper frequency limit gradually reduces as a person gets older.

A-weighting

The ear does not respond equally to sound at all frequencies. It is less sensitive to sound at low and very high frequencies, compared with the frequencies in between. Therefore, when measuring a sound made up of different frequencies, it is often useful to 'weight' each frequency appropriately, so that the measurement correlates better with what a person would actually hear. This is usually achieved by using an electronic filter called the 'A' weighting, which is built into sound level meters. Noise levels measured using the 'A' weighting are denoted dBA. A change of 3dBA is the minimum perceptible under normal everyday conditions, and a change of 10dBA corresponds roughly to doubling or halving the loudness of sound.

C-weighting

The C-weighting curve has a broader spectrum than the A-weighting curve and includes low frequencies (bass) so it can be a more useful indicator of changes to bass levels in amplified music systems.

Noise Indices

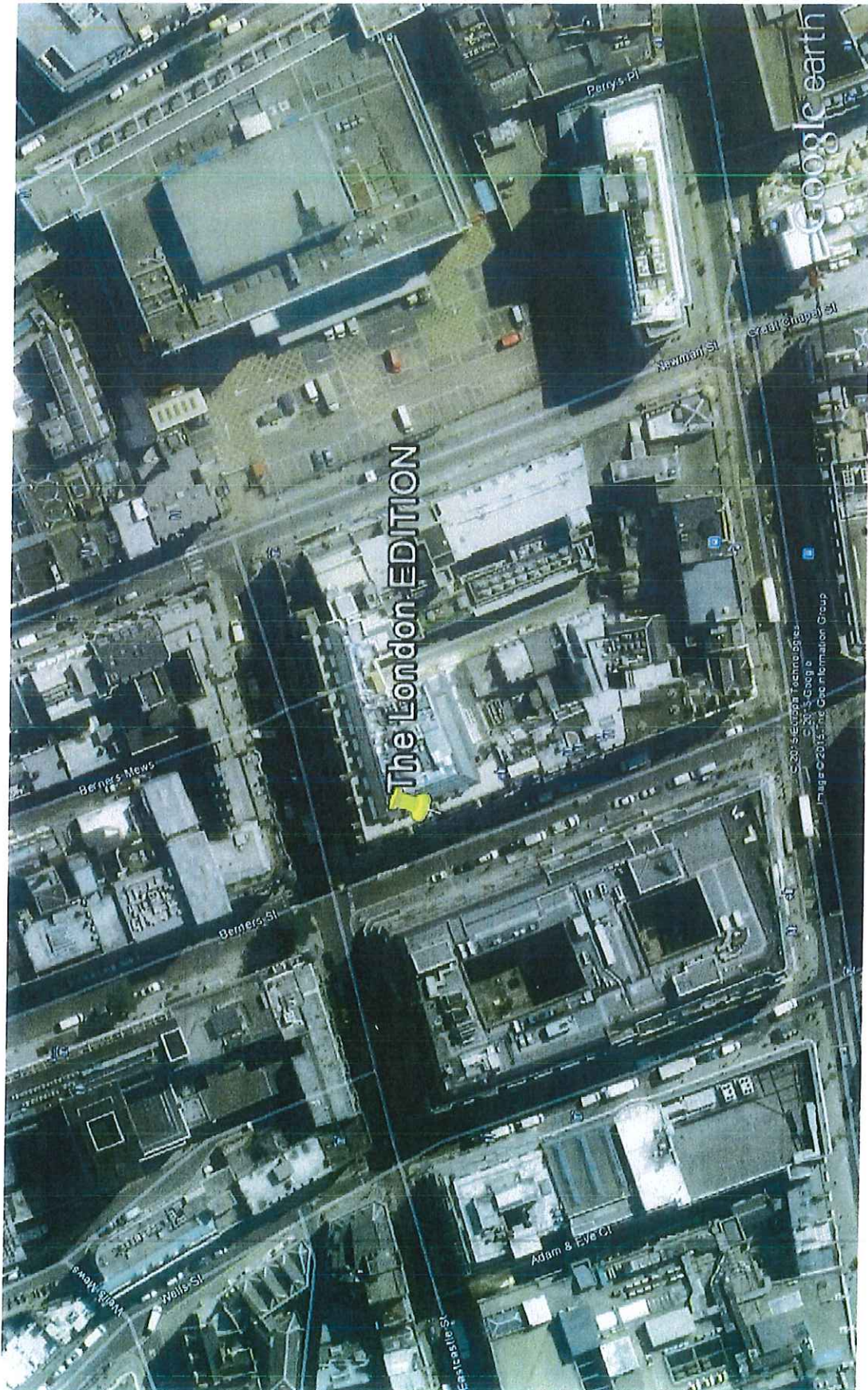
When a noise level is constant and does not fluctuate over time, it can be described adequately by measuring the dB level. However, when the noise level varies with time, the measured dB level will vary as well. In this case it is therefore not possible to represent the noise level with a simple dB value. In order to describe noise where the level is continuously varying, a number of other indices are used. The indices used in this report are described below.

- L_{eq}** The equivalent continuous sound pressure level which is normally used to measure intermittent noise. It is defined as the equivalent steady noise level that would contain the same acoustic energy as the varying noise. Because the averaging process used is logarithmic the L_{eq} is dominated by the higher noise levels measured.
- L_{Aeq}** The A-weighted equivalent continuous sound pressure level. This is increasingly being used as the preferred parameter for all forms of environmental noise.
- L_{Ceq}** The C-weighted equivalent continuous sound pressure level includes low frequencies and is used for assessment of amplified music systems.
- L_{Amax}** is the maximum A-weighted sound pressure level during the monitoring period. If fast-weighted it is averaged over 125 ms, and if slow-weighted it is averaged over 1 second. Fast weighted measurements are therefore higher for typical time-varying sources than slow-weighted measurements.
- L_{A90}** is the A-weighted sound pressure level exceeded for 90% of the time period. The L_{A90} is used as a measure of background noise.

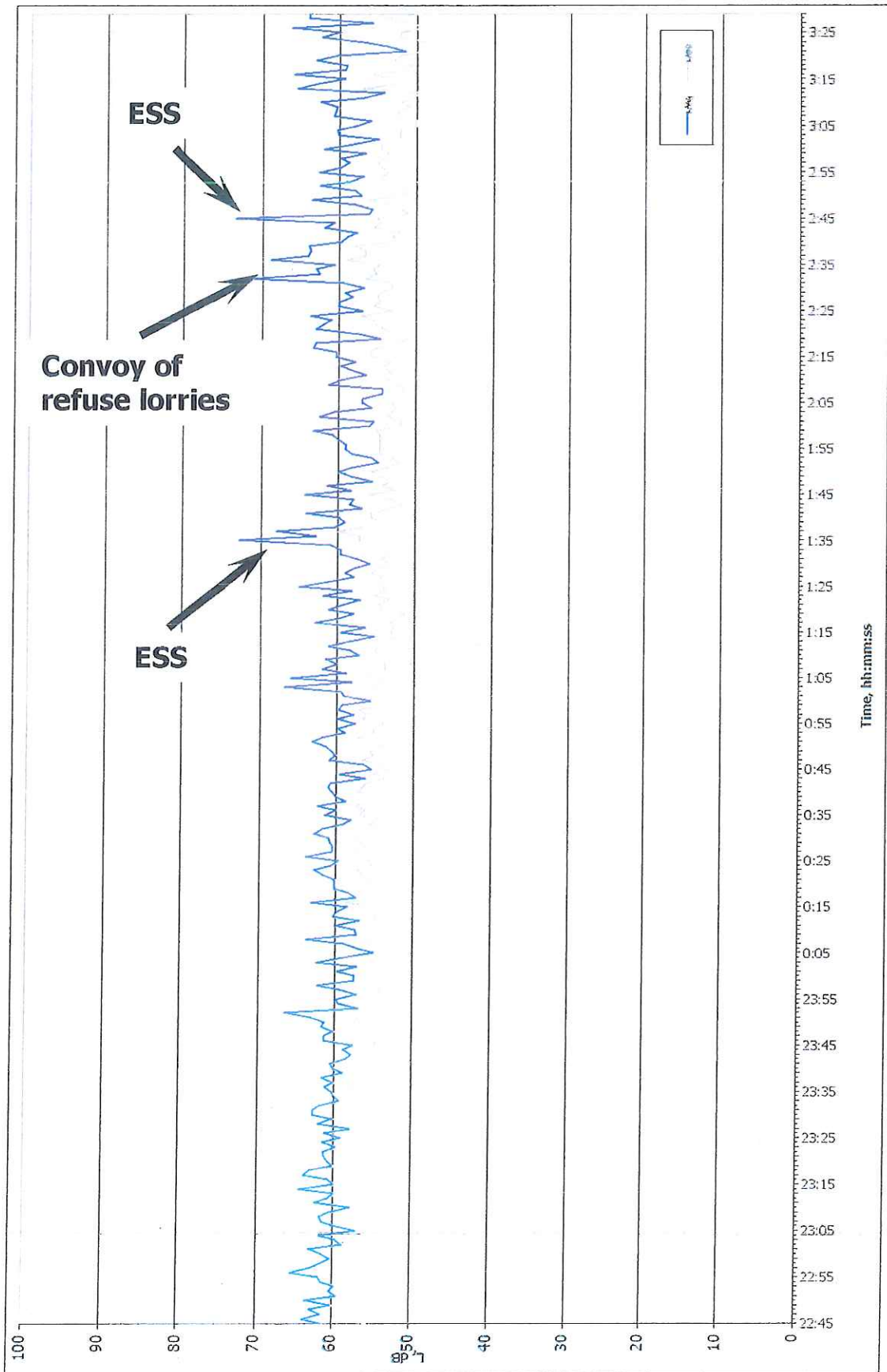
Example noise levels:

Source/Activity	Indicative noise level dBA
Threshold of pain	140
Police siren at 1m	130
Chainsaw at 1m	110
Live music	96-108
Symphony orchestra, 3m	102
Nightclub	94-104
Lawnmower	90
Heavy traffic	82
Vacuum cleaner	75
Ordinary conversation	60
Car at 40 mph at 100m	55
Rural ambient	35
Quiet bedroom	30
Watch ticking	20

Appendix B - Site location



Appendix C - Noise levels outside York House



Appendix D - Instrumentation

All attended measurements were carried out using a Cirrus type CR:171B integrating-averaging sound level meter with real-time 1:1 & 1:3 Octave band filters and audio recording conforming to the following standards: IEC 61672-1:2002 Class 1, IEC 60651:2001 Type 1 I, IEC 60804:2000 Type 1, IEC 61252:1993 Personal Sound Exposure Meters, ANSI S1.4-1983 (R2006), ANSI S1.43-1997 (R2007), ANSI S1.25:1991. 1:1 & 1:3 Octave Band Filters to IEC 61260 & ANSI S1.11-2004.

Unattended measurements were carried out using a Svan type 971 integrating-averaging sound level meter with real-time 1:1 & 1:3 Octave band filters conforming to the following standards: IEC 61672-1:2002 Class 1. 1:1 & 1:3 Octave Band Filters to IEC 61260.

The calibration of the measuring equipment was checked prior to and immediately following the tests and no signal variation occurred. Calibration of equipment is traceable to national standards. The following instrumentation was used during the survey:

Description	
Cirrus sound level meter	type CR:171B
Cirrus pre-polarized free-field microphone	type MK:224
Cirrus microphone pre-amplifier	type MV:200E
Cirrus class 1 acoustic calibrator	type CR:515
Svan sound level meter	type 971
ACO pre-polarized free-field microphone	type 7052E
Svan microphone pre-amplifier	type SV18
Brüel & Kjær class 1 acoustic calibrator	type 4231

Appendix E - Meteorology

27-28 June 2015	Temperature	Wind speed	Precipitation
At start	22°C	0ms ⁻¹	None
During assessment	19°C	0-1.3ms ⁻¹	None
At finish	18°C	0ms ⁻¹	None
Additional comments: Dry, warm, very still			

Appendix F - Basement guest management procedure

External Guest Management Procedure for Basement

This is intended as a guide for successful management of Basement guests. The intention is always to provide a safe atmosphere for guests and co-workers and a peaceful night for residents of the hotel and in the local area.

1. **SETUP** – Using ropes and posts ensure there is a distinct smoking area outside the hotel on the left between the front entrance and Berners Tavern (BT) entrance. On the opposite side build a queue area. Make sure that both areas cover less than 50% of the width of the pavement. Make sure signs are in place saying QUIET ZONE.
2. **OPENING** – After briefing in Basement communicate all relevant information to Bellmen and Blue Threat security on the door.
3. **SECURITY POSITIONS** – As the Basement opens have all security in position. Set positions are : Corner Eastcastle st, Front Door, Stairs, Cloakroom. Use rotation system if necessary but make sure all four positions are covered if not by security then management.
4. **QUEUE** – If a queue builds up communicate with them constantly on the status of the event, how long they will have to wait, no drinking in the queue policy and most importantly to keep the noise to a minimum. Do not let the queue get too long, if there are more people in the queue than spaces in the club close the queue
5. **SMOKING AREA** – As people come through the lobby to smoke direct them to stand inside the smoking area. Alert security inside the hotel if the smoking area becomes too full. The smoking area holds between 15 and 25 people. Alert guests leaving Basement that they wont be able to smoke until the area is clear. When the pavement becomes too littered sweep up. When guests spill onto the street move them back into the area. Close the smoking area for Basement guests 30min before curfew. Most importantly don't let the smoking area become noisy. Use the right to refuse entry if guests are consistently too loud and belligerent.
6. **DISPERSAL** – Always consult with the manager on duty regarding closing times and dispersal positions. Decide with the manager whether or not to use the second exit. 10mins before curfew place all security in position. Radio control with 5min to go and ask for assistance if necessary. Do not herd guests out of Basement immediately allow them 10min of wind down after music stops. Don't let cloakroom queue build up into lobby, allow guests to wait in Basement. Thank every person on the way out and ask them to be quiet for the benefit of neighbours. Once Basement empties out move unnecessary positions to the front of the hotel. Do not let guests congregate on Eastcastle or Berners St. Usher all guests away from hotel perimeter. If guests are waiting for cabs inform them they can wait inside the lobby. Do not let cabs tote for business outside the hotel, use TFL wording as a deterrent to cab totes. Most importantly don't allow groups to make noise or carry on loudly within hotel perimeter. All security should be present outside hotel as event finishes. Once all groups have left the area security team can break.

Adverse situations with and reactions from Guests

Unfortunately at some point all security personnel have to deal with troublesome guests and people causing a nuisance. The intention is of course to try and foresee problems and develop systems that prevent nuisance. The following points are suggested as a way of helping deal with situations and mitigate their adverse effect.

1. **VERBAGE** – Have wording ready for all recurrent issues. 'Please keep noise to a minimum as you are entering a residential area'.
2. **LISTEN** – Always listen through a guests complaint. Most of the time they only want to be heard and will leave once satisfied you have understood their complaint
3. **COLEAGUES** – Always use your colleagues to help diffuse a situation. Hotel management can provide an effective voice for disgruntled guests. A second person can also corroborate your position and version of events.
4. **RIGHT OF REFUSAL** – You are empowered to refuse someone entry or re-entry if they are causing a nuisance. The hotel is private property and we reserve the right to refuse entry.
5. **HOUSE SECURITY** – Call on house security to record any pertinent events on CCTV.
6. **LOGS** – Logging all activity whether caused by hotel guests or not and however innocuous can and often does prove vital in dealing with issues after the fact and more often than not absolves the security of blame.

Dominik Prosser

Basement HOD

January 2015

Westminster City Council Statement of Licensing Policy 2011 (Appendix 11 - Guidance on noise)

The council regards the control of noise as an essential aspect of good neighbourliness, contributing to the sustainability of residential and commercial communities.

Noise sources

Applicants should consider the potential sources of noise and the hours when it may be generated. The Licensing Authority's noise criteria relate to all these sources of noise whether indoors or in the open air, including:

- (a) music and human voices, both amplified and unamplified
- (b) other internal activities
- (c) use of open areas
- (d) patrons queuing
- (e) patrons and staff entering and leaving the premises and in its vicinity
- (f) vehicles arriving, waiting, parking and departing
- (g) deliveries and collections including refuse and collection of recyclable materials
- (h) plant, machinery and associated equipment
- (i) any other factors that could cause noise disturbance.

Many licensed activities can cause noise that is heard outside the premises or originates from an open air site and some of these risk generating noise that causes public nuisance. The risk assessment carried out for licence applications for such activities, should take account of the criteria and guidance on noise set out below which indicates circumstances in which a noise report will be necessary and what it should contain.

On the other hand, some licensed activities will generate noise at such low levels that they are unlikely to cause public nuisance. The list of criteria below should be used to determine whether it is likely that a full noise report will be required.

Information on noise

5. All applicants must provide a statement demonstrating how they do or do not comply with the following criteria. A noise report will not usually be required where all the following criteria are met.

- (a) There have been no Noise Abatement Notices (Section 80 of the Environmental Protection Act 1990) served in relation to the premises within the two years prior to this application.
- (b) There have been no noise complaints relating to the premises received by the applicant, the council or the police within the two years prior to this application.
- (c) There have been no objections to the renewal of a licence in relation to the premises within the two years prior to this application.
- (d) There are no noise sensitive properties above, below, adjacent, opposite in the proximity of the premises or otherwise likely to be affected.
- (e) There is no air conditioning, or other plant and associated equipment.
- (f) There is no loudspeaker system.
- (g) There are no activities involving performances of music or other sounds, whether live or recorded, or any other "regulated entertainment".
- (h) No door staff are required as a condition of an existing licence.
- (i) Deliveries, collections, servicing; use of vehicles, do not take place between 19.00 and 07.00 hours.

Noise report

When the Licensing Authority receives a statement from the applicant demonstrating how they do or do not meet the criteria above, it will determine whether a noise report will be required, which aspects of it will be required, what it should cover, and how it should be prepared.

A noise report may contain some or all of the following:

- (a) An environmental noise impact assessment (required for all noise reports).
- (b) An acoustic report for premises where there is plant and equipment (e.g. ventilation, air conditioning, lifts, hoists etc).
- (c) A sound insulation and sound reduction measures assessment (for premises where there is plant and equipment and/or sound systems, or "regulated entertainment").
- (d) Planned management measures for control of noise disturbance related to door control, deliveries and collections, waste management, servicing, and any other aspects requiring control of noise. (This will be required in most noise reports and all applications where operating hours include any of the period 19.00-07.00 hours, and/or where door staff are required.)

(e) Planned management measures for control of noise disturbance from an open air site or event. (This will be required for open air sites and events.)

Environmental noise impact assessment

8. An Environmental Noise Impact Assessment should provide information, as applicable, including:

- (a) Existing ambient noise climate and a survey of both pedestrian and vehicular numbers in and around the premises.
- (b) Assessment of the existing and future noise climate due to the new or increased use of the premises, indicating any increase in predicted noise levels.
- (c) Assessment of the existing and predicted number and level of noise events.
- (d) Details of management procedures to reduce the impact of the premises operation on the locality, including noise from customers and others arriving and departing.

Acoustic report (plant and equipment)

9. An Acoustic Report should provide information for both external and internal plant, and on the prevention of noise breakout from plant, equipment and internal activities. This should cover, as relevant:

- (a) Mechanical and electrical plant, machinery and equipment and their locations, with manufacturers specifications: octave or 1/3 octave band analysis of noise for the proposed plant, machinery and equipment.
- (b) The location of the nearest openable window of the nearest noise sensitive property that may be affected by noise from the proposed licensed use/plant and equipment, with the distance between these.
- (c) The proposed operational hours.
- (d) The background noise level assessment ($L_{A90, 15 \text{ min}}$) over the proposed hours of operation, including: the time, date, weather conditions, instrumentation and calibration, noise sampling locations, and a copy of the noise survey data (in accordance with BS 4142 measurement methodology).
- (e) Calculations for the predicted noise level 1 metre from the window of the nearest affected noise sensitive property.
- (f) Use of acoustic enclosures.
- (g) Use of noise attenuators and acoustic screens as required.
- (h) Measures to ensure that plant, machinery and equipment is maintained to prevent noise levels from them increasing.
- (i) Use of vibration isolators.

Sound insulation and sound reduction assessment.

10. A Sound Insulation and Sound Reduction Assessment should provide information, as applicable, on proposed:

- (a) Assessment of the existing sound insulation of the building fabric.
 - (b) Operational building layout to prevent noise escape.
 - (c) Sound insulation measures to prevent airborne and structural transmission of noise and vibration to adjacent premises.
 - (d) Attenuation measures to minimise noise breakout, and to prevent noise disturbance to the surrounding area.
 - (e) Use of electronic sound limiters on amplification systems as alternative means of control.
 - (f) Other measures to reduce structural transmission of noise and vibration.
 - (g) Installation of acoustic doors and lobbies.
- (Note: BS 8233:1999 contains useful guidance on commercial design criteria).

Planned management measures for control of noise

11. This is a statement of management measures to be taken to prevent and control noise, covering matters such as:

- (a) hours of operation
- (b) location of entry and departure points
- (c) door control
- (d) control and prevention of queuing
- (e) control of amplified and unamplified music and voices
- (f) steps to be taken to achieve good behaviour outside and within the premises
- (g) communication with customers (signs, announcements and other means)
- (h) management of use of outdoor areas
- (i) steps to be taken to ensure customers leave quietly
- (j) advice to customers on departure routes
- (k) stewarded access to taxis and licensed mini-cabs
- (l) arrangements for dedicated taxi or licensed minicabs to collect patrons in a manner so as to minimise any disturbance
- (m) arrangements for staff and patron parking
- (n) limits set on hours for servicing and delivery
- (o) guidance to drivers to limit noise during deliveries

- (p) communications with suppliers and service providers
- (q) providing quiet means for storage and movement of waste and recycling materials.

Planned management measures for control of noise disturbance from an open air event or site.

12. This is a statement of management measures to be taken to prevent and control noise from open air events and sites, covering matters such as:

- (a) hours of operation
- (b) location of entry and departure points
- (c) item (c) is missing in original policy document*
- (d) control of queuing
- (e) management of amplified and unamplified music and voices
- (f) steps to be taken to achieve good behaviour outside and within the open air site
- (g) communication with patrons or members of the public (signs, announcements and other means)
- (h) management of use of covered and outdoor areas
- (i) steps to be taken to ensure customers leave quietly
- (j) advice to customers on departure routes
- (k) stewarded access to taxis and licensed mini-cabs
- (l) item (l) is missing in original document*
- (m) arrangements for staff and patron parking
- (n) limits set on hours for servicing, delivery and any other on site traffic movements
- (o) guidance to drivers to limit noise during deliveries
- (p) communications with suppliers and service providers
- (q) providing quiet means for storage and movement of waste and recycling materials.

Noise criteria

13. Licensed premises and activities will be required to meet the noise criteria in Policy PN1. Noise reports should show how these criteria will be met. Plant noise breakout and structural transmission

14. Applicants should demonstrate that the licensed activities from indoor premises, and open areas associated with them, can be carried out so that plant noise, airborne noise breakout, and noise and vibration transmitted through structures, will meet the criteria for indoor premises below.

15. Applicants should demonstrate that the licensed activities from open air premises can be carried out so that plant noise, airborne noise, and noise and vibration transmitted through structures will meet the criteria for open air premises at paragraph 19 below.

Indoor premises plant and equipment

Premises should be capable of being operated at all times of year without doors or windows being opened for ventilation. Air handling and air conditioning plant and systems must be designed and located so that noise emitted meets the criteria in Paragraph 17 below. The council will require the applicant to ensure maintenance of building plant and machinery so that the above standards will be met at all times.

Indoor premises plant & machinery and internal activities

17. The criteria relating to:

- (a) plant, machinery and associated equipment, internally or externally installed
- (b) ventilation
- (c) music and human voices, both amplified and unamplified and to
- (d) other internal activities are noise emitted will achieve the following standards in relation to the existing external noise levels at the nearest noise sensitive properties³, at the quietest time during which any of these activities occur:

At the nearest façade of the nearest noise sensitive property, the noise generated from the property to be licensed (the $L_{Aeq, 5 \text{ min}}$) should not exceed 10 dB below the minimum external background noise during the operating period. The background noise level should be expressed in terms of the lowest $L_{A90, 15 \text{ min}}$; and; where noise from the property to be licensed will contain tones or will be intermittent sufficient to attract attention:

At the nearest façade of the nearest noise sensitive property, the noise generated within each octave band level ($L_{Aeq, 5 \text{ min}}$) should not exceed 5 dB below the minimum external background noise level expressed in any of the individual octave band levels. The background noise level should be expressed as the lowest $L_{A90, 15 \text{ min}}$ for each of the octave bands during the operating period.

Indoor premises structural transmission of noise and vibration

³ Noise sensitive properties include: all residential property; schools; hospitals; hotels; hostels; concert halls; theatres; broadcasting and recording studios.

Applicants should ensure that as far as is reasonably practicable, licensable activities will be conducted and the facilities for licensed activities will be designed and operated, so as to prevent the transmission of audible noise or perceptible vibration through the fabric of the building or structure to adjoining properties. In the case of licensable activities involving the playing of music or the operation of kitchens, or the running of plant after 23.00 hours applicants may be required to demonstrate this.

Open air premises plant & machinery and other activities

19. The criteria relating to:

- (a) plant, machinery and associated equipment, internally or externally installed
- (c) music and human voices, both amplified and unamplified
- (d) other activities.

Criteria:

Account will be taken of:

- (i) the type/s of events planned
- (ii) the number of events that take place each year
- (iii) the numbers of participants and people attending each event
- (iv) the times of day and duration of events
- (v) the days/dates of the events
- (vi) conformity to The Noise Council's "Code of Practice on Environmental Noise Control at Concerts", guidelines and recommended noise control procedures
- (vii) conformity to standards set by the council in relation to the existing external noise levels at the nearest noise sensitive properties.

The council has previously set standards in agreement with event organizers for lower noise levels than in Code of Practice on Environmental Noise Control at Concerts: published by the Noise Council.

People arriving, departing and in the vicinity

20. Applicants should demonstrate that appropriate measures will be taken to limit noise from patrons and staff entering and leaving the premises, and vehicles arriving, departing and in the vicinity to prevent avoidable noise disturbance to noise sensitive properties. The kinds of measures that may be used include:

- (a) Installation of an acoustic lobby with inner and outer acoustic doors, designed to prevent both sets of doors being opened at the same time, together with management arrangements to ensure this.
- (b) Signs and verbal advice to patrons to encourage them to limit noise as they wait outside and as they leave the premises.
- (c) Guidance to patrons on routes to take as they depart, to cause least disturbance.
- (d) Guidance to staff on their responsibilities to minimise noise from patrons as they arrive at and depart from the premises.
- (e) Guidance to staff to minimise noise from any activities outside and in the vicinity of the premises.
- (f) Arrangements for the calling of taxis, minicabs, cars or limousines from within the premises and for the collection of patrons by arrangement.
- (g) Arrangements with dedicated taxi, minicab, car or limousine companies to collect patrons in an agreed manner so as to minimise disturbance.

Deliveries, collections and servicing

21. The criteria relating to deliveries, collections and servicing are that the applicant must demonstrate appropriate measures that will be taken to limit noise from these sources and that these will prevent avoidable noise disturbance to noise sensitive properties. Such measures may include:

- (a) Ensuring that deliveries, collections and operational servicing are carried out between 07.00 and 19.00 hours, except where access at other times is unavoidable and specific procedures are in place to limit disturbance.
 - (b) Guidance to drivers to switch off engine during deliveries, collections and servicing, and to minimise other noise caused by their activities.
-

LP/16

EDITIONSM

FORM MG11

WITNESS STATEMENT

Statement of: Ryan Donovan

Age: 27

This statement (consisting of *One* page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true. I hereby agree that the statement therein can be used by The London EDITION Hotel as and when it is required.

Dated the: 03.05.2015

Signature:

My name is Ryan Donovan, and I'm employed The London EDITION hotel as Basement Host, since April 2013.

Approximately 12:40am outside the main entrance of The London Edition Hotel Mr Zafar Khalid approached myself and in house security in an aggressive manor and clearly intoxicated stating that a guest of The London Edition had urinated on his window. On closer inspection it became clear the perpetrator was not from The London Edition, I and the security team tried to reason with Zafar explaining that it had been confirmed it was not a guest of ours and he began to get more infuriated and disrespectful to the Edition employees. He stated he had been woken up although our Berners street / Eastcastle street security post has a clear view of Zafar Khalid apartment and it was clearly visible to see him watching a major boxing event in his front room.

This is all I know about this incident.

Signed by: Ryan Donovan

Witnessed: Mateusz Rudyk

Inc.041.27.03.2015

The London EDITION Hotel			
INCIDENT REPORT			
THIS REPORT MUST BE FORWARDED TO: THE DIRECTOR OF SECURITY			
CATEGORY: Non-Guest misconduct			
A. HOTEL DETAILS			
HOTEL: The London EDITION	ADDRESS: The London EDITION 10 Berners Street, London, W1T 3NP	TEL NO: 020 7781 0000	
PERSON COMPLETING FORM:			
POSITION & NAME: Mindaugas Babonas Security Officer	DEPARTMENT: Security	DATE OF REPORT: 27.03.2015	
B. DETAILS OF THE INCIDENT			
DATE OF INCIDENT: 27/03/2015		TIME OF INCIDENT LOSS/DAMAGE/THEFT (BETWEEN TIMES/DATES IF EXACT TIME UNKNOWN): 01:00am on 27/03/2015	
LOCATION - (EXACT DETAILS, FOR EXAMPLE ROOM NUMBER OR NAME): Lobby bar			
NATURE OF INCIDENT/THEFT/LOSS/DAMAGE (IE. DESCRIBE WHAT HAPPENED LEADING UP THAT EVENT)			
Approx. 01:00am Security Michael La Borde reported interaction on the Berners street. Please see 'findings' for investigation results.			
WITNESS/WITNESSES DETAILS (ANYONE WHO HAS EVIDENCE TO SUPPORT CLAIM OR DEFENCE OF CLAIM):			
WITNESS NAME	NATURE OF WITNESS (EMPLOYEE/GUEST ETC)	ADDRESS	TEL NO
Andrew Shannon	Employee	10 Berners Street	02077810000
Mantas Zaleckis	Employee (PPS)	10 Berners Street	02077810000
Lionel Morris	Employee (PPS)	10 Berners Street	02077810000
Dominic Prosser	Employee	10 Berners Street	02077810000
Michael La Borde	Employee (PPS)	10 Berners Street	02077810000
PHOTOGRAPHS TAKEN YES/NO (IF YES - DESCRIPTION): N/A			

EDITIONSM

ELECTRONIC LOCK AUDIT TAKEN (IF APPLICABLE) YES/NO (WHAT DOES IT TELL YOU)? N/A		
CCTV AVAILABLE YES/NO (WHAT DOES IT SHOW)? CCTV indicates guest in question inappropriate behaviour towards security and member of staff outside the hotel		
REPORTED TO POLICE: N/A	OFFICER REPORTED TO/DEALING: N/A	POLICE REPORT NO (LOG/INCIDENT NO.):N/A
POLICE STATION AND TELEPHONE NUMBER REPORTED TO: N/A		
DESCRIPTION OF ITEMS REPORTED LOST/STOLEN/DAMAGED (INCL BRAND/MODEL DETAILS): N/A		
DETAILED DESCRIPTION OF QUESTIONABLE PERSON/S (INCL. APPROX. HEIGHT, HAIR COLOUR, APPAREL DESCRIPTION, DISTINGUISHING MARKS): Male, IC1 (white) appearance, approx. 30 years old, in white tracksuit.		
OWNER OF PROPERTY LOST/STOLEN/DAMAGED: N/A		
NAME:	ADDRESS:	TELEPHONE NO.
n/a	n/a	n/a
C. HOTEL INVESTIGATION		
INVESTIGATION CARRIED OUT BY:		
FINDINGS:		
<p>At 27/03/2015 at approximately 01:00 am Security Control room been informed about interaction outside the hotel in a Berners Street. PTZ camera on a Berners Street been pointed to the scene immediately.</p> <p>As per witness statement of Michael La Borde, an incident occurred because of the guest in question, who spat in Dominic's Prosser face and been asked to leave. Once escorted outside the premises, the guest in question became aggressive and verbally offensive saying "he will cut our throats and come back to shoot us".</p> <ul style="list-style-type: none"> • 1 am CCTV indicates IC1 male, approximately 30 years old, in a white tracksuit leaving the hotel, behaving aggressive towards security personnel. • Male in question trying to come back to the hotel, but stopped by Lionel Morris (PPS). • Shortly after, white BMW (FX61 LPP) arrived to pick up the guest in question, with the assistance of Lionel Morris (PPS), aforementioned guest get into the car and left. <p>Outstanding:</p> <ul style="list-style-type: none"> • Witness statement of Andrew Shannon to be taken and incident to be updated accordingly. • Witness statement to be sign by Mantas Zaleckis. • Witness statement to be sign by Lionel Morris. 		
SIGNED: Mindaugas Babonas		DATE COMPLETED: 27/03/2015
D. MIRA REPORTED		

EDITION™

ONLY TO BE COMPLETED BY DIRECTOR/HEAD OF SECURITY

REPORTED: Yes/No & Date

NAME OF PERSON REPORTING:

MIRA NUMBER:

WITNESS STATEMENT

Statement of: Andrew Shannon

Age: 33

This statement (consisting of *One* page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true. I hereby agree that the statement therein can be used by The London EDITION Hotel as and when it is required.

Dated the: 27/03/2015

Signature:

My name is Andrew Shannon and I have been employed as nightlife supervisor at the London EDITION since January 2014.

During the night of Thursday 26th March one of my bartenders informed me he had received abusive language while serving a guest dressed in a white tracksuit. I informed security of the incident who proceeded to talk to the guest and inform them this was unacceptable.

The guest proceed to talk to Andrew at the top of the stairs to the basement in a derogatory manor. He was then asked to leave the premises.

As he left the premises he proceeded to spit in Dominik Prosser's face and be generally abusive to the security staff who guided him away from the building and to his waiting car.

Signed by: Andrew Shannon

Witnessed by: Mindaugas Babonas

WITNESS STATEMENT

Statement of: Dominik Prosser

Age: 39

This statement (consisting of *One* page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true. I hereby agree that the statement therein can be used by The London EDITION Hotel as and when it is required.

Dated the: 27/03/15

Signature:

My name is Dominik Prosser and I have been employed as a Nightlife Manager at the London EDITION since July 2013.

During the night of Thursday 26th March I was in the lobby of the hotel and was approached by a white male in a track suit complaining about not being allowed entry into the Basement. I told him we were full and he would have to wait.

After I spoke to him Andrew Shannon also on duty in the lobby told me he had been abusing bartenders that same night. After a half hour the male was aggressive towards Andrew from Pace Prestige and was asked to leave.

He protested and on the way out of the hotel he spat in my face as I was standing talking to another guest. I went inside to avoid any confrontation and the security team chased him into his car and away from the hotel.

Signed by: Dominik Prosser

Witnessed by: Mateusz Rudyk

WITNESS STATEMENT

Statement of: **Lionel Morris**

Age: 35

This statement (consisting of *One* page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true. I hereby agree that the statement therein can be used by The London EDITION Hotel as and when it is required.

Dated the: 27/03/2015

Signature:

My name is Lionel Morris, and I'm employed as Security Officer at Pace Prestige security since October 2014

On 27/03/2015 a young male who was involved in an incident inside the bar area, and was asked to leave the hotel. The individual started getting aggressive and began swearing at security and other guests within the hotel. I escorted the male out of the hotel and he spat at Dominic Prosser before walking away, I moved the male towards he's friend car and told him to move on, he began shouting again, and I plunge him into his friend car and shut the door for him to leave.

That's all I can say regarding this incident.

Signed by: Lionel Morris

Witnessed by: Mindaugas Babonas

WITNESS STATEMENT

Statement of: Mantas Zaleckis

Age: 28

This statement (consisting of *One* page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true. I hereby agree that the statement therein can be used by The London EDITION Hotel as and when it is required.

Dated the: 27/03/2015

Signature:

My name is Mantas Zaleckis, and I'm employed as Security Officer at Pace Prestige security since October 2014

On 27/03/2015 approx. 1am I was patrolling by the smoking area when I saw my colleague Lionel Morris trying to calm down aggressive person in question. Immediately I attended to the scene to support him.

While Lionel Morris was dealing with person in question, I was dealing with the people around who was involved, and calmed them down.

That's all I can say regarding this incident.

Signed by: Mantas Zaleckis

Witnessed by: Mindaugas Babonas

WITNESS STATEMENT

Statement of: Michael La Borde

Age: 42

This statement (consisting of *One* page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false or do not believe to be true. I hereby agree that the statement therein can be used by The London EDITION Hotel as and when it is required.

Dated the: 27/03/2015

Signature:

My name is Michael La Borde, and I am employed as Security Supervisor at Pace Prestige security since October 2014.

I was situated on the front door of the hotel when Andrew Roberts called me on the radio for assistance with the removal of a male guest. I called Lionel Morris on the radio and asked him to assist Andrew with the matter. I was on the front door with Dominik Prosser and Masoud Ali on Green Level Threat. Lionel escorted the IC1 male out of the front door and as he did the male spat in Dominik's face. Lionel escorted the male to his car. The male said he was going to cut our throats and come back and shoot us.

That's all I know regarding this incident.

Signed by: Michael La Borde

Witnessed by: Mindaugas Babonas

LP/13

Francis Keegan
Assistant Service Manager
Licensing Enforcement
Premises Management
Tel: 020 7641 3385
Fax: 020 7641 3436
Email: fkeegan@westminster.gov.uk



Incident/accident Report

Name and role of person completing this form: MICHAEL LA BORDE
Signature of person completing this form: <i>M. LaBorde</i>
Date: 4/4/15

Incident/accident
Date and time of incident/accident: 4/4/15 01.57
Name/s of person/s involved in the incident/accident: MICHAEL LA BORDE CHRIS JOHNSON
Description of incident/accident: At around 0157 a City of Westminster van pulled up at the front doors. I was adjusting the ropes and ports for the exit of our guests from the basement. Three people came out of the van 2 males and 1 female. The 1st male asked me what my role was? He didn't introduce himself who he was. I explained I was security for the basement downstairs. with he asked me where my badge was and I explained it was on my person and it was a CP badge. He asked me ^{why} it wasn't on display and I simply asked him what if I were

P.T.O

Witnesses (include contact details): CHRIS JOHNSON
--

Reporting of the incident/accident	
Incident/accident Reported to: MARCUS KALIKOWSKI	Date: 4/4/15

How (this form, in person, email, phone):

Radio

Description of actions to be taken:

A report was made by myself and footage from CCTV logged.

looking after a client, I understand it doesn't have to be on display. He then asked me who my client was and I in return replied even if I was looking after a client I was under the assumption I didn't have to disclose those details. He immediately asked for the General Manager, I said please come inside. Dominik Prosser shortly came to the front of the hotel and I explained to him what happened. I was asked by Dominik to come inside as the gentleman wanted to see my badge. After making sure outside was the hotel was quiet I made my way inside. After Dominik had shown me a business card for the gentleman. I showed him my SIA badge and he took my name and badge no. I returned to the front door. He informed me he was going to report me to the SIA for not wearing my badge. I returned to the front door then came back for his business card. At no point did he or his colleagues introduce

Fitzrovia Watch**Meeting Date; 22.04.14**

Agenda

Fitzrovia is currently rated as an 'stress area'. Council talking about extending this area up to Goodge Street. Climate considered to be more aggressive/less respectful than a couple of years ago.

1. Open discussion on the need for an organisation to represent licenced properties

Starting out small as help for the neighbourhood, once this is running the Fitzrovia watch can expand with more properties and different types of licensed venues all working together, such as: clubs, bars, hotels, pubs and restaurants. A 'united front' considered to have a stronger voice than each venue individually.

2. Ways in which we can help each other:

Sharing information – banned lists, CCTV footage, scams, fake ID's, keeping logs on noise/disturbing activities. Communication via radio during night-time suggested. Whatsapp group (or similar) to be created straight away to be able to keep in touch and update each other on problems and suspect behaviour.

Ice Blue medicals – Ambulance and paramedic on call
Stuart Honey – 07724715393
£26-£30 per hour, minimum of 5 hours per shift

3. Current issues facing us as individual; properties and as licence premises in Fitzrovia

Scams, theft, crowds – not enough support from police and council. Resident neighbours – noise complaint.

4. Need for uniformed patrols

A service paid by the Fitzrovia watch team on busy nights – Lance to provide quote. Patrolling the area and reporting straight to the police and secondary to the Fitzrovia watch team.

5. Current dealing with resident organisations.

Project and Libertines are facing away from residents – main problems are cars moving in the resident area because of the clubs which lead to some complaints. Resident from York House was mentioned in regards of filming on east caste street during night.

6. Any other business

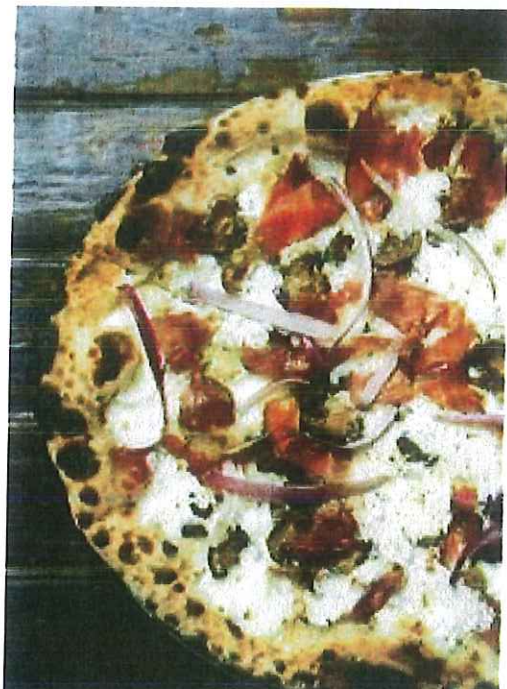
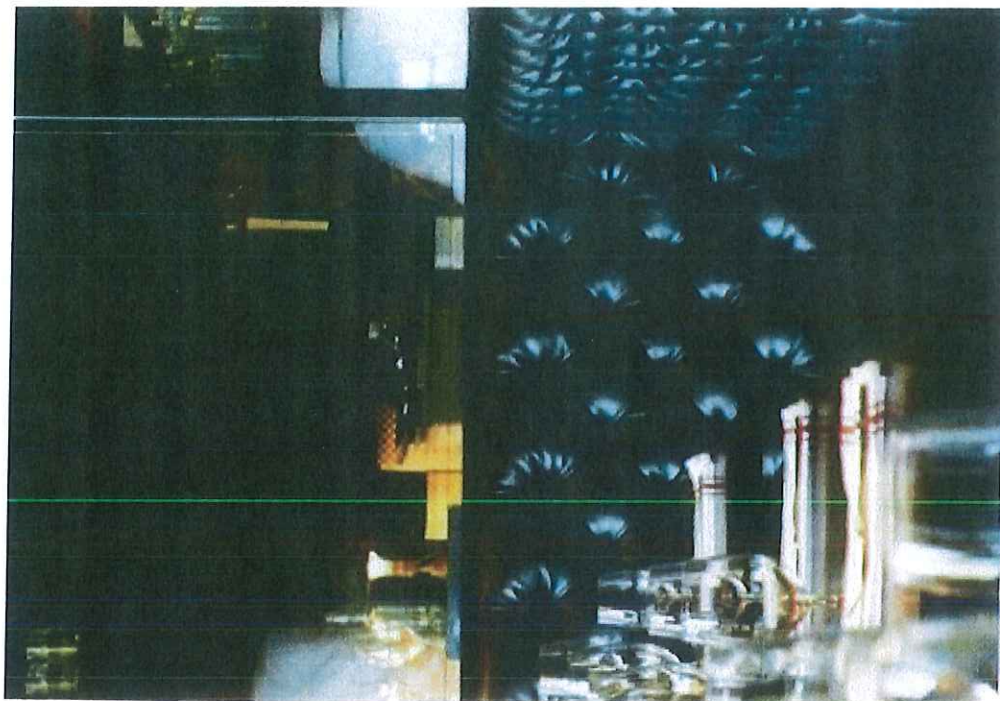
Alex concerned about having a formal watch group as that might lead to more pressure from police and council. Suggesting that going together as an united front might seem as if there is a big problem. Lance suggestion is for each venue to bring up questions and concerns with Julian.

7. Next meeting?

A meeting once a month suggested but no date confirmed.

Best,
Eve

LP/20



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EDITIC

OPPORTUNITY

The Basement LDN concept has been extremely successful in creating the kind of excitement, buzz and relevance that has built the reputation of the hotel in the market. The activation of the Basement at night has been a key component in the success of the other beverage focused venues in the hotel – specifically the Lobby Bar and the Punch Room. Though a different crowd was attracted to the Basement, the activity from these guests gave the hotel a distinctive energy and excitement that made the cash registers ring throughout the property.

42
While pressures from local residents and the specifics of the hotel's liquor license for this space make the continuation of night club programming impossible, EDITION feels that having another nightlife venue on property is essential for the overall success of the hotel. For that reason, we recommend a shift to the concept that follows.

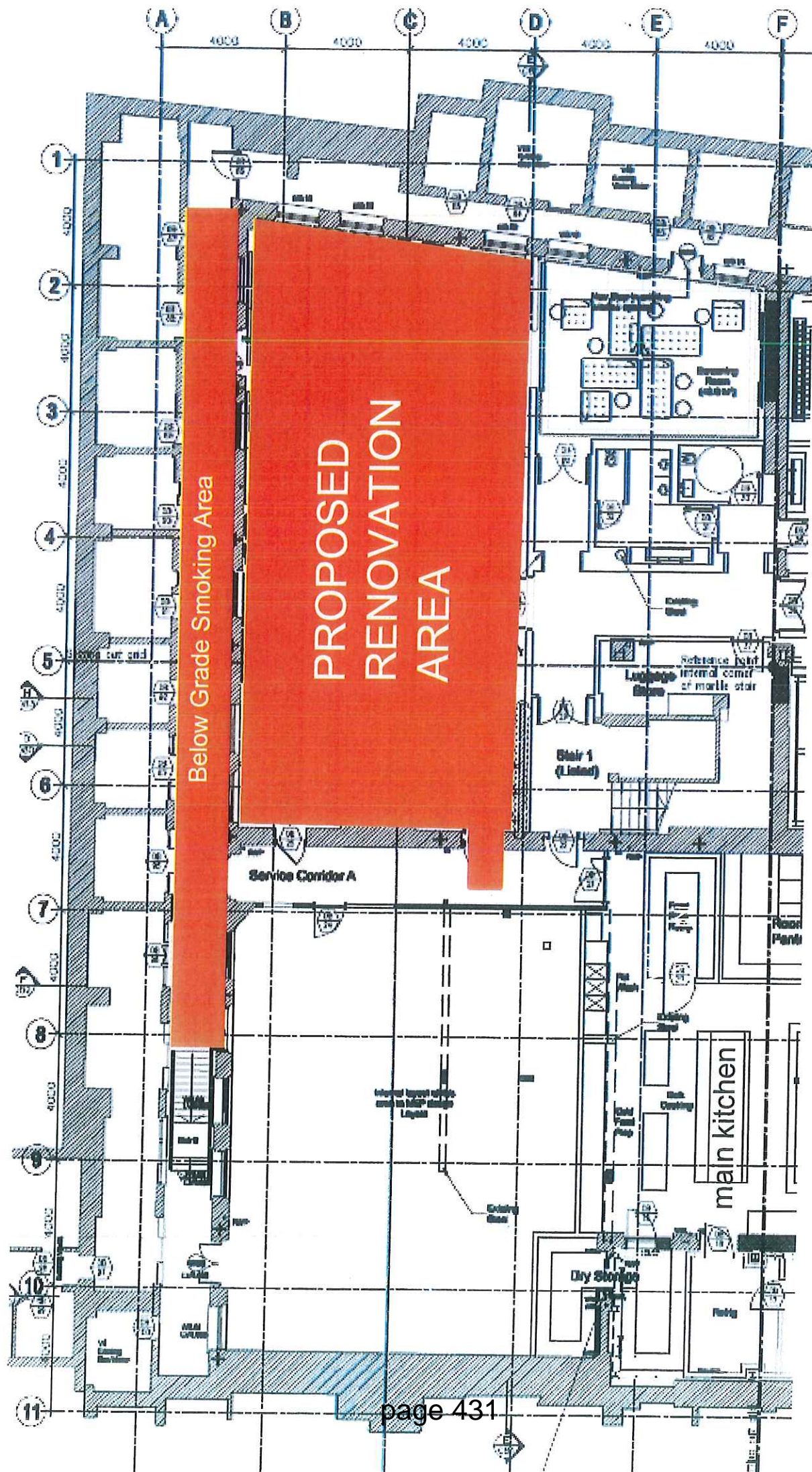
CONCEPT

EDITION proposes transforming the Basement space into a contemporary nightlife and cocktail venue with amazing food that has not yet been seen in a London luxury hotel. Young, dynamic, unexpected, and enchanting in its own unique way, the new concept will engage a slightly edgier and emerging demographic than is currently attracted to the other food and beverage offerings in the hotel. With an informal 'speakeasy-style' vibe, the wait staff will complement the feel of the venue with casual and sexy uniforms and high-touch, high-energy service.

The new Basement concept will feature between 75-80 seats and be open from 5 pm until 1 am. This venue will feature table service at a series of booths and a la carte tables, with limited seating at the bar. The menu will feature a carefully chosen selection of small plates, gourmet pizzas, seafood and grilled items from the hotel's award-winning culinary team. The beverage list will offer up an innovative selection of cocktails made with a boutique collection of spirits, wines by the glass, and craft beers hand-selected by our in-house team of experts.

A credible, fun and relevant roster of entertainment on select nights will also be a part of the weekly programming. However, the kind of talent that will be sourced would be 'cocktail appropriate' and completely different than for a high energy dance club. The nature of the new concept should change the look and feel of the crowd and still attract an emerging demographic that complements (without cannibalizing) the rest of the hotels offerings.

PROPOSED BASEMENT FLOOR PLAN



RENOVATION DETAILS

Scope: The proposed renovation would replace the existing BasementLDN nightlife/events venue on the lower level of the hotel with a food and drink venue not normally seen at a luxury hotel, and not in direct competition with anything we do upstairs, although it certainly would appeal to our current clientele looking for a difference, creating a loyal following

Seat Count: Table Seating: 75-80 Seats
 Bar Seating: 10 Seats

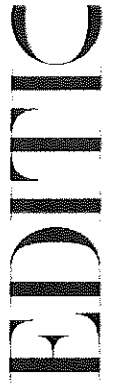
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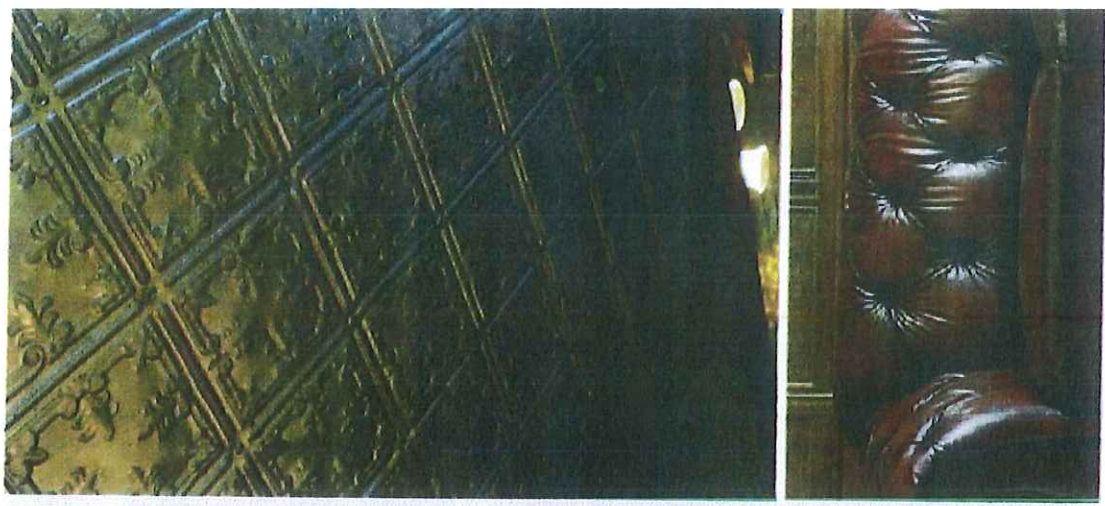
Hours of Operation: 5 pm – 1 am 5 nights a week.

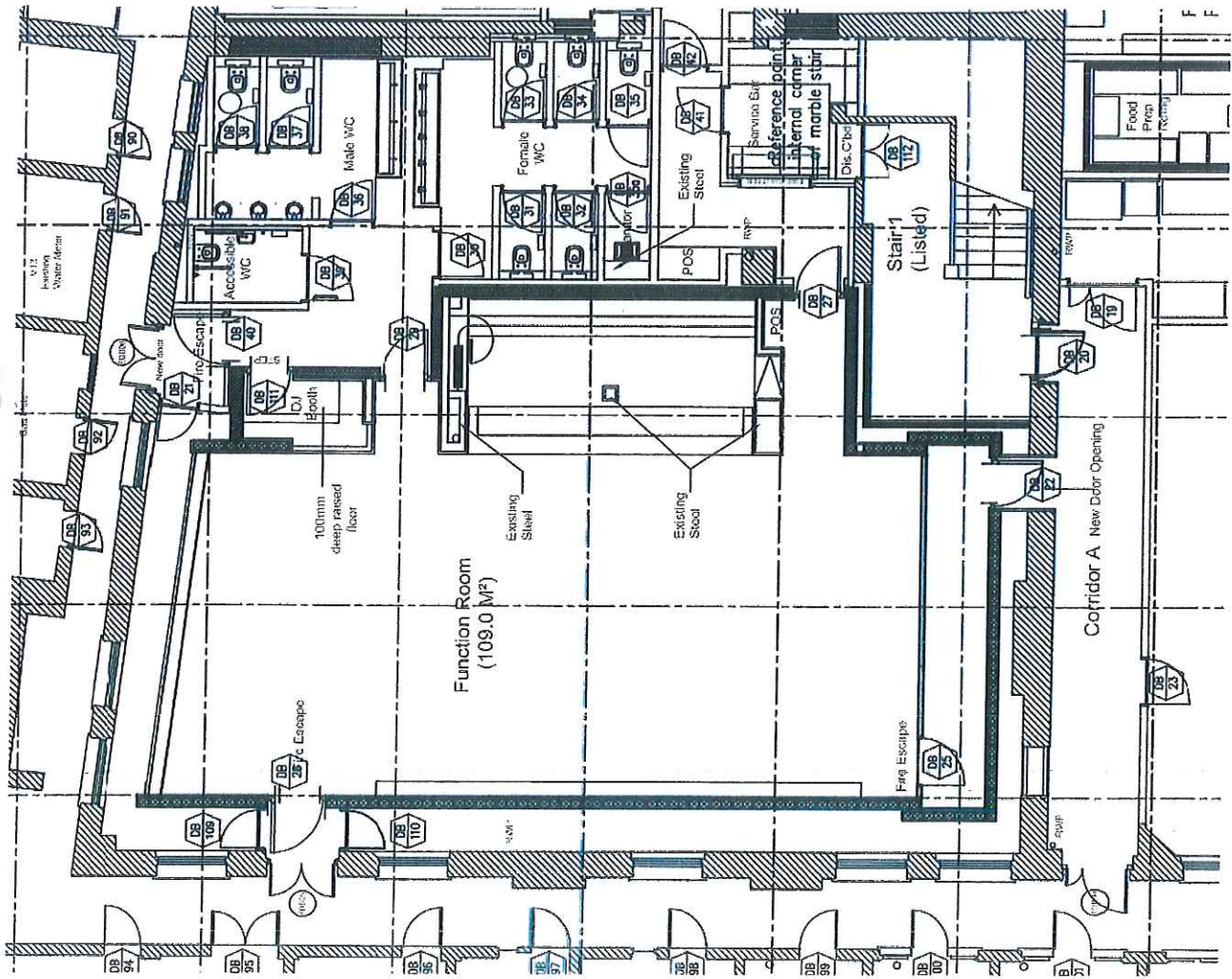
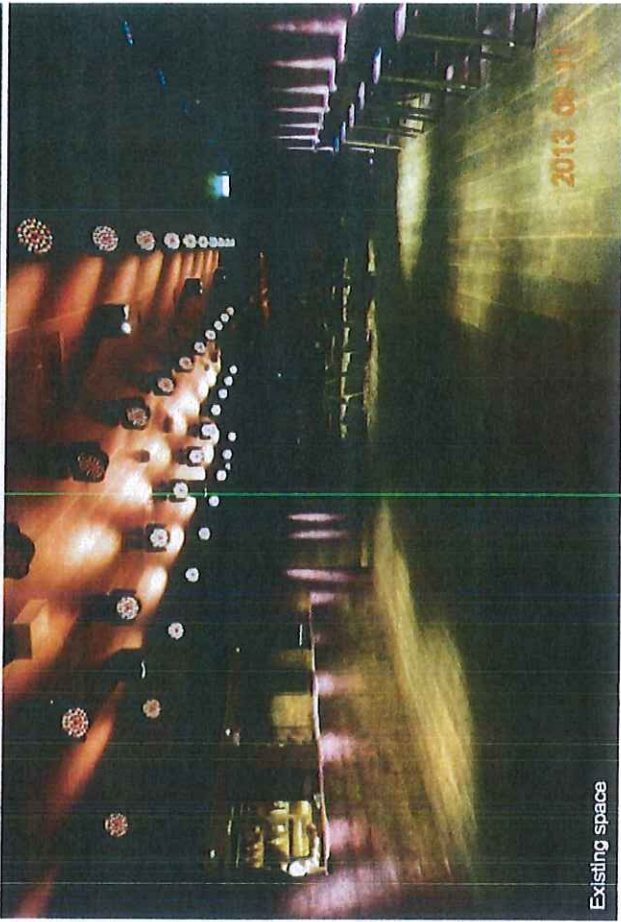
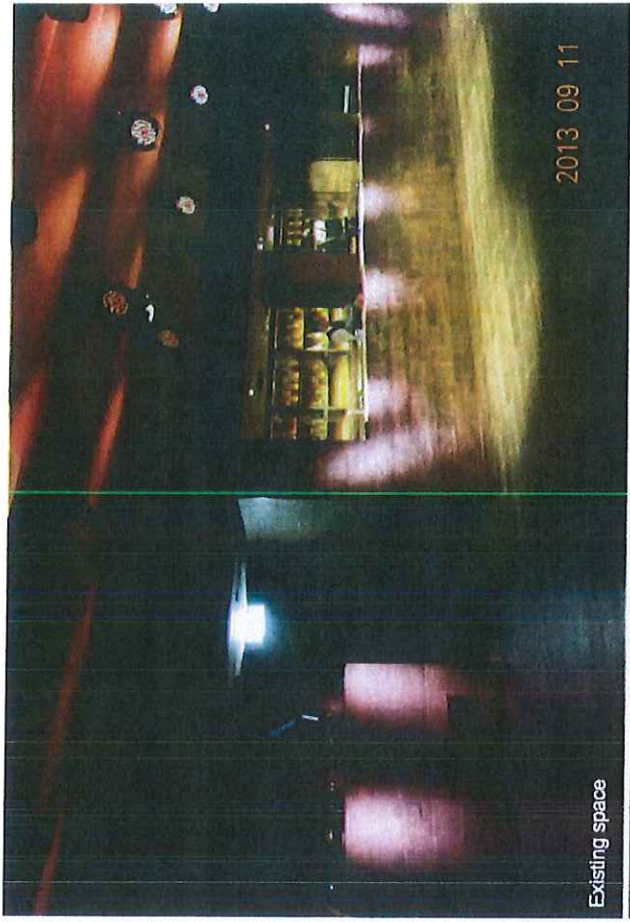
This may change to 7 nights based on success, and lunch service if there is a demand in the future

The renovation will require the following changes to the existing operation:

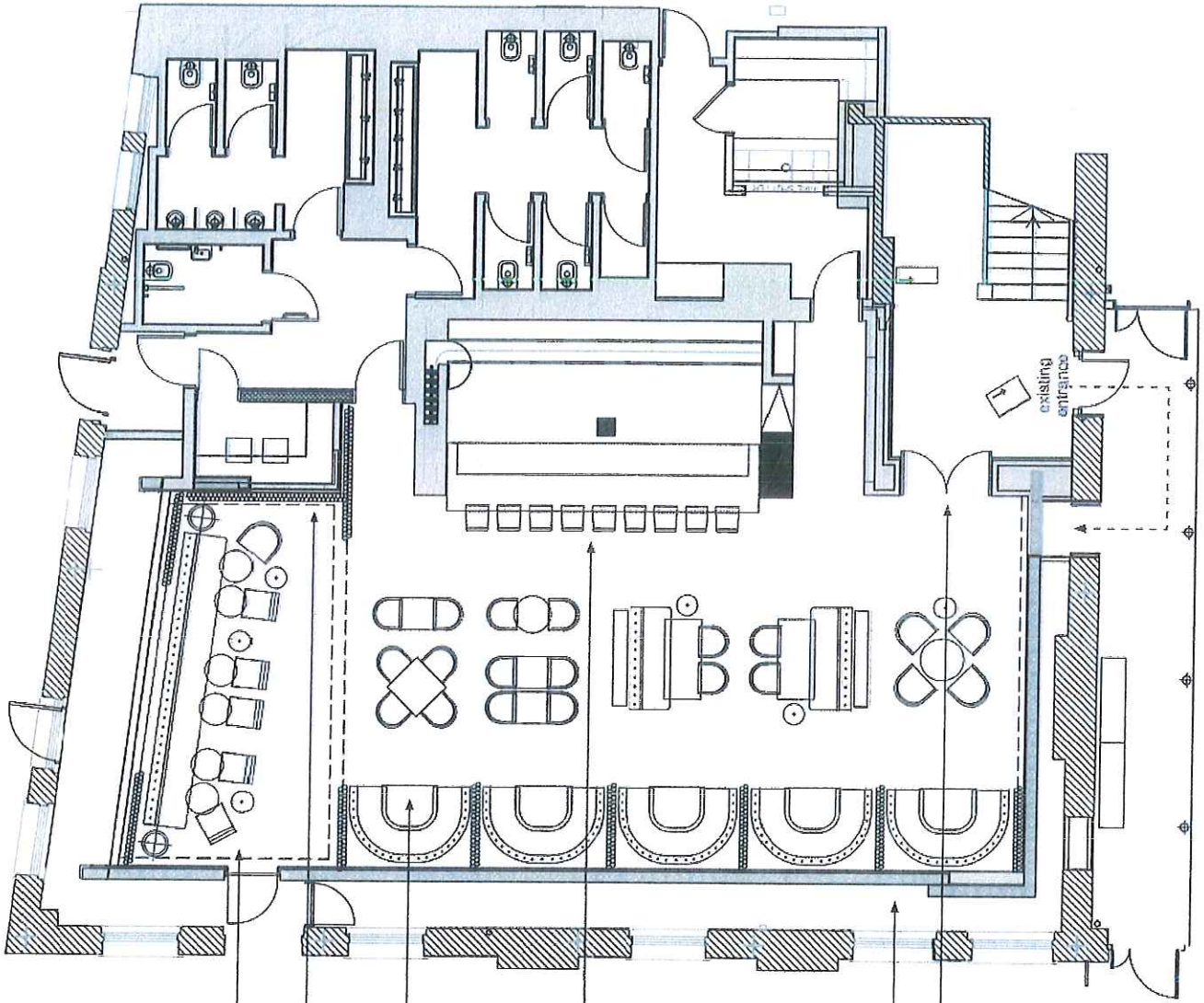
- 1) A modification or removal of the existing box-within-a-box glass walls
- 2) The installation of a basement level smoking area on the exterior of the building
- 3) The addition of a hot line close to the basement level kitchen area with concept appropriate equipment
- 4) The extension or replacement of the bar top to allow for counter seating (current bar will remain in place with a few minor design changes)
- 5) The removal and resale of performance venue lighting equipment, and large scale nightclub speakers







RENOVATION DETAILS



Possible raised area with removable furniture, to act as VIP seating and performance stage when required.

DJ station remains. Concealed with drapes when not in use.

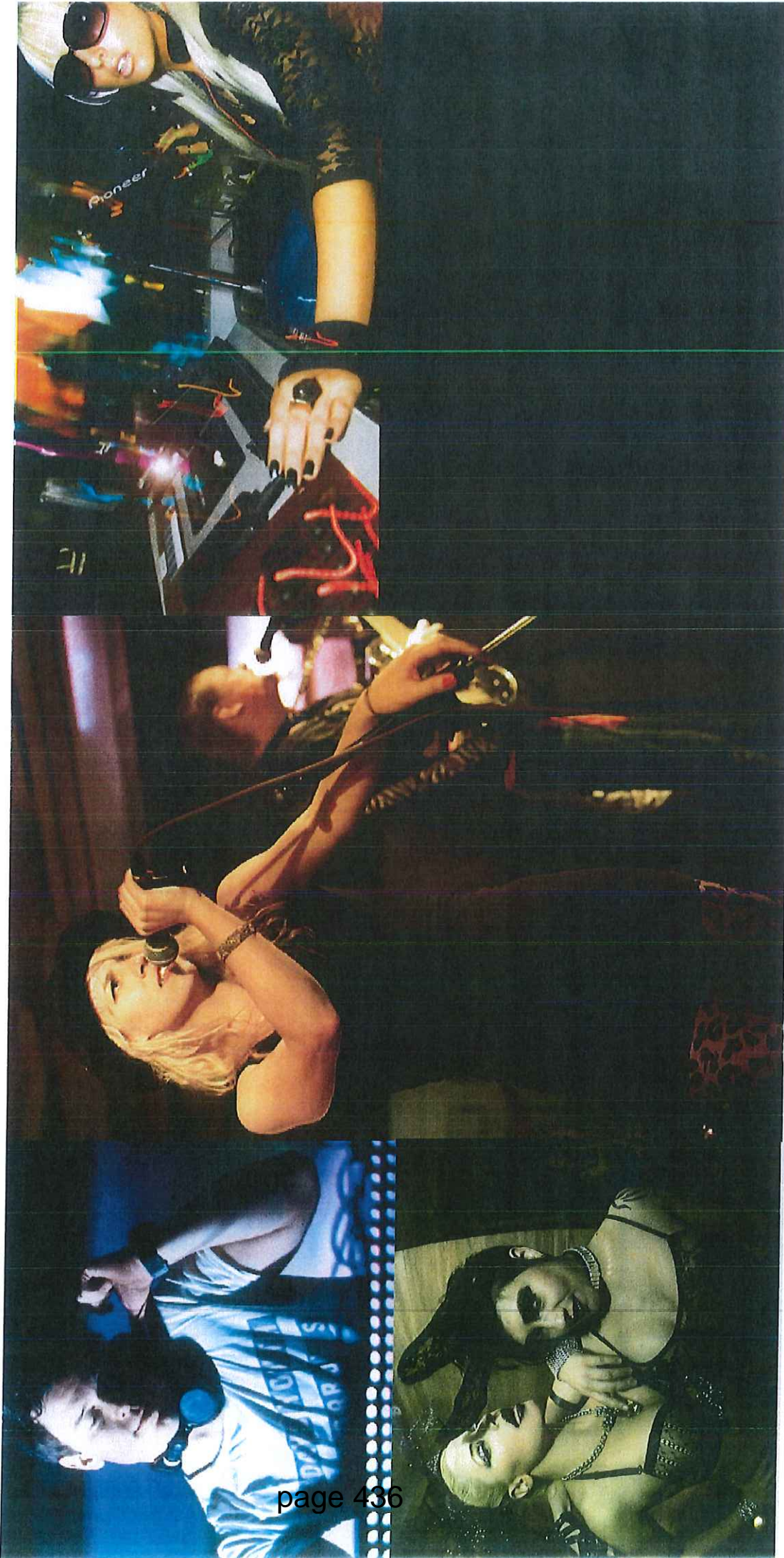
F&E plan in progress:

Considering a combination of low and lounge-height seating. Possible booths and/or banquettes mixed with sofas to create an eclectic 'speak-easy' mix. Drapery breaks up the space and creates more intimate seating areas.

Bar counter overhang created to allow for bar seating

Existing glass wall removed

New entrance



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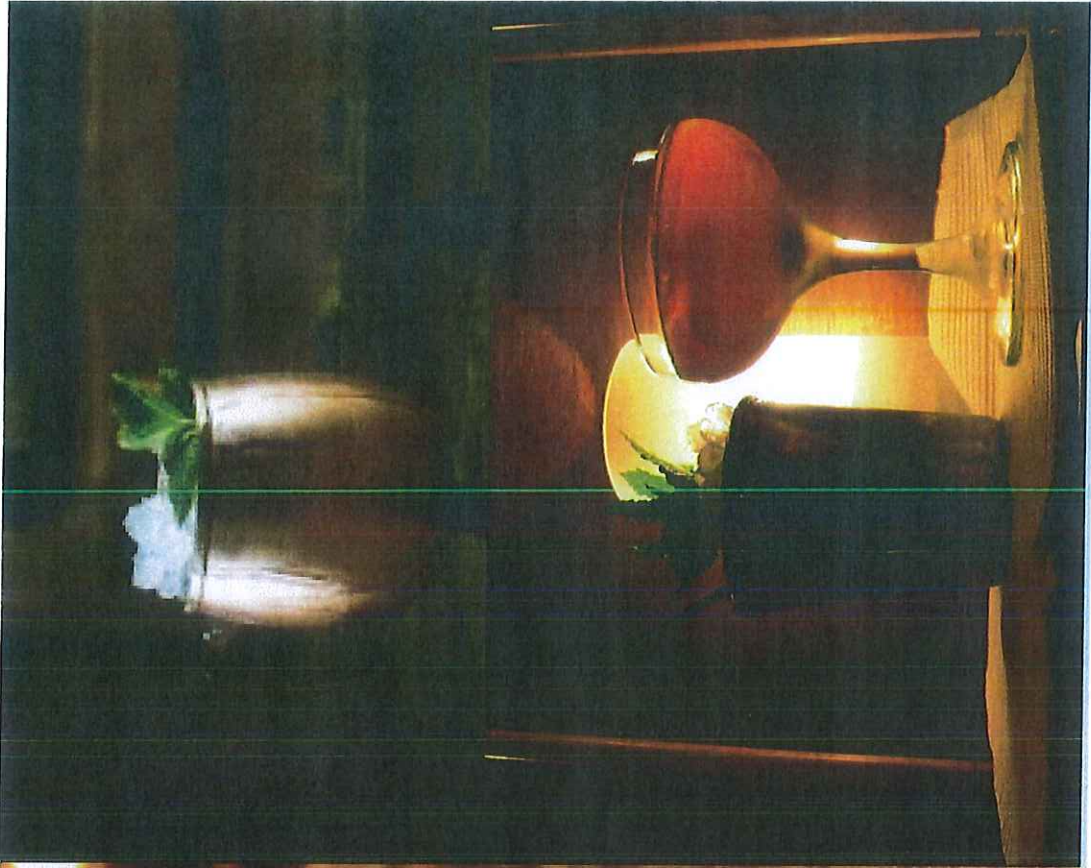
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DRAFT MENU

PIZZA

Sourdough base, wood fired

Green garlic, pesto, mozzarella,

Cumbrian ham £12

Kebab!

Slow cooked lamb, feta, garlic sa

pickled jalapenos, salad £14

Cheese and onion

Mozzarella, taleggio, Lincolnshire

poacher, caramelised onion, sala

Millionaire's pizza

Wild mushroom, seared foie gras

brie de meaux £18

No base!

Flattened chicken, peppers, chori

onion, rocket, ricotta £17

SEAFOOD AND FISH

Scallop crudo, jalapeno, yuzu, green

apple £8

BBQ king crab, Wasabi yoghurt,

cucumber £9

Butterfly mackerel, romesco, spicy

ketchup £9

MEAT

Spicy chicken, crème fraiche, chilli £8

Smoked pork belly, togarashi pepper,

maple glaze £8.5

Grilled skirt steak, smoked garlic

salsa, pickled onion £10

Chargrilled quail, peach, black radish £10

PIZZA

Sourdough base, wood fired

Green garlic, pesto, mozzarella,

Cumbrian ham £12

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No base!

Flattened chicken, peppers, chori

onion, rocket, ricotta £17

CONSIDERATIONS

As with any re-concepting exercise, the scope of the project will be dependent on the timeline and available budget. The property team is in the process of conducting the appropriate due diligence around the following key issues, with a target date of opening Spring 2016. Current project completion estimates require us to close the Basement venue for works December 31.

STRUCTURAL ENGINEERING: Depending on the available funding and design direction, it may be advantageous to alter or remove existing walls to open up the space to create additional revenue-generating seating space.

Net Steps: The hotel team has engaged internal MI resources to determine the available construction-related options for the space and there are two options that the structural engineer has given us, allowing a (partly) visible kitchen.

KITCHEN EQUIPMENT: We will need to provide the appropriate kitchen infrastructure for the new venue. With the demands of Berners Tavern and room service bursting at the seams, the existing kitchen does not have the capacity to take on the production of an additional menu. The level of sophistication of the food concept we can deliver in the basement space will be dependent, to some degree, on the kind of equipment we are able to deliver.

Next Steps: The hotel's kitchen equipment company that was used for the other hotel spaces has quoted an estimate of kitchen equipment costs.

MEP: An MEP expert has been engaged to determine the feasibility of adding cooking equipment to the basement level.

NEXT STEPS: The designated local designers will engage with the MEP expert and structural engineer to determine exact needs for the project. The largest task will be to determine where the exhaust/extraction will exit the building, and whether this requires a more complicated or easy application for planning permission. All other MEP requirements seem reasonable and feasible at this point in time

CONSIDERATIONS (continued)

INTERIOR DESIGN: Ian and his design team have been engaged to provide initial design direction, consulting services and approval of the look and feel of the venue. The team has provided a first proposed design. They have pulled reference images and concept photos for the project. They will deliver concept sketches and enough design direction and documentation for a local design/build firm to pull through the desired look and feel of the space.

Next Steps: The property team will work with ISC and will identify a preferred local contractor required to execute the vision. The EDITION brand office will liaise with ISC on the partially visible kitchen concept requested by property.

FEASIBILITY AND PROJECT FUNDING: After the initial stage of determining feasibility of the project, ADIA will need to be formally engaged to give the required approval of the project.

Next Steps: Establish an overall total cost estimate of the project and the ROI. Continent team to engage ADIA. Consult with local design company and engage with a local project manager.

A formal application for planning permission will then need to be submitted to the local council, ideally in August/September, before September 17.

We will engage with our licensing lawyer on the new concept to determine what exact costs are involved once the concept and project has been approved.

CONSIDERATIONS (continued)

CONSTRUCTION ESTIMATES: The total costs of realizing the new concept will need to be determined by the architect/design team tasked with pulling through the vision. These costs will need to be vetted based on the architect and the property team and brand team will need to conduct any value engineering exercises required to meet the project goals.

Steps: Determine estimates of costs, in 1000's GBP:

Architect:	£
Interior design:	£
Product design:	£
Construction work:	£
Professional application fees:	£
Professional fees:	£
Professional fees ISC:	£
Project manager:	£
Professional fees:	£
Professional fees:	£
SUBTOTAL	£

Before Licensing Sub-Committee 4 of Westminster City Council

For the Licensing Sub-Committee Hearing on 17 September 2015

The London EDITION, 10 Berners Street, London W1A 3BE

Application for Review of Premises Licence Number: 13/06844/LIPDPS

Name: Mr Dominik Prosser

DOB: Over 18

Address: Flat 30, 236 Dalston Lane, London E8 1LX

Occupation: Function Room Events Manager

WITNESS STATEMENT OF DOMINIK PROSSER

Experience & Qualifications

1. My name is Dominik Prosser. I reside at Flat 30, 236 Dalston Lane, London E8 1LX. I was born on 27th April 1975.
2. I have 20 years' experience of working in licensed premises.
3. I am currently the Function Room Events Manager for The London EDITION Hotel, 10 Berners Street, London W1A 3BE ("the Premises") and have been since 2013.
4. Personal License Number : 05-910046-2
5. During my 20 years working in licensed premises I have held a variety of roles:

5.1 2000 – 2013 Programme Manager for The Notting Hill Arts Club

- Booking and Managing DJs and Live music
- Managing the door of the club and artists during opening hours
- Protecting the license of the club

5.1.1 During my time working at the Notting Hill Arts Club I was instrumental in the setting up, and the running of, the Notting Hill Gate Improvements Group, and the Notting Hill Pubwatch. I also attended Notting Hill Planning Meetings and Crime Reduction meetings.

5.2 2009 – 2013 Consultant to Festival Republic and other festivals in England and Europe

- Stage Manager for outdoor and indoor festival stages
- Venue Manager for outdoor stages
- Production Manager for entire festival

5.3 2009 – 2015 Tour Manager for bands and performers in Europe and America

- Booking and facilitating travel and logistics for multi stop tours including Visa applications

Facilitating live performances in festivals and clubs

5.4 In addition to the above I also co- own a café called the Wilton Way Café from premises at 63 Wilton Way, London E8 1BG.

The Premises Licence

6. The London EDITION operates under a Premises Licence granted by Westminster City Council. The original reference is 12/00691/LIPN. The current reference for the Premises Licence is 13/06844/LIPDPS. A copy of the Premises Licence is exhibited to my colleague Lance Perkin's witness statement, which I have read. The Premises Licence Holder is Green Agate D 2010 Ltd of Equity

Trust House, 28 – 30 The Parade, St Helier, Jersey JE1 1EQ (“the Premises Licence Holder”).

The Function Room

7. The London EDITION’s function room is an eclectic venue with custom lighting by Patrick Woodroffe. It features a full bar and state of the art audio-visual systems, making it ideal for film screenings, fashion shows and product launches.
8. I would refer the sub-committee to Conditions 41 – 43 of the Premises Licence, which I set out below:

41. The hours for Licensable Activities shall be:

Regulated Entertainment – Monday to Sunday 09:00 – 01:00

Sale and Supply of Alcohol – Monday to Sunday 09:00 – 01:00

Late Night Refreshment – Monday to Sunday 23:00 – 01:00

except for:-

- a) Hotel residents and their guests, which shall be limited to 5 persons
 - b) Person’s on the proprietor’s personal guest list up to a maximum of 30, a list of which shall be kept at the entrance to the function room for inspection by a police constable or authorised licensing officer.
 - c) Persons attending a pre-booked event on a Thursday, Friday and Saturday when licensable activity is extended to 2:00am
42. The number of persons permitted in the function room at any one time shall not exceed 220 (excluding staff) or such lesser numbers as agreed with the licensing Authority on removal of works condition.
 43. There shall be no direct access from the street to the Function Room; patrons must gain access through the lobby.

9. In relation to the above I would say that the London EDITION complies with all of the conditions attached to the Premises Licence in relation to the Function Room. Events which take place there are pre-booked with the hotel and I

exhibit at **DP/01** price lists for use of the function room. All of the events that take place in the function room are guest list only and I exhibit as DP/02 two examples of guest lists from events held in the Function Room. It is not an allegation that forms part of the Application for Review but I can confirm that the Function Room is accessed via the Lobby at all times.

10. One of the allegations that is levelled at the Premises Licence Holder is that the Function Room is used as a nightclub. This is not the case. As mentioned previously, events are always privately pre-booked in accordance with the Premises Licence. I would also refer the sub-committee to the following events which took place in the Function Room between January 2015 and September 2015, which could absolutely not be characterised as “nightclub” events:

- 11th Jan – Pretty Green Mens Fashion week Presentation
- 26th Jan - Meeting for AT Kearney
- 27th Jan – Yoga Session and launch for ‘Love Beets’
- 1st Feb – Staff Xmas Party for Mews of Mayfair
- 2nd Feb - Meeting for AT Kearney
- 3rd Feb – Listening Party for XL Recs
- 5th Feb – Egencia Meeting
- 9th Feb – 12th Feb – 2 Squared showroom
- 4th Mar – Zibrant Meeting
- 11th Mar – Unilever Event
- 12th Mar – Facebook Meeting
- 24th Mar – Nike Meeting
- 31st Mar – Screening for Roundel
- 2nd Apr – Puss Puss Magazine Launch

- 13th Apr – AT Kearney Meeting
- 15th Apr – Virgin Meeting
- 19th Apr – 23rd – Spies & Sprechen Internal Marriott training
- 25th Apr – 27th Apr – House of Voga Session
- 10th Jun – Cancer Research UK Event
- 11th Jun – Roche Meeting
- 13th Jun – House of Voga Session
- 17th Jun – Virgin Atlantic Meeting
- 23rd Jun – Vinyl Factory Event
- 24th Jun – Photo Shoot

11. I would also refer the sub-committee to the records of numbers attending the Function Room as evidence that it is not a nightclub. Those records can be found within the nightlife summaries exhibited to Mr Perkins witness statement. For example, on 20 March 2015 there were a maximum of 52 people in the Function Room. 20 March 2015 was a Friday night. More recently on 12 June 2015, there were a maximum of 124 people in the Function Room. Again, 12 June 2015 was a Friday night.
12. I exhibit as DP/03 a procedure note that I drafted regarding patrons exiting the Function Room.

Mr Zafar Khalid

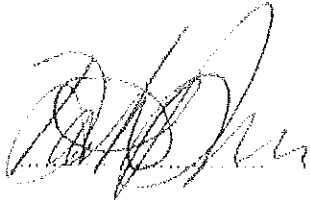
13. I have read the Application for Review of the Premises Licence. I have also read Mr Perkin's witness statement which deals with the specific incidents referred to therein. I concur with the views expressed by Mr Perkins.
14. I have had numerous dealing with the Applicant. I am the recipient of the text messages sent by the Applicant.

15. I have always found the Applicant to be courteous in his complaints, but I would reiterate the point made by Mr Perkins that it is commonplace in the hospitality, and certainly the hotel industry, to make an apology to an unsatisfied individual even where it is not entirely clear what the apology is for. I have been involved in the review of the London EDITION's evidence following receipt of the Application for Review. Having reviewed the evidence I share Mr Perkin's view that many of the incidents attributed to the London EDITION hotel were not, in fact, attributable to the London EDITION hotel by virtue of the fact that they were caused by members of the public, or traffic that was not in any way connected with the London EDITION hotel or any of the events taking place in the Function Room. Where incidents were attributable to the London EDITION hotel they are properly recorded in the nightlife summaries as exhibited by Mr Perkins.

Summary of steps taken by the London EDITION hotel

16. I commend to the sub-committee the list of steps taken by the London EDITION hotel set out within Mr Perkin's witness statement. I was party to, and heavily involved in, the implementation of many of the proactive steps taken by the London EDITION hotel before and during the Application for Review.
17. I understand that the London EDITION have decided to reconceptualise the Function Room. I am saddened by this as I think the Function Room was an excellent and well managed space.
18. I understand in the new concept for the Function Room, is a food-led cocktail venue as described within Mr Perkin's witness statement.

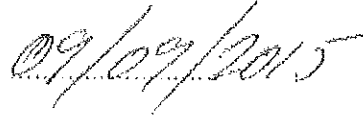
I believe the facts in the above statement to be true.



Mr Dominik Prosser

Function Room Events Manager

The London EDITION Hotel



Date

BASEMENT PRICING FOR EVENTS

Daytime room hire of £2000, with consumables on top.

Monday through to Sunday - 8am-6pm

For the hire fee the set staffing level is;

1 manager, 2 barmen, 1 waiting staff, 2 bar backs, 1 host

Any additional staff at £15 per hour per staff member

Door picker at £150

Any security required are charged at £25 per hour

Any technical support required; £200 starting fee for lighting and starting £200 for sound/dj

Evening room hire of £2000, with a minimum spend of £6000, or £8000 total

Monday through to Wednesday - 7pm-1am

Thursday through to Sunday are regular BASEMENT events and are not to be moved for private hires.

For the hire fee the set staffing level is;

1 manager, 3 barmen, 2 waiting staff, 2 bar backs, 1 host

Any additional staff at £15 per hour per staff member

Door picker at £150

Any security required are charged at £25 per hour

Any technical support required; £200 starting fee for lighting and starting £200 for sound/dj

Any additional AV or event related catering equipment required is to be charged to the client.

All clients will agree to T's & C's, in regards to social media and any other external promotion of the event, pre or post.

The final sign off on any event is to be finalised by the Hotel Manager and Director of Bars.

Events Budget & Pricing 2015

Quenier	Q1			Q2			Q3			Q4		
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
Quenier Total	£70,385.00	£70,385.00	£70,385.00	£70,385.00	£70,385.00	£70,385.00	£70,385.00	£70,385.00	£70,385.00	£70,385.00	£70,385.00	£70,385.00
DR Hire	£46,180.00	£50,113.00	£50,113.00	£46,180.00	£45,120.00	£71,100.00	£31,151.00	£13,149.00	£65,180.00	£57,120.00	£72,000.00	£54,015.00
DR Hire				ATK				2014 REFURB	ATK/FLY		ATK	MMAS
LY Acquires	£42,205.25	£30,272.70	£24,250.25	£1,559.93	£37,257.9	£54,421.01	£25,180.28	£4,786.50	£57,981.88	£51,852.01	£66,424.33	£49,359.52

STUDIO 1/DR	Q1			Q2			Q3			Q4		
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
DR Hire	£750-£800	£700-£750	£550-£750	£700-£750	£750-£800	£700-£800	£700-£750	£550-£650	£750-£800	£750-£800	£700-£800	£900-£1000
DR Hire	£550-£700	£400-£550	£400-£550	£500-£650	£650-£700	£650-£700	£500-£600	£250-£300	£650-£700	£650-£700	£550-£700	£700-£800
1/2 Day Room Hire	£400-£500	£300-£400	£200-£400	£300-£400	£400-£500	£400-£500	£300-£400	£200-£300	£400-£500	£400-£500	£400-£500	£500-£600
Evening Dining Hire												

STUDIO 2	Q1			Q2			Q3			Q4		
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
DR Hire	£900-£1000	£800-£900	£750-£850	£850-£950	£900-£1000	£800-£900	£700-£800	£600-£700	£900-£1000	£1000-£1200	£1000-£1200	£950-£1100
DR Hire	£600-£700	£500-£600	£450-£550	£550-£650	£600-£700	£500-£600	£400-£500	£300-£400	£600-£700	£600-£700	£500-£600	£600-£700
1/2 Day Room Hire	£700-£800	£600-£700	£500-£600	£600-£700	£700-£800	£600-£700	£500-£600	£400-£500	£700-£800	£800-£900	£800-£900	£700-£800
Dining Hire	£550-£650	£500-£600	£450-£550	£550-£650	£600-£700	£500-£600	£400-£500	£300-£400	£600-£700	£600-£700	£500-£600	£600-£700

BASEMENT	Q1			Q2			Q3			Q4		
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
Day Hire (From 10am to 4pm)	£1000-£1500	£2,000	£1,000	£2,000	£1,500	£1,000	£900-£950	£900-£950	£1,000-£1,200	£1,000-£1,200	£1,000-£1,200	£950-£1,100
Evening Hire AND	£1000-£1500	£2,000	£1,000	£2,000	£1,500	£1,000	£900-£950	£900-£950	£1,000-£1,200	£1,000-£1,200	£1,000-£1,200	£950-£1,100
Mini Spend	£4000-£5000	£6000	£4,000	£5,000	£5,000	£4,000	£4,000	£4,000	£5,000	£5,000	£5,000	£5,000-£5,000

Day Hire	Q1			Q2			Q3			Q4		
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
DR Hire	£1,000	£1,000	£1,000	£1,000	£1,000	£1,000	£1,000	£1,000	£1,000	£1,000	£1,000	£1,000
Evening Mini Spend	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000
Evening Mini Spend	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000
Evening Mini Spend	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000	£2,000

Additional Items	Q1			Q2			Q3			Q4		
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sept	Oct	Nov	Dec
Flip Chart												
LCD Projector & Screen												
Conference Phone												
Podium												

DR PACKAGE INCLUDES:	Price
3 X Coffee Breaks	£25 per chair
Unlimited sparkling water	
Chairs on the table	
Flowers	
Lunch Buffet (£20 more if in restaurant)	
Soft drinks at lunch ONLY	
Meeting Room Hire	
Use of 1 Flip Chart	
Use of LCD Projector/Plasma	
Free Wifi	
VAT and Service Included	

Aaron Carlo
Aaron Johnson
Adam harris Allwood
Adam Marc Kelly + 4
AidenMcCarney
Alberto Battaglia
Alberto Comai
Alessandro Nunziata
Alex Collins + 1
Alex Eugenio
Alex Glover
Alex Harrison
Alex Lawrence-Archer
Alun Davies + 1
Andre Alexi Hooker + 1
Andrew Echatti + 1
Andy Fisher + 1
Anton Douglas + 1
Austen Smart
Benjamin Jarvis
Bradley Ramirez
Byron Lewis
Carl Marshall +2
Caroline Issa plus 1
Charlie Herman + 3
Charlie Mathews
Cheryl Phillpot + party
Chester Hayes
Claire Berry + 1
Crispin Vaughan
Dafydd Williams
Dan Gillespie Sells
Dan Gillespie Sells
Daniel Kidner
Daniel McMillen + 1,
Daniel Torres + 1
David Carlo
David Dunan
Declan Sheils
Dinah Luxe
Edu Torres
Edward Thorn + 3
EXPOSURE LIST (20 / 30 people)
Fabrizzio Spindola
Fazim
Federico Perocco
Fernando Klimt + 1,
Fiona Mackay plus 3

Fred Musik
Geoffrey Finch
George Nicholls
George oxby
Georgina Graham
Georgina Leopordova
Ginta Gelvan + 4
Giuseppe Fraterrigo + 1
Graham Cruz
Heather Falconer + 3
Henderson McCue + 4
Howard Mollet + 1
Hugh stevenson + 1
Ian Hundley
Jack Harvall
James Balenciage + 2
James Phillips
Jamie Morgan + 6
Jamie Reid
Jay Barry Mathews
Jean Francois Leonel
Jenny batset + 2
Jenny Ericson,
Jermaine Amapoah + 1
Jim Warboy
Joceline Gabriel plus 1
Joey Davison + 1
Jonathon Bestley
Jono Kitchens + 2
Joseph Icaro + 1
Josh Newie-Smith+1
Josh You Are + 2
Karl Maier
Kassandra Powell + 5
Lara Bohinc plus 1
Lewis Burton + 1
Lisa Hogdahl,
Louby McLoughin
Louie Banks
Louisa Brown
Luke Donington +1
Luke Rainey + 1
Malachy McAnenny
Malin Lovestedt,
Marc Jordan
Margaret Crow
Mark Ashley Dupe + 3
Mark Feehily + 2

Markos Riko
Marsio Bellizzi + 1
Martin Llanos
Matthew Eades
Matthew Legg
Matthias Rhulmann + 1
Max Goldman
Max Goldman + 1
MC gaff E
Mehrnoosh Kadavi plus 1
Mery Zonta
Mikey Abegunde + 2
Mikey Woodbridge +1
Milly McMahan
Namalee Bolle plus 1
Nan Atichatpong
Naomi Parry + 1
Natalie Alexander,
Neil Shah + 1
Nicolás Machuca + 1
Nigel Stewart
Odran Doherty
Oly Innes + 2
Paul Jerome Anderson + 1
Paul Khullar
Piotr Włodarczyk
Rachid boumnijel + 1
Rafael Pulido + 1
Raja
Rebecca Manley
Rich Sice
Richard Massey+1
Richard Nicoll
Rob Littlestone
Rosa Safiah-Connel
Rosie Vogel
Rufus Wainwright
Sarah Sanders
Sarai Harvey- Smith
Sergio Valentini + 1
Sofya Ulrich + 1
Spencer Clarke
Stevie King
the Beast
Theodora Karakasi + Party
They will reference Exposure / Maneeze / andy / debs
Thiago Rumen
Thomas Bork + 1

**Tiffany Coppersmith Heaven ,
Tim Millward
Titus Groan + 1
Tschaun Andrews
Ugo Sabatino + 1,
Ursula Snakes + 1
Valerie
Vanessa Coyle +1
Victoria Paetz,
Zachery + 1**

HOUSE

Abbas Kiarostami
 Adam Rowe
 Aiah Fasuluku
 Aimy Aginnie
 Alex Gibbons
 Amirsaman Motia
 Amy Slater
 Andrew Armstrong
 Annika Shub
 Arsenio Lima
 Arshan Kakavand
 Ashton Cyrus
 Ashwak Dadey
 Ben Day
 Bidisha Datta
 Brandon walsh Alexander
 brett Barnard
 Burcin, Fox Home Entertainment
 Caroline Allen
 Charlotte Rose
 Chloe Patterson
 Claire Lockwood
 Clare Gorry
 Dani El-Zein
 Danyah Aumeed
 Devin Milan
 Ehsan Bhayat
 Fatima Ali
 Felicity Kay
 Finn Love
 Georgie Green
 Giulia Sebregondi
 Gok Kumar
 Hala Ali
 Harriet Turney +party
 Isabel Buruma
 Jackie Rennie
 Jennifer Akoto
 Jennifer Akoto
 Jenny Luan
 Jo Los
 Joanna Bennet

East Creative

Aaron Johnson + 10
 Adele Roberts + 3
 Alex Bright + 1
 Alex Jenkins
 Ami Carmine
 Andrea Lilly
 Annabel Wilson + 2
 Asher Charman
 Bari Khalique
 Bernie Beyen
 Bex Fairbrother
 Brooklyn Rose + 5
 Camilla Doyle
 Carly Wilford + 5
 Cassandra Mills + 2
 Ccote Trindle
 Chantelle Dusette + 3
 Charlie Dyer
 Charlie Wood
 Charlotte Flew
 Cliff Joannau + 1
 Cliff Joannouh + 1
 Dan Gilespe Sells+1
 Daniel French
 Danielle Perry + 1
 Danielle Swift
 Danny O'Donnell +2
 Darren Jones
 Disnay Chanel + 5
 Edd Barker
 Eliza Frost
 Elliott Morgan
 Emma Houston + 1
 Fin Love + 1
 Gemma Cairney + 1
 Ginger Johnson +1
 Graham Cruz + 2
 Hannah Lamden + 4
 Harriet Forte
 Heather Falconer
 Helena Bradbury
 ilan Evans

Jordan Blake.
Judy Rennie
Karen Murphy
Kasra Ahmadijad
Katya Drummond
Kiki Kaur
Kourosh Daraei
Lawrence cornes
Lawrence Hafez Al- Sayed
Lawrence Hector
Mahyar Pakyar
Maria Barratt
Marius Munteau + Shamir
Mason Callum ellis
Max Rayner
Mi-kyl Istakei Lomar
Milaad Rajai
Mohamed Jama
Nana Amoah Boateng
Naomi Hall
Navid Kakavand
Nick London +2
Paulet Rennie
Pourya Salimbayat
Reza Rezaei
Rifat Khan
Ritesh Patel
Roger Ramirez
Rooz Danesh
Roses Gabor
Rupa Chikhal
Sabah Khan
Saina Motia
Sara Williams +party
Sasha Phillips
Shayan Motia
Sian Mirchandani
Sian Mirchandani + 1
Sully Sultan
Theo Hunte
Vikram Mudhar + 5
Wesley Gentle
Yussef Bictash

Jacob Mallinson Bird + 3
James Connor + 1
James Wade + 3
Jamie Abbott + 3
Jamie Maguire + 5
Jay Matthews
Jennie Fagerstrom + 1
Jess Keeley Carter
Jet Sharp + 1
Joey Joseph + 2
Jonathan Bestley + 8
Jonjo Jury + 5
Joshua James + 4
Kat Hartigan
Kate Holderness
Killa Kela
Laura Shovlin +2
Lauren Isaac
Lizzie Butler
Louie Banks + 3
Louise Spence
Lucy Jones + 2
Luis Martin
Marc Knight
Mark Dale+ 1
Mark Dawson + 1
Matt Garner
Matt Newton
Matt Wonnacott
Maurizio Pergher Von Trapp + 1
Megan Finola
Mikey Woodbridge + 2
Nick Pahl
Oscar Jackson
Polly Checker
Rahul Bhatt + 2
Rod Thomas + 2
Rodent Decay
Sarah Butler
Sarah Ferrari
Scott Trindle
Shane Konno + 1
Simon Bright + 1
Simon Isles

External Guest Management Procedure for Basement

This is intended as a guide for successful management of Basement guests. The intention is always to provide a safe atmosphere for guests and co-workers and a peaceful night for residents of the hotel and in the local area.

1. **SETUP** – Using ropes and posts ensure there is a distinct smoking area outside the hotel on the left between the front entrance and Berners Tavern (BT) entrance. On the opposite side build a queue area. Make sure that both areas cover less than 50% of the width of the pavement. Make sure signs are in place saying QUIET ZONE.
2. **OPENING** – After briefing in Basement communicate all relevant information to Bellmen and Blue Threat security on the door.
3. **SECURITY POSITIONS** – As the Basement opens have all security in position. Set positions are : Corner Eastcastle st, Front Door, Stairs, Cloakroom. Use rotation system if necessary but make sure all four positions are covered if not by security then management.
4. **QUEUE** – If a queue builds up communicate with them constantly on the status of the event, how long they will have to wait, no drinking in the queue policy and most importantly to keep the noise to a minimum. Do not let the queue get too long, if there are more people in the queue than spaces in the club close the queue
5. **SMOKING AREA** - As people come through the lobby to smoke direct them to stand inside the smoking area. Alert security inside the hotel if the smoking area becomes too full. The smoking area holds between 15 and 25 people. Alert guests leaving Basement that they wont be able to smoke until the area is clear. When the pavement becomes too littered sweep up. When guests spill onto the street move them back into the area. Close the smoking area for Basement guests 30min before curfew. Most importantly don't let the smoking area become noisy. Use the right to refuse entry if guests are consistently too loud and belligerent.
6. **DISPERSAL** – Always consult with the manager on duty regarding closing times and dispersal positions. Decide with the manager whether or not to use the second exit. 10mins before curfew place all security in position. Radio control with 5min to go and ask for assistance if necessary. Do not herd guests out of Basement immediately allow them 10min of wind down after music stops. Don't let cloakroom queue build up into lobby, allow guests to wait in Basement. Thank every person on the way out and ask them to be quiet for the benefit of neighbours. Once Basement empties out move unnecessary positions to the front of the hotel. Do not let guests congregate on Eastcastle or Berners St. Usher all guests away from hotel perimeter. If guests are waiting for cabs inform them they can wait inside the lobby. Do not let cabs tote for business outside the hotel, use TFL wording as a deterrent to cab totes. Most importantly don't allow groups to make noise or carry on loudly within hotel perimeter. All security should be present outside hotel as event finishes. Once all groups have left the area security team can break.

Adverse situations with and reactions from Guests

Unfortunately at some point all security personnel have to deal with troublesome guests and people causing a nuisance. The intention is of course to try and foresee problems and develop systems that prevent nuisance. The following points are suggested as a way of helping deal with situations and mitigate their adverse effect.

1. **VERBAGE** – Have wording ready for all recurrent issues. ‘Please keep noise to a minimum as you are entering a residential area’.
2. **LISTEN** – Always listen through a guests complaint. Most of the time they only want to be heard and will leave once satisfied you have understood their complaint
3. **COLEAGUES** – Always use your colleagues to help diffuse a situation. Hotel management can provide an effective voice for disgruntled guests. A second person can also corroborate your position and version of events.
4. **RIGHT OF REFUSAL** – You are empowered to refuse someone entry or re-entry if they are causing a nuisance. The hotel is private property and we reserve the right to refuse entry.
5. **HOUSE SECURITY** – Call on house security to record any pertinent events on CCTV.
6. **LOGS** – Logging all activity whether caused by hotel guests or not and however innocuous can and often does prove vital in dealing with issues after the fact and more often than not absolves the security of blame.

Dominik Prosser

Basement HOD

January 2015

NIGHTLIFE TAXI'S



JANUARY 2015 TO JUNE 2015

NIGHTLIFE SECURITY SUMMARIES

31/01/2015

02:50 - Zafar Khalid walks past hotel and acknowledges security outside. A few female patrons are outside Berners Tavern entrance waiting for a taxi. They were asked to wait inside the hotel lobby while waiting for a cab. Another small group are sheltering from the bad weather under the walkway before you get to Nando's restaurant on Berners St. They are patrons from Catch A Groove. They were informed to go inside the hotel lobby as well and wait there for their taxis, which they gladly did.

12/02/2015

23:23 - Julius moved on a couple waiting for a cab which stood outside the apartments on Eastcastle St.

13/02/2015

00:21 – A black cab driver was shouting abuse at a female driver while in her vehicle on Eastcastle St. Both drivers were not connected to the hotel in any way.

00:30 – A blue Hyundai drove past the front of the hotel blatantly shouting for custom. No disc in front or back of the vehicle windows to indicate the driver can legally carry paid customers. The driver was approached and he promptly moved on. Vehicle reg. no. SA64 PYF.

14/02/2015

00:54 – Private taxi pulls up outside the flat across the road with engine running, noise not related to the hotel.

01:04 – Private cab sounds its horn, noise not related to the hotel.

01:05 – A 'stretch limo' sounds its horn in relation to a black cab doing the same thing, noise not related to the hotel.

01:12 - Range Rover stops on the corner of Eastcastle Street and sounds his horn aggressively, noise not related to the hotel.

01:45 – A rickshaw waited by Eastcastle Street with loud Arabic music on, was asked to move on, noise not related to the hotel.

01:49 – A passing cab sounded its horn, noise not related to the hotel.

02:16 – Black cab driver sounded his cab's horn, noise not relate to the hotel.

NIGHTLIFE SECURITY SUMMARIES

18/02/2015

20:00 - Suez Sita delivery truck parked on Berners St. opposite front entrance of hotel, causing unnecessary traffic due to parking in an inconvenient manner. The vehicle wasn't delivering anything to London EDITION Hotel.

20/02/2015

01:25/01:30 – 2 Females got into a physical confrontation outside the hotel main entrance in regard to a book taxi. Relevant documentation has been completed.

27/02/2015

01:44 - Heavy build-up of traffic on Eastcastle St. The source of the build-up of traffic was due to several very flash expensive high performance cars parked up on Wells St. This caused traffic to build up on Berners St. and cars to use their horns. Security control was informed.

28/02/2015

22:15 - Argument between taxi driver and private hire car driver. Security control informed.

07/03/2015

22:00 - John Goodwin reports on the corner of Eastcastle St. an argument occurs between a taxi driver and a cyclist who wasn't a guest of the EDITION. Security control was notified.

08/03/2015

21:46 - An argument between a taxi driver and a private hire minibus. The driver of the minibus was parked in the taxi rank bay designated for black taxis. Security spoke to both drivers and also explained to the driver of the minibus that he was parked wrongly. The driver of the minibus eventually moved without further altercations.

13/03/2015

22:46 - 3 IC1 shouting on a rickshaw nothing to do with EDITION passed on Eastcastle St.

14/03/2015

00:31 - Parked car in front of problem apartment, man told his wife to park the car and was loud, has nothing to do with the EDITION.

00:34 - Taxi sounding horn nothing to do with the EDITION.

01:13 - People were loud getting into cab.

NIGHTLIFE SECURITY SUMMARIES

17/03/2015

02:25 – Car drivers using their horns directly outside the hotel. Vehicles involved were not driven by guests from the hotel or Basement nor were they used to carry any of hotel guests.

20/03/2015

00:13 - Residents from party on 1st floor apt. opposite staff entrance on Eastcastle St. left their party walking along Eastcastle St. towards Berners St.

00:15 - Same group getting taxis on corner of Berners St. Dominik Prosser, Ryan Donovan and John Goodwin politely ask the group to lower their voices considerably as they were noisy. Security control notified for both logs.

28/03/2015

03:34 - Complaint was made by the neighbour, of people waking up because of loudness, as people exiting the basement from the bottom fire exit, 30-40 people come up the stairs and all of their vehicles or cabs were on East castle St.

02/04/2015

00:24 - Black cab sounded its horn nothing to do with EDITION.

ZAFAR KHALID COMMUNICATIONS



JANUARY 2015 TO JUNE 2015

NIGHTLIFE SECURITY SUMMARIES

23/01/2015

21:05 - Zafar Khalid local resident who lives on corner of Eastcastle St. walks past John Goodwin who is positioned on corner of Berners St./Eastcastle St. and comments to him " I'm the reason why you're situated on the corner here " .

29/01/2015

00:17 - A text message was received from Dominik Prosser in the form of a message he'd received from Zafar Khalid. **Hi Dom, lots of noise people standing outside and walking to and away from the hotel. Person on corner is not actively controlling noise. Please can u see to this thanks Zafar York house**

01/02/2015

Last night passed without any incident to report apart from a conversation Andrew Roberts had with Zafar Khalid:

19:45 - Zafar Khalid approaches Andrew Roberts.

ZK - What's happening in the Basement tonight?

AR - It's a private event.

ZK - But every night is a private event.

AR - The function room has been hired out specifically by a company for a private event.

ZK - What time does the event finish?

AR - I suggest you go inside and ask my supervisor Michael for any more info.

ZK - I'm on the mailing list. Is Dominik Prosser working?

AR - Dominik is not working tonight.

ZK - Thank you very much.

26/02/2015

01:45 - Dominik Prosser showed security a text from Zafar Khalid regarding noise levels outside his apartment.

08/03/2015

21:00/21:20 - Zafar Khalid walks past the front of hotel towards Oxford St. with the male companion he visited the Basement with the previous night. He was very complimentary on how all the staff connected to the Basement treated him and he was very thankful.

17/03/2015

01:38 – Informed by Dominik Prosser that Zafar Khalid has called and complained about noise levels in the smoking area.

NIGHTLIFE SECURITY SUMMARIES

Email from Dominik Prosser with regard to this matter: [Unfortunately Zafar called Laurentiu \(night manager\) to complain about noise outside. Security immediately went outside to have a look and there was one group of people walking down Eastcastle Street. Security stopped them and told them what the situation is.](#)

28/03/2015

03:34 - Complaint was made by the neighbour, of people waking up because of loudness, as people exiting the basement from the bottom fire exit, 30-40 people come up the stairs and all of their vehicles or cabs were on East castle St.

02/04/2015

02:26-02:28 - Complaint from Zafar came out spoke to Billy and starting filming, and said "this is perfect for me; this is not part of your licence to keep people outside" Billy replied have a good evening.

09/04/2015

23:27 - An e-mail was received from Dominik Prosser which was sent from a resident of York House. He details how Zafar Khalid is trying to get residents of York House to complain to Westminster Council about the hotel.

10/04/2015

02:25 - Zafar Khalid was observing Michael and the PPS team deal with the end of the night, and the departure of all our patrons. He wasn't outside for more than five minutes before he went back into

25/04/2015

00:40 - Zafar Khalid approaches Mantas Zaleckis who is situated on the corner of Berners St./Eastcastle St. Zafar Khalid moments later takes out his phone and puts it in Mantas' face. Michael went inside the hotel and asked Lance Perkins (duty manager) to speak with Zafar, and we got Dominik Prosser to come to the front door also.

01/05/2015

01:03 - Rudy (front desk night manager) informs Michael he's had a call from Westminster Council regarding a noise complaint from a neighbour who lives close by..... Michael then noticed Zafar Khalid on his phone outside his apartment on the corner of Eastcastle St.

02:15 - Zafar Khalid comes out of his apartment and talks to the council representatives.

NIGHTLIFE SECURITY SUMMARIES

02/05/2015

00:45 - Zafar Khalid passed by and spoke to Ryan. He reported that a member of public urinated on his window.

Security has observed lately that Zafar Khalid's appearance and behaviour is becoming more and more concerning. Last night it was observed that he was pale, sweating and his eyes were wild. His approach to security was in an aggressive manner. If he were in a social environment i.e. in the Basement, music venue, or any licensed premises as a security operative you'd alert your colleagues about an individual fitting that profile. As it is also documented that he randomly points his phone in individual's faces, filming them without asking their permission, security operatives have voiced their concerns and as individuals regardless of where they are working should feel safe. A member of the public would call the police in such cases and have every right to do so.

06/05/2015

A very quiet trouble free night was had by all. Zafar Khalid walked past the hotel on a couple of occasions but did not speak or approach security.

20/05/2015

00:58 - Zafar Khalid stood on the corner of Berners St. /Eastcastle St. observing the front door. He took his phone out and started filming its presumed. He didn't approach the front door or any PPS personnel.

21/05/2015

00:21 - Zafar Khalid walks past front door and smoking area, then he gets his phone out and starts taking pictures or filming the smoking area. He doesn't approach nor does he speak to any PPS operatives.

Security is getting the impression Zafar Khalid likes to film the smoking area for some reason. A busy smoking area doesn't mean the patrons are noisy. The securities that are outside the hotel make sure that it is quiet.

29/05/2015

00:15-00:45 - Zafar Khalid comes out of his apartment, stands across the road of the front entrance and proceeds to film the smoking area with his phone. Our guests in the smoking area were inside the ropes and posts and not making any loud noise. This has started to become a regular occurrence.

Kahlid Conversation



Incident/accident Report

Name and role of person completing this form: MANTAS ZALECKIS
Signature of person completing this form:
Date: 28/4/15 26/04/2015

Incident/accident

Date and time of incident/accident : 25/4
Name/s of person/s involved in the incident/accident: MANTAS ZALECKIS
Description of incident/accident: At around 00:40 I was working on Berners and Eastcastle street corner when the neighbour come to me with the question: Why these two ladies ^{are} smoking there? I answered: The ladies are leaving so they smoking whatever they like. Ladies didn't make any noise. Neighbour said that he knows they are guests of the hotel so he will take the picture of the situation.

Witnesses (include contact details): Mantas Zaleckis
--

Reporting of the incident/accident	
Incident /accident Reported to: Michael La Borde	Date: 26/04/2015

How (this form, in person, email, phone):

Radio

Description of actions to be taken:

 Back **zkhalid@yahoo.com** Contact

iMessage
Today 00:00

Hi Dom, lots of noise people standing outside and walking to and away from the hotel. Person on corner is not actively controlling noise. Pls can u see to this thanks Zafar York house

Apologies. I have just walked the perimeter. We have reduced the smoking area and are taking a more proactive approach with guests. Apologies again for any intrusion.

Today 02:14

I'm investigating right now.



iMessage

page 471

Send

 Back **zkhalid@yahoo.com** Contact

I'm investigating right now.
Apologies again

Dom this is unacceptable,
20-30 people 3 cars staff
doing little but then again
what can they do. People
still leaving no staff to be
seen. I have not seen staff
ask anyone to keep the
noise down. Zafar

I have 5 guys out there
right now they are on it.
Will be over very shortly.

I have videos and pictures.
It of course will be over but
only after causing the
disturbance.



 Back **zkhalid@yahoo.com** Contact

still leaving no staff to be seen. I have not seen staff ask anyone to keep the noise down. Zafar

I have 5 guys out there right now they are on it. Will be over very shortly.

I have videos and pictures. It of course will be over but only after causing the disturbance.

I understand and will be looking at CCTV tomorrow to find the cause of the nuisance. I am sorry to wake you and please do let me know if we cause noise again. Thanks

Delivered

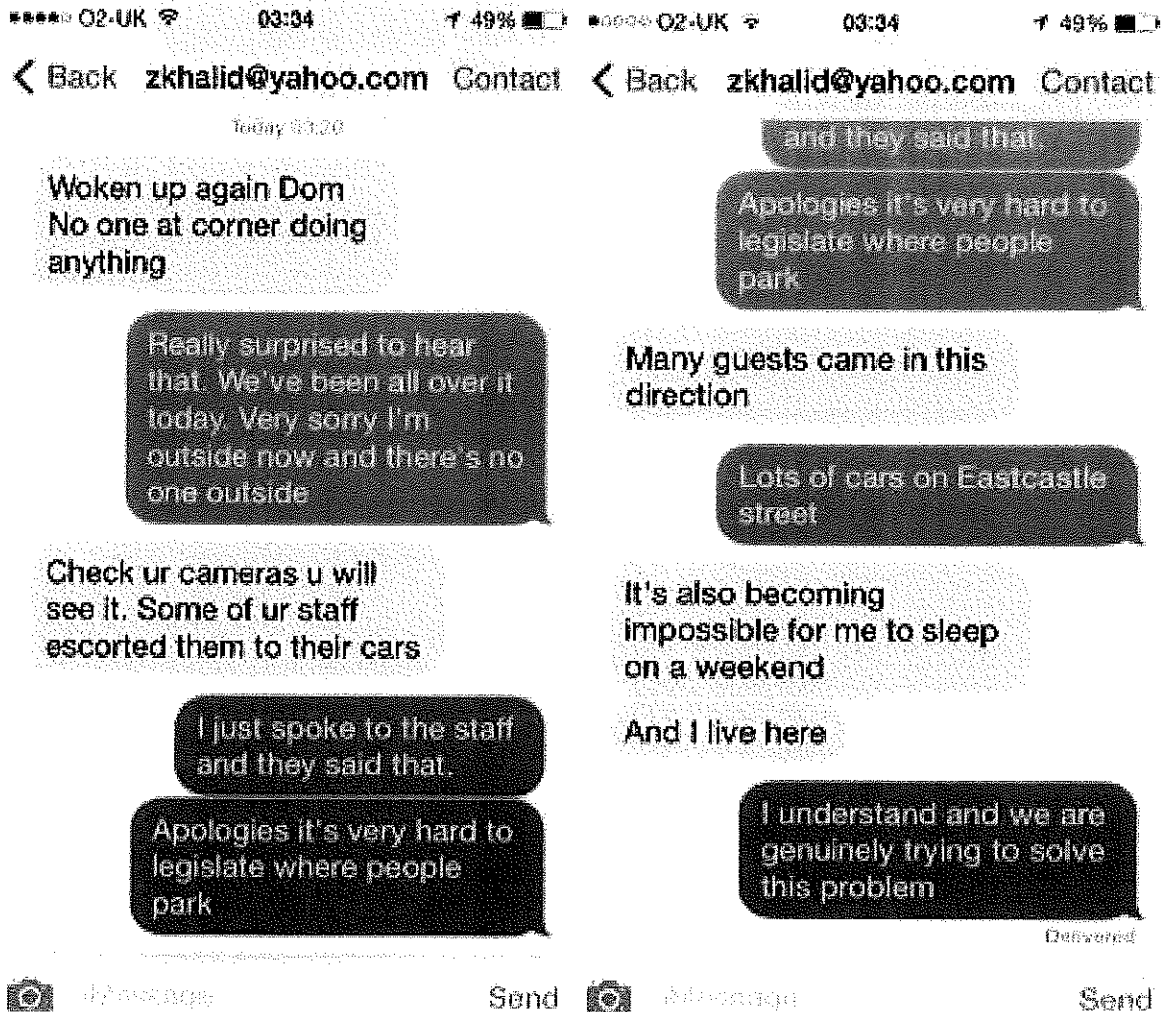


Message

page 473

Send

Noise Complaint 28/03/2015



Just heard you called from the night manager. I've gone on the corner now and made sure it's quiet

Dom this is really becoming a habit now , and is unfair and unacceptable. It's Tuesday night, do u hv licence til 2am? Why can the staff not act proactively and firmly? I hv had so many apologies but want them to do their job!

It's a party for Nike who are staying in house. I understand your frustration .

Hi Dom, I'm running 5-10 mins late. Pls can u inform Lance also. Many tks Zafar

Sure. We are in the lobby when you're ready

Fri 20 Mar 16:42

Hi Zafar. I have a copy of the reply to Richard Brown for you. What's your address so I can pop it in your letterbox?

Hi Dom, it's flat 2 York house 12 Berners Street W1T 3LG. email zkhalid@yahoo.com.

Is Julian or Lance ^{page 476} going to

Is Julian or Lance going to sum up Wednesdays meeting with action points or proposals? Best wishes Zafar

Yes Lance will by Monday. Ill pop that letter in your post today

Sun 29 Mar 03:20

Woken up again Dom
No one at corner doing anything

Really surprised to hear that. We've been all over it today. Very sorry I'm outside now and there's no one outside

Check ur cameras u will see it. Some of ur staff escorted them to their cars

I just spoke to the staff and they said that.

Apologies it's very hard to legislate where people park

Many guests came in this direction

Lots of cars on Eastcastle street

It's also becoming impossible for me to sleep on a weekend

and they said that.

Apologies it's very hard to legislate where people park

Many guests came in this direction

Lots of cars on Eastcastle street

It's also becoming impossible for me to sleep on a weekend

And I live here

I understand and we are genuinely trying to solve this problem

Fri 27 Feb 01:33

Hi Dom, there are three hotel guests parked outside my window. They are sitting on the bonnet of their car talking loudly. The security guy is doing nothing. Please can u address. Zafar

They have gone back in the hotel, why can the guy on the corner not insist they keep the noise down?

Wed 18 Mar 01:27

Hi Dom lots of noise from outside hotel for an hour. Pls advise Zafar

iMessage
Today 00:00

Hi Dom, lots of noise
people standing outside
and walking to and away
from the hotel. Person on
corner is not actively
controlling noise. Pls can u
see to this thanks Zafar
York house

Apologies. I have just
walked the perimeter. We
have reduced the smoking
area and are taking a more
proactive approach with
guests. Apologies again
for any intrusion.

Today 02:14
page 481

Use investigating right now

I'm investigating right now.
Apologies again

Dom this is unacceptable,
20-30 people 3 cars staff
doing little but then again
what can they do. People
still leaving no staff to be
seen. I have not seen staff
ask anyone to keep the
noise down. Zafar

I have 5 guys out there
right now they are on it.
Will be over very shortly.

I have videos and pictures.
It of course will be over but
only after causing the
disturbance. page 482

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I have 5 guys out there right now they are on it. Will be over very shortly.

I have videos and pictures. It of course will be over but only after causing the disturbance.

I understand and will be looking at CCTV tomorrow to find the cause of the nuisance. I am sorry to wake you and please do let me know if we cause noise again. Thanks

-----Original Message-----

From: Zafar Khalid [<mailto:zkhalid@yahoo.com>]

Sent: 06 January 2015 14:45

To: Kramer, Edwin (EDITION Hotels)

Cc: Tracey Bower

Subject: Edition hotel disturbance from guests

Dear Mr Kramer

It was good to meet on Friday 19th December to discuss the disturbances caused from guests visiting the hotel's various facilities. I am sending the following in order that we have a record of what was discussed. Please let me know if you need clarification of if you are in disagreement.

On meeting I mentioned the difficult night I had had the night before, Thursday night, and how in the last few months the noise situation had become very difficult.

The previous night there was noise all night and although trying to sleep at around 12.30am I had remained awake til 3.45am.

This situation has repeated almost every weekend. The situation is most serious from Thursday to Saturday.

I have called many times and also visited to hotel to discuss with various members of staff and also head of security.

Staff have been helpful but, as discussed, there has been no effective action or difference to the noise levels. Only on one occasion directly after conversation I had seen a member of staff ask guests to keep the noise down on the Eastcastle street side of the hotel.

One incident in the previous month saw 3 guests with their car parked at approximately 2.30 am on a Saturday morning (Friday night) on the hotel side of Eastcastle street - at the corner of Eastcastle and Berners street. They were definite guests as they were seen coming out of the hotel and talking to others coming out of the hotel. One of the guests decided to relieve himself on the York house side of Eastcastle street. This is unacceptable.

This has happened one other time in the last month although it cannot be confirmed if this person was a guest of the hotel.

I mentioned that I felt as if I knew many duty managers and various management staff as I had spoken to so many.

You confirmed the various conversations I have had as the hotel has good incident records and notes which you have reviewed and you confirmed you have been informed of the various times I had contacted the hotel.

Last night as I could not sleep I took time to review the license on the Westminster Council website and the various notes I have access to.

I have also had conversations with residents today and also other people he knew who worked in the entertainment business.

Licence

When conversations with all interested parties including the council were taking place when the hotel was being refurbished, the room downstairs had been described as a 'function room' which would be used for functions such as weddings and one off parties. The room has become a regular night spot which is effectively a club. There are large numbers of people at opening time 10-10.30pm onwards, smokers throughout the evening and a large number of people leaving at closing for an hour or more, between 1.30-3.30 approximately.

Guests loiter outside waiting for a taxi or for no obvious reason. Guests have at times crossed the road and decided to smoke or congregate outside York House. Guests and or staff also gather to smoke in the mews behind York house.

Smokers outside the hotel during the course of the evening are usually talking very loudly or shouting and the sound travels. Guests are not told to keep the noise down. I have visited the hotel a few times and on no occasion have I seen or heard the staff asking guests outside to keep the noise down while smoking or talking.

When leaving the hotel usually throughout the night up until 3.30am, the disturbance is also significant. As you can imagine guests have been drinking and leave in all directions usually waiting outside for some time. Either they take taxis, walk to parked cars or walk but are very loud and tend to loiter.

Guests in the function room, as they are attending a 'function', should be on the guest list hence they should all be known. This would allow for staff to assertively insist on guests leaving quickly and quietly.

Staff can also ask guests to leave towards Oxford street or away from York House quickly and quietly.

Staff can also before during and after the 2 hours of the closing be positioned on Eastcastle street and can insist on guests keeping noise levels down.

While I am in many ways happy to have a quality establishment close to where I live I would rather be able to sleep at a normal time.

I mentioned that I will be monitoring progress and working with the hotel to maintain control of noise and nuisance levels. Going forward we will review at regular intervals.

You have provided me with the number and contact of your nightlife manager whom I have now also met.

I sincerely hope as discussed that we can control the levels of noise and the disturbances described above.

However I must also insist that the residents are united in solving and controlling the problems associated with the above and the fact that the function room was understood to be used for specific functions such as weddings or one offs appears to not be as understood.

Other establishments in the area eg Amika on South Molton Street have had similar problems and as is understood their licence was revoked.

I fully believe you understand the problems encountered and as discussed you also understand the issues with the disturbances.

I look forward to starting the new year on a positive footing with respect to this.

Happy new year and best for year ahead Zafar Khalid York House

<Mr Khalid.pdf>

On 20 Jan 2015, at 17:55, Kramer, Edwin (EDITION Hotels)
<Edwin.Kramer@editionhotels.com> wrote:

Dear Mr Khalid,

I have attached my response to your email dated January 6, and look forward to making this a great year.

I equally look forward to meeting Ms Bower.

Kind regards,

Edwin

On 27 Jan 2015, at 16:21, Zafar Khalid <zkhalid@yahoo.com> wrote:

Dear Edwin

Please see my comments below regarding the last week and noise/ disturbance. The disturbances referred to below all came from guests leaving the hotel.

I will keep a log going forward.

21 January 2015 Wednesday night Thursday morning 12.51am onwards multiple disturbances.

22 January 2015 Thursday night Friday morning 1.45am onwards multiple disturbances.

23 January 2015 Friday night Saturday morning - not applicable as I was out

24 January 2015 Saturday night Sunday morning - car alarm in Eastcastle street so not applicable.

I have seen the security individual on the corner of Eastcastle street which you mentioned in your letter.

I appreciate this person has a difficult job but please can you suggest that he asks guests to keep the noise down a little more proactively as opposed to waiting for them to make a noise and then asking for them to keep the noise down. Please can you also consider having another person so visitors walking to the hotel from Newman street can be asked to keep the noise down.

Best wishes
Zafar
York house

-----Original Message-----

From: Zafar Khalid [<mailto:zkhalid@yahoo.com>]

Sent: 30 January 2015 15:55

To: Kramer, Edwin (EDITION Hotels)

Subject: Re: Edition hotel disturbance from guests

Dear Edwin

We are in the second week after the Christmas and new year period. There has been little difference with the measures you put forward.

Yesterday on Thursday I was disturbed from 12 midnight onwards. I came out of the building to have a look and there was a large number of people outside the hotel making a lot of noise.

The person on the corner of Berners and Eastcastle streets was not asking people to keep the noise down. In fact I did not see him ask anyone to keep the noise down or move to a designated area all night notwithstanding the many opportunities he had.

I messaged Dominik at 12 after calling him and leaving a message. He mentioned that he had walked the perimeter of the hotel.

The noise continued unaffected. There were on several occasions people crossing the road and standing outside York house. After some time they would go back to the hotel. I do not know if they were smoking or taking a break or waiting but they were causing disturbance. The security person in the jacket did not ask them at any stage to move to a designated area or keep the noise down.

Then at just after 2am there was a considerably large disturbance. There were many people outside on the opposite side of the hotel and approximately 15-20 people in the middle of Eastcastle street walking towards at least 3 cars. The cars were parked on Eastcastle street for some time and the people were shouting or talking loudly.

I saw various Edition staff members talk to the people while in the cars but it felt like they were unable to control. In any event the disturbance went on for 30 minutes or so and had taken the effect of causing the nuisance and awakening and preventing sleep.

Edwin I must say I would be very surprised if this was not considered unacceptable by any reasonable individual.

I then called Dominik and he said he was not at the hotel that night. He said his staff were working on it and it would be brought under control.

This also has to be considered unacceptable. Even leaving noisy individuals would eventually lead to them moving on. The 2-3 hours disturbance from 12-3am was already done. The 30 minutes of heavy disturbance which took place from 2am was already done.

I have photo and video evidence of all of the above.

This in addition to last week leads me to believe that the only way I will have a decent nights sleep is when no events are on or if I am out myself.

Please advise your course of action.

Best wishes
Zafar Khalid
York House
07956503129

On 30 Jan 2015, at 19:19, Kramer, Edwin (EDITION Hotels)
<Edwin.Kramer@editionhotels.com> wrote:

Dear Zafar,

Thank you for your note of Tuesday, and today. I'm truly sorry you don't think our measures have had any effect. We have added the officer in high visibility jacket, which you mentioned you have seen, have lowered the amount of people in the smoking area, have had management presence around and have taken this extremely seriously as always. Your comments have enabled us to focus in on the disturbance you are suffering.

I have watched CCTV footage at length with the team, and have seen the gentleman that was posted on the corner of Eastcastle and Berners did in fact not stay there permanently but has assisted the others in keeping noise down. He has now been instructed to stay on the corner, and again been instructed to pro-actively avoid any possibility of disturbance.

We have three events scheduled this weekend, we are on high alert, and rest assured you have everyone's attention in a united effort to minimise any disturbance whether caused by us or from passers-by, or anyone else for that matter.

I personally called for and presided over a meeting with the inhouse and contracted security this week, and I have just finished one again tonight, leaving nobody unclear of my commitment to take every step we can to address your concerns.

I will make contact on Monday, if there is anything I can assist with on the weekend please contact me.

Kind regards,

Edwin

-----Original Message-----

From: Zafar Khalid [<mailto:zkhalid@yahoo.com>]

Sent: 30 January 2015 19:54

To: Kramer, Edwin (EDITION Hotels)

Subject: Re: Edition hotel disturbance from guests

Dear Edwin
Many thanks.

If you have time look at cctv for 2am onwards you will see the wave of people leaving and their cars on Eastcastle street. I have taken a video. Also people standing across from the hotel.

Between 12 and 2 there was also significant noise.

Re the person on the corner I can show you videos of people standing on the York house side of the street going back to the hotel. I have videos and pictures.

There were many instances of this. I am not saying he didn't at all ask people to keep quiet but unfortunately it has not been effective enough and last night I did not see this. This includes people leaving the hotel St various times also.

I could not sleep between 12 and 3 and I am an easy sleeper. I also wake up at 7am during the week.

Look forward to speaking on Monday.

Best wishes
Zafar

From: Kramer, Edwin (EDITION Hotels)
Sent: Tuesday, February 03, 2015 08:45 PM
To: Prosser, Dominik (EDITION Hotels); Kane, Martin (EDITION Hotels); Perkins, Lance (EDITION Hotels)
Subject: Fwd: Edition hotel disturbance from guests

Are you sure we're talking about the same evening and footage?

Edwin Kramer | Hotel Manager | The London EDITION
Sent from my iPhone

Begin forwarded message:

From: Z Khalid <zkhalid@yahoo.com>
Date: 3 February 2015 20:39:31 GMT
To: "Kramer, Edwin (EDITION Hotels)" <Edwin.Kramer@editionhotels.com>
Subject: Re: Edition hotel disturbance from guests

'Last week' - apologies writing from iPhone..

Sent from my iPhone

From: Kane, Martin (EDITION Hotels)
Sent: Tuesday, February 03, 2015 09:07 PM
To: Kramer, Edwin (EDITION Hotels)
Cc: Perkins, Lance (EDITION Hotels); Prosser, Dominik (EDITION Hotels)
Subject: Re: Fwd: Edition hotel disturbance from guests

Hi Edwin,

All our records are definitely 100% relevant and up-to-date with respective events dates. We do have these text messages between Dom and neighbour - all enclosed within weekly reports.

We have to bear in mind that all our reports are made from our perspective and action are taken regardless of noise being originated from our guests or completely foreign people.

I will go again through all the dates and footages tomorrow morning and let you know.

Best regards,

Martin

On 4 Feb 2015, at 02:42, "Kramer, Edwin (EDITION Hotels)"
<Edwin.Kramer@editionhotels.com> wrote:

Dear Zafar

Thank you for the heads up, we've now watched all CCTV of that night till about 3am. We can't see unfortunately what's happening on the corner, only what's on the front of the hotel due to the camera positioning, and the front and exit is mostly clear between 2 and 3 am, bar an occasional person walking out. Definitely no sign of anyone causing disturbances, perhaps it would be good to see your footage together with ours to get a clear picture of what's happening in the street.

I look forward to speaking soonest, apologies we didn't connect yesterday.

Regards,

Edwin

On 4 Feb 2015, at 03:38, Z Khalid <zkhalid@yahoo.com> wrote:

Dear Edwin

A log of lady week is as follows:

Thursday night- disturbances from 12 to about 3am. I messages Dom initially at 12 and spoke to him at 2.

He spoke to staff at the hotel.

Michael, hotel head of security, and other staff members in my video are seen talking to the people who were hotel guests causing the disturbance for some time.

Friday night- initially quiet then at 2.05 significant disturbance in York street side,

I cannot say who the people were but did hear someone asking to keep the noise down. This went on for 15 minutes or so and woke many of us up.

Saturday night- not applicable as I was out myself.

At this moment there are approximately 20 residents who have been contacted as have been affected by the noise.

Of the above mentioned times 6 people have independently agreed with the above logged disturbance details.

I am happy to share any recorded evidence. I would like to point out the as written above Dom was in contact and several hotel staff notably Michael was seen and is in the video chatting to leaving guests.

Best wishes
Zafar

Sent from my iPhone



Martin KANE
London Edition Hotel,
10 Berners Street,
LONDON

W1T 3NP

**CW - Westminster HQ
CW(HQ) - Westminster Borough
Headquarters**

West End Central Police Stn
27 Savile Row
Westminster
W1S 2EX

Telephone:
Facsimile:
Email:
Tim.Molden@met.pnn.police.uk
www.met.police.uk

Your ref:
Our ref:

19 June 2015

Dear Martin,

Please accept this brief letter of thanks for the ongoing support that you and your team provide to me and the wider Metropolitan Police Service (MPS). In my role I deal with a number of hotels and other businesses and the quality of your staff and the evidence and intelligence that is provided to us is exemplary.

Since the opening of the hotel there has been very low crime at The London Edition and that is testament to the leadership and training that you have provided to your staff. Your willingness to engage with external agencies and your professionalism has led to improved relationships between the hotel and the MPS and I look forward to developing this more in the future.

The Institute of Hotel Security Managers (IHSM) is a vital tool for me to share and receive intelligence from the hotel sector and again you are a key contributor to the website.

Please pass on my formal thanks to your management for your continued support. The MPS has testing times ahead in the light of the latest spending review and the savings that we need to make so your continued support is very much appreciated.

Yours sincerely,

Tim Molden
Hotel Liaison Officer
Metropolitan Police

Moritz, Sebastian (EDITION Hotels)

From: Lisa Potter <Lisa@rjlaundry.co.uk>
Sent: 09 September 2015 13:32
To: Moritz, Sebastian (EDITION Hotels)
Cc: James Lincoln; Sam
Subject: service

Good afternoon Sebastian,

I'm pleased to say that we have never experienced any problems at your hotel or witnessed any public nuisance during our daily visit to deliver and collect your laundry. Our dealings with the Edition Hotel are always smooth and pleasant.

Best wishes,

Lisa Potter | Service Manager



Visit our new website www.rjlaundry.co.uk

Westcott House, Selinas Lane, Chadwell Heath RM8 1QH

T > +44 (0) 20 8593 3407 M > +44 (0) 7939 948 220

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Moritz, Sebastian (EDITION Hotels)

From: Gillian Thomson <Gillian@act-clean.com>
Sent: 09 September 2015 14:50
To: Moritz, Sebastian (EDITION Hotels)
Subject: The London Edition - Support

Dear Sebastian,

It has been our pleasure to work with The London Edition since its pre-opening, more than two years' ago. We have always found all of our dealings, both on premises, and in other business mediums to be conducted with the highest respect and integrity. Our contract with the hotel provides for 24 hours support with back of house services – namely kitchen porters and cleaning. We have never, at any time of day or night, ever found the conduct of atmosphere of the hotel to be of anything other than the highest quality. We have never witnessed any behaviour from staff or guests alike that would give rise for concern or any sort of nuisance. It is our experience and opinion, that the hotel is in a highly professional manner with the greatest of consideration to the neighbourhood and wider environment. And we feel qualified to comment as we work with more than 100 licensed premises in London and would regard The London Edition as up there with the best.

With kind regards,

Gillian Thomson
Chief Operating Officer



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e: gillian@act-clean.com w: www.act-clean.com

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Moritz, Sebastian (EDITION Hotels)

From: nickappell@casnagroup.co.uk
Sent: 09 September 2015 14:32
To: Moritz, Sebastian (EDITION Hotels)

Dear Sebastian,

This email confirms that as a regular visitor to the London EDITION, I find the hotel is extremely well run and I have certainly never witnessed or indeed experienced any public nuisance when visiting the hotel.

I find all the staff , especially those on the door are extremely professional, polite and a credit to the hotel.

All the best,

Nick

Nick Appell
Managing Director
Casna Limited

Tel: +44(0)20 73885000
Dir: +44(0)20 73888360
Mob: +44(0)77 68877101
Fax: +44(0)20 73885001
<http://casnagroup.co.uk/>



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Moritz, Sebastian (EDITION Hotels)

Subject: FW: Small Favour

From: D FOGARTY [mailto:jamesallencorp@btinternet.com]
Sent: 10 September 2015 10:17
To: Moritz, Sebastian (EDITION Hotels)
Subject: Re: Small Favour

Dear Sebastian

I understand that the Edition Hotel licence is to be reviewed.

It may help for me to state that when ever I have visited your fantastic restaurant or the Punch Room, the service and standards have been first class.

My wife and family have felt safe and secure and our whole experience at the Hotel has always been positive.

As you know we have attended meetings at various times at the Hotel I cant recall or have never witnessed any signs of public disorder or nuisance.

Regards Don

Don Fogarty

Managing Director

JAMES ALLEN LTD



Thursday 10th September 2015

From: Gary Flower

Director
Veritas Executive Search Ltd
22 Astwood Mews
South Kensington
London SW7 4DE

To: Camden Council

Re: London EDITION – License Review

To whom it may concern

I am writing in connection with the pending review of the late license for the London EDITION hotel. I am surprised to hear that this is even an issue, let alone being seriously considered.

I and friends have had the pleasure, on a regular basis, of enjoying the excellent hospitality offered by the restaurant & bars at the hotel since it opened. I cannot recall a single occasion where there was a 'public nuisance' issue. The hotel has only added to the attraction of the local area & we would all be for the poorer were that hospitality not to be available to enjoy of an evening.

Yours faithfully

A handwritten signature in cursive script that reads "G Flower".

Gary Flower
Director

Moritz, Sebastian (EDITION Hotels)

Subject: FW: Small Favour CRM:0005157

From: Ben Calthrop [<mailto:ben.calthrop@fleetmps.com>]
Sent: 09 September 2015 15:44
To: Moritz, Sebastian (EDITION Hotels)
Subject: RE: Small Favour CRM:0005157

Dear Sebastian,

I am delighted to offer our support. As a supplier to the Edition Hotel my staff and I have always found it to be a very pleasant experience visiting the London Edition Hotel. Working with many hotels and restaurants in the London area I would suggest that the Edition is one of the most professionally run reception areas. I have not experienced any issues relating to public disturbance and neither have my staff and we hope to continue working with Edition in the future.

Kind Regards

Ben Calthrop
Managing Director

0203 757 1938
07970680028
ben.calthrop@fleetmps.com
www.fleetmps.com

Angela Message

From: Kane, Martin (EDITION Hotels) <Martin.Kane@marriott.com>
Sent: 04 July 2015 20:07
To: GRP_London Edition Team
Subject: Hotel smoking area.

Dear All,

Just a small reminder in case any London EDITION employee is going for cigarette break. The designated area, without encouraging anyone to smoke, is situated at Newman Street behind the Blue Post Pub and further.

It was observed and reported to the hotel that our employees are occupying Blue Post benches while on cigarette break and in uniform. Please don't use mentioned seats under no circumstances, unless you are guest of Blue Post Pub after work.

It is imperative we will continue to maintain great relationship with all our neighbours, this includes Blue Post management and personnel. Therefore, please share this information with all EDITION employees.

Thank you in advance for your understanding and full support with regard to this matter.

Best regards,

Martin



MARTIN KANE
DIRECTOR OF SECURITY
DIRECT +44 (0) 788 721 7333
PHONE +44 (0) 20 7781 0000 FAX +44 (0) 20 7781 0100
EMAIL MARTIN.KANE@EDITIONHOTELS.COM
10 BERNERS STREET LONDON W1T 3NP
WWW.EDITIONHOTELS.COM

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Angela Message

From: Werede, Bemnet (EDITION Hotels) <Bemnet.Werede@editionhotels.com>
Sent: 22 June 2014 15:07
To: Watson, Schalk (EDITION Hotels); Theofanou, Tim(EDITION Hotels)
Cc: Kane, Martin (EDITION Hotels); Dawson, Jon (EDITION Hotels)
Subject: RE: Smoking area omission

Thanks Schalk, I will take it up with Ro.

Kind regards,
Bemnet

From: Watson, Schalk (EDITION Hotels)
Sent: 22 June 2014 12:43
To: Theofanou, Tim(EDITION Hotels); Werede, Bemnet (EDITION Hotels)
Cc: Kane, Martin (EDITION Hotels); Dawson, Jon (EDITION Hotels)
Subject: Smoking area omission

Hello Tim & Bemnet,

I just hereby want to inform you that after speaking multiple times to Ro Kapila (Concierge) about smoking in the designated smoking area. On the 22nd of June 2014 at approx. 11:48 Ro went into Berners Mews and smoke I informed him that this is not the smoking area which I have already done on numerous occasions and Ro admitted it I told him I'm giving you a warning now as we have received already in the past numerous complaints from our neighbours about our employees smoking there and you have been informed on numerous times already about the smoking area.

Please talk to Ro about this as we do not want this happening again.

Thank you for your continued support,

Schalk Watson

Schalk Watson
Head Of Security
OFFICE +44 (0) 20 7781 0000
MOBILE +44 (0) 7881 312976 FAX +44 (0) 207 7781 0100
EMAIL Schalk.Watson@editionhotels.com
10 BERNERS STREET LONDON W1T 3NP
WWW.EDITIONHOTELS.COM

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EDITION

Angela Message

From: LACHEZE, Lionel (EDITION Hotels) <xxLionel.Lacheze@editionhotels.com>
Sent: 23 June 2014 14:36
To: Watson, Schalk (EDITION Hotels); Bakowski, Chris (EDITION hotels); Vickers, Karl (EDITION Hotels); Mawtus, Matthew (EDITION Hotels)
Cc: Kane, Martin (EDITION Hotels); Dawson, Jon (EDITION Hotels)
Subject: RE: Smoking area omission

Dear Schalk,

Thank you for your message. We will ensure that this does not happen again.

Kind regards,

Lionel

From: Watson, Schalk (EDITION Hotels)
Sent: 22 June 2014 12:51
To: Bakowski, Chris (EDITION hotels); Vickers, Karl (EDITION Hotels); LACHEZE, Lionel (EDITION Hotels); Mawtus, Matthew (EDITION Hotels)
Cc: Kane, Martin (EDITION Hotels); Dawson, Jon (EDITION Hotels)
Subject: Smoking area omission

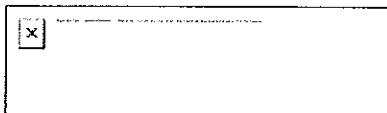
Hello Lionel, Matthew, Chris & Karl

I just hereby want to inform you that after speaking multiple times to Bogdan Blaga about smoking in the designated smoking area. On the 22nd of June 2014 at approx. 11:48 Bogdan went into Berners Mews and smoke I informed him that this is not the smoking area which I have already done on numerous occasions and Bogdan admitted it I told him I'm giving you a warning now as we have received already in the past numerous complaints from our neighbours about our employees smoking there and you have been informed on numerous times already about the smoking area.

Please talk to Bogdan about this as we do not want this happening again.

Thank you for your continued support,

Schalk Watson



Angela Message

From: Watson, Schalk (EDITION Hotels) <Schalk.Watson@editionhotels.com>
Sent: 07 November 2013 16:43
To: GRP_London Edition Team
Subject: Smoking Area

Dear Ladies & Gentleman,

I have a bit of disturbing news today as our employees constantly still leave coffee cups, cigarette ends, empty drinks containers & empty cigarette packs around the corner of the Blue Posts Pub.

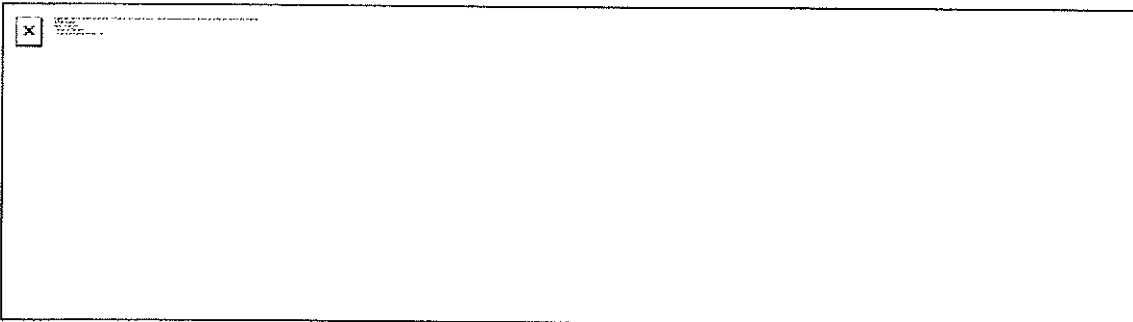
I heard from the Blue Posts Pub's Manager that they do not want hotel employees smoking there, so until further notice can all employees smoke on the opposite side of Newman Street not to create any problems with our Neighbours.

Also with this email please remind all new starters and also all employees that we have a no Take Away policy so no food or drinks to leave the Canteen.

Can you also forward this information to all employees that does not have email access.

Then also with this notice I would like to take the opportunity to thank our Housekeeping Public Area Cleaners as if it wasn't for their on-going effort we might have had a formal complaint already but due to the fact that they clean out there regularly we haven't had such a thing yet.

Kind Regards,



This email has been scanned for all viruses by the MessageLabs SkyScan service.

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
Conversion 05/06697/LIPCV	To convert the existing Justices On Licence into a Premises Licence	28.09.2005	Granted by Licensing Sub-Committee
Marriage Renewal Licence Application 05/06778/LIMR	To renew the premises Marriage Licence	19.10.2005	Granted under delegated authority
Public Entertainment Application 05/11393/LIPELR	To renew the premises Public Entertainment Licence	03.11.2005	Granted under delegated authority
Vary DPS 06/13309/LIPDPS	To vary the designated premises supervisor	03.04.2007	Granted under delegated authority
New Premises Licence 06/07004/WCCMAP	To apply for a premises licence	13.02.2007	Granted under delegated authority
New Premises Licence 12/00691/LIPN	To apply for a new premises licence	21.06.2012	Granted by Licensing Sub-Committee
Vary DPS 13/06844/LIPDPS	To vary the designated premises supervisor	15.10.2015	Granted under delegated authority

TENS history for premises:

TENS Application	Details of Application	Date Determined	Decision
15/01718/LITENP	Application to permit the sale of alcohol, late night refreshment and regulated entertainment on 4 th May 2015 (01:00-02:00)		Event allowed to proceed
15/01715/LITENP	Application to permit the sale of alcohol, late night refreshment and regulated entertainment 6 th April (01:00-02:00)		Event allowed to proceed
14/10266/LITENP	Application to permit the sale of alcohol, late night refreshment and regulated entertainment 3 rd December 2014 (01:00-03:00)		Event allowed to proceed
14/09683/LITENP	Application to permit the sale of alcohol, late night refreshment and regulated entertainment 7 th December 2014 (01:00-03:00)		Event allowed to proceed
14/07900/LITENP	Application to permit the sale of alcohol, late night refreshment and regulated entertainment 28 th September 2014 (00:00-03:00)		Event allowed to proceed
14/07661/LITENP	Application to permit the sale of alcohol, late night refreshment and regulated entertainment 16 th September 2014 (00:00-03:00)		Event allowed to proceed
14/07304/LITENP	Application to permit the sale of alcohol, late night refreshment and regulated entertainment 13 th September 2014 (01:00-03:00)		Event allowed to proceed
14/07302/LITENP	Application to permit the sale of alcohol, late night refreshment and regulated entertainment 13 th September 2014 (01:00-03:00)		Event allowed to proceed
14/02907/LITENP	Application to permit the sale of alcohol, late night refreshment and regulated entertainment 30 th April 2014 (00:00-03:00)		Event allowed to proceed

There is no appeal history for this premise.

Annex H

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

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

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

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

Current conditions on the existing licence: 13/06844/LIPDPS

Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
 - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
 - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that -
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;

- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

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

Where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.
10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the operating Schedule

None

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

11. All refuse will be stored internally prior to collection.
12. No unauthorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
13. When films are shown cinema style linked seating will not be provided except as agreed with the Environmental Health Consultation Team.
14. Except for the hotel bedrooms, the licensee shall not permit striptease in the premises. Except for the hotel bedrooms, the Licensee shall not permit nudity and all persons shall be decently attired at all times.
15. With the exception of the showing of films in Hotel Bedrooms, no entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London

Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided under the authority of this licence.

16. Licensable activities authorised by this licence may continue from the end of permitted hours on New Year's Eve until the end of permitted hours on New Year's Day
17. The use for the premises under this licence shall remain ancillary to the main use of the premises as a hotel.
18. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
19. Substantial food and non-intoxicating beverages, including drinking water shall be available
20. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorized officer throughout the preceding 31 day period.
21. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
22. There shall be a liveried doorman on duty at the entrance to the hotel at all times. He or she will hold a SIA (or successor licensing authority) license. There will always be at least two SIA registered staff on duty at all times.
23. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
24. Waste or recyclable materials, including bottles shall only be moved, removed or placed in outside areas between
Monday to Thursday 0800 and 21:00
Friday and Saturday 08:00 and 21:00
Sunday and Bank Holiday Mondays between 10:00 and 21:00
25. Deliveries to the premises shall only be arranged between:
Monday to Thursday 0800 and 21:00
Friday and Saturday 08:00 and 21:00
Sunday and Bank Holiday Mondays between 10:00 and 21:00
except by hand deliveries (i.e. goods carried into the premises by hand unaided by mechanical means e.g. pallets and sack trucks). All by hand deliveries outside of the above times shall only be delivered in a way that is not noisy and all vehicles delivering such goods shall be requested to not park in Eastcastle Street, Berners Place or Berners Mews.

26. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
27. 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.
28. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and business and leave the area quietly.
29. Loudspeakers shall not be located in the entrance lobby or outside the premises save for those used only for making emergency announcements.
30. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises 'directly off the street'
31. Any special effects or mechanical installations shall be arranged and stored so as to minimize any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Licensing Authority where consent has not previously been given.
 - Dry ice and cryogenic fog
 - Smoke machines and fog generators
 - Pyrotechnics including fire works
 - Firearms
 - Lasers
 - Explosives and highly flammable substances
 - Real flame
 - Strobe lighting
32. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other persons any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased.
NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.
33. 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.
34. 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
35. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
36. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.

37. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
38. Curtains and hangings shall be arranged so as not to obstruct emergency signs
39. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing should be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes, other than foyers, entertainment areas or function rooms, should be non-combustible.
40. The certificates listed below shall be submitted to the Licensing Authority upon written request.
- Any emergency lighting battery or system
 - Any electrical installation
 - Any emergency warning system

Conditions relating to Function Room - basement

41. The hours for Licensable Activities shall be:
Regulated Entertainment - Monday to Sunday 09:00 to 01:00
Sale and Supply of Alcohol - Monday to Sunday 09:00 to 01:00
Late Night Refreshment - Monday to Sunday 23:00 to 01:00
except for:-
- a) Hotel residents and their guests, which shall be limited to 5 persons.
 - b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of which shall be kept at the entrance to the function room for inspection by a police constable or authorised licensing officer.
 - c) Persons attending a pre-booked event on Thursday, Friday and Saturday when licensable activity is extended to 2.00am.
42. The number of persons permitted in the function room at any one time shall not exceed 220 (excluding staff) or such lesser numbers as agreed with the licensing Authority on removal of works condition.
43. There shall be no direct access from the street to the Function Room; patrons must gain access through the lobby.

Conditions relating to Restaurant - ground/mezzanine floors

44. The sale and supply of alcohol shall only be to persons seated taking a table meal there and for consumption by such persons as ancillary to their meals and by waiter and waitress service except:-
- a) To persons waiting to dine at the premises in the holding bar area where there shall be no more than 30 persons
 - b) To persons attending a pre-booked private or corporate function or ticketed event; and/or
 - c) To hotel residents and their guests.
45. The hours for Licensable Activities shall be:
- Regulated Entertainment - Monday to Sunday 09:00 to 01:00
 - Sale and Supply of Alcohol - Monday to Sunday 06:00 to 01:00
 - Late Night Refreshment - Monday to Sunday 23:00 to 01:00
- except to:-
- a) Hotel residents and their guests

b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of whom shall be kept at the entrance to the restaurant for inspection by a police constable or authorised licensing officer.

46. The Sale of Supply of alcohol between the hours of 06:00 and 09:00 shall be limited to champagne and wines to patrons partaking in the breakfast menu.

Conditions relating to the Front Living Room and Lounge Area ' Ground Floor

47. The hours for Licensable Activities (save for residents of the hotel and bona fide guests of residents limited to 5 persons) shall be:
- Regulated Entertainment - Monday to Sunday 09:00 to 01:00
 - Sale and Supply of Alcohol - Monday to Sunday 09:00 to 01:00
 - Late Night Refreshment - Monday to Sunday 23:00 to 01:00
48. There shall be no direct access from the street to the lounge area; patrons must gain access through the lobby.
49. The number of persons permitted in the Front living room and lounge at any one time shall not exceed 160 (excluding staff) or such lesser numbers as agreed with the licensing Authority on removal of works condition.

Conditions relating to the Meeting Rooms on the first floor

50. The provision of Licensable Activities in the Meeting rooms shall be restricted to private pre-booked functions save for residents of the hotel and bona fide guests.
51. The hours for Licensable Activities (save for residents of the hotel and bona fide guests of residents) shall be:
- Regulated Entertainment - Monday to Sunday 09:00 to 01:00
 - Sale and Supply of Alcohol - Monday to Sunday 09:00 to 01:00
 - Late Night Refreshment - Monday to Sunday 23:00 to 01:00
52. The number of persons permitted in the meeting rooms at any one time shall not exceed 100 (excluding staff) or such lesser numbers as agreed with the licensing Authority on removal of works condition.
53. Staff shall not be allowed to smoke in Berners Street, Berners Mews, Berners Place, Eastcastle Street and shall be directed to Newman Street
54. There shall be no entrance or egress of hotel guests or members of the public directly from/to Eastcastle Street.
55. Valet parking will be available.
56. The licence holder shall enter into an agreement with a hackney carriage and/or private carriage firm to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.
57. Persons awaiting a cab or car shall be encouraged to wait in the Front Living Room area at all times,

Conditions sought by the applicant to be attached to the licence by way of review application:

58. Conditions relating to the function room- basement

- Amend condition 41 from:

'The hours for licensable activities shall be:

Regulated entertainment – Monday to Sunday 09.00 to 01.00
Sale and Supply of Alcohol – Monday to Sunday 09.00 to 01.00
Late Night Refreshment – Monday to Sunday 09.00 to 01.00

Except for:-

- a) Hotel residents and their guests, which shall be limited to 5 persons
- b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of which shall be kept at the entrance to the function room for inspection by a police constable or authorised licensing officer
- c) Persons attending a pre-booked event on Thursday, Friday and Saturday when licensable activity is extended to 2.00am.'

To

'The hours for licensable activities shall be:

Regulated entertainment – Sunday to Thursday 09.00 to 23.30, Friday and Saturday 09.00 to 00.00
Sale and Supply of Alcohol – Sunday to Thursday 09.00 to 23.30, Friday and Saturday 09.00 to 00.00
Late Night Refreshment – Sunday to Thursday 09.00 to 23.30, Friday and Saturday 09.00 to 00.00

Except for:-

- a) Hotel residents and their guests, which shall be limited to 4 persons
- b) Persons on the proprietor's personal guest list up to a maximum of 10, a list of which shall be kept at the entrance to the function room for inspection by a police constable or authorised licensing officer

NB. If the licence holder is able to demonstrate that they have resolved the problems we have identified with parking and noise from customers returning to cars late at night, we would be prepared for the following to be added:

- c) On a maximum of 12 occasions per year, to persons attending a private, pre-booked event on Friday and Saturday when licensable activity is extended to 12.30am.'

(With the times on the licence summary to be amended to reflect this).

59. Add additional condition: 'Patrons shall not be permitted to enter/re-enter to the premises for the purpose of accessing the basement 'function room' after 11:30pm Friday- Saturday.

60. Conditions relating to restaurant known as 'The Berners Tavern' – ground/mezzanine floors

- Amend condition 45 from:

The hours for Licensable Activities shall be:

Regulated Entertainment - Monday to Sunday 09:00 to 01:00
Sale and Supply of Alcohol - Monday to Sunday 06:00 to 01:00
Late Night Refreshment - Monday to Sunday 23:00 to 01:00

except to:-

- a) Hotel residents and their guests
- b) Persons on the proprietor's personal guest list up to a maximum of 30, a list of whom shall be kept at the entrance to the restaurant for inspection by a police constable or authorised licensing officer.'

To:

'The hours for Licensable Activities shall be:

Regulated Entertainment – Sunday to Thursday 09:00 to 23:30, Friday to Saturday 09:00 to 00.00
Sale and Supply of Alcohol - Sunday to Thursday 06:00 to 23:30, Friday to Saturday 06:00 to 00.00
Late Night Refreshment - Sunday to Thursday 09:00 to 23:30, Friday to Saturday 09:00 to 00.00

except to:-

- a) Hotel residents and their guests, which shall be limited to 4 persons
- b) Persons on the proprietor's personal guest list up to a maximum of 10, a list of whom shall be kept at the entrance to the restaurant for inspection by a police constable or authorised licensing officer'

61. Conditions relating to the Front Living Room and Lounge Area known as the 'Punch Room' and the 'Lobby Bar' ' Ground Floor

- Amend condition 47 from:

'The hours for Licensable Activities (save for residents of the hotel and bona fide guests of residents limited to 5 persons) shall be:

Regulated Entertainment - Monday to Sunday 09:00 to 01:00
Sale and Supply of Alcohol - Monday to Sunday 09:00 to 01:00
Late Night Refreshment - Monday to Sunday 23:00 to 01:00'

To:

'The hours for Licensable Activities (save for residents of the hotel and bona fide guests of residents limited to 5 persons) shall be:

Regulated Entertainment - Monday to Sunday 09:00 to 01:00
Sale and Supply of Alcohol - Monday to Sunday 09:00 to 01:00
Late Night Refreshment - Monday to Sunday 23:00 to 01:00

To:

'The hours for Licensable Activities (save for residents of the hotel and bona fide guests of residents limited to persons) shall be:

Regulated Entertainment – Sunday to Thursday 09:00 to 23:30, Friday to Saturday 09:00 to 00.00
Sale and Supply of Alcohol - Sunday to Thursday 09:00 to 23:30, Friday to Saturday 09:00 to 00.00
Late Night Refreshment - Sunday to Thursday 09:00 to 23:30, Friday to Saturday 09:00 to 00.00

Conditions relating to entire premises

62 Amend condition 55 from:

'Valet parking will be available.'

To:

'A valet parking service shall be advertised in a manner likely to come to the attention of members of the public using the 'restaurant', bar and 'function room'. Such valet service shall be provided free of charge and customers shall be encouraged to use the service.'

63 Amend condition 57 from:

'Persons awaiting a cab or car shall be encouraged to wait in the Front Living Room area at all times.'

To:

'Persons awaiting a cab, car or the valet service shall be required to wait inside the premises building until their cab or car is ready.'

64 Add additional condition:

'At least two SIA licensed door supervisors shall be on duty outside the premises at all times. On any night when the basement 'function room' is used beyond 9pm for licensable activities, at least 2 additional SIA licensed door supervisors shall be on duty outside the premises from 9pm until such time as all customers of the basement 'function room' have left the vicinity. The principal duty of the supervisor(s) shall be to ensure that customers disperse from the premises without causing a public nuisance to local residents'

65 Add an additional condition:

'Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.'

66 Add additional condition:

After 9pm, patrons permitted to temporarily leave and then re-enter the premises building, e.g. to smoke, shall be limited to 12 persons at any one time.'

67 Add additional condition:

'Patrons permitted to temporarily leave and then re-enter the premises e.g. to smoke or to use mobile phones shall be restricted to a designated smoking area defined as [].' (*Note – tbc, but to be on the Berners Street frontage*).

68 Add additional condition:

'The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that they remain within the designated smoking area referred to in condition [] and to ensure that there is no public nuisance or obstruction of the public highway.'

I would also like a commitment from the hotel that they will enforce this measure by not letting customers who ignore this rule re-entry back in to the premises.

69 Add additional condition:

'The licence holder shall ensure that no queue to enter the premises forms outside the premises.'

70 Add additional condition:

'A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open to the public. This telephone number is to be made available to residents in the vicinity of the premises.'

71 Any other such conditions as the Sub-Committee decides are appropriate and proportionate following consideration of this application, submissions from the licence holder and any representations from responsible authorities and other persons.

72 All timings etc to be as the Sub-Committee decides are appropriate and proportionate following consideration of this application, submissions from the licence holder and any representations from responsible authorities and other persons.

Edition Hotel



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ANNEX J













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