



City of Westminster

Committee Agenda

Title: **Licensing Sub-Committee (3)**

Meeting Date: **Thursday 14th July, 2016**

Time: **10.00 am**

Venue: **Rooms 5, 6 & 7 - 17th Floor, Westminster City Hall, 64 Victoria Street, London, SW1E 6 QP**

Members: **Councillors:**

Melvyn Caplan (Chairman)
Louise Hyams
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 Director of Law in advance of the meeting please.

AGENDA

PART 1 (IN PUBLIC)

1. MEMBERSHIP

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. BERKELEY SQUARE GARDENS (NORTH), OPEN SPACE, BERKELEY SQUARE, W1

(Pages 1 - 24)

App No	Ward/ Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
1.	West End / not in cumulative impact area	Berkeley Square Gardens (North), Open Space, Berkeley Square, W1	New	16/03607/LIPN

2. VINOTECA, 53-55 BEAK STREET, W1

(Pages 25 - 52)

App No	Ward/ Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
2.	West End / West End Cumulative Impact Area	Vinoteca, 53-55 Beak Street, W1	Variation	16/01814/LIPV

3. UNIT 31/33, 3 MERCHANT SQUARE, W2

(Pages 53 - 98)

App No	Ward/ Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
3.	Hyde Park / not in cumulative impact area	Unit 31/33, 3 Merchant Square, W2	New	16/05415/LIPN

4. UNIT 3 AND 4, BISHOP'S QUARTERS, BISHOP'S BRIDGE ROAD, W2

**(Pages 99 -
126)**

App No	Ward/ Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
4.	Bayswater / Queenswa y & Bayswater Cumulative Impact Area	Unit 3 and 4, Bishop's Quarters, Bishop's Bridge Road, W2	New	16/04691/LIPN

5. THE LONDON SHOP, 10 QUEENSWAY, W2

**(Pages 127 -
146)**

App No	Ward/ Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
5.	Lancaster Gate / Queenswa y & Bayswater Cumulative Impact Area	The London Shop, 10 Queenswa y, W2	New	15/11442/LIPN

6. BUBBLEOLOGY, 49 RUPERT STREET, W1

**(Pages 147 -
168)**

App No	Ward/ Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
6.	West End / West End Cumulative Impact Area	Bubbleology, 49 Rupert Street, W1	New	16/04210/LIPN

7. CUTTER AND SQUIDGE, 20 BREWER STREET, W1

**(Pages 169 -
182)**

App No	Ward/ Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
7.	West End / West End Cumulative Impact Area	Cutter and Squidge, 20 Brewer Street, W1	New	16/03644/LIPN

**Charlie Parker
Chief Executive
8 July 2016**

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.

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.

Item No:	
Date:	14 July 2016
Licensing Ref No:	16/03607/LIPN - New Premises Licence
Title of Report:	Berkeley Square Gardens (North) Open Space Berkeley Square London
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Mr Ola Owojori Senior Licensing Officer
Contact details	Telephone: 020 7641 7830 Email: owojori@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	8 April 2016 validated 10 May 2016 Notice of the application has not been displayed at the premises in accordance with Licensing Act Regulations.		
Applicant:	Westminster City Council		
Premises:	Berkeley Square Gardens (North)		
Premises address:	Open Space Berkeley Square London W1J 6EB	Ward:	West End
		Cumulative Impact Area:	No
Premises description:	The premises is an open space which is hired for private events such as Antique and Art Fair in October and Glamour Awards in June		
Premises licence history:	<p>The Southern half of the Square has been licensed since 2006. An area of the Southern Square now has an on-going planning permission that permits temporary Arts and Sculpture installations for 6-12 months at a time which makes it impossible for events to be held in the southern half of the Square.</p> <p>The new application is to replace the existing premises licence for the southern half of the square with a new premises licence for the northern half of the square if the Committee is minded to grant.</p> <p>The existing licence will be surrendered once the new application is determined.</p>		
Applicant submissions:	None		
Preliminary Note:	The application form and the applicant's proposed conditions have been sent electronically to interested parties that were unable to assess the information online.		

1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	N/A
End:	00:00	00:00	00:00	00:00	00:00	00:00	N/A
Seasonal variations/ Non-standard timings:			N/A				

Performance of Dance, Live Music Recorded Music and Anything of a similar description				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	12:00	12:00	12:00	12:00	12:00	12:00	N/A
End:	00:00	00:00	00:00	00:00	00:00	00:00	N/A
Seasonal variations/ Non-standard timings:		N/A					

Exhibition of Films				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	12:00	12:00	12:00	12:00	12:00	12:00	N/A
End:	22:00	22:00	22:00	22:00	22:00	22:00	N/A
Seasonal variations/ Non-standard timings:		N/A					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	12:00	12:00	12:00	12:00	12:00	12:00	N/A
End:	00:00	00:00	00:00	00:00	00:00	00:00	N/A
Seasonal variations/ Non-standard timings:		N/A					
Adult Entertainment:		N/A					

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health
Representative:	Anil Drayan
Received:	1/6/16
<p>I refer to the application for a new Premises Licence for the above premises.</p> <p>The applicant has submitted plans of the premises, dated 4/02/16, showing the North part of Berkeley Square.</p> <p>The applicant is seeking the following licensable activities:</p> <ol style="list-style-type: none"> To provide the following regulated entertainments 'indoors' and 'outdoors' on Monday to Saturday between 12:00 to 00:00 hours: <ul style="list-style-type: none"> • Films • Live Music • Recorded Music • Performances of Dance 	

- Provision of anything of a similar description to Live Music, Recorded Music or Performances of Dance

2. Provision of Late Night Refreshment 'indoors' and 'outdoors' on Monday to Saturday between 23:00 to 00:00 hours

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

1. The hours for and types of Regulated Entertainments requested may lead to an increase in Public Nuisance in the area and may adversely impact on Public Safety
2. The hours requested for and provision of Late Night Refreshment may lead to an increase in Public Nuisance in the area

Save for the for the location I understand this application is the same in all respects, including the operating schedule, as the Premises Licence, 06/07675/WCCMAP, which currently operates in the southern half of the square. The intention being that this Licence will be surrendered if the new Licence for the northern half is granted.

Although the conditions offered are extensive these will need to be updated based on 'model' wording and redundant ones removed.

The applicant is therefore requested to contact the undersigned to arrange a site visit discuss all of the above issues. Environmental Health may then also propose further conditions to allay its concerns.

Should you wish to discuss the matter further please do not hesitate to contact me.

Further to my memo dated 31 May 2016.

For information – history check:

- Environmental Health records show that there have been no nuisance complaints at events when the noise condition limiting amplified music to 70dB (A)_{5min} has been complied with.
- Complaints have however been received at events staged in the Square where it was subsequently determined that this standard was not complied with. Such events have often been undertaken using TENs to allow for the provision of alcohol as a licensing activity.

Environmental Health recommendations for conditions:

Although this application is to move the existing licensable activities to the north part of the square with exactly the same conditions as currently operate on the existing licence for the south part of the Square (and subsequent surrender of this Licence on grant of the new Licence) Environmental Health recommends all of these conditions are replaced with the ones listed below. This is because many of the old conditions are considered to be ambiguous, duplicated and/or superfluous.

Responsible Authority:	Metropolitan Police
Representative:	Reaz Guerra
Received:	1/6/16
<p>With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives.</p> <p>An officer from this unit will be in contact with you shortly to discuss the application. However it is for the applicant to prove that this application will not add to the cumulative impact problems already experienced in this area.</p> <p>It is for these reasons that we are objecting to the application.</p> <p>Should you wish to discuss the matter further please contact PC Reaz Guerra on 0207 641 1709 or via email, rguerra@westminster.gov.uk.</p>	

2-B Other Persons			
Name:		Lois Peltz	
Address and/or Residents Association:		Residents Society Of Mayfair & St. James's	
Status:	Residents Association	In support or opposed:	Opposed
Received:	13/5/16		
<p>We wish to object to the granting of a licence for music in Berkeley Square for a series of events. Apart from the terrible nuisance these events cause because so many people come into the area there is a great deal of antisocial behaviour .i.e.drinking ,pick - pocketing and the misuse of near by doorways as lavatories .The music because of the lay out of the square is loud late and most upsetting to residents & office workers in the adjacent streets.</p> <p>We also wish to make the observation that no licensing should ever be given for longer than one year as circumstances change so rapidly and there would be no way to redress this huge mistake</p>			
Name:		Oliver Desit	
Address and/or Residents Association		Grosvenor Buildings Bourdon Street	
Status:	Resident	In support or opposed:	Opposed
Received:	12/5/16		
<p>Dear Ola,</p> <p>I have been passed your details by local residents as we are unable to find this application on the WCC website.</p> <p>Please can this application be withdrawn on the grounds of the following:</p>			

a) that this use of Berkeley Square is contrary to permitted use of the Square under the relevant legislation relating to London Squares and Gardens.

b) that 70 decibels will create an intolerable situation for those living and working in the Square and nearby streets. I am expecting a baby soon and this will impact my family heavily.

c) that the proximity of the Square to Berkely St has the potential for serious disorder if the performances are unfortunately timed.

Many thanks
Oliver Desit
Grosvenor Building

Name:	Mr Jason Hirsh		
Address and/or Residents Association:	12A Grosvenor Hill Court 15 Bourdon Street London W1K 3PX		
Status:	Resident	In support or opposed:	Opposed
Received:	27/4/16		

I am completely shocked that more events are even being considered in Berkeley Square.

Currently the square is closed twice a year which devastates the grass and renders the North side of the square practically unusable for months.

Then there is the increased traffic congestion during the set up and take down (as well as during events), all those idling diesels (plus the generators) spewing filth into the environment. You do realise Oxford street is 300m away and has the worst pollution in London right?

Current events like Lapada and Pad are lovely but frankly there are many other venues where they can be held such as the Grosvenor House where they were for years. Other events such as Glamour awards clog up Berkeley square traffic to a virtual standstill as the limos arrive.

Please don't get me started on the Morton's Disco (rave) which blasts nightclub level music in a tent in a wide open space and is unbearable.

Now you want to increase this? Really, what gain other than financial do you receive for an application such as this? To close a public space during the summer months? to prevent access from one side of the square to the other?

I can not see the proposed hours of the licensing and would appreciate those, but if anything is planned for the evening or weekends then the noise will echo around Berkeley Square, through Jones street and reverberate around Grosvenor Hill/Bourdon

Street like it always does during these events, which in the summer time leads to having to close windows to get any respite.

I strongly object to increased loss of a local amenity which is already oversubscribed in the summer months with people during the day and now you want to close off half?

yours sincerely,

A very tired resident.

Name:		Mr Michael Dunn	
Address and/or Residents Association:		Flat 32 129 Park St London W1K 7JB	
Status:	Resident	In support or opposed:	Opposed
Received:	29/4/16		

There is admittedly a lack of detailed information at this stage which might in due course mitigate some of these objections but my general grounds for objection are :-

1. Inappropriate use of a valued public space which might even be in contravention of the legislation applicable to London Squares and Gardens.
2. Potential for serious nuisance caused by noise levels to anyone who lives or works in Berkeley Square and the surrounding streets.
3. Potential for serious disorder if these musical events are wrongly timed given the proximity of Berkeley Square to Berkeley St

Name:		Cllr Glenys Roberts	
Address and/or Residents Association:		Westminster City Council	
Status:	Local Councillor	In support or opposed:	Opposed
Received:	12/5/16		

Ola many people are concerned about this Berkeley square licence but there is only limited information accessible on the site. As councillor I am objecting to what appears to be a drinking and music licence on the grounds of public nuisance and probable public disorder. Please a knowledge this objection

It is not clear from the website what these licensable activities are. People have heard rumours of rock concerts.

I realise these events have happened before but what has happened is that the residents, who have been extremely patient, have watched the open spaces in the West End engulfed with commercial activity contrary to the London Squares Act. They are now fighting back. Even the maintenance argument does not hold water. The events create twice as much damage to the grass which has to put right as normal public use. We have to allow London to breathe and not regard it solely as a cash cow.

Whilst awaiting more details of the licensing application for the above I took these photos today, Sunday, of families, tourists and locals enjoying the peace and quiet of the square both to the North and the South. Such relaxing activities would no longer be possible if events are allowed there. It is clear it is fully in use as is and there is

absolutely no call to licence it for music and drinking indeed it would go completely against the purpose of a garden square.

Please add these observations to my submission and let me know the exact nature of the proposal because unless it maintains this much needed tranquillity in the centre of our busy town I maintain my objection



Name:		Lucy Whitcutt	
Address and/or Residents Association:		Not known	
Status:	Resident	In support or opposed:	Opposed
Received:	29/4/16		
<p>I wish to make an objection to this but the website is not showing the application. Please advise?</p> <p>Regards Lucy Whitcutt</p>			
Name:		Mr Matthew Foster	
Address and/or Residents Association:		15 Bourdon Street London W1K 3PX	
Status:	Resident	In support or opposed:	Opposed
Received:	3/5/16		
<p>I am contacting you directly regarding the above Licensing Application as when this reference you have specified on your letter of the 14th April 2016 is entered on the Westminster.gov site it is not recognised.</p> <p>I wish to register my absolute opposition to this application to allow music events to take place in Berkeley Square, W1. The Streets surrounding Berkeley Square are predominately residential, with a mix of private & also sheltered housing, families the elderly & disabled all form part of this community. It is totally unacceptable for Westminster City Council to consider such a proposal which will cause considerable disturbance, anxiety & unhappiness to all the residents living in this confined location.</p> <p>I would suggest that Westminster City Council begin to take their CIVIC DUTY & the wellbeing of their rate payers more seriously than is apparently the case, which this current proposal clearly illustrates, rather than the mere interests of commercial businesses who's only consideration is in financial gain for themselves at the cost of the quality of life & health of the residents & rate payers of this borough.</p> <p>I intend to print and send this letter to you directly by signed for mail and will also register my objection on the official Westminster Gov site once you have supplied the correct Ref or the current problem with this Ref is corrected.</p> <p>Yours Faithfully, Matthew Foster.</p>			
Name:		Ron Whelan	
Address and/or Residents Association:		29A Brook Street London W1K 4HE	
Status:	Amenity Association	In support or opposed:	Opposed
Received:	4/5/16		
<p>Our Residents Group wishes to object to the continuing abuse of this much valued Mayfair green space through the repeated efforts to transform it into an entertainment hub. It is, and has always been, a place for quiet relaxation for residents and visitors and their families. Westminster Council, in this application, is simply turning it's back on local concerns in the pursuit of short term economic gain. In contrast, Mayfair as an area will be poorer if this application is granted.</p>			

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy HRS1 applies:	<p>(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.</p> <p>(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.</p>
Policy COMB1 applies:	<p>(i) Where a premises proposes to operate as a combined use premises applications will be considered on their merits with regard to each of the relevant policies e.g. Policies CD1, PS1, PN1 CH1 CIP1 and HRS1.</p> <p>(ii) The Licensing Authority will take into account the current and proposed use of the premises when considering what weight is to be given to the relevant uses and policies.</p> <p>It will take into account what is the primary use of the premises, if any, and which licensable activities are proposed outside the core hours (see policy HRS1).</p> <p>(iii) It will consider any premises which include any pub or bar use or provide facilities for fast food and drink or for music and dancing primarily under the policies specific to those uses e.g. PB1&PB2, FFP1 & FFP2, MD1 & MD2.</p>
Policy MD1 applies:	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.

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

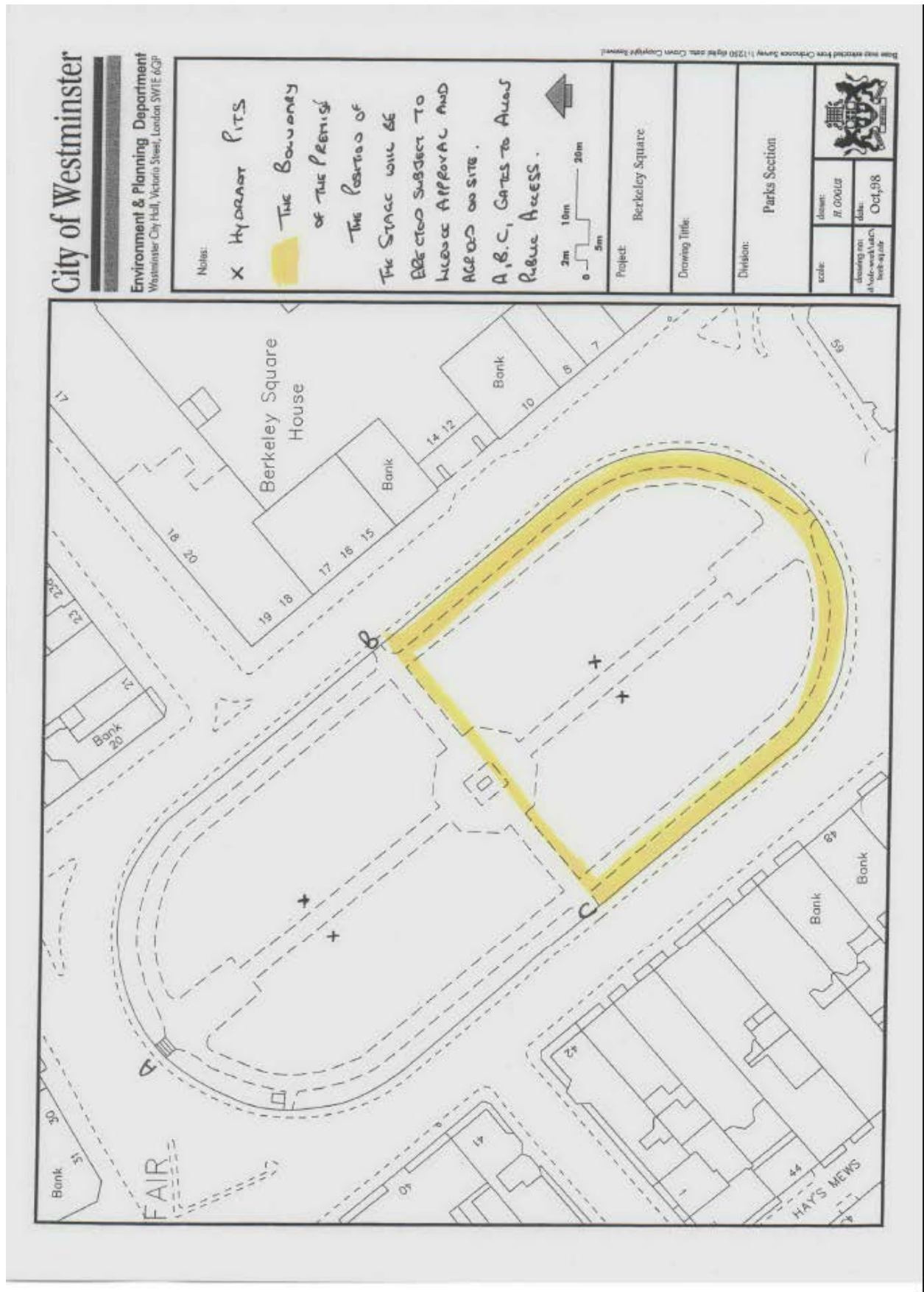
Report author:	Mr Ola Owojori Senior Licensing Officer
Contact:	Telephone: 020 7641 7830 Email: owojori@westminster.gov.uk

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 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Plan	12/4/16
5	Application	12/4/16
6	Proposed conditions	12/4/16
7	Application served and acknowledged	12/4/16
8	Public Notice	12/4/16
9	Residents notification	14/4/16
10	Jason Hirsh representation	27/4/16
11	Michael Dunn representation	29/4/16
12	Lucy Whitcutt representation	29/4/16
13	Matthew Foster representation	3/5/16
14	Ron Whelan representation	4/5/16
15	Cllr Roberts representation	12/5/16
16	Oliver Desit representation	12/5/16
17	Lois Peltz representation	13/5/16
18	Environmental Health representation	1/6/16
19	Police representation	1/6/16
20	Hearing notification	22/6/16
21	Environmental Health Service proposed conditions	5/7/16
22		
23		
24		





Applicant Proposed Conditions

1. The licensee shall ensure that the Bandstand area and public space in the vicinity of the premises are kept free of litter from the premises at all material times to the satisfaction of the Council.
2. When there is a performance of concerts, at the Bandstand the highway in the vicinity of the premises shall be swept at regular intervals and at the close of business. All litter and sweepings collected and stored in the accordance with the approved refuse storage arrangements. The Bandstand area is swept every evening prior to closing
3. The Licensee must ensure that the LAeq (5min) noise level does not exceed 70dB at the nearest affected premises during concert performances.
4. The following details must be provided to the Council's Environmental Health Consultation Team within a minimum of 28 days prior to the event day/s:
 - Onsite contact details for an appropriate person, in overall charge of the noise levels.
 - A running order of the proposed concerts that will be performed during the season.
5. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used upon 10 days prior written notice being given to the Licensing Authority and clearance by the London Fire and Emergency Planning Authority and the Environmental Health Consultation Team, Westminster City Council:
 - Dry ice and cryogenic fog
 - Smoke Machines and fog generators
 - Pyrotechnics including fireworks
 - Lasers
 - Strobe Lighting
6. For all performances only hangings, curtains, upholstery and temporary decorations complying with the relevant British (or where appropriate European) Standard shall be used. Where necessary these shall be periodically tested for flame resistance and re-treated as necessary
7. The Licensee will comply with all reasonable requirements of the Environmental Health Consultation Team, Westminster City Council and the London Fire and Emergency Planning Authority

8. The Licensee shall ensure that all performers are issued with an Indemnity including all the conditions attached to the Premises Licence and, if relevant those agreed as a result of meetings with the Police and other agencies who have issues which need to be met.
9. The Bandstand changing area to comply with all issues relating to adequate Fire equipment, trained personal in the use of that equipment, and evacuation procedures. This to be verified by the local Fire Officer.
10. All Electrical equipment to be assessed by a competent person to comply with all current legislation for Health and Safety requirements.
11. Adequate medical and First Aid cover and facilities appropriate to the licensed area must be provided.
12. Adequate sanitary accommodation must be provided and maintained to serve the licensed event to the standards lay down by the Environmental Health Consultation Team. Onsite toilets for the performers in the Bandstand accommodation support this and Public Conveniences situated outside the park for the public, which is shown on the plan provided.
13. All gateways will be manned on performance times only. This is to facilitate emergency procedures with the public, to also maintain public safety, and to deal with incidents that may arise with the public.
14. No Alcohol is allowed into the Bandstand Auditorium during the concert performances.
15. The Licensee will comply with all reasonable requirements of the Environmental Health Consultation Team, Westminster City Council, The London Fire Brigade and Emergency Planning Authority, and the Metropolitan Police Service.
16. The duration of Live and Recorded Music shall not exceed a maximum of four hours in any giving day.
17. All events within the gardens shall comply with a set of standard conditions/permission letters for the use of the gardens, in addition to event specific conditions.
18. All statutory regulations and byelaws shall be covered within the standard conditions and regular advice and liaison will take place with the Environmental Health Service.
19. Consultation shall take place with local police, local businesses and communities in relation to event programme, timings and frequency.

20. All events shall be supervised and stewarded as according to the police and licensing requests.
21. Organiser shall supply an event safety plan, covering all aspects of health and safety, risk assessment, evacuation and first aid cover.
22. The type of event must reflect a tasteful and appropriate content to be submitted prior to the event and agreed by all parties to be suitable.
23. Where there is concern about the content of an event, the event shall not take place until a satisfactory result is found.
24. A lost children arrangement shall be provided at all public and private events if agreed by all parties.
25. Advice shall be sought from the necessary agency when children are to be present at an event and conditions set shall be adhered to.
26. All regulated entertainment and provision of Late Night Refreshment must be carried out within a Marquee or Tented Structure, which must be fully acoustically lined.
27. Accommodation limits for the tented structures will be set in line with the technical standards for places of entertainment by the Environmental Health Consultation Team 28 days prior to any event taking place.
28. The performance of dance shall be limited to a maximum of 20 occasions per calendar year.
29. The screening of films to be restricted to television or flatscreen and not to exceed 5 times per calendar year.
30. Live music shall not exceed a maximum of 4 hours in any given day and is restricted to a maximum of 20 days in the calendar year.
31. Recorded music shall not exceed more than 20 occasions per calendar year.
32. A minimum of 28 days written notice to be given to the Environmental Health Consultation Team of any event within Berkeley Square and/or where a temporary structure is to be erected.
33. Full structural design details and calculations of all and any structures to be erected within the licensed area, must be submitted to the Westminster City Council Building Control, to be able to obtain the necessary licence.
34. The Premises Licence Holder shall ensure that the highway and public spaces in the vicinity of the premises are kept free of litter from the premises at all material times to the satisfaction of the Council when there is a performance of concerts, plays and

films. All litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.

35. There shall be no noise audible at the boundary of the premises, from any construction or similar works in association with the set-up and breakdown of the site, outside the hours of:

08:00 to 18:00 hours Monday to Saturday
10:00 to 13:00 hours Sunday

36. Electrical generators, where used, must be:

- (a) Located within the licensed area, clear of buildings, marquees and structures, and free from flammable materials except fuel necessary to power an electrical generator;
- (b) Enclosed to prevent unauthorised access and to prevent noise propagation;
- (c) Able to provide power for the duration of the event;
- (d) Provided with an alternative automatic back up system in the event of primary generator failure when essential communications or lighting are needed;
- (e) Operated and attenuated to a noise level that is agreed by the Environmental Health Consultation Team.

37. Twenty-four hour Security Industry Authority (SIA) approved security to be provided on site from the night when equipment first arrives until final removal.

38. No non-emergency vehicles shall be operated within the premises during the event or when members of the public are on the premises.

39. The Licensee will ensure that risk assessments are produced for each event. These shall be made available to the Environmental Health Consultation Team upon request.

40. The Licensee must nominate one person for each event to act as safety co-ordinator. This information shall be made available to the Environmental Health Consultation Team.

41. An Event Management Plan shall be presented to the Responsible Authorities 28 days prior to an Event. This is to include:

- (a) Emergency and Evacuation procedures;
- (b) Crowd management and stewarding arrangements;
- (c) A detailed plan showing site layout and emergency egress points.

42. Public areas must be kept clear of refuse and other combustibles prior to, and so far as is reasonably practicable, during the licensed event.

43. The event organiser to comply with all issues relating to adequate fire equipment trained personnel in the use of that equipment, and evacuation procedures. This is to be verified by the local Fire Officer.

44. A competent person shall assess all electrical equipment. Subsequent reports shall be made available to the Environmental Health Consultation Team upon request.
45. All functions relating to the setting up and dismantling of the event, the licensed are and all equipment are carried out in accordance with the Health and Safety at Work etc. Act 1974 and all related regulations, Codes of Practice and Guidance Notes. All documentation required by the Health and Safety at Work etc. Act 1974 relating to contractors and employees must be available for inspection by authorised officers at all times during the licensed event and must be kept at the location.

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
New Application	Application for a new premises licence for the Berkeley Square Gardens (South)	04.07.06	Granted by Licensing Sub Committee

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. 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.

Conditions proposed by the Environmental Health (To replace those proposed by the applicant)

2. A suitable Event Management Plan shall be produced prior to an event for an audience consisting of more than 500 persons and made available on request to an authorised officer from the responsible authorities at least 28 days prior to the event starting. The event plan shall include, amongst other things , details of the following:
 - Event schedule, including details of build and de-rig
 - Health and Safety risk assessments
 - Media strategy and local publicity
 - Stewarding/Security plan
 - Fire risk assessment
 - Emergency procedures
 - WC provision
 - First Aid
 - Electrical and power supply arrangements
 - Parking/Traffic management
 - Dispersal policy
 - Noise management plan
 - Refuse/Cleansing arrangements

3. The Licensee shall comply with all reasonable requirements of the Environmental Health Consultation Team, Westminster City Council Special Events Team, The London Fire Brigade and the Metropolitan Police Service.
4. Notification of the intention to hold an event, at least 14 days prior to any event, shall be posted on site notice boards and/or by direct communication with local residents, businesses and local Residents Associations
5. Where necessary full structural design details and calculations of all temporary structures must be submitted to Westminster Building Control, and the appropriate temporary structures licences obtained prior to an event starting.
6. The maximum number of persons accommodated at the premises within the boundary security fence at any one time (excluding staff and performers) shall be: 1000
7. The Licensee must ensure that the LAeq (5 min) noise level does not exceed 70 dB (A) at the nearest noise sensitive premises whenever amplified music is provided.
8. The provision of Live and Recorded music shall not exceed more than 20 occasions per calendar year.
9. The duration of Live and Recorded Music shall not exceed a maximum of four hours on any given day
10. There shall be no noise audible at the boundary of the premises from any construction or similar works carried out in association with the set up and dismantling of the site, outside the hours of:

08:00 - 18:00 Monday to Saturday
10:00 - 13:00 Sunday
11. The licence holder shall ensure that any queue to enter the premises or crowd gathering which forms outside the premises is orderly and supervised by security staff so as to ensure that there is no public nuisance or obstruction to the public highway.
12. Electrical generators, where used, must be:
 - (a) Suitably located clear of buildings, marquees and structures, and free from flammable materials;
 - (b) Enclosed to prevent unauthorised access and to prevent noise propagation;
 - (c) Able to provide power for the duration of the event;
 - (d) Provided with an alternative automatic backup system in the event of primary generator failure when essential communications or lighting are needed;
 - (e) Operated and attenuated to a noise level that is agreed by the Environmental Health Consultation Team
13. Any special effects or mechanical installations shall be arranged and stored so as to minimise 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 Environmental Health Consultation Team 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.

14. 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

15. 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 crowds attracted to 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.

16. 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.

17. 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.

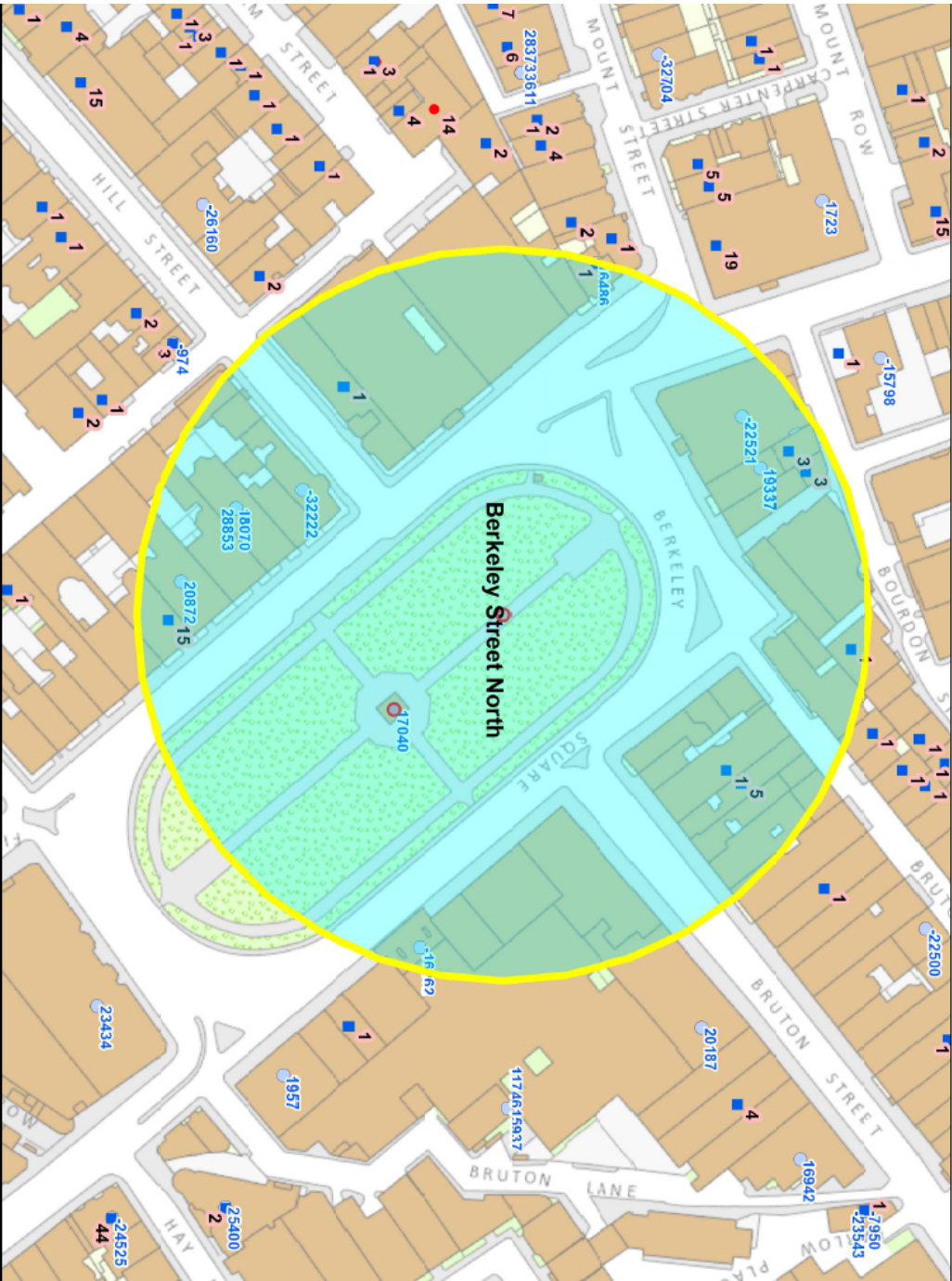
18. Curtains and hangings shall be arranged so as not to obstruct emergency signs.

19. All fabric, including curtains and drapes, used on stage for tents and marquees, or plastic and weather sheeting, shall be inherently or durably flame retardant to the relevant British Standards. Certificates of compliance must be available upon request to authorised officers of the Responsible Authorities.



City of Westminster

Berkeley Square Gardens (North)



10
Meters

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Residential / Proposed Residential	30
Under Construction	0
Other Uses	Not known
Proportion Residential of all Uses	Not known
Data Source: Uniform Database Date: 22/06/2016	

Premises within 75 metres of Berkeley Square Gardens (North)			
p / n	Name of Premises	Premises Address	Opening Hours
17040	Open Space	Open Space Berkeley Square London W1J 6EB	Monday to Saturday 12:00 - 00:00
19337	Morton's Club	Basement To Third Floor 28 Berkeley Square London W1J 6EN	Sunday 09:00 - 03:00 Monday to Saturday 09:00 - 03:30
16486	GSK	34 Berkeley Square London W1J 5BF	Monday to Sunday 00:00 - 00:00
20872	Annabel's	46 Berkeley Square London W1J 5AT	Sunday 07:00 - 00:30 Sundays before Bank Holidays 07:00 - 01:30 Monday to Saturday 07:00 - 04:00
28853	Annabel's	Basement And Part Ground Floor And Part First Floor 44 Berkeley Square London W1J 5AR	Monday to Saturday 09:00 - 04:00 Sunday 12:00 - 23:00
-32222	Paisley + Tyler Co Ltd	42 Berkeley Square London W1J 5AW	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-22521	Phillips	30 Berkeley Square London W1J 6EX	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:00
-16262	Benares Restaurant & Bar	12 Berkeley Square London W1J 6EB	Monday to Sunday 11:00 - 01:30
18070	Clermont Club	Part Ground Floor And Part First Floor And Second Floor To Fourth Floor 44 Berkeley Square London W1J 5AR	Monday to Sunday 00:00 - 00:00



City of Westminster

Licensing Sub-Committee Report

Agenda Item 2

Item No:	
Date:	14 July 2016
Licensing Ref No:	16/01814/LIPV - Premises Licence Variation
Title of Report:	Vinoteca 53 - 55 Beak Street London W1F 9SH
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Mr Darren O'Leary Senior Licensing Officer
Contact details	Telephone: 02076417824 Email: doleary@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	12 February 2016		
Applicant:	Vinoteca Limited		
Premises:	Vinoteca		
Premises address:	53 - 55 Beak Street London W1F 9SH	Ward:	West End
		Cumulative Impact Area:	West End
Premises description:	<p>The premises is currently run as a restaurant and shop.</p> <p>The premises comprises of a ground floor which has a restaurant and shop area and a first floor restaurant area.</p>		
Variation description:	<p>To permit the supply of alcohol for consumption without food on the premises until 20:00 on any day by waiter/ waitress service to customers seated in the hatched areas, as shown on the plans submitted. This will be to no more than 10 persons in each designated area on each of the ground and first floor.</p> <p>To include an additional condition in relation to condition 27.</p>		
Premises licence history:	This premises have been licensed since at least October 2005.		
Applicant submissions:	None submitted.		

1-B Current and proposed licensable activities, areas and hours						
Late night refreshment						
Indoors, outdoors or both		Current :			Proposed:	
		Both			No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	00:30	No Change		N/A	N/A
Tuesday	23:00	00:30			N/A	N/A
Wednesday	23:00	00:30			N/A	N/A
Thursday	23:00	00:30			N/A	N/A
Friday	23:00	00:30			N/A	N/A
Saturday	23:00	00:30			N/A	N/A
Sunday	23:00	00:00			N/A	N/A
Seasonal variations:	Current:				Proposed:	
	N/A				N/A	

Non-standard timings:	Current:	Proposed:
	N/A	N/A

Sale by Retail of Alcohol						
On or off sales			Current :		Proposed:	
			Both		No Change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:00	No Change		N/A	N/A
Tuesday	10:00	00:00			N/A	N/A
Wednesday	10:00	00:00			N/A	N/A
Thursday	10:00	00:00			N/A	N/A
Friday	10:00	00:00			N/A	N/A
Saturday	10:00	00:00			N/A	N/A
Sunday	12:00	23:30			N/A	N/A
Seasonal variations:	Current:				Proposed:	
	N/A				N/A	
Non-standard timings:	Current:				Proposed:	
	N/A				N/A	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:30	No Change		N/A	N/A
Tuesday	10:00	00:30			N/A	N/A
Wednesday	10:00	00:30			N/A	N/A
Thursday	10:00	00:30			N/A	N/A
Friday	10:00	00:30			N/A	N/A
Saturday	10:00	00:30			N/A	N/A
Sunday	12:00	00:00			N/A	N/A
Seasonal variations:	Current:				Proposed:	
	N/A				N/A	
Non-standard timings:	Current:				Proposed:	
	N/A				N/A	

1-C Layout alteration
None proposed.

1-D Conditions being varied, added or removed		
Proposed Condition		
<p>Notwithstanding condition 27, alcohol may be supplied to customers without food provided that</p> <p>(a) Such supply shall only be to persons seated and served by waiter/waitress (b) Such supply shall cease at 20:00 (c) Such supply shall be limited to 10 customers on the ground floor and 10 on the first floor to be seated on the area hatched black and shown on plan number</p> <p>The availability of alcohol without food shall not be promoted or advertised otherwise than on menus and price lists within the premises.</p>		
Adult entertainment:	Current position:	Proposed position:
	N/A	N/A

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health
Representative:	Anil Drayan
Received:	9 th March 2016
<p>I refer to the variation application for the above premises which is located in the West End Cumulative Impact area.</p> <p>The applicant has submitted new plans of the premises, drawing no. 465_01_0250, dated 25/11/2011 showing the areas on the ground and first floors proposed for service of alcohol without it being ancillary to food.</p> <p>The applicant is seeking the following:</p> <ol style="list-style-type: none"> To permit the supply of alcohol for consumption without food until 20:00 hours for up to 20 persons. <p>I wish to make the following representations:</p> <ol style="list-style-type: none"> The proposed variation may lead to an increase in Public Nuisance in the West End Cumulative Impact area. <p>Whilst the application appears to be in line with Westminster's new Statement of Licensing policy and appropriate conditions have been offered Environmental Health considers the numbers sought, 20 out of 80 patrons - 25% of the total capacity of the premises, is a matter for the Licensing- Sub Committee for determination.</p> <p>Also clarification is sought as to whether it is intended for the complete removal of</p>	

condition 27 as stated in the application. If so then Public Nuisance, Public Safety and being against Policy representations are made on this aspect.

The applicant is therefore requested to contact the undersigned to discuss the above. Please contact me if you require further advice or information

2-B Other Persons			
Name:		Cllr Glenys Roberts	
Address and/or Residents Association:		Local Councillor	
Status:	Valid	In support or opposed:	Opposed
Received:	1 st March 2016		
<p>As local councillor I should like to support the local residents in resisting any increase in drinking numbers for all the reasons listed before</p>			
Name:		David Gleeson - The Soho Society	
Address and/or Residents Association:		The Soho Society St Anne's Tower 55 Dean Street London W1D 6AF	
Status:	Valid	In support or opposed:	Opposed
Received:	11 th March 2016		
<p>I write to make a relevant representation to the above application on behalf of The Soho Society.</p> <p>The Soho Society objects to this application as it is currently presented, on the grounds of prevention of public nuisance, prevention of crime and disorder and cumulative impact in the West End Stress Area.</p> <p>About The Soho Society</p> <p>The Soho Society is a charitable company limited by guarantee established in 1972. The society is a recognised amenity group and was formed to make Soho a better place to live, work or visit by preserving and enhancing the area's existing diversity of character and uses, and by improving its facilities, amenities and environment. In particular, the society supports the Westminster City Council's policies, including the cumulative impact policy, as set out in the Statement of Licensing Policy.</p> <p>Application summary</p> <p>The application is described in Westminster Licensing News (1 March 2016 edition) as follows:</p>			

To permit the supply of alcohol for consumption without food on the premises until 20:00 on any day by waiter/waitress service to customer seated in the hatched areas, as shown on the plans submitted. This will be to no more than 10 persons in each designated area on each of the ground and first floor. Remove condition 27.

Increase in capacity of licensed premises in West End Cumulative Impact Area

The application seeks to increase in capacity at this venue within the West End Cumulative Impact Area. This is of particular concern as the sale of alcohol is proposed to be not ancillary to food. This application fails to promote the licensing objectives of prevention of crime and disorder, and public nuisance. Recent Metropolitan Police crime statistics show high levels of theft, theft from person, anti-social behaviour, drugs and sexual offenses in the area. There are private homes in nearby buildings, and residents in the immediate area are subject to noise and general nuisance every night of the week.

Licensing policy

This area has been identified by the Westminster City Council (2.4.1 of the Statement of Licensing Policy, as amended) as under stress because the cumulative effect of the concentration of late night and drink led premises and night cafes has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses.

The policies in relation to the stress areas are directed at the global and cumulative effects of licences on the area as a whole (2.4.5 of the policy). The policies are intended to be strict and will only be overridden in genuinely exceptional circumstances (2.4.2 of the policy). The growth in the entertainment industry in Soho has led to a marked deterioration in the quality of life and well-being of local residents and it has jeopardised the sustainability of the community. Soho has a substantial residential community and many of these residents suffer from problems such as, but not limited to, high levels of noise nuisance, problems with waste, urinating and defecating in the streets, threats to public safety, anti-social behaviour, crime and disorder and the change in character of historic areas.

For the reasons I have set out, we believe that the application, if granted in its present form, would fail to promote the licensing objectives of prevention of public nuisance and prevention of crime and disorder. I respectfully urge the Licensing Sub-Committee to reject this application.

Please let me know if any proposals are made to amend the application; particularly in respect of the hours sought or any further conditions proposed.

Name:	Mr Raheel Ackrim		
Address and/or Residents Association	Flat 9 6 Upper John Street London		
Status:	Valid	In support of opposed:	Opposed
Received:	1 st March 2016		

I object to this LIPV application.

Vinoteca, a licensed restaurant, is asking to serve 20 drinkers without food.

This Variation will increase the number of people consuming alcohol for a longer period which will add to existing cumulative impact.

Paragraph 2.4.4 of Westminster's statement of Licensing Policy states that a small increase in capacity in each premises would lead to a significant increase overall and that each incremental increase contributes in part to increasing the attraction of the area as a 'honey pot' destination for night life and to the cumulative problems created by such high concentration of activity in the area. The new Statement of Licensing policy states that restaurants must not add to cumulative impact and that the variations will only be granted if not contrary to other policies. It is subject to other policies: this area is subject to seismic cumulative impact and is in the Westminster Stress Area.

The new Statement of Licensing policy says clearly that this increase in cumulative impact will not be allowed. Westminster has already given Planning for 2 large new restaurants, one immediately opposite Vinoteca on Beak Street and one a hundred metres away on Marshall Street. Their impact is yet to be registered. The Statement further says that 'the consumption of alcohol is not and cannot become a significant part of the operation of the premises'. The proposal for 20 drinkers is higher than the request for 15 last year. This puts the number of drinkers to diners as 20 to 60.

The lower number 15 was a significant factor in the decision to refuse the application last year, a copy of which I may refer to at the hearing. This application does not explain why it has exceptional reasons for overriding Westminster policies.

The application also states that Vinoteca wish to remove condition 27.

Later on in the application this is contradicted.

Name:	Ms Hannah Moody		
Address and/or Residents Association	The Studio 16 Cavaye Place London		
Status:	Valid	In support or opposed:	Opposed
Received:	1 st March 2016		

I object to this LIPV application.

Vinoteca, a licensed restaurant, is asking to serve 20 drinkers without food.

This Variation will increase the number of people consuming alcohol for a longer period which will add to existing cumulative impact.

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states that restaurants must not add to cumulative impact and that the variations will only be granted if not contrary to other policies. It is subject to other policies: this area is subject to seismic cumulative impact and is in the Westminster Stress Area.

The new Statement of Licensing policy says clearly that this increase in cumulative impact will not be allowed. Westminster has already given Planning for 2 large new restaurants, one immediately opposite Vinoteca on Beak Street and one a hundred metres away on Marshall Street. Their impact is yet to be registered. The Statement further says that 'the consumption of alcohol is not and cannot become a significant part of the operation of the premises'. The proposal for 20 drinkers is higher than the request for 15 last year. This puts the number of drinkers to diners as 20 to 60.

The lower number 15 was a significant factor in the decision to refuse the application last year, a copy of which I may refer to at the hearing. This application does not explain why it has exceptional reasons for overriding Westminster policies.

The application also states that Vinoteca wish to remove condition 27.

Later on in the application this is contradicted.

Name:		Mrs Liz Callingham	
Address and/or Residents Association		Flat 2 6 Upper John Street London	
Status:	Valid	In support or opposed:	Opposed
Received:	1 st March 2016		

I object to this LIPV application.

Vinoteca, a licensed restaurant, is asking to serve 20 drinkers without food.

This Variation will increase the number of people consuming alcohol for a longer period which will add to existing cumulative impact.

Paragraph 2.4.4 of Westminster's statement of Licensing Policy states that a small increase in capacity in each premises would lead to a significant increase overall and that each incremental increase contributes in part to increasing the attraction of the area as a 'honey pot' destination for night life and to the cumulative problems created by such high concentration of activity in the area. The new Statement of Licensing policy states that restaurants must not add to cumulative impact and that the variations will only be granted if not contrary to other policies. It is subject to other policies: this area is subject to seismic cumulative impact and is in the Westminster Stress Area.

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The lower number 15 was a significant factor in the decision to refuse the application last year, a copy of which I may refer to at the hearing. This application does not explain why it has exceptional reasons for overriding Westminster policies.

The application also states that Vinoteca wish to remove condition 27.

Later on in the application this is contradicted.

Name:		Mr Steve Parish	
Address and/or Residents Association		Penthouse 6 Upper John Street London	
Status:	Valid	In support or opposed:	Opposed
Received:	3 rd March 2016		

I object to this LIPV application.

Vinoteca, a licensed restaurant, is asking to serve 20 drinkers without food.

This Variation will increase the number of people consuming alcohol for a longer period which will add to existing cumulative impact.

Paragraph 2.4.4 of Westminster's statement of Licensing Policy states that a small increase in capacity in each premises would lead to a significant increase overall and that each incremental increase contributes in part to increasing the attraction of the area as a 'honey pot' destination for night life and to the cumulative problems created by such high concentration of activity in the area. The new Statement of Licensing policy states that restaurants must not add to cumulative impact and that the variations will only be granted if not contrary to other policies. It is subject to other policies: this area is subject to seismic cumulative impact and is in the Westminster Stress Area.

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The lower number 15 was a significant factor in the decision to refuse the application last year, a copy of which I may refer to at the hearing. This application does not explain why it has exceptional reasons for overriding Westminster policies.

The application also states that Vinoteca wish to remove condition 27.

Later on in the application this is contradicted.

Name:	Mrs Anne Walston
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Address and/or Residents Association		Flat 7 6 Upper John Street London	
Status:	Valid	In support or opposed:	Opposed
Received:	1 st March 2016		
<p>I object to this LIPV application.</p> <p>Vinoteca, a licensed restaurant, is asking to serve 20 drinkers without food.</p> <p>This Variation will increase the number of people consuming alcohol for a longer period which will add to existing cumulative impact.</p> <p>Paragraph 2.4.4 of Westminster's statement of Licensing Policy states that a small increase in capacity in each premises would lead to a significant increase overall and that each incremental increase contributes in part to increasing the attraction of the area as a 'honey pot' destination for night life and to the cumulative problems created by such high concentration of activity in the area. The new Statement of Licensing policy states that restaurants must not add to cumulative impact and that the variations will only be granted if not contrary to other policies. It is subject to other policies: this area is subject to seismic cumulative impact and is in the Westminster Stress Area.</p> <p>The new Statement of Licensing policy says clearly that this increase in cumulative impact will not be allowed. Westminster has already given Planning for 2 large new restaurants, one immediately opposite Vinoteca on Beak Street and one a hundred metres away on Marshall Street. Their impact is yet to be registered. The Statement further says that 'the consumption of alcohol is not and cannot become a significant part of the operation of the premises'. The proposal for 20 drinkers is higher than the request for 15 last year. This puts the number of drinkers to diners as 20 to 60.</p> <p>The lower number 15 was a significant factor in the decision to refuse the application last year, a copy of which I may refer to at the hearing. This application does not explain why it has exceptional reasons for overriding Westminster policies.</p> <p>The application also states that Vinoteca wish to remove condition 27.</p> <p>Later on in the application this is contradicted.</p>			
Name:		Mr Pierre-Yves Guerber	
Address and/or Residents Association		Flat 4 6 Upper John Street London	
Status:	Valid	In support or opposed:	Opposed
Received:	9 th March 2016		
<p>I object to this LIPV application.</p> <p>Vinoteca, a licensed restaurant, is asking to serve 20 drinkers without food.</p>			

This Variation will increase the number of people consuming alcohol for a longer period which will add to existing cumulative impact.

Paragraph 2.4.4 of Westminster's statement of Licensing Policy states that a small increase in capacity in each premises would lead to a significant increase overall and that each incremental increase contributes in part to increasing the attraction of the area as a 'honey pot' destination for night life and to the cumulative problems created by such high concentration of activity in the area. The new Statement of Licensing policy states that restaurants must not add to cumulative impact and that the variations will only be granted if not contrary to other policies. It is subject to other policies: this area is subject to seismic cumulative impact and is in the Westminster Stress Area.

The new Statement of Licensing policy says clearly that this increase in cumulative impact will not be allowed. Westminster has already given Planning for 2 large new restaurants, one immediately opposite Vinoteca on Beak Street and one a hundred metres away on Marshall Street. Their impact is yet to be registered. The Statement further says that 'the consumption of alcohol is not and cannot become a significant part of the operation of the premises'. The proposal for 20 drinkers is higher than the request for 15 last year. This puts the number of drinkers to diners as 20 to 60.

The lower number 15 was a significant factor in the decision to refuse the application last year.

This area of Beak street is already saturated on weekends and getting this licence through would cause significant issues and nuisance.

Name:		Mr Bijan Seghatchian	
Address and/or Residents Association		61-63 Beak Street London	
Status:	Valid	In support or opposed:	Opposed
Received:	10 th March 2016		

' object as a similar application was rejected by the licensing committee last year and this new application requests more people able to drink without substantial meals (25% of the overall capacity). This does not appear to be in line with the recent policy considerations (The service of alcohol without food should not be a 'significant' part of the operation (para 2.4.21)).

The committee also rejected the previous application as it is clear from Vinoteca's other outlets and advertising that they operate as a wine bar, a wine retailer and provide meals. This site is licensed to operate as a restaurant, only providing alcohol to accompany substantial meals as part of the main meals at lunchtime and dinner (license condition paragraphs 12 and 27). I would be very concerned if the license were to be amended to soften this purpose given the cumulative impact in the area.

I would also argue that the creation of a seated bar area on bar stools and the offering of light meet or cheese platters on the menu is inconsistent with a restaurant operation and already is confusing for customers to understand whether this is a bone fide

restaurant or wine bar offering accompanying snacks.			
Name:		Dr Paul Beckwith	
Address and/or Residents Association		51 Beak Street London	
Status:	Valid	In support or opposed:	Opposed
Received:	23 rd February 2016		
<p>I live right next door to Vinoteca and would be the most affected of any resident by the application.</p> <p>Vinoteca is a quiet, friendly and high quality restaurant which is a great amenity to the neighbourhood. They have never caused any problems with noise or disturbance.</p> <p>Allowing the management to serve a few customers a glass of wine without food, will not change the ambience at all.</p> <p>I am strongly supportive of the application.</p>			

3. Policy & Guidance

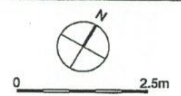
The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy RNT2 applies	Applications will be granted subject to other policies in this Statement and subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1, provided it can be demonstrated that they will not add to cumulative impact in the Cumulative Impact Areas.
Policy PB2 applies	It is the Licensing Authoritys policy to refuse applications in the Cumulative Impact Areas other than applications to vary hours within the Core Hours under Policy HRS1.
Policy CIP1 applies	<p>(i) It is the Licensing Authoritys policy to refuse applications in the Cumulative Impact 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.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact 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

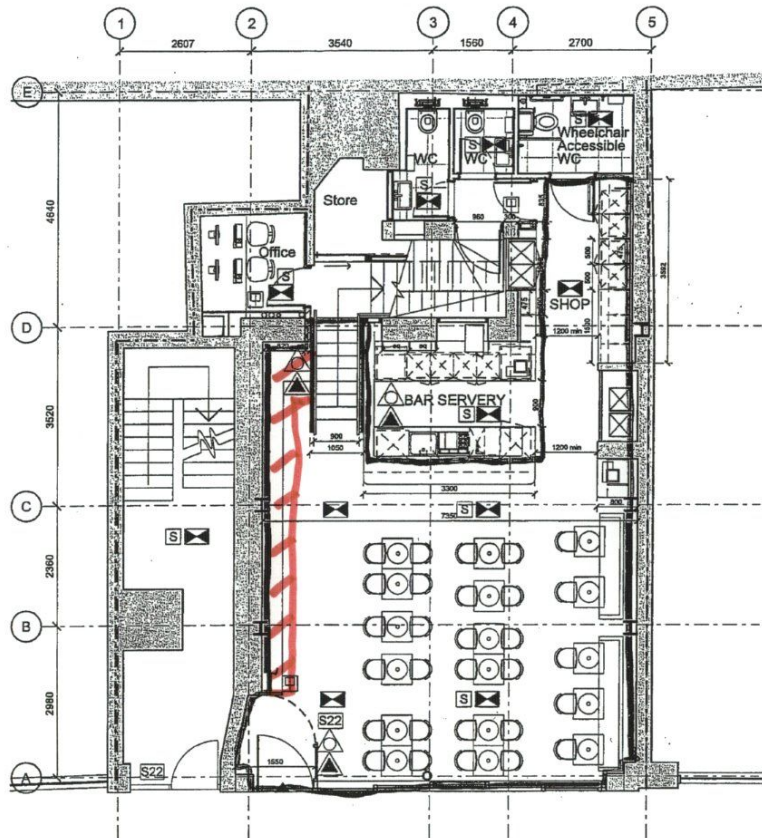
Report author:	Mr Darren O'Leary Senior Licensing Officer
Contact:	Telephone: 02076417824 Email: doleary@westminster.gov.uk

DO NOT SCALE FROM THIS DRAWING ALL DIMENSIONS ARE TO BE CHECKED ON SITE PRIOR TO BUILD. DIMENSIONAL DISCREPANCIES BE COMPARED WITH ARCHITECT'S DRAWING IS TO BE READ IN CONJUNCTION WITH ALL CORRECTIVE INFORMATION. MACKAY AND PARTNERS LLP RETAIN THE COPYRIGHT OF ALL INFORMATION WITHIN THIS DRAWING.

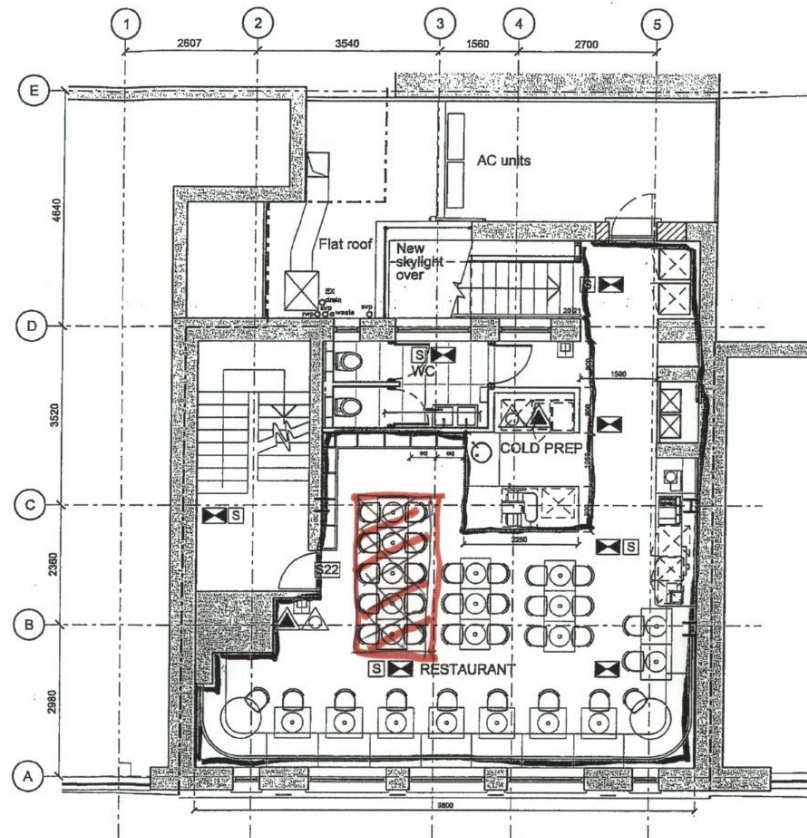


FIRE SAFETY LEGEND

	Fire alarm call point
	Fire alarm bell sounder
	Fire extinguisher Aqueous Film Foam
	Fire extinguisher Carbon Dioxide
	Fire Blanket in container
	Emergency escape light fitting
	Automatic Heat detector
	Automatic Smoke detector
	Fire Exit sign with emergency light
	Fire Exit sign with arrow indicating direction of escape route



Ground Floor Plan



First floor plan

= AREA FOR LICENSABLE ACTIVITY.

Issued for Information 18.04.17

Rev	Description	Date

ALL SUBCONTRACTORS TO PROVIDE PRODS FOR APPROVAL PRE FABRICATION

ALL SITE DIMENSIONS TO BE CHECKED & COORDINATED WITH OTHER TRADES

DESIGNING STATUS: **DESIGN INTENT ONLY**

Issued only for purposes indicated

mackay | partners

63 Gee St, London EC1V 9RS
Tel +44 (0)207 608 1177
e mail: contact@mackayandpartners.co.uk
ARCHITECTS & DESIGNERS

JOB TITLE: **Vinoteca Beak Street**

DRAWING TITLE: **Proposed Plans Ground and First Floor with Fire Strategy**

Scale @ A1: 1:50	Scale @ A2: 1:100	Drawn by: N/A
Date: 25/11/2011	Checked by: JCM	
Drawing No.: 465_01_0250		

None submitted.

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
Conversion Application 05/10065/LIPCV	Application to convert the Justices' Restaurant Licence	24.11.2005	Conversion deemed Granted Variation deemed refused
Transfer Application 11/12633/LIPT	Application to Transfer the premises licence from Mr Frank Fat Nam Yau and Mr Fat Yee Yau to Vinoteca Limited	20.01.2012	Granted Under Delegated Authority
Vary DPS Application 11/12635/LIPDPS	Application to vary the Designated Premises Supervisor to Willoughby Andrews	20.01.2012	Granted Under Delegated Authority
Minor Variation Application 11/12640/LIPVM	Application for a Minor Variation to change the internal layout of the premises	17.01.2012	Application Refused
Variation Application 12/00947/LIPV	Application to Vary the following : 1. Reduce the size of the previously licensed area 2. Relocate bar service counter on ground floor. 3. Relocate main front entrance 4. New staff facilities. 5. New protected escape route from first floor to ground frontage. 6. New toilet facility on ground floor including separate disabled facility. 7. New internal staircase from ground to first floor. 8. Newly refurbished and relocated toilet facilities on first floor.	22.03.2012	Granted Under Delegated Authority

Variation Application 12/01708/LIPV	Variation Application : To permit off sales of alcohol in sealed containers.	10.05.2012	Granted by Licensing Sub-Committee
Variation Application 15/01275/LIPV	Variation Application: To permit the supply of alcohol for consumption on the premises to people standing in the hatched area, as shown on the plans submitted.	23.04.2015	Application Refused

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 variation to 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 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 -

Mandatory:

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;

- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -

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

Where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

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

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

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

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

Conditions reproducing the effect of conditions subject to which the relevant existing licences have effect

Conditions related to the Sale of Alcohol

9. Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

10. Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available with or otherwise as an ancillary to meals served in the licensed premises.

Conditions which reproduce the effect of any restriction imposed on these of the premises by specified enactments

Conditions related to the Sale of Alcohol

11. Alcohol may be sold or supplied:

(a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 10:00 to 00:00.

(b) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12:00 to 23:30.

(c) On Christmas Day: 12:00 to 22:30;

(d) On New Year's Eve, except on a Sunday, 10:00 to 23:00.

(e) On New Year's Eve on a Sunday, 12:00 to 22:30.

(f) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (b) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (f) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (g) the taking of alcohol from the premises by a person residing there;
- (h) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (i) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

- 12. Alcohol shall not be sold or supplied unless the premises have been structurally and bona fide used, or intended to be used, for the purposes of habitually providing the customary main meal at midday or in the evening, or both, for the accommodation of persons frequenting the premises;
- 13. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.

Annex 2 – Conditions consistent with the operating Schedule

- 14. The maximum number of persons accommodated at any one time shall not exceed (excluding staff):
 - Ground Floor 40 persons
 - First Floor 40 persons
- 15. The supply of alcohol on the premises shall only be by waiter or waitress service to persons seated at tables.
- 16. There shall be no supply of draught beer on the premises.

17. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
18. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
19. 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.
20. No striptease, no nudity and all persons to be decently attired at all times.
21. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
22. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, is swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
23. No rubbish including bottles will be moved, removed or placed in outside areas between 20:00 hours and 08:00 hours.
24. No deliveries shall be made to the premises between the hours 20:00 hours and 08:00 hours.
25. 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.
26. 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.
27. 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.

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

28. All sales of alcohol for consumption off the premise shall be in sealed containers only, shall be limited to wines and shall not be consumed on the premises.
29. There shall be no promotional sales of alcohol at the premises where alcohol is sold at a price lower than that at which the same or similar alcoholic drinks are sold, or usually sold, on the premises.
30. No super-strength beer, lager or ciders of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
31. There shall be no self service of spirits on the premise.
32. A log shall be kept detailing all refused sales of alcohol. The log shall include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the Police or an authorised officer of the City Council at all times whilst the premises is open.
33. The primary use of the premises shall remain as a restaurant.
34. There shall be no sale of alcohol for consumption off the premises after 20:00 daily, with the exception of persons already seated and taking their table meal.

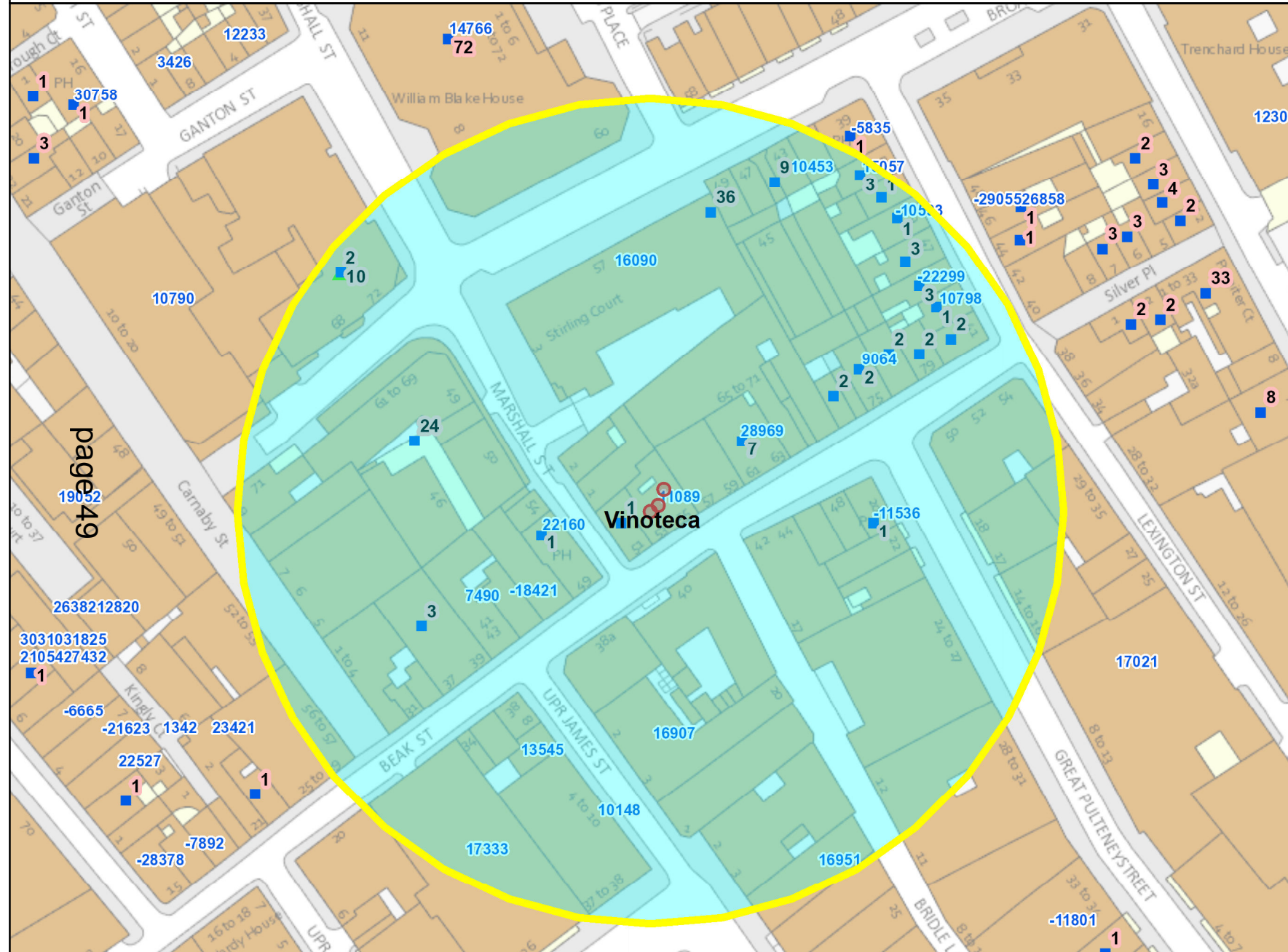
Conditions proposed by the applicant as part of the application

35. Notwithstanding condition 27, alcohol may be supplied to customers without food provided that
 - (a) Such supply shall only be to persons seated and served by waiter/waitress
 - (b) Such supply shall cease at 20:00
 - (c) Such supply shall be limited to 10 customers on the ground floor and 10 on the first floor to be seated on the area hatched black and shown on plan number

The availability of alcohol without food shall not be promoted or advertised otherwise than on menus and price lists within the premises.



Vinoteca 53-55 Beak Street, London



page 49

Residential / Proposed Residential
Under Construction
Other Uses
Proportion Residential of all Uses

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 Meters

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Data Source: Uniform Database
 Date: 26/05/2016

Premises within 75 metres of: Vinoteca 53-55 Beak Street, London

p / n	Name of Premises	Premises Address	Licensed Hours
-18421	Regent News	Basement And Ground Floor 45 Beak Street London W1F 9SD	Monday to Friday 06:30 - 20:00 Saturday to Sunday 10:00 - 16:00
7490	Polpo	Ground Floor 41 - 43 Beak Street London W1F 9SB	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 23:00
10148	Pizza Express	6 Upper James Street London W1F 9DQ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
10798	Fernandez And Wells	Basement And Ground Floor 43 Lexington Street London W1F 9AL	Sunday 08:00 - 22:00 Monday to Saturday 08:00 - 23:30
11089	Vinoteca	53 - 55 Beak Street London	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
15057	Cafe Gourmand	53 Lexington Street London W1F 9AS	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
16090	Comptoir Libanais	59 Broadwick Street London W1F 9QH	Monday to Sunday 08:00 - 23:00
16907	Bob Bob Ricard	Basement And Ground Floor Part 1 - 3 Upper James Street London W1F 9DF	Sunday 07:00 - 03:00 Monday to Saturday 07:00 - 03:30 Sundays before Bank Holidays 07:00 - 03:30
16951	Graphic Bar	Ground Floor 4 Golden Square London W1F 9HT	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
22160	Old Coffee House Public House	49 Beak Street London W1F 9SF	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 23:00
28969	Grillshack	Basement And Ground Floor 61 - 63 Beak Street London W1F 9SL	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-22299	Mildred's Restaurant	45 Lexington Street London W1F 9AN	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-11536	Sun & Thirteen Cantons	21 Great Pulteney Street London W1F 9NG	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-10593	Aurora Restaurant	Basement And Ground Floor 49 Lexington Street London W1F 9AP	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
9064	Bistro l	Basement And Ground Floor 75 Beak Street London W1F 9SS	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
10453	Central Convenience Store	43 Broadwick Street London W1F 9QN	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
13545	TinCan	7 Upper James Street London W1F 9DH	Friday to Saturday 11:00 - 00:00 Monday to Wednesday 11:00 - 23:30 Sunday 12:00 - 22:30
17333	M & C Saatchi	36 Golden Square London W1F 9EE	Monday to Sunday 00:00 - 00:00

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 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Variation to premises licence application form	12 th February 2016
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Item No:	
Date:	14 July 2016
Licensing Ref No:	16/05415/LIPN - New Premises Licence
Title of Report:	Unit 31/33 3 Merchant Square City Of Westminster London
Report of:	Director of Public Protection and Licensing
Wards involved:	Hyde Park
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Yolanda Wade Senior Licensing Officer
Contact details	Telephone: 020 7641 1884 Email: ywade@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	26 May 2016		
Applicant:	BFI Limited		
Premises:	Unit 31/33		
Premises address:	3 Merchant Square City Of Westminster London W2 1AZ	Ward:	Hyde Park
		Cumulative Impact Area:	No
Premises description:	The premises is a new build with Ground and Mezzanine Floors, comprising of a bar and cafe area with outside seating area		
Premises licence history:	None		
Applicant submissions:	None		

1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	
End:	23:30	23:30	23:30	23:30	00:00	00:00	
Seasonal variations/ Non-standard timings:	When hours for the sale of alcohol are extended hereunder (see section J), these hours shall also be extended until (a) the terminal hour for the sale of alcohol in the case of Sundays before Bank Holidays or (b) from 23:00 on New Year's Eve until 05:00 in the morning on New Year's day						

Films				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	23:30	23:30	22:00
Seasonal variations/ Non-standard timings:	a) In accordance with Westminster City Council's core hours policy. Between 12:00 midday and 00:00 midnight on Sundays immediately prior to Bank Holidays and (b) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day						

Sale by retail of alcohol	On or off sales or both:	both
----------------------------------	---------------------------------	------

Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:	a) In accordance with Westminster City Council's core hours policy. Between 12:00 midday and 00:00 midnight on Sundays immediately prior to Bank Holidays and (b) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day						

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:	When hours for the sale of alcohol are extended these hours shall also be extended to a later terminal hour						
Adult Entertainment:	When hours for the sale of alcohol are extended these hours shall also be extended to a later terminal hour						

2. Representations

2-A Responsible Authorities	
Responsible Authority:	The Environmental Health Service
Representative:	Dave Nevitt
Received:	23.6.2016
<p>I refer to the above application which seeks a Premises Licence to include the following Licensable activities:</p> <p>Regulated Entertainment – <i>Films</i>: Monday to Thursday 1000hrs-2300hrs, Friday and Saturday 1000hrs-2330hrs, and Sunday 1200hrs-2200hrs;</p> <p><i>Recorded Music</i> is also sought: 'when hours for the sale of alcohol are extended authorisation is sought for the provision of Recorded Music from 2300hrs on New Year's Eve until the terminal hour for the sale of alcohol on New Year's Day.'</p> <p>Late Night Refreshment – until 2330hrs on Monday to Thursday, and until 0000hrs on Friday and Saturday; also: 'when hours for the sale of alcohol are extended these hours shall also be extended until (a) the terminal hour for the sale of alcohol in the case of Sundays before Bank Holidays or (b) from 2300hrs on New Year's Eve until 0500hrs on New Year's Day'.</p>	

The Supply of Alcohol 'On' and 'Off' the premises 1000hrs-2330hrs Monday to Thursday, 1000hrs-0000hrs on Friday and Saturday, and 1200hrs-2230hrs on Sunday (to 0000hrs on Sundays before a Bank Holiday). Also: *'From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day'*.

The applicant has proposed Conditions which are under consideration. The applicant has submitted Drawing No. 250 Rev. B.

I wish to make Representations on the following grounds:

Representation is made in relation to the application, as the proposals are likely to increase Public Nuisance and may impact upon Public Safety.

Responsible Authority:	The Metropolitan Police
Representative:	PC Sandy Russell
Received:	1.06.2016

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

The Police have proposed conditions that have been agreed by the Applicant. The Police representation has been withdrawn (**Appendix 5**)

2-B Other Persons	
Name:	Dr Michael Clarke
Address and/or Residents Association:	Appartment 1401 3 Merchant Square London W21BF
Received:	9 th June 2016

I am writing to formally object to this Application for a New Premises Licence ref: 16/05415/LIPN for Unit 31/33, 3 Merchant Square, London W2.

My objection is made on the grounds of 'prevention of public nuisance'.

I have lived in a flat directly above this unit for 2 years and before that for 8 years directly opposite on the other side of the Canal for 8 years. I believe I know this new neighbourhood as well as anyone.

The fundamental problem with this application is the potential for noise (as well as smoking) directly or indirectly due to alcohol consumption. We are having continuing problems with Grand Union and Kupp both of which have a premises licence permitting sale of alcohol and late night refreshment. Grand Union's licence restricts all outside customers to be seated, and after 5pm alcohol is ancillary to food. Nevertheless, there are regularly 10-20 people standing outside the premises drinking and not eating or being seated. We have had the Enforcement section visit them last year but despite this they continue to be in breach of their planning permission (by having their customers outside the demise of of the permission) and of their Licensing conditions. I am in the process of Formally complaining to your department about these problems.

This is all relevant because the new application for Unit 31/33 is confusing in what is actually going to take place (inside and outside) . The proposed conditions in Schedule A relating to the external area are somewhat confusing, and propose having customers outside standing and seating until 11pm, with no requirement for food. In fact, I note that the proposed schedule of conditions is very similar if not identical to the conditions on the Kupp premises licence. It should be noted that Kupp is not underneath a residential block.

Whatever is being asked it is of paramount importance, particularly in view of the continuing problems with Grand Union (and also in view of the recent restrictions prohibiting alcohol consumption at ANYTIME outside the premises of The Pavilion immediately opposite the side of Unit 31/33 only 15 feet away that your committee recently passed) that we do not allow a similar situation to be permitted here.

The Eastern End of this whole development -and that includes all the above premises-was designated by WCC as a residential area. There is no need for another drinking , and inevitably noise generating , premises here. The large amount of tall glass-fronted buildings means that noise is reflected and amplified. This is obviously a concern, particularly in the evening and night time.

It is unclear if indeed this will be a restaurant in view of the lack of conditions tying alcohol to food. Why is "late night refreshment" and "alcohol for consumption off the premises" being sought?

The tables and chairs outside are restricted to under the overhang of the building, according to the plans. However, I believe there is barely room for such tables let alone passage of serving staff. Tables and chairs outside could be used until 11pm each night, which is highly likely to cause a noise nuisance.

In summary I represent a number of the residents above this site and we believe strongly that there should be NO alcohol consumed outside at any time unless seated and accompanying food both being by waiter service. This would be in line with the Grand Union Licence and that recently granted to The Pavilion. Similarly Smoking must be in a controlled zone away from the flats immediately above.

Name:	Mrs Elizabeth Virgo
Address and/or Residents Association:	Chairman & Treasurer Paddington Waterways and Maida Vale Society 4 Browning House 19-21 Formosa Street London W9 2JS
Received:	17.06.2016

Our comments are made as an Amenity Society recognised by Westminster City Council. We are officially charged with working towards the preservation and enhancement of the architectural and environmental quality of Little Venice, Maida Vale and the Paddington Waterway area (including planning and licensing issues). We are concerned with the well-being and sense of community of its residents, including those who live in the vicinity of Paddington Station and those who use the station either for travel or for passing through.

Introduction

We recognise that this proposal is designed to provide services for locals as well as people who are not residents in this area..

However, the application for on and off sales of alcohol raises a number of issues which lead us to conclude that it should be stringently conditioned.

Our representation is made on the basis that the likely impact of the application, if granted, would be to harm the licensing objectives of prevention of public nuisance. It could also impair the prevention of crime and disorder. We are also concerned about the impact of noise on children living in the immediate locale.

The operation is sited underneath residential accommodation in Merchant Square, below an overhang. Activities in it need careful regulation to minimise the disruption for neighbours in terms of noise and anti-social behaviour. It does not appear to be a restaurant in that the sale of alcohol is not ancillary to the purchase of food and we are concerned that this will just be another bar with vertical drinking. In any case, it falls under Policy PB1, so a lesser terminal hour should be granted due to the increased risk of public nuisance. Sales of alcohol (and the playing of music) until 23.30 Monday through Thursday and 00.00 Friday and Saturday seem too late.

We consider the application for Late Night Refreshment is inappropriate, given the location.

We would argue that drinking at tables and chairs outside until 11.00pm is unreasonable and that this activity should be terminated by 10.00pm. All sales of alcohol outside should be ancillary to food, waiter/waitress service only and patrons must be seated. There should be a limit on the numbers outside, in view of the close proximity to the residential block. This is unlike the situation for nearby café Krupp, which is not below residential.

Provision needs to be made to contain the impact of smoking on the nearby housing. We would like to know where smoking will be allowed, and how it would be policed.

We would ask that all patrons leaving are requested to do so quietly, and directed away in an appropriate direction, causing as little nuisance to the nearby residents as possible.

We would be very concerned about the emission of noise externally from the activities, particularly the varied types of music to be played and would seek reassurances, if not conditions on how this might be contained.

Alcohol is for consumption off premises too – we would ask why, and where?

Name:	Mr John Zamit
Address and/or Residents Association:	SEBRA (South East Bayswater Residents Association) 2 Claremont Court Queensway LONDON W2 5HX
Received:	16.06.2016

The South East Bayswater Residents' Association (SEBRA) fully supports objections raised by the Paddington Waterways & Maida Vale Society (PW&MV Society) in their letter of 9 June 2016 (copy attached).

The location for the Premises Licence is immediately underneath large block of flats and we are concerned that proposed use will cause a nuisance to the residents above.

We would not wish to see customers taking drinks off the premises (excluding outside tables and chairs) and we also have concerns on where smokers are to be facilitated outside and should be limited to no more than say six at any time.

On smoking generally we have concern on nuisance that can be caused to smokers at table and chairs outside to residential units immediately above (and to adjacent non smoking diners) .

We also would wish doors and windows are in closed permission after 21.00 (or earlier) and notices displayed asking customers to leave quietly and assume will be CCTV.

Name:	Mr Alex Harman
Address and/or Residents Association:	Flat 36 5 Harbet Road London W2 1AJ
Received:	3.06.2016

Please, I implore the council to not allow this premises to be used as a music and alcohol venue. This area is entirely for residents in the sense that hundreds of flats overlook the area where this venue proposes to be set up. The area, surrounded by buildings, is like a gold fish bowl as far as noise is concerned. Patrons of the new venue will inevitably congregate in the merchant square area late at night either when smoking/arriving/departing the area. We already suffer hugely from noise from the grand union pub and I fear another venue of this sort will make living here unbearable. This is a residential area and should be reserved for day time venues not nighttime music/alcohol venues. I can't stress enough how much this proposed venue will blight this area. I invite anyone from the council to come to my flat on a Friday or sat night to experience the noise from the grand Union pub to gain an insight in to what it will be like to have another late night music venue in the area.

Name:	Manisha Shah
Address and/or Residents Association:	
Received:	11.06.2016

Please take this communication as formal objection to the above new premises license. We believe this application to be a public nuisance and the hours proposed to be adverse to the lives of residents living directly above the new eatery. There are more than enough similar establishments in this area and none of them seem to be able to control their patrons. In addition to permission has recently been granted for the 'pavilion' adjacent to this side of the building. 3 Merchant Square, which is approximately 3 meters from the windows/doors of the proposed premises, with public seating benches running between them.

Whilst permission was not granted for the consumption of alcohol outside of the Pavilion smoking was restricted to the opposite side, however we are at a loss to see how the patrons from this establishment will not spill over to the walkway, especially in adverse weather, to utilize the benches and join those at the tables under the covered way thus escalating the noise levels and smoke rising to the residents above and hindering the passage of pedestrians. Second hand smoke is as dangerous as smoking and I would

like to understand who will be responsible for any residents getting cancer; shortening their lives and the impact on their families.

My apartment is approximately 45 feet above this walkway and I will certainly be affected just as those above Grand Union continue to flaunt the terms of their license permissions. I believe that they have been visited on several occasions by Enforcement Department with no results.

I strongly object to any new restaurant/bar with outside seating opening onto my side of 3 Merchant Square. Whilst it would be acceptable to have windows opening onto the canal side with tables and seating inside only, to render this walkway side of the proposed establishment as an outside restaurant until 11.00pm (with the results that customers do not clear the area for at least another hour) would be a violation of the WCC's designation of the area as residential.

There must be no consumption of alcohol in any area outside and a designated smoking area situated well away from the residences immediately above and there must be strict enforcement of crowds and noise levels.

Name:	Ginger & Arthur Sheriff
Address and/or Residents Association:	Apartment 602 London
Received:	10.06.2016

Ref : New Premises License ref: 16/05415/LIPN

Please take this communication as our formal objection to the above new premises license.

We believe this application to be a public nuisance and the hours proposed to be adverse to the lives of residents living directly above the new eatery. There are more than enough similar establishments in this area and none of them seem to be able to control their patrons. In addition to permission has recently been granted for the 'pavilion' adjacent to this side of our residential building, 3 Merchant Square, which is approximately 3 meters from the windows/doors of the proposed premises, with public seating benches running between them.

Whilst permission was not granted for the consumption of alcohol outside of the Pavillion smoking was restricted to the opposite side, however we are at a loss to see how the patrons from this establishment will not spill over to the walkway, especially in adverse weather, to utilise the benches and join those at tables under the covered way thus escalating the noise levels and smoke rising to the residents directly above and hindering the passage of pedestrians.

Our apartment is approximately 45 feet above this walkway and we will certainly be affected just as those above Grand Union at the end of the canal are frequently disturbed. In fact not just those immediately above because the noise late at night resounds around all the residential buildings as Grand Union continue to flaunt the

terms of their license permissions. I believe that they have been visited on several occasions by the Enforcement Department with no results.

We strongly object to any new restaurant/bar with outside seating opening onto this side area of 3 Merchant Square. Whilst it would be acceptable to have windows opening onto the canal side with tables and seating inside only, to render this walkway/side of the proposed establishment as an outside restaurant area until 11.00pm (with the results that customers do not clear the area for at least another hour) would be a violation of the WCC's designation of the area as residential.

There must be no consumption of alcohol in any area outside and a designated smoking area situated well away from the residences immediately above and there must be strict enforcement of crowds and noise levels.

3. Policy & Guidance

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

Policy OS1 applies:	Policy OS1 applies: Applications will generally be granted and reviews determined subject to the relevant criteria in Policies CD1, PS1, PN1 CH1 and HRS1 and other policies in this Statement.
Policy PB1 applies:	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.

4. Appendices

Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Photos received from Dr Michael Clarke supporting his representation
Appendix 4	Premises history
Appendix 5	Proposed conditions
Appendix 6	Residential map and list of premises in the vicinity

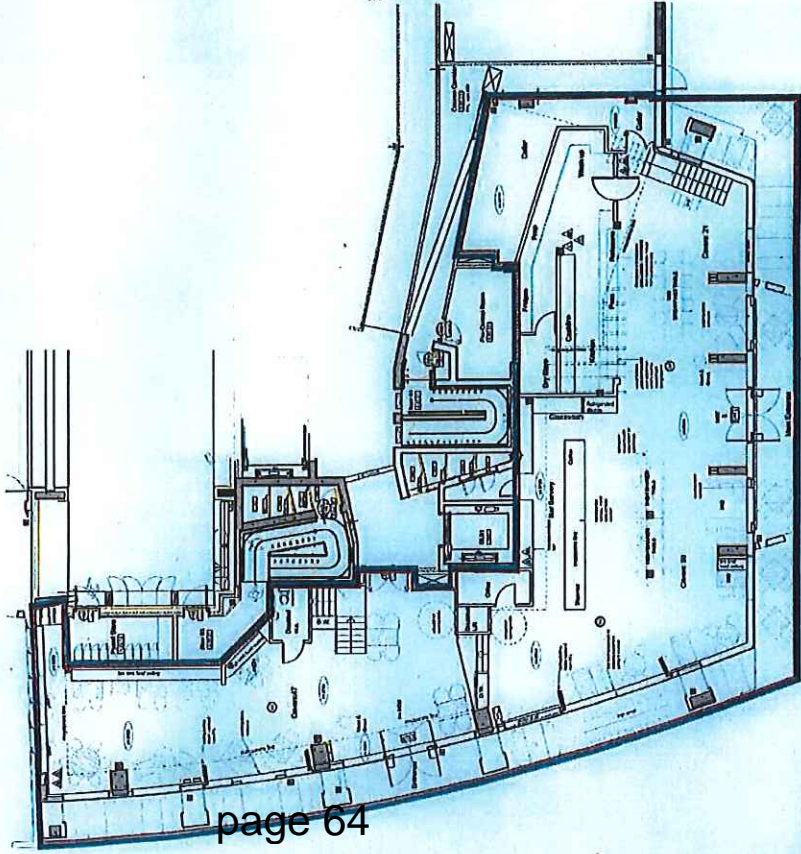
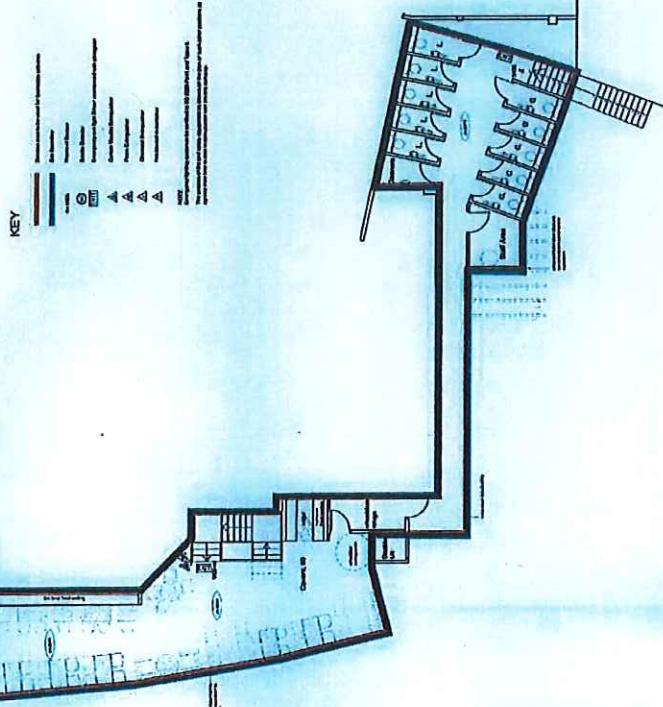
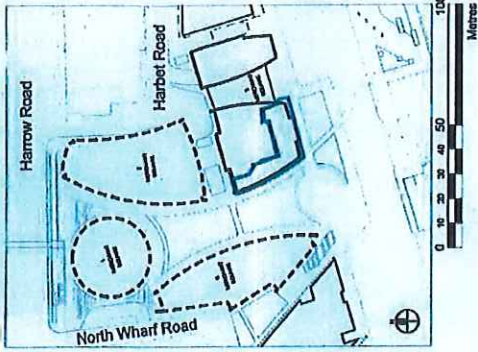
Report author:	Miss Yolanda Wade Senior Licensing Officer
Contact:	Telephone: 020 7641 1884 Email: ywade@westminster.gov.uk

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Email- Police Representation	1 st June 2016
5	Mr Alex Harman Representation	3 rd June 2016
6	Dr Michael Clarke	9 th June 2016
7	Ginger & Arthur Sheriff Representation	10 th June 2016
8	Manisha Shah Representation	11 th June 2016
9	Mr John Zamit SEBRA Representation	16 th June 2016
10	Mrs Elizabeth Virgo- Paddington Waterways and Maida Vale Society Representation	17 th June 2016
10	Email- Dave Nevitt (EH) Representation	23 rd June 2016
11	Email- Photos from Dr Clarke	3 rd July 2016
12	Email- letters sent by Applicant's solicitor to interest parties who made representations	4 th July 2016
13	Email- Brochure received from Applicant's solicitor	4 th July 2016
14	Email- Police Withdrawal of Representation	6 th July 2016

APPENDIX 1



EMERGENCY LIGHTING
The emergency lighting system shall be designed, installed & certified by the contractor to the latest edition of BS 5266 to satisfy the requirements of the building use class.

FIRE ALARMS & DETECTION SYSTEMS
The fire alarm & detection system shall be designed, installed & certified by the contractor to the latest edition of BS 5839 Part 1 to satisfy the requirements of the building use class.

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CONTRACTOR TO VERIFY THE DESIGN & DETECTION SYSTEMS
The contractor shall verify the design & detection systems to ensure compliance with the requirements of BS 5839 Part 1 to satisfy the requirements of the building use class.

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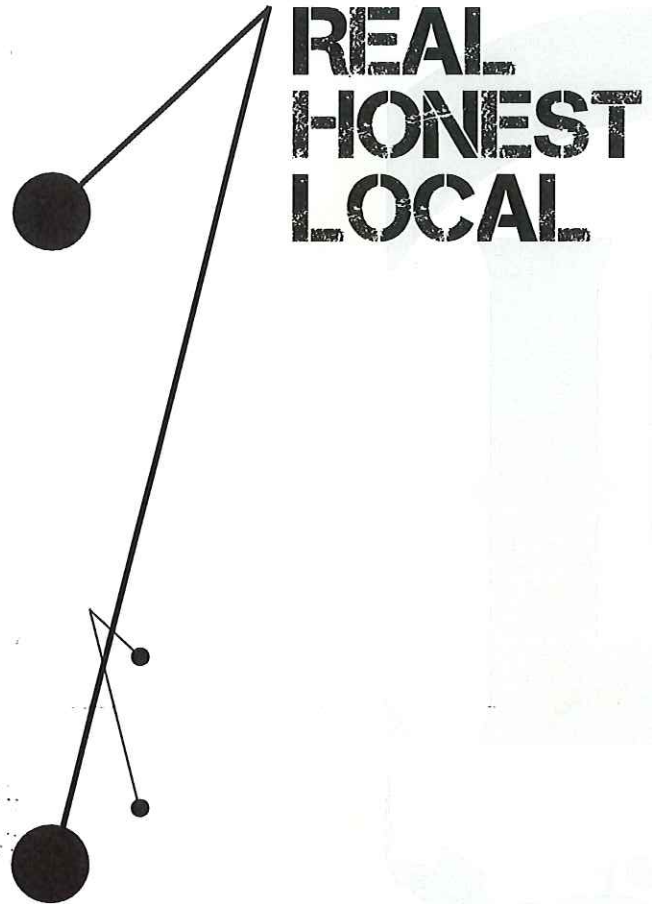
CONTRACTOR TO VERIFY THE DESIGN & DETECTION SYSTEMS
The contractor shall verify the design & detection systems to ensure compliance with the requirements of BS 5839 Part 1 to satisfy the requirements of the building use class.

- KEY**
- Access Point
 - Fire Alarm Control Panel
 - Fire Alarm Sounder
 - Fire Alarm Bell
 - Fire Alarm Strobe
 - Fire Alarm Horn
 - Fire Alarm Siren
 - Fire Alarm Chime
 - Fire Alarm Buzzer
 - Fire Alarm Gong
 - Fire Alarm Trolley
 - Fire Alarm Cabinet
 - Fire Alarm Box
 - Fire Alarm Panel
 - Fire Alarm Station
 - Fire Alarm Point
 - Fire Alarm Loop
 - Fire Alarm Line
 - Fire Alarm Cable
 - Fire Alarm Wire
 - Fire Alarm Conduit
 - Fire Alarm Tray
 - Fire Alarm Raceway
 - Fire Alarm Junction
 - Fire Alarm Termination
 - Fire Alarm End Point
 - Fire Alarm Start Point
 - Fire Alarm Intermediate Point
 - Fire Alarm Distribution Point
 - Fire Alarm Collection Point
 - Fire Alarm Return Point
 - Fire Alarm Supply Point
 - Fire Alarm Demand Point
 - Fire Alarm Control Point
 - Fire Alarm Monitoring Point
 - Fire Alarm Signalling Point
 - Fire Alarm Alerting Point
 - Fire Alarm Evacuation Point
 - Fire Alarm Warning Point
 - Fire Alarm Notification Point
 - Fire Alarm Indication Point
 - Fire Alarm Identification Point
 - Fire Alarm Recognition Point
 - Fire Alarm Detection Point
 - Fire Alarm Alarm Point
 - Fire Alarm Signal Point
 - Fire Alarm Message Point
 - Fire Alarm Data Point
 - Fire Alarm Information Point
 - Fire Alarm Knowledge Point
 - Fire Alarm Understanding Point
 - Fire Alarm Awareness Point
 - Fire Alarm Attention Point
 - Fire Alarm Alertness Point
 - Fire Alarm Vigilance Point
 - Fire Alarm Watchfulness Point
 - Fire Alarm Caution Point
 - Fire Alarm Carefulness Point
 - Fire Alarm Prudence Point
 - Fire Alarm Circumspection Point
 - Fire Alarm Diligence Point
 - Fire Alarm Industry Point
 - Fire Alarm Assiduity Point
 - Fire Alarm Diligence Point
 - Fire Alarm Industry Point
 - Fire Alarm Assiduity Point

Project Name		Project No.		Revision No.		Scale		Date		Sheet No.	
Landing Plan		250		1		1:100 @ A1		18/10/20		250	
<p>design management partnership 11 Trade Service Centre, 111 Old Street, London EC1A 3DF Tel: 020 7626 2000 Fax: 020 7626 2001 E: mail@designmanagementpartnership.com</p>											



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LOCKHOUSE offers a stylish mix of the old and the new that is in keeping with its urban surroundings and regeneration. Fusing together the ultra modern urban edge of fast paced functionality and speed with a softer, more laid back friendly service and delivery, it featuring timeless classics - the best burgers, rotisserie chicken and superfood salads - brought bang up to date with a modern twist and an authentic selection of premium craft beers, wines and soft drinks. An all-day hangout for today's fast paced consumer, **LOCKHOUSE** is as connected as its customers and engaged within the touchpoints that are important to them.

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Real

Uncomplicated, simple delivery of the best food and the best service - done better. No elaborate explanations, over-promises or flowery introductions - just straight talking communications and authentic experiences.


Honest

Authenticity of the dishes we serve and the way we serve them, along with a transparency of our sourcing and procurement.

Local

Engaged and connected with the local community and our customers - commuters and residents - to provide a relaxed, "common room" style all-day dining and drinking experience with a home-from-home feel.

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JAM JAR SALADS

Green & leafy with vinaigrette 4.95

Sumac chicken, wild rice, macadamia nut 7.95

Mexican black beans, guacamole, salsa, lime sour cream, tortillas 7.95

Feta, pomegranate, pea shoots, yogurt & herb dressing 7.25

Chick peas, wood roasted peppers, tabbouleh, Persian dressing 7.25

ROTISSERIE CHICKEN

Shropshire farmed chicken, basted with garden herbs & english rapeseed oil, slow cooked for 2 hours in our rotisserie oven served with fries & crunchy slaw.
Quarter 6.95 | Half 12.95

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BURGERS

Lock Burger - lettuce, sautéed onions, relish, American cheese, pickle 8.5

Lock & Loaded - Wiltshire cured bacon, double cheese, sautéed onions, relish, lettuce, pickle 10

Black 'n' Blue - dolcelatte, Wiltshire cured bacon, relish, lettuce, pickle 10

Hot House - jalapeños, sriracha sauce, American cheese, lettuce, pickle, sautéed onions, relish 10

Cock House - crispy coated buttermilk chicken breast, sriracha mayo, lightly pickled slaw 10

SIDES

Salted Fries 3.95

Jalepeno & cheese fries 5.95

Buffalo wings in our hot sauce 5.95

Crunchy Slaw 2.95

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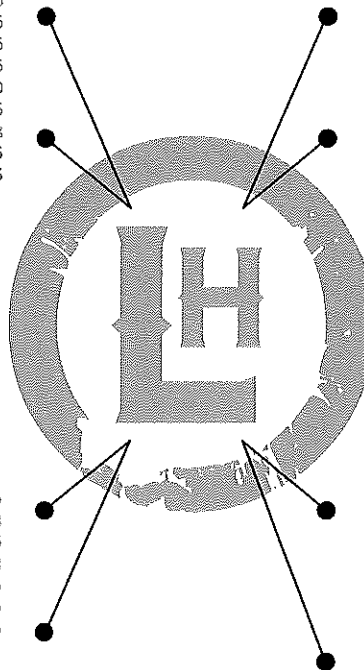
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americano £2.25
cafetiere £2.25
latte £2.75
cappuccino £2.75
mocha £3.25
breakfast tea £1.80
herbal or fruit teas £2.75
hot chocolate £3
espresso £1.75
double espresso £3



oj £2.15
tomato £3
apple £2.15
mineral water £3
coke £1.95
diet coke £1.95
lemonade £1.95

plain & simple - single beef patty, french's mustard relish, lettuce, basket of artisan sourdough and wholegrain toast £4

full english - pork sausages, smoked bacon, mushrooms, grilled tomato, black pudding, baked beans, eggs of your choice, toast £9

full veggie - roasted haloumi, avocado, wood roasted peppers, spinach, grilled tomato, eggs of your choice, sourdough toast £9

craft granola - greek yoghurt, blueberry compote £5

porridge - apple compote, london honey £4

american pancakes - maple syrup
full stack £8 | half stack £5.50 | add smoked bacon £2

smashed avocado - sour dough toast, poached eggs £7

huevos rancheros tacos - eggs, chorizo, chilli, tomatoes, roasted red pepper £3

pork belly hash - fried egg £3

panko coated mac 'n' cheese - leeks & bacon, fried and served with a poached egg £3

3 eggs - any style on sour dough toast £5
on a muffin benedict or royale £9

mimosa - champagne, orange liqueur, orange juice, a dash of blood orange

orchard bellini - champagne, apricot liqueur, fresh peach purée

bloody mary - vodka, standard bloody mary mix, hand-cut fresh herbs

bloody bull - vodka, classic bloody mary with beef bouillon

strawberry fields - rye, strawberry-thyme cordial, lemon, prosecco

aged heat - tequila reposado, chili cordial, lemon, sage, prosecco

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mein stein



lights from edisons mind



tiffin tins lunch for two or ten sharing in tins of style

vintage boston shaker classic cocktail convert



spotlight the right spot



reclaimed brick & wood old texture new feel



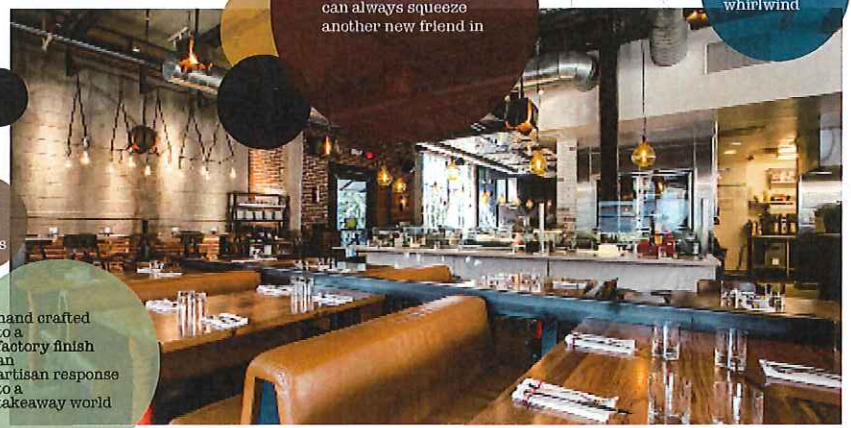
booths & benches can always squeeze another new friend in

space for staff to serve like a crafty whirlwind



nooks fit for a few friends

hand crafted to a factory finish an artisan response to a takeaway world



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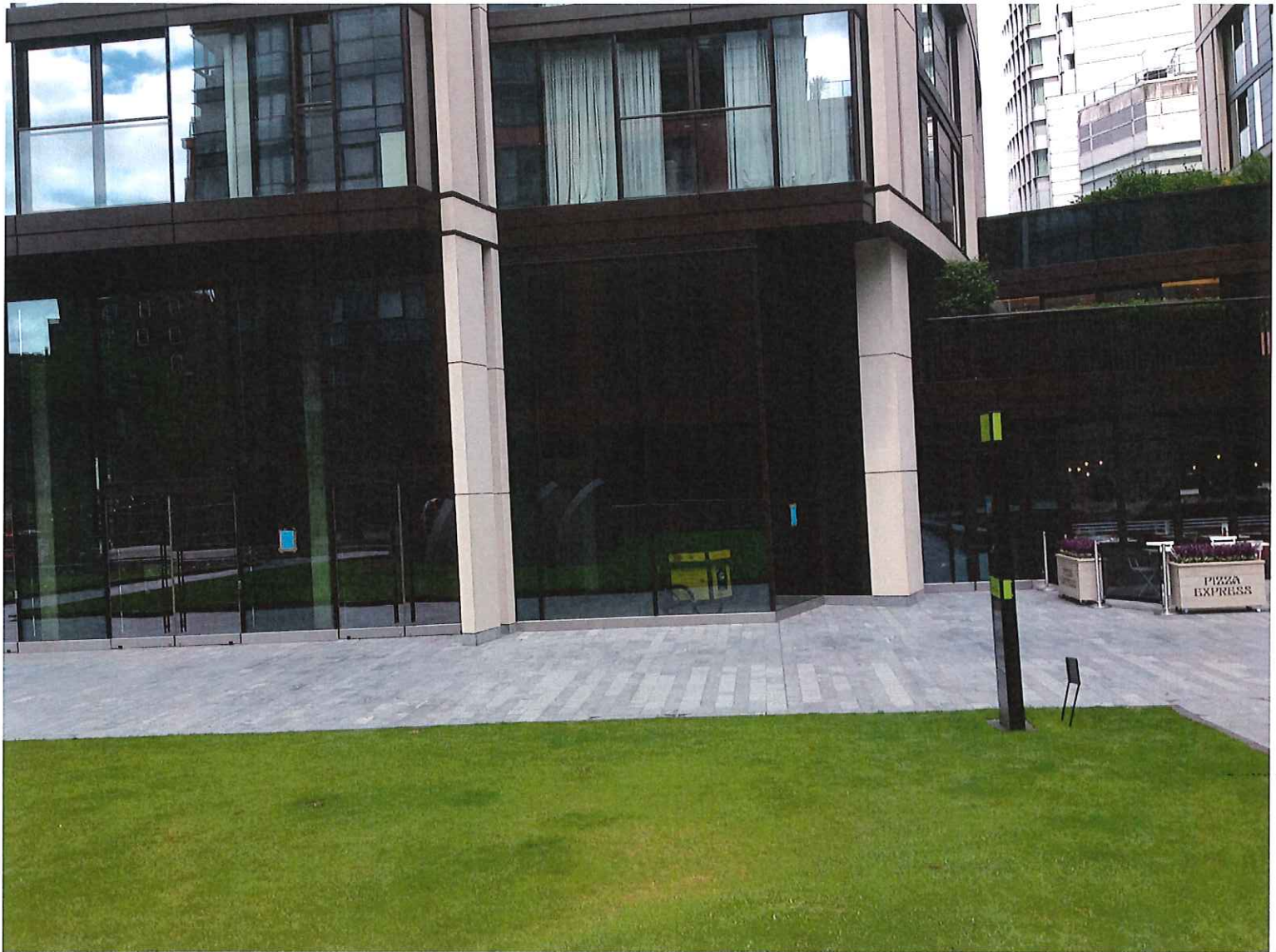
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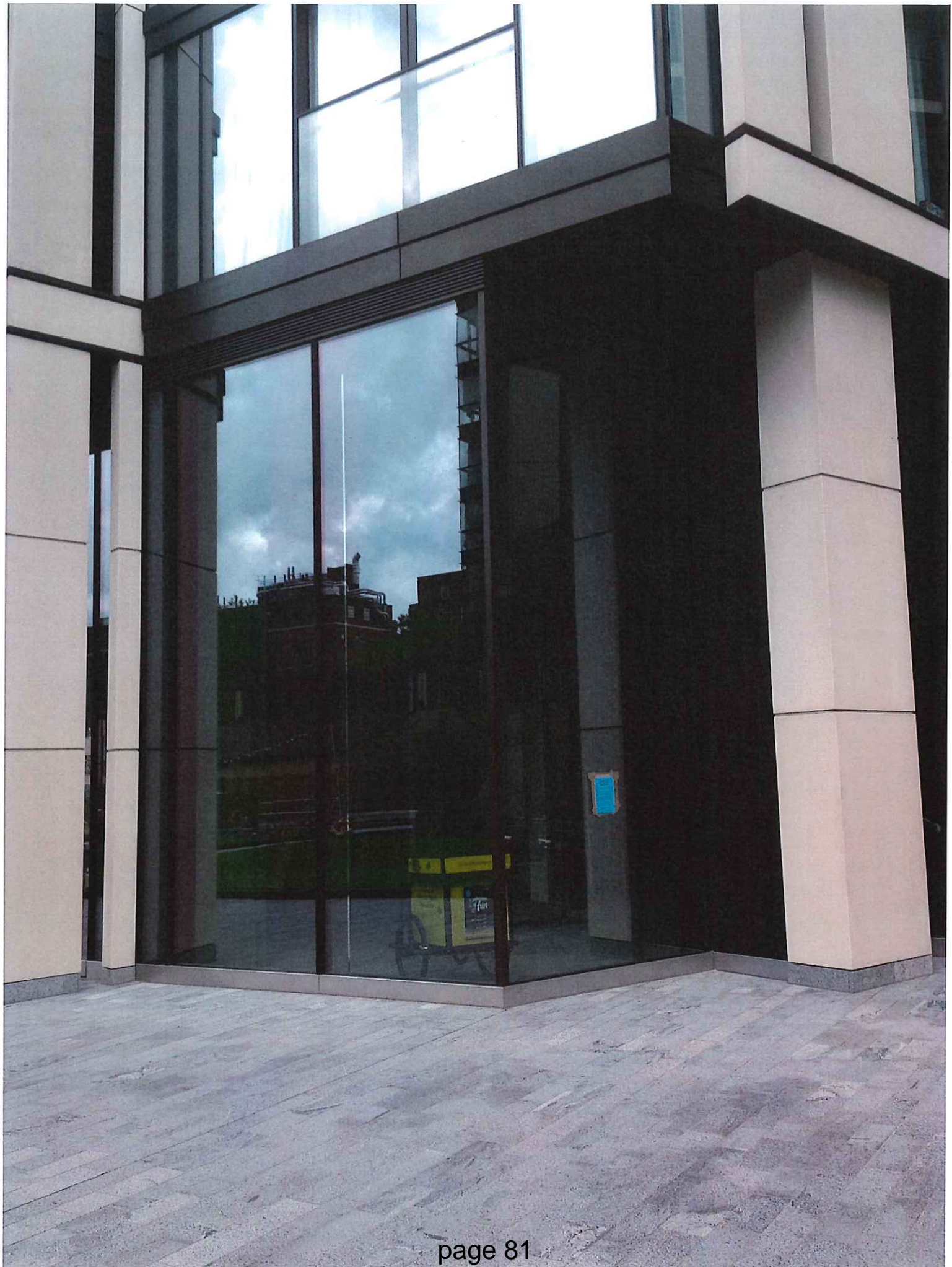
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There is no licence or appeal history for the premises

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

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

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

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

Mandatory Conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

- (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premises 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.

Proposed conditions by the Police and agreed with the applicant

11. Alcoholic drinks may not be removed from the premises in open containers save for consumption in external areas provided for that purpose.
12. Children under the age of 16 shall not be permitted to enter or remain at the premises after 22:00 unless they are dining with an adult or attending a pre booked function.
13. 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.
14. 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 are 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
15. 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) any faults in the CCTV system
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant authority or emergency service

16. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open
17. Door supervisors will be employed by the Premises Licence Holder on a risk assessed basis. A suitable risk assessment will be undertaken and documented on a daily basis by the DPS, in relation to whether or not door supervisors are to be employed on specific occasions. On occasions when door supervisors are employed they shall display their SIA Licence at all times, worn with a high visibility arm band.
18. Alcohol consumed outside the premises building shall only be consumed by patrons seated at tables.
19. All tables and chairs shall be rendered unusable by 22.00 each day.
20. Substantial food and suitable beverages other than intoxicating liquor shall be available during the whole of permitted hours in all parts of the premises where intoxicating liquor is sold and supplied.
21. Patrons permitted to temporarily leave and then re-enter the premises after 22:00 hours, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
22. After 22.00hrs patrons permitted to temporarily leave and re-enter the premises shall be limited to 15 and those wishing to smoke shall be directed to the designated smoking area.
23. There shall be no take away of hot food or hot drink after 23.00 hours.
24. 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.
25. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
26. A Challenge 21 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.

27. During the Notting Hill Carnival, the following conditions will apply on Sunday and Monday of that weekend:

- Drinks shall only be served in polycarbonate glasses
- There shall be no entry or re-entry to the premises after 20.30hrs

Proposed Conditions by applicant

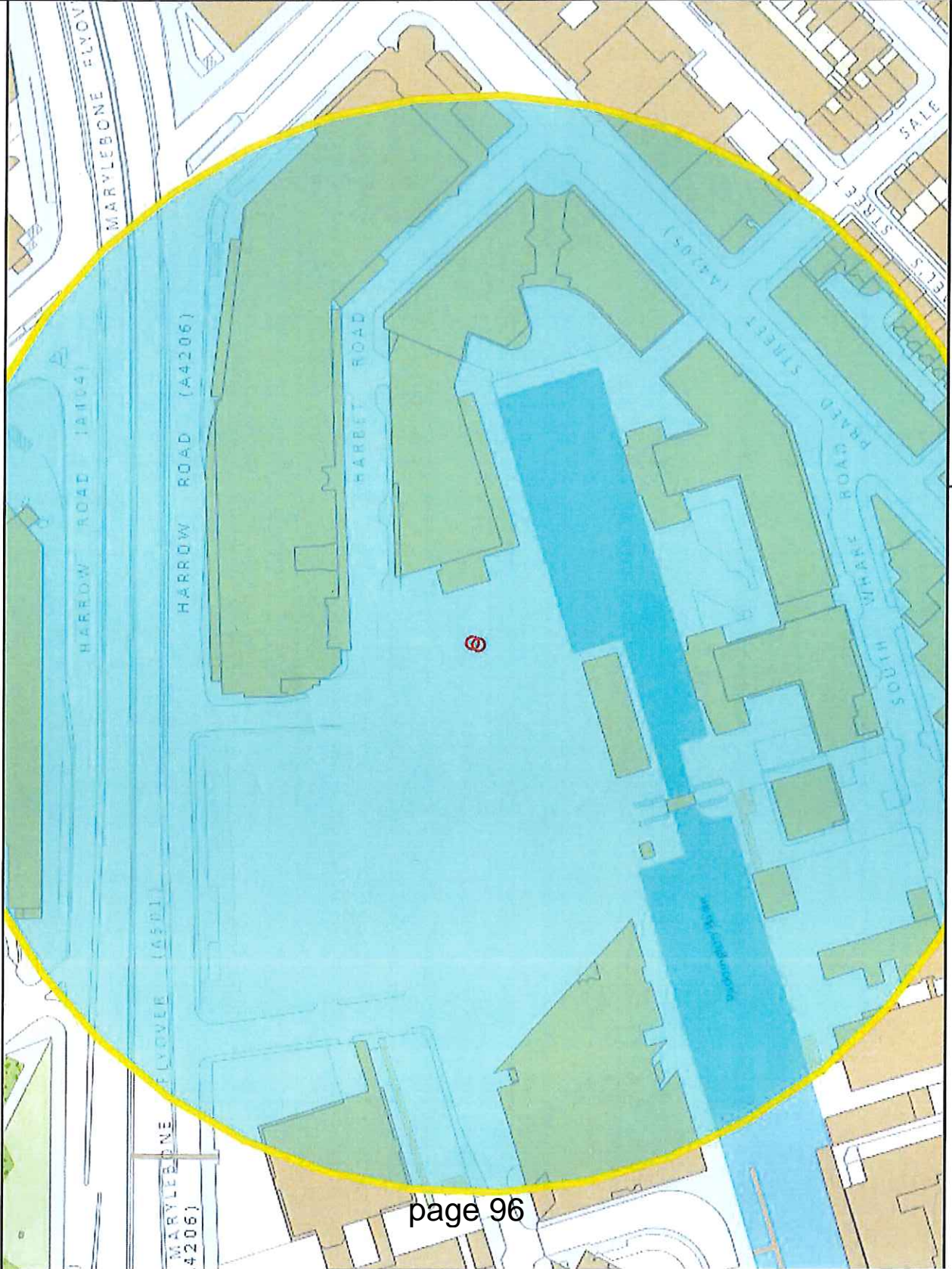
28. No customers carrying opened bottles of alcoholic drink upon entry shall be admitted to premises at anytime the premises are open to the public. **(Agreed with EH)**
29. It is considered that for the nature of the operation door supervisors will not be required however, the Designated Premises Supervisor will undertake a risk assessment should unusual events takes place and if they consider it appropriate will employ the same.
30. The layout of the licensed area both internally and externally as shown on the approved plan at the ground floor layout shall be substantially laid out for tables and chairs as indicated on the approved licensing drawing. **(Agreed with EH)**
31. There shall be no sales of alcohol for consumption off the premises after 23.00 hours. **(Agreed with EH)**
32. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises. **(Agreed with EH)**
33. After 23.00 hours the outside area shall only be used by patrons who have temporarily left the premises to smoke. **(Agreed with EH)**
34. No drinks shall be permitted to be taken outside after 23.00 hours. **(Agreed with EH)**
35. All external doors and windows shall be kept closed whilst regulated entertainment is taking place and in any case after 23:00 hours except for immediate access and egress of persons. **(Agreed with EH)**
36. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. **(Agreed with EH)**
37. There shall be no regulated entertainment in the outside area. **(Agreed with EH)**
38. Loudspeakers shall not be located in the entrance or exits areas or outside the premises building. **(Agreed with EH)**
39. There shall be no amplified live music. **(Agreed with EH)**
40. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2300 hours and 0800 hours. **(Agreed with EH)**
41. During the hours of operation, sufficient measures must be in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and the 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. **(Agreed with EH)**

42. 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. **(Agreed with EH)**
43. 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. **(Agreed with EH)**
44. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means. **(Agreed with EH)**
45. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device. **(Agreed with EH)**
46. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing shall 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, shall be non-combustible. **(Agreed with EH)**
47. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment. **(Agreed with EH)**
48. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous. **(Agreed with EH)**
49. Any special effects or mechanical installations shall be arranged and stored so as to minimise 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. **(Agreed with EH)**
- dry ice and cryogenic fog
 - smoke machines and fog generators
 - pyrotechnics including fireworks
 - firearms
 - lasers
 - explosives and highly flammable substances - real flame
 - strobe lighting
50. The certificates listed below shall be submitted to the Licensing Authority upon written request. **(Agreed with EH)**
- a. Any permanent or temporary emergency lighting battery or system
 - b. Any permanent or temporary electrical installation
 - c. Any permanent or temporary emergency warning system
51. There shall be no cinema style seating at the premises. **(Agreed with EH)**
52. Deliveries to the premises shall only take place in the designated area within the basement loading area. **(Agreed with EH)**

53. The number of persons accommodated at any one time (excluding staff) shall not exceed in the internal area....in the external area.
54. There shall be no drinking outside after 21:00 hours unless seated.
55. 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.



Unit 31/33, 3 Merchant Square



Residential / Proposed Residential	Under Construction	Other Uses	Proportion Residential of all Uses
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Data Source: Uniform Database
Date: 30/06/2016

APPENDIX 6

Premises within 75 metres of: Unit 31/33 3 Merchant Square			
p / n	Name of Premises	Premises Address	Licensed Hours
12527	Fantasia	28 Praed Street London W2 1NH	Monday to Wednesday 10:00 - 01:00 Thursday to Saturday 10:00 - 01:30 Sundays before Bank Holidays 12:00 - 00:15 Sunday 12:00 - 23:00
23422	Kupp	Unit 53 5 Merchant Square West City Of Westminster London W2 1AS	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
-21000	Grand Union	Unit 1 West End Quay South Wharf Road London W2 1LA	Friday to Saturday 09:00 - 00:00 Sunday 09:00 - 22:30 Monday to Thursday 09:00 - 23:30
3060	Hilton London Metropole	Hilton London Metropole And Conference Centre 225 Edgware Road London W2 1DH	Monday to Sunday 08:00 - 04:00
14688	See Cafe	4D Praed Street London W2 1XJ	Monday to Saturday 09:00 - 23:00 Sunday 10:00 - 22:30
12766	Kupp	Unit 53 5 Merchant Square West City Of Westminster London W2 1AS	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
-9350	Tesco - Paddington Express	Unit 8 West End Quay South Wharf Road London W2 1LA	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
5239	Merchant Square	Development Site - Land At Harbet Road London W2 1JU	Monday to Sunday 00:00 - 00:00
-28985	Halst Bank	3 - 15 North Wharf Road London W2 1LA	Friday to Saturday 08:00 - 00:00 Sundays before Bank Holidays 08:00 - 00:00 Monday to Thursday 08:00 - 23:30 Sunday 09:00 - 22:30
32665	Kupp	Unit 53 5 Merchant Square West City Of Westminster London W2 1AS	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
21540	Rosa Cafe	57 Praed Street London W2 1NS	Friday to Saturday 07:00 - 00:00 Sunday 07:00 - 23:00 Monday to Thursday 07:00 - 23:30
1156	Pizza Express	Units 35 And 37 3 Merchant Square City Of Westminster London W2 1BF	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



Item No:	
Date:	14 th July 2016
Licensing Ref No:	16/04691/LIPN - New Premises Licence
Title of Report:	Unit 3 And 4 Bishop's Quarters Bishop's Bridge Road London W2 6ES
Report of:	Director of Public Protection and Licensing
Wards involved:	Bayswater
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Mr Yiannis Chrysanthou Senior Licensing Officer
Contact details	Telephone: 7641 1876 Email: ychrysanthou@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	11 May 2016		
Applicant:	Babaji Pide Limited		
Premises:	Unit 3 And 4		
Premises address:	Bishop's Quarters Bishop's Bridge Road London W2 6ES	Ward:	Bayswater
		Cumulative Impact Area:	Queensway and Bayswater
Premises description:	The premises are to be operated as a restaurant with an outside area.		
Premises licence history:	The premises have not previously been licensed.		
Applicant submissions:	The Applicant has provided a presentation pack detailing the proposed concept of the restaurant. They have also provided conditions in support of their application which can be found in Appendix 2.		

1-B Proposed licensable activities and hours							
Recorded Music:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	10:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	23:30
Seasonal variations/ Non-standard timings:			From the end of hours on New Years Eve to the start of hours on New Years Day.				

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

Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	10:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	23:30
Seasonal variations/ Non-standard timings:			From the end of hours on New Years Eve to the start of hours on New Years Day.				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	08:00	08:00	08:00	08:00	08:00	08:00	08:00
End:	00:30	00:30	00:30	00:30	00:30	00:30	00:00
Seasonal variations/ Non-standard timings:			From the end of hours on New Years Eve to the start of hours on New Years Day.				
Adult Entertainment:			None				

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Service
Representative:	Mr David Nevitt
Received:	8 th June 2016
<p>I refer to the above application which seeks a Premises Licence to include the following Licensable activities:</p> <p>Regulated Entertainment - Recorded Music 1000hrs-0000hrs Monday to Saturday, 1000hrs-2330hrs on Sunday;</p> <p>Late Night Refreshment - 'Indoors' and 'Outdoors' until 0000hrs Monday to Saturday and until 2330hrs on Sunday;</p> <p>The Supply of Alcohol 'On' and 'Off' the premises 1000hrs-0000hrs Monday to Saturday, 1000hrs-2330hrs on Sunday.</p> <p>Non-Standard Timings: From the end of hours on New Years Eve to the start of hours on New Years Day.</p> <p>The applicant has proposed Conditions which are under consideration.</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</p>	

increase Public Nuisance and may impact upon Public Safety.

The premises is located in the Queensway/Bayswater Cumulative Impact Area. The hours sought are in excess of the 'Core Hours' as defined in the City Council's Licensing Policy. The application will need to be adjudicated at a Hearing of the Licensing Sub-Committee.

Responsible Authority:	Metropolitan Police Service
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Representative:	PC Reaz Guerra
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Received:	1 st June 2016
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With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives. The venue is situated in the Queensway Cumulative Impact Area, a locality where there is traditionally high crime and disorder. We have concerns that this application will cause further policing problems in an already demanding area. An officer from this unit will be in contact with you shortly to discuss the application. However it is for the applicant to prove that this application will not add to the cumulative impact problems already experienced in this area. It is for these reasons that we are objecting to the application.

2-B Other Persons

Name:	John Zamit
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Address and/or Residents Association:	Chairman SEBRA (South East Bayswater Residents Association) 2 Claremont Court Queensway LONDON W2 5HX
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Received:	7 th June 2016
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We object to this application mainly on the grounds that hours of opening, sale of alcohol etc exceed the Councils 'Core Hours' especially as the premises are situated in the Queensway / Bayswater Stress area (or whatever new name is for this previous definition)

We are concerned as to potential problems in respect of loss of amenity (noise) and potential crime and disorder late at night .

We wish premises to operate as as a restaurant with alcohol ancillary to taking a substantial meal, seated with waiter/waitress service etc.

Tables and chairs outside should not be used after 23.00 hours - especially as residential units on second floor above premises.

We would like hours of use to follow planning permission on development (see below received from Oliver Gibson in North Team planning department at WCC) to be 23.30 (Sunday 22.30).

Customers shall not be permitted within the restaurant/ cafe units (Units 3 and 5) before 08.00 or after 23.30 Monday to Saturday (not including bank holidays and public holidays) and before 09.00 or after 22.30 on Sundays, bank holidays and public holidays.'

The retail shop unit also has an hours of use condition restricting the hours as follows:

'Customers shall not be permitted within the retail shop units (Units 1, 2, 4 and 6) before 07.00 or after 23.00 Monday to Saturday (not including bank holidays and public holidays) and before 10.00 or after 18.00 on Sundays, bank holidays and public holidays.'

The smaller of two units being combined into one does not have planning permission for A3 (restaurant use) and is designated as A1 (retail use) at present.

We note applicant has offered a number of 'model' conditions and trust they cover all of usual matters, CCTV, deliveries, hours of deliveries and refuse /recycling collections etc.

We also note applicant has applied for 'off sales and we want conditions that must be in sealed containers and no beer or cider over 5.5% alcohol strength.

2-B Other Persons			
Name:		Mr Dipo Osho	
Address and/or Residents Association:		Flat 133 34 The Colonnades London W2 6AP	
Status:	Valid	In support or opposed:	Opposed
Received:	16 th May 2016		
<p>4:34 PM on 16 May 2016 I would like to object to this licence application. My main concerns are:</p> <p>the opening hours the sale of alcohol during these opening hours the lack of clarification regarding how alcohol will be sold (i.e. only with substantial meals)</p> <p>Opening until midnight every week night and 11.30pm on Sundays will cause a great disturbance for the residents - particularly when clearing and cleaning the outside areas. It isn't fair for residents, who have bedroom windows directly above the proposed</p>			

outside area, to suffer extensive noise and nuisance at that time of night, I would like to object strongly to any outside tables as they will disturb residents all day, every day as well as every evening and weekend. I strong feel that the hours of sale be reduced to 10pm in line with the Waitrose hours of operation and that Sundays be restricted further.

The sale of alcohol from 10am until midnight every day and 11.30pm on Sundays is excessive. The area is already suffering from increased crime and disorder. There have recently been alcohol related muggings outside Arthur Court on Queensway, as well as my own vehicle broken in to by drunken youths. The Colonnades itself has been subject to crime committed by drunk individuals (a concrete brick through the glass door around the corner from this unit). The area suffers badly from homelessness and begging, which is often aggressive and drink-related. The police themselves have commented on another application for this building that they are already stretched in the area and feel further late license drinking establishments will worsen the situation.

The application gives very little indication of how alcohol will be served. My concerns above regarding crime and disorder, noise nuisance for neighbours and the public safety of the area equally apply to the way in which alcohol is served. We do not need another pub in the area and would like clarification on the service alcohol.

Name:		Afolabi Kuti	
Address and/or Residents Association:		Flat 135 34 The Colonnades London W2 6AP	
Status:	Valid	In support or opposed:	Opposed
Received:	8 th June 2016		

To whom it may concern,

I'm a resident at Flat 135 The Colonnades which is one of 10 residential flats above the retail units.

I'm really excited by the updates to the building, the architects and planners have done a great a job.

I'm very concerned about what type of retail establishments will occupy the retail units.

My two main concerns are late night noise and heavy smoke.

The outdoor retail space is below a row of bedrooms which have windows facing Bishops Bridge Road. It is extremely important that no activity take place on the outdoor space after 10pm. The noise carries extremely easily and was a big headache for residents when the previous tenant occupied that space.

I'm happy for the restaurant to stay open till late but the outdoor patio space must not be used after 10pm. This should be a strict component of the license for the sake of neighbouring residents.

I'd also like to make sure that there will be no heavy smoking outside. Again this is

connected to the previous tenant which was a Hookah lounge/ sheesha cafe. The dense smoke carried straight into the bedroom and throughout the house.

With this being a Turkish restaurant I know that there is restaurant in soho from the same company which doesn't offer hookah pipes but I'd like to make sure that this place does not either.

Thanks and best,
Afolabi

3. Policy & Guidance

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

<p>Policy HRS1 applies</p>	<p>(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.</p> <p>(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.</p>
<p>Policy CIP1 applies</p>	<p>(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact 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.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.</p>
<p>Policy RNT2 applies</p>	<p>Applications will be granted subject to other policies in this Statement 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 Cumulative Impact Areas.</p>

4. Appendices

<p>Appendix 1</p>	<p>Premises plans</p>
<p>Appendix 2</p>	<p>Applicant supporting documents</p>
<p>Appendix 3</p>	<p>Premises history</p>

Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Mr Yiannis Chrysanthou Senior Licensing Officer
Contact:	Telephone: 7641 1876 Email: ychrysanthou@westminster.gov.uk

Appendix 1

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 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application Form	
5	EH Representation	
6	Police Representation	
7	SEBRA Representation	
8	Mr Dipo Osho Representation	
9	Afolabi Kutu Representation	

O - SMOKE DETECTORS
 X - FIRE SAFETY EQUIPMENT

DATE	11/05/16
PROJECT	APPROVED BY
CLIENT	DATE
DESIGNER	PROJECT NO.
SCALE	1:100
REVISED DRAWING	NO.
REVISIONS	
AAVA ASSOCIATED ARCHITECTS AND ENGINEERS 100/101, 102/103, 104/105, 106/107, 108/109, 110/111, 112/113, 114/115, 116/117, 118/119, 120/121, 122/123, 124/125, 126/127, 128/129, 130/131, 132/133, 134/135, 136/137, 138/139, 140/141, 142/143, 144/145, 146/147, 148/149, 150/151, 152/153, 154/155, 156/157, 158/159, 160/161, 162/163, 164/165, 166/167, 168/169, 170/171, 172/173, 174/175, 176/177, 178/179, 180/181, 182/183, 184/185, 186/187, 188/189, 190/191, 192/193, 194/195, 196/197, 198/199, 200/201, 202/203, 204/205, 206/207, 208/209, 210/211, 212/213, 214/215, 216/217, 218/219, 220/221, 222/223, 224/225, 226/227, 228/229, 230/231, 232/233, 234/235, 236/237, 238/239, 240/241, 242/243, 244/245, 246/247, 248/249, 250/251, 252/253, 254/255, 256/257, 258/259, 260/261, 262/263, 264/265, 266/267, 268/269, 270/271, 272/273, 274/275, 276/277, 278/279, 280/281, 282/283, 284/285, 286/287, 288/289, 290/291, 292/293, 294/295, 296/297, 298/299, 300/301, 302/303, 304/305, 306/307, 308/309, 310/311, 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BABAJI PIDE

APPLICATION FOR NEW RESTAURANT
PREMISES LICENCE



PRESENTATION TO
WESTMINSTER CITY COUNCIL

BABAJI PIDE

Babaji is a contemporary restaurant and they are looking to open their second restaurant in London at the Bishops quarter site.

The first is located in the heart of London, near Piccadilly Circus, on Shaftesbury Avenue at the corner with Wardour Street. Pide, sometimes called 'Turkish pizza,' is a boat-shaped flat bread with a variety of toppings that may include ground lamb, or beef; 'Sucuklu,' with Turkish sausage (the 'c' is pronounced, 'j'); or 'Peyniri', Black Sea-style, with lashings of butter and cheese. Seven kinds of pide are served from the brick oven that sits at the warm heart of Babaji.

Babaji is Alan Yau's response to the disappointment he felt upon trying pide, in London and Istanbul, and finding nothing special. "It seemed to me that nobody was taking particular pride in their pide," notes Mr Yau.

"Pide fascinates me from the point of view of its potential as a World Food. To have a global impact on food culture, the product has to be both sufficiently generic and at the same time it must have the capability of crossing cultural boundaries. I feel that pide has those attributes."

"In terms of the simplicity of the product, it has only two to three components; it's carbohydrate-based; it's extremely easy to replicate. I think those three criteria are most important to my definition of 'World Food,' a food product that has universal appeal. Here is something very close to a Pizza, but which sits in the middle of a very niche, extremely ethnic menu, that most people won't have heard of."

"The evolution of a World Food is a migratory process and there is no single example that achieved that status by staying at home. It requires a certain transformative evolution that comes from going out into the world." Karadeniz pide (Black Sea pide) was not widely available in Istanbul until the large scale migrations from the Black Sea in the 60's & 70's and, in fact, the most venerable Pide Salonu in Istanbul is only about 50 years old.

'Babaji' is the affection a Daddy's girl or boy has for their father, spelled 'babaçi' in Turkish, but pronounced, 'babaji'. Affable and avuncular types from the Mediterranean through to India are affectionately called, 'Babaji,' so the name, like the pide, crosses cultural boundaries.

Set out on the next few pages are the achievements of the operator and a small snapshot of the quality to expect.

The applicant will work closely with the responsible authorities and local residents to promote the four licensing objectives.

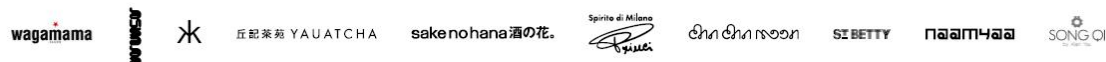
ALAN YAU

ALAN YAU OBE



Alan Yau OBE, the globally known and respected restaurateur,
is the creative force behind the culinary, design and musical vision of Park Chinois.

1992	1999	2001	2003	2004	2005	2006	2008	2010	2011	2012	2014
Launch of Wagamama, Japanese noodle bar, Bloomsbury, London	Launch of Busaba Eathai, casual dining Thai restaurant, Soho, London	Launch of Hakkasan, fine-dining contemporary Chinese restaurant, London	Hakkasan awarded one Michelin star	Launch of Yauatcha, Chinese teahouse & Patisserie, Soho, London	Yauatcha Awarded one Michelin star	Alan Yau awarded an OBE for contribution to the British restaurant industry	Launch of Princi, Italian bakery, Soho, London	Alan Yau ordained as a Buddhist Monk at Wat Dhammakaya, Thailand	Launch of ST BETTY, All-day brasserie, IFC Central, Hong Kong	Launch of Naamyaa, Bangkok Cafe, Islington, London. Launch of Jing Yaa Tang, Peking Duck speciality Restaurant, Opposite House Hotel, Beijing	Launch of Song Qi, Fine dining Chinese Restaurant, Monaco



- 1992 Launch of Wagamama, Japanese noodle bar, Bloomsbury, London
- 1999 Launch of Busaba Eathai, casual dining Thai restaurant, Soho, London
- 2001 Launch of Hakkasan, fine-dining contemporary Chinese restaurant, London
- 2003 Hakkasan awarded one Michelin star
- 2004 Launch of Yauatcha, Chinese teahouse & Patisserie, Soho, London
- 2005 Yauatcha Awarded one Michelin star
- 2006 Alan Yau awarded an OBE for contribution to the British restaurant industry
- 2008 Launch of Princi, Italian bakery, Soho, London
- 2010 Alan Yau ordained as a Buddhist Monk at Wat Dhammakaya, Thailand
- 2011 Launch of ST BETTY, All-day brasserie, IFC Central, Hong Kong
- 2012 Launch of Naamyaa, Bangkok Cafe, Islington, London.
Launch of Jing Yaa Tang, Peking Duck speciality Restaurant, Opposite House Hotel, Beijing
- 2014 Launch of Song Qi, Fine dining Chinese Restaurant, Monaco
- 2015 Launch of Babaji
- 2015 Launch of Duck and Rice and Park Chinois

THE DESIGN OF THE BABAJI

Turkish design studio Autoban, led by Seyhan Ozdemir and Sefer Caglar, has designed Babaji Pide Salonu from their office in Istanbul. It is the first restaurant they have created for Alan Yau, having built up a dialogue and mutual understanding over several years.

In the relatively short period since Autoban was founded in 2003, the studio has secured a strong reputation for its work across spectacular interiors, furniture, lighting and accessories. In many respects, Ozdemir and Caglar have invented a new image for Turkish design on the international stage, creating a design language that respects the traditions of their country in parallel with a strong contemporary vernacular. This approach makes Autoban a clear design partner for Yau, as they share many philosophies and ideals.



“We have always admired Yau’s ability to mix the heritage of food with contemporary ideas,” claims Ozdemir. Of course, Yau’s vision to create a contemporary pide restaurant in the heart of London sparked the imagination of the design duo. “Alan first described his concept to us in 2011, and a few years later when he had secured this fantastic site, ideas in our heads started to become a reality.”

IMAGES OF BABAJI



SAMPLE MENU

• PIDE •

PİDE DEVELİ	8.80
Diced beef, tomato, Turkish green pepper & parsley	
AFYON	8.80
Beef sucuk, tulum kaşar cheese, red chilli & parsley	
KAYSERİ	9.50
Lamb pastrami & kaşar cheese	
PİDE PATATES v	7.60
Potato, İzmir tulum, kaşar cheese, & red chilli	
KIYMALI PİDE	8.50
Minced lamb, tomato & pepper	
BİRSEN ALÇELER v	7.60
Chargrilled courgette, tomato, walnut & goat's cheese	
TEMEL REİS v	7.60
Spinach, kaşar cheese, onion & red chilli	
CARAMELISED ONIONS & WALNUT PİDE v	7.60
Caramelised onions, walnut, İzmir tulum & kaşar cheese	
MEVLANA	9.90
Beef, lamb, beef sucuk & kaşar cheese	
FOUR CHEESE PİDE	7.80
Halloumi, İzmir Tulum, kasar cheese & mozzarella	



• MEZE •

SAMPHIRE v	5.50
With garlic, red pepper & sun blushed tomato	
CACIK v	3.50
Yogurt with garlic & cucumber	
KISIR v	4.00
Bulgur wheat salad	
HOMEMADE HUMUS v	4.20
With beef sucuk & tomato sauce	
CHARGRILLED RED PEPPERS v	4.80
With olive oil, garlic & lemon	
OVEN BAKED HALLOUMI v	5.50
With tomato & oregano	
FRIED CALAMARI	7.50
With lemon & Turkish red chilli flake	
BÖREK	4.80
Filo pastry with cheese & spinach	
ROASTED EGGPLANT v	6.90
With red pepper & yogurt	
HAMSI	4.50
Pan-fried whitebait in breadcrumb	
LAMB SHISH	7.50
With flatbread & red onion	

TURKISH-STYLE PIZZA IS CALLED 'PİDE' (PEE-DEH')

PİDE IS A KIND OF BREAD MADE WITH LEAVENED DOUGH THAT'S FLATTENED OUT WITH THE FINGERS TO GIVE IT ITS SPECIAL SHAPE

PİDE ORIGINATES FROM THREE TURKISH REGIONS: THE BLACK SEA, AEGEAN SEA & MIDDLE ANATOLIA AND IS A GREAT EXAMPLE OF TURKISH REGIONAL CUISINE KNOWN FOR ITS RICH FLAVOURS

#perfectpide

• SOUP •

SERVED WITH WARM FLATBREAD

LENTIL SOUP v	4.50
CHICKEN SOUP	5.50

• SALAD •

ÇOBAN SALAD v	6.90
Sicilian vine tomato, cucumber, red onion, parsley, Turkish green pepper	
BETROOT SALAD v	6.60
Sicilian vine tomato, wild rocket, pomegranate, lemon & honey dressing	
TOMATO & WALNUT SALAD v	4.50
With pomegranate dressing	

• STOVE & GRILL •

MANTI	10.50	CHICKEN BEYTİ	10.50
Turkish beef ravioli with yogurt, Turkish chilli flake & butter		Minced chicken, parsley, Turkish red chilli flake & bulgur rice	
TOPKAPI CHICKEN	9.00	LAMB KÖFTE	10.50
Roast chicken stuffed with spiced currant & pilav rice		Carliston pepper, tomato & pilav rice	
HÜNKAR BEĞENDİ	9.80	CHICKEN SHISH	8.00
Beef stew with eggplant purée		With flatbread, Carliston pepper & red onion	
KURU FASÜLYE v	7.20	CHARGRILLED BABY CHICKEN	12.00
Slow cooked Dermason bean stew with tomato & red chilli		Pomegranate, pistachio & mint bulgur wheat salad	
TANDIR	12.50	KÜLBASTI	11.50
Oven braised lamb stew & pilav rice		Grilled lamb, tomato sauce, yogurt & flat bread	
PAN-FRIED HADDOCK	12.50		
Lentil & pilav rice			

• DESSERT •

KÜNEFE	7.50
Sweet shredded pastry, cheese & pistachio	
WARM CHOCOLATE & WALNUT BROWNIE	5.00
Vanilla ice cream	
KABAK	5.00
Pumpkin, walnut & clotted cream	
HOMEMADE PISTACHIO BAKLAVA	6.00
Vanilla ice cream	
KAĞIT HELVA	6.00
Vanilla ice cream wafer sandwich & crushed pistachio	

v Suitable for vegetarians
Prices includes 20% VAT
Discretionary service charge of 12.5% will be added to your bill

Please ask a member of our team before ordering if you have any food allergies or intolerances. Nuts and flour is used in our kitchen, and despite efforts to prevent cross-contamination any of our dishes may contain traces of nuts and gluten

bubuji

TURKISH TEA
1.80

TURKISH COFFEE
3.00

AYRAN
3.00

POMEGRANATE JUICE
4.00

• TURKISH EGGS •

FREE RANGE EGGS

FRIED EGGS & SUCUK	6.80
FRIED EGGS & FETA ^v	6.00
FRIED EGGS & SLOW COOKED BEEF BRISKET	6.80
FRIED EGGS & SUCUK	6.80
With homemade fries	
FRIED EGGS & SPINACH ^v	5.80
With pine nut	
FRIED EGGS ^v	5.50
MENEMEN ^v	7.00
Eggs, tomato & Carliston peppers	
CILBIR ^v	6.50
Poached eggs with Greek yoghurt & chilli oil	

• BREAD & JAMS •

BREAD BASKET ^v	2.50
Pogaca olive, pogaca cheese, flat bread, corek & corn bread	
SIMIT ^v	1.90
CORN BREAD WITH ARGAN OIL ^v	2.00
HOMEMADE JAM ^v	1.50



• BREAKFAST MEZE •

HONEY & KAYMAK ^v	4.00
SÖĞÜŞ ^v	3.00
Cut cucumber & Sicilian vine tomato	
GEMLIK BLACK OLIVES ^v	2.50
IZMIR GREEN OLIVES ^v	2.50
& sun blushed tomato	
PAN-FRIED HALLOUMI ^v	4.50
With egg, paprika & chilli	
OVEN BAKED HALLOUMI ^v	5.50
With Datterini vine tomato & oregano	
TAHINI HELVA WITH PISTACHIO ^v	2.50
HOMEMADE HUMUS ^v	4.20
CACIK ^v	3.50
Yogurt with garlic & cucumber	
CHEESE & SPINACH BÖREK	4.80

• CHEESE •

FETA ^v	4.00
HOMEMADE LOR ^v	3.00
ESKI KAŞAR ^v	4.00
KARS CHEDDAR ^v	4.00

• PIDE •

PİDE DEVELİ	8.80	PİDE PATATES ^v	7.60	CARAMELISED ONIONS & WALNUT PİDE ^v	7.60
Diced beef, tomato, Turkish green pepper & parsley		Potato, Izmir tulum, kaşar cheese, & red chilli		Caramelised onions, walnut, Izmir tulum & kaşar cheese	
AFYON	8.80	KIYMALI PİDE	8.50	MEVLANA	9.90
Beef sucuk, tulum kaşar cheese, red chilli & parsley		Minced lamb, tomato & pepper		Beef, lamb, beef sucuk & kaşar cheese	
KAYSERİ	9.50	BİRSEN ALÇELER ^v	7.60	FOUR CHEESE PİDE	7.80
Beef pastrami & kaşar cheese		Chargrilled courgette, tomato, walnut & goat's cheese		Halloumi, Izmir Tulum, kasar cheese & mozzarella	
		TEMEL REIS ^v	7.60		
		Spinach, kaşar cheese, onion & red chilli			

• SOUP •

SERVED WITH WARM FLATBREAD

LENTIL SOUP ^v	4.50
CHICKEN SOUP	5.50

• SALAD •

ÇOBAN SALAD ^v	6.90
Sicilian vine tomato, cucumber, red onion, parsley, Turkish green pepper	
BEETROOT SALAD ^v	6.60
Sicilian vine tomato, wild rocket, pomegranate, lemon & honey dressing	
TOMATO & WALNUT SALAD ^v	4.50
With pomegranate dressing	

• STOVE & GRILL •

MANTI	10.50	CHICKEN BEYTİ	10.50
Turkish beef ravioli with yogurt, Turkish chilli flake & butter		Minced chicken, parsley, Turkish red chilli flake & bulgur rice	
TOPKAPI CHICKEN	9.00	LAMB KÖFTE	10.50
Roast chicken stuffed with spiced currant & pilav rice		Carliston pepper, tomato & pilav rice	
HÜNKAR BEĞENDİ	9.80	CHICKEN SHISH	8.00
Beef stew with eggplant purée		With flatbread, Carliston pepper & red onion	
KURU FASÜLYE ^v	7.20	CHARGRILLED BABY CHICKEN	12.00
Slow cooked Dermason bean stew with tomato & red chilli		Pomegranate, pistachio & mint bulgur wheat salad	
TANDIR	12.50	KÜLBASTI	11.50
Oven braised lamb stew & pilav rice		Grilled lamb, tomato sauce, yogurt & flat bread	
PAN-FRIED HADDOCK	12.50		
Lentil & pilav rice			

• SWEET PİDE •

TAHINI PİDE	6.00
--------------------------	------

• DESSERT •

KÜNEFE	7.50
Sweet shredded pastry, cheese & pistachio	
WARM CHOCOLATE & WALNUT BROWNIE	5.00
Vanilla ice cream	
KABAK	5.00
Pumpkin, walnut & clotted cream	
HOMEMADE PISTACHIO BAKLAVA	6.00
Vanilla ice cream	
KAĞIT HELVA	6.00
Vanilla ice cream wafer sandwich & crushed pistachio	

^v Suitable for vegetarians
Prices includes 20% VAT
Discretionary service charge of 12.5% will be added to your bill.

İSTANBUL
PİDE-
SALONU

Please ask a member of our team before ordering if you have any food allergies or intolerances. Nuts and flour is used in our kitchen, and despite efforts to prevent cross-contamination any of our dishes may contain traces of nuts and gluten.

THE FOOD



CONDITIONS

CONDITIONS PROPOSED WITH APPLICATION

1. Non-intoxicating beverages, including drinking water, shall be available to patrons throughout the permitted hours for the sale or supply of alcohol.
2. The licence holder shall maintain a CCTV system that ensures the entry point is covered to enable frontal identification of every person entering. All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept available for a minimum of 31 days with time and date stamping. Recordings shall be made available to a duly authorised Council officer or a police officer together with facilities for viewing. The recordings for the preceding 31 days shall be made available immediately on request. The CCTV system shall be operated in accordance with the Data Protection Act 1998.
3. 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 or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals. Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.
4. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
5. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, is swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
6. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
7. Substantial food shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
8. The maximum number of persons accommodated at any one time (excluding staff) shall not exceed XXX persons

(Number to be determined upon completion of works by the District Surveyor)

9. A challenge 21 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
10. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
11. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
12. 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.
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. Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where the premises layout has changed during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.

There is no licence or appeal history for the premises

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

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

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

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

Mandatory Conditions

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

- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

A responsible person in relation to a licensed premises means the holder of the premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor.

For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

Conditions consistent with the operating schedule

1. Non-intoxicating beverages, including drinking water, shall be available to patrons throughout the permitted hours for the sale or supply of alcohol.
2. The licence holder shall maintain a CCTV system that ensures the entry point is covered to enable frontal identification of every person entering. All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept available for a minimum of 31 days with time and date stamping. Recordings shall be made available to a duly authorised Council officer or a police officer together with facilities for viewing. The recordings for the preceding 31 days shall be made available immediately on request. The CCTV system shall be operated in accordance with the Data Protection Act 1998.
3. 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 or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals. Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.
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5. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, is swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
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7. Substantial food shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
8. The maximum number of persons accommodated at any one time (excluding staff) shall not exceed XXX persons number to be determined upon completion of works by the District Surveyor)
9. A challenge 21 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

10. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
11. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
12. 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.
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. Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where the premises layout has changed during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.

Conditions proposed by the Environmental Health

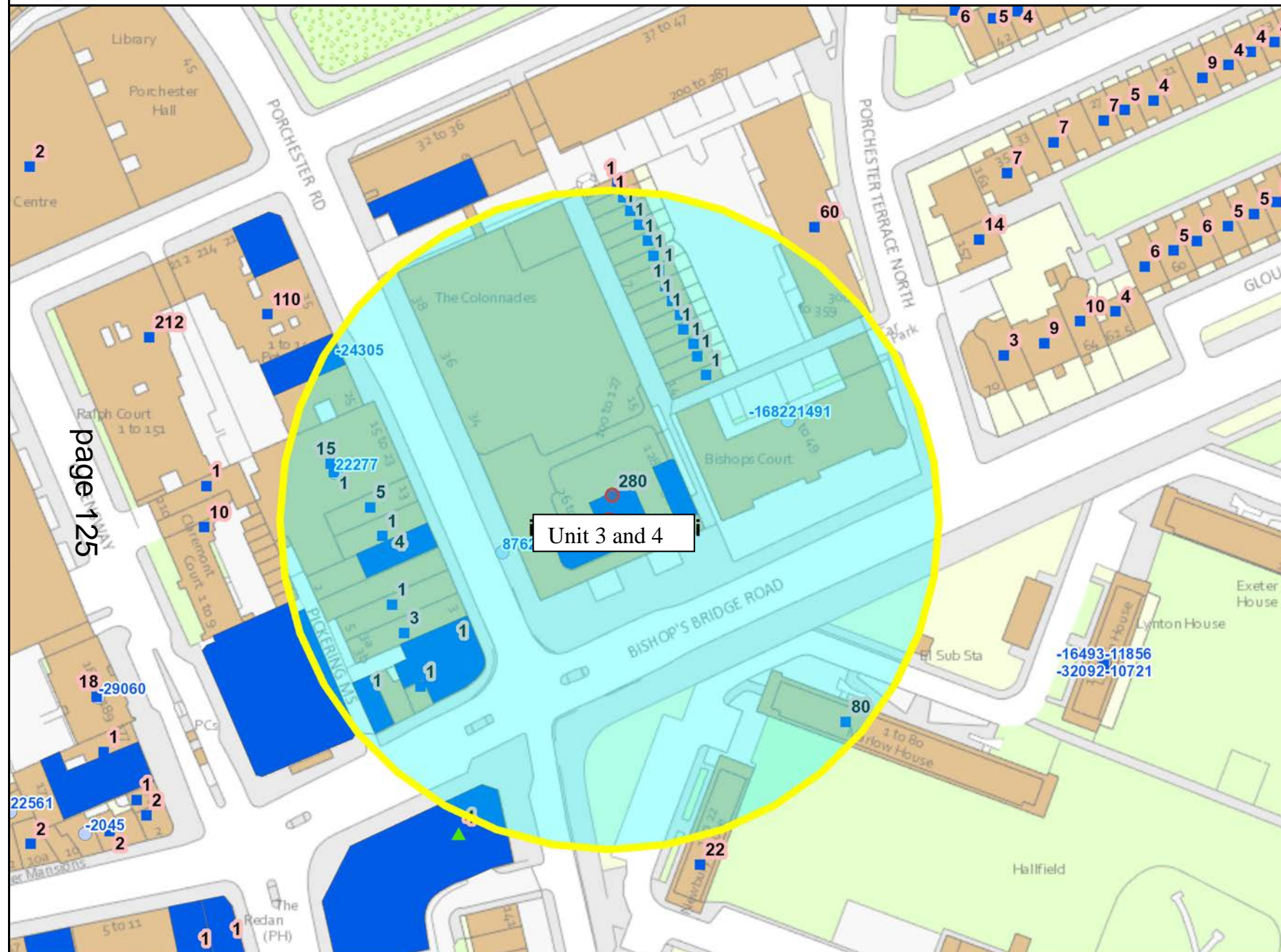
None

Conditions proposed by the Police

None



Unit 3 Bishop's Quarters, Bishops Bridge Road, W2 6ES



page 125

Residential / Proposed Residential	406
Under Construction	0
Other Uses	Not known
Proportion Residential of all Uses	Not known

10
 Meters

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Data Source: Uniform Database
 Date: 26/01/2016

Premises within 75 metres of: Unit 3 and 4 Bishop's Quarters			
p / n	Name of Premises	Premises Address	Opening Hours
-24305	BBQ Express	29-31 Porchester Road London W2 5DP	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-1682	Bishop Cut Price	Flat 2 Bishops Court 72-82 Bishop's Bridge Road London W2 6BE	Monday to Sunday 06:00 - 22:00
8762	Waitrose	38 Porchester Road London W2 6ES	Monday to Sunday 08:00 - 23:00
21491	Nokia	First Floor The Colonnades 82 Bishop's Bridge Road London W2 6BB	Monday to Sunday 00:00 - 00:00
22277	Porchester Hall	Flat 10 23 Porchester Road London W2 5DP	Monday to Sunday 09:00 - 01:00



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	14 July 2016
Licensing Ref No:	15/11442/LIPN - New Premises Licence
Title of Report:	The London Shop 10 Queensway London W2 3RX
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 David Sycamore Senior Licensing Officer
Contact details	Telephone: 020 7641 8556 Email: dsycamore@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	5 December 2015		
Applicant:	Mr Subramaniam Kamalanathan		
Premises:	The London Shop		
Premises address:	10 Queensway London W2 3RX	Ward:	Lancaster Gate
		Cumulative Impact Area:	Queensway
Premises description:	The London Shop is a single floor shop located on a busy main road.		
Premises licence history:	There is no premises licence history.		
Applicant submissions:	None. Has engaged with Police and Environmental Health which has resulted in comprehensive agreed conditions.		
Preliminary note	Representations were received from Environmental Health and the Police but conditions were agreed. These conditions can be found at appendix 4.		

Sale by retail of alcohol				On or off sales or both:			OFF
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	08:00	08:00	08:00	08:00	08:00	08:00	10:00
End:	23:00	23:00	23:00	23:00	23:00	23:00	22:00
Seasonal variations/ Non-standard timings:		N/A					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	08:00	08:00	08:00	08:00	08:00	08:00	10:00
End:	23:00	23:00	23:00	23:00	23:00	23:00	22:00
Seasonal variations/ Non-standard timings:		N/A					
Adult Entertainment:		N/A					

2. Representations

2-B Other Persons	
Name:	Mr Shafeeq Al sharif
Address and/or Residents Association:	37 consort house London W2 3rx
Received:	18.12.2015
<p>12:41 PM on 18 Dec 2015 I am a resident in consort house and this activity as noted would have the likely effect of causing an increase in Public Nuisance and may impact on Public Safety within the Stress area. As I am living next to the premises I am Concerned since this will have an influence on me and my family.</p>	
Name:	Mr John Zamit
Address and/or Residents Association:	SEBRA Chairman SEBRA (South East Bayswater Residents Association) 2 Claremont Court Queensway LONDON W2 5HX
Received:	21.12.2015
<p>Dear sirs</p> <p>On behalf of the South East Bayswater residents' Association (SEBRA) and the Bayswater Residents' Association (BRA) we object to this application as we do not need another premises selling alcohol in Queensway and in the 'Queensway / Bayswater Stress Area' as already far too many outlets selling / serving alcohol.</p> <p>The cumulative effect has to be taken into account as if not every shop in Queensway could get a licence to sell alcohol.</p> <p>We already have problems with beggars and street drinkers in Queensway.</p> <p>If a licence for 'Off Sales' was to be granted we would want no more than WCC standard hours for Off Licences sales (or less ideally) and WCC 'model conditions' for:</p> <p>CCTV; No beers & ciders over 5.5% alcohol volume; Lockable cabinets; All spirits to be sold only behind sales desk; No 'miniatures' of spirits; Challenge 25; No more than 10 % of sales area for display of alcohol; No deliveries between 20.00 & 0800 (Sundays & Bank Holidays 16.00 to 10.00); No Refuse and Recycling collections between 24.00 & 0700; Notices asking customers to leave quietly; No drinking on forecourt of shop; Licence holder to be on premises at all times.</p>	

We trust application will be refused.

3. Policy & Guidance

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

Policy OS2 applies	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 Cumulative Impact Areas.
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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

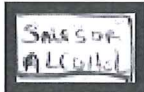
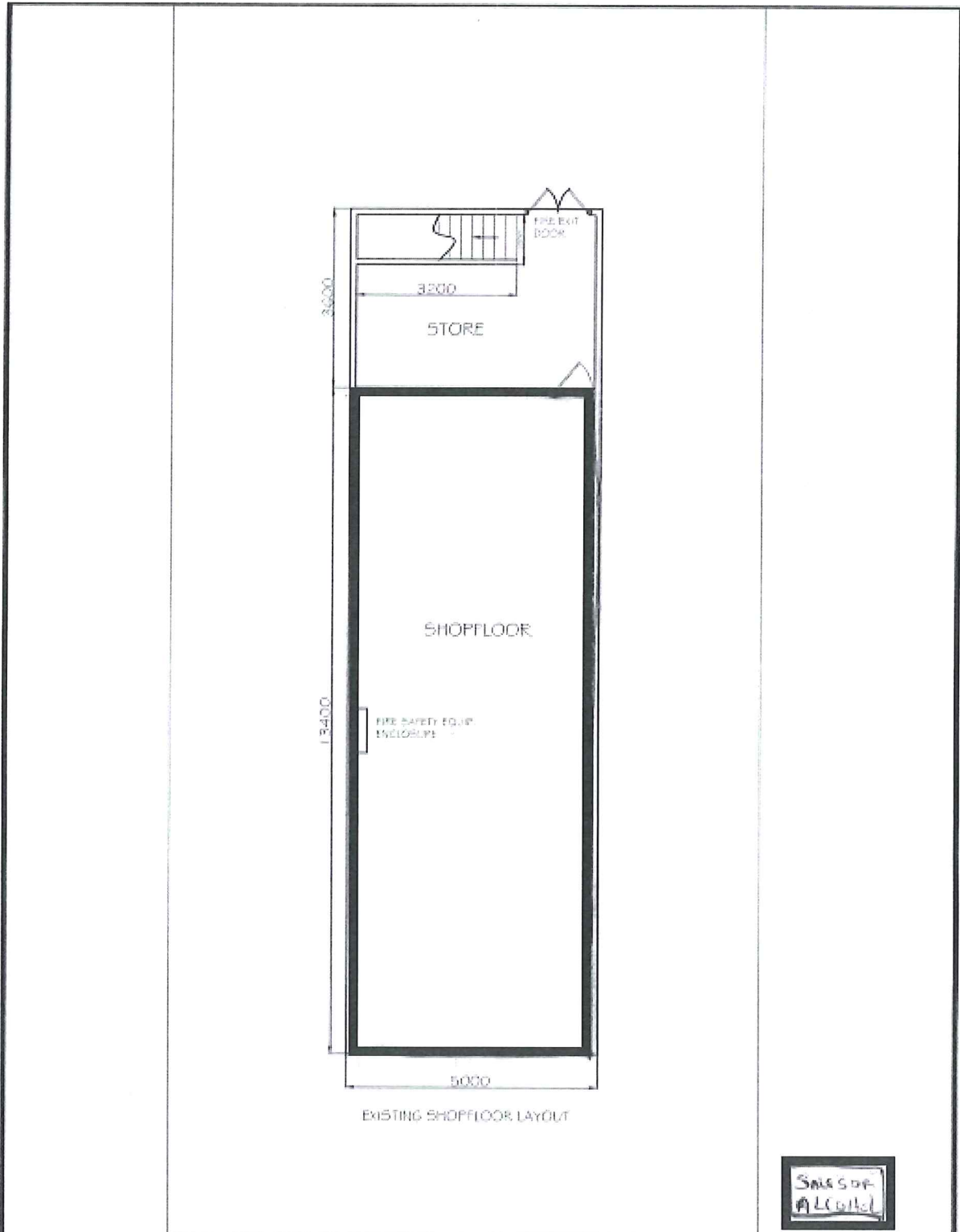
Report author:	Mr David Sycamore Senior Licensing Officer
Contact:	Telephone: 020 7641 8556 Email: dsycamore@westminster.gov.uk

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 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Emails from EH – Objection and proposed conditions.	Dec 2015 / Jan 2016
5	Emails from Police – Objection and proposed Conditions.	Dec 2015 / Jan 2016
6	Emails from Sebra/BRA – Objection and proposed conditions	Dec 2015
7	Online representation from Mr Al Sharif	Dec 2015.
8	Applicant agrees to EH and Police	Jan 2016

Plans



Drawn	MR KUMAR
Scale	1:100
Date	01.11.24

SHOPFLOOR LAYOUT
 THE LONDON SHOP, 10 QUEENSWAY, LONDON, W2

Keeran Designs Ltd
 Tel: (020) 8551 8551
 Fax: (020) 8551 8550
 E mail: Keeran@consultant.com
 Web: www.keerandesigns.com

Applicant Submission

None.

Premises Licence History

There is no licence or appeal history for the premises

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

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

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

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

Mandatory Conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

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

Where -

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

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

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

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

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

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

- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

**Conditions proposed by the Environmental Health and agreed with applicant.
(Duplicate conditions deleted as proposed by Police also)**

9. A personal licence holder shall be on the premises during the hours permitted to supply alcohol.
10. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
11. All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
12. 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.
13. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
14. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
15. 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.
16. No rubbish, including bottles, shall be moved, removed or placed in outside areas between 2300 hours and 0800 hours.
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
18. A diary log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises are open.

19. 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.

Conditions proposed by the Police and agreed with applicant.

20. The premises shall install and maintain a 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 are 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.
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 are open to the public. This staff member shall be able to show Police or authorised officer of the Licensing Authority recent data or footage with the absolute minimum of delay.
22. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills/screens or secured behind locked cabinet doors.
23. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
24. No super-strength beer, lagers or ciders of 5.5% ABV (alcohol by volume) or above shall be sold at the premises save for premium beer or ciders in glass bottles.
25. No more than 15% of the sales area to be used at any one time for the sale, exposure for sale or display of alcohol.
26. No self service of spirits except for spirit mixers not above 5.5% abv (alcohol by volume).
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.
28. The premises licence holder will 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 years (or older if the licence holder so elects) to produce, before being sold alcohol, identification being a passport or photocard 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.

29. An incident log will be kept at the premises and made available on request to an authorised officer of the licensing authority or the Police, which will record the following:

- All crimes reported to the venue;
- Any complaints received regarding crime and disorder;
- Any incidents of disorder;
- Any faults in the CCTV system;
- Any refusal of the sale of alcohol;
- Any visit by a relevant authority or emergency service.

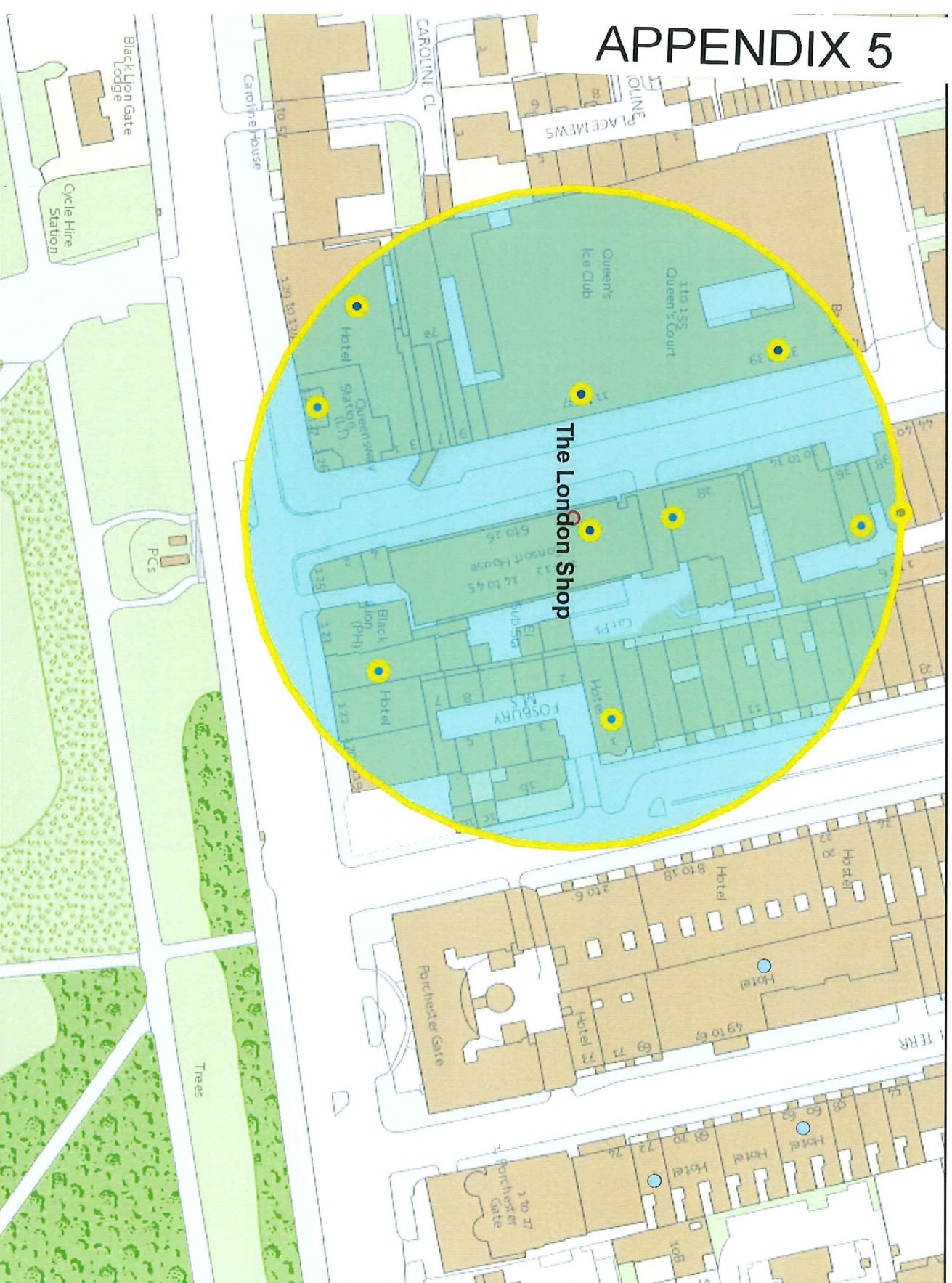
30. On the Sunday and Monday of the Notting Hill Carnival:

- There will be no sale of alcohol in glass vessels from the premises.
- There will be no external advertisement of alcohol promotions at the premises.
- There shall be no sale of alcohol from the premises after 20:00 hours.



The London Shop

APPENDIX 5



10 Meters

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Residential / Proposed Residential	352
Under Construction	
Other Uses	
Proportion Residential of all Uses	

Data Source: Uniform Database
Date: 06/07/2016

Premises with 75m of The London Shop, 10 Queensway, London, W2 3RX

p / n	Name of Premises	Premises Address	Licensed Hours
14000	Queensway Food & Wine	37 Queensway London W2 4QJ	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
18194	Queen's Ice Bowl	Queens Ice Club 17 Queensway London W2 4QP	Monday to Thursday 09:00 - 00:00 Friday to Saturday 09:00 - 00:30 Sunday 09:00 - 23:00
18723	Queensway Tourist Centre	Basement 122 Bayswater Road London W2 3JH	Monday to Saturday 07:00 - 23:00 Sunday 09:00 - 22:30
21711	New Fortune Cookie	1 Queensway London W2 4QJ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
26657	Royal China Chinese Restaurant	13 Queensway London W2 4QJ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
27069	Caps News	35B Queensway London W2 4QJ	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
31574	Grand Royale	1-9 Inverness Terrace London W2 3LD	Sunday 10:00 - 00:00 Monday to Saturday 10:00 - 00:30
32489	La Docta	Unit A15 Queensway Market 23 - 25 Queensway London W2 4QJ	Monday to Sunday 10:00 - 20:30
-28761	Taza Take Away	35A Queensway London W2 4QJ	Monday to Sunday 10:00 - 00:00
-15326	Med Mezze	22 Queensway London W2 3RX	Friday to Saturday 10:00 - 00:00 Sundays before Bank Holidays 10:00 - 00:00 Monday to Thursday 10:00 - 23:00 Sunday 12:00 - 22:30

1388	Del Casa	27 Queensway London W2 4QJ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
8321	Bedouin	38 Queensway London W2 3RS	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
22961	Hilton London Hyde Park Hotel	129 Bayswater Road London W2 4RJ	Monday to Sunday 00:00 - 00:00
28572	Kalinka	35 Queensway London W2 4QJ	Monday to Saturday 11:00 - 20:00 Sunday 12:00 - 18:30
-22361	Casa Brasil	Unit L001 Queensway Market 23-25 Queensway London W2 4QJ	Monday to Saturday 11:00 - 20:00 Sunday 12:00 - 18:00
-15103	Lo Spuntino	128 Bayswater Road London W2 4RH	Sundays before Bank Holidays 07:00 - 00:00 Sunday 07:00 - 22:30 Monday to Thursday 07:00 - 23:30 Friday to Saturday 07:00 - 23:59
-14602	Lords Food & Wine	18-20 Queensway London W2 3RX	Monday to Sunday 07:00 - 00:00
-4769	Aubaine Hilton London Hyde Park Hotel	129 Bayswater Road London W2 4RJ	Sunday 07:00 - 23:00 Monday to Saturday 07:00 - 23:30
10784	Curry Place	36 Queensway London W2 3RX	Friday to Saturday 11:00 - 00:00 Monday to Thursday 11:00 - 23:30 Sunday 12:00 - 22:30
14831	Food Basics Limited	28 Queensway London W2 3RR	Sunday 10:00 - 22:30 Monday to Saturday 10:00 - 23:00
-32454	Mandarin Kitchen	14-16 Queensway London W2 3RX	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00

Item No:	
Date:	14 th July 2016
Licensing Ref No:	16/04210/LIPN - New Premises Licence
Title of Report:	Bubbleology 49 Rupert Street London W1D 7PJ
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Heidi Lawrance Senior Licensing Officer
Contact details	Telephone: 020 7641 2751 Email: hlawrance@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	25 April 2016		
Applicant:	Bubbleology Limited		
Premises:	Bubbleology		
Premises address:	49 Rupert Street London W1D 7PJ	Ward:	West End
		Cumulative Impact Area:	Yes
Premises description:	<p>Bubbleology operates as a tea bar. They serve a variety of fruit and milk teas brewed fresh, shaken over ice and customised with a variety of toppings.</p> <p>They would like to provide a small number of alcoholic mixes in addition to the non-alcoholic drinks which are currently (and will continue to be) served. There will be a single unit of alcohol added to 500ml servings of drinks.</p>		
Premises licence history:	This is an application for a new premises licence and therefore no premises history exists.		
Applicant submissions:	None		

Sale by retail of alcohol				On or off sales or both:			On Sales
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	11:00	11:00	11:00	11:00	11:00	11:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:	<p>From the end of permitted hours on New Years' Eve until the start of permitted hours on New Years' Day.</p> <p>On Sundays preceding bank Holidays 12:00-00:00hrs.</p>						

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	11:00	11:00	11:00	11:00	11:00	11:00	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30

Seasonal variations/ Non-standard timings:	From the end of permitted hours on New Years' Eve until the start of permitted hours on New Years' Day. On Sundays preceding bank Holidays 12:00-00:00hrs.
Adult Entertainment:	Not applicable.

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Consultation Team
Representative:	Ms Sally Thomas
Received:	27 th May 2016
<p>The premises are situated in the West End Cumulative Impact Area as stated in City of Westminster's Statement of Licensing Policy.</p> <p>The applicant has submitted a ground floor, titled with the address, drawing number 1601_OF_GA05 and dated 24/04/16.</p> <p>This representation is based on the plans and Operating Schedule submitted.</p> <p>The applicant is seeking the following licensable activities on the ground floor:</p> <ol style="list-style-type: none"> 1. The Supply of Alcohol for consumption 'on' the premises Monday to Thursday 11:00-23:30 hours, Friday and Saturday 11:00-00:00 hours, Sunday 12:00-22:30 hours. 2. To allow the above provisions from the end of permitted hours on New Year's Eve to start of permitted hours on New Year's Day. 3. To allow the above provisions on Sundays proceeding bank holidays 12:00-00:00 hours. <p>I wish to make the following representations in relation to the above application:</p> <ol style="list-style-type: none"> 1. The Supply of Alcohol may have the likely effect of causing an increase in Public Nuisance in the cumulative impact area and may impact on Public Safety. 2. The seasonal variations may have the likely effect of causing an increase in Public Nuisance in the cumulative impact area. <p>The applicant has proposed conditions within the operating schedule which are being considered. Further conditions may be proposed by Environmental Health in order to help prevent Public Nuisance and protect Public Safety.</p>	

The granting of the new Premises Licence as presented would have the likely effect of causing an increase in Public Nuisance in the cumulative impact area and may impact on Public Safety.

Responsible Authority: Metropolitan Police Service

Representative: Ms Sandy Russell

Received: 27th May 2016

As discussed due to the location of the premises and the unique nature of this application, the decision as to whether this application will be granted will be left to the Sub-Committee. Due to this the police will be maintaining our representation.

The conditions police would like to agree with you are as follows:

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 drinks shall be served in glass containers at any time.
4. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
5. All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
6. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises.
7. A Challenge 21 or 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.
8. 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

9. The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as a Bubble Tea Store and limited to Bubble Tea products.

10. Please let me know whether you agree to police conditions, if you are able to do this the police objection would be a policy based objection.

2-B Other Persons			
Name:		The Soho Society – Mr David Gleeson	
Address and/or Residents Association:		St Anne's Tower 55 Dean Street London W1D 6AF	
Status:	Valid	In support or opposed:	Opposed
Received:	1 st June 2016		
<p>I write to make a relevant representation to the above application on behalf of The Soho Society.</p> <p>The Soho Society objects to this application as it is currently presented, on the grounds of prevention of public nuisance, prevention of crime and disorder and cumulative impact in the West End Stress Area.</p> <p><u>About The Soho Society</u></p> <p>The Soho Society is a charitable company limited by guarantee established in 1972. The society is a recognised amenity group and was formed to make Soho a better place to live, work or visit by preserving and enhancing the area's existing diversity of character and uses, and by improving its facilities, amenities and environment. In particular, the society supports the Westminster City Council's policies, including the cumulative impact policy, as set out in the Statement of Licensing Policy.</p> <p><u>Application summary</u></p> <p>Sale by Retail of Alcohol (on Sales):</p>			

Monday to Thursday: 11:00 until 23:30

Friday to Saturday: 11:00 until 00:00

Sunday: 12:00 until 22:30

New licensed premises in the West End Cumulative Impact Area

The proposal is for a new licensed premises situated at the heart of the West End Cumulative Impact Area, on a street that includes a large number of private residences. The new Sale by Retail of Alcohol licensable activity is of particular concern, with reference to Westminster City Council stress area and cumulative impact policy. Such new licences should be prohibited. These venues destroy residential amenity over a wide area through noise nuisance as patrons disperse. We note with concern that such a licence could be given to an A1 bubble tea establishment, which (i) is not in accordance with licensing objectives, and (ii) already has plenty of licensed premises in the immediate vicinity (i.e. next-but-one to The White Horse pub on the left, four doors down from The Yard bar on the right, and opposite the Rupert Street bar - all three of which are busy venues).

Licensing policy

This area has been identified by the Westminster City Council (2.4.1 of the Statement of Licensing Policy, as amended) as under stress because the cumulative effect of the concentration of late night and drink led premises and night cafes has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses.

The policies in relation to the stress areas are directed at the global and cumulative effects of licences on the area as a whole (2.4.5 of the policy). The policies are intended to be strict and will only be overridden in genuinely exceptional circumstances (2.4.2 of the policy). The growth in the entertainment industry in Soho has led to a marked deterioration in the quality of life and well-being of local residents and it has jeopardised the sustainability of the community. Soho has a substantial residential community and many of these residents suffer from problems such as, but not limited to, high levels of noise nuisance, problems with waste, urinating and defecating in the streets, threats to public safety, anti-social behaviour, crime and disorder and the change in character of historic areas. For the reasons I have set out, we believe that the application, if granted in its present form, would fail to promote the licensing objectives of prevention of public nuisance and prevention of crime and disorder. I respectfully urge the Licensing Sub-Committee to reject this application.

Please let me know if any proposals are made to amend the application; particularly in respect of the hours sought or any further conditions proposed.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy CIP1 applies	<p>(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact 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.</p> <p>(ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.</p>
Policy PB2 applies	It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas other than applications to vary hours within the Core Hours under Policy HRS1.

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:	Miss Heidi Lawrance Senior Licensing Officer
Contact:	Telephone: 020 7641 2751 Email: hlawrance@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 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application form	27 th April 2016
5	Representation Environmental Health	27 th May 2016
6	Representation Metropolitan Police Service	27 th May 2016
7	Representation Soho Society	01 st June 2016

Applicant Submissions

None Provided.

Licence and Appeal History

There is no licence or appeal history for the premises

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

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

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

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

Mandatory Conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

- (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -

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

Where -

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Conditions consistent with the operating schedule

None provided – application states *‘Reasonable conditions to be agreed with the Responsible Authorities or specified by Committee’*.

Conditions proposed by the Environmental Health

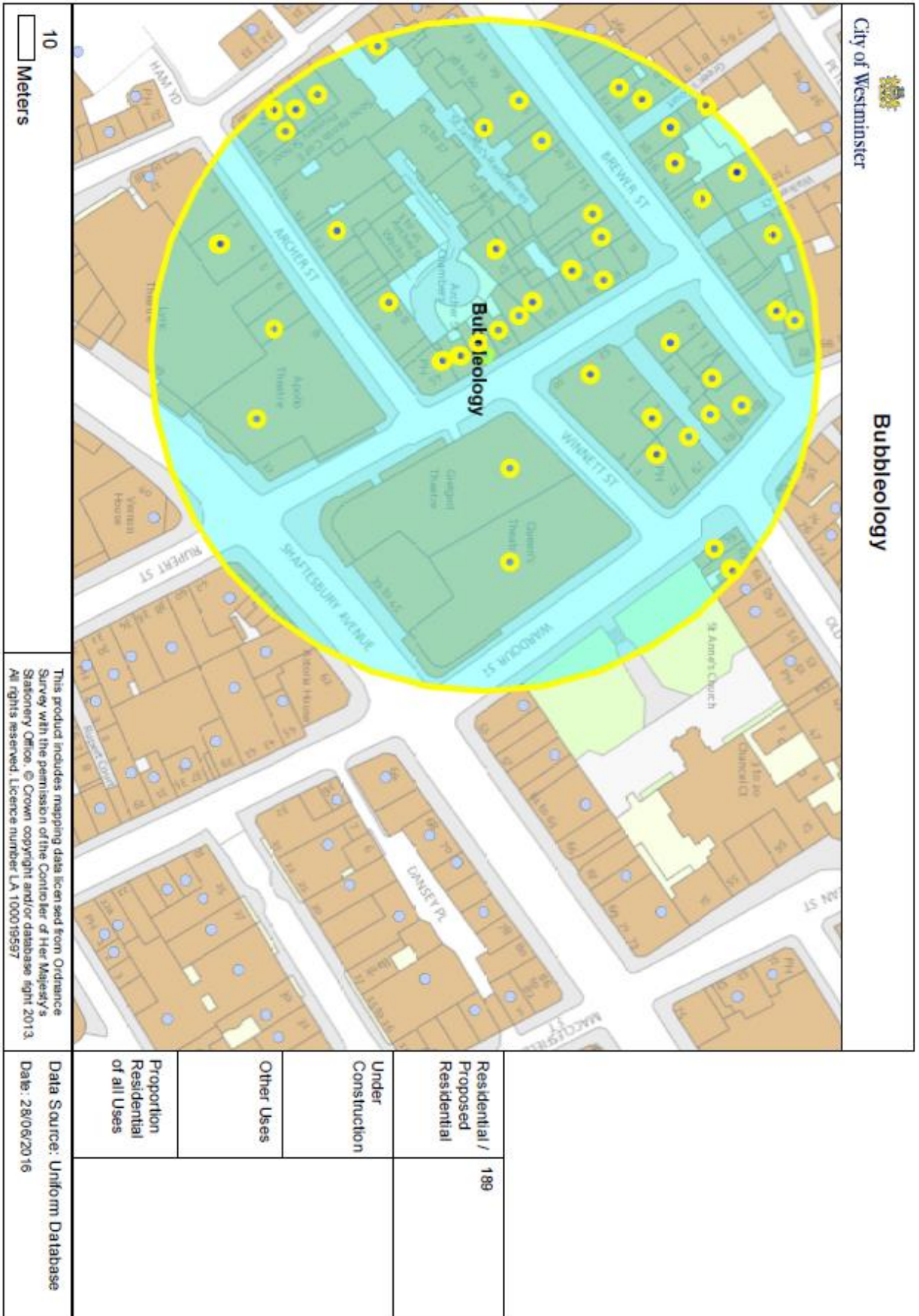
9. The supply of alcohol shall be limited to a single spirit measure of 25ml or less in a 500ml serving of tea.
10. The supply of alcohol on the premises shall only be for consumption by persons who are seated.
11. The supply of alcohol shall be limited to spirits only.
12. All windows and external doors shall be kept closed after **23:00** hours, except for the immediate access and egress of persons.
13. 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.
14. 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.
15. 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.

16. No deliveries to the premises shall take place between 23.00 and 07.00 on the following day.
17. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
18. The number of persons seated permitted in the premises at any one time (excluding staff) shall not exceed 20.
19. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
20. No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the licensing authority.

Conditions proposed by the Police

21. 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.
22. 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.
23. No drinks shall be served in glass containers at any time.
24. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
25. All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
26. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises.
27. A Challenge 21 or 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.

28. 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
29. The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as a Bubble Tea Store and limited to Bubble Tea products.
30. Please let me know whether you agree to police conditions, if you are able to do this the police objection would be a policy based objection.



Premises with 75m of Bubbleology, 49 Rupert Street, W9 2LG

p / n	Name of Premises	Premises Address	Licensed Hours
496	Yalla Yalla	Ground Floor 1 Green's Court London W1F 0HA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
951	El Camion	25-27 Brewer Street London W1F 0RR	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 23:00
3784	Damson & Co	21 Brewer Street London W1F 0RL	Sundays before Bank Holidays 08:00 - 00:00 Monday to Sunday 08:00 - 21:45
5739	Soho Cinema	8 - 9 Walker's Court London W1F 0BY	Monday to Sunday 09:00 - 01:00
8158	Duke Of Wellington	77 Wardour Street London W1D 6QA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
10327	Lina Stores	18 Brewer Street London W1F 0SH	Monday to Friday 07:00 - 21:00 Saturday 09:00 - 21:00 Sunday 11:30 - 18:30
12506	Apollo Theatre	Apollo Theatre 31-33 Shaftesbury Avenue London W1D 7EA	Monday to Sunday 09:00 - 00:00
13157	Be At One	20 Great Windmill Street London W1D 7LA	Friday to Saturday 10:00 - 00:00 Sunday 10:00 - 22:50 Monday to Thursday 10:00 - 23:30
13246	Queens Theatre	Queens Theatre Ltd Shaftesbury Avenue London W1D 6BA	Monday to Sunday 09:00 - 00:00
14721	Spuntino	61 Rupert Street London W1D 7PW	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:00
15866	Gelupo	7 Archer Street London W1D 7AP	Tuesday to Saturday 11:00 - 01:00 Sunday to Wednesday 11:00 - 23:00
19484	White Horse Public House	45 Rupert Street London W1D 7PB	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
22194	Rupert Street Cafe Bar	50 Rupert Street London W1D 6DR	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 - 22:50

25569	Bocca Di Lupo	Ground Floor 12 Archer Street London W1D 7BB	Monday to Saturday 07:30 - 00:00 Sunday 11:00 - 23:30
30175	The Boulevard Theatre	8 - 9 Walker's Court London W1F 0BY	Friday to Saturday 09:00 - 00:00 Sundays before Bank Holidays 09:00 - 00:00 Monday to Saturday 09:00 - 01:00 Monday to Sunday 09:00 - 22:00 Sunday 09:00 - 22:30 Monday to Thursday 09:00 - 23:30
31370	Lina Stores	18 Brewer Street London W1F 0SH	Monday to Friday 00:00 - 00:00 Saturday 00:00 - 00:00 Sunday 00:00 - 00:00
-22805	Shadow Lounge	Basement And Part Ground Floor 3-7 Brewer Street London W1F 0RD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
-17076	Wok To Walk	Ground Floor 4 Brewer Street London W1F 0SB	Sunday 11:00 - 00:00 Monday to Saturday 11:00 - 01:00
-15131	O' Bar	83-85 Wardour Street London W1D 6QE	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 00:00 Sunday 12:00 - 23:00
7553	Soho Food And News	2 Brewer Street London W1F 0SD	Monday to Sunday 09:00 - 03:00
15517	Cafe Espana	Basement To First Floor 63 Old Compton Street London W1D 6HT	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
17355	The Yard Bar	57 Rupert Street London W1D 7PJ	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 23:00
20098	Village Bar	Basement Ground Floor And Part First Floor 81 Wardour Street London W1D 6QD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
21800	The Friendly Society	Basement 79 Wardour Street London W1D 6QB	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
30881	The Box	11-12 Walker's Court London W1F 0ED	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 04:00
-31741	Peep Show And Revue Bar	Basement Floor And Ground Floor 1 Tisbury Court London W1D 6BD	Sunday to Thursday 09:00 - 00:00 Friday to Saturday 09:00 - 01:00
-29842	The Box	11-12 Walker's Court London W1F 0ED	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 04:00

-26631	Melati Restaurant	21 Great Windmill Street London W1D 7LB	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-21265	The Gielgud Theatre	The Gielgud Theatre Shaftesbury Avenue London W1D 6AR	Monday to Sunday 09:00 - 00:00
-19116	Rupert Supermarket	55 Rupert Street London W1D 7PJ	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
-13142	Shadow Lounge	Basement And Part Ground Floor 3-7 Brewer Street London W1F ORD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
-4527	(Nightclub)	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 01:00 Sundays before Bank Holidays 12:00 - 03:30
-1824	Archer Street	Basement And Ground Floors 3 - 4 Archer Street London W1D 7AP	Sundays before Bank Holidays 09:00 - 00:00 Monday to Saturday 09:00 - 01:30 Sunday 09:00 - 23:00
14153	Archer Street	Basement And Ground Floors 3 - 4 Archer Street London W1D 7AP	Sundays before Bank Holidays 09:00 - 00:00 Monday to Saturday 09:00 - 01:30 Sunday 09:00 - 23:00
16874	Unit D	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 01:00 Sundays before Bank Holidays 12:00 - 03:30
19426	Kirazu	47 Rupert Street London W1D 7PD	Monday to Sunday 11:30 - 23:00
19514	Randall & Aubin	16 Brewer Street London W1F 0SQ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
24141	Lils	53 Rupert Street London W1D 7PH	Friday 07:00 - 00:00 Monday to Thursday 07:00 - 23:00 Saturday 08:00 - 00:00 Sundays before Bank Holidays 08:00 - 00:00 Sunday 08:00 - 22:30

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Item No:	
Date:	14 th July 2016
Licensing Ref No:	16/03644/LIPN - New Premises Licence
Title of Report:	Cutter and Squidge 20 Brewer Street London W1F 0SJ
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Mrs Sumeet Anand-Patel Senior Licensing Officer
Contact details	Telephone: 020 7641 2737 Email: sanandpatel@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	11 April 2016		
Applicant:	Cutter and Squidge Limited		
Premises:	Cutter and Squidge		
Premises address:	20 Brewer Street London W1F 0SJ	Ward:	West End
		Cumulative Impact Area:	West End
Premises description:	This premises shall operate as a cake shop and tea room on ground floor, mezzanine and basement levels. This application seeks to sell alcohol for consumption both on and off the premises with the sale of alcohol being ancillary to the premises operating as a cake shop.		
Premises licence history:	This premises has not previously benefitted from a licence under the Licensing Act 2003.		
Applicant submissions:	None		

Sale by retail of alcohol				On or off sales or both:				On and Off
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun	
Start:	10:00	10:00	10:00	10:00	10:00	10:00	11:00	
End:	20:30	20:30	20:30	22:00	22:30	22:30	21:00	
Seasonal variations/ Non-standard timings:			None					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:30	09:30	09:30	09:30	09:30	10:00	11:00
End:	21:00	21:00	21:00	22:30	23:00	23:00	21:30
Seasonal variations/ Non-standard timings:			None				
Adult Entertainment:			None				

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Service
Representative:	Sally Thomas
Received:	26 th April 2016
I refer to the application for a new Premises Licence for the above premises.	

The premises are situated in the West End Cumulative Impact Area as stated in City of Westminster's Statement of Licensing Policy.

The applicant has submitted a ground floor and basement floor plan, titled with the address, drawing number PP3707-01 and dated 20/01/16.

This representation is based on the plans and Operating Schedule submitted.

The applicant is seeking the following licensable activities on the ground floor, mezzanine and basement:

1. The Supply of Alcohol for consumption 'on' and 'off' the premises Monday to Wednesday 10:00-20:30 hours, Thursday 10:00-22:00, Friday and Saturday 10:00-22:30 hours and Sunday 11:00-21:00 hours.

I wish to make the following representations in relation to the above application:

1. The Supply of Alcohol may have the likely effect of causing an increase in Public Nuisance in the cumulative impact area and may impact on Public Safety.

The applicant has proposed conditions within the operating schedule which are being considered. Further conditions may be proposed by Environmental Health in order to help prevent Public Nuisance and protect Public Safety.

Reference is made to the British Standard 6465-1:2009 Sanitary Installations, Table 10, and the proposed WC provisions, the maximum capacity which could be accommodated would be 135 customers excluding staff. This does not take into account the means of escape or floor space which would also be a deciding factor.

The granting of the new Premises Licence as presented would have the likely effect of causing an increase in Public Nuisance in the cumulative impact area and may impact on Public Safety.

3. Policy & Guidance

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

Policy CIP1 applies:	(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact 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 Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.
Policy RNT2 applies:	Applications will be granted subject to other policies in this Statement 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 Cumulative Impact Areas.

4. Appendices

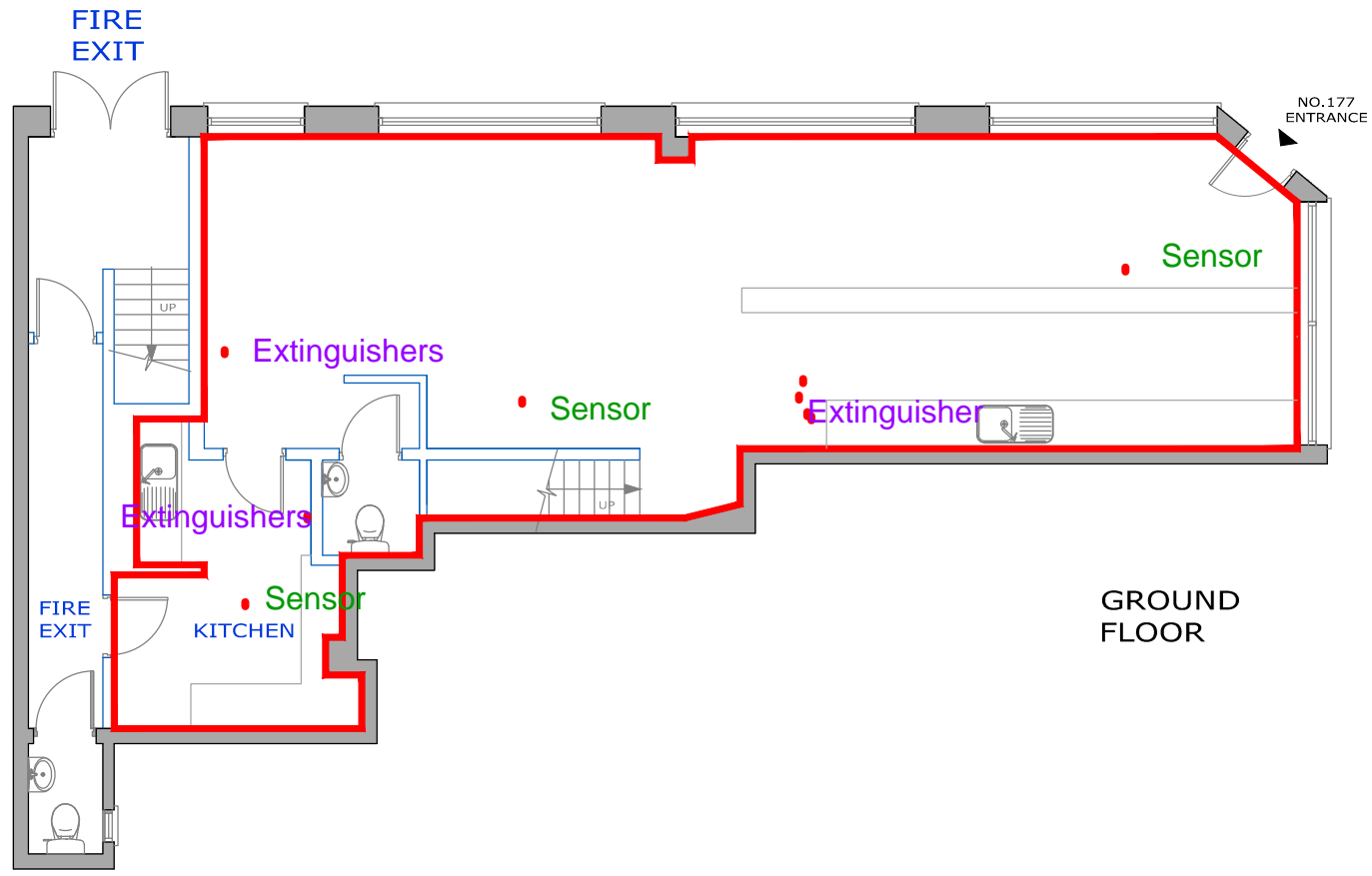
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents - none
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Mrs Sumeet Anand-Patel Senior Licensing Officer
Contact:	Telephone: 020 7641 2737 Email: sanandpatel@westminster.gov.uk

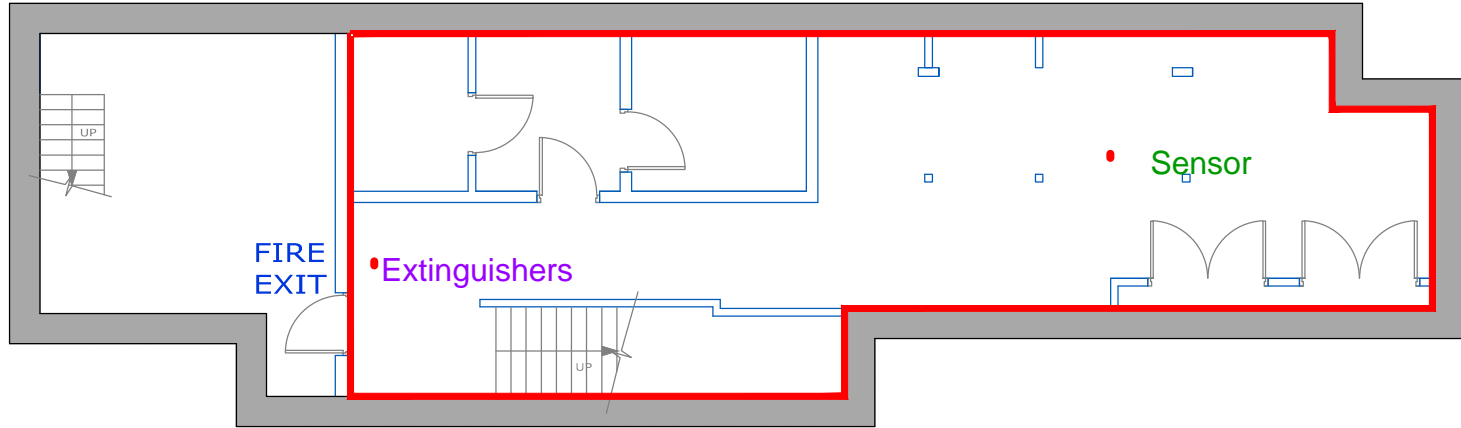
If you have any queries about this report or wish to inspect one of the background papers please contact the report author.

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 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015
4	Application Form	12 th April 2016
5	Plans	12 th April 2016
6	EH Representation	26 th April 2016
7	Police Representation	3 rd May 2016
8	Licensing Representation	9 th May 2016

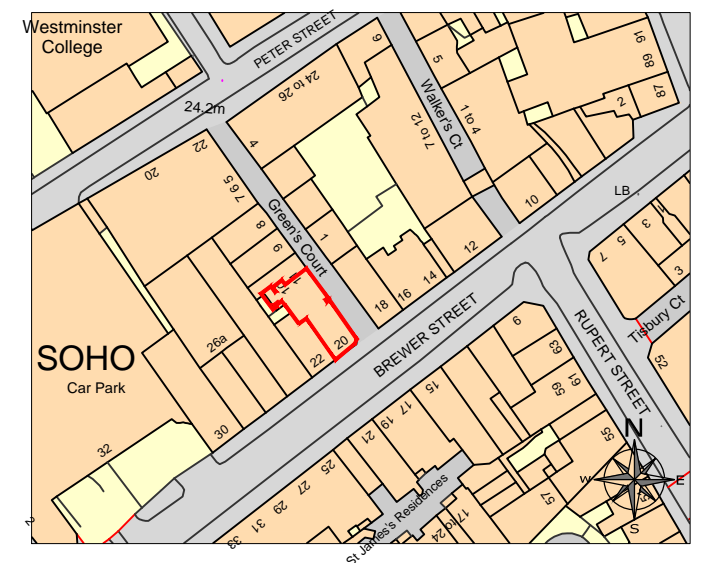


GROUND FLOOR

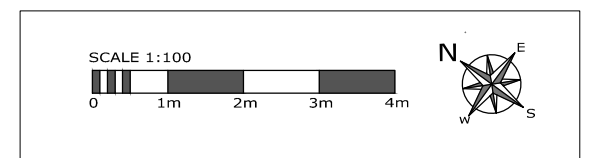


BASEMENT

BREWER STREET



LOCATION PLAN SCALE 1:1250



drawing address 20 BREWER STREET LONDON W1F 0SJ	location/details GROUND FLOOR AND BASEMENT LEASE PLAN	date 20/01/16	scale 1/100
		dwg. no. PP3707-01	sheet A3



PLEASE NOTE: THIS IS AN A3 PLAN, IT SHOULD NOT BE ENLARGED OR SHRUNK TO FIT. WHEN PRINTING SET THE SCALE TO 'NONE'

There are no further submissions from the applicant.

There is no licence or appeal history for the premises

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

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

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

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

Mandatory Conditions

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

- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
 - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

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

Where -

- (i) P is the permitted price,
- (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

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

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

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

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

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

8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the

permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

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

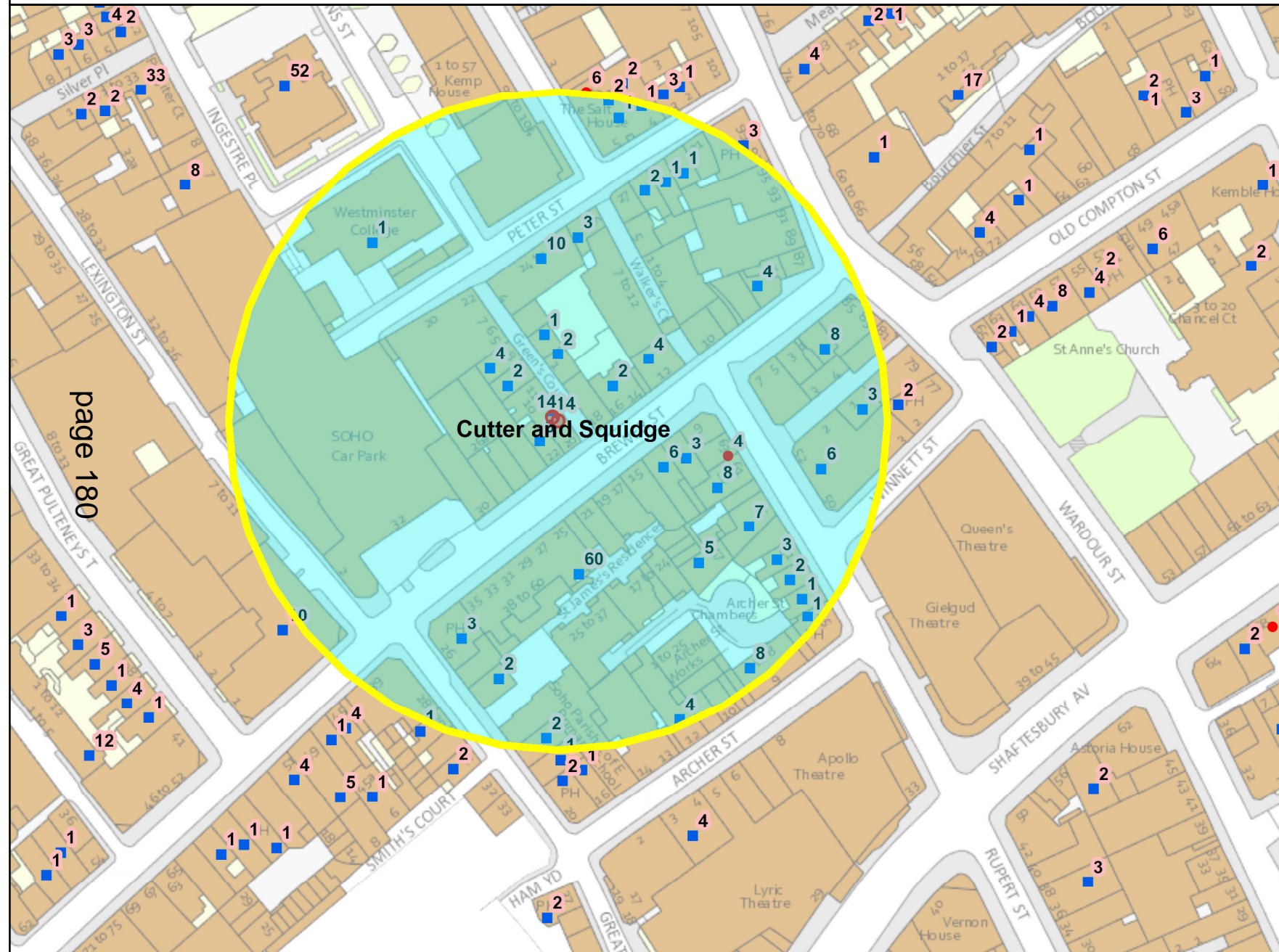
Conditions consistent with the operating schedule

9. Alcohol consumed outside the premises building shall only be consumed by patrons seated at tables.
10. All tables and chairs shall be removed from the outside area by 23.00 hours each day.
11. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
12. 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.
13. 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.

Conditions proposed by the Police and agreed by the applicant


14. The premises shall operate as a cake shop and tea rooms:
 - (i) in which customers are shown to their table
 - (ii) where the supply of alcohol is by waiter or waitress service only
 - (iii) where alcohol shall not be sold or supplied for consumption on the premises otherwise than by persons who are seated in the premises and where the consumption of alcohol by such persons is ancillary to food (including cake, desserts and ice cream)
 - (iv) where all sales of alcohol for consumption off the premises shall be for consumption by persons who are seated immediately outside the premises, tables and chairs that are licensed by the Council and where the consumption of alcohol by such persons is ancillary to food (including cake, desserts and ice cream).
15. No beer, lager or cider shall be sold from the premises.
16. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 60 persons.

Conditions proposed by the Environmental Health - none



page 180

Residential / Proposed Residential	208
Under Construction	Not known
Other Uses	Not known
Proportion Residential of all Uses	Not known

10
 Meters

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Data Source: Uniform Database
 Date: 17/06/2016

Premises within 75 metres of: Cutter and Squidge, 20 Brewer Street, London W1F 0SJ

p / n	Name of Premises	Premises Address	Opening Hours
11084	Peep Show And Revue Bar	Basement Floor And Ground Floor 1 Tisbury Court London W1D 6BD	Sunday to Thursday 09:00 - 00:00 Friday to Saturday 09:00 - 01:00
13730	Co-op	104-105 Berwick Street London W1F 0QS	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
29478	Village Bar	Basement Ground Floor And Part First Floor 81 Wardour Street London W1D 6QD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
31933	Rupert Supermarket	55 Rupert Street London W1D 7PJ	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
-28128	Randall & Aubin	16 Brewer Street London W1F 0SQ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-27170	(Nightclub)	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 01:00 Sundays before Bank Holidays 12:00 - 03:30
-22980	Chilango	24 Brewer Street London W1F 0SN	Saturday 10:00 - 00:00 Monday to Friday 10:00 - 23:00 Sunday 12:00 - 22:30
-16537	Duke Of Argyll Public House	37 Brewer Street London W1F 0RY	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-4603	La Pietra	25 Peter Street London W1F 0AG	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
14134	The Friendly Society	Basement 79 Wardour Street London W1D 6QB	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
15939	(Restaurant)	Basement And Ground Floor 6 Walker's Court London W1F 0BU	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
17072	Bone Daddies	30-31 Peter Street London W1F 0AP	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
17465	The Box	11-12 Walker's Court London W1F 0ED	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 04:00
18314	O' Bar	83-85 Wardour Street London W1D 6QE	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 00:00 Sunday 12:00 - 23:00
18484	Wok To Walk	Ground Floor 4 Brewer Street London W1F 0SB	Sunday 11:00 - 00:00 Monday to Saturday 11:00 - 01:00
18915	The Yard Bar	57 Rupert Street London W1D 7PJ	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 23:00
19180	Wagamama	10A Lexington Street London W1F 0LD	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
19347	Blacklock	25 Great Windmill Street London W1D 7LH	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 22:30
30689	The Box	11-12 Walker's Court London W1F 0ED	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 04:00
-31580	Soho Food And News	2 Brewer Street London W1F 0SD	Monday to Sunday 09:00 - 03:00
-31199	Restaurant	Basement And Ground Floor 6 Walker's Court London W1F 0BU	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
-27094	Duke Of Argyll Public House	37 Brewer Street London W1F 0RY	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
-22803	Unit D	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 01:00 Sundays before Bank Holidays 12:00 - 03:30
-18919	Lils	53 Rupert Street London W1D 7PH	Friday 07:00 - 00:00 Monday to Thursday 07:00 - 23:00 Saturday 08:00 - 00:00 Sundays before Bank Holidays 08:00 - 00:00 Sunday 08:00 - 22:30

-16590	Adanami	30 Brewer Street London W1F 0SS	Monday to Sunday 00:00 - 00:00
-13441	Kirazu	47 Rupert Street London W1D 7PD	Monday to Sunday 11:30 - 23:00
-10700	Shadow Lounge	Basement And Part Ground Floor 3-7 Brewer Street London W1F 0RD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
-10054	Foxcroft & Ginger	3 Berwick Street London W1F 0DR	Friday 08:00 - 00:00 Monday to Thursday 08:00 - 23:00 Saturday 09:00 - 00:00 Sunday 09:00 - 22:30
-8382	Lina Stores	18 Brewer Street London W1F 0SH	Monday to Friday 00:00 - 00:00 Saturday 00:00 - 00:00 Sunday 00:00 - 00:00
-2898	Damson & Co	21 Brewer Street London W1F 0RL	Sundays before Bank Holidays 08:00 - 00:00 Monday to Sunday 08:00 - 21:45
-799	Shadow Lounge	Basement And Part Ground Floor 3-7 Brewer Street London W1F 0RD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
3768	Lina Stores	18 Brewer Street London W1F 0SH	Monday to Friday 07:00 - 21:00 Saturday 09:00 - 21:00 Sunday 11:30 - 18:30
5449	El Camion	25-27 Brewer Street London W1F 0RR	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 23:00
10077	Soho Cinema	8 - 9 Walker's Court London W1F 0BY	Monday to Sunday 09:00 - 01:00
16038	Yalla Yalla	Ground Floor 1 Green's Court London W1F 0HA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00 Friday to Saturday 09:00 - 00:00 Sundays before Bank Holidays 09:00 - 00:00 Monday to Saturday 09:00 - 01:00 Monday to Sunday 09:00 - 22:00 Sunday 09:00 - 22:30 Monday to Thursday 09:00 - 23:30
18956	The Boulevard Theatre	8 - 9 Walker's Court London W1F 0BY	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 - 22:50
22812	Rupert Street Cafe Bar	50 Rupert Street London W1D 6DR	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
23495	Janetira Eat Thai	28 Brewer Street London W1F 0SR	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 12:00 - 23:00
25290	Lights Of Soho	35 Brewer Street London W1F 0RU	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:00
26452	Spuntino	61 Rupert Street London W1D 7PW	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
27620	White Horse Public House	45 Rupert Street London W1D 7PB	Monday to Saturday 07:30 - 00:00 Sunday 11:00 - 23:30
27840	Bocca Di Lupo	Ground Floor 12 Archer Street London W1D 7BB	Monday to Saturday 07:30 - 00:00 Sunday 11:00 - 23:30