



City of Westminster

Committee Agenda

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

Meeting Date: **Thursday 17th January, 2019**

Time: **10.00 am**

Venue: **Room 3.1, 3rd Floor, 5 Strand, London, WC2 5HR**

Members: **Councillors:**

Melvyn Caplan (Chairman)
Jacqui Wilkinson
Shamim Talukder

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 via a visitor's pass which is available from the main ground floor reception at 5 Strand from 9.30am. 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, Kisi Smith-Charlemagne, Senior Committee and Governance Officer.

Email: kscharlemagne@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. GROUND AND FIRST FLOOR, 51 STRUTTON GROUND, LONDON, SW1P 2HY

(Pages 1 - 18)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
1.	St James's Ward/ Not in Cumulative Impact Area	Ground and First Floor, 51 Strutton Ground, London, SW1P 2HY	New Premises Licence	18/12577/LIPN

2. SOOR, 361 HARROW ROAD, LONDON, W9 3NA

(Pages 19 - 32)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
2.	Harrow Road Ward/ Not In Cumulative Impact Area	Soor, 361 Harrow Road, London, W9 3NA	New Premises Licence	18/12660/LIPN

3. 13 POLLEN STREET, LONDON, W1S 1NH

(Pages 33 - 52)

App No	Ward / Cumulative Impact Area	Site Name and Address	Application	Licensing Reference Number
3.	West End Ward/ West End Cumulative Impact Area	13 Pollen Street, London, W1S 1NH	New Premises Licence	18/14086/LIPN

**Stuart Love
Chief Executive
11 January 2019**

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

POLICY CONSIDERATIONS

The Licensing Sub-Committee is required to have regard to the City of Westminster statement of Licensing Policy, effective from 7th January 2016.

GUIDANCE CONSIDERATIONS

The Licensing Sub-Committee is required to have regard to any guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003. The most recent version was published in April 2018.

CORE HOURS WHEN CUSTOMERS ARE PERMITTED TO BE ON THE PREMISES (As set out in the Council's Statement of Licensing Policy 2016)

- 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:	17 January 2019
Licensing Ref No:	18/12577/LIPN - New Premises Licence
Title of Report:	Pronto Grill Bar Ground and First Floor 51 Strutton Ground London SW1P 2HY
Report of:	Director of Public Protection and Licensing
Wards involved:	St James's
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Shannon Pring Senior Practitioner Street Trading and Enforcement
Contact details	Telephone: 020 7641 3217 Email: spring3@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	19 October 2018		
Applicant:	Mr Yilmaz Akcadag		
Premises address:	Pronto Grill Bar Ground and First Floor 51 Strutton Ground London SW1P 2HY	Ward:	St James's
		Cumulative Impact Area:	No
Premises description:	The premises currently operates as a restaurant and take away. The premises is applying for a premises licence to enable them to sell alcohol for consumption both on and off the premises in addition to their food offering.		
Premises licence history:	This is a new premises licence application and as such no premises licence history exists.		
Applicant submissions:	There are no submissions from the applicant.		

1-B Proposed licensable activities and hours							
Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	11:00	11:00	11:00	11:00	11:00	11:00	11:00
End:	22:30	22:30	22:30	22:30	22:30	22:30	22:30
Seasonal variations/ Non-standard timings:			None				

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

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Service
Representative:	Maxwell Owusu Koduah
Received:	19 November 2018

I refer to the application for a secondary Premises Licence for the above mentioned premises. I have considered the information that you have provided within and accompanying this application. I have also considered the application in line with the relevant policies within the Councils Statement of Licensing Policy dated January 2016.

The applicant is seeking the following licensable activities:

1. The sale by Retail of Alcohol for consumption "On" & "Off" the premises Monday to Sunday from 11:00 to 22:30 hours

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

1. The supply of alcohol and the hours requested to supply alcohol would have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the area

The premises was granted a certificate of lawful use A3 (restaurant use) on 13.11.2017. The A3 status applies ONLY to the ground floor. Therefore there shall be no licensable activities on the 1st floor at any time.

Apart from a section 60 notice served on 30/03/2018 ref 18/09696/ENC45, there is no record of public nuisance or public safety complaints associated with the premises going back 24 months.

Licensable activities are limited to ground floor. The first floor houses customer toilets, storage (freezer & cold room) and kitchen. With the exception of the kitchen which has noise and vibration implication, the 1st floor will serve as buffer for the 2nd floor which is in residential use (one bedroom flat). Therefore MC 12 will apply to ensure the operation of the kitchen does not lead to increased risk for transmission of audible noise or perceptible vibration through the fabric of the building to adjoining properties.

The applicant has provided conditions in support of the application but these do not fully address the concerns of Environmental Health and therefore the granting of this application as presented would have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the area. Additional conditions would be discussed with applicant to address any residual concerns with this application.

Responsible Authority:	Metropolitan Police Service (withdrawn)
Representative:	PC Cheryl Boon
Received:	07 November 2018

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 at this stage in the application process. The venue is situated outside Westminster's Cumulative Impact Area but it is our belief that if granted the application would undermine the Licensing Objectives with regards to the prevention of crime and disorder.

I have looked through the application and would like to try and arrange a meeting at the venue to discuss this fully and then try and propose some conditions for your application. Would you be free for me to visit the venue to discuss this with you or your client on the afternoon of 13th or 14th November 2018?

If you have any questions in the meantime then please do not hesitate to contact me.

Following the applicant's agreement to the Police's proposed conditions being added to the operating schedule of the premises licence, the Metropolitan Police Service withdrew their representation to the application on 12 December 2018.

2-B Other Persons

Resident Representation 1

Received:	26 November 2018
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I am very concerned about this application. Living next door at [REDACTED] our front door porch already provides a cosy shelter for daily deposits of trash, partly consumed food and drink, general detritus, human urination, vomit, human faecal fouling, cigarette butts and chewing gum.

Westminster Council deems the space as 'private' as it is adjacent to the pavement, and therefore will not clean up any mess.

If this licence is passed, alcohol will be allowed to be sold at the premises - effectively as an off-licence, for 11 hours a day, 7 days a week without respite.

There are already four other outlets selling alcohol until late within 500 yards of the proposed premises - is another one required or necessary? There are also various hostels also within 500 yards of the proposed premises. The police are called regularly by local residents to sort out various public order offences. There are public disorder and human fouling incidences associated with Tesco Express in Monck St, caused by alcohol. The local streets are filthy and marred with vomit.

The quality of living in SG has further deteriorated since delivery vehicles are allowed up until 11pm to replenish the likes of Pret a Manger - [REDACTED] and noise nuisance is now another major blight.

This application shows alcohol will be stored on the first floor. The walls between the buildings are paper thin - even movements up and down the stairs can be easily heard. In the past we have called Westminster Noise Team on various occasions and a noise order was served on 51 SG. Greater noise and disturbance will be made by the restocking of the alcohol store - the staff already unload food supplies late at night.

If alcohol is consumed on the premises, likely this will have a knock-on effect disturbance-wise inside and outside the premises, impacting on other properties and residents in the locale. How is this going to be monitored and eradicated?

Resident Representation 2

Received: 26 November 2018

I would like to strongly object to allowing sale of alcohol at the restaurant in the evening.

1. The entrance to [REDACTED], where I am one of the tenants, has a [REDACTED] which is liable to become regularly used as a toilet by the intoxicated. This is not an imaginary worry - rubbish is already daily dropped at the entrance to the house, and there have been cases of urine, vomit and even worse. The sale of alcohol right next door until a late hour will probably to make this critical.

2. It is worth mentioning that the rubbish/fouling issue can affect not only us who live at [REDACTED] and our neighbours with similar situations, but (unless cleaned up every single night) also all the business and government workers who get their lunch at the street market on Strutton Ground every weekday.

3. There is likely to be a lot of noise (and potentially bad behaviour) at 11pm every evening, when the restaurant closes. We need have enough time to get uninterrupted sleep.

4. I cannot see anything in the application that ensures that alcohol will only be sold with food - it might attract people simply going there for drinking in the late evening.

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> <p><u>For premises for the supply of alcohol for consumption on the premises:</u> Monday to Thursday: 10:00 to 23:30 Friday and Saturday: 10:00 to midnight Sundays immediately prior to Bank Holidays: Midday to midnight Other Sundays: Midday to 22:30</p>
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4. Equality Implications

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

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

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

5. Appendices

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

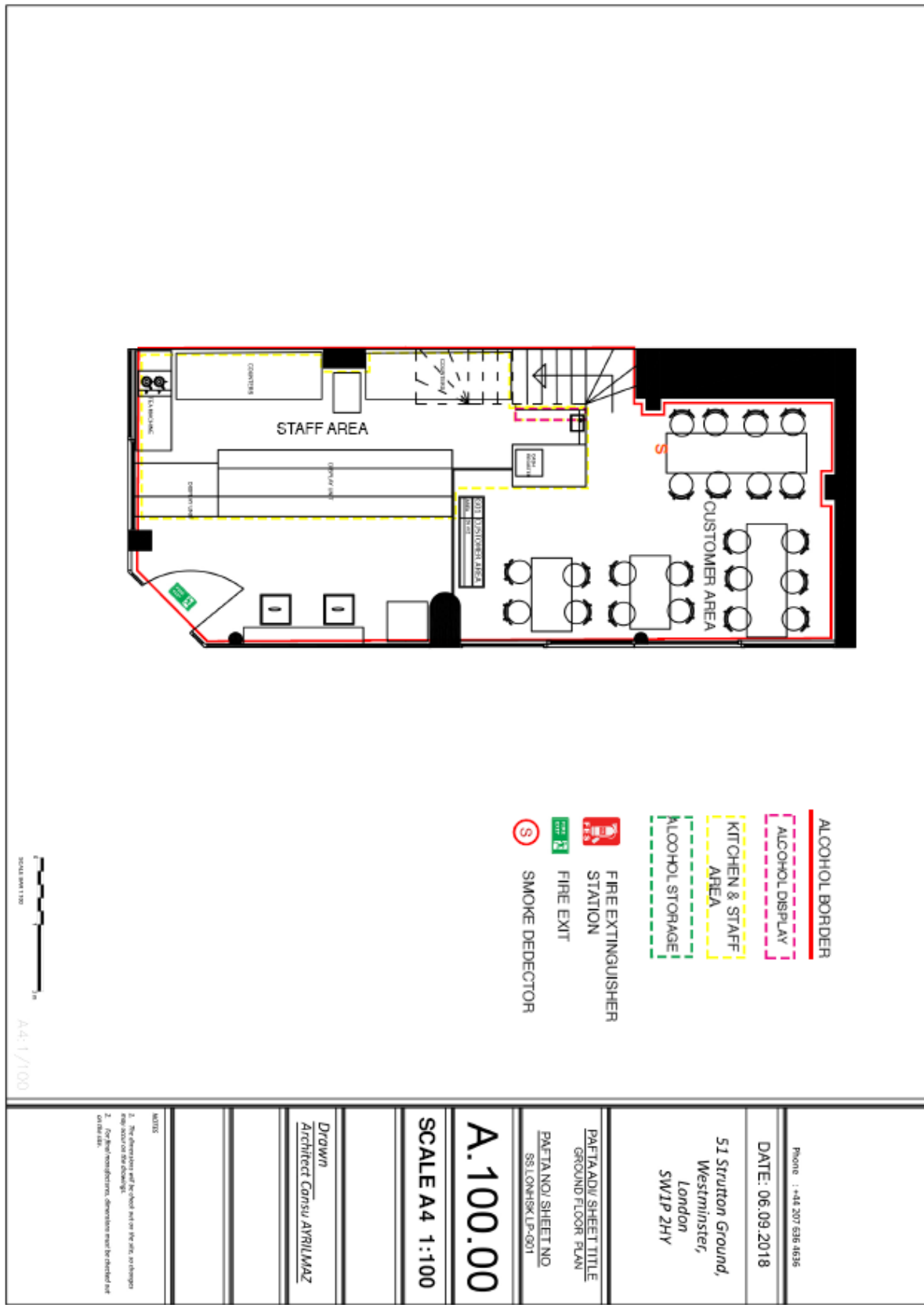
Report author:	Shannon Pring Senior Practitioner Street Trading and Enforcement
Contact:	Telephone: 020 7641 3217 Email: spring3@westminster.gov.uk

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

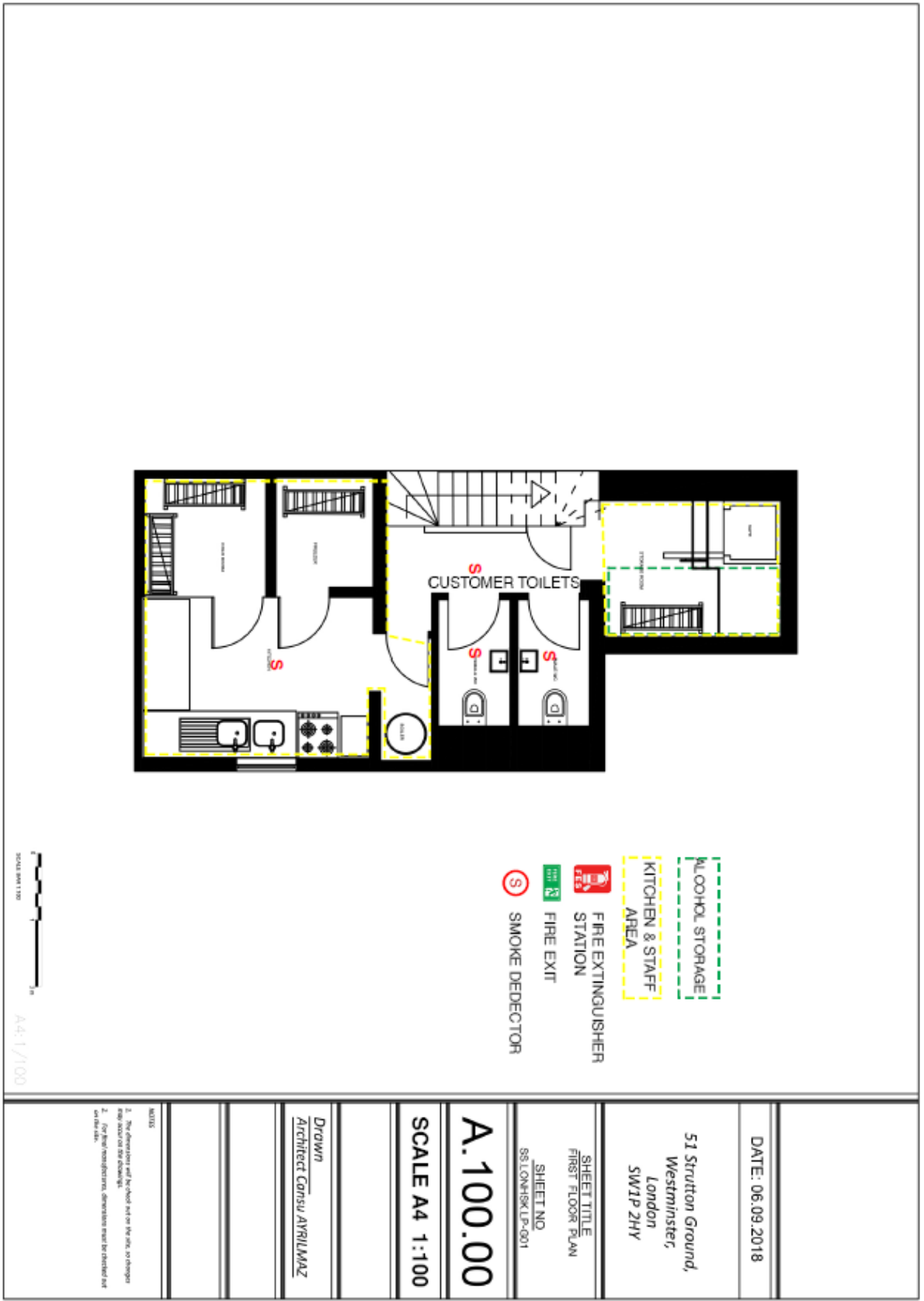
Background Documents – Local Government (Access to Information) Act 1972

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	April 2018
4	Environmental Health Service representation	19 November 2018
5	Metropolitan Police Service representation (withdrawn)	07 November 2018
6	Resident representation 1	26 November 2018
7	Resident representation 2	26 November 2018

Ground Floor



First Floor



Applicant Supporting Documents

Appendix 2

There are no supporting documents 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 premise licence in respect of the premises, the designated premises supervisor (if any) or any individual aged 18 or over who is authorised by either the licence holder or designated premises supervisor. For premises with a club premises certificate, any member or officer of the club present on the premises in a capacity that which enables him to prevent the supply of alcohol.

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

Conditions consistent with the operating schedule

9. No alcohol shall be sold if the CCTV equipment is inoperative for any reason.

10. Staff will be trained to be alert at all times to any potential danger to customers and react accordingly. If they are unable to diffuse the situation quickly, without the risk to staff or customers, they are instructed to call the Police.
11. All relevant Fire Procedures are in place for a premises of this size.
12. Alcohol sale will cease 30 minutes before closure, to allow drink-up time

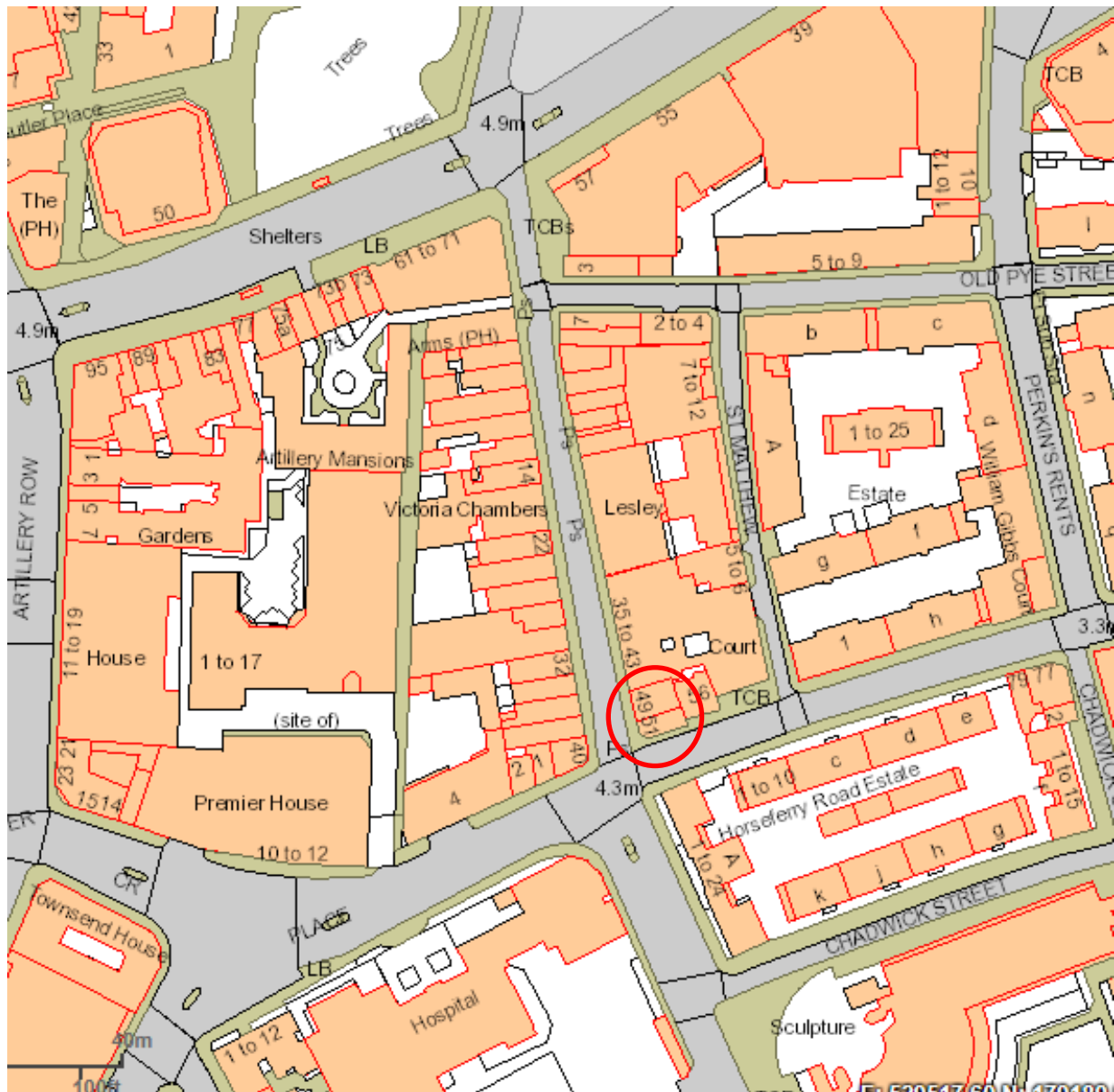
Conditions proposed by the Environmental Health and agreed with the applicant so as to be incorporated within the Operating Schedule

13. The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal
14. The supply of alcohol shall be by waiter or waitress service only
15. Sales of alcohol for consumption off the premises shall only be supplied with, and ancillary to a take-away meal
16. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises
17. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance
18. The external door shall be kept closed after **21:00** hours except for the immediate access and egress of persons
19. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly
20. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times
21. The number of seated persons permitted in the premises at any one time (excluding staff) shall not exceed 30 persons
22. 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
23. No deliveries to the premises shall take place between **23.00** hours and **08.00** hours on the following day
24. 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
25. No licensable activities shall take place at the premises until the premises have 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

Further conditions proposed by the Police and agreed with the applicant so as to be incorporated with the Operating Schedule

26. 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 entire 31 day period.
27. 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.
28. All sales of alcohol for consumption off the premises shall be in sealed containers, and shall not be consumed on the premises.
29. 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.
30. There shall be no self service of alcohol.
31. An incident log shall be kept at the premises, and made available upon request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - a) All crimes reported to the venue
 - b) All ejections of patrons
 - c) Any complaints received concerning crime and disorder
 - d) Any incidents of disorder
 - e) All seizures of drugs or offensive weapons
 - f) Any faults in the CCTV system
 - g) Any refusal of the sale of alcohol
 - h) Any visit by a relevant authority or emergency service

Due to a technical issue with this Council's GIS Mapping system, an alternative map of the premises and locality has been provided below.



Resident count: 563

Licensed premises within 75 metres of 51 Strutton Ground				
Licence Number	Trading Name	Address	Premises Type	Time Period
16/11463/LIPDPS	(coffee Shop / Restaurant)	58 Great Peter Street London SW1P 2HD	Restaurant	Monday to Saturday; 07:00 - 21:00
16/07810/LIPT	My Local - Strutton 123	41 - 45 Strutton Ground London SW1P 2HY	Shop (large)	Monday to Sunday; 07:00 - 23:00
18/12104/LIPT	Bamboo Basket Neway	37 Strutton Ground London SW1P 2HY	Restaurant	Monday to Saturday; 17:00 - 23:00 Monday to Sunday; 12:00 - 15:00 Sunday; 17:00 - 22:30
18/03480/LIPT	Bamboo Basket Neway	37 Strutton Ground London SW1P 2HY	Restaurant	Monday to Saturday; 17:00 - 23:00 Monday to Sunday; 12:00 - 15:00 Sunday; 17:00 - 22:30

17/07990/LIPV	Express Coffee Company	Basement And Ground Floor 40 Strutton Ground London SW1P 2HR	Cafe	Monday to Saturday; 07:00 - 22:00 Sunday; 07:00 - 18:00
06/09018/WCCMAP	Demes Newsagents	1 Greycoat Place London SW1P 1SB	Shop	Monday to Saturday; 06:00 - 20:00 Sunday; 07:00 - 17:00
09/09686/LIPCH	Pizzetta	2 Greycoat Place London SW1P 1SB	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
06/04690/WCCMAP	Victoria News	28 Strutton Ground London SW1P 2HR	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
06/08970/WCCMAP	Costcutter Express	23 Strutton Ground London SW1P 2HY	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
15/10996/LIPDPS	Ichiriki Sushi House	Basement 17 Strutton Ground London SW1P 2HY	Shop	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00

Item No:	
Date:	17 January 2019
Licensing Ref No:	18/12660/LIPN - New Premises Licence
Title of Report:	Soor 361 Harrow Road London W9 3NA
Report of:	Director of Public Protection and Licensing
Wards involved:	Harrow Road
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Ms Michelle Steward Senior Licensing Officer
Contact details	Telephone: 0207 641 1872 Email: msteward1@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	22 October 2018		
Applicant:	Soor Cuisine Ltd		
Premises address:	361 Harrow Road London W9 3NA	Ward:	Harrow Road
		Cumulative Impact Area:	None
Premises description:	According to the application form, this premises trades as a restaurant providing hot and cold food for consumption on the premises with a takeaway option.		
Premises licence history:	This is a new premises licence application and as such no premises licence history exists.		
Applicant submissions:	The applicant had originally applied for a terminal hour for late night refreshment being 03:00 Monday to Sunday but during consultation the terminal hour was reduced. Please see the current hours sought in box 1-B below.		

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	23:00
End:	23:30	01:00	01:00	01:00	03:00	03:00	23:30
Seasonal variations/ Non-standard timings:			None				

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:	23:30	01:00	01:00	01:00	03:00	03:00	23:30
Seasonal variations/ Non-standard timings:			None				

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health
Representative:	Mr Dave Nevitt
Received:	12 November 2018
The applicant seeks Late Night Refreshment to 0300hrs, 7 days a week.	
I wish to make Representations on the following grounds:	

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

The hours sought for Licensable activities are beyond the Core Hours as defined in the City Council's Licensing Policy. There are a significant number of residential dwellings in the vicinity and I am concerned about the risk of public nuisance to occupiers.

The applicant has not provided sufficient information to show how customers will be safely accommodated at the premises.

There are insufficient Conditions in the Operating Schedule to address my concerns and to show how the Licensing Objectives will be promoted.

Following a meeting at the premises the applicant's representative confirmed the following on the 25 November 2018:

Following my meeting with my clients after your visit on Tuesday, they have agreed to amend the application as follows:

1. Hours of trade.
Amend this to the following:
Sunday and Monday close at 23:30
Tuesday, Wednesday, Thursday, close at 01:00.
Friday and Saturday close at 03:00.
2. Delivery of Food to cease at 24:00 hours.
3. Onsite takeaway to be available during the above opening hours.

Conditions to be added:

1. The basement area will not be accessible to the public.
2. After 23:00 hours all windows and doors to be kept closed except for immediate access and egress of persons.
3. All tables and chairs to be removed from the outside area by 23:00.
4. No rubbish including bottles will be moved, removed or placed in outside areas between 23:00 and 08:00.
5. The premises licence holder shall best endeavour to ensure that all takeaway deliveries are by foot, bicycle or electric vehicles.

They believe the above hours are required to maximise their business.

Responsible Authority:	Metropolitan Police Service
Representative:	PC Adam Deweltz
Received:	21 November 2018

With reference to the above, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be making a representation against this application.

It is our belief that if granted the application would undermine the Licensing Objectives in relation to The Prevention of Crime and Disorder.

There are also insufficient conditions contained within the operating schedule.

This matter will need to be heard before the Licensing Sub-Committee.

2-B Other Persons	
Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED]
Received:	28 November 2018
<p>Whilst I respect the good nature of this restaurant and the contribution to the community, I feel the opening to 3am in the morning is unacceptable in a high street with many residential properties above shop floors. The hard working residents need some quiet on a busy road thats allready sees shops and bars closing at midnight and delivery trucks arriving at 5am. Please allow some quiet time for residents to sleep.</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> <p><u>For premises for the supply of alcohol for consumption on the premises:</u> Monday to Thursday: 10:00 to 23:30 Friday and Saturday: 10:00 to midnight Sundays immediately prior to Bank Holidays: Midday to midnight Other Sundays: Midday to 22:30</p> <p><u>For premises for the supply of alcohol for consumption off the premises:</u> Monday to Saturday: 08:00 to 23:00 Sundays: 10:00 to 22:30</p> <p><u>For premises for the provision of other licensable activities:</u> Monday to Thursday: 09:00 to 23.30 Friday and Saturday: 09:00 to midnight Sundays immediately prior to Bank Holidays: 09:00 to midnight Other Sundays: 09:00 to 22:30</p>
Policy FFP1 applies	Applications will only be granted if it can be demonstrated that the proposal meets relevant criteria in Policies CD1, PS1, PN1 and CH1.

4. Appendices

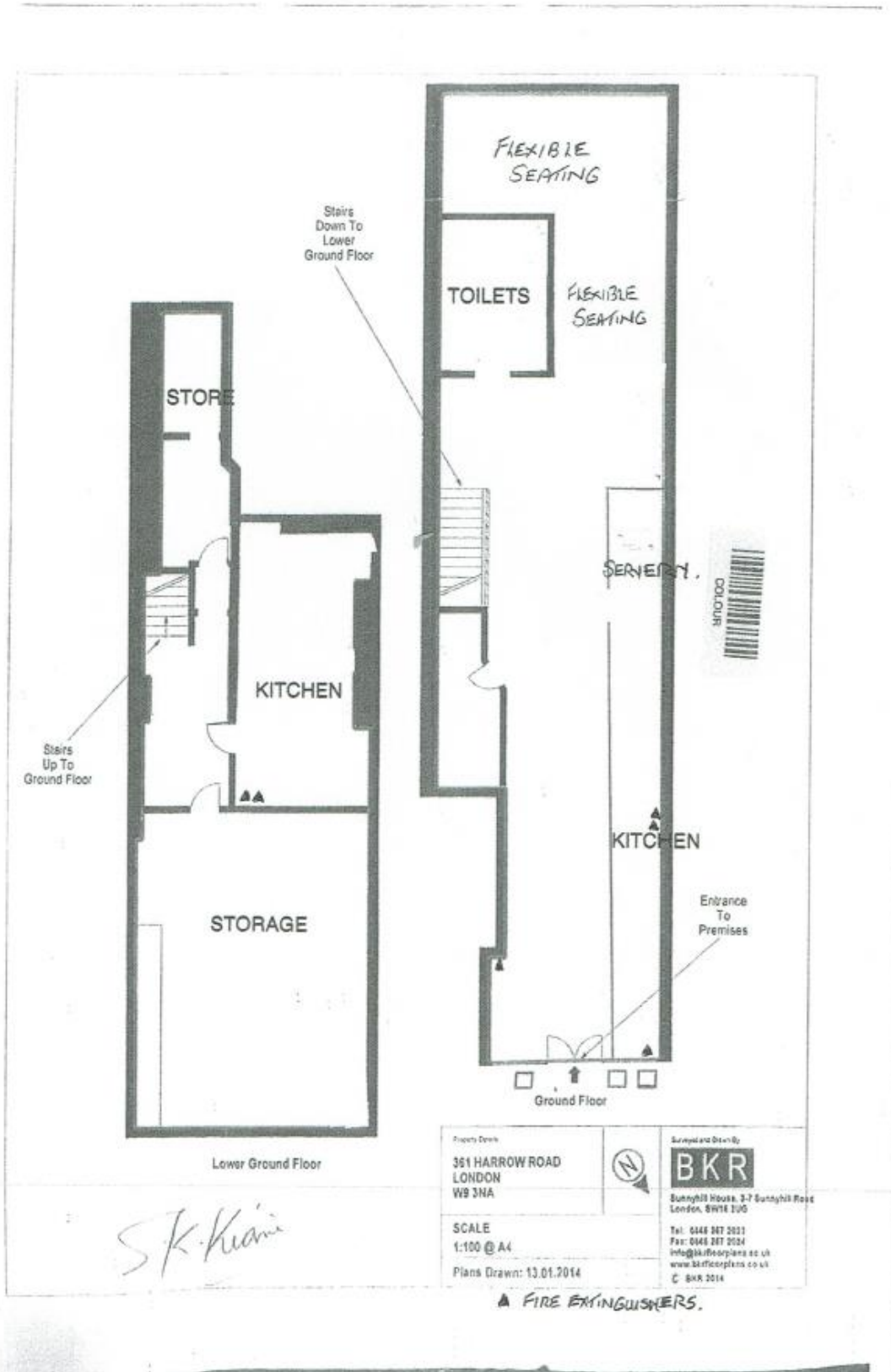
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Ms Michelle Steward Senior Licensing Officer
Contact:	Telephone: 0207 641 1872 Email: msteward1@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	April 2018
4	Environmental Health Representation	12 November 2018
5	Metropolitan Police Representation	21 November 2018
6	Resident Representation 1	28 November 2018



None

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

Conditions consistent with the operating schedule

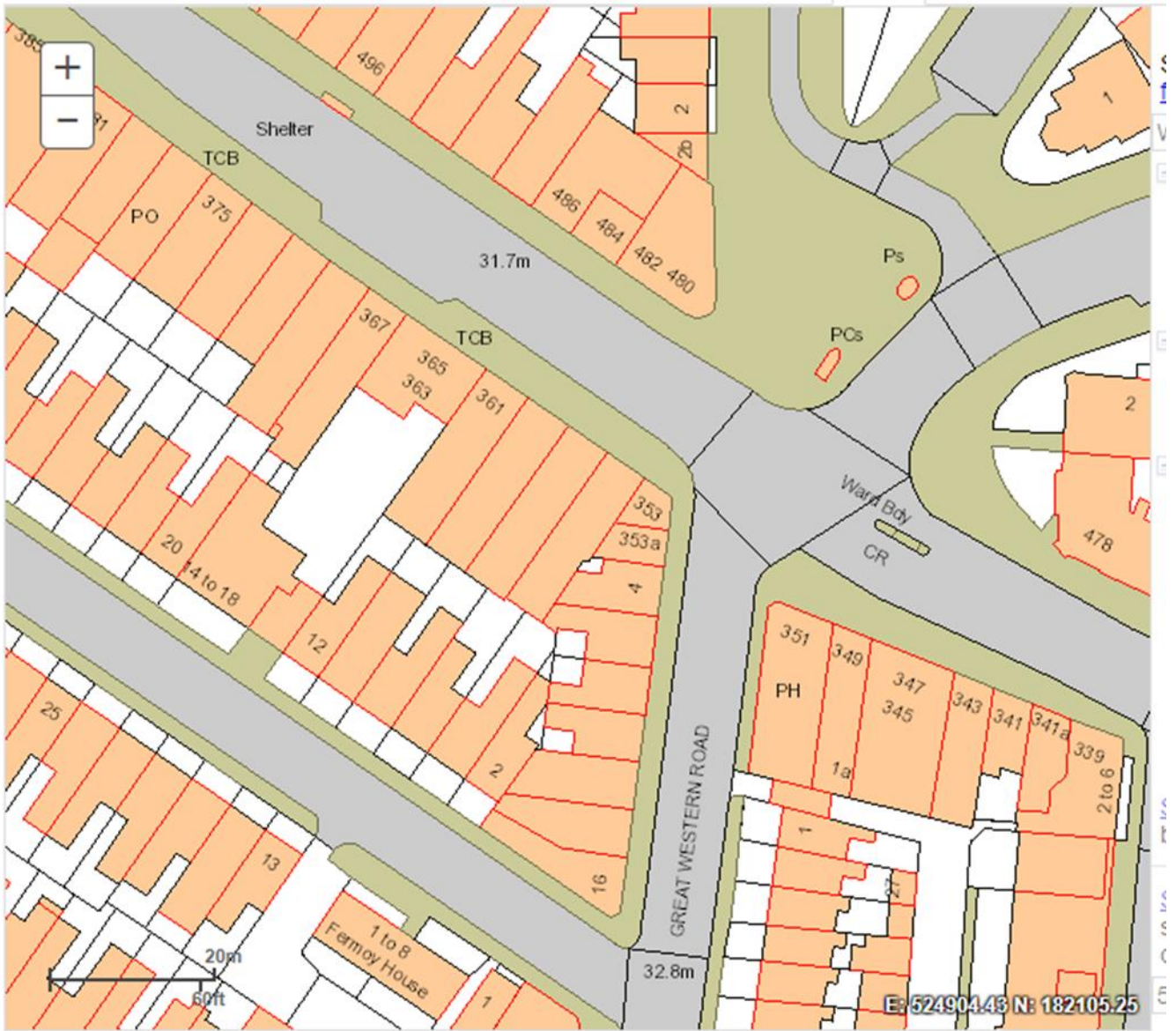
1. Staff training to be provided to all staff and refresher training to be provided at 6 monthly intervals.
2. A CCTV system is in operation recording 24 hours a day covering all parts of the restaurant both inside and outside. The premises licence holder shall ensure images from the CCTV are retained for a period of 31 days. This image retention period may be reviewed as appropriate by the Licensing Authority. The correct time and date will be generated onto both the recording and the real time image screen. The premises Licence holder shall ensure that there are trained members of staff available during licensable hours to be able to reproduce and download CCTV images into a removable format at the request of an authorised officer of the Licensing Authority or a constable. There shall be clear signage indicating that CCTV equipment is in use and recording at the premises during all trading hours.
3. All relevant fire safety procedures are in place for a premises of this size.
4. An accident book will be kept on the premises at all times with all entries kept for a period of three years.
5. Signage will be located at the exits to the restaurant advising customers to leave the area quickly and quietly, having due consideration for neighbours.
6. Anyone under the age of 18 will be accompanied by an adult after 23:00.

Further conditions proposed by the applicant during consultation so as to be incorporated in the operating schedule

7. The basement area will not be accessible to the public.
8. After 23:00 hours all windows and doors to be kept closed except for immediate access and egress of persons.

9. All tables and chairs to be removed from the outside area by 23:00.
10. No rubbish including bottles will be moved, removed or placed in outside areas between 23:00 and 08:00.
11. The premises licence holder shall best endeavour to ensure that all takeaway deliveries are by foot, bicycle or electric vehicles.
12. The delivery of food to persons not on the premises will cease at midnight.

Due to a technical issue with the Council's GIS Mapping system, an alternative map of the premises and locality has been provided below:



Resident Count: 254

Photo of premises



Premises within 75 metres of 361 Harrow Road, London, W9 3NA					
Licence Number	Trading Name	Address	Premises Type	Time Period	Application Type
13/06071/LIPV	Sam's Chicken	359 Harrow Road London W9 3NA	Restaurant	Monday to Wednesday; 10:00 - 00:00 Thursday to Saturday; 10:00 - 01:00 Sunday; 10:00 - 00:00	Premises Licence - Variation
15/00547/LIPVM	W9 Food And Wine Smokers Junction	Basement And Ground Floor 355 Harrow Road London W9 3NA	Shop	Monday to Sunday; 07:00 - 23:00	Premises Licence - Variation - Minor
08/10286/LIPDPS	Antello's Wine	Ground Floor 6 Great Western Road London W9 3NN	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30	Premises Licence - Change of DPS
17/14827/LIPDPS	Tops Pizza	Ground Floor 8 Great Western Road London W9 3NN	Restaurant	Monday to Sunday; 11:00 - 00:00	Premises Licence - Change of DPS
17/01421/LIPRW	Great Western Beer & Wine	12 Great Western Road London W9 3NN	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 08:00 - 22:30	Premises Licence - Removal of Works
18/02128/LIPV	M And B Catering	Basement And Ground Floor 494 Harrow Road London W9 3QA	Takeaway food outlet	Friday to Saturday; 11:00 - 01:00 Sunday to Thursday; 11:00 - 00:00	Premises Licence - Variation

09/10415/LIPN	Maida Hill Piazza	Open Space At Junction Of Fernhead Road And Elgin Avenue London	Food store (large)	Monday to Sunday; 00:00 - 00:00	Premises Licence - New
13/05167/LIPN	Maida Hill Place	4 Fernhead Road London W9 3ET	Miscellaneous	Monday to Saturday; 09:00 - 00:00 Sunday; 09:00 - 23:00	Premises Licence - New
17/08550/LIPN	Les Douceurs De La Tentation	Ground Floor 8 Fernhead Road London W9 3ET	Restaurant	Monday to Thursday; 09:00 - 00:00 Friday to Saturday; 09:00 - 01:00 Sunday; 11:00 - 22:30	Premises Licence - New

Item No:	
Date:	17 January 2019
Licensing Ref No:	18/14086/LIPN - New Premises Licence
Title of Report:	13 Pollen Street London W1S 1NH
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:	Michelle Steward Senior Licensing Officer
Contact details	Telephone: 0207 641 1872 Email: msteward1@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	14 November 2018		
Applicant:	Pottage Restaurant Limited		
Premises address:	11 - 13 Pollen Street London W1S 1NH	Ward:	West End
		Cumulative Impact Area:	West End
Premises description:	According to the application, this application is for a new premises licence for a Chef's table experience where customers can have a more personal dining experience.		
Premises licence history:	This is a new premises licence application and as such no premises licence history exists.		
Applicant submissions:	The applicant has an established Michelin starred restaurant at 8-10 Pollen Street which has traded for many years.		

1-B Proposed licensable activities and hours							
Late Night Refreshment:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	N/A
End:	23:30	23:30	23:30	23:30	00:00	00:00	N/A
Seasonal variations/ Non-standard timings:		On New Year's Eve from the end of terminal hours to commencement of hours the next 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:		On New Year's Eve from the end of terminal hours to commencement of hours the next day					

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	12:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:		On New Year's Eve from the end of terminal hours to commencement of hours the next day					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	12:00
End:	00:00	00:00	00:00	00:00	00:30	00:30	23:00
Seasonal variations/ Non-standard timings:	On New Year's Eve from the end of terminal hours to commencement of hours the next day						
Relevant Entertainment:	None						

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health
Representative:	Mr Ian Watson
Received:	11 December 2018
<p>I refer to the application for a New Premises Licence for the above premises.</p> <p>The premises is located within the West End Cumulative Impact Area as stated in the City of Westminster's Statement of Licensing Policy.</p> <p>The applicant has submitted ground floor plans of the premises.</p> <p>This representation is based on the plans and operating schedule submitted.</p> <p>The applicant is seeking the following</p> <ol style="list-style-type: none"> 1. To provide for the Supply of Alcohol 'On' the premises Monday to Thursday 10.00 to 23.30 hours, Friday and Saturday between 10.00 and 00.00 hours and Sunday between 12.00 to 22.30 hours. New Year's Eve to New Year's Day. 2. To provide Late Night Refreshment 'Indoors' Monday to Thursday 23.00 to 23.30 hours, Friday and Saturday between 23.00 and 00.00 hours. New Year's Eve to New Year's Day. 3. To provide regulated entertainment 'indoors' of <ul style="list-style-type: none"> • Recorded Music Monday to Thursday 10.00 to 23.30 hours, Friday and Saturday between 10.00 and 00.00 hours and Sunday between 12.00 to 22.30 hours. New Year's Eve to New Year's Day. <p>I wish to make the following representation</p> <ol style="list-style-type: none"> 1. The hours requested for the Supply of Alcohol will have the likely effect of causing an increase in Public Nuisance within the West End CI Area. 2. The hours requested to permit the provision of late night refreshment will have the likely effect of causing an increase in Public Nuisance and impact on Public Safety within the West End CI Area. 3. The hours requested to permit the provision of regulated entertainment will have the likely effect of causing an increase in Public Nuisance within the West End CI Area. <p>The applicant accepts that they are in the West End Cumulative Impact area but has stated that they would accept model conditions to address the licensing objectives and cumulative impact.</p> <p>Conditions will be proposed by Environmental Health to address the licensing objectives and to minimise the impact in the West End CIA.</p>	

Responsible Authority:	Metropolitan Police (Withdrawn)
Representative:	PC Bryan Lewis
Received:	14 December 2018

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, is objecting to this application as it is our belief that if granted this application would undermine the Licensing Objectives.

The venue is located in the West End Cumulative Impact Area, a locality where there is traditionally high levels of crime and disorder. We have concerns that this application will cause further policing problems in an already demanding area.

I will contact you to discuss this application in more detail.

Following the applicant's discussion with Environmental Health and the adoption of model conditions, the Metropolitan Police have withdrawn their representation on the 3rd January 2019.

Responsible Authority:	Licensing Authority
Representative:	Miss Roxsana Haq
Received:	10 December 2018

I write in relation to the application submitted for a New Premises Licence for the following premises: **11 - 13 Pollen Street, London W1S 1NH**

As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011 the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the Licensing Objectives:

- Public Nuisance
- Prevention of Crime & Disorder
- Public Safety
- Protection of Children from harm

This application seeks the following:

Provision of late night refreshment: Monday to Thursday 10:00 – 23:30
Friday and Saturday 10:00 – 00:00
Supply of alcohol: Monday to Thursday 10:00 – 23:30
Friday and Saturday 10:00 – 00:00
Sundays 12:00 – 22:30
Recorded Music Monday to Thursday 10:00 – 23:30
Friday and Saturday 10:00 – 00:00
Sundays 12:00 – 22:30

The premises is located within the West End Cumulative Impact area and as such policy points CIP1, and RNT2 must be considered.

We note the application is for core hours only with adoption of Westminster's Model Conditions where appropriate.

However the applicant must also demonstrate that they will not add to cumulative impact in the Cumulative Impact Area . Unless the applicant can satisfy the concerns of the Licensing

Authority by demonstrating with further information on the proposed operating style that this new application will not add to cumulative impact if granted, it will be for Licensing Sub-Committee Members to determine this application, given its location within the West End Cumulative Impact area.

Please accept this as a formal representation and we look forward to receiving any further submissions which will be forwarded on for Members information.

2-B Other Persons	
Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED]
Received:	8 December 2018
[REDACTED] the proposed restaurant on pollen street. it is a quite street, and with maddox street already being noisy it would be a real issue for us to have a restaurant serving alcohol & music past 10pm, especially over the weekend.	

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> <p><u>For premises for the supply of alcohol for consumption on the premises:</u> Monday to Thursday: 10:00 to 23:30 Friday and Saturday: 10:00 to midnight Sundays immediately prior to Bank Holidays: Midday to midnight Other Sundays: Midday to 22:30</p> <p><u>For premises for the provision of other licensable activities:</u> Monday to Thursday: 09:00 to 23.30 Friday and Saturday: 09:00 to midnight Sundays immediately prior to Bank Holidays: 09:00 to midnight Other Sundays: 09:00 to 22:30</p>
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 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.
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4. Appendices

Appendix 1	Premises plans
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Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Michelle Steward Senior Licensing Officer
Contact:	Telephone: 0207 641 1872 Email: msteward1@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	April 2018
4	Environmental Health	11 December 2018
5	Metropolitan Police (Withdrawn)	14 December 2018
6	Licensing Authority	10 December 2018
7	Resident Representation 1	8 December 2018

None

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

No specific conditions included by the applicant.

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

9. 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.

Condition 9 also requested by the Licensing Authority.

10. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 30 persons.
11. 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 entire 31 day period.
12. 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.
13. 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.
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. 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.
16. There shall be no sales of alcohol for consumption off the premises after 23.00 hours.

17. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
18. An incident log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of any incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults identified in the CCTV system
 - (g) any refusal of the sale of alcohol
19. 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.
20. 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.
21. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
22. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 07.00 hours on the following day.
23. No deliveries to the premises shall take place between 23.00 and 07.00 hours on the following day.
24. No licensable activities shall take place at the premises until the premises have 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

None

Due to a technical issue with this Council's GIS Mapping system, an alternative map of the premises and locality has been provided below:



Resident Count: 67

Location of 13 Pollen Street outlined in red:



Premises within 75 metres of Pollen, 11-13 Pollen Street, London

Licence Number	Trading Name	Address	Premises Type	Time Period
11/10307/LIPV	Pollen Street Social Jason Atherton	Ground Floor 10 Pollen Street London W1S 1NH	Restaurant	Monday to Thursday; 10:00 - 00:30 Friday to Saturday; 10:00 - 01:00 Sunday; 12:00 - 00:30 Sundays before Bank Holidays; 12:00 - 00:30
15/11666/LIPT	Sunflower Cafe Restaurant	3 Pollen Street London	Cafe	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
18/06666/LIPDPS	Goodman	26 Maddox Street London W1S 1QH	Restaurant	Monday to Thursday; 10:00 - 00:00 Friday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 23:00
13/01666/LIPVM	Little Social	Basement And Ground Floor 5 Pollen Street London W1S 1NE	Restaurant	Monday to Thursday; 07:00 - 23:30 Friday; 07:00 - 00:00 Saturday; 10:00 - 00:00 Sunday; 11:00 - 22:50
15/06730/LIPV	Aline's Sandwich Table	14 Maddox Street London W1S 1PQ	Restaurant	Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sunday; 11:30 - 22:30 Sundays before Bank Holidays; 11:30 - 00:00
17/08548/LIPN	Karaoke Box	12 - 14 Maddox Street London W1S 1PH	Night clubs and discos	Monday; 10:00 - 00:00 Tuesday to Wednesday; 10:00 - 02:00 Thursday to Saturday; 10:00 - 05:00 Friday; 10:00 - 00:00
13/03894/LIPVM	Karaoke Box	12 - 14 Maddox Street London W1S 1PH	Miscellaneous	Monday to Sunday; 10:00 - 02:00

06/05993/WCCM AP	Sidney Rose Mini Market	Ground Floor 34- 36 Maddox Street London W1S 1PD	Shop	Monday to Saturday; 08:00 - 23:00 Sunday; 10:00 - 22:30
18/00377/LIPDPS	28/50	17-19 Maddox Street London W1S 2QH	Restaurant	Monday to Thursday; 08:00 - 23:30 Friday to Saturday; 08:00 - 00:00 Sunday; 08:00 - 22:30
16/13587/LIPN	Not Recorded	15 Maddox Street London W1S 2QQ	Shop	Monday to Friday; 07:30 - 23:00 Saturday to Sunday; 09:00 - 23:00
18/11608/LIPDPS	Masons Arms Public House	Whole Building 38 Maddox Street London W1S 1PY	Public house or pub restaurant	Monday to Thursday; 10:00 - 23:30 Monday to Saturday; 10:00 - 00:30 Friday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00 Sunday; 12:00 - 23:00 Sundays before Bank Holidays; 12:00 - 00:30
06/07027/WCCM AP	Sakana-tei Japanese Restaurant	Basement And Ground Floor 11 Maddox Street London W1S 2QF	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
17/11679/LIPCHT	Bombay Bustle	Ground Floor 29 Maddox Street London W1S 2PA	Restaurant	Monday to Saturday; 10:00 - 00:00 Sunday; 12:00 - 23:00
17/00084/LIPVM	Slug & Lettuce	Slug And Lettuce 19 - 20 Hanover Street London W1S 1YR	Public house or pub restaurant	Monday to Thursday; 07:00 - 23:30 Friday to Saturday; 07:00 - 00:00 Sunday; 07:00 - 23:00 Sundays before Bank Holidays; 07:00 - 00:00

17/02635/LIPDPS	Patara Fine Thai Cuisine	3 Maddox Street London W1S 2QB	Restaurant	Monday to Saturday; 10:00 - 00:30 Sunday; 12:00 - 00:00
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