



City of Westminster

Council Agenda

Title:

Council Meeting

Meeting Date:

Wednesday 3rd March, 2021

Time:

7.00 pm

Venue:

This is a virtual meeting

Members:

All Councillors are hereby summoned to attend the Meeting for the transaction of the business set out.

This will be a virtual meeting and members of the public and press are welcome to follow the meeting and listen to the discussion.

This meeting will be live streamed and recorded.

To access the recording after the meeting please revisit the link.

If you require any further information, please contact the Committee Officer, Reuben Segal, Head of Committee and Governance Services.

**Email: rsegal@westminster.gov.uk Tel: 07890 380137
Corporate Website: www.westminster.gov.uk**

1. APPOINTMENT OF RELIEF CHAIRMAN

To appoint a relief Chairman.

2. MINUTES

To sign the Minutes of the Meeting of the Council meeting held on 20 January 2021

(Pages 5 - 10)

3. DECLARATIONS OF INTEREST

To receive declarations by Members and Officers of the existence and nature of any pecuniary interests or any other significant interest in matters on this agenda.

4. CABINET REPORT

To receive and consider the following Cabinet report: 15 February 2021

(Pages 11 - 40)

Appendix 1:

Medium Financial Plan 2021-22 to 2023-24

[Report](#)

[Appendix 1](#) – List of Savings 2021–2022 to 2023-24

[Appendix 2](#) – List of Growth and Service Pressures - 2022 to 2023-24

[Appendix 3](#) – Changes to Previously Agreed Savings

[Appendix 4](#) – Summary of Budgets

[Appendix 5](#) – Summary of EIAs

Appendix 6 – For the corrected Council Tax Resolution please see the attachment below

[Appendix 7](#) – Report and Minutes from Budget Task Group

Appendix 2:

Capital Strategy 2020-21 to 2034-35

[Report](#)

[Appendix A \(i\)](#)

Appendix 3:

Housing Revenue Account Business Plan

[Report and Appendices 1 to 5](#)

Appendix 4:

Treasury Management Strategy 2021-22 to 2025-26

[Report and Appendices 1 to 4](#)

Appendix 5:

Integrated Investment Framework 2021-22

[Report and Appendices A to C](#)

Appendix 6:

Pay Policy 2021-22

[Report](#)

Please refer to the revised final Pay Policy which is attached for approval.

5. LICENSING REPORT: BUSKING AND STREET ENTERTAINMENT POLICY

Report of the Executive Director for Environment and City Management

(Pages 41 - 120)

6. GENERAL PURPOSES COMMITTEE REPORT (TO FOLLOW)

To receive and consider the following Committee report: 23
February 2021

Members Allowances Scheme 2021-2022 and Creation of Vice-
Chair Posts for Planning and Licensing Committees

**64 Victoria Street
London, SW1E 6QP
23 February 2021**

Chief Executive

CITY OF WESTMINSTER

MINUTES OF PROCEEDINGS

At the virtual meeting of the Council of the City of Westminster held at 7.00 pm on
Wednesday 20th January, 2021

PRESENT

The Lord Mayor, Councillor Jonathan Glanz

COUNCILLORS

Heather Acton	Elizabeth Hitchcock
Ian Adams	Adam Hug
Nickie Aiken	Louise Hyams
Barbara Arzymanow	Aicha Less
Timothy Barnes	Pancho Lewis
Geoff Barraclough	Andrea Mann
Richard Beddoe	Patricia McAllister
Rita Begum	Guthrie McKie
David Boothroyd	Tim Mitchell
Iain Bott	Gotz Mohindra
Susie Burbridge	Eoghain Murphy
Ruth Bush	Matt Noble
Nafsika Butler-Thalassis	Emily Payne
Melvyn Caplan	Papya Qureshi
Maggie Carman	Robert Rigby
Danny Chalkley	Rachael Robathan
Antonia Cox	Tim Roca
Lorraine Dean	Ian Rowley
Tony Devenish	Karen Scarborough
Paul Dimoldenberg	Mark Shearer
Richard Elcho	Selina Short
Christabel Flight	Andrew Smith
Peter Freeman	James Spencer
Murad Gassanly	Paul Swaddle, OBE
Jonathan Glanz	Hamza Taouzzale
Jim Glen	Aziz Toki
Matthew Green	Judith Warner
Lindsey Hall	Jacqui Wilkinson
Angela Harvey	

Apologies: Councillors Margot Bright and Shamim Talukder

1 APPOINTMENT OF RELIEF CHAIRMAN

1.1 It was moved by the Lord Mayor and seconded by Councillor Paul Swaddle that Councillor Judith Warner be elected as Relief Chairman.

1.2 Motion put, and on a show of hands, declared **CARRIED**.

2 MINUTES

2.1 **RESOLVED:** The minutes of the proceedings at the Council meetings on Wednesday 11 November and Wednesday 9 December 2020 were, with the assent of the Members present, signed by the Lord Mayor as a true record of the proceedings.

3 LORD MAYOR'S COMMUNICATIONS

3.1 The Lord Mayor referred to these as set out on the agenda.

4 DECLARATIONS OF INTEREST

4.1 There were no declarations.

5 STATEMENT ON URGENT MATTERS

5.1 The Leader of the Council, Councillor Rachael Robathan, made an urgent statement and the Council's response to it.

5.2 After Councillor Robathan had spoken the Leader of the Opposition, Councillor Adam Hug, replied.

6 VOTE OF THANKS TO THE FORMER LORD MAYOR, COUNCILLOR RUTH BUSH

6.1 Councillor Guthrie McKie gave the first speech in thanks to the former Lord Mayor, Councillor Ruth Bush and her Consorts, Dr Hannah Robbins, Thomas Bush and Foluke Gale-Hay for their distinguished service to the city of Westminster in the previous municipal year.

6.2 Councillor Rachael Robathan also spoke and thanked the former Lord Mayor and her Consorts.

6.3 Councillor Ruth Bush then gave the reply.

6.4 The Lord Mayor advised that the various insignia and the Vote of Thanks inscribed under the Common Seal will be presented to Councillor Bush and her Consorts at a future civic event when circumstances allow.

7 PETITIONS AND DEPUTATIONS, IF ANY

7.1 There were no petitions or deputations received.

8 QUESTIONS

- 8.1 The questions, supplementary questions and replies are included as a recording on the Council's website.

9 COUNCILLOR ISSUES

Council 3.0 and Westminster Connects

- 9.1 Councillor Mark Shearer spoke and Councillor Heather Acton replied.

A tale of two Cities; Inequality in Westminster

Councillor Andrea Mann spoke and Councillor Rachael Robathan replied. .

10 FUTURE POLICY PLAN

- 10.1 The meeting debated the item chosen for debate from the Future Policy Plan by the Majority Party.

Climate Emergency

- 10.2 The Majority Party had selected item number 24 on the Future Policy Plan, Climate Emergency. The debate will be referred to the relevant Executive Director for consideration when reporting on the subject.

11 COUNCIL TAX DISCOUNTS (INCLUDING COUNCIL TAX LOCAL REDUCTION SCHEME) AND COUNCIL TAX BASE

RESOLVED:

1. That the Council approved the following recommendations for the financial year 2021/22:-
 - (i) that the Council Tax discount for second homes remains at 0%.
 - (ii) the Council Tax discounts for empty properties, including the discounts that replaced the previous Class A and C Council Tax exemptions, remain at 0%.
 - (iii) that a Long-Term Empty Property Premium continues at the maximum percentage allowed for by the current legislation, which is for 2021/22:

- Properties empty between 2 years - 5 years:	100% Increase
- Properties empty between 5 years – 10 years:	200% Increase
- Properties empty over 10 years:	300% Increase
 - (iv) that the Director of Revenues & Benefits be given delegated authority to determine any individual local discount applications received from Council Taxpayers during the 2021/22 financial year under section 13A(1)(c) of the Local Government Finance Act 1992.

2. That the Council approved the same Council Tax Reduction Scheme for 2021/22 which has operated successfully since 2013/14. The scheme is based on the Default Scheme Regulations, updated to reflect changes made via the Prescribed Requirements Amendment Regulations and with War Disabled Pensions, War Widow, Pensions and Armed Forces Compensation scheme payments disregarded in full when calculating a claimant's income.
3. That the Council resolved that the Council Tax Base for 2021/22 for the Whole City is 133,817.98 equivalent Band D properties, for Montpelier Square alone 100.40 equivalent Band D properties and for Queen's Park 3,514.63 equivalent Band D properties.
4. That the Council resolved that the figures set out in paragraph 2.3 of the report for the Council Tax Base for 2021/22 be used by the Council to make a determination pursuant to the requirements of the Local Government Finance Act 1992.

12 PROPOSED CHANGES TO POLICY AND SCRUTINY COMMITTEES

RESOLVED:

- 12.1 That Council agreed the reorganisation of the Policy and Scrutiny Committees with the terms of reference and proportionality as set out in Appendix A to the report

13 NOTICES OF MOTION

- 13.1 The Labour Party had selected for debate the Notice of Motion (Provision of IT and Connectivity for School Aged Children for Home Schooling) as set out on the agenda. The Notice of Motion was moved by Councillor Tim Roca and seconded by Councillor Butler-Thalassis
- 13.2 Councillor Tim Barnes moved and it was seconded by Councillor Paul Swaddle that the Notice of Motion be amended, as follows:

The education of our children is crucial and therefore this Council resolves to:

1. Ensure proper data is collected across state-funded schools in Westminster to understand the need/gaps for electronic devices and connectivity as soon as possible;
2. ~~Ensure that by whatever means necessary, including a recommendation to Cabinet for direct Council funding, an appropriate electronic device is provided to all pupils eligible for free school meals who require one, and to other children identified at the discretion of the school as being in need, as soon as possible and no later than 1st February 2021.~~
Ensure that by whatever means necessary, including a recommendation to Cabinet for direct Council funding, an appropriate electronic device is provided to all pupils eligible for free school meals who require one, and to other children identified at the discretion of the school as being in need, as soon as possible and no later than 1st February 2021.

3. ~~Ensure that by whatever means necessary, including a recommendation to Cabinet for direct Council funding~~ adequate internet connectivity is provided to all pupils eligible for free school meals who require it, and to other children identified at the discretion of the school as being in need, as soon as possible and no later than 1st February 2021.
 4. ~~Ensure that by whatever means necessary, including a recommendation to Cabinet for direct Council funding,~~ all teaching staff have appropriate electronic devices for classes, as soon as possible and no later than 1st February 2021.
- 13.3 Following debate, The Lord Mayor put the amendment to the motion to the vote and following an electronic poll declared the amendment to the motion **CARRIED**.
- 13.4 The Lord Mayor then put the substantive motion as amended to the vote and following an electronic poll declared the substantive motion as amended **CARRIED**.

The education of our children is crucial and therefore this Council resolves to:

1. Ensure proper data is collected across state-funded schools in Westminster to understand the need/gaps for electronic devices and connectivity as soon as possible;
2. Ensure an appropriate electronic device is provided to all children identified as being in need, as soon as possible and no later than 1st February 2021.
3. Ensure adequate internet connectivity is provided to all children identified as being in need, as soon as possible and no later than 1st February 2021.
4. Ensure teaching staff have appropriate electronic devices for classes, as soon as possible and no later than 1st February 2021.

The Meeting ended at 10.01 pm

CHAIRMAN: _____

DATE _____

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Report of the Cabinet meeting held on Monday 15 February 2021

Present: Councillors Rachael Robathan (Chairman), Heather Acton, Timothy Barnes, Melvyn Caplan, Matthew Green, David Harvey, Tim Mitchell and Paul Swaddle, OBE

1. Medium Term Financial Plan 2021-22 to 2023-24

- (a) The medium-term financial strategy is key to supporting the delivery of the City for All objectives and outcomes. We have considered a detailed report attached as Appendix 1 to this report from the Section 151 officer that sets out the Council's medium-term plan for the next three years and proposes a budget for the 2021/22 financial year.
- (b) The report proposes a balanced budget for 2021/22, which includes a total council tax rise of 3.5% that consists of a general increase of 0.5% and a Social Care precept rise of the allowed 3%. At Band D this will result in an annual increase of £15.69 or an equivalent weekly amount of 30.2p per week. The total Westminster element of council tax will therefore rise from £448.21 to £463.90 at Band D.
- (c) The recommended General Fund budget of £182.745m is a net increase of £2.8m against last year. In broad terms this includes growth for service specific pressures of £29.1m (inclusive of changes to previously agreed savings) and other net changes of £5.8m, which is balanced with an increase in government funding of £15.9m (including additional Covid 19 core grant), new savings of £16.9m and a recommended increase in council tax which is expected to raise £2.1m of income.
- (d) After a balanced budget in 2021/22 (including the proposed increases to 2021/22 Band D council tax) the medium-term financial plan forecasts a net budget gap, after proposed savings from the current budget process, of £22.4m in 2022/23 and a further £20.7m in 2023/24. Over the three-year period to 2023/24 this amounts to a gap of £43.1m. This includes indicative assumptions of a negative outcome from future funding settlements, additional expenditure pressures and reduced income due to the long-term impact from Covid-19. This will continue to be kept under review and will form part of the planning process in the year ahead.
- (e) We have noted that the Council's financial performance in 2020/21 has been severely impacted by the pandemic. The main reasons for these are two-fold:
 - the reduced footfall in Westminster reducing economic activity and therefore income for the Council, and;
 - additional expenditure incurred for the Council to support the most vulnerable residents and businesses who have been impacted by the pandemic. However, once government funding through the general Covid grant is taken into account, together with the sales, fees and charges income reimbursement scheme, then the net variance is estimated to be between

£10-20m, based on continued restrictions until the end of March 2021. This will be funded by a drawdown from the general fund balance reserve.

- (f) The pandemic has also had a detrimental impact on the local economy due to the lockdown measures to control the virus which has significantly reduced activity in the City. In order to respond effectively to the importance of Westminster's economic recovery an additional City for All pillar has been introduced – Thriving Economy.
- (g) The Council has signed a climate emergency declaration and the green agenda is a key part of the City for All objectives. As outlined in the budget report last year the Council has set aside £5m in earmarked reserves to fund investment into this programme and is continually reviewing its revenue and capital budgets and priorities to ensure funding is available to meet this important strategic objective.
- (h) The Smart City, Digital and Innovation portfolio of activity is ambitious and bold, designed to make the most of digital and new ways of working to enable residents to enhance their lives - using technology to enable and continually improve services to make a positive impact on the City and for its residents and communities. The digital programme is taking a customer-focused approach to designing and delivering services, using digital as the option wherever possible whilst balancing the needs of diverse communities and ensuring no-one is left behind, and ensuring digital is a preferred choice when accessing council services.
- (i) In considering the proposals, we have noted a small error in Appendix 6 to the Section 151 officer's report where the council tax figures had been accidentally rounded down by 1p. This had been amended and a revised Appendix 6 had been published on the council's website.
- (j) At our meeting we heard from the Chairman of the Budget Task Group who concluded that the budget proposals presented to us to be robust.

*** Details of budget changes by Cabinet Member have been finalised following the changes to Cabinet announced at the start of January 2021 and are attached (see revised Appendix 4 to the report we considered) at the end of this report.**

We recommend to full Council:

Council Tax

- 1) That the council tax for a Band D property be agreed at £463.90 for 2021/22, an increase of £13.45 (3%) for the Social Care precept and £2.24 (0.5%) for general purposes;
- 2) That, subject to the consideration of the previous recommendation, the council tax for the City of Westminster, excluding the Montpelier Square area

and Queen's Park Community Council, for the year ending 31 March 2022, be as specified in the Council Tax Resolution in Appendix 6 to the Section 151 officer's report.

- 3) That the Precepts and Special Expenses be as also specified in Appendix 6 to the Section 151 officer's report for properties in Montpelier Square and the Queen's Park Community Council;
- 4) That the formal resolution for 2021/22 attached at Appendix 6 to the Section 151 officer's report including the council tax requirement of £62.078m be agreed;
- 5) To note the proposed Greater London Authority precept (Band D) of £363.66, an increase of £31.59 rise in the adjusted Band D Precept;
- 6) That the Council continues the Westminster Community Contribution to allow the most expensive (Band H) properties in the City to voluntarily contribute towards supporting discretionary services that support the three priorities of youth services, helping rough sleepers off the streets and supporting people who are lonely and isolated;

Revenue Budget

- 7) Note the views of the Budget Task Group set out in Appendix 7 to the Section 151 officer's report;
- 8) That the proposed General Fund net budget requirement of £182.745m summarised in Appendix 4 to the Section 151 officer's report.
- 9) That the savings and growth proposals for 2021/22 to 2023/24 set out in Appendix 1, 2 and 3 to the Section 151 officer's report is approved;
- 10) That the Equality Impact Assessments included in Appendix 5 to the Section 151 officer's report be received and noted to inform the consideration of the budget;
- 11) Note the Housing Revenue Account Business Plan 2021/22 and 30-Year Housing Investment Plan presented concurrently to Cabinet on 15 February 2021 that recommends the HRA budget and rent levels for 2021/22;

Capital Programme

- 12) Note the Capital Strategy 2021/22 to 2025/26, forecast position for 2020/21 and future years' forecasts summarised up to 2034/35 report also presented to Cabinet on 15 February 2021 that recommends the Council's capital programme and financing;

Reserves, Balances and Budget Estimates

- 13) Note the reserves policy as set out in section 13 of the Section 151 officer's report;
- 14) Note the views of the Section 151 Officer with regards to estimates underpinning the proposed budget changes and reserves levels in section 13 of his report;

Treasury Management and Investment Framework

- 15) Note the Treasury Management Strategy for 2021/22 including the annual investment strategy, borrowing limits and prudential indicators summarised in this report and set out detail in a concurrent report on this agenda;
- 16) Note the 2021/22 Integrated Investment Framework report also concurrently on this agenda, which sets out the policies and framework for future investment decisions for the Council.

2. Capital Strategy 2021/22 to 2025/26, Forecast Position for 2020/21 and Future Years' Forecasts Summarised up to 2034/35

- (a) The report from the Section 151 officer, which we considered and which is attached as Appendix 2 outlined the City Council's Capital Strategy and proposed expenditure and income budgets from 2021-2022 to 2025-2026 and future years up to 2034-2035.
- (b) Westminster City Council's refreshed vision, City for All, will provide the strategic context for the Capital Strategy and responds to the significant impacts of the COVID-19 pandemic on the city, our communities and the council. Three distinct themes within City for All shape the approach: i) Greener and Cleaner, ii) Vibrant Communities, and iii) Smart City.
- (c) These thematic areas are underpinned and enabled by key plans and programmes including Westminster's City Plan 2019 – 2040, the Customer Experience & Digital Strategy, Climate Action Programme and the delivery of affordable homes. The Capital Strategy is among these key plans. The Council has embarked on an ambitious capital programme with a plan to invest up to £2.862bn (general fund) over the next 15 years. The investment in capital and assets on this scale is a foundation in enabling the Council to achieve its City for All ambitions.
- (d) The general fund capital programme as detailed in Appendix A, proposes a gross budget of £2.862bn and a net budget of £1.629bn (including capital receipts). The capital programme of the Housing Revenue Account is set out separately in the HRA Business Plan which accompanies this report as part of the Council's annual budget setting process.
- (e) Guided by these principles, we will leverage technology to continually enhance how we deliver our services, as well as ensure our users are enabled to be digital by choice. 'Smart' interventions will be delivered against four wider themes which align with City for All commitments: ensuring extraordinary experiences, empowering people, supporting and driving an innovative economy and employing and testing CleanTech to target our Climate Emergency.
- (f) There are a number of key projects and programmes that require capital investment for the Council to achieve its strategic goals. These will always be delivered on all three pillars of City for All which are interlinked. These are detailed in the report and appendices we considered.
- (g) The programme's delivery objectives continue to take place against the background of financial challenges. Covid has had a significant impact on the Council, from delays caused to existing projects meaning budgets being reprofiled and reviewed. The programme reflects the Council's approach to

support the rebuilding of the economy and ensure all our residents have access to employment opportunities.

- (h) At our meeting we heard from a number of Cabinet Members who highlighted some of the significant projects and schemes that had been delivered over the previous 12 months and in challenging circumstances in line with the City for All strategy.

*** Details of the Capital Programme by Cabinet Member have been finalised following the changes to Cabinet announced at the start of January 2021 and are attached (see Appendix A(ii) to the report we considered) at the end of this report.**

We recommend:

That the full Council:

- 1) Approve the capital strategy as set out in Appendix 2 to this report.
- 2) Approve the capital expenditure for the General Fund as set out in Appendix A for 2021/22 to 2025/26 and future years to 2034/35.
- 3) Approve that all development and investment projects, along with all significant projects follow the previously approved business case governance process as set out in section 8 of Appendix 2 to this report.
- 4) Approve that no financing sources, unless stipulated in regulations or necessary agreements, are ring fenced.
- 5) Approve the council plans to continue its use of capital receipts to fund the revenue costs of eligible proposals (subject to full business cases for each project). This comes under the MHCLG Guidance on the Flexible Use of Capital Receipts (FCR).
- 6) Approve the proposed financing of the capital programme and revenue implications as set out in section 13 of Appendix 2 to this report.
- 7) Approve the financing of the capital programme being delegated to the Executive Director of Finance and Resources to provide sufficient flexibility to allow for the most effective use of Council resources.

3. Housing Revenue Account Business Plan 2021/22 and 30-Year Housing Investment Plan

- (a) We have considered a report (Appendix 3) which updates the 30-year Housing Revenue Account Business Plan and Housing Investment Plan agreed last year. The report addressed the income and expenditure on the Council's current housing stock and the investment in new housing, non-residential buildings and public realm in regeneration areas.
- (b) The report presented a 30-year Business Plan for the Housing Revenue Account with consideration for both the Capital and Revenue position. The Revenue Business plan, over a 5-year position, projects gross income of £589.51m and gross expenditure of £589.91m. The HRA Capital Position provides for a total capital investment of £952.30m over the next 5 years and a total of £2.09bn over the 30 years.
- (c) Westminster is engaged in an ambitious development programme that, in addition to building new homes, will redevelop and regenerate existing properties. The development programme will create new homes that will enrich and promote healthy neighbourhoods and communities via mixed use developments, proactive place shaping and providing greater support to local services and amenities.
- (d) As of November 2020, the Council owns 20,703 social dwellings of which 11,754 were tenanted (57%) and 8,949 were leased (43%). The stock numbers are expected to grow to 20,941 units by the end of 2021/22 with further increases to stock numbers as new build properties are completed.
- (e) The City for All target of 1,850 new affordable homes by year 2023 is on track. 999 of these affordable homes have so far been delivered with a further 571 units currently under construction. A further 436 homes are currently projected to start and complete by March 2023.
- (f) In addition to the Regeneration Programme, the Council is looking to spend £1.076bn on the Major Works capital programme. The Major Works capital programme will focus on maintaining and bringing the Westminster housing stock to decent standards and will include spending on fire safety, major decorations, electricals and mechanical works.
- (g) Whilst the HRA business plan is for a period of 30 years, more focus is on the medium-term (five years) as there is more certainty on costs, demands, resources and pressures, which will enable the prioritisation of housing investment. However, the view of the medium term is also considered in the light of the strategic objectives of the Council and the impact of Government policies on rents, disposals and regeneration.
- (h) At our meeting the Cabinet Member for Housing highlighted in particular the council's work in the next year and beyond on fire safety management following a number of fundamental Government policy decisions and potential legislative processes in progress as set out in section 6 of Appendix 3. The

Cabinet Member drew attention to the planned maintenance programme in section 8 of the report which included a budget provision for the council's best current assessment of what actions will be required on fire safety.

We recommend:

That the full Council:

- 1) Approve the HRA revenue budget for 2021-22 (Table 2 and Appendix 3 to the report we considered)
- 2) Note the HRA 5-year revenue budgets for 2021-22 to 2025-26 (Table 2 and Appendix 2 to the report we considered)
- 3) Note the HRA 30-year revenue budgets for 2021-22 to 2050-51 (Appendix 3 to the report we considered)
- 4) Approve the HRA 5-year Capital Programme for a total of £952.30m (Appendix 4 to the report we considered)
- 5) Note the 30-year Capital Programme for 2021-22 to 2050-51 (Appendix 4 to the report we considered)
- 6) Note a rent increase of 1.5% from April 2021 as applicable under the Welfare Reform and Work Act 2016.
- 7) Note the HRA reserves and balances for the 5-year Business Plan (Table 6 to the report we considered).

4. Treasury Management Strategy Statement for 2021/22 to 2025/26

- (a) Local Government Act 2003 and the Regulations made under the Act require the Council to have regard to the Prudential Code for Capital Finance in Local Authorities and to set Prudential Indicators for the next three years to ensure that the Council's capital investment plans are affordable, prudent and sustainable. These are contained within the report we considered which is attached as Appendix 4.
- (b) The Act also requires the Council to set out a statement of its treasury management strategy for borrowing and to prepare an Annual Investment Strategy (as shown in Appendix 1). This sets out the Council's policies for managing its investments and for giving priority to the security and liquidity of those investments. The Treasury Management Strategy Statement and Annual Investment Strategy must both have regard to guidance issued by the Ministry for Housing, Communities and Local Government (MHCLG) and must be agreed by the Full Council.
- (c) The report we considered sets out the Council's proposed Treasury Management Strategy Statement (TMSS) for the period 2021/22 to 2025/26, and Annual Investment Strategy (AIS) for the year ended 31 March 2022, together with supporting information. These are submitted for the Council's approval.

We therefore recommend:

That the full Council:

- 1. Approve the Treasury Management Strategy Statement;
- 2. Approve the borrowing strategy and borrowing limits for 2021/22 to 2025/26 set out in section 6 to Appendix 4.
- 3. Approve the prudential Indicators set out in section 8 to Appendix 4.
- 4. Approve the Annual Investment Strategy and approved investments set out in Appendix 1 to Appendix 4.
- 5. Approve the Minimum Revenue Provision Policy set out in Appendix 2 to Appendix 4

5. Integrated Investment Framework 2021-2022

- (a) On 4 March 2020, Full Council gave approval to implement a comprehensive strategic integrated investment framework for bringing together and managing its investments with the approval of an Integrated Investment Framework.
- (b) While the Council's assets are distributed across a range of areas, the complexity of the Council and its funding requirements means that there is a need for the assets to be considered collectively and holistically as, in the aggregate, they represent a very significant pool of resources.
- (c) We received a report attached as Appendix 5 to this report which provided an update on the current range of Council assets. In summary, the Council holds £635.5m of short-term high grade, cash investments (as at 31 October 2020), managed under the Treasury Management Strategy, which passes through Scrutiny, Cabinet and Full Council on an annual basis. The Council also owns a significant number of investment properties, currently valued at £499.4m. It also owns various equity shareholdings. In addition, the Council is responsible for managing the Pension Fund which has net assets of £1.6bn and operates under the Investment Strategy Statement (ISS) set by the Pension Fund Committee.
- (d) The treasury investments are currently generating a forecast return of 0.47% in the current financial year 2020/21. The investment properties are currently generating around 4.35%, net of direct costs (based on 2019/20 return). The latest current inflation rate as measured by CPI is 0.60% (as at December 2020), and this must be accounted for alongside the current total portfolio yield.
- (e) The report we considered, attached as Appendix 5, sets out:
 - the Council's strategic objectives in respect of risk management, and its attitude towards investment risk;
 - current levels of investment activity;
 - an updated Integrated Investment Framework for the Council going forward which seeks to diversify the risk and thus future-proof the Council against possible future economic downturns;
 - actions to be taken in connection with implementing this Framework, if agreed.

We recommend:

That the full Council:

1. Approve and implement the Integrated Investment Framework set out in Appendix 5.
2. Approve that the target for the overall return on Council investments should aspire to match inflation;

3. Approve that the benefits of investing in the Pension Fund should be used as a benchmark when evaluating other investments;
4. Adopt the asset allocation percentages set out in the Framework and work towards achieving these;
5. Agree that the overarching objective of this Framework is to achieve an overall return on Council investments aspiring to match inflation and to reduce costs and liabilities, whilst maintaining adequate cash balances for operational purposes, and not exposing the capital value of investments to unnecessary risk;
6. Approve that investments allocated to out-of-borough property developments should be considered individually and should outweigh the benefits of investing in-borough (which can have a number of non-commercial benefits, e.g., place making) and in a diversified property portfolio (acquisitions will be made out of borough only on an exceptional basis). Individual decisions should be subject to Cabinet Member approval;
7. Approve that the property and alternative asset allocation should focus on in-borough, with out of borough options being explored on an exceptional basis and subject to Cabinet Member approval;
8. Approve the Investment Executive to implement, monitor and report on the investment strategy.

6. Pay Policy 2021-2022

- (a) The Council is required to publish its Pay Policy by 31st March every year.
- (b) The Pay Policy brings together all the Council's existing policies on pay and must include details in relation to: all aspects of Chief Officer's remuneration, increases and additions to remuneration, bonuses, termination payments and remuneration on recruitment. It must also include information about the relationship between the remuneration of its highest paid officer (the Chief Executive) and the median salary of all employees (the "pay multiple").
- (c) The report we received (Appendix 6) proposed two minor changes to the Pay Policy compared to last year. At our meeting we were advised in respect of the first, which related to the government's reforms to public sector exit payments and the cap on payments, that the Government had subsequently withdrawn the legislation following concerns that the cap would have a number of unintended consequences. Therefore, the cap would be disapplied until new legislation is introduced.
- (d) The proposed minor change to the "Rewarding your Contribution" scheme is intended to provide a more equitable distribution of reward amongst staff.
- (e) The Pay Policy as amended, which is attached to the end of this report is recommended for approval.

We recommend:

That the full Council:

Approve the Pay Policy for 2021 – 2022 as revised and attached to the end of this report.

Rachael Robathan, Leader of the Council

Background Papers

Reports and Minutes of Cabinet Meeting: 15 February 2021

Appendix 4 – Summary of Gross, Income and Net Budgets

4a – Budgets by ELT

Net Budgets by ELT

Executive Leadership Team	2020/21 Budget £'m	Corporate Adjustments £'m	Service Specific Pressures £'m	Savings Proposed £'m	Proposed 2021/22 Budget £'m
Adult Social Care	54.705	0.000	0.725	(3.153)	52.277
Children's Services	40.768	0.000	1.979	(2.568)	40.180
Environment and City Management	(5.892)	0.000	18.215	(3.413)	8.910
Finance and Resources	52.715	(9.531)	8.972	(9.829)	42.327
Growth, Planning & Housing (GF)	24.384	0.000	1.678	(2.450)	23.612
Innovation and Change	5.961	0.000	2.777	(0.800)	7.938
Other Corporate Directorates	8.365	0.000	0.360	(0.195)	8.530
Public Health	(1.029)	0.000	0.000	0.000	(1.029)
Sub-Total Net Service Budget	179.977	(9.531)	34.706	(22.408)	182.745
Funded By:					
Settlement Funding Assessment	(120.501)	(0.166)	0.000	0.000	(120.667)
Council Tax Income	(59.477)	(2.601)	0.000	0.000	(62.078)
Sub-Total Core Funding	(179.977)	(2.767)	0.000	0.000	(182.745)
General Fund Balance Budget	(0.000)	(12.258)	34.706	(22.408)	0.000

Gross Budgets by ELT

Executive Leadership Team	2020/21 Budget £'m	Corporate Adjustments £'m	Service Specific Pressures £'m	Savings Proposed £'m	Proposed 2021/22 Budget £'m
Adult Social Care	107.337	0.000	0.725	(3.153)	104.909
Children's Services	145.346	0.000	1.885	(1.798)	145.434
Environment and City Management	132.163	0.000	3.274	(2.453)	132.984
Finance and Resources	114.002	5.759	2.632	(5.580)	116.813
Growth, Planning & Housing (GF)	303.702	0.000	0.764	(1.830)	302.636
Innovation and Change	14.034	0.000	0.000	(0.800)	13.234
Other Corporate Directorates	8.952	0.000	0.360	(0.195)	9.117
Public Health	31.213	0.000	0.000	0.000	31.213
Sub-Total Gross Expenditure	856.749	5.759	9.640	(15.809)	856.340
Core Funding:					
Settlement Funding Assessment	0.000	0.000	0.000	0.000	0.000
Council Tax Income	0.000	0.000	0.000	0.000	0.000
Sub-Total Gross Expenditure	0.000	0.000	0.000	0.000	0.000
Total Gross Expenditure	856.749	5.759	9.640	(15.809)	856.340

Income Budgets by ELT

Executive Leadership Team	2020/21 Budget £'m	Corporate Adjustments £'m	Service Specific Pressures £'m	Savings Proposed £'m	Proposed 2021/22 Budget £'m
Adult Social Care	(52.632)	0.000	0.000	0.000	(52.632)
Children's Services	(104.578)	0.000	0.094	(0.770)	(105.254)
Environment and City Management	(138.055)	0.000	14.941	(0.960)	(124.074)
Finance and Resources	(61.287)	(15.290)	6.340	(4.249)	(74.486)
Growth, Planning & Housing	(279.318)	0.000	0.914	(0.620)	(279.024)
Innovation and Change	(8.073)	0.000	2.777	0.000	(5.296)
Other Corporate Directorates	(0.587)	0.000	0.000	0.000	(0.587)
Public Health	(32.242)	0.000	0.000	0.000	(32.242)
Sub-Total Gross Service Income	(678.772)	(15.290)	25.066	(6.599)	(673.595)
Core Funding:					
Settlement Funding Assessment	(120.501)	(0.166)	0.000	0.000	(120.667)
Council Tax Income	(59.477)	(2.601)	0.000	0.000	(62.078)
Sub-Total Core Funding Income	(179.977)	(2.767)	0.000	0.000	(182.745)
Total Gross Income	(858.749)	(18.057)	25.066	(6.599)	(856.340)

4b – Cabinet Portfolio Budgets

Net Budgets by Cabinet Portfolio

Cabinet Portfolio	2020/21 Budget £'m	Budget Gap £'m	Service Specific Pressures £'m	Savings Proposed £'m	Proposed 2021/22 Budget £'m
Adult Social Care and Public Health	54.003	0.000	0.725	(3.153)	51.575
Business, Licensing and Planning	(0.413)	0.000	1.500	(1.056)	0.031
City Management	(12.882)	0.000	17.031	(1.923)	2.227
Communities and Regeneration	16.138	0.000	0.680	(1.340)	15.478
Finance and Smart City	49.635	(9.531)	9.336	(9.867)	39.573
Housing Services	20.747	0.000	0.678	(1.514)	19.911
Leader of the Council	11.057	0.000	2.777	(1.025)	12.809
Young People and Learning	41.692	0.000	1.979	(2.530)	41.141
Sub-Total Net Budget	179.977	(9.531)	34.706	(22.488)	182.745
Funded By:					
Settlement Funding Assessment	(120.501)	(0.166)	0.000	0.000	(120.667)
Council Tax Income	(59.477)	(2.601)	0.000	0.000	(62.078)
Sub-Total Core Funding	(179.977)	(2.767)	0.000	0.000	(182.745)
General Fund Balance Budget	0.000	(12.298)	34.706	(22.488)	0.000

Gross Budgets by Cabinet Portfolio

Cabinet Portfolio	2020/21 Budget £'m	Budget Gap £'m	Service Specific Pressures £'m	Savings Proposed £'m	Proposed 2021/22 Budget £'m
Adult Social Care and Public Health	139.630	0.000	0.725	(3.153)	137.202
Business, Licensing and Planning	25.050	0.000	0.000	(0.436)	24.614
City Management	115.647	0.000	3.160	(1.463)	117.345
Communities and Regeneration	19.484	0.000	0.360	(0.990)	18.854
Finance and Smart City	110.284	5.759	3.166	(6.137)	113.073
Housing Services	282.608	0.000	0.350	(1.250)	281.708
Leader of the Council	18.052	0.000	0.000	(1.025)	17.027
Young People and Learning	145.994	0.000	1.879	(1.355)	146.518
Sub-Total Gross Expenditure	856.749	5.759	9.640	(15.899)	856.340
Core Funding:					
Settlement Funding Assessment	0.000	0.000	0.000	0.000	0.000
Council Tax Income	0.000	0.000	0.000	0.000	0.000
Sub-Total Gross Expenditure	0.000	0.000	0.000	0.000	0.000
Total Gross Expenditure	856.749	5.759	9.640	(15.899)	856.340

Income Budgets by Cabinet Portfolio

Cabinet Portfolio	2020/21 Budget £'m	Budget Gap £'m	Service Specific Pressures £'m	Savings Proposed £'m	Proposed 2021/22 Budget £'m
Adult Social Care and Public Health	(85.627)	0.000	0.000	0.000	(85.627)
Business, Licensing and Planning	(25.463)	0.000	1.500	(0.620)	(24.583)
City Management	(128.529)	0.000	13.871	(0.460)	(115.118)
Communities and Regeneration	(3.346)	0.000	0.320	(0.350)	(3.376)
Finance and Smart City	(60.650)	(15.290)	6.170	(3.730)	(73.500)
Housing Services	(261.861)	0.000	0.328	(0.264)	(261.797)
Leader of the Council	(6.995)	0.000	2.777	0.000	(4.218)
Young People and Learning	(104.302)	0.000	0.100	(1.175)	(105.377)
Sub-Total Gross Service Income	(876.772)	(15.290)	25.066	(6.599)	(875.595)
Core Funding:					
Settlement Funding Assessment	(120.501)	(0.166)	0.000	0.000	(120.667)
Council Tax Income	(59.477)	(2.601)	0.000	0.000	(62.078)
Sub-Total Core Funding Income	(179.977)	(2.767)	0.000	0.000	(182.745)
Total Gross Income	(896.749)	(18.057)	25.066	(6.599)	(898.340)

Appendix 6 – Council Tax Resolution

The Council is recommended to resolve as follows:

1. It should be noted that on the 20 January 2021, the Council calculated the Council Tax Base for 2021/22:
 - a) For the whole Council area as 133,817.98 [Item T in the formula in Section 31B of the Local Government Finance Act 1992, as amended (the “Act”); and
 - b) For dwellings in the Montpelier Square area as 100.40
2. For dwellings in the Queen’s Park Community Council area as 3,514.63
3. Calculate that the Council Tax Requirement for the Council’s own purposes for 2021/22 (excluding Special Expenses) is £62,078,160.92
4. That the following amounts be calculated for the year 2021/22 in accordance with Sections 31 to 36 of the Act:
 - a) 856,339,500 being the aggregate of the amounts which the Council estimates for the items set out in Section 31A(2) of the Act taking into account all precepts issued to it.
 - b) £794,198,938 being the aggregate amounts which the Council estimates for items set out in Section 31A(3) of the Act.
 - c) £62,140,562 being the amount by which the aggregate at 3(a) above exceeds the aggregate at 3(b) above, calculated by the Council in accordance with Section 31A(4) of the Act as its Council Tax Requirement for the year (Item R in the formula in Section 31B of the Act).
 - d) £464.37 being the amount at 3(c) above (Item R) all divided by Item T (1(a) above), calculated by the Council in accordance with Section 31B of the Act, as the Basic Amount of its Council Tax for the year (including Special Amounts)
 - e) £62,400 being the amount of the Montpelier Square Garden Committee special item referred to in Section 34(1) of the Act.
 - f) £463.90 being the amount at 3(d) above less the result given by dividing the amount at 3(e) above by Item T (1(a) above), calculated by the Council, in accordance with Section 34(2) of the Act, as the basic amount of the Council Tax for the year for those dwellings in those parts of the area to which no special item relates.
4. To note that the Greater London Authority have issued a precept to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each category of dwelling in the Council’s area as indicated in the table below:

Band	2021-22	2020-21	Change
Band A	£242.44	£221.38	£21.06
Band B	£282.85	£258.28	£24.57
Band C	£323.25	£295.17	£28.08
Band D	£363.66	£332.07	£31.59
Band E	£444.47	£405.86	£38.61
Band F	£525.29	£479.66	£45.63
Band G	£606.10	£553.45	£52.65
Band H	£727.32	£664.14	£63.18

Please note, the 1.99% is on the 2020-21 non police element (not the total) which is £1.59 – plus there is a separate £15 for police (a national PCC limit) and another £15 for under 18 and 60+ concessions which increases the current rate by £31.59.

5. To note that the Queen's Park Community Council have issued a precept to the Council in accordance with Section 40 of the Local Government Finance Act 1992 for each category of dwelling in the Queen's Park Community Council area as indicated in the table below:

Ratio	Band	Queen's Park Community Council Rate (£)
6	A	31.54
7	B	36.80
8	C	42.05
9	D	47.31
11	E	57.82
13	F	68.34
15	G	78.85
18	H	94.62

6. To note that the Montpelier Square Garden Committee Special Expense for each category of dwelling as indicated in the table below:

Ratio	Band	Montpelier Square Garden Committee Rate (£)
6	A	414.35
7	B	483.40
8	C	552.46
9	D	621.52
11	E	759.64
13	F	897.75
15	G	1035.87
18	H	1243.04

7. That the Council, in accordance with Sections 30 and 36 of the Local Government Finance Act 1992 hereby sets the aggregate amounts shown in the tables below as the amounts of Council Tax for 2021/22 for each part of its area and for each category of dwellings:

Including Westminster City Council element

Ratio	Band	Queen's Park Community Council Rate (£)
6	A	340.81
7	B	397.61
8	C	454.41
9	D	511.21
11	E	624.81
13	F	738.42
15	G	852.02
18	H	1022.42

Ratio	Band	Montpelier Square Garden Committee Rate (£)
6	A	723.62
7	B	844.21
8	C	964.82
9	D	1085.42
11	E	1326.63
13	F	1567.83
15	G	1809.04
18	H	2170.84

Ratio	Band	Rest of the City of Westminster rate (£)
6	A	309.27
7	B	360.81
8	C	412.36
9	D	463.90
11	E	566.99
13	F	670.08
15	G	773.17
18	H	927.80

Including Westminster City Council and GLA element

Ratio	Band	Queen's Park Community Council Rate (£)
6	A	583.25
7	B	680.46
8	C	777.66
9	D	874.87
11	E	1069.28
13	F	1263.71
15	G	1458.12
18	H	1749.74

Ratio	Band	Montpelier Square Garden Committee Rate (£)
6	A	966.06
7	B	1127.06
8	C	1288.07
9	D	1449.08
11	E	1771.10
13	F	2093.12
15	G	2415.14
18	H	2898.16

Ratio	Band	Rest of the City of Westminster rate (£)
6	A	551.71
7	B	643.66
8	C	735.61
9	D	827.56
11	E	1011.46
13	F	1195.37
15	G	1379.27
18	H	1655.12

8. That the Section 151 Officer be authorised to collect (and disperse from the relevant accounts) the Council Tax and the National Non-Domestic Rate and that whenever the office of the Section 151 Officer is vacant or the holder thereof is for any reason unable to act, the Chief Executive or such other authorised post-holder be authorised to act as before said in his stead.

9. That notice of amounts of Council Tax be published.

10. That the Council does not adopt a special instalment scheme for Council tenants.

11. That the Council offers as standard the following patterns for Council Tax and National Non-Domestic Rate: payment by 1, 2, 4, 10 or 12 instalments and that delegated officers have discretion to enter into other agreements that facilitate the collection of Council Tax and National Non-Domestic Rate.

12. That the Council does not offer payment discounts to Council Taxpayers.

13. That the Council resolve to charge owners for Council Tax in all classes of chargeable dwellings prescribed for the purposes of Section 8 of the Act.

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Westminster City Council Pay Policy 2021- 2022

Introduction

Westminster City Council's (the Council) Pay Policy is published in line with the Localism Act 2011, Section 38 (1) which requires all Local Authorities in England and Wales to publish their Pay Policy annually, at the start of each financial year.

The Council's Pay Policy is presented to full Council for approval on 3rd March 2021. It brings together the Council's approach to pay and remuneration¹ which was approved by Cabinet on 27th August 2008 and is detailed in various Council policies. It is published on the Council's [website](#).

We are committed to diversity and inclusion, celebrating and recognising the contribution of all our people in a fair and transparent way and we will comply with all relevant employment legislation related to pay and remuneration. This includes but is not limited to the Equality Act (2010) and the Part-time Workers (Prevention of Less Favourable Treatment) Regulations (2000).

The Council publishes salaries of Chief Officers and senior staff earning over £68,346 (FTE) and above on the Council's [website](#) in line with Local Government Transparency Code 2015.

Under the Equality Act 2010 (Gender Pay Gap Information) Regulations 2017, mandatory gender pay reporting is required of all employers with over 250 employees from March 2018. The gender pay gap is a measure of the difference between men's and women's average earnings across the organisation. It is expressed as a % of men's earnings.

The gender and BAME pay gap data for Westminster City Council as at 31st March 2020 will be published on the Council's [website](#), where currently is published the report true to 31st March 2019. The 2019 report show a mean gender pay gap of 7% and a median gender pay gap of 11.8%. In 2019 the Council also published detail of its BAME pay gaps, showing the difference between BAME and White employees pay as a percentage of White employees' pay. This shows a mean BAME pay gap of 15.5% and a median BAME pay gap of 13.1%.

Background

The Council implemented a Broad Band pay structure in 2008, the purpose of which is to provide one simplified pay structure from the top to the bottom of the organisation. The pay structure focuses on rewarding added value and supporting business aims. It does not reward time served in post i.e. there is no guaranteed incremental progression. All progression is based on exceeding performance targets.

Notes

¹ Excluding some employees in Schools, JNC Youth Workers, Public Health and City West Homes staff that TUPE transferred into the Council and Soulbury staff.

The Broad Band pay structure provides clarity and transparency on the levels within the organisation and applies to all staff employed by the Council with the exception of: schools support staff (except where the governing body has adopted the broad band structure), JNC Youth Workers, Public Health and former City West Homes staff who TUPE transferred into the Council and Soulbury staff.

The Council recognises the need to attract, recruit and retain the best staff in highly skilled or specialist work areas, where posts are hard to fill. It is accepted that our central London location and the occasional limited availability of quality personnel in certain professions, means that in exceptional circumstances it is difficult to recruit to key posts on the salary for the grade of the post. Where there is a genuine requirement, a Market Based Salary Supplement reflecting the difference between WCC salary and market pay rates is paid as a time bound and non-contractual addition to salary.

The Broad Band Pay Structure

There is one Broad Band pay structure from the top to the bottom of the organisation. There are 7 Broad Bands with 7 pay steps in each band. Band 1 is the lowest and Band 7 is the highest. The band of a post is determined through job evaluation.

The pay levels in the Broad Bands are generally reviewed annually in line with the National Joint Council for Local Government Services (NJC) and the Greater London Provincial Council (GLPC).

Definition of Chief Officer

The term “Chief Officer” for the purposes of this Pay Policy includes the following positions:

- The Chief Executive
- All Executive Leadership Team (ELT) Directors*
- All Directors / Deputy Director, Heads of Services

*all of whom meet the definition of either Statutory or Non-Statutory Chief Officers or Deputy Chief Officers as specified under Part 1, Section 2 (para’s 6-8) of the Local Government and Housing Act 1989, (LGHA) e.g.

“Non-Statutory Chief Officer” means,

- (a) a person for whom the head of the authority’s paid service is directly responsible;
- (b) a person who, as respects all or most of the duties of their post, is required to report directly or is directly accountable to the head of the authority’s paid service; and
- (c) any person who, as respects all or most of the duties of their post, is required to report directly or is directly accountable to the local authority themselves or any committee or sub-committee of the authority.

“Deputy Chief Officer” means, subject to the following provisions of this Section, a person who, as respects all or most of the duties of their post, is

required to report directly to one or more of the statutory or non-statutory Chief Officers.

For the purposes of this Pay Policy only, managers below Deputy Director and Head of Service levels, who as a result of changes in the structure, now report to a Chief Officer as defined above are not classified as Deputy Chief Officers.

Pay accountability

Salary packages on appointment which exceed £100,000

All posts, including those which exceed a salary package² of £100,000, are appointed within a pay band and structure where the principles of reward and remuneration have been previously agreed by full Council. Therefore any new appointments are not subject to full Council consideration.

Severance payments which exceed £100,000

Employees are contractually entitled to be paid in line with the Council's Redundancy Compensation policy if they are made redundant. If a proposed severance payment exceeds more than £100,000 (excluding the capital cost of pension entitlement) and this is higher than the employee's contractual entitlement, which includes accrued and untaken holiday, then the approval of full Council will be sought before an offer is made to the employee.

Chief Officer Remuneration

Chief Executive (Head of Paid Service)

The Chief Executive was paid a spot salary of £211,722 per annum as at 31st March 2020.

The Chief Executive undertakes the role of Returning Officer. A Returning Officer **may** recover their charges for services and expenses provided they were necessarily rendered or incurred for the efficient and effective conduct of the election and the total does not exceed the overall maximum recoverable amount specified by the Secretary of State in an order.

Posts which exceed a salary package of £100,000

- Directors (Executive Leadership Team) are paid at Band 6 / 7³. The basic salary range for Band 6 is £104,685 - £144,582 and for Band 7 is £148,065 - £204,273.
- Deputy Directors / Heads of Services are paid at Band 5 / 6. The basic salary range for Band 5 is £68,346 - £95,916.

Notes

² Including basic salary and professional fees, PHI and lease car contributions where applicable but excluding pension contributions in accordance with the Local Government Pension Scheme regulations.

³ Broad Band salary figures in the document are as at 1st April 2020 unless otherwise stated.

Benefits

All Chief Officers are entitled to the following benefits:

- Private Health Insurance
- Reimbursement of the payment of one professional membership fee relevant to the proper performance of duties (available to all staff)
- Up to £234 per month contribution to contract car hire (not available for any Chief Officer appointment made after 1st December 2011).

There is no cash alternative to the above benefits.

Rewarding your contribution

This scheme enables managers to acknowledge exceptional contribution with a one off reward that can be made at any time and, for best effect, as close to the event as possible.

Employees are eligible for one payment per year only.

All employees, including Chief Officers, can be awarded a Rewarding Your Contribution fixed payment of either £1,000 or £2,000, paid in a lump sum.

Amounts should not be linked to the individual's salary band or step. Therefore, it is expected that employees at all bands could be awarded either sum as appropriate in each individual case.

Additional Allowances

All Chief Officers are expected to work such hours as are required for the efficient performance of their duties. There are no other additional elements of remuneration in respect of overtime or premium payments (e.g. bank holiday working, stand by arrangements etc). There are no additional allowances in respect of the roles of:

- Monitoring Officer
- Section 151 Officer

General Remuneration Principles Applying to Remuneration of Chief Officers and Employees

Recruitment

On recruitment individuals will be placed on the appropriate step salary within the evaluated grade for the job. In order to recruit high quality staff a relocation package may be offered where necessary and where this would be considered cost effective. When recruiting and appointing to a Chief Officer post, the starting salary offered must be within the target salary and cannot exceed this apart from in exceptional cases where the Executive Director or Chief Executive has authorised this. Where an interim is required to cover a Chief Officer role, a Temporary Agency Contractor may be engaged in line

with the requirements of the Council's Procurement and Contracts Code, rather than the use of a Contract for Services.

Broad Band Pay Progression

There is no automatic time served incremental progression. All progression is based on performance and increased contribution. Any pay progression cannot exceed the maximum of the relevant band.

The Council does not apply performance related pay.

Termination of Employment

On termination of employment with the Council, the Council's policy applies to all Chief Officers. Individuals will only receive compensation:

- where appropriate and relevant (e.g. redundancy compensation)
- in line with the Council's Redundancy and Redundancy Compensation Policy
- which complies with the specific terms of a settlement agreement, which will take into account the Council's contractual and legal obligations, the need to manage an exit effectively, risks to the Council and the commercial business case.

Redundancy Compensation

Statutory Redundancy Pay (SRP)

Statutory redundancy entitlement is payable if an employee has 2 years' service with an employer. It is calculated as follows:

For each complete year of service (subject to a 20-year maximum) depending on age:

- Service accrued up to age 21: a half week's pay
- Service accrued between age 22 to 40: one week's pay
- Service accrued at age 41 and over: one and a half week's pay

There is a cap on the maximum weeks' pay used and the current amount can be found [here](#).

Initial Compensation Payment (ICP)

ICP is the discretionary redundancy compensation payment the Council makes to employees whose employment is terminated due to redundancy or in the efficiencies of the service who have at least 2 year's continuous service with the Council on their last day of service. It includes and is usually more than SRP. ICP will only be paid to an employee if they do not exercise their entitlement, if over 55, to have a payment made into their pension fund for the waiving of reductions.

ICP will be payable subject to statutory limits of 66 weeks pay maximum and based on no more than annual equivalent pay of £80,000 and will always be equal to or more than the SRP.

ICP is calculated as follows:

- (A) completed years of continuous local government service
- (B) weeks pay (actual but excluding overtime and honorariums)
- (C) multiplying factor of 1.5
- $(A) \times (B) \times (C) = \text{ICP}$

The statutory maximum weeks' pay (which can be found [here](#)), is used where this is higher than actual weekly pay for full time staff (it is pro rata for part time staff).

Re-employment

The decision to re-employ a previous employee, who has been made redundant by the Council (and on termination of employment received a redundancy compensation payment), will be made on merit.

The Council will not engage such an individual under a Contract for Services.

Remuneration of the Lowest Paid Employees

The Council's definition of the lowest paid employee excludes staff based outside London. Employees on Band 1 Step 1 are defined as the Council's lowest paid employees. The full time equivalent annual basic salary of this Step in 2020-21 was £22,608. The Chief Executive's total pay (as at 1st April 2020) was £217,545, which was 9.6 times the lowest salary.

London Living Wage

In November 2020 the London Living Wage has increased to £10.85. The council's minimum full time equivalent hourly rate of pay to its employees (excluding apprentices) as of 1st April 2020 was £12.04, which exceeds the current LLW.

All London based apprentices are now paid the London Living Wage, whilst those based outside London are paid at a level above the National Living Wage for their age.

Pay Multiple

The Local Government Transparency Code (2015), states that local authorities should publish their pay multiple. This is defined as the ratio between the highest paid salary and the median salary of the workforce. The Council's pay multiple (using total pay⁴) as at 31st March 2020 was 5.7 i.e. the Chief Executive, who had the highest total pay as at 31st March 2020

Notes

⁴ Total pay is the sum of full time equivalent basic salary plus actual amounts received for the reimbursement of professional fees, market based salary supplements, honorariums and shift allowances where claimed up to 31st March 2019. Pension contributions are excluded. Total pay for senior management and the Chief Executive also includes, car lease contributions and the value of Private Health Insurance premiums where taken. All payments have been made in line with Council policy and were pro-rated if applicable.

(£211,722) earned 5.7 times more than the Council's median full time equivalent total salary of £37,413. The median FTE total salary has decreased by 0.9% (£354) from last year, when it was £37,767.

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Appendix A (ii) - Capital Programme 2020/21 to 2025/26, Forecast Position for 2020/21 and future years' forecasts summarised up to 2034/35 by Cabinet Portfolio

	2020/21			2021/22			2022/23			2023/24			2024/25			2025/26			Future Years			Grand Total		
	Spend	External Fundine Total	Net Total	Spend	External Fundine Total	Net Total	Spend	External Fundine Total	Net Total	Spend	External Fundine Total	Net Total	Spend	External Fundine Total	Net Total	Spend	External Fundine Total	Net Total	Spend	External Fundine Total	Net Total	Spend	External Fundine Total	Net Total
ASC CARE INFORMATION EXCHANGE ENHANCEMENT PROJECT	-	-	-	100	-	100	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	100	-	100
BARNARD/FLOREY LODGES	181	(181)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	381	(181)	200
FRAMEWORKING UPGRADE TO CARE MANAGEMENT SYSTEM	100	(100)	-	529	(529)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	629	(629)	-
HEALTH INTEGRATION	200	(200)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	200	(200)	-
MOBIE WORKING	70	(70)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	70	(70)	-
PEOPLE FIRST WEBSITE	44	(44)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	44	(44)	-
DISABLED FACILITY GRANTS (DFG)	1,524	(1,524)	-	1,524	(1,524)	-	1,524	(1,524)	-	1,524	(1,524)	-	1,524	(1,524)	-	1,524	(1,524)	-	-	-	-	9,144	(9,144)	-
BEACHCROFT	2,768	-	2,768	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2,768	-	2,768
Adult Social Care & Public Health TOTAL	4,887	(2,119)	2,768	2,353	(2,053)	300	1,524	(1,524)	-	1,524	(1,524)	-	1,524	(1,524)	-	1,524	(1,524)	-	-	-	-	13,336	(10,248)	3,088
HARROW ROAD PLACE PLAN	900	(450)	450	1,100	(450)	650	600	-	600	-	-	-	-	-	-	-	-	-	-	-	-	2,600	(900)	1,700
NHB PLACES OF WORK	150	-	150	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	150	(150)	-
OPEN SPACES, GREENER PLACES	200	(150)	150	175	-	175	175	-	175	175	-	175	175	-	175	175	-	175	-	-	-	1,075	(25)	1,050
OXFORD STREET DISTRICT	500	-	500	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	500	-	500
PADDINGTON PLACE PLAN	1,486	-	1,486	514	-	514	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2,000	-	2,000
PIMLICO PLACE STRATEGY	-	-	-	1,590	-	1,590	500	-	500	-	-	-	-	-	-	-	-	-	-	-	-	2,090	-	2,090
RIVERFRONT – NORTH BANK AND THAMES PATH 2	700	-	700	1,091	-	1,091	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,791	-	1,791
SOHO PLACE PLAN	1,000	-	1,000	450	-	450	450	-	450	-	-	-	-	-	-	-	-	-	-	-	-	1,900	-	1,900
STIMULATING THE ECONOMY	2,806	(722)	2,084	3,450	(450)	3,000	4,250	(450)	3,800	3,796	-	3,796	-	-	-	-	-	-	-	-	-	14,302	(1,622)	12,680
STRAND ALDWYCH	2,963	-	2,963	9,902	-	9,902	7,902	-	7,902	1,000	-	1,000	5,000	-	5,000	4,000	-	4,000	-	-	-	30,767	-	30,767
STREET MARKETS STRATEGY INFRASTRUCTURE I	135	-	135	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	135	-	135
VICTORIA PLACE PLAN	310	-	310	1,150	-	1,150	650	-	650	-	-	-	-	-	-	-	-	-	-	-	-	2,110	-	2,110
WALTERTON & ELGIN COMMUNITY HOMES OPEN SPACE	96	-	96	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	96	-	96
CONNECT WESTMINSTER BROADBAND	1,258	(629)	629	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,258	(629)	629
WEST END PARTNERSHIP	400	-	400	500	-	500	450	-	450	225	-	225	-	-	-	-	-	-	-	-	-	1,575	-	1,575
Business, Licensing & Planning TOTAL	12,904	(1,976)	10,928	19,922	(900)	19,022	14,977	(450)	14,527	5,196	-	5,196	5,175	-	5,175	4,175	-	4,175	-	-	-	62,349	(3,326)	59,023
ALTERATIONS TO ORCHARDSON STREET OFFICES FOR CHILDREN'S SERVICES	-	-	-	500	-	500	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	500	-	500
BARROW HILL ACCESS AND SAFEGUARDING	39	(39)	-	31	(31)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	70	(70)	-
BESSBOROUGH STREET FAMILY HUB UPGRADES AND AIR CONDITIONING	-	-	-	150	-	150	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	150	-	150
CARE'S EXTENSIONS FUNDING (LOOKED AFTER CHILDREN)	-	-	-	25	-	25	25	-	25	25	-	25	25	-	25	25	-	25	-	-	-	100	-	100
CCTV – LIBRARIES & LEISURE	38	-	38	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	38	-	38
EDWARD WILSON ASD & INTERNAL BUILDING RESTRUCTURE	50	(50)	-	250	(250)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	300	(300)	-
GATEWAY REMODEL ASD	19	(19)	-	11	(11)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	30	(30)	-
HALLFIELD SCHOOL - INCLUDING ELECTRICAL RE-WIRE	1,287	(1,287)	-	1,755	(1,755)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3,042	(3,042)	-
KING SOLOMON ACADEMY EXPANSION	1,973	(1,973)	-	5,589	(5,589)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	7,562	(7,562)	-
LIBRARIES 6 YEAR DECORATING PROGRAMME	2,019	-	2,019	500	-	500	500	-	500	500	-	500	500	-	500	4,019	-	4,019	-	-	-	-	-	4,019
LIBRARIES IT	200	-	200	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	200	-	200
LOANABLE LIBRARY TABLETS SOLUTION	50	-	50	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	50	-	50
OLD MARYLEBONE TOWN HALL ROLLING REDECORATION PROGRAMME	135	-	135	20	-	20	71	-	71	76	-	76	77	-	77	379	-	379	-	-	-	-	-	379
PORTMAN REMODEL	1,476	(552)	924	1,302	(487)	815	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2,778	(1,039)	1,739
QUEEN ELIZABETH II ASD CLASS BUILD PROVISION	250	(250)	-	250	(250)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	500	(500)	-
REACTIVE CAPITALISED MAINTENANCE	500	-	500	-	-	-	500	-	500	500	-	500	500	-	500	2,000	-	2,000	-	-	-	-	-	2,000
REMODELING OF EARLY HELP/ CHILDREN'S CENTRES	250	-	250	250	-	250	250	-	250	-	-	-	-	-	-	750	-	750	-	-	-	-	-	750
ROBINFIELD ASD PROVISION	17	(17)	-	33	(33)	-	-	-	-	-	-	-	-	-	-	50	-	50	-	-	-	-	-	50
SAFEGUARDING FOR COMMUNITY PRIMARY SCHOOLS	-	-	-	800	(800)	-	300	-	(300)	-	-	-	-	-	-	1,100	-	(1,100)	-	-	-	-	-	-
SCHOOL DEVELOPMENT CAPITAL PROJECTS	-	-	-	1,500	(1,500)	-	1,000	-	(1,000)	-	-	-	-	-	-	3,500	-	(3,500)	-	-	-	-	-	-
SCHOOLS MINOR WORKS	1,600	(1,600)	-	400	(400)	-	400	-	(400)	400	-	(400)	400	-	(400)	400	-	(400)	-	-	-	-	-	-
SOCIAL CARE SYSTEM REPRODUCTION	600	-	600	200	-	200	200	-	200	-	-	-	-	-	-	1,000	-	-	-	-	-	-	-	1,000
SOLAR PILOT	-	-	-	410	(410)	-	-	-	-	-	-	-	-	-	-	410	-	(410)	-	-	-	-	-	-
ST GEORGE'S SCHOOL EXPANSION	150	(150)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	150	(150)	-
ST MARYLEBONE BRIDGE SPECIAL SCHOOL	3,313	(2,575)	737	7,938	(6,541)	1,397	-	-	-	-	-	-	-	-	-	11,251	-	(9,116)	-	-	-	-	-	2,134
TRESHAM DISABLED RESOURCE CENTRE PHASE 2	-	-	-	50	(50)	-	-	-	-	-	-	-	-	-	-	50	-	(50)	-	-	-	-	-	-
WINDMILL ASD CENTRE AT MILLBANK SCHOOL	333	(333)	-	417	(417)	-	-	-	-	-	-	-	-	-	-	750	-	(750)	-	-	-	-	-	-
Young People and Learning TOTAL	14,299	(8,845)	5,453	22,881	(18,324)	4,357	3,246	(1,700)	1,546	2,501	(1,400)	1,101	1,002	(400)	602	400	(400)	-	-	-	-	44,329	(31,249)	13,059
ACCESSIBILITY PROGRAMME - ACCESS & INCLUSION	-	-	-	628	-	628	1,009	-	1,009	650	-	650	650	-	650	650	-	650	-	-	-	3,587	-	3,587
BUSINESS INTELLIGENCE & DATA ANALYTICS	134	-	134	166	-	166	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	300	-	300
CAPITALISATION OF EMPLOYEE COSTS	832	-	832	857	-	857	883	-	883	909	-	909	936	-	936	965	-	965	-	-	-	5,382	-	5,382
PROJECTS FUNDED BY COMMUNITY INFRASTRUCTURE LEVY	-	-	-	-	-	-	1,000	-	(1,000)	1,000	-	(1,000)	1,000	-	(1,000)	1,000	-	(1,000)	-	9,000	(9,000)	-	-	-
CLOUD MOVE	-	-	-	750	-	750	100	-	100	-	-	-	-	-	-	-	-	-	-	-	-	850	-	850
CORONERS COURT IMPROVEMENTS	500	-	500	1,800	-	1,800	700	-	700	-	-	-	-	-	-	-	-	-	-	-	-	3,000	-	3,000
CORPORATE CONTINGENCY	-	-	-	2,028	-	2,028	13,485	-	13,485	15,358	-													

	2020/21			2021/22			2022/23			2023/24			2024/25			2025/26			Future Years			Grand Total		
	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total
BOW STREET MAGISTRATES COURT	352	(352)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	352	(352)	-
BURLINGTON GARDENS PUBLIC REALM	1,200	(1,200)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,200	(1,200)	-
BUS STOP ACCESSIBILITY	-	-	-	200	-	200	200	(200)	-	200	(200)	-	200	(200)	-	200	(200)	-	-	-	-	1,000	(800)	200
CAPITAL REFURBISHMENTS	-	-	-	150	-	150	335	-	335	-	-	-	-	-	-	-	-	-	-	-	-	485	-	485
CEMETERIES BOUNDARY FENCING	-	-	-	77	-	77	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	77	-	77
CEMETERIES INFRASTRUCTURE	114	-	114	110	-	110	110	-	110	110	-	110	70	-	70	70	-	70	-	-	-	584	-	584
CENTRAL LONDON CYCLE GRID IN WESTMINSTER	-	-	-	1,000	(1,000)	-	1,000	(1,000)	-	1,000	(1,000)	-	-	-	-	-	-	-	-	-	-	3,000	(3,000)	-
CEREMONIAL STREETS/SCAPE 1	4,623	(4,623)	-	5,703	(5,703)	-	5,703	-	-	-	-	-	-	-	-	-	-	-	-	-	-	10,326	(10,326)	-
CEREMONIAL STREETS/SCAPE 2	650	(650)	-	1,000	(3,000)	-	1,000	(1,000)	-	-	-	-	-	-	-	-	-	-	-	-	-	4,650	(4,650)	-
CHRISTCHURCH GARDENS LANDSCAPE ENHANCEMENTS	1,658	(1,658)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,658	(1,658)	-
COMMERCIAL WASTE CONTAINERS	52	-	52	40	-	40	40	-	40	40	-	40	40	-	40	40	-	40	-	-	-	252	-	252
CONNAUGHT VILLAGE GREEN	-	-	-	500	(500)	-	1,271	(1,271)	-	-	-	-	-	-	-	-	-	-	-	-	-	1,771	(1,771)	-
COVENT GARDEN LOW TRAFFIC NEIGHBOURHOOD	-	-	-	368	-	368	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	368	-	368
COVENTRY STREET AND HAYMARKET SAFETY SCHEME/PUBLIC REALM	-	-	-	300	-	300	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	300	-	300
CYCLE PARKING 2021/22	-	-	-	250	-	250	250	-	250	250	-	250	250	-	250	250	-	250	-	-	-	1,250	-	1,250
DEEP DRAINAGE	-	-	-	400	-	400	400	-	400	-	-	-	-	-	-	-	-	-	-	-	-	800	-	800
DRAINAGE SURVEY INFRASTRUCTURE	-	-	-	678	-	678	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,356	-	1,356
DUKE STREET - SELFDRIDGES	69	(69)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	69	(69)	-
ELECTRIC VEHICLE CHARGING INFRASTRUCTURE	1,250	(200)	1,050	1,685	(200)	1,485	2,290	-	2,290	3,154	-	3,154	4,311	-	4,311	12,690	-	4,311	-	-	-	12,690	(400)	12,290
ELIZABETH STREET DIAGONAL CROSSING	-	-	-	275	(275)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	275	(275)	-
FOLDING BIKE HIRE STATIONS	-	-	-	225	-	225	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	225	-	225
FOOD WASTE CONTAINERS	-	-	-	250	-	250	250	-	250	-	-	-	-	-	-	-	-	-	-	-	-	500	-	500
FREIGHT & SERVICING ACTION PLAN	-	-	-	150	-	150	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	150	-	150
GENERAL DEVELOPER SCHEMES	5,122	(5,122)	-	6,000	(6,000)	-	5,000	(5,000)	-	5,000	(5,000)	-	5,000	(5,000)	-	5,000	(5,000)	-	-	-	-	31,122	(31,122)	-
GOLDEN JUBILEE FOOTBRIDGES LIFT REFURBISHMENT	65	-	65	1,500	-	1,500	535	-	535	-	-	-	-	-	-	-	-	-	-	-	-	2,100	-	2,100
GREAT SCOTLAND YARD	18	-	18	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	18	-	18
GROSVENOR PLACE 1-5	-	-	-	1,270	(1,270)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,270	(1,270)	-
GROSVENOR SQUARE REALM SCHEME	400	(400)	-	700	(700)	-	8,000	(8,000)	-	5,000	(2,500)	2,500	-	-	-	-	-	-	-	-	-	14,100	(11,600)	2,500
HANOVER SQUARE PUBLIC REALM SCHEME	2,775	(2,775)	-	2,775	(2,775)	-	3,000	(3,000)	-	2,000	(2,000)	-	-	-	-	-	-	-	-	-	-	10,550	(10,550)	-
HARROW ROAD LABROCKE GROVE JUNCTION IMPROVEMENT	657	-	657	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	657	-	657
HEALTH AND WELLBEING PROJECTS	1,110	-	1,110	250	(100)	150	250	(100)	150	250	(100)	150	250	(100)	150	250	(100)	150	-	-	-	2,360	(500)	1,860
HIGHWAYS BUILDOUTS FOR TREES	500	-	500	1,000	-	1,000	1,000	-	1,000	-	-	-	-	-	-	-	-	-	-	-	-	2,500	-	2,500
HIGHWAYS INNOVATION	750	-	750	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	750	-	750
HS2 HIGH SPEED RAIL MITIGATIONS SCHEMES 2021/22	50	(50)	-	100	(100)	-	1,000	(1,000)	-	410	(410)	-	-	-	-	-	-	-	-	-	-	1,560	(1,560)	-
HOSTILE VEHICLE MITIGATION COVENT GARDEN	1,500	(1,500)	-	2,340	(2,340)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3,840	(3,840)	-
HYDE PARK WARD PEDESTRIAN IMPROV	578	(578)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	578	(578)	-
ISOLATED KITCHES - INDEPENDENT MARKET TRADER BOLLARDS	482	-	482	380	-	380	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	862	-	862
LED LIGHTING ROLLOUT	2,664	-	2,664	1,870	-	1,870	1,870	-	1,870	-	-	-	-	-	-	-	-	-	-	-	-	6,404	-	6,404
LEGIBLE LONDON - WAYFINDING ASSETS	-	-	-	50	-	50	50	-	50	-	-	-	-	-	-	-	-	-	-	-	-	100	-	100
LIGHTING-CHERISHED COLUMN REPLACEMENT	77	-	77	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	77	-	77
LOAD TESTING	51	-	51	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	51	-	51
LOCAL SAFETY SCHEMES - VARIOUS	2,036	(50)	1,986	1,200	-	1,200	1,200	(800)	400	1,300	(800)	500	1,400	(800)	600	1,400	(800)	600	-	-	-	8,336	(3,250)	5,286
LORD HILLS & WESTBOURNE TERRACE PEDESTRIAN SUBWAY INFILLING	-	-	-	675	-	675	200	-	200	-	-	-	-	-	-	-	-	-	-	-	-	875	-	875
LOW CARBON STREETS	-	-	-	400	-	400	400	-	400	-	-	-	-	-	-	-	-	-	-	-	-	800	-	800
LOCAL SAFETY SCHEME THAYER STREET & GEORGE STREET	-	-	-	300	-	300	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	300	-	300
MAIN FLEET REPLACEMENT PROGRAMME	-	-	-	-	-	-	42,000	-	42,000	-	-	-	-	-	-	-	-	-	-	-	-	42,000	-	42,000
MARKET ELECTRICAL SUPPLY IMPROVEMENTS	464	-	464	270	-	270	230	-	230	-	-	-	-	-	-	-	-	-	-	-	-	964	-	964
NEAT STREETS II	-	-	-	350	-	350	350	-	350	350	-	350	-	-	-	1,050	-	1,050	-	-	-	1,050	-	1,050
NEWPORT PLACE	400	(400)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	400	(400)	-
NORTH WHARF GARDENS SITE II	198	(198)	-	200	(200)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	398	(398)	-
OLD BURLINGTON STREET PUBLIC REALM	-	-	-	900	(900)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	900	(900)	-
OPEN SPACES STRATEGY	108	-	108	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	108	-	108
PADDINGTON & HYDE PARK ESTATE LOW TRAFFIC NEIGHBOURHOOD	350	(350)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	350	(350)	-
PADDINGTON GREEN SCHOOL MULTI-USE GAMES AREA	-	-	-	113	-	113	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	113	-	113
PARKS & GARDENS INFRASTRUCTURE IMPROVEMENTS	203	-	203	120	-	120	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	323	-	323
PARKS & OPEN SPACES INFRASTRUCTURE	126	-	126	150	-	150	150	-	150	150	-	150	150	-	150	150	-	150	-	-	-	876	-	876
PARKS & OPEN SPACES NOTICEBOARDS	-	-	-	66	-	66	66	-	66	-	-	-	-	-	-	-	-	-	-	-	-	132	-	132
PARKS AND CEMETERIES TREE PLANTING	-	-	-	20	-	20	20	-	20	15	-	15	15	-	15	15	-	15	-	-	-	85	-	85
PARKS LANDSCAPING & INFRASTRUCTURE IMPROVEMENTS	19	-	19	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	19	-	19
PIED DUCTING - PHASE 2	-	-	-	1,500	(1,500)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,500	(1,500)	-
PICCADILLY AND/ OR BAKER STREET TWO WAY - RED ROUTE FEASIBILITY STUDY 2021	-	-	-	50	-	50	300	-	300	100	-	100	-	-	-	-	-	-	-	-	-	450	-	450
PICCADILLY UNDERPASS (VENTILATION FAN) REFURBISHMENT	1,500	-	1,500	1,000	-	1,000	2,069	-	2,069	-	-	-	-	-	-	-	-	-	-	-	-	4,569	-	4,569
PRINCE OF WALES LOW TRAFFIC NEIGHBOURHOOD	-	-	-	273	-	273	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	273	-	273
PLANNED PREVENTATIVE MAINTENANCE (PPM)	516	-	516	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	516	-	516
PLANNED PREVENTATIVE MAINTENANCE (PPM) - BRIDGES AND STRUCTURES	1,150	(275)	875	1,060	(275)	785	1,060	(275)	785	1,090	(275)	815	1,085	(275)	810	1,085	(275)	810	-	-	-	6,530	(1,650)	4,880
PLANNED PREVENTATIVE MAINTENANCE (PPM) - HIGHWAYS	6,540	-	6,540	6,923	-	6,923	7,130	-	7,130	7,344	-	7,344	7,564	-	7,564	7,791	-	7,791	-	-	-	43,292	-	43,292
PLANNED PREVENTATIVE MAINTENANCE (PPM) - LIGHTING	1,128	-	1,128	2,928	-	2,928	3,006	-	3,006	2,924	-	2,924	3,002	-	3,002	12,988	-	12,988	-	-	-	12,988	-	12,988
PLAYGROUNDS MINOR WORKS	71	-	71	70	-	70	70	-	70	70	-	70	70	-	70	70	-	70	-	-	-	421	-	421
PORCHESTER MAIN POOL AND DISABLED CHANGE	1,029	-	1,029	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,029	-	1,029
PORTMAN SQUARE FOOTWAYS	1,176	-	1,176	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,176	-	1,176
PADDINGTON RECREATION GROUND	1,078	-	1,078	-	-	-	-	-																

	2020/21			2021/22			2022/23			2023/24			2024/25			2025/26			Future Years			Grand Total		
	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total	Spend	External Funding Total	Net Total
VOIDS IN THE PUBLIC HIGHWAY	-	-	-	250	-	250	250	-	250	250	-	250	250	-	250	250	-	250	-	-	-	1,250	-	1,250
WATERLOO BRIDGE	729	-	729	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	729	-	729
WATERLOO BRIDGE HOSTILE VEHICLE MITIGATION	500	-	500	1,000	-	1,000	6,000	-	6,000	750	-	750	-	-	-	-	-	-	-	-	-	8,250	-	8,250
WELLINGTON HOTEL	-	-	-	200	(200)	-	600	(600)	-	-	-	-	-	-	-	-	-	-	-	-	-	800	(800)	-
WESTBOURNE GREEN SKATE PARK & MULTI-USE GAMES AREA	65	-	65	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	65	-	65
WILBERFORCE MULTI USE GAME AREAS	88	-	88	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	88	-	88
ZERO EMISSION STREET CLEANSING VEHICLES	3,337	(3,337)	-	1,163	(1,163)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4,500	(4,500)	-
OXFORD STREET DISTRICT	4,500	-	4,500	30,669	(1,541)	29,128	61,941	(900)	61,041	46,352	-	46,352	-	-	-	-	-	-	-	-	-	143,462	(2,441)	141,021
City Management TOTAL	71,046	(31,862)	39,184	105,228	(36,342)	68,886	176,060	(32,446)	143,614	88,332	(15,785)	72,547	29,830	(9,275)	20,555	18,144	(6,375)	11,769	-	-	-	488,440	(132,185)	356,255
BUSINESS PROCESSING & TECHNOLOGY	350	-	350	3,250	-	3,250	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	3,600	-	3,600
CCTV - CRIME & DISORDER	140	-	140	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	140	-	140
MOBILE WORKING PROJECT	-	-	-	161	-	161	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	161	-	161
SAFE AND SECURE ENVIRONMENT FOR VULNERABLE RESIDENTS	229	-	229	304	-	304	304	-	304	304	-	304	304	-	304	304	-	304	-	-	-	1,749	-	1,749
HUGUENOT HOUSE	714	-	714	989	-	989	1,312	-	1,312	1,312	-	1,312	11,657	-	11,657	22,262	-	22,262	33,920	-	33,920	72,166	-	72,166
HUGUENOT HOUSE ACQUISITIONS	-	-	-	1,000	-	1,000	4,000	-	4,000	5,000	-	5,000	11,850	-	11,850	-	-	-	-	-	-	21,850	-	21,850
LEISURE DEVELOPMENT REVIEW	297	-	297	2,450	(210)	2,240	3,300	(190)	3,160	12,100	(1,000)	11,040	34,807	(1,000)	33,807	25,304	(2,780)	22,524	24,216	(2,000)	22,216	102,534	(7,240)	95,294
CHURCH ST GOOD GROWTH FUND	218	(185)	33	1,835	(1,768)	67	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2,053	(1,953)	100
CHURCH ST REGENERATION HUB	334	-	334	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	334	-	334
CHURCH STREET ACQUISITIONS SITES ABC - GENERAL FUND	453	-	453	4,673	-	4,673	5,365	-	5,365	15,575	-	15,575	18,098	-	18,098	13,105	-	13,105	21,640	-	21,640	78,909	-	78,909
CHURCH STREET GENERAL FUND BURBAGES	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	1,700	-	1,700	7,551	-	7,551
CHURCH STREET SITES ABC EQUITY LOAN	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	7,551	-	7,551	-	-	-
CHURCH STREET WESTMINSTER COMMUNITY HOMES (WCH) LOAN	-	-	-	3,300	-	3,300	4,400	-	4,400	-	-	-	-	-	-	-	-	-	-	-	-	7,700	-	7,700
DISTRICT HEATING PROJECTS	31	-	31	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	31	-	31
DUDLEY HOUSE	500	-	500	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	500	-	500
EBURY BRIDGE ESTATE EQUITY LOAN FOR RESIDENT LEASEHOLDERS	-	-	-	-	-	-	-	-	-	3,200	-	3,200	-	-	-	-	-	-	-	-	-	3,200	-	3,200
EBURY BRIDGE ESTATE REGENERATION - FORWARD FUND ACQUISITIONS WITH TENA	-	-	-	5,440	-	5,440	1,360	-	1,360	-	-	-	-	-	-	-	-	-	-	-	-	6,800	-	6,800
FARM STREET	50	-	50	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	50	-	50
GREEN SPINE PHASE 2	-	-	-	240	-	240	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	240	-	240
HALL PLACE GREENING	40	-	40	125	-	125	625	-	625	3,650	-	3,650	-	-	-	-	-	-	-	-	-	4,440	-	4,440
LISSON GROVE PROGRAMME - ACQUISITIONS GENERAL FUND	2,586	-	2,586	2,200	-	2,200	4,600	-	4,600	-	-	-	-	-	-	-	-	-	-	-	-	9,386	-	9,386
LISSON GROVE PROGRAMME - MAIN BUDGET GENERAL FUND	554	-	554	2,845	-	2,845	5,086	-	5,086	33,138	-	33,138	29,745	-	29,745	27,501	-	27,501	122,604	(18,000)	104,604	221,473	(18,000)	203,473
LUTON STREET LLP GF INVESTMENT	4,620	-	4,620	13,538	-	13,538	9,841	-	9,841	-	-	-	-	-	-	-	-	-	-	-	-	27,999	-	27,999
LUXBOROUGH	923	-	923	4,022	(3,822)	200	4,009	(152)	3,857	-	-	-	-	-	-	-	-	-	-	-	-	8,554	(3,974)	4,580
MOBERLEY & JUBILEE SPORT CENTRES	1,462	-	1,462	2,355	-	2,355	562	-	562	-	-	-	-	-	-	-	-	-	-	-	-	4,379	-	4,379
SAFEGUARD PROJECT AT SIR SIMON MILTON UNIVERSITY TECHNICAL COLLEGE	466	-	466	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	466	-	466
THE LODGE	22	-	22	96	-	96	712	(1,140)	(428)	612	(140)	472	-	-	-	-	-	-	-	-	-	1,442	(1,280)	162
WESTHEAD	2,845	-	2,845	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	2,845	-	2,845
WESTMINSTER BUILDS	16,685	-	16,685	30,845	-	30,845	67,320	-	67,320	61,330	-	61,330	137,540	-	137,540	189,190	-	189,190	263,950	-	263,950	766,860	-	766,860
Communities & Regeneration TOTAL	33,519	(185)	33,334	79,668	(5,800)	73,868	112,846	(1,482)	111,364	136,221	(1,200)	135,021	244,001	(1,000)	243,001	277,666	(2,780)	274,886	475,581	(20,000)	455,581	1,359,502	(32,447)	1,327,055
LUPUS STREET	40	(40)	-	287	(287)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	327	(327)	-
TEMP ACCOMMODATION ACQUISITIONS	7,510	(1,500)	4,010	25,498	(15,367)	10,131	36,093	(13,628)	22,465	16,000	(10,000)	6,000	14,000	(7,000)	7,000	-	-	-	-	-	-	99,101	(40,495)	49,606
AFFORDABLE HOUSING FUND BUDGET	4,241	(4,241)	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	4,241	(4,241)	-
CHURCH ST GREEN SPINE PUBLIC REALM	1,016	(1,016)	-	6,148	(2,484)	3,664	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	7,164	(1,500)	3,664
HOUSING SERVICE DIGITISATION	282	-	282	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	282	-	282
HOUSING SOLUTIONS ONLINE SERVICES AND BACK OFFICE INTEGRATIONS	-	-	-	320	-	320	-	-	-	-	-	-	-	-	-	-	-	-	-	-	-	320	-	320
MAJOR WORKS ON TEMPORARY ACCOMMODATION & INTERMEDIATE HOUSING ACC	-	-	-	200	-	200	220	-	220	220	-	220	220	-	220	220	-	220	2,160	-	2,160	3,240	-	3,240
Housing TOTAL	13,089	(8,797)	4,292	32,453	(18,138)	14,315	36,313	(13,628)	22,685	16,220	(10,000)	6,220	14,220	(7,000)	7,220	220	-	220	2,160	-	2,160	114,675	(57,563)	57,112
GRAND TOTAL	167,877	(54,284)	113,593	282,764	(81,757)	201,007	494,922	(52,230)	442,692	280,519	(30,909)	249,610	321,954	(20,299)	301,655	328,887	(12,079)	316,808	984,752	(29,000)	955,752	2,861,675	(280,558)	2,581,117

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Council Report

Date	3 March 2021
Title of report	Busking and Street Entertainment Policy
Report of	Raj Mistry, Executive Director Environment and City Management
Decision maker	Full Council
Wards involved	All
Report author	Kirsty Munro, Principal Policy Officer

1.0 Executive Summary

1.1 On 9th December 2020, Full Council debated a report and evidence that demonstrated the need for the Council to introduce a busking policy that does more to support busking and street entertainment, whilst at the same time reducing the undue interference or inconvenience for persons using the streets or nuisance to nearby residents and businesses. Full Council approved the adoption of the draft policy, and the resolution to adopt Part V (Licensing of Buskers) of the London Local Authorities Act 2000 to apply to the City of Westminster, and the draft designating resolution for designated streets.

1.2 Following the draft designating streets resolution the Council was required to seek representations on the draft designating order. The purpose of this report is to consider the representations received in response to the consultation held between 10th December 2020 and 31st January 2021, and to approve the Designating street resolution subject to the modifications specified below, which are considered appropriate as a result of the representations received. It is proposed that the following modifications are made:

- (1) Pitch 9 Leicester Square North East is relocated a short distance from its location towards the centre of the footway.
- (2) The terms and conditions of Pitch 9 Leicester Square North East terms are modified to include that any amplification, brass, wind, percussion or percussive instruments should be directed towards the gardens of Leicester Square.
- (3) Standard licence condition 9 as to duration shall be amended to specify that the Covent Garden pitches 10, 11, 12, 13, 14, 15 should permit performances between 11am – 9pm, as opposed to from 10am - 9pm as originally proposed.
- (4) The terms and conditions of Covent Garden Pitches 10, 11, 12, 13, 14, 15 as to duration shall be amended to specify that performances are permitted between 11am – 9pm, as opposed to from 10am - 9pm as originally proposed.
- (5) To decide whether Pitch 23 King Charles statue should either:
 - i. Stay in its current location under the existing pitch terms and conditions, or

- ii. Stay in its current location subject to modifications being made to the pitch terms and conditions and standard licence condition 9 (as to timings) so that performances shall only be permitted in this location on Sundays between 10am - 9pm only, as opposed to seven days a week; or
- iii. Be removed at this stage, on the understanding that the Council will commit to identify a suitable alternative location for an amplified pitch, and consult on a varying resolution within a period of two years from the date of implementation of the scheme.

1.3 Full Council are recommended to adopt the designating resolution as amended in light of the representations received during the consultation period as set out in paragraph 2 of this report. If Full Council resolves to adopt the resolution this will not come into effect before 5 April 2021.

2.0 Recommendations

2.1 The Council is asked to:

- (1) Adopt the modifications to the Designating Streets Resolution as specified in paragraphs 1.2(1), 1.2(2), 1.2(3) and 1.2(4) above.
- (2) Determine which option to adopt in relation to Pitch 23 King Charles statue as specified in paragraph 1.2(5) above by confirming whether options i, ii, or iii is approved.
- (3) Adopt the designating streets resolution, subject to the modifications specified in paragraph (4) below, to prohibit busking and street entertainment from all licensed streets save that busking and street entertainment will be permitted under and in accordance with (a) the terms and conditions of designated pitches and (b) the terms and conditions of a busking and street entertainment licence.
- (4) The designating resolution contains:
 - (4.1) the designated streets and areas where busking and street entertainment is to be prohibited – the licensed streets, namely:

Paddington	Soho	Embankment
Mayfair	Leicester Square	Trafalgar Square
Marylebone	Chinatown	Whitehall
Bayswater	Piccadilly	Parliament Square
Oxford Street	Covent Garden	Victoria
Regent Street	The Strand	Knightsbridge
New Bond Street	Charing Cross	Belgravia

- (4.2) the busking and street entertainment pitches where busking and street

entertainment will be permitted (under and in accordance with (a) the terms and conditions of designated pitches and (b) the terms and conditions of a busking and street entertainment licence – the busking pitches, namely:

Pitch 1: Marble Arch	Pitch 14: London Transport Museum
Pitch 2: Old Quebec Street	Pitch 15: St Pauls Church
Pitch 3: Vere Street	Pitch 16: St Martins
Pitch 4: Princes Street	Pitch 17: Trafalgar Square Charing Cross Rd
Pitch 5: Glasshouse Street	Pitch 18: Trafalgar Square North Terrace
Pitch 6: Eros Statue	Pitch 19: Trafalgar Square North Terrace
Pitch 7: Chinatown	Pitch 20: Trafalgar Square North Terrace
Pitch 8: Leicester Square North West	Pitch 21: Trafalgar Square North Terrace
Pitch 9: Leicester Square North East	Pitch 22: Trafalgar Square North Terrace
Pitch 10: Covent Garden James Street	Pitch 23 ¹ : King Charles Statue
Pitch 11: Covent Garden James Street	Pitch 24 (23): Northumberland Avenue
Pitch 12: Market Square James Street	Pitch 25 (24): Charing Cross Station
Pitch 13: Royal Opera House	Pitch 26 (25): Northumberland/Hungerford Bridge

- (4.3) the modified terms and conditions that apply for each busking pitch;
 - (4.4) the modified terms and conditions for a busking and street entertainment licence; and
 - (4.5) the application process (and fee) for a busking and street entertainment licence, including the process for applying for a variation of the standard terms and conditions.
- (5) In the event of adoption, the designating streets resolution shall come into effect on the 5th April 2021.

Covid-19 Implications

- 2.2 Due to the dynamic nature of the Covid19 pandemic, the council will continue to work with central government, take into account national and local guidance, and work with local stakeholders (including the busking and street entertainment community) to prepare an appropriate Covid19 response for buskers and street entertainers that protects buskers, their audiences and members of the general public.
- 2.3 At the time of writing, current Government guidance advises that all outdoor events are prohibited under the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 (SI 2020/1374) (as amended). The Council is aware that any national or local lockdown measures may continue to impact the ability for buskers

¹ subject to Full Council decision and which may impact on the subsequent numbering of pitches

to use their licence if the regime is adopted. It seems likely that as restrictions ease organisers of outdoor events (including buskers and street entertainers) will be required to have in place a risk assessment that would satisfy the requirements of regulation 3 of the management of Health and Safety at Work Regulations 1999 and take all reasonable measures to limit the risk of transmission of coronavirus taking into account the risk assessment and any relevant government guidance. Legislation and guidance will be kept under review by Officers and up-to-date guidance issued in the Busking and Street Entertainment Forum.

- 2.4 Section 35(1) of the London Local Authorities Act 2002 allows the Council to 'licence an applicant for one or more days or such period as may be specified in the licence on such terms and conditions and subject to such restrictions as may be so specified'. The Council can apply this power to impose additional Covid safe terms, conditions and restrictions as may be required. Generally, the Council will not impose terms, conditions or restrictions that duplicate duties and responsibilities under existing legislation. This will be kept under review given the dynamic and changing response to the coronavirus emergency.
- 2.5 The Council has also prescribed standard conditions which include the provision that pitches may be suspended in the event of an emergency, public disorder, planned events, or to prevent a public nuisance being caused. Buskers are to immediately comply with any requirement to cease busking that may be given by an authorised person of the Council or the Police.
- 2.6 The Council will use its power under s 35(1) to grant the licence for 6 or 1 month as applied plus such additional period as busking and street entertainment may be prohibited or suspended under any restrictions imposed locally or nationally by central government legislation to ensure that licence holders are able to make use of their licence for the period they have applied for.

3.0 Reason for Decision

- 3.1 On 9th December 2020 a Busking and Street Entertainment Policy for the City was adopted including:
- the adoption of a city-wide Busking and Street Entertainment Code of Conduct;
 - the creation of a dedicated Buskers and Street Entertainers Forum;
 - ongoing seasonal (quarterly) monitoring and an annual review of the policy after one full year of operation; and
 - the resolution to adopt Part V (Licensing of Buskers) of the London Local Authorities Act 2000 to apply to the City of Westminster.
- 3.2 The decision outlined in this report is to approve the designation of licensed streets for the areas listed below so as to prohibit busking in those areas apart from busking that is carried on by licensed buskers within the twenty-six designated busking pitches (or

twenty-five depending on Full Council decision made on Pitch 23 King Charles Statue outlined in paragraph 6.0)

Paddington	Soho	Embankment
Mayfair	Leicester Square	Trafalgar Square
Marylebone	Chinatown	Whitehall
Bayswater	Piccadilly	Parliament Square
Oxford Street	Covent Garden	Victoria
Regent Street	The Strand	Knightsbridge
New Bond Street	Charing Cross	Belgravia

4.0 December/January 2021 Consultation Results Consultation

- 4.1 The consultation was held between 10th December to 31st January 2021. The Council invited responses to the proposals through an online survey and to our dedicated mailbox. No verbal representations were requested to be heard.
- 4.2 The full report is attached as Appendix A and the redacted consultation responses are also attached as Appendix B. A summary of the results is outlined below.

Survey Results

- 4.3 The consultation survey sought feedback on the areas to be regulated including the streets where busking and street entertainment would be prohibited, the pitch locations and terms and conditions where busking will be permitted, the licence terms and conditions, as well as the application process. An open question was also provided to enable respondents to provide any further comments.
- 4.4 189 survey responses were received, and the demographics of the survey responses included:
- 28 (14%) residents
 - 27 (14%) street entertainers
 - 18 (9%) affiliated with a business, amenity society or who work in Westminster
 - 126 (65%) visitors (37 from London, 65 from UK, 24 from abroad)
- 4.5 28 written responses were also received from several resident's, street performers, businesses, performers associations, BIDs, museums, neighbourhood organisations and housing providers.
- 4.6 The trends seen from the survey and written responses followed that seen in previous engagement and consultations, and centre around the varied views between stakeholders on whether the council should or should not introduce regulation.

4.7 17% agreed with the proposed regulated streets, 2% neither agreed nor disagreed, and most (81%) of survey respondents disagreed. The main citations of disagreement came from buskers and visitors who contend the regulation of buskers (38%) and some stating that the current regulations are sufficient to manage the issues which have been raised (38%). The general representative view of stakeholders is outlined below:

- **Buskers and Street Entertainers** oppose all proposals with common reference to the disagreement with regulation and control measures because they believe that the Council already has sufficient powers to intervene with problematic performers. Concerns were repeatedly raised that introducing the licensing scheme and the controls placed on pitches and amplification would ultimately end busking and street entertainment and damage livelihoods. Some stated the damage to livelihoods has been further exasperated by the current Covid-19 pandemic and economic climate.
- **Residents and Businesses** were more likely to support the proposals, and those who disagreed, did so for different reasons to buskers and street entertainers and were more likely to comment that the restrictions do not go far enough to effectively reduce nuisance. Other comments received included concerns around the interaction of highway use, as well as the location of pitches within evolving place shaping and licensing enablers to support the re-opening of the City as a result of the Covid-19 pandemic. Concerns were also raised about the absence of some streets not being included within the scheme, which they believed, created a risk for busking and street entertainment activities to be displaced.
- **Visitors** also oppose regulation, often citing that the streets should be open to anybody who wants to perform on them and that busking and street entertainment is a valued and popular activity that brings about a unique artistic vibrancy and spontaneity.

5.0 Considerations

5.1 Whilst the Council encourages the input and views of visitors as it supports our wider understanding of the value of street entertainment and help to inform that the Council must do more to support the promotion of this activity across the City, officers are also mindful that visitors experience is one that is very different to that of residents and businesses who experience significant adverse impacts as a result of being in fixed situ close to global busking hotspot areas. On balance, the Council is still of the view that busking and street entertainment is and continues to cause adverse impacts and it should be regulated. The Council continues to receive a high volume of complaints from residents and business and are challenged by the very low effective use of existing powers to tackle the undue interference, inconvenience and nuisance caused

by busking and street entertainment². Appropriate regulation is therefore considered the only option.

5.2 The Council understands that a regulatory approach is one that is generally not supported by the busker and street entertainment community, however we are committed to balancing their interests by embedding this policy within a wider busking and street entertainment policy that ensures we continue to encourage and support talent that contributes to our City's lively and diverse street scene including:

- continuing to support busker and street entertainer self-regulatory approaches and associations to enable the Council to keep regulation light touch
- establishing a dedicated busker and street entertainment website that provides information and relevant updates to buskers and street entertainers as well as promoting the community.
- formalising an ongoing platform of engagement through the Forum to ensure that buskers and street entertainers have a voice in the decisions we and our wider community take, as well as considering changes to the policy as it embeds including the variation of pitch terms and conditions as well as the addition of any new pitches
- work with residents, businesses, buskers and street entertainers, as well as other music, art and theatre institutions to curate the performer spaces for collaborative and inspired performances, competitions and events.

5.3 The Council notes the requests for additional streets to be included in the Marylebone area, however has considered that the addition of any streets beyond those currently proposed will be based upon evidence that displacement has occurred once the policy is implemented. The impact of displacement will be closely monitored through the commitment within this policy to undertake quarterly monitoring following implementation.

5.4 The interaction of pitches and the changing landscape of the streets as Westminster continues to support the re-opening of businesses and national economy as a result of Covid-19 has also been considered. Currently there are no conflicts with place shaping developments and al fresco dining licensing provisions. The Council in any event will always consider and balance the interests of buskers and street entertainers, who alongside businesses have also been heavily impacted by the pandemic - both are users of the public space and play an integral role in the draw of visitors to our City.

5.5 This policy represents an entirely new approach to busking in our City and has been carefully designed to balance the needs of everyone that shares the public space, by

²typically we receive around 2,200 complaints each year relating to noise. Certain locations see a high number of loud or amplified performances daily, which means local residents and businesses get little or no respite for lengthy periods of time, which impacts significantly on their health and wellbeing. At busy times, we also witness risks to public safety where pedestrians spill out onto roads to get past street entertainers and their audience.

taking a targeted approach. However, the Council remains committed to ongoing quarterly monitoring to account for the seasonality changes, and an annual report of will be published after one full calendar year of operation that considers the policy impact and effectiveness.

6.0 Proposed Policy Modifications

6.1 Following the consultation, the Council proposes that the following amendments to the policy should be made: The full policy for review is attached as Appendix C:

(1) Pitch 9 Leicester Square North East is relocated a short distance from its location towards the centre of the footway

(2) The terms and conditions of Pitch 9 Leicester Square North East are modified to include that any amplification, brass, wind, percussion or percussive instruments should be directed towards the gardens of Leicester Square

The modifications proposed to Pitch 9 are recommended in response to alleviate concerns of business and residents in the area that amplification directed towards their residence will continue to cause adverse impacts. Officers consider that the slight movement of the pitch towards the centre of the footway and directing the sound towards the open space will aid in reducing noise nuisance whilst still enabling buskers to attract the same size in crowds as they do currently.

(3) Standard licence condition 9 to include that the Covent Garden Pitches 10, 11, 12, 13, 14 and 15 should permit performances between 11am – 9pm.

This modification is proposed following a representation heard that the Piazza and side streets of Covent Garden are used as a highway for freight services until 11am, therefore the start time for these pitches should be altered to prevent a potential clash in the use of the highway.

(4) The terms and conditions of Covent Garden Pitches 10, 11, 12, 13, 14 and 15 are modified to include that performances are permitted between 11am – 9pm.

This modification is proposed following a representation heard that the Piazza and side streets of Covent Garden are used as a highway for freight services until 11am, therefore the start time for these pitches should be altered to prevent a potential clash in the use of the highway.

(5) Pitch 23 King Charles statue is either:

- i. **Reserved in its current location and under the existing standard licence terms and conditions**

- ii. **Reserved in its current location with modifications made to the pitch terms and conditions and standard licence condition 9 to permit performances in this location on Sunday between 10am and 9pm only**
- iii. **Removed and a commitment made that the Council will identify an suitable alternative location for an amplified pitch, and consult on a varying resolution within a period of two years.**

A modification to Pitch 23 is proposed following a recommendation from the Highways Authority that although crowding is not permitted under the current pitch licence terms, there is concern that any crowding as a result of busking may cause interference or inconvenience with pedestrian safety. The Highways Authority have therefore recommended that either the pitch is only operational on a Sunday when there is less road traffic, or to remove the pitch completely and find an alternative location. Full Council are asked to consider their preferred option.

7.0 Equalities Implications

- 7.1 The council must 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.
- 7.2 Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.
- 7.3 An Equalities Impact Assessment has been conducted and the council believes that the busking and street entertainment proposals, including the licensing regime, does not adversely impact or unlawfully discriminate against any protected characteristics.

8.0 Legal implications

Application of Part V

- 8.1 On 9 December 2020, the Council resolved to adopt Part V of the London Local Authorities Act 2000 ("the 2000 Act") which allows the Council to regulate busking, either by prohibiting busking or licensing busking in its borough

- 8.2 The legislation was adopted because the Council believes that there has been, is being or is likely to be caused, as a result of the busking:
- a. Undue interference with or inconvenience to or risk to safety of persons using a street in that part of their area or other streets within the vicinity of that street; or
 - b. Nuisance to the occupiers of property in or in the vicinity of a street in that part of their area.

- 8.3 On 10 December 2020 the Council published a Notice of the resolution in a local newspaper confirming the passing of the adoption resolution and the date when Part V will apply to busking in the City and also of the general effect of the provisions of Part V coming into operation as from that day. The date when Part V is to apply is to be no earlier than the expiration of three months from the publication of the said notice.

What busking will be regulated?

- 8.4 Busking means the provision of entertainment in a street but does not include the provision of entertainment:
- a. of a class which from time to time is by resolution excluded from the operation of the 2000 Act;
 - b. under and in accordance with a premises licence or a temporary event notice having effect under the Licensing Act 2003 and which authorises the performance of music or dancing;
 - c. which is authorised specifically to take place in a street under any other enactment; or
 - d. consisting of music performed as an incident of a religious meeting, procession or service.
- 8.5 Subject to the above, busking and street entertainment is a form of evolving performance art consisting of entertainment in a street or areas where the public commonly have access. The phrase ‘busking and street entertainment’ should be given its ordinary meaning as commonly applied in everyday language which can include (but is not limited to) performances by musicians, magicians, comedians, artists, dancers, acrobats and mime artists.
- 8.6 For the purposes of this policy busking and street entertainment **is not** considered to be:
- Activities that incorporate the sale of goods and/or services, for example portrait artists, balloon sellers and tarot card reading. Such activities are regulated by the Street Trading regime and are subject to separate controls.
 - Entertainment that is performed as part of a street party, community festival, charitable fundraising event, protest or similar activities.

- Entertainment related to a religious meeting, procession or service (this includes performances of carol concerts by members of the Salvation Army)
- Entertainment organised as part of a wider authorised event by the council's City Promotions Events and Filming team, including (but not limited to) Chinese New Year, Gay Pride, other seasonal parades and festivals, and Film Premiers.

What is the meaning of a street for the purposes of the busking scheme?

- 8.7 A "street" includes any street or way to which the public commonly have access, whether or not as of right; any place, not being within permanently enclosed premises, within 7 metres of any such street or way, to which the public commonly have access and any area in the open air to which the public commonly have access.

The designation of licence streets

- 8.8 Section 34 of the 2000 Act states that, if the council considers that busking should be licensed in the area it may pass any of the following resolutions:
- a. A resolution designating any street or part of a street within the City as a licence street (a designating resolution); or
 - b. A resolution prescribing in relation to any licence street or any part of a licence street any hours during which busking may take place.
- 8.9 The Council passed a draft designating streets resolution on 9 December 2020. Under section 34 of the 2000 Act, that resolution shall take effect on the day specified in the resolution which must not be before the expiration of the period of one month beginning with the day on which the resolution is passed.
- 8.10 In accordance with Section 34 of the 2000 Act, the Council has published a notice of its intention designate streets for the purpose of busking and street entertainment in a local newspaper circulating in the area and has served a copy of that notice on the highway authority, the Metropolitan Police Commissioner, and anybody which appears to be representative of persons carrying on busking in the area affected by the proposed resolution. That notice confirmed that representations or a request to hear representations relating to it may be made in writing by no later than 31 January 2021, which period, was not less than 28 days after the publication of the notice on 10 December 2020.
- 8.11 The consultation period specified in paragraph 8.10 has given all persons who might be affected by the proposals the opportunity to comment on whether the proposed restrictions are appropriate, proportionate or needed at all.
- 8.12 The Council must then consider any written representations relating to the proposed resolution which they have received in the specified time and must hear oral representations if requested to do so. No requests for oral representations have been

received. Having considered the representations, the Council may, if it thinks fit, pass the proposed resolution with any modifications considered to be appropriate.

- 8.13 If the Council passes the resolution to designate streets on 3 March 2021, the Council must then publish notice of the passing of such a resolution in a local newspaper circulating in the area on two consecutive weeks, the first of which shall not be later than 28 days before the day specified in the resolution from the coming into force of the designation.
- 8.14 The Act makes provision for a resolution to adopt Part V, provision for a designating resolution, and provision for standard conditions and application procedures. As set out above there are different statutory notification requirements. In order to comply with these requirements and ensure compliance with time limits, the 5th April 2021 is the most appropriate date for the policy and regime to come into effect.

Application process

- 8.15 An applicant for the grant of a licence shall provide such information as the Council may by regulation prescribe. The Council may licence an applicant for one or more days or such period as may be specified in the licence on such terms and conditions and subject to such restrictions as may be so specified. Regulations may, inter alia, prescribe the procedure for determining applications. An applicant for a licence shall pay such a fee determined by the council as may be sufficient to cover in whole or in part the reasonable administrative or other costs incurred in connection with their functions under Part V of the 2000 Act.
- 8.16 The Council may refuse to grant a licence on any of the following grounds -
- a. that the applicant could be reasonably regarded as not being a fit and proper person to hold a licence;
 - b. that there is not enough space in the street in respect of which the application is made for busking to take place without causing undue interference with, or inconvenience to, or risk to the safety of persons using the street, or other streets within the vicinity of the street;
 - c. that there is a likelihood of nuisance being caused to the occupiers of premises in or in the vicinity of the street in respect of which the application is made.
- 8.17 The Council shall refuse to grant a licence in respect of an application which relates to any street other than a licence street.
- 8.18 The Council may revoke a licence on any of the following grounds -
- a. that there has been a breach of the conditions of the licence;
 - b. that undue interference with, or inconvenience to, or risk to the safety of persons using the street, or other streets within the vicinity of the street, has been caused as a result of the busking;

c. that nuisance has been caused as a result of the busking to occupiers of property in or in the vicinity of the street in respect of which the licence was granted.

- 8.19 The Council may make regulations prescribing standard conditions applicable to all licences. Where the council have made such regulations, every licence granted by the council shall be deemed to have been so granted subject to the standard conditions except so far as they are expressly excluded or amended in any particular case.

Human Rights implications

- 8.20 The powers need to be exercised appropriately so as to provide a proportionate response to the problems caused by busking. In deciding whether to prohibit or licence busking in any part of the City, the council is advised to have particular regard to the rights of freedom of expression and freedom of assembly set out in articles 10 and 11 of the European Convention on Human Rights. The Human Rights Act 1998 incorporates the key articles of the European Convention on Human Rights into domestic law. It is unlawful for the council to carry out its functions in a way which is incompatible with rights set out in the European Convention of Human Rights.
- 8.21 Article 10 states that everyone has the right to freedom of expression. This right shall include freedom to hold opinions and to receive and impart information and ideas without interference by public authority and regardless of frontiers. However, the exercise of these freedoms, since it carries with it duties and responsibilities, may be subject to such formalities, conditions, restrictions or penalties as are prescribed by law and are necessary in a democratic society, in the interests of national security, territorial integrity or public safety, for the prevention of disorder or crime, for the protection of health or morals, for the protection of the reputation or rights of others, for preventing the disclosure of information received in confidence, or for maintaining the authority and impartiality of the judiciary.
- 8.22 Article 11 states that everyone has the right to freedom of peaceful assembly and to freedom of association with others. No restrictions shall be placed on the exercise of these rights other than such as are prescribed by law and are necessary in a democratic society in the interests of national security or public safety, for the prevention of disorder or crime, for the protection of health or morals or for the protection of the rights and freedoms of others. This article shall not prevent the imposition of lawful restrictions on the exercise of these rights by members of the armed forces, of the police or of the administration of the State.
- 8.23 These rights must be balanced against the protection of the rights and freedoms of others, including the right that everyone has under Article 8 to respect for their private and family life and their home. In some circumstances, public authorities must take positive steps to prevent intrusions into a person's private life by other people, including those who engage in anti-social busking and street entertainment.

- 8.24 Article 14 of the convention (prohibition of discrimination) states that the enjoyment of the rights and freedoms set forth in the Convention shall be secured without discrimination on any ground such as sex, race, colour, language, religion, political or other opinion, national or social origin, association with a national minority, property, birth, or other status. The council has undertaken an Equalities Impact Assessment (EIA) in accordance with its Public-Sector Equalities Duty under Section 149 of the Equality Act 2010 and found that there is not anticipated to be a negative impact on protected groups.
- 8.25 Concern has been expressed about the potential use of the 2000 Act to interfere with legitimate and reasonable activity such as peaceful protests and busking. The proposals in this report are intended to support responsible busking and to be a proportionate response to the irresponsible and anti-social busking that has been identified from complaints submitted by residents and businesses in the identified areas.
- 8.26 As indicated above, a balance must be struck between the rights of individuals who wish to engage in busking and street entertainment and the interests of the local residential and business community. Even if significant members of the public are enjoying the busking entertainment, the “right” of the public to enjoy that busking must be balanced against the detrimental effect that it might be causing if it is too loud or intense or too persistent etc. What might be acceptable in one public place might not be acceptable in a public place within a highly residential area or even an area with many commercial operators if the busking unreasonably interferes with their ability to work.

Appeals and Challenge

- 8.27 Any of the following persons, that is to say:
- a. An applicant for the grant of a licence whose application is refused;
 - b. A licence holder who is aggrieved by any term, condition or restriction on or subject to which the licence is held; or
 - c. A licence holder whose licence has been refused;
- may at any time before the expiration of a period of 21 days appeal to the magistrates’ court acting for the area in which the licence street is situated. An appeal by either party against the decision of the magistrates’ court may be made to the Crown Court.
- 8.28 There is no means within the legislation to challenge either the implementation of Part V or the designation of licence streets. Any person who is aggrieved by the implementation of the legislation or the licensing scheme itself can potentially seek permission to appeal to the Administrative Court by way of Judicial Review proceedings. The grounds for such a review would typically have to be based on illegality and/or irrationality and/or procedural impropriety.

Enforcement

8.29 Any person who:

- a. busks in any street to which Part V of the 2000 Act applies without the authority of a licence; or
- b. is concerned with the organisation or management of busking which is not authorised by a licence; or
- c. contravenes any condition of his or her licence; or
- d. in connection with his or her application for a licence makes a statement which he or she knows to be false in a material particular,

shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding level 3 on the standard scale (currently £1000).

8.30 An authorised officer or a constable who has reasonable cause to believe that busking is taking place or is about to take place without a licence or in breach of the terms and conditions of a licence or in a street which is not a licence street to which Part V of the 2000 Act applies may require that busking either cease or not take place. If the busking continues or takes place despite the requirement for the busking to either cease or not take place, the authorised officer or constable may seize and remove any apparatus or equipment used in connection with the busking which may be required to be used in evidence in respect of an offence under section 42 (Enforcement under Part V) of the 2000 Act.

9.0 Appendices

- Appendix A: Consultation Report
- Appendix B: Consultation Responses
- Appendix C: Draft Policy incorporating
 - Draft Code of Conduct
 - Plans of the designated areas where busking will be licensed
 - Draft regulations prescribing standard conditions
 - Draft regulations prescribing application process

11.0 Background Reports

- Full Council 9th December 2020
<https://committees.westminster.gov.uk/documents/s39939/Full%20Council%20Report%20Busking%20and%20Street%20Entertainment%202020.pdf>
- Licensing Committee 25th November 2020: Item 4

<https://committees.westminster.gov.uk/ieListDocuments.aspx?CId=129&MId=5490>

- Licensing Committee 23rd September 2020: Item 4
<https://westminster.moderngov.co.uk/ieListDocuments.aspx?MId=5216>
- Licensing Committee 7th July 2020: Item 6
<https://committees.westminster.gov.uk/ieListDocuments.aspx?MId=5215&EVT=105>
- Licensing Committee 10th January 2020: Item 6
<https://committees.westminster.gov.uk/ieListDocuments.aspx?MId=4940>
- Licensing Committee 28th November 2018: Item 6
<https://committees.westminster.gov.uk/ieListDocuments.aspx?MId=4578>

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Greener and Cleaner | Vibrant Communities | Smart City

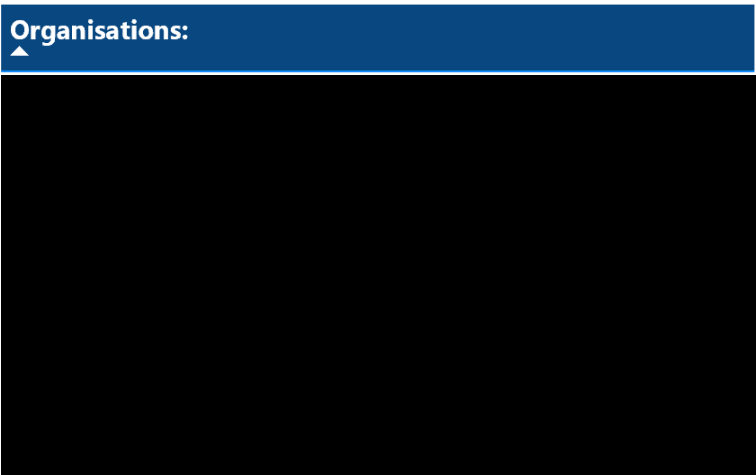
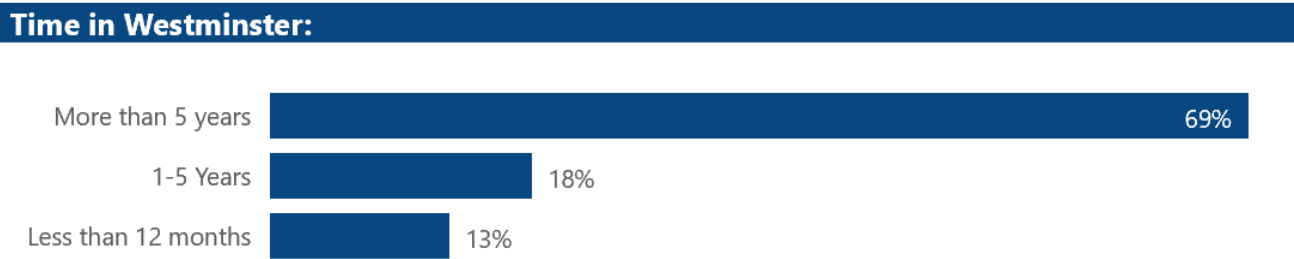
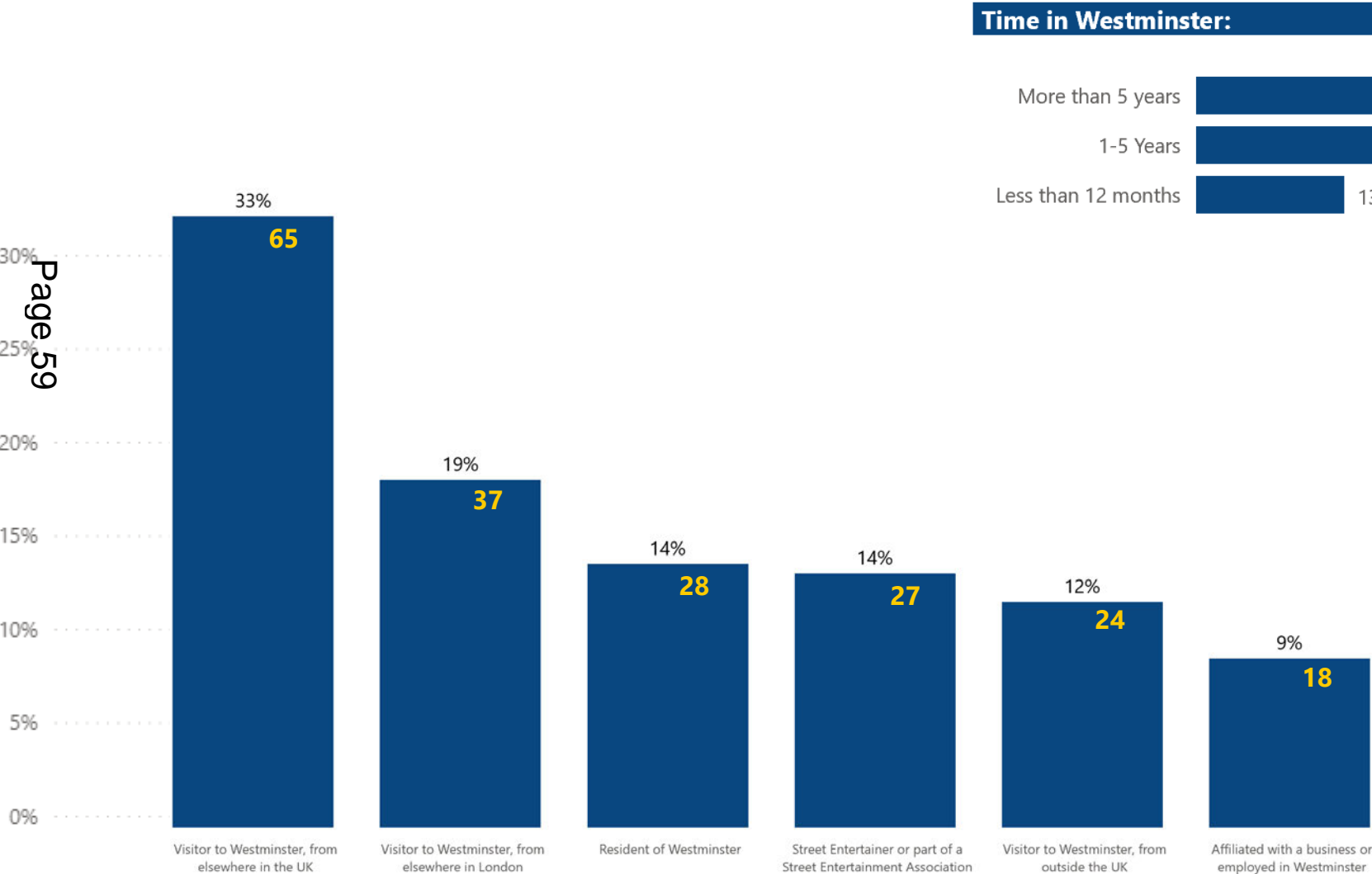
Following a Full Council decision on December 9, 2020 to adopt the draft designation, the Council has since reviewed responses from its original consultation and made some changes to its proposals as a result. This report presents the quantitative and qualitative data analysis of the Busking and Street Entertainment- Designation of Streets consultation, conducted by Westminster City Council from the 9th of December until 31st of January 2021.

The completion rate was significantly lower than previous phases of the consultation, at 189 responses:

- **28 (14%) residents**
- **27 (14%) street entertainers**
- **18 (9%) respondents affiliated with a business, amenity society or who work in Westminster**
- **126 (65%) visitors total** (37 visitors from London, 65 visitors from UK, 24 visitors from abroad)

The respondents

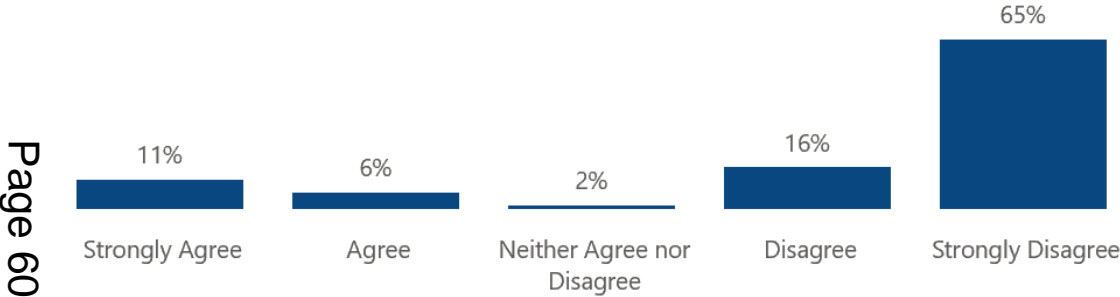
During the consultation, Westminster City Council received 28 written responses from several residents and street performers, businesses, performers associations, BIDs, museums, neighbourhood organisations and housing providers.



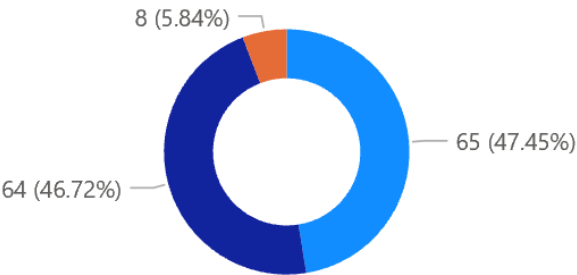
Regulation of street entertainment and busking in Westminster

While the designated streets were the core focus of this survey, these questions were asked in case clear relationships were found between a particular view of the policy and specific pitches, particularly considering the levels of discontent and possibility of benchmarking against past surveys. However, no particular insights were uncovered, and similar themes emerged from the responses below.

To what extent do you agree or disagree with the area and streets where we are proposing to regulate busking and street entertainment?



Top 3 reasons for disagreeing (more than 8 mentions):



● Current regulations are enough to deal with issues in this area ● I do not agree with regulation for buskers and street entertainers
● This area is too wide/restrictive

Reasons for disagreeing with the proposed regulated area:

- My disagreement is limited to a few specific sites that I feel are hazardous to pedestrian traffic safety. (Resident)*
- The current proposals are unrealistic and will cost the taxpayers huge amount to of money. This is completely unnecessary and there are better ways to do this which it would appear are not being heard. (Business)*
- I don't play in Westminster yet but can see that a number of spots available have been radically reduced, reading critiques by 'experienced' local buskers I note that 100s of potential good spots have been lost under proposed conditions. I am against this & argue that a reliable & 'informed' consultation to be put together to address this issue ' in the field ' with importantly residents & the like. (Street Entertainer)*
- Pitches designed are unworkable and most of all, this will end Covent Garden history of street performing. (Street Entertainer)*
- The regulations proposed are not enough to avoid disruption as buskers are allowed to perform from early morning until late evening. This makes it impossible for offices in the vicinity of designated areas to have a normal working life. (Business)*
- This area does not extend regulation far enough. (Resident)*

Responses and suggestions around the streets designated for street performance / busking

1. **King Charles Statue**
2. **Northumberland Ave.**
3. **Charing Cross Station**

All the above sites put the movement of pedestrian traffic at risk with vehicular traffic.

There are many street crossings that require proper attention and concentration by pedestrians for safety. Viewing crowds and sidewalk congestion impair visibility and movement needed to see traffic coming from 5 different directions. My family walk through these areas frequently. So my comments are not conjecture, but rather experience. (Resident)

There should not be buskers on **Gerrard street** because there are a lot of offices around that area, including ours, and on average we do call the council approximately a dozen times per month to complain about noise caused by buskers. (Business)

I believe **Covent Garden** should be run by buskers which it has to date. Unfortunately I have seen many problem buskers on other pitches either playing to loud or not taking advice about proper behaviour. As I have only performed on pitches other than Covent a few times I can't speak fully for them. Covent garden is considered the home of street entertainment. I feel it should be left alone. (Street Entertainer)

Leicester Square Pitch 9, amplified. This pitch has been a cause of extreme nuisance to local businesses and residents over many years with multiple complaints logged with the police from various different businesses in the region. IF there has to be busking on this pitch it shouldn't be amplified. (Resident and business)

James Street Corner, commonly referred to as "magicians corner" in Covent garden. With the size street shows normally being around half the size of the performers on the **west piazza and north hall**, there aren't many places that allow magicians to perform their shows. (Resident)

I believe that **Piccadilly and Leicester Square North West** are pitches that need to be amplified. It is virtually impossible to do a show there without amplification due to the noisy surroundings. Please reconsider. (Street Entertainer)

I believe that all popular streets **eg Oxford Street** wherever should be 'open' to street-performing, I for one wd like to busk in **Mayfair** by the tube station. A 'proper' complaints system with fast-track BID/ Warden response wd resolve most issues to do with high volume etc. In towns I busk in this has worked %100 with the pressure of losing ones licence Westminster's complaints completion rate cd be the same. Objective 'democratic' accountability along with a stick if necessary does work. Why not apply it in this case. (Street Entertainer)

1 Marble arch. This pitch has a very small amount of walk by and is therefore unsuitable for larger performances as they will not generate a large crowd here.

5/6/7/8 All of these pitches are within very busy and noisy areas. A ban on amplification here means that they will be unworkable.

13 Covent Garden 'Magic corner' This pitch is on a busy and noisy corner. again, a ban on amplification here will make it unworkable

There are two pitches missing from this area of the plan. The amplified musician's pitches on the **east piazza of covent garden, one outside the opera house and the other outside the transport museum** have been in operation here for many years entertaining hundreds of tourists and providing a workable living for a great number of regular musicians.

14 You have placed this pitch behind the church on your map.

17-21 Traditionally this area has worked with three amplified pitches, one in the centre for larger circus style acts (16 on your breakdown) and one on each end of the walk for musicians all of which need to be amplified as this is a large and noisy area. Other spots are used by statue acts.

15/23/24/25 All of these pitches are within very busy and noisy areas. A ban on amplification here means that they will be unworkable.

22 whoever suggested this pitch hasn't got a clue what street performance or busking is. It is in the middle of a roundabout!!!! (Street Entertainer)

Responses and suggestions around the streets designated for street performance / busking (cont)

I don't think **Covent Garden** should be included in the proposal. **Pitch 14** is the only pitch big enough in the proposed amp pitches for circle shows. 4 amplified pitches which will be where most of the artists in London will have to perform as most use amplified sound.

1. Not a workable pitch. Marble Arch is a roundabout. there is no proper foot fall here. It is not busy enough so support a workable/viable pitch.

9. established and workable pitch.

14. **Pitch 14** is the only pitch big enough in the proposed amp pitches for circle shows. There are already more performers than shows. To open this up to all amplified acts such as an individual with a guitar who can perform anywhere is not acceptable.

22. not a pitch. this is a roundabout!! To be asked to perform on a roundabout is outrageous. Traffic noise alone would drown out any performance even amplified. Turning the joy of performing in London in to something quite horrific. (Street Entertainer)

*Thank you! Buskers have been a problem for a long time. This will help a lot. I will say that amplified music echoes around the area and is disruptive, including to the other musicians nearby. Friends have stayed in hotels around the **Strand, Leicester Square, etc.** and the amplified music was a real problem. Also, what kind of enforcement will there be? The police currently do not respond. The Noise Department are fantastic but there is a delay in responding (understandably) and I have seen buskers return after the officer has left. In general, I am very pleased about your new policy and hope that people can enjoy music in public, the buskers can entertain, and residents and visitors can have their lives not be interrupted. Thanks again. (Resident)*

Oxford Street, specifically outside Selfridges (Resident)

*Limiting music on the **East Piazza** will ruin many performers.*

*Dominating the performers on the **West Piazza** will ruin the UK's street performing culture and community. (Street Entertainer)*

Please include **Gerard Street and Wardour Street.** (Business)

Oxford street from marks and Spencer / selfridges to John Lewis - noise travels! (Resident)

The designated pitch you have located on **Wardour Street** is unlikely to work well with this new street environment. Of all of the pitches in your Policy, this one is located on in a very restricted area for space, it is the only one in a location dominated to this extent with food outlets. With tables and chairs licenses and the high footfall this area attracts, while social distancing remains, we do not consider this location appropriate any longer for a pitch. Street entertainment is intended to gather crowds and encourage people to stop, I think this would mean that this junction could no longer operate in a COVID safe manner.

The principle of having a pitch located here has been supported in normal times, but these are not normal times.

██████ strongly recommends you reconsider this location in the light of the pandemic and consider reinstating it at a more appropriate time. (Business)

As mentioned during an online consultation conference and subsequently by email to ██████ of your licensing team on 21 October, the newly outlined regulated area extends to **Marylebone Road**. We reiterate our concern in relation to private/TfL land (which would not be covered by this policy) and the potential for a gap of unregulated land to appear in and around the Baker Street station area. Particularly in relation to Madame Tussauds' forecourt, queues and the Sherlock Holmes connection, the area has the potential to be a lucrative, non-regulated entertainment space if the regulated area does not abut TfL land. We therefore respectfully suggest that due consideration be taken to ensure that the regulated area extends to the north side of Marylebone Road such as you are able to do so, to make sure we have not inadvertently created a loophole in this policy.

(Resident)

Consultation Responses Dec-Jan

Met Police

Good Morning [REDACTED]

I must apologise for not having sent a response.

[REDACTED] has reviewed the document and is very supportive. No current conflicts with planned operations, we will continue to review and monitor any possible displacements.

Thank you,

[REDACTED]

[REDACTED]

I write on behalf of the [REDACTED]. There is no busking within the Westminster section of Knightsbridge, but there is a good deal in Hans Crescent on The RBKC side of the border separating the two Councils.

It would be sensible if Westminster had a unified Street Entertainment Policy with Local Authorities with whom they have common. borders.

Regards,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Dear Sir/Madam,

Further to our representations in October 2020, thank you for the opportunity to comment again on the 'Busking and Street Entertainment in Westminster Draft Policy 2020'. Please find The [REDACTED] [REDACTED] response to the January 2021 consultation attached.

We look forward to discussing further with officers. Please kindly keep us informed of future updates in relation to this policy.

Kind regards,

[REDACTED]

The Street Entertainment Project Team
Policy and Projects
Westminster City Hall
17th Floor
64 Victoria Street
LONDON
SW1E 6QP

streetentertainment@westminster.gov.uk

29th January 2021

Dear Sir/Madam

BUSKING AND STREET ENTERTAINMENT IN WESTMINSTER: POLICY 2020

Thank you for the opportunity to comment further on the 'Busking and Street Entertainment in Westminster Policy 2020' which was considered for adoption by Westminster City Council at Full Council in December 2020.


The [REDACTED] are committed to working in collaboration with Westminster City Council to create brilliant places in the heart of London's West End. We were grateful for the opportunity to respond to the consultation in late October, and would like to take the opportunity to respond on specific streets and highlight again some of the points raised in our submission.

Code of Conduct

We support the objectives of the code of conduct, however we encourage suitably controlled entertainment so as not to inhibit other uses in the area. We acknowledge the quarterly monitoring and annual review. However, we would still welcome greater collaboration with Westminster City Council and other stakeholders to ensure the success of the policy through suitably robust oversight and enforcement in addition to performers' self-regulation in the event that the code of conduct is not being adhered to.

Pitches

Three of the designated pitches are located within [REDACTED]
As commented previously, we have no objection to the principle of proposed 'Pitch 6: Eros Statue', provided that it is unamplified, given that it is proposed in an area with more space. We are still unable to support 'Pitch 4: Princes Street' or 'Pitch 5: Glasshouse Street' for the reasons set out in our enclosed October 2020 representations.




We ask that the aspirations of the draft policy document are balanced with the need to support our customers at a time when the retail and office markets are working very hard to recover from the impacts of Covid-19. We wish to work in collaboration with Westminster City Council to provide our customers with the best chance to thrive. This includes avoiding noise nuisance and costs historically experienced in relation to unamplified street entertainment (e.g. installing triple glazing).

We have discussed the above position with officers and understand that alternative, more suitable locations are being explored in place of Pitches 4 and 5. We would welcome further discussion in this regard to find the best solution to support both street entertainers and the recovery of the West End.

I trust that the above comments are clear in expressing our views and I would be grateful if you could keep me informed of future updates. Please do not hesitate to get in touch should you wish to discuss.

Yours faithfully



[REDACTED]

The Street Entertainment Project Team
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17th Floor
64 Victoria Street
LONDON
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streetentertainment@westminster.gov.uk

30 October 2020

Dear Sir/Madam

BUSKING AND STREET ENTERTAINMENT IN WESTMINSTER: DRAFT POLICY 2020

Thank you for the opportunity to comment on the 'Busking and Street Entertainment in Westminster Draft Policy 2020'. I set out [REDACTED] response below.

Background

[REDACTED] are committed to working in collaboration with Westminster City Council to create brilliant places in the heart of London's West End. As the long term owners and managers of the majority of Regent Street and around half of St James's, we take a long term view on our assets which include some of London's most historic and famous spaces. As part of this, we share an ambition of ensuring that Central London continues to be an outstanding place to work, live and visit.

Most recently, [REDACTED] have been working in partnership with Westminster City Council to deliver the Regent Street Public Realm project as part of a greener, safer and more accessible West End. The plans comprise pavement widening, securing approx. 5000m² of additional pedestrian space to enable a safer environment to help to support businesses. This also includes the delivery of new seating, street greening and cycle hubs. The plans will reconfigure traffic flow by reducing Regent Street to one vehicle lane in each direction and will introduce a dedicated cycling lane for the very first time. This will support our objectives of enhancing the experience for visitors and users, improve air quality and increase accessibility of the street.

Street Entertainment

[REDACTED] agree that music and entertainment in the public realm is an important element of placemaking, if it is suitably controlled so as not to inhibit other uses in the area.

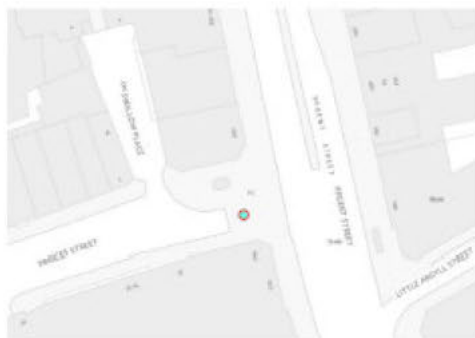
Page 1 of 4

We therefore support the principle of the introduction of the 'Busking and Street Entertainment in Westminster: Draft Policy 2020' and the proposed Code of Conduct. This is particularly important in terms of safety, performance hours, mitigating nuisance, avoiding obstructions in the street and limiting entertainment to designated pitches.

To ensure the success of the policy, we would welcome the opportunity to work in partnership with Westminster City Council and other stakeholders regarding oversight of street entertainment activity. Suitably robust enforcement is key in addition to performers' self-regulation, in the event that the code of conduct is not being adhered to.

We note the following policy extracts relating to specific pitches proposed within our Central London portfolio, and provide our responses beneath each of these:

1. *"Pitch 4: Princes Street: This pitch is suitable for all performances that need no more than 2 metres in diameter space. Due to the proximity of business premises amplification, brass, wind percussion and percussive instruments are not permitted".*

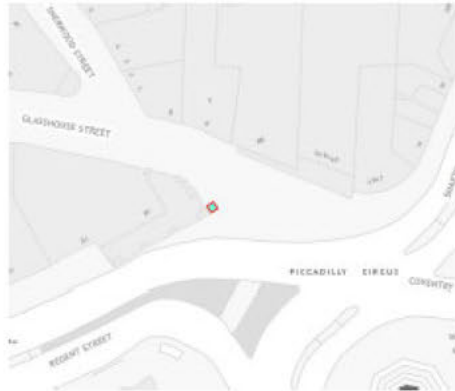


Comment: We would not be able to support any proposed pitch on Princes Street. Over recent years, our customers have been increasingly vocal about the detrimental effects of busking on office environments and customer experience.

Princes Street will soon be on a busier route between the new Crossrail exit and Regent Street. This location also forms part of the Regent Street Public Realm proposals and has been identified for a new cycle hub, seating and planting, alongside enabling sufficient space for social distancing.

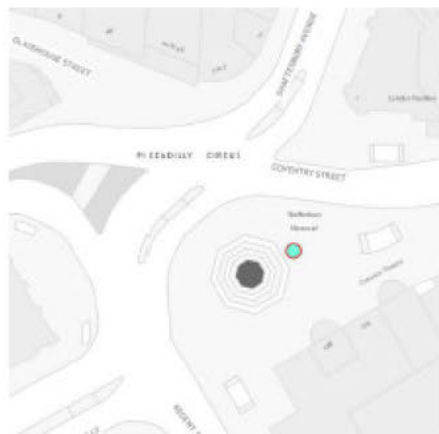
Overall, we do not consider it appropriate or feasible for a 2 metre entertainment pitch to be accommodated in this location.

2. *"Pitch 5: Glasshouse Street: This pitch is suitable for all performances that need no more than 1.5 metres in space. Due to the proximity of business premises amplification, brass, wind percussion and percussive instruments are not permitted. Due to the proximity of the road this pitch is more appropriate for walk-by performances that do not attract audiences".*



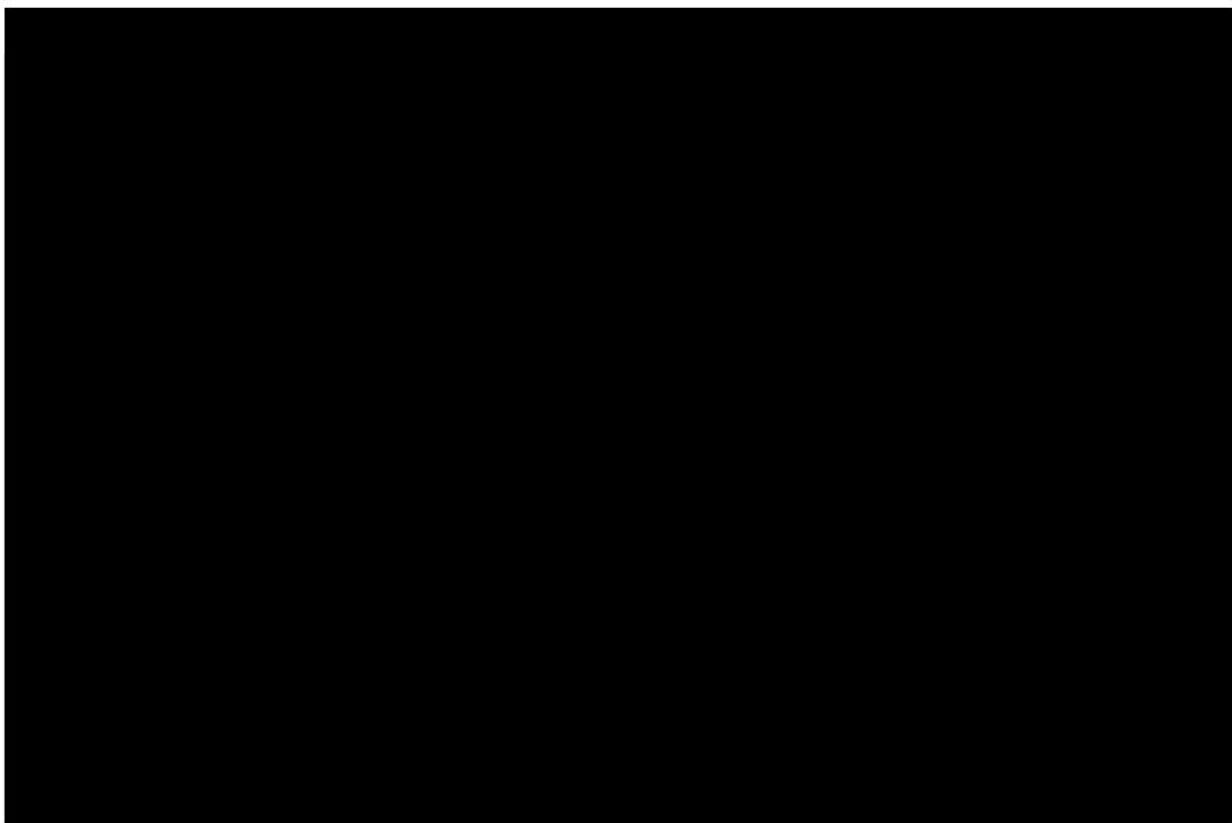
Comment: We are unable to support a pitch in this high footfall location, as it is anticipated that this would form an obstruction to pedestrian flows. This is a busy location next to Piccadilly Circus tube station exit. It is an area where we are seeking to increase space for pedestrians through our Regent Street Public Realm scheme, as it is an existing 'pinch point'. The same issues with noise nuisance noted at Princes Street also apply.

3. *"Pitch 6: Eros Statue: This pitch is suitable for all performances that need no more than 3 metres in diameter space and is appropriate for performances that attract larger audiences providing they do not cause an obstruction to passing pedestrians, nearby premises and the entrance to the tube station. Due to the proximity of business premises amplification, brass, wind percussion and percussive instruments are not permitted".*



Comment: Given that this is proposed in an area with more space, we have no objection to the principle of a proposed pitch in this location, provided that it is unamplified.

I trust that the above comments are clear in expressing our views and I would be grateful if you could keep me informed of future updates in relation to this emerging policy. Please do not hesitate to get in touch should you wish to discuss.



Please think again ! what on earth are you human beings doing to each other. The need of Power in man is so great that we have to control street entertainers. They are only buzz you get walking around London. Charles Dickens would be sadden by this and in 2021 you just want to control everything and everyone.

I hope your panel gets to read the above. You must rethink and realise you are destroying the beauty of entertainment in London.

Regards

[REDACTED]

[REDACTED]

Dear Street Entertainment representative,

Thank you for receiving my message. In recent years my published monographs entitled "Adsensory Urban Ecology" has provided valuable insights relevant to street entertainment in City Westminster.

Several of the case studies in my book [REDACTED] (volume two) engage critically with the empirical observation that, in the post-industrial urban ecology of inner-city regeneration, adsensory technologies extend avariciously into the infrastructure of neoliberal, managerialist gentrification. In addition, the book explores the forms of capital accumulation which are emerging from the integration of adsensory technology into the gentrification of post-industrial urban spaces, and examines a new form of capital accumulation in inner-city gentrification, predicated on the (de)generative integrity of adsensory financialisation.

Rigorous academic reviews include : Salleh, A., (2019); Accumulation in a Post-Industrial Ecology - Progress in Political Economy (PPE). Available at: <https://www.ppesydney.net/accumulation-in-a-post-industrial-ecology/>

Application and community engagement include: Bath Heritage Watchdog (2019); Bath Press News - Interest From A University, Bath Heritage Watchdog. Available at: <http://www.bathheritagewatchdog.org/bpress.htm>

Application and consultation engagement include: City of Westminster (2020); Busking Consultation; A New Policy for Street Performance in Westminster, Busking consultation | Westminster City Council. Available at: <https://www.westminster.gov.uk/busking>. With regards to the latter, the following was submitted to the Westminster City Council busking consultation public liability insurance proposals for buskers: Hitherto, the public liability of busking negligible; but now the risk ratio of £2million liability will either be a deterrent to busking or a multiplier of public liability insurance sales, as the industry attempts to socialise the risk probability of a claim, into the general population of public liability insurance. Individualising busking risk: #Unfare.

Furthermore, contributing to the autumn 2020 online campaign <https://savelondonbuskers.com> the following series of social media posts authored by Dr. Pamela Odih, garnered thousands of impressions:

"@CityWestminster's busking regulation: "You should hold public liability insurance of at least £2 million". Surely, in accord with "Law of Fixtures" (1876): "Quic quid plantatur solo, solo cedit". Thus, city leaseholders have public liability to insure protection of the busker?"

For, it is my contention that the City Westminster busking regulations constitute a privatisation of public recreational space through an adsensory financialisation of public liability insurance; and an

aesthetics of gentrification integral to adsensory urban ecology. Furthermore, my application of “Quic quid plantatur solo, solo cedit” to the plight of the City Westminster buskers, interpolates with the January 2021 announced Ministry of Housing, Communities and Local Government land regeneration policy entitled: "Right to Regenerate' to turn derelict buildings into homes and community assets".

I welcome your insights on the issues I am raising. Thank you for your time.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

I am not a Street Entertainer and hence I have no ‘axe to grind’!

I am however a resident of [REDACTED] and used to spending leisure time at Covent Garden, Leicester Square, Trafalgar Square etc – all ‘Hubs’ of traditional street entertainment that is beloved of the endemic population as well as visitors world-wide.

Frankly – you lot, should be hanging your heads in shame !

YOU are KILLING off our culture; our traditions; our heritage.

What next will you do – KILL off what is left of our Pubs?

Absolutely DISGRACEFUL.

[REDACTED]

[REDACTED]

[REDACTED]

H [REDACTED]

I have submitted a response to your questionnaire today, but for completeness I thought I would copy and paste our substantive comments for you in an email.

We are largely supportive of the council’s proposals to regulate street entertainment in Westminster. Like many we hope it will encourage better quality street entertainment across the West End, while allowing enforcement against other elements that seek to exploit local visitors and disturb those living and working here. However we are now in very different times. We still very much support the principle, but we are now very concerned about the pitch located in Chinatown and it’s suitability as a pitch during a global pandemic.

In reference to that we have specifically made the following comments:

As the [REDACTED] we are responding on [REDACTED].

Chinatown has been severely impacted by this Coronavirus pandemic including a sharp reduction in footfall during the months leading up to the first lockdown in March 2020. Therefore it's recovery is vital to the many restaurants and other businesses that are located there. We are concerned that these plans were drawn up before this pandemic had affected the country and we are now in a completely different place.

Al fresco dining is now a key activity in Chinatown, where the many food, drink and leisure businesses have embraced a whole new way of working. With social distancing measures likely to be with us for years rather than months, the outdoor space is key and we will be working with your Placeshaping, Highways and Licensing teams to ensure that Chinatown can recover from this pandemic with continued use of outdoor space for alfresco dining.

This means that the designated pitch you have located on Wardour Street is unlikely to work well with this new street environment. Of all of the pitches in your Policy, this one is located on in a very restricted area for space, it is the only one in a location dominated to this extent with food outlets. With tables and chairs licenses and the high footfall this area attracts, while social distancing and al fresco remains, we do not consider this location appropriate any longer for a pitch. Street entertainment is intended to gather crowds and encourage people to stop, I think this would mean that this junction could no longer operate in a COVID safe manner.

The principle of having a pitch located here has been supported in normal times, but these are not normal times. [REDACTED] strongly recommends you reconsider this location in the light of the pandemic and consider reinstating it at a more appropriate time in the future.

Please do keep in touch and let us know what is finally decided and also when the Policy is likely to come into effect.

Thanks

[REDACTED]

[REDACTED]

Dear sirs and madams,

We were all poor at what we do once. Some still are! Let them have a go and earn some coins. Have you watched A Streetcat Named Bob? You should.

Busking is a way of bringing life into a town and any reinforced regulation is unnecessary and only pleases a few miseries who should not control the enjoyment of the majority of human beings with feelings, who appreciate the arts in all its forms. Those who complain probably have 'noise' cancelling headphones anyway.

Westminster council could find better things to do with its money than harassing the poor artists who already suffer worse than most.

Respectfully

[REDACTED]

[REDACTED]

Dear Street Entertainment Team

In December - and while under Tier 2 Regulations - I accompanied a young busker friend to perform in Oxford Street on a few occasions. This seemed to be well received by pedestrians and shoppers - although numbers were clearly much reduced from the usual December footfall - and I do not believe that we caused any inconvenience to anyone through our presence, performance or volume. The repertoire was songs from the shows and Xmas tunes, performed against backing tracks using a small portable amplifier.

We were aware that, following the introduction of your new Policy in 2021, the opportunities to perform in this way in Westminster will be severely limited, in particular as the number of locations where amplification will be permitted is negligible, and they are not, in our view, particularly attractive locations for the repertoire performed by my friend. But, for us, this is now an academic point anyway, as my friend will shortly relocate from London to continue studying elsewhere, so we shall not trouble you again!

However, the point I wanted to make to you is this. On three occasions when we were in Oxford Street, we relocated from our first position to a second position due to noise from other sources that was considerably overwhelming the performance my friend was giving, namely:

- i) a group located outside Nike at Oxford Circus (by the tube station stairs) with a very sizeable drum kit / percussion outfit but unamplified - very loud even though we were further down Oxford Street, opposite Great Portland Street;
- ii) music etc played by shops from within their premises but extremely audible outside - I didn't make a note of the shops concerned (also noticed this issue in Regent Street); and
- iii) during an evening performance, the very and excessively loud amplified "music" from the various cycle rickshaws / pedicabs, both those with passengers and those stationary awaiting custom. 2 of these parked themselves at a junction very close to the position we had taken up, the sound was overwhelming, so we relocated.

So in bringing in your new policy targeted against buskers and street entertainers what comparable measures will Westminster Council be introducing AND enforcing against others who also generate considerable noise nuisance to the environment, particularly thinking about my examples ii) and iii) above, as I hope you will agree that it is entirely unfair and unjust for street entertainers to be subject to strict regulation under your new policy if other noise sources in the same locations can continue unfettered.

I look forward to your reply with interest.

Yours truly

[REDACTED]

[REDACTED]

[REDACTED] on behalf of [REDACTED] relating to Covent Garden, in addition to my previous email from last year requesting that no street performance takes place on highway before 11:00 a.m, can we please ask that the amplified pitch on James St can be for any performance, not just vocal performance

Thank you

[REDACTED]

[REDACTED]
Keep the buskers At Covent garden in Spring

[REDACTED]
I will ask the Highways Team to review the document as requested.

Please note the only comment I have at this stage is that the proposed location on the King Charles I roundabout (on the south side of Trafalgar Square) is inappropriate from a road safety perspective.

Regards,

[REDACTED]
[REDACTED]
OK - it will still be worse than the ones on the corner who typically point directly away from us. And presumably there will be far more amplified buskers than the annoying one at present.

[REDACTED]
Good Afternoon Busking and Street Entertainment Team,

My only concerns from a Highways perspective are how will we approach the removal of any Street entertainment in the case of having to erect a temporary structure or carry out any highway remedial works? As you are probably aware, we do have to carry out emergency highways remedial works sometimes, so early notification cannot always be given.

Regards,

[REDACTED]
[REDACTED]
[REDACTED]
I see.

To be honest it does not. That roundabout is at the end of my street and the nuisance from amplified busking will be even worse for us than on the corner as there are even less obstructions in the way and undoubtedly it will be aimed in our direction unlike now where it is aimed away from us.

I think it is an excellent idea to clamp down on buskers in my neighbourhood - especially those using amplification - but moving them all to a place that impacts residents is not at all a good idea. We will be subjected to a noise nuisance from every busker who uses amplification on that spot.

I maintain that the end of Northumberland Avenue is not a suitable spot for amplified music as it impacts residents.

Thanks for the clarification. Even though it is quite depressing news.

[REDACTED]
[REDACTED] Message -----
[REDACTED]
[REDACTED]

Subject: RE: nuisance form busking / Northumberland Avenue

Just to confirm the Waterstones pitch is proposed as a non-amplified pitch.

There is one proposed for the round-about but hopefully as this is surrounded by traffic sound should not travel in the same way from this pitch. Hopefully this is some reassurance?

Our policy can be found [here](#) if you want to look in more detail at the proposals.

Many thanks,



Greetings,

I'm writing on behalf of residents at



We've recently received notification of the Council intention to implement the busking and street entertainment policy which was presented to the Full Council on 9th December, and we're extremely disappointed that our views and concerns, raised through your feedback sessions, have not been taken into consideration.

[Redacted] of the proposed pitch site on Vere Street.

The proposed pitch location would sanction what is currently a grievous nuisance which not only negatively impacts our daily lives and the well-being of resident families, but also affects the value of our properties. With the current situation many of us have started working regularly from home, and the repetitive and loud tunes are causing extreme distress.

The Council policy asks for compliance on a number of points, such as producing a varied repertoire, not causing any nuisance to persons in nearby properties, etc. but we doubt there is any effective way to regularly monitor and enforce such rules.

Moreover, even if at the Vere St location the policy puts a ban on amplification, brass, wind and percussion instruments, that will not spare local residents the blight of repetitive tunes, loud singing or tormenting high-pitched string instruments such as violins.

If a local pitch is absolutely necessary, our suggestion would be to pick a location off the main thoroughfare of Oxford St, either at the north end of Vere St or at the north entrance to Bond St, where the direct line of hearing to our residences would at least be broken by intervening buildings. We ask the council to urgently reconsider this decision and apply the relevant corrections to the policy.

Best regards,



Hi

We are frequently subject to very loud amplified music originating from the site whenre Northumberland Avenue meets Trafalgar Square.

The busker plays the same few tunes over and over again and this noise nuisance is audible throughout our home which is located [REDACTED]. This applies even with the double glazed windows are closed.

Please can this area not be permitted for amplified music as this is negatively impacting residents.

Thanks

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Thank you for researching and forming this policy. Busking activity had grown to a level of Nuisance.

I reside on [REDACTED], and am particularly happy there will be no busking on that street.

[REDACTED]

[REDACTED]

[REDACTED]

Thank you for your response.

Please can you put this in as a formal response to the amplified pitch on the North Terrace of Leicester Square, Pitch 9.

We are pleased that the scheme is happening and we are fully supportive. It should be a big improvement and it is welcome.

We are concerned that there is a belief that pitch 9 is potentially going to be less impactful as performers will no longer have to compete to be heard on the North Terrace, so sound clash should no longer be an issue, and as one of the few amplified pitches the performers should be incentivised to manage their sound.

On the point of sound clash, sound clash is not currently an issue as the acts on the NE and NW corners of the Square both point in different directions. They can, and do, both play as loudly as they like, with no sound clash issues. The concern for us is more that with pitch 9 being the only amplified pitch, amplified acts will compete and queue up to play there, and so we will only have amplified acts there, whereas currently we have some quiet ones offering us a little respite. This, the fact that the current orientation of the pitch being towards buildings and not towards a wide open area, and the lack of other amplified pitches in the area, underlines the need to reduce the sound nuisance from pitch 9.

On the point of incentivisation, I can see that the licensing should make the performers more accountable and so more responsible, though volume equals reach and number, and so earning potential, so it will need managing, and so we formally request that there is an objective definition of 'nuisance' given so we have something to measure it against. We also ask for details of how the

scheme will be policed, to both deal with licensed performers that are causing 'nuisance,' and unlicensed performers.

I also formally request that Pitch 9 is reorientated by 180 degrees so the noise from the performers there, is directed into the wide open space of Leicester Square where it can dissipate more easily, rather than bouncing between the buildings in front of it.

I have walked the area around pitch 9 and the 'highway' is so wide, it bluntly does not matter where it goes. The current pitch actually partially blocks access into the square as well as part of the north terrace when busy. Putting it the other side of the Terrace, or in the middle of the Terrace, facing the square, will only block an equivalent part of the Terrace, and will also remove the block to the access to the Square. It will not in any way impede access for emergency vehicles. In any case, if the acts are less noisy than now, they will have smaller groups of people watching, so any potential obstruction will be less of a concern.

Given we now seem to be stuck with an amplified pitch near where we work, we need to work with it, so getting pitch 9 rotated through 180 degrees so the sound is directed at an open space, rather than close to and directed towards our buildings, would lead to a material reduction of the impact of it on our lives and ability to work.

Please let me know if I can assist further.

[REDACTED]

[REDACTED]

[REDACTED]

Why on earth are you legalising street busking? Why can't we have some peace and quiet? How dare you inflict your choice of so called "music" on others.

[REDACTED]

[REDACTED]

I have filled in the survey in which my comments are that the policy is fine if there is proper enforcement to prevent itinerants and illegal operators.

[REDACTED]

[REDACTED]

Further to [REDACTED] email below, I also share this concern.

Regards

[REDACTED]

[REDACTED]

[REDACTED]

All noted. I only have one issue and that is the operating times for Covent Garden (10am) which will create a conflict with the current loading arrangements (up to 11am) and is therefore in my view a safety issue.

I know [REDACTED] has formally responded / objected on this point.

Thx

K

Hi, I represent [REDACTED] pedestrian spaces on behalf of WCC

The timing of licensed street performance in Covent Garden has now been brought forward to 10:00 AM compared to the long standing code of conduct which permitted later hours and so as a consequence of your proposals, these pitches which are on highway, conflict with operational hours of the highway which in the case of the Piazza is upto 10:30 and James St 11:00. The highway, when operational is open to vehicular servicing traffic, it cannot also be open for street performance at the same time

Even if pitch locations were adjusted slightly then watching crowds would still be standing on operational highway

It would be unsafe to permit street performance on operational highway, this would not be permitted on Strand for example and so we ask that no street performance in Covent Garden commences earlier than 11:00 daily to keep the rules simple for performers to follow

With the performers holding Licences which lawfully permit performance at that time, not to make these changes will result in regular conflict between performers and drivers with City Guardians placed in an untenable position regarding enforcement

We have made two written representations in respect of this issue in the prior consultation, and so could you acknowledge receipt

Thank you

Dear whoever reads this,

This is absolutely disgraceful that this has been accepted, and Westminster council should be ashamed of themselves for doing this.

Not only is this the most challenging time for everyone, and to add this to performers is outright hideous and selfish, but you are also ruining history and a sting London cultural aspect.

I truly hope that this will change before it comes in effect.

All the people who are privileged enough to live near where these performers practice, would have know about them and hence they accepted that when they moved in to the area. Absolutely outrageous that the rich have once again won and they have the power to change something so London.

Keep the buskers at Covent Garden

BUSKING

AND STREET ENTERTAINMENT IN WESTMINSTER




City of Westminster

City
for
All

Draft policy 2020

#BuskWestminster

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INTRODUCTION AND POLICY OVERVIEW

Every day the streets and public spaces of Westminster are brought to life by busking and street entertainment. This includes musicians, magicians, comedians, artists, dancers and others who come from all over the world to perform on our streets.

However, along with entertainment and vibrancy, busking and street entertainment can also cause adverse impacts including noise, obstruction and public safety issues. In recent years we have received an average of 2200 complaints each year.

To ensure we deliver a City for All, this draft policy seeks to balance the interests of buskers and street entertainers with those who live, work and visit here by promoting a voluntary Code of Conduct to support performers to self-regulate, and promoting membership to the Westminster wide Busking and Street Entertainment Forum. The policy also recognises that in certain locations within our City, the adverse impacts experienced by pedestrians, residents and business are significant and a tailored and targeted response is needed to improve control and address these concerns.

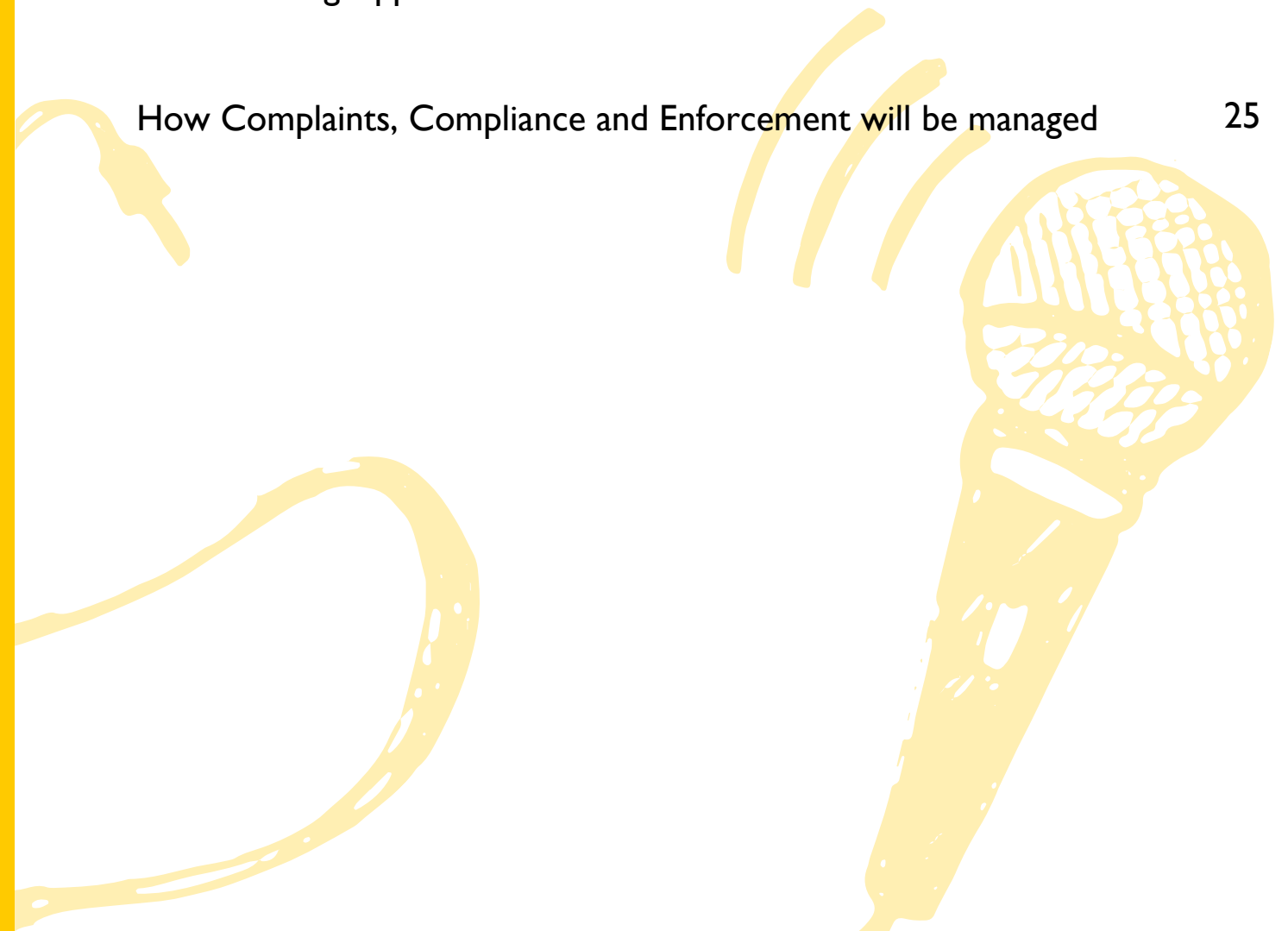
Before you perform in the City of Westminster we ask that you make yourself familiar with our Code of Conduct and this Policy.

- We have a Westminster wide Code of Conduct within this Policy that you should follow to ensure you are being considerate of both the local community and those sharing the public space with you. We also encourage all buskers and street entertainers to go to our dedicated webpage for information and join our Busking and Street Entertainment Forum.
- The centre of our City is a busking and street entertainment regulated area. There is a light touch licensing scheme applicable here which means you will only be able to busk in designated pitches, need to apply for a licence to perform, keep to the terms and conditions of the designated pitches, and abide by the conditions of your licence. The centre of our City includes the areas in and around:
 - Paddington
 - Marylebone
 - Bayswater
 - Oxford Street
 - Mayfair
 - Regent Street
 - New Bond Street
 - Piccadilly
 - Chinatown
 - Leicester Square
 - Soho
 - Covent Garden
 - The Strand
 - Charing Cross
 - Embankment
 - Trafalgar Square
 - Whitehall
 - Parliament Square
 - Victoria
 - Knightsbridge
 - Belgravia
- In Covent Garden there is an established Street Performers Association (SPA) that you are encouraged to join before performing here.
- In Trafalgar Square and Leicester Square there is a newly created SPA that you are encouraged to join before performing here.

This draft policy is based upon the careful consideration of evidence and engagement with buskers and street entertainers, businesses and residents, however we will also monitor the policy throughout its first year of implementation and conduct a full review after 12 months so that it can be adapted based on results and feedback if required.

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WHAT IS BUSKING AND STREET ENTERTAINMENT?

Busking and street entertainment is a form of evolving performance art consisting of entertainment in a street or areas where the public commonly have access.

The phrase 'busking and street entertainment' should be given its ordinary meaning as commonly applied in everyday language which can include (but is not limited to) performances by musicians, magicians, comedians, artists including street artists, dancers, acrobats and mime artists.

For the purposes of this policy busking and street entertainment **is not** considered to be:

- Activities that incorporate the sale of goods and/or services, for example portrait artists, balloon sellers and tarot card reading. Such activities are regulated by the Street Trading regime and are subject to separate controls.
- Entertainment that is performed as part of a street party, community festival, charitable fundraising event, protest or similar activities.
- Entertainment related to a religious meeting, procession or service (this includes performances of Christmas carols by members of the Salvation Army)
- Entertainment organised as part of a wider authorised event by the council's City Promotions Events and Filming team, including (but not limited to) Chinese New Year, Gay Pride, other seasonal parades and festivals, and Film Premiers.

If you are not sure if your art or performance is a busking and street entertainment activity or any other type of activity, please contact streetentertainment@westminster.gov.uk

HISTORY OF BUSKING AND STREET ENTERTAINMENT IN LONDON



1741

'The Enraged Musician'
by William Hogarth



1850

Harmony In
Leicester Square'



1903

Buskers, Living
London Magazine
by George Sims



1955

Harpist, Photo by B J Green



1955

Musicians, Soho Fair



1965

The Happy Wanderers
Sand Dance,
Leicester Square



1980

Musicians, Abbey
Road pedestrian
crossing



2019

Busking and Street
Entertainment in
present day

JOIN OUR BUSKING AND STREET ENTERTAINMENT COMMUNITY

Stay informed

The council's website has a page dedicated to all things busking and street entertainment including:

- What is busking and street entertainment
- Frequently asked questions
- Busker and Street Entertainer Forum details and meeting dates
- Details and dates of busking and street entertainment wide community and partnership meetings
- Community involvement opportunities and events
- Diary of upcoming city events that may affect where you choose to perform
- Feedback
- Mailing list
- Contacts

Please go online to find out more

westminster.gov.uk/busking-westminster

Join our Busking and Street Entertainment Forum

We have created a Busking and Street Entertainment Forum which is open to all buskers and street entertainers and is free to join online.

The Busking and Street Entertainment Forum meet with council officers twice a year to collect your feedback and concerns, answer your questions, share ideas, and work together to find ways to promote busking and street entertainment across our city.

The Forum also serves as a bridge between the busking community and our local resident and business forums in order to foster good relations and open communication and to promote partnership among all those that strive to contribute to the use and enjoyment of our shared public spaces.

The Forum will play a key role in reviewing the implementation of this policy.



THE WESTMINSTER BUSKING AND STREET ENTERTAINMENT CODE OF CONDUCT

There are seven principles that make up our Code of Conduct. If you're performing anywhere in Westminster you should abide by this Code, which sets out how you can perform responsibly and be considerate of other performers, surrounding residents, businesses and other users of the shared public space.

1. Safety first!

All buskers and street entertainers should be confident that both they and their performance is safe for those enjoying the performance. This means that:

- You should hold public liability insurance of at least £2 million.
- You must ensure that no one could trip over your equipment, and you must never leave equipment unattended.
- No naked flame, pyrotechnics, fireworks, knives, sharp objects or anything similar should be used as part of the performance.
- No unlicensed animals should accompany the busker or street entertainer, or be used as part of the performance.

2. Performance hours

All busking and street entertainment should only take place between the hours of 10am and 9pm. Any amplified entertainment beyond 9pm and before 8am is an offence under the Control of Pollution Act 1974 and you may be liable to enforcement action.

3. Avoid causing a nuisance

Buskers and street entertainers should take all reasonable steps to make sure their performance does not adversely impact those around them. This means:

- Sound as a result of any performance does not cause nuisance to persons in nearby property.
- If you use an amplifier this should never be powered with any external power sources, for example extra battery packs or generators.
- You should have a full and varied repertoire that avoids repeating sounds, songs, or music.
- You should be aware that noise can be generated by the audience.
- You should be aware of other buskers and street entertainers in the area and space yourself far enough away to avoid sound clash. A good indication of an appropriate space between performers is around three car lengths (50ft).
- A performance should not be longer than 40 minutes and there should be a 20 minute break before the next busker or street entertainer performs.
- You should respect other buskers and street entertainers and cooperate with any queuing system in the area by leaving the location after you have finished your performance.

4. Don't cause an obstruction

Buskers and street entertainers should make sure their performance and audience does not cause an obstruction to pedestrians, road users and neighbouring property. This means that:

- You should never block any entrances or exits to property, and no pedestrians should spill out onto the road to get past you or your audience. An obstruction is likely to be caused if a wheelchair or double pushchair cannot comfortably move past.
- You should stop your performance or ask other buskers and street entertainers to help you take steps to control your audience if they cause an obstruction. If your attempts to relieve the audience from causing an obstruction do not work, you should cease your performance.

5. Co-operate with Authorised Officers and the Police

Council officers, authorised officers of the council, police officers or police community support officers may at times ask that you adjust your performance or move locations in the event of an emergency, public disorder, planned events, or to prevent a nuisance from being caused. Our officers have a right to do this without fear of threatening or abusive behaviour.

You should co-operate with any such reasonable requests, however if you have any concerns about the conduct of officers carrying out their duties you can contact the team at www.westminster.gov.uk/complaints

6. Only sell merchandise if you have permission

- You may only sell items if you have a temporary licence to engage in street trading under the City of Westminster Act 1999 www.westminster.gov.uk/street-trading
- In the busking and street entertainment regulated areas, there is a special permit you can apply for which allows you to sell merchandise items directly associated with your performance (for example a musician selling their CDs). Buskers and street entertainers will be granted a temporary street trading licence for a nominal fee if you are a Busking and Street Entertainment Licence Holder trading in the regulated areas and in accordance with your licence conditions.

7. Talk to the council and the local community, and use the Forum

The best way to promote busking and build partnerships with residents and businesses is to keep in frequent contact with us, and engage with your local community. There are many ways to do this including talking to local businesses and residents directly, joining the dedicated Busking and Street Entertainment Forum, attending wider community meetings, and providing us with feedback via our website.



PERFORMER SELF REGULATION AND STREET PERFORMERS ASSOCIATIONS

Whether you are a regular or occasional performer in Westminster, you are part of our City's busking and street entertainment community. Being a part of this community means that you should look after each other, respect each other and work together. This is commonly known as busking and street entertainment self-regulation.

Self-regulation typically includes (but is not limited to):

- Awareness and adherence to the Westminster Busking and Street Entertainment Code of Conduct and Policy and/or licence conditions in the regulated area.
- Operating a queuing or ballot system for popular busking and street entertainment locations.
- Asking other buskers and street entertainers who may be too loud to adjust their volume.
- Helping to control audiences and prevent them from causing a nuisance.
- Participating in the Busking and Street Entertainer Forum and engaging with the wider community to foster good relations with all users of the shared public space.

Across our City there are some buskers and street entertainers that have formed organised groups known as Street Performers Associations (SPAs). Members of the SPA work together in local areas to ensure that busking and street entertainers treat each other fairly, and performances are not adversely impacting on the surroundings by pro-actively monitoring each other's behaviour. In Westminster there are two SPAs that operate in our busking and street entertainment regulated area that you are encouraged to join once you have obtained your licence.

The Covent Garden SPA

The Covent Garden SPA is a long-established group of regular buskers and street entertainers managing a wide-ranging repertoire of world leading performers. To become a member of the SPA and perform here, you will need to audition.

To find out more you should go online www.coventgarden.london/street-performers or visit their Facebook page www.facebook.com/coventspa

Westminster SPA (Leicester Square and Trafalgar Square)

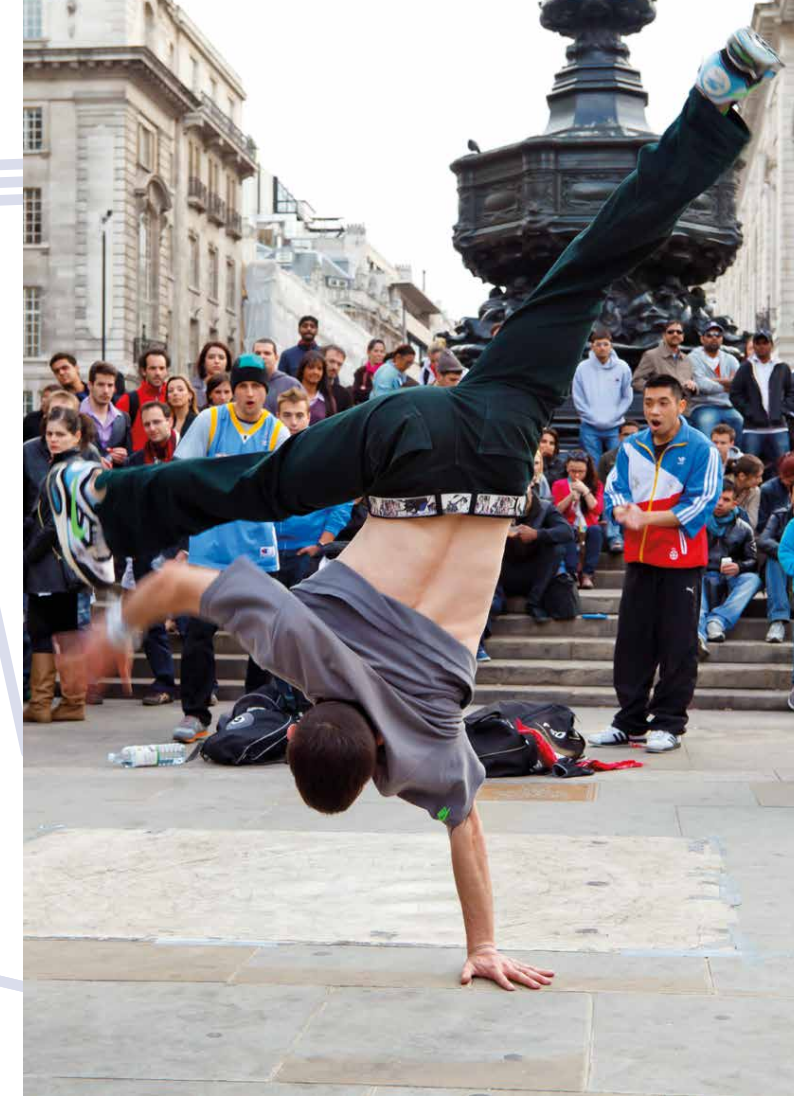
The Westminster SPA is a new group of regular performers in Trafalgar Square and Leicester Square. Anyone can join and become a member of The Westminster SPA by going online www.westminsterspa.co.uk.

THE BUSKING AND STREET ENTERTAINMENT REGULATION AREAS¹

Our City is a popular and busy visitor area, also attracting a high number of buskers and street entertainers. Competition for performance space is high and the adverse impacts are significant in these busy and congested areas.

The areas that make up our Regulated Area include:

- Paddington
- Marylebone
- Bayswater
- Oxford Street
- Mayfair
- Regent Street
- New Bond Street
- Piccadilly
- Chinatown
- Leicester Square
- Soho
- Covent Garden
- The Strand
- Charing Cross
- Embankment
- Trafalgar Square
- Whitehall
- Parliament Square
- Victoria
- Knightsbridge
- Belgravia



Busking and street entertainment needs to be controlled in these areas to ensure:

- Buskers and street entertainers have dedicated spaces.
- Buskers and street entertainers perform only in dedicated locations that minimises adverse impacts to pedestrians, businesses and local residents.
- Levels of sound and volume are controlled to prevent a nuisance being caused to surrounding businesses and residents.

Busking and street entertainment is therefore prohibited in all parts of these regulated areas other than on designated and marked pitches.

Busking or street entertainment is **ONLY** permitted if:

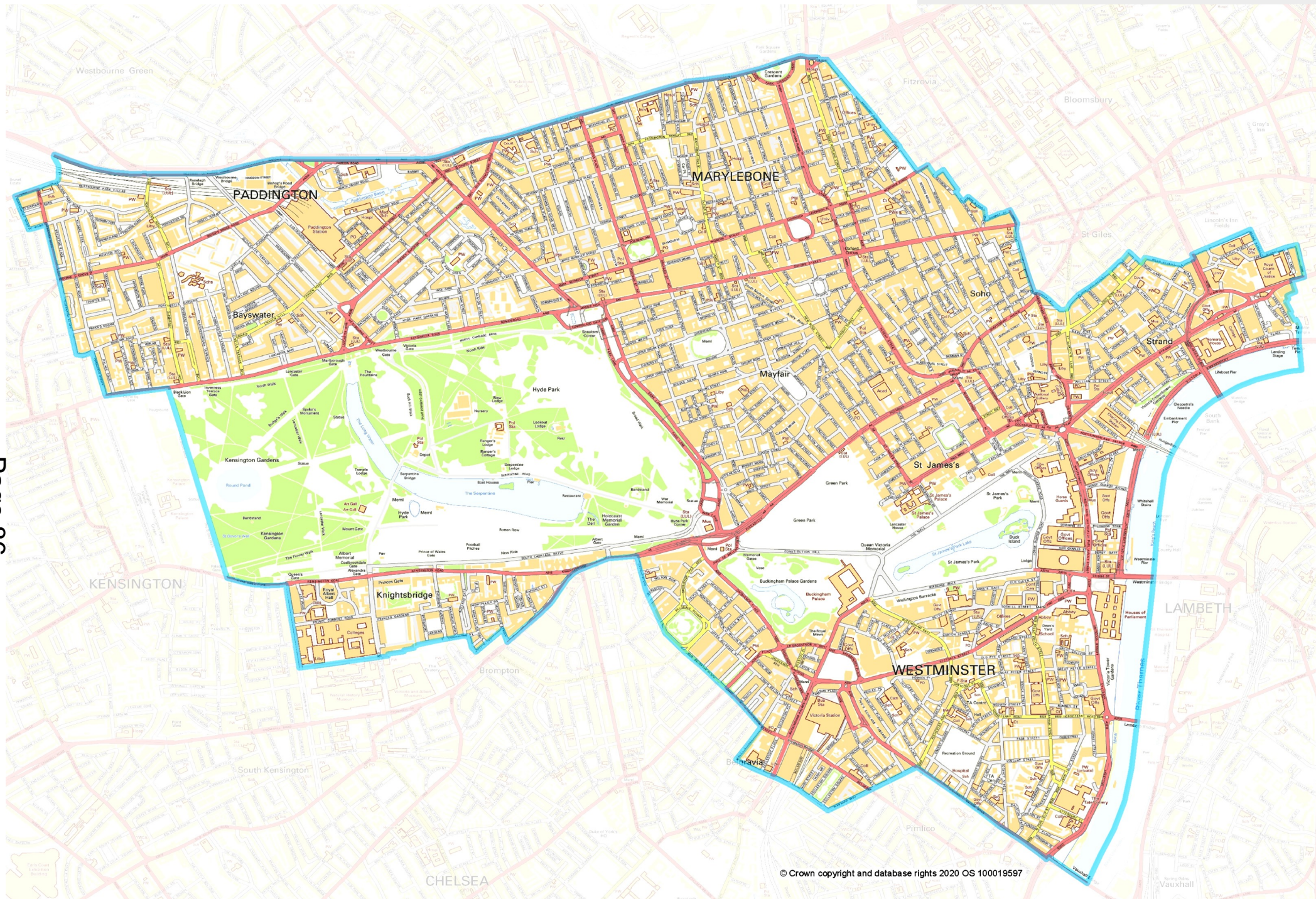
- you are on a designated and marked busking and street entertainment pitch, and
- you have a licence to perform on these pitches, and
- are performing in accordance with the busking and street entertainment licence terms and conditions.

A summary guide to the regulated areas and designated and marked pitches is provided overleaf. For the full and detailed list of streets where busking and street entertainment is prohibited, and exact location of the marked and designated pitches, see Appendix A.

THE BUSKING AND STREET ENTERTAINMENT REGULATION AREAS¹

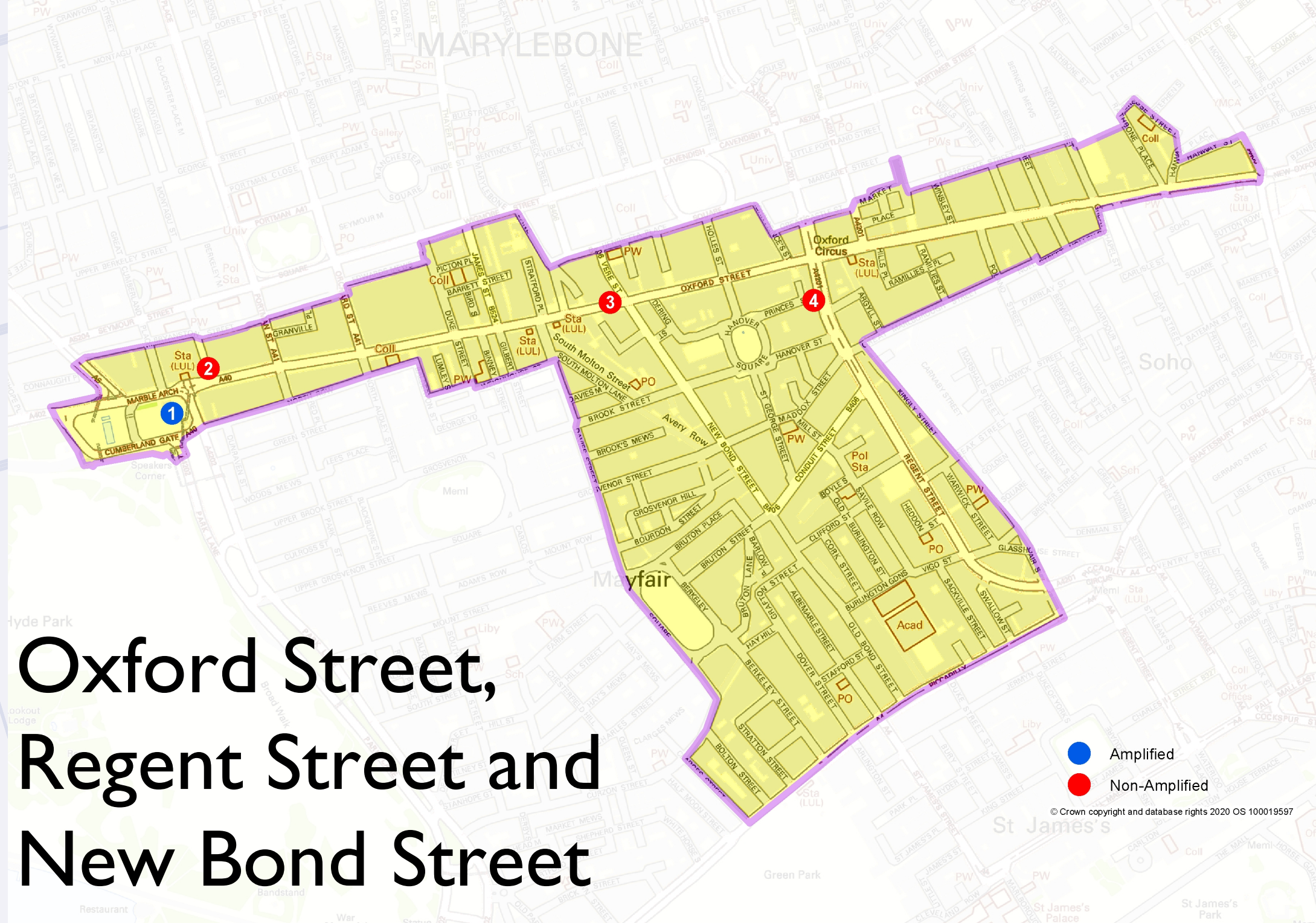
15

*25 subject to Full Council decision



Home to the UK Government and official residency of the Royal Family.

Known for art galleries, fountains, river sidewalk and theatres, and is also home to a large mainline station connecting people from London to the south east of the UK.



Performances are not permitted anywhere in this area other than the four designated busking and street entertainment pitches in accordance with the busking and street entertainment licence conditions.

Pitch 1: Marble Arch

This pitch is suitable for all performances that need no more than 3 metres in diameter space and is appropriate for performances that attract larger audiences providing they do not cause an obstruction to passing pedestrians and any event that may be taking place in the vicinity. Amplification, brass, wind percussion and percussive instruments are permitted here providing the sound does not cause a nuisance to nearby property.

Pitch 2: Old Quebec Street

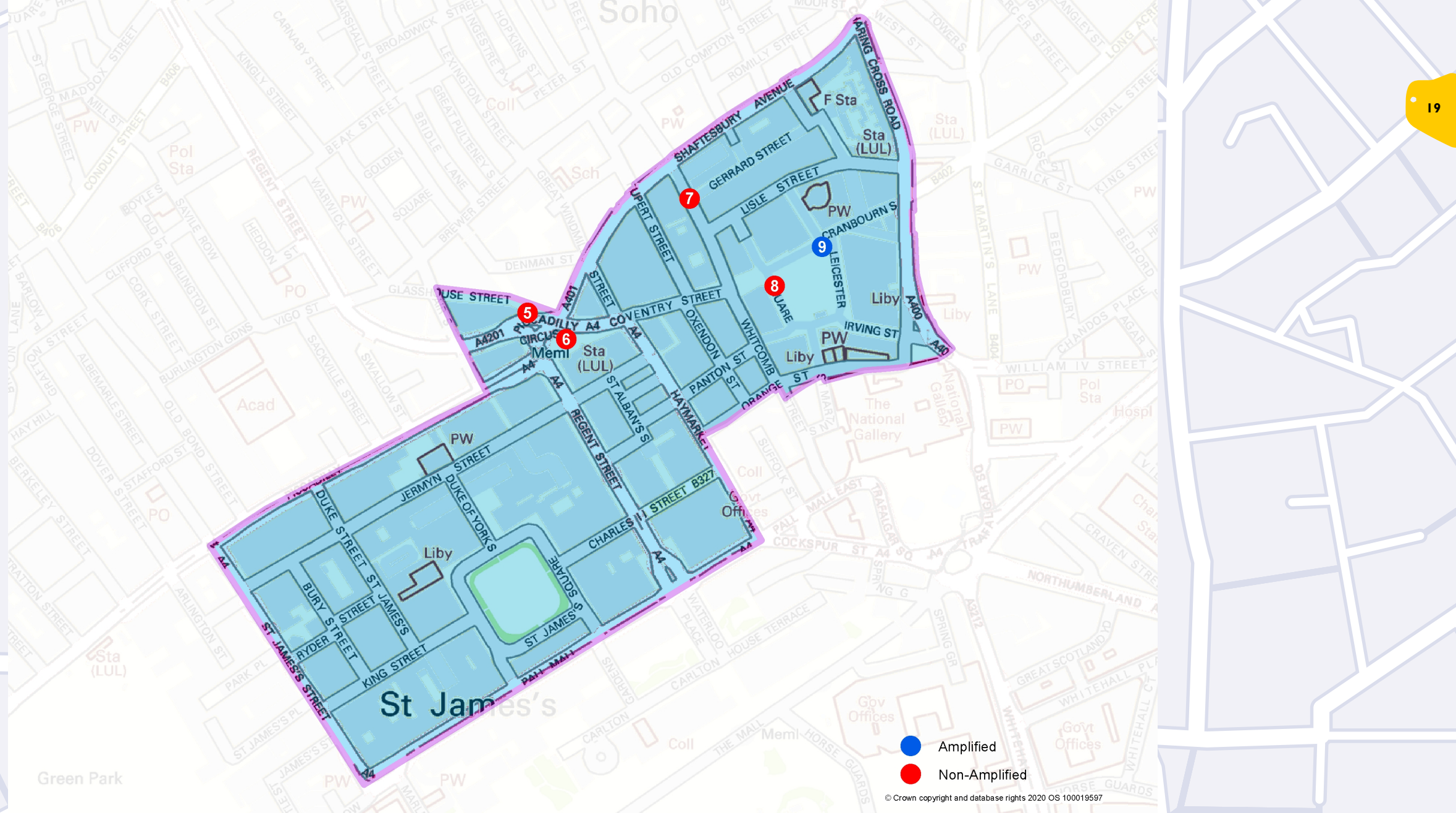
This pitch is suitable for all performances that need no more than 2 metres in diameter space. Due to the proximity of business property amplification, brass, wind percussion and percussive instruments are not permitted.

Pitch 3: Vere Street

This pitch is suitable for all performances that need no more than 1.5 metres in diameter space. Due to the proximity of the road and business property, and this area being a busy pedestrian thoroughfare, this pitch is more appropriate for walk-by performances that do not attract audience. Due to the proximity of business and residential property amplification, brass, wind, percussion and percussive instruments are not permitted.

Pitch 4: Princes Street

This pitch is suitable for all performances that need no more than 2 metres in diameter space. Due to the proximity of business property amplification, brass, wind percussion and percussive instruments are not permitted.



Piccadilly Circus, Chinatown and Leicester Square

Performances are not permitted anywhere other than the 5 designated busking and street entertainment pitches in accordance with the licence terms and conditions. The Westminster SPA also operate in this area supporting buskers and street entertainers to understand the rules and working with businesses to reduce complaints and the need for enforcement here.

Pitch 5: Glasshouse Street

This pitch is suitable for all performances that need no more than 1.5 metres in space. Due to the proximity of business property amplification, brass, wind percussion and percussive instruments are not permitted. Due to the proximity of the road this pitch is more appropriate for walk-by performances that do not attract audiences.

Pitch 6: Eros Statue

This pitch is suitable for all performances that need no more than 3 metres in diameter space and is appropriate for performances that attract larger audiences providing they do not cause an obstruction to passing pedestrians, nearby property and the entrance to the tube station. Due to the proximity of business property amplification, brass, wind percussion and percussive instruments are not permitted.

Pitch 7: Chinatown

This pitch only operates Monday – Friday between the hours of 10am – 9pm. It is suitable for all performances that need no more than 2 metres in diameter space. Due to the proximity of business property and this area being a busy pedestrian thoroughfare this pitch is more appropriate for walk-by performances that do not attract audiences. Due to the proximity of business property amplification, brass, wind percussion and percussive instruments are not permitted.

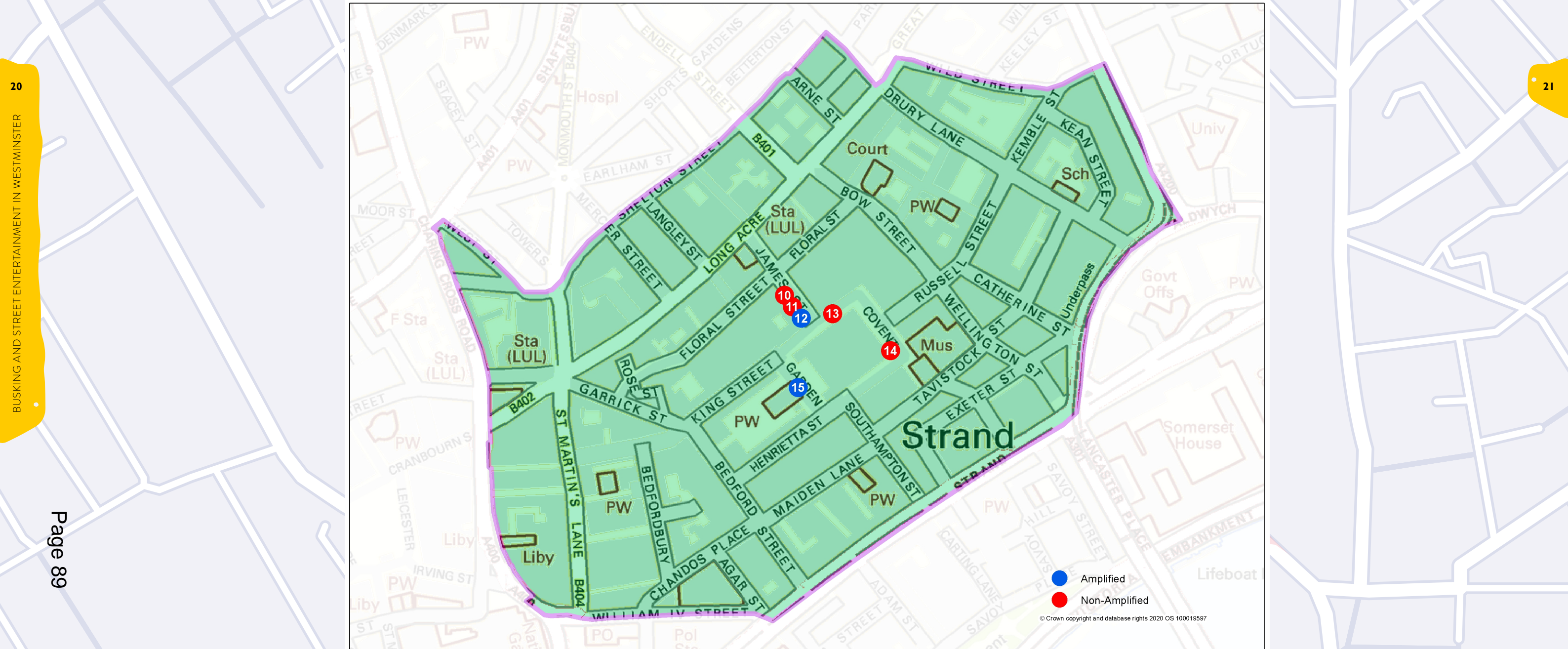
Pitch 8: Leicester Square North West

This pitch is suitable for all performances that need no more than 3 metres in diameter space and is appropriate for performances that attract larger audiences providing they do not cause an obstruction to passing pedestrians and nearby property. Amplification, brass, wind, percussion and percussive instruments are not permitted.

Pitch 9: Leicester Square North East

This pitch is suitable for all performances that need no more than 3 metres in diameter space and is appropriate for performances that attract larger audiences providing they do not cause an obstruction to passing pedestrians and nearby property. Amplification, brass, wind percussion and percussive instruments are permitted here providing the sound does not cause a nuisance to nearby property and directed towards the gardens.

This pitch has been relocated a short distance from its location towards the centre of the footway



Covent Garden

Performances are not permitted anywhere other than the 6 designated busking and street entertainment pitches in accordance with the licence terms and conditions. You should also note that:

- The Covent Garden Market Place is private land and performances are not permitted unless you have the express permission of the landowner.
- Covent Garden SPA operate on Pitch 15 and you are encouraged to first audition with them before performing here.

* subject to Full Council decision pitches to operate Monday - Sunday between the hours of 11am – 9pm

Pitch 10, 11: Covent Garden James Street

These pitches are suitable for performances that need no more than 1.5 metres in diameter space. Due to the proximity of business property amplification, brass, wind percussion and percussive instruments are not permitted.

Pitch 12: Market Square/James Street

This pitch is suitable for performances that need no more than 1.5 metres in diameter space. Due to the proximity of business property music amplification, brass, wind percussion and percussive instruments are not permitted, however a vocal amplifier is permitted here.

Pitch 13: Royal Opera House

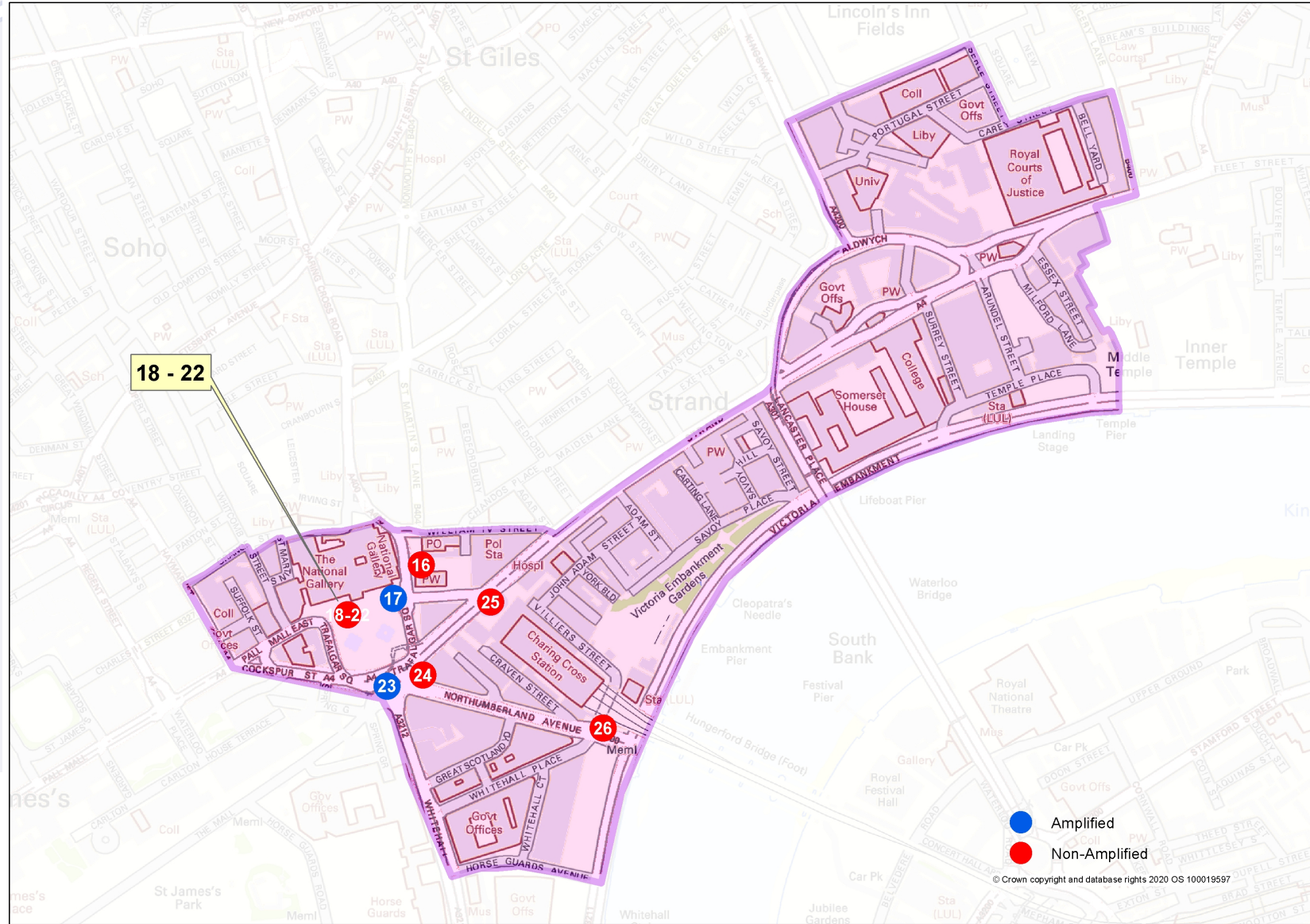
This pitch is suitable for performances that need no more than 2 metres in diameter space. Due to the proximity of business property amplification, brass, wind percussion and percussive instruments are not permitted.

Pitch 14: Transport Museum

This pitch is suitable for performances that need no more than 2 metres in diameter space. Due to the proximity of business property amplification, brass, wind percussion and percussive instruments are not permitted.

Pitch 15: St Pauls Church

This pitch is suitable for all performances and is an appropriate space for performances that attract larger audiences providing they do not cause an obstruction to passing pedestrians and nearby property. Amplification, brass, wind percussion and percussive instruments are permitted here providing the sound does not cause a nuisance to nearby property.



Trafalgar Square, Whitehall, Charing Cross, Embankment & The Strand

Performances are not permitted anywhere other than the eleven designated busking and street entertainment pitches in accordance with the licence terms and conditions.

Pitch 16: St Martins
This pitch is suitable for all performances that need no more than 2 metres in diameter space. Due to the proximity of the road, this pitch is suited for walk-by performances that do not attract audiences. The use of amplification, brass, wind percussion and percussive instruments is not permitted.

Pitch 17: Trafalgar Square North Terrace Charing Cross Road
This pitch is suitable for performances that need no more than 5 metres in diameter space. The use of amplification, brass, wind percussion and percussive instruments is permitted providing the sound does not cause a nuisance to nearby property.

Pitches 18, 19, 20, 21 & 22: Trafalgar Square North Terrace
These pitches are individually marked and are suitable for performances that need no more than 5 metres in diameter space. The use of amplification, brass, wind percussion and percussive instruments is not permitted.

Pitch 23: King Charles Statue
This pitch is suitable for all performances that need no more than 3 metres in diameter space. Due to the proximity of the road, this pitch is suited for walk-by performances that do not attract audiences. The use of amplification, brass, wind percussion and percussive instruments is permitted providing the sound does not cause a nuisance to nearby property.
** subject to Full Council decision may 1) stay under the existing terms and condition 2) terms modified to operate between 10am - 9pm on Sundays only, or 3) be removed at this stage*

Pitch 24 (23): Northumberland Avenue
This pitch is suitable for all performances that need no more than 1.5 metres in diameter space and is suited for performances that attract audiences providing they do not cause an obstruction to passing pedestrians. Due to the proximity of business property, amplification, brass, wind, percussion and percussive instruments is not permitted.

Pitch 25 (24): Charing Cross Station
This pitch is suitable for performance that need no more than 1.5 metres in space. Due to the proximity of the road, this pitch is suited for walk-by performances that do not attract audiences. The use of amplification, brass, wind percussion and percussive instruments is not permitted.

Pitch 26 (25): Northumberland Avenue / Hungerford Bridge
This pitch is suitable for all performances that need no more than 2 metres in diameter space. Due to the proximity of the road, this pitch is suited for walk-by performances that do not attract audiences. The use of amplification, brass, wind percussion and percussive instruments is not permitted.

STANDARD LICENCE CONDITIONS²

- 1) Each busker and street entertainer must clearly display their busking and street entertainment licence during any performance, and this must be made available for immediate inspection on the request of any person authorised by the Council or by any Police Officer or any Police Community Support Officer.
- 2) Each busker and street entertainer requires a busking and street entertainment licence, whether performing individually or as part of a busking and street entertainment group. For group performances, each member of the group needs to have a valid busking and street entertainment licence. Busking and street entertainment licences cannot be transferred or used by any person other than the named person on the licence.
- 3) Each busker and street entertainer must be familiar with and adhere to the Westminster Busking and Street Entertainment Policy, the extent of the busking and street entertainment regulated areas, the location of designated and marked busking pitches and any terms and conditions that apply in respect of each of the designated and marked pitches.
- 4) Each busker and street entertainer must obtain and hold a valid certificate of no less than £2 million public liability insurance which must be made available for immediate inspection on the request of any person authorised by the Council or by any Police Officer or any Police Community Support Officer.
- 5) Each busking and street entertainment licence holder must comply with any request given by any person authorised by the Council or by any Police Officer or any Police Community Support Officer regarding the busking or street entertainment, which may include directions to stop performing.
- 6) Each busker and street entertainer must ensure that sound as a result of any performance does not cause nuisance to persons in nearby property and levels must be immediately reduced on the request of any person authorised by the Council or by any Police Officer or any Police Community Support Officer.
- 7) Each busker and street entertainer must ensure their performance and audience does not cause an unreasonable obstruction to pedestrians, road users and neighbouring property. An unreasonable obstruction is likely to be caused if a wheelchair or double pushchair cannot comfortably move past.
- 8) All buskers and street entertainers must have a valid Busking and Street Entertainment Licence to perform at any of the designated and marked pitches within the busking and street entertainment regulated areas.

- (9) Busking and street entertainment is permitted at any of the designated and marked pitches within the busking and street entertainment regulated areas from Monday to Sunday between the hours of 10am and 9pm, with the exception of Pitch 6 (Chinatown), where busking and street entertainment is only permitted from Monday to Friday between the hours of 10am and 9pm.
Subject to full council decision:
Pitch 10, 11, 12, 13, 14, 15 (Covent Garden) will only permit performances between 11am – 9pm.
Pitch 23 (King Charles) will only permit performances in this location on Sundays only.
- (10) All busking and street entertainment must be contained within the designated and marked busking pitch. This means that all the buskers and street entertainers, the performance itself and anything used in connection with the performance must be within the designated and marked pitch. If a performance cannot be contained within the designated area it is unsuitable for that pitch.
- (11) Only one busking and street entertainment performance is permitted at any one time in any of the designated busking pitches.
- (12) Busking and street entertainment performances must not be longer than 40 minutes from start to finish.
- (13) No amplified, wind, brass, percussion or percussive busking or street entertainment performances are permitted, with the exception of

Pitch 1 (Marble Arch),
Pitch 9 (Leicester Square North East)
Pitch 15 (St Pauls Church)
Pitch 17 (Trafalgar Square Charing Cross Road),
Pitch 23 (King Charles Statue)

These pitches permit amplification and such instruments only where the sound does not cause a nuisance to persons in nearby property.

Pitch 12 (Market Square/James Street) permits vocal amplification only where the sound does not cause a nuisance to persons in nearby property.

The council does not permit the use of external power sources with amplifiers (e.g. battery packs or generators).
- (14) No naked flame, pyrotechnics, fireworks, knives, sharp objects or similar shall be used as part of the performance. No unlicensed animals shall accompany the buskers and street entertainers nor be used as part of the performance.
- (15) Pitches may be suspended in the event of an emergency, public disorder, planned events, or to prevent a nuisance being caused. Buskers and street entertainers must immediately comply with any requirement to cease busking that may be given by any person authorised by the Council or by any Police Officer or any Police Community Support Officer in those circumstances.

² Regulations made by the City of Westminster pursuant to Section 40(1) of the London Local Authorities Act 2000 prescribing the standard conditions which will be applicable to all licences to busk, except when expressly excluded or amended in any particular case





LICENSING APPLICATION PROCESS AND PROCEDURES

The full regulations for applications and the determination of applications is outlined in Appendix B³. A summary of the process and procedures has been provided below.

Applying for a Licence

An application for a busking and street entertainment licence must be made in writing to the council using the application form available online. The following information and documents will also be required:

- Name and home address in the UK (if you are a performer travelling from outside of the UK, please provide the address(es) of where you are staying whilst you are here).
- Telephone or mobile number or email address to enable licensing authority to contact the applicant without delay.
- One form of photographic ID including either a passport or driving licence. (If you do not hold photographic ID, the council will accept a birth certificate along with a recent photograph)
- Proof of valid Public Liability Insurance (of at least 2 million).
- National Insurance number or declaration of right to work.
- Declaration of any previous refusal or revocation of a licence under the Westminster Busking and Street Entertainment scheme or any other similar scheme in the United Kingdom.
- Declaration of any unspent convictions.
- Brief description of the busking and street entertainment that will be performed and a description of any instruments or other equipment that may be used during the performance.
- Confirmation of having read and understood the Westminster City Council Code of Conduct for busking and street entertainment and the standard conditions that apply to all busking and street entertainment in Westminster.
- Statement of truth

(optional)

- Self-declaration of membership of the Westminster Street Performers Association and/or union membership.
- Self-declaration of membership of the Westminster Busking and Street Entertainment Forum.
- Proof of student status to qualify for a discounted fee.

³ These regulations are made pursuant to section 36(1) of the London Local Authorities Act 2000

How a decision is made to grant, vary or refuse an application

Applications will only be considered valid if the application is fully completed along with all required accompanying documents and payment of the application fee.

All applications will be considered on their own merits.

Applications for a six-month or one-month licence that do not involve any changes to the standard conditions will be determined within 10 days, and the licence will be granted for a period of six months or for a period of one month

There may be applicants who would like the terms of their licence application varied. For example, a juggler might choose to apply to vary the pitch conditions to allow flaming torches; or a magician might choose to apply to vary the pitch conditions to allow a performance with a licensed performing animal. An application to vary any of the standard conditions can be made when making the application for the licence by completing the appropriate section of the application form. Should an applicant request a variation, they may expect to receive a decision within 21 days.

The following process for deciding whether to grant, vary or refuse an application is set out below:

- **Online Application**
- **Automated Validation** - Where applicant is able to provide all the requested information and documentation.
- **Automated Determination** - Where the applicant satisfies the relevant requirements and is able to confirm acceptance of the pitch and licence conditions and has paid the relevant fees.
- **Officer Determination** - Where automated validation and determination cannot be made because there is a question over the relevant requirements or the applicant seeks to vary the licence conditions the application will be determined by an officer.
- **Senior Manager Determination** - Where the application is deemed to raise complex, serious or sensitive matters or the application involves unusual or novel requests for variation of the licence conditions the determining officer may defer the determination of the application to a senior manager.

When we may refuse an application

An application for a busking and street entertainment licence may be refused on the following grounds:

Refusal Reason	Considerations include (but not limited to):
Does not meet the threshold of 'fit and proper'	<ul style="list-style-type: none">• Does not have a right to work.• Has a relevant unspent criminal conviction which may for example include an offence of anti-social behaviour related to busking and street entertainment.• Has a record of noncompliance with the Westminster Code of Conduct and/or officer instructions.• Has a record of substantiated complaints and noncompliance with licence terms and conditions.• A licence has previously been revoked in our city or other similar schemes.• Information provided as part of the application is demonstrated to be false.
Likelihood of nuisance being caused to the occupiers of premises in the vicinity or users of the shared public space	The type or size of performance or equipment being used in accordance with the pitch and performer terms and conditions.

When we may revoke a licence

The decision to revoke a licence may only be made by the Licensing Sub-Committee.

A Police Officer or Authorised Officer of the council may request that the Licensing Sub-Committee consider that a busking and street entertainment licence should be revoked. In such cases the busker or street entertainer licence holder will:

- Receive a letter setting out the grounds upon which the officer is requesting that the busking and street entertainment licence ought to be revoked.
- Be given 21 days to provide a written submission for consideration by the Licensing Sub-Committee.
- Be invited to attend a Licensing Sub-Committee where the licence holder will be given an opportunity to address the Licensing Sub-Committee.

A licence may be revoked on the following grounds:

- That there has been a breach of the conditions of the licence;
- that nuisance has been caused or undue interference with, or inconvenience to, or risk to the safety of persons using the street, or other streets within the vicinity of the street, has been caused as a result of the busking and street entertainment taking place.

How you can cancel your licence

A performer wanting to cancel their licence can do so if the request is made in writing to the council. This can be done via the councils busking and street entertainment webpages.

How you can renew your licence

A busker and street entertainer can apply to renew their busking and street entertainment licence online.

A renewal application should only be made when being made on the same terms of the existing licence. If any changes are required, this will be treated as a new application.

If an application to renew a licence is submitted prior to the expiry of that licence, it will be deemed to continue until the application for the renewal is determined. Where a licence expires before a renewal application is submitted, the licence holder will need to apply for an entirely new licence.

Licence renewal is subject to submission of renewal application form and payment of the application fee. If the fee is not received before the current licence expires, the licence holder will need to apply for an entirely new licence.

When you can appeal a decision, we have made

There is a right of appeal if:

- an application for the grant of a licence is refused.
- a licence holder who is aggrieved by any term, condition or restriction on or subject to which the licence is held.
- a licence holder whose licence has been revoked.

Any appeal to the Magistrates' Court must be made within 21 days from the date on which the person is notified of the decision in writing. Where the decision is notified by post to the applicant or licence holder, the 21 days begins seven days after the notification was posted by first class post.

A further appeal against the Magistrates' Court decision may be made to the Crown Court where the court may make any such order as it thinks fit.

Getting your feedback and reviewing our Policy

We are committed to monitoring this policy through regular feedback with our community including buskers and street entertainers, residents and businesses. Feedback sessions will occur every three months throughout the first full calendar year of the policy, in order to assess its impact and effectiveness. Meeting dates and how to get involved in these feedback sessions will be available online. We will also complete a full review after the first 12 months (or sooner) and amend the policy if required.

COMPLAINTS, COMPLIANCE AND ENFORCEMENT

Making a complaint

Buskers and street entertainers are usually unaware of the impact they are having on their surroundings and will often happily adjust their performance if asked. If a busker or street entertainer is causing a nuisance and you feel comfortable to do so, you should approach the them, explain the problem and politely ask that they adjust their performance.

If speaking to the busker or street entertainer is not possible, or you are experiencing an on-going issue, you can report your complaint to the council.

Please provide us with as much information as possible as this helps our enforcement officers gather the right information and take targeted action. Your complaint should include information such as:

- The physical description of the busker or street entertainer.
- The exact location and time of the performance.
- What type of performance it was (for example a band, a magician etc.).
- What behaviour was problematic and/or causing you a nuisance and for how long.
- Any other information you think will be relevant for our officers to know.

To report a complaint go online at westminster.gov.uk/report-it or call us on 020 7641 2000.

Compliance and Enforcement

We keep records of engagement and complaints, and in line with our Corporate Enforcement Policy, in most cases we will take a stepped approach to enforcement. This means we will in the first instance help buskers and street entertainers to be aware of and understand the Busking and Street Entertainment Policy across our City which may include receiving a warning notice. Should the busker or street entertainer continue to act unreasonably or breach the licensing conditions, our officers will take appropriate enforcement action.

The enforcement action taken will vary depending on whether the busker or street entertainer is in a nonregulated or regulated area, as outlined below.

Enforcement in Nonregulated / Self-regulated Areas

In all non-regulated areas across our city the following enforcement options are available to an authorised officer or police officer:

- they may make reasonable requests that the busking or street entertainment is adjusted so as not to cause a nuisance which may include requesting that the performance stops.
- they may issue a statutory notice that will clearly set out the actions which must be taken and the timescale to do so to ensure that any behaviour is rectified and/or prevented from recurring. Failure to comply with a statutory notice can be a criminal offence and may lead to prosecution.

Enforcement in Regulated Areas

In addition to the enforcement options outlined above, where a busking and street entertainment licence is required, and busking and street entertainment is taking place or is about to take place without a licence or in breach of the licence conditions, the following additional options are available to an authorised officer or a police officer:

- equipment (including instruments) connected with the busking and street entertainment may be seized.
- proceedings may be instigated to prosecute the person for offences under Part V London Local Authorities Act 2000.
- the council may consider revoking the licence and/or refusing any future application.

APPENDIX A

The Busking and Street Entertainment Regulation Areas

The Busking and Street Entertainment Regulation Areas (where Part V of the London Local Authorities Act 2000 applies). Busking and street entertainment is prohibited in these areas apart from licensed busking and street entertainment in any of the 26* designated pitches identified in the maps that follow.

*25 subject to Full Council decision

Abbey Orchard Estate
Abbey Orchard Street
Abingdon Street
Adam And Eve Court
Adam Street
Adams Row
Adelaide Street
Adelphi Terrace
Agar Street
Air Street
Albany
Albany Courtyard
Albemarle Street
Albert Gate
Albion Close
Albion Mews
Albion Mews Private Section
Albion Street
Aldburgh Mews
Aldford Street
Aldwych
Alexander Mews
Alexander Street
All Souls Place
Allington Street
Ambassadors Court
Ambrosden Avenue
Andrews Crosse
Angel Court
Apple Tree Yard
Apsley Way
Archer Street
Archer Street Chambers
Archer Street Works
Archery Close
Archibald Mews
Argyll Street
Arlington Street
Arne Street
Arneway Street
Artillery Place
Artillery Row
Arundel Street
Ashburnham Mews
Ashburton Place
Ashland Place
Ashley Place
Atterbury Street
Audley Square
Avery Row

Aybrook Street
Ayrton Road
Babmaes Street
Baker Street
Baker's Mews
Balderton Street
Balfour Mews
Balfour Place
Banbury Court
Bark Place
Barlow Place
Barrett Street
Barrie Estate
Barton Street
Bateman Street
Bateman's Buildings
Bathurst Mews
Bathurst Street
Bayswater Road
Beak Street
Bear Street
Beaumont Mews
Beaumont Street
Bedford Court
Bedford Street
Bedfordbury
Beeston Place
Belgrave Mews North
Belgrave Mews South
Belgrave Place
Belgrave Square
Belgrave Yard
Bell Yard
Bennet Street
Bennett's Yard
Bentinck Mews
Bentinck Street
Berkeley Mews
Berkeley Square
Berkeley Street
Berners Mews
Berners Place
Berners Street
Berwick Street
Bickenhall Street
Bingham Place
Binney Street
Bird Street
Birdcage Walk

Bishop's Bridge Road
Black Lion Passage
Blackburne's Mews
Blandford Street
Blenheim Street
Bloomberg Street
Bloomfield Place
Bloomfield Place Private Section
Blore Court
Blue Ball Yard
Blue Ball Yard Private Section
Bolney Gate
Bolsover Street
Bolton Street
Booth's Place
Botts Mews
Botts Mews Private Section
Botts Passage
Bourchier Street
Bourdon Place
Bourdon Place Private Section
Bourdon Street
Bourlet Close
Bourne Mews
Bouverie Place
Bow Street
Boyle Street
Bremner Road
Brendon Street
Brewer Street
Brewer's Green
Brick Street
Bridford Mews
Bridge Street
Bridle Lane
Bridstow Place
Broad Court
Broad Sanctuary
Broad Walk Hyde Park
Broadbent Street
Broadstone Place
Broadway
Broadwick Street
Brook Mews North
Brook Street
Brook's Mews
Brown Hart Gardens
Brown Street
Browning Mews
Brunswick Mews
Bruton Lane
Bruton Place
Bruton Street
Bryanston Mews East
Bryanston Mews West
Bryanston Place

Bryanston Square
Bryanston Street
Brydges Place
Buck Hill Walk
Buckingham Arcade
Buckingham Gate
Buckingham Mews
Buckingham Palace Road
Buckingham Place
Buckingham Street
Bulinga Street
Bull Inn Court
Bulleid Way
Bulstrode Place
Bulstrode Street
Burdett Mews
Burleigh Street
Burlington Arcade
Burlington Gardens
Burwood Place
Bury Street
Butler Place
Bywell Place
Cabbell Street
Callendar Road
Cambridge Circus
Cambridge Square
Canalside Walk
Candover Street
Canon Row
Canon Row Private Section
Carburton Street
Cardinal Walk
Carey Place
Carey Street
Carlisle Place
Carlisle Street
Carlos Place
Carlton Gardens
Carlton House Terrace
Carlton Street
Carnaby Street
Caroline Close
Caroline Place
Caroline Place Mews
Carpenter Street
Carrington Street
Carteret Street
Carting Lane
Castle Lane
Castlereagh Street
Cathedral Piazza
Cathedral Walk
Catherine Place
Catherine Place Private Section
Catherine Street
Catherine Wheel Yard
Cato Street

Causton Street
Causton Street Private Section
Cavendish Mews North
Cavendish Mews South
Cavendish Place
Cavendish Square
Caxton House Access Road
Caxton Street
Cecil Court
Celbridge Mews
Central St Martin's College Access Road
Cerne Mews
Cervantes Court
Chadwick Street
Chandos Place
Chandos Street
Chapel Place
Chapel Side
Chapel Street
Chapone Place
Chapter Chambers
Chapter Street
Charing Cross
Charing Cross Road
Charles Ii Street
Charles Street
Charlotte Place
Chepstow Place
Chepstow Road
Chester Close
Chester Mews
Chester Square Mews
Chester Street
Chesterfield Gardens
Chesterfield Hill
Chesterfield Street
Chiltern Street
Chilworth Mews
Chilworth Street
Christchurch Walk
Church Place
Circus Mews
Clare Market
Clarendon Close
Clarendon Mews
Clarendon Place
Clarges Mews
Clarges Street
Clarke's Mews
Clay Street
Clement's Inn
Clement's Inn Passage
Clenston Mews
Cleveland Gardens
Cleveland Place
Cleveland Row
Cleveland Row Private Section
Cleveland Square
Cleveland Terrace

Clifford Street
Clifton Place
Clipstone Mews
Clipstone Street
Coach And Horses Yard
Coburg Close
Cockpit Steps
Cockspur Court
Cockspur Street
Colonnade Walk
Colour Court
Conduit Court
Conduit Mews
Conduit Passage
Conduit Place
Conduit Street
Coniston Court
Connaught Close
Connaught Close Private Section
Connaught Place
Connaught Square
Connaught Street
Constitution Hill
Cork Street
Cork Street Mews
Corner House Street
Covent Garden
Coventry Street
Cowley Street
Craig's Court
Cramer Street
Cranbourn Alley
Cranbourn Street
Craven Hill
Craven Hill Gardens
Craven Hill Mews
Craven Passage
Craven Road
Craven Street
Craven Terrace
Crawford Mews
Crawford Place
Crawford Street
Cross Keys Close
Crown Court
Crown Passage
Cubitt's Yard
Culross Street
Cureton Street
Curzon Square
Curzon Street
Dacre Street
Dalkeith Court
Dansey Place
D'Arblay Street
Dartmouth Street
David Mews
Davies Mews
Davies Street
Dawson Place
De Walden Street
Dean Bradley Street

Dean Farrar Street
Dean Ryle Street
Dean Stanley Street
Dean Street
Dean Trench Street
Deanery Mews
Deanery Street
Dean's Mews
Dean's Yard
Denman Place
Denman Street
Derby Gate
Derby Gate Private Section
Derby Street
Dering Street
Dering Yard
Devereux Court
Devonshire Close
Devonshire Mews North
Devonshire Mews South
Devonshire Place
Devonshire Place Mews
Devonshire Row Mews
Devonshire Street
Devonshire Terrace
Diadem Court
Dorset Mews
Dorset Street
Douglas Street
Dover Street
Dover Yard
Dover Yard Private Section
Down Street
Down Street Mews
Downing Street
Drury Lane
Dryden Street
Duchess Mews
Duchess Street
Duck Lane
Dudley Street
Dufour's Place
Duke Of York Street
Duke Street
Duke Street St James's
Duke's Mews
Duke's Yard
Duncannon Street
Dunraven Street
Dunstable Mews
Durham House Street
Durham Terrace
Durweston Mews
Durweston Street
Eagle Place
Easleys Mews
Eastbourne Mews
Eastbourne Terrace
Eastcastle Street
Eaton Lane

Eaton Row
Ebury Mews East
Ebury Street
Eccleston Mews
Eccleston Place
Eccleston Place Private Section
Eccleston Square
Eccleston Square Mews
Eccleston Street
Edinburgh Gate
Edward's Mews
Elizabeth Court
Elms Mews
Elverton Street
Embankment Place
Emery Hill Street
Endell Street
Enford Street
Engine Court
Ennismore Gardens
Ennismore Gardens Mews
Ennismore Mews
Erasmus Street
Esterbrooke Street
Evelyn Yard
Excel Court
Exchange Court
Exeter Street
Exhibition Road
Fairholt Street
Falconberg Court
Falconberg Mews
Falconberg Mews Private Section
Fareham Street
Farm Street
Fitzhardinge Street
Fitzmaurice Place
Flaxman Court
Floral Court
Floral Street
Foley Street
Forset Street
Fosbury Mews
Foubert's Place
Fountain Square
Francis Street
Frederick Close
Friary Court
Frith Street
Fulton Mews
Fynes Street
Ganton Street
Garbutt Place
Garrick Street
Garrick Yard
Garway Road
Gate Mews
Gayfere Street

Gees Court
George Court
George Street
George Yard
Gerrard Place
Gerrard Street
Gilbert Street
Gildea Street
Gillingham Mews
Gillingham Row
Gillingham Street
Glasshouse Street
Globe Yard
Gloucester Gardens
Gloucester Mews
Gloucester Mews West
Gloucester Place
Gloucester Place Mews
Gloucester Square
Gloucester Terrace
Golden Square
Goodge Street
Goodwin's Court
Gosfield Street
Goslett Yard
Grafton Street
Grange Court
Graham Place
Graham Place Private Section
Granville Place
Gray's Yard
Great Castle Street
Great Chapel Street
Great Cloisters
Great College Street
Great Cumberland Mews
Great Cumberland Place
Great George Street
Great Marlborough Street
Great Newport Street
Great Peter Street
Great Portland Street
Great Pulteney Street
Great Queen Street
Great Scotland Yard
Great Scotland Yard Access Road Number 1
Great Smith Street
Great Titchfield Street
Great Windmill Street
Greek Court
Greek Street
Green Street
Greencoat Place
Greencoat Row
Green's Court
Greenwell Street
Greycoat Lane
Greycoat Place
Greycoat Street
Greyhound Court

Groom Place
Groom Place Private Section
Grosvenor Crescent
Grosvenor Crescent Mews
Grosvenor Gardens
Grosvenor Gardens Mews East
Grosvenor Gardens Mews North
Grosvenor Gardens Mews South
Grosvenor Hill
Grosvenor Square
Grosvenor Street
Grotto Passage
Guildhouse Street
Half Moon Street
Halkin Street
Hallam Mews
Hallam Street
Hallfield Estate
Ham Yard
Hamilton Mews
Hamilton Place
Hampden Gurney Street
Hanover Place
Hanover Square
Hanover Street
Hanover Yard
Hanson Street
Hanway Place
Hanway Street
Harbet Road
Harbet Road Private Section
Harcourt Street
Harewood Place
Harley Place
Harley Street
Harrowby Street
Harvey's Buildings
Service Road
Hatherley Grove
Hatherley Street
Haunch Of Venison Yard
Hay Hill
Haymarket
Hay's Mews
Headfort Place
Heathcock Court
Heddon Street
Henrietta Place
Henrietta Street
Herbert's Passage
Hereford Mews
Hereford Road
Hermitage Street
Heron Place
Herrick Street
Hertford Street
Hide Place
Hill Street

Hill's Place
Hinde Mews
Hinde Street
Hindon Place
Hobart Place
Hobhouse Court
Hollen Street
Holles Street
Homer Row
Homer Street
Hop Gardens
Hopkins Street
Horse And Dolphin Yard
Horse Guards
Avenue
Horse Guards Parade
Horse Guards Road
Horseferry Road
Horseshoe Yard
Houghton Street
Howick Place
Hudson's Place
Hugh Mews
Hugh Place
Hugh Street
Hungerford Bridge
Hungerford Lane
Hunts Court
Hyde Park Crescent
Hyde Park Gardens
Hyde Park Gardens Mews
Hyde Park Gardens Private Section
Hyde Park Place
Hyde Park Square
Hyde Park Square Mews
Hyde Park Street
Ilchester Gardens
India Place
Ingestre Place
Inigo Place
Inver Court
Inverness Mews
Inverness Place
Inverness Terrace
Irving Street
Ivybridge Lane
Jacob's Well Mews
James Street
Jason Court
Jay Mews
Jay Mews Private Section
Jermyn Street
Jervis Court
John Adam Street
John Islip Street
John Prince's Street
Jones Street
Junction Mews
Junction Place
Kean Street

Kemble Street
Kemps Court
Kendal Street
Kendall Place
Kenrick Place
Kensington Gardens Square
Kensington Gore
Kensington Road
Kent Yard
Kildare Gardens
Kildare Terrace
King Charles Street
King George Square
King Street
Kingdom Street
Kingly Court
Kingly Court Private Section
Kingly Street
Kings Gate Walk
Kings Scholars' Passage
Kingsgate Parade
Service Road
Kingsway
Knights Arcade
Knightsbridge
Knightsbridge Green
Knox Street
Lancashire Court
Lancashire Court Private Section
Lancaster Gate
Lancaster Gate Service Road
Lancaster Mews
Lancaster Place
Lancaster Terrace
Lancaster Walk
Lancelot Place
Lanesborough Place
Langham Place
Langham Street
Langley Court
Langley Street
Lansdowne Row
Lazenby Court
Lees Place
Leicester Court
Leicester Place
Leicester Square
Leicester Street
Leinster Gardens
Leinster Mews
Leinster Place
Leinster Square
Leinster Terrace
Lewisham Street
Lexington Street
Lincoln's Inn Fields
Lisle Street
Litchfield Street
Little Argyll Street
Little Chester Street
Little Cloisters

Little College Street
Little Dean's Yard
Little Essex Street
Little George Street
Little Marlborough Street
Little Newport Street
Little Portland Street
Little Sanctuary
Little Smith Street
Little St James's Street
Little Titchfield Street
Livonia Street
Lombardy Place
London Mews
London Street
Long Acre
Longmoore Street
Long's Court
Lord Hill's Bridge
Lord North Street
Lover's Walk
Lower Belgrave Street
Lower James Street
Lower John Street
Lower Robert Street
Lowndes Court
Lumley Court
Lumley Street
Luxborough Street
Lygon Place
Macclesfield Street
Maddox Street
Maiden Lane
Maltravers Street
Man In Moon Passage
Manchester Mews
Manchester Square
Manchester Street
Mandeville Place
Manette Street
Mansfield Mews
Mansfield Street
Marble Arch
ProceSSIONal
Margaret Court
Margaret Street
Market Court
Market Mews
Market Place
Marks Yard
Marlborough Court
Marlborough Road
Marshall Street
Marsham Street
Martlett Court
Martlett High Street
Marylebone Lane
Marylebone Mews
Marylebone Passage

Marylebone Street
Mason's Arms Mews
Mason's Yard
Matthew Parker Street
Maunsel Street
Mayfair Place
Mayfair Row
May's Court
Meade Mews
Meard Street
Medici Courtyard
Medway Street
Melbourne Place
Mercer Street
Mercer Walk
Merchant Square
Merchant Square East
Merchant Square West
Middleton Place
Milford Lane
Milkmaid Passage
Mill Street
Millbank
Millbank Tower
Service Road
Molyneux Street
Monck Street
Moncorvo Close
Monmouth Place
Monmouth Road
Montagu Mansions
Montagu Mews
North
Montagu Mews
South
Montagu Mews West
Montagu Place
Montagu Row
Montagu Square
Montagu Street
Montaigne Close
Montpelier Mews
Montpelier Place
Montpelier Square
Montpelier Street
Montpelier Terrace
Montpelier Walk
Montreal Place
Montrose Court
Montrose Place
Moor Street
Morpeth Terrace
Mortimer Street
Moscow Place
Moscow Road
Mount Row
Mount Street
Mount Street Mews
Moxon Street
Nassau Street
Neal Street
New Bond Street

New Burlington Mews
New Burlington Mews Private Section
New Burlington Place
New Burlington Street
New Cavendish Street
New Inn Passage
New Palace Yard
New Quebec Street
New Row
Newburgh Street
Newman Passage
Newman Street
Newport Court
Newport Place
Newton Road
Noel Street
Norfolk Crescent
Norfolk Place
Norfolk Square
Norfolk Square Mews
Norris Street
North Audley Street
North Carriage Drive
North Flower Walk
North Row
North Wharf Road
Northumberland Avenue
Northumberland Street
Nottingham Place
Nottingham Street
Nutford Place
Odhams Walk
Ogle Street
Old Barrack Yard
Old Bond Street
Old Brewer's Yard
Old Burlington Street
Old Cavendish Street
Old Compton Street
Old Palace Yard
Old Park Lane
Old Pye Street
Old Quebec Street
Old Queen Street
Oldbury Place
Olympia Yard
Orange Street
Orange Yard
Orchard Street
Orme Court
Orme Court Mews
Orme Lane
Orme Square
Ormond Yard

Orsett Mews
Orsett Terrace
Osbert Street
Osnaburgh Street
Ossington Buildings
Ossington Street
Oxendon Street
Oxford Circus Avenue
Oxford Square
Oxford Street
Paddington Goods South
Paddington Station Passage
Paddington Station Service Road
Paddington Street
Page Street
Palace Court
Palace Court Private Section
Palace Place
Palace Street
Pall Mall
Pall Mall East
Palmer Street
Panton Street
Park Close
Park Crescent
Park Crescent Mews East
Park Crescent Mews West
Park Lane Service Road
Park Place
Park Place Private Section
Park Square Mews West
Park Street
Park West Place
Parliament Square
Parliament Street
Pearson Square
Pembroke Square
Pembroke Close
Percy Passage
Perkin's Rents
Perry's Place
Peter Street
Petty France
Phipps Mews
Piccadilly
Piccadilly Arcade
Piccadilly Circus
Piccadilly Place
Piccadilly Underpass
Pickering Mews
Pickering Place
Picton Place
Pine Apple Court
Pitt's Head Mews
Poets' Corner

Sussex Gardens
Sussex Gardens
Service Road
Sussex Mews East
Sussex Mews East
Private Section
Sussex Mews West
Sussex Mews West
Private Section
Sussex Place
Sussex Square
Sutton Row
Swallow Passage
Swallow Place
Swallow Street
Swiss Court
Tachbrook Mews
Talbot Square
Tanner Lane
Tarrant Place
Tavistock Court
Tavistock Street
Temple Place
Tenison Court
Tenniel Close
Tent Place
Tenterden Street
Terminus Place
Thayer Street
The Arches
The Broad Walk,
Kensington Gardens
The Mall
The Mall Access
Road Old Admiralty
Build
The Mall Approach
The Market
The Piazza
The Royal Mews
The Sanctuary
Thirleby Road
Thorney Street
Thornton Place
Three Kings Yard
Tilney Street
Tisbury Court
Titchborne Row
Tothill Street
Tottenham Court
Road
Trafalgar Square
Transept Street
Transept Street
Private Section
Treasury Passage
Trebeck Street
Trevor Place
Trevor Square
Trevor Street
Trevor Walk
Tufton Street
Tweezer's Alley
Tyler's Court
Udall Street
Union Yard

Unwin Road
Upbrook Mews
Upper Belgrave
Street
Upper Berkeley
Street
Upper Brook
Street
Upper Grosvenor
Street
Upper James Street
Upper John Street
Upper Montagu
Street
Upper St Martin's
Lane
Upper Tachbrook
Street
Upper Wimpole
Street
Vandon Passage
Vandon Street
Vane Street
Vere Street
Victoria Arcade
Victoria Place
Victoria Square
Victoria Street
Vigo Street
Villiers Street
Vincent Square
Vincent Street
Vine Street
Virgil Place
Walcott Street
Walker's Court
Wallenberg Place
Walmer Place
Walmer Street
Wardour Mews
Wardour Street
Warwick House
Street
Warwick Place
North
Warwick Row
Warwick Street
Water Street
Watergate Walk
Waterloo Bridge
Waterloo Place
Watson's Mews
Waverton Street
Wedgewood Mews
Weighhouse Street
Welbeck Street
Welbeck Way
Wellington Arch
Processional
Wellington Street
Wells Mews
Wells Street
Wells Way
Wesley Street
West Carriage
Drive

West Garden Place
Westbourne Bridge
Westbourne
Crescent
Westbourne
Crescent Mews
Westbourne
Gardens
Westbourne Grove
Westbourne Grove
Terrace
Westbourne Park
Passage
Westbourne Park
Road
Westbourne Park
Villas
Westbourne Street
Westbourne
Terrace
Westbourne
Terrace Mews
Westmoreland
Street
Weymouth Mews
Weymouth Street
Wheatley Street
Whitcomb Court
Whitcomb Street
White Bear Yard
White Horse
Street
Whitehall
Whitehall Court
Whitehall Gardens
Whitehall Place
Wigmore Place
Wigmore Street
Wilcox Place
Wild Street
Wilder Walk
Wilfred Street
William Iv Street
Willow Place
Wilton Mews
Wilton Mews
Private Section
Wilton Place
Wilton Road
Wilton Row
Wilton Street
Wimpole Mews
Wimpole Street
Windsor Place
Winnett Street
Winsland Mews
Winsland Street
Winsley Street
Wood's Mews
Wood's Mews
Private Section
Woodstock Mews
Woodstock Street
Wyndham Mews
Wyndham Place
Wyndham Street

Wyndham Yard
Wythburn Place
Yarmouth Place
Yarmouth Place
Private Section
York Buildings
York Place
York Street

BUSKING AND STREET ENTERTAINMENT PITCH LOCATIONS



City of Westminster

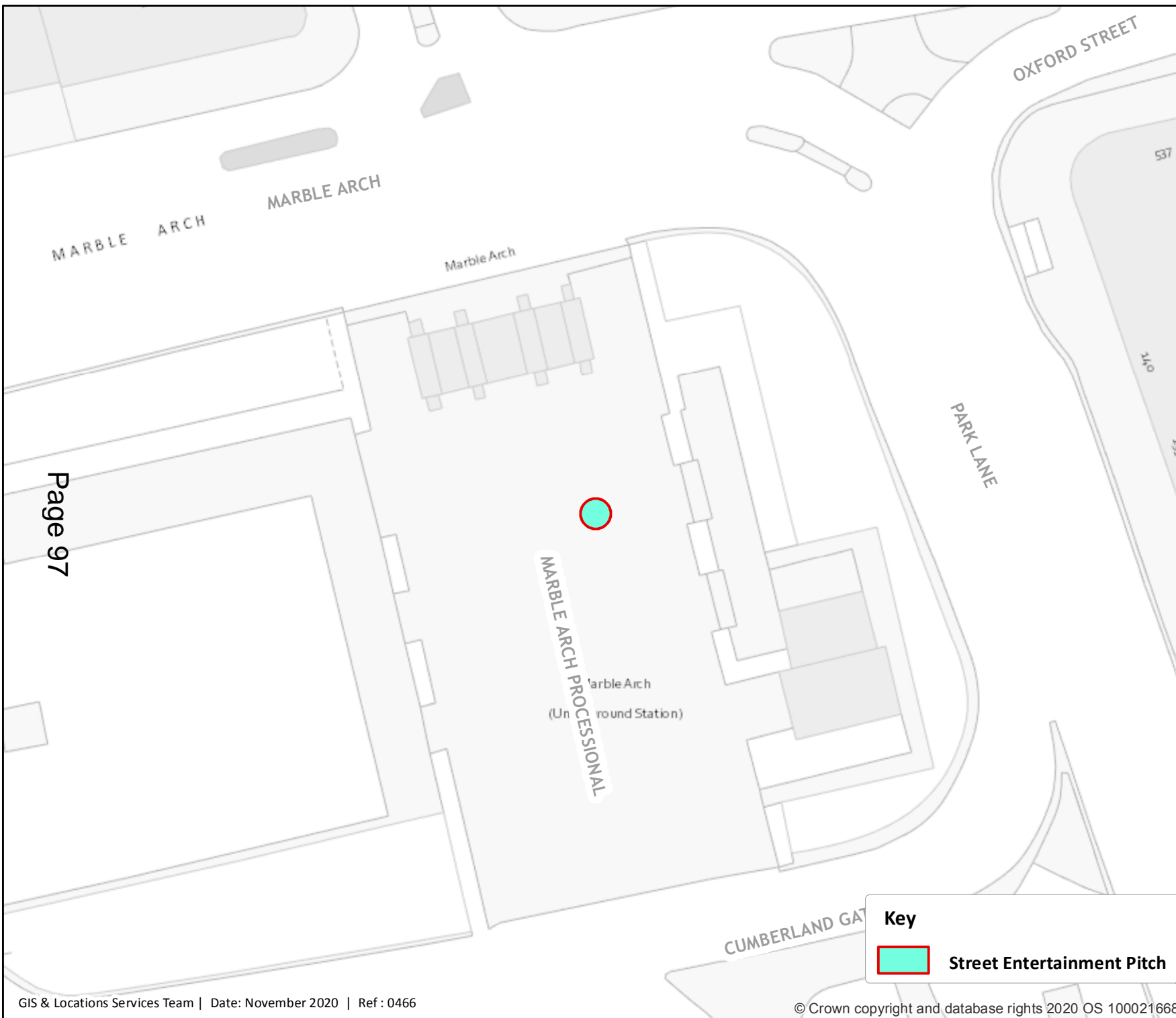
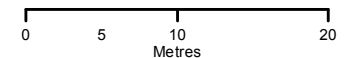
Marble Arch

Terms and Conditions

- This pitch is 3 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable to attract audiences providing they do not cause an obstruction
- Amplification, brass, wind percussion and percussive instruments are permitted here providing the sound does not cause a nuisance to nearby property.

Map Scale 1:500

on A4



Key



Street Entertainment Pitch

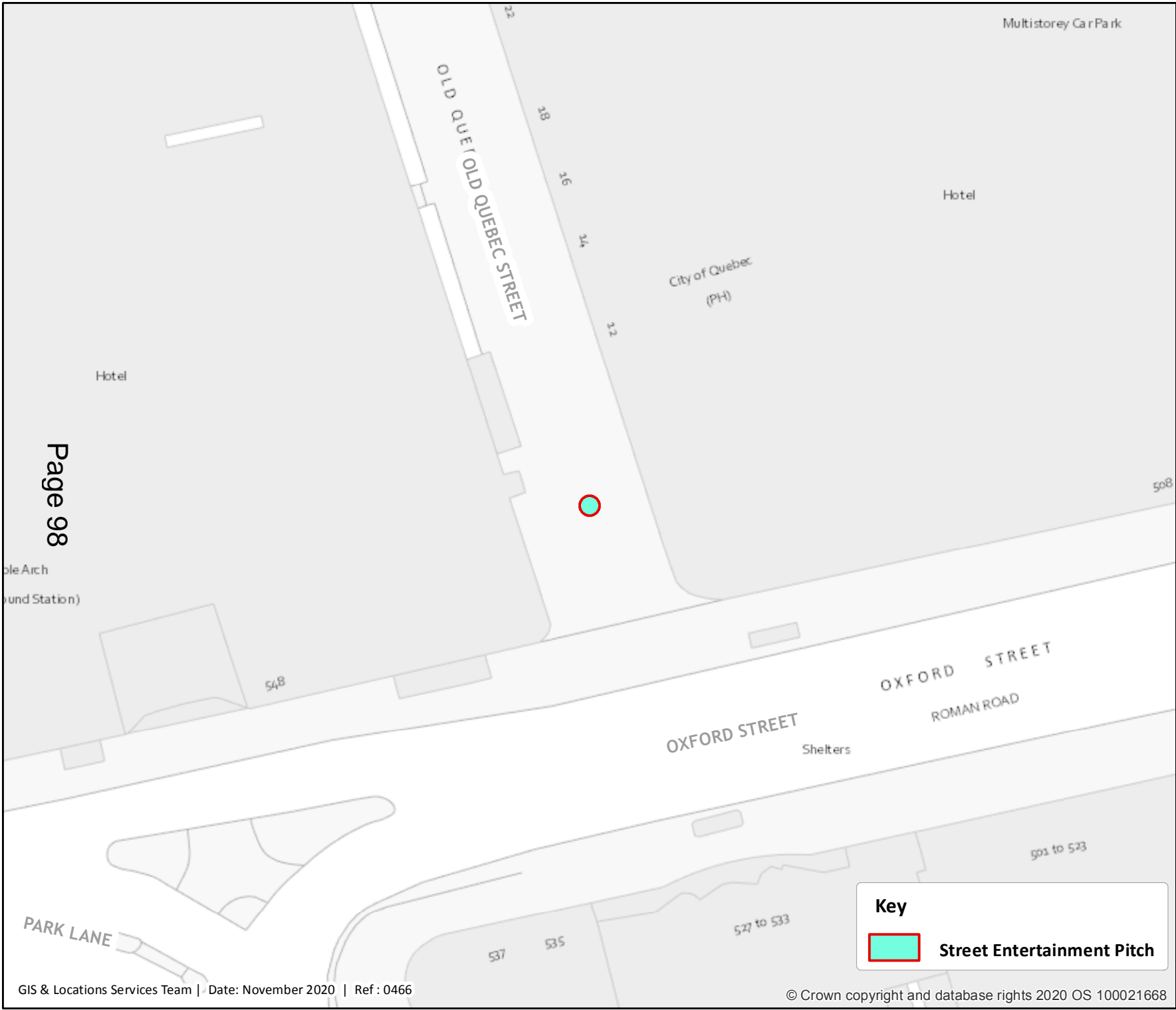
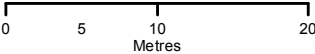


Old Quebec Street

Terms and Conditions

- This pitch is 2 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- Amplification, brass, wind percussion and percussive instruments are not permitted here

Map Scale 1:500
on A4



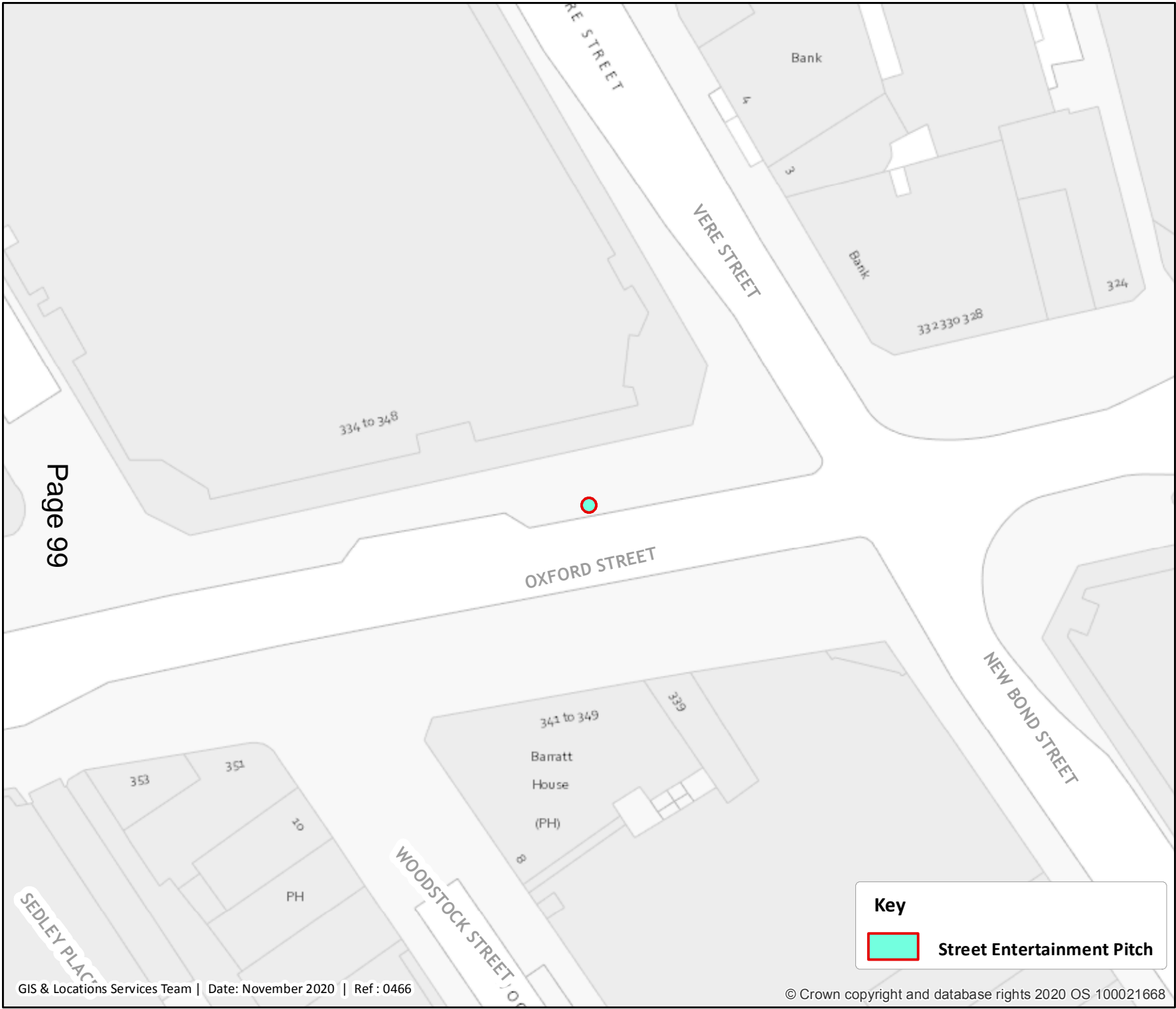
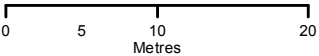


Vere Street

Terms and Conditions

- This pitch is 1.5 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable for walk-by acts. Audiences or crowds are not permitted here
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale **1:500**
on A4





Princes Street

Terms and Conditions

- This pitch is 2 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

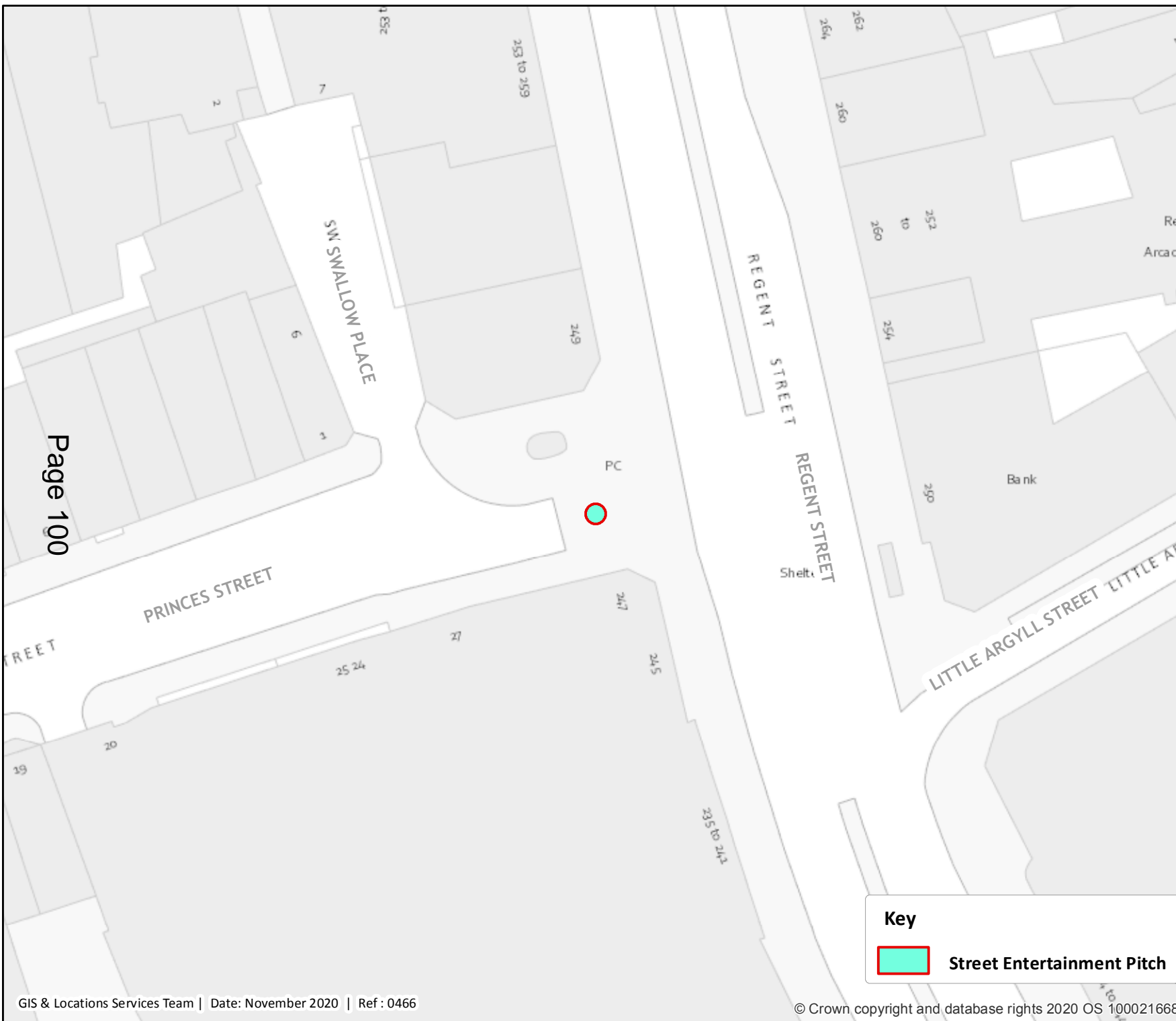
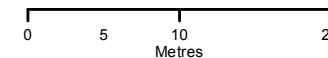
Key



Street Entertainment Pitch

Map Scale 1:500

on A4



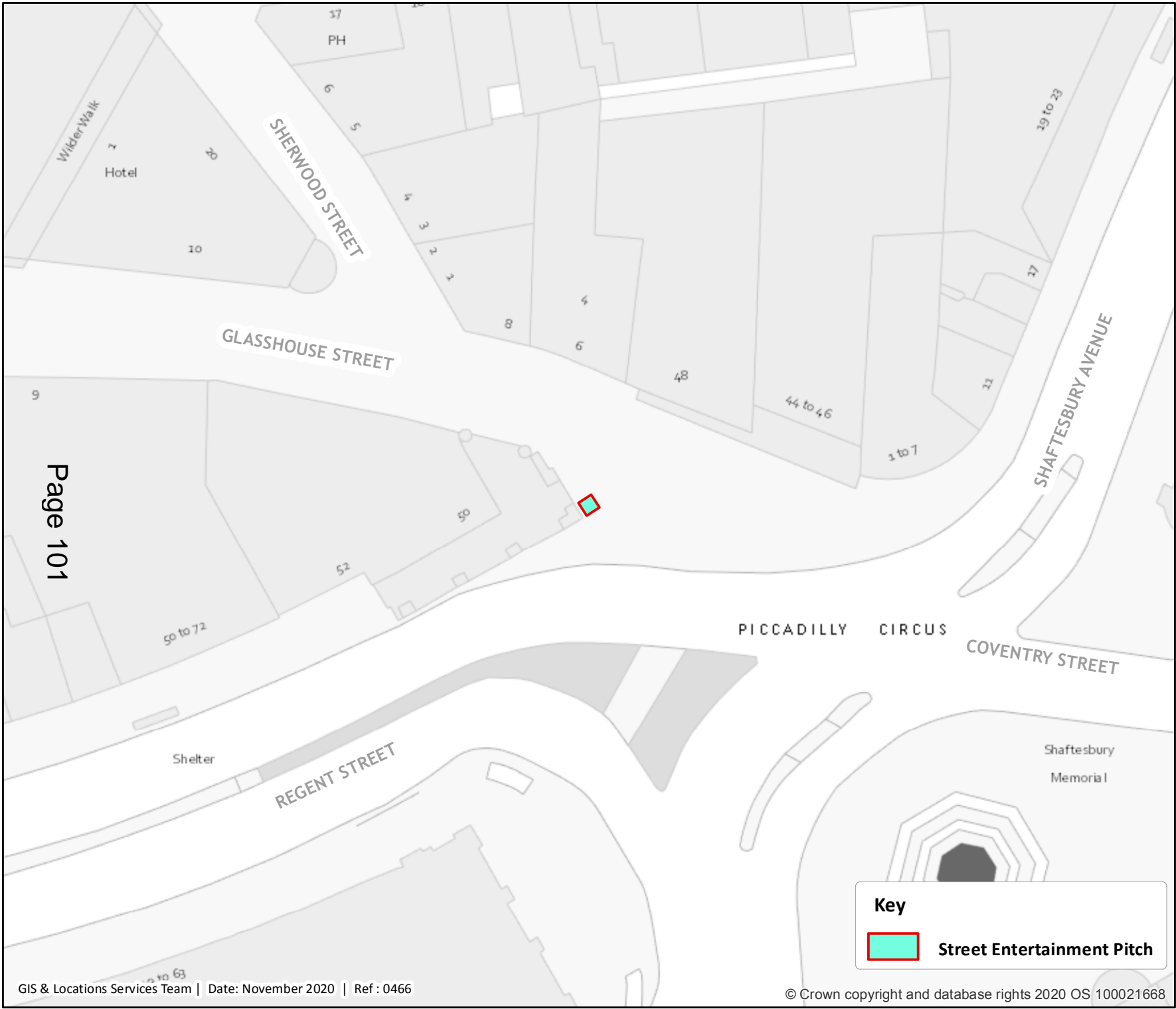
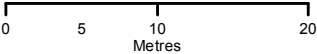


Glasshouse Street

Terms and Conditions

- This pitch is 1.5 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable for walk-by acts. Audiences or crowds are not permitted here
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale **1:500**
on A4





City of Westminster

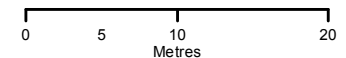
Eros Statue

Terms and Conditions

- This pitch is 3 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- • This pitch is suitable to attract audiences providing they do not cause an obstruction
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale 1:500

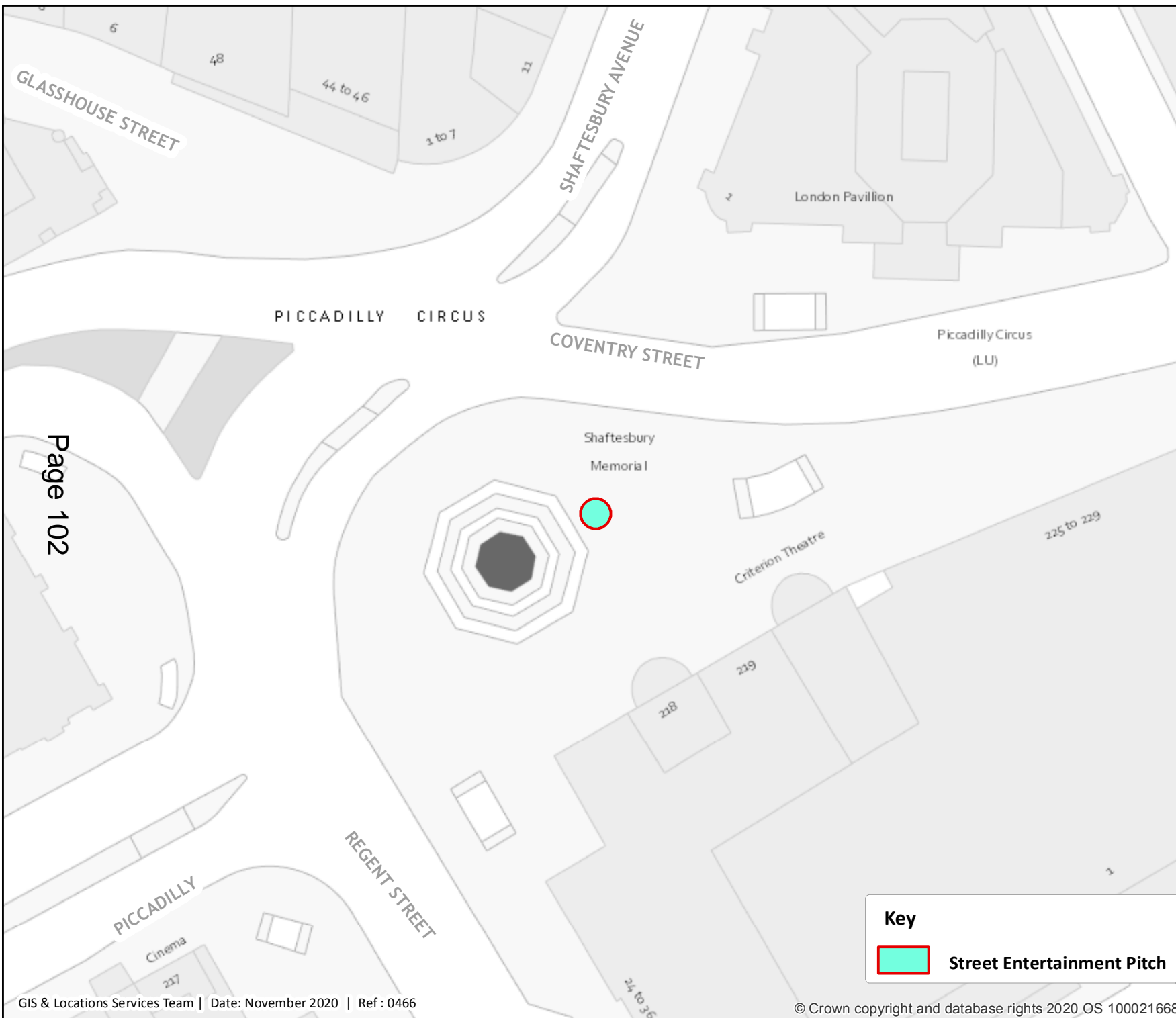
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Key



Street Entertainment Pitch





City of Westminster

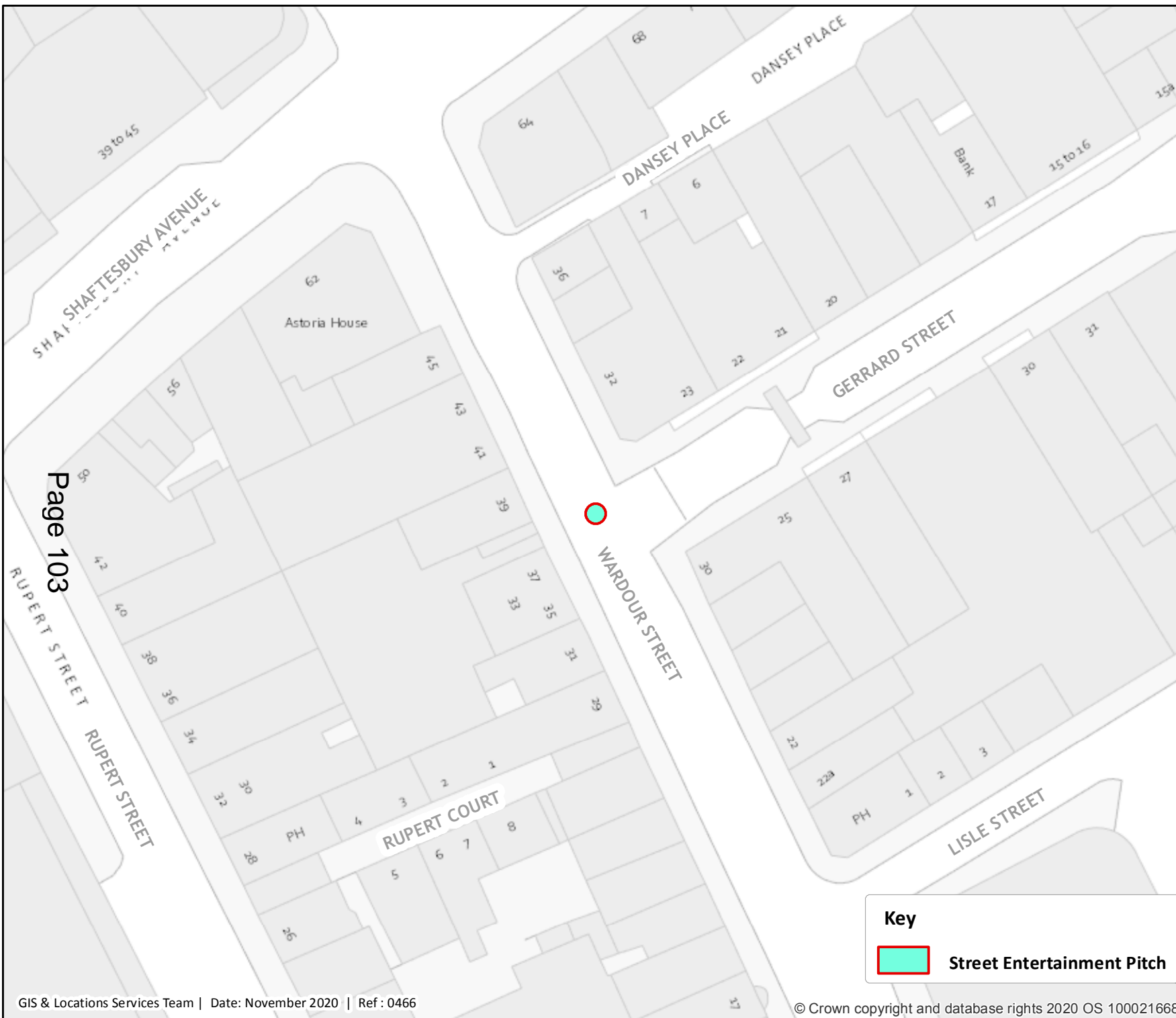
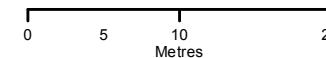
China Town

Terms and Conditions

- This pitch is only in operation Monday – Friday between the hours of 10am – 9pm
- This pitch is 2 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable for walk-by acts. Audiences or crowds are not permitted here
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale **1:500**

on A4



Key



Street Entertainment Pitch



City of Westminster

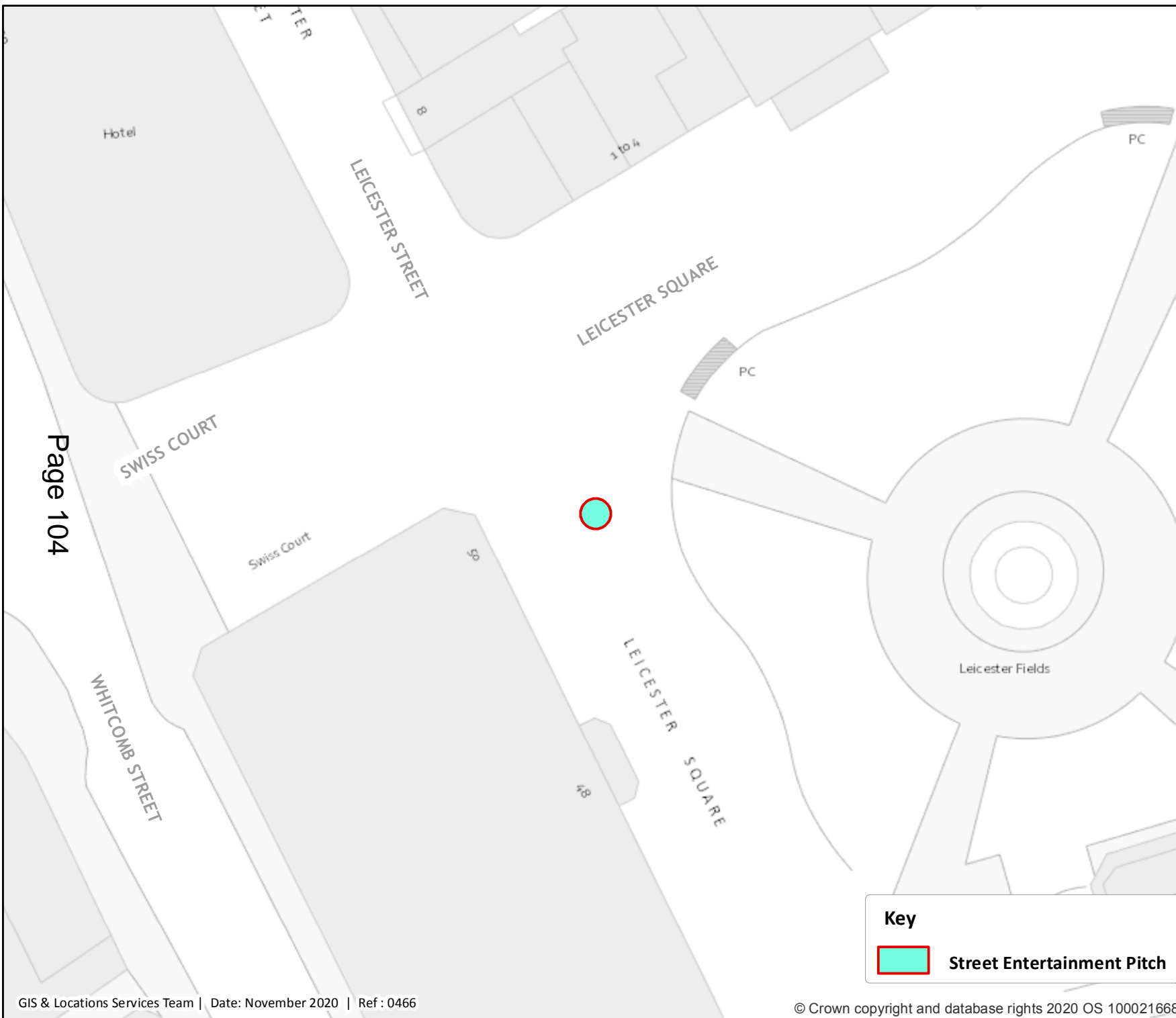
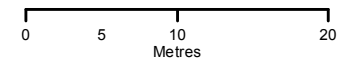
Leicester Square North West

Terms and Conditions

- This pitch is 3 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable to attract audiences providing they do not cause an obstruction
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale **1:500**

on A4



Key



Street Entertainment Pitch



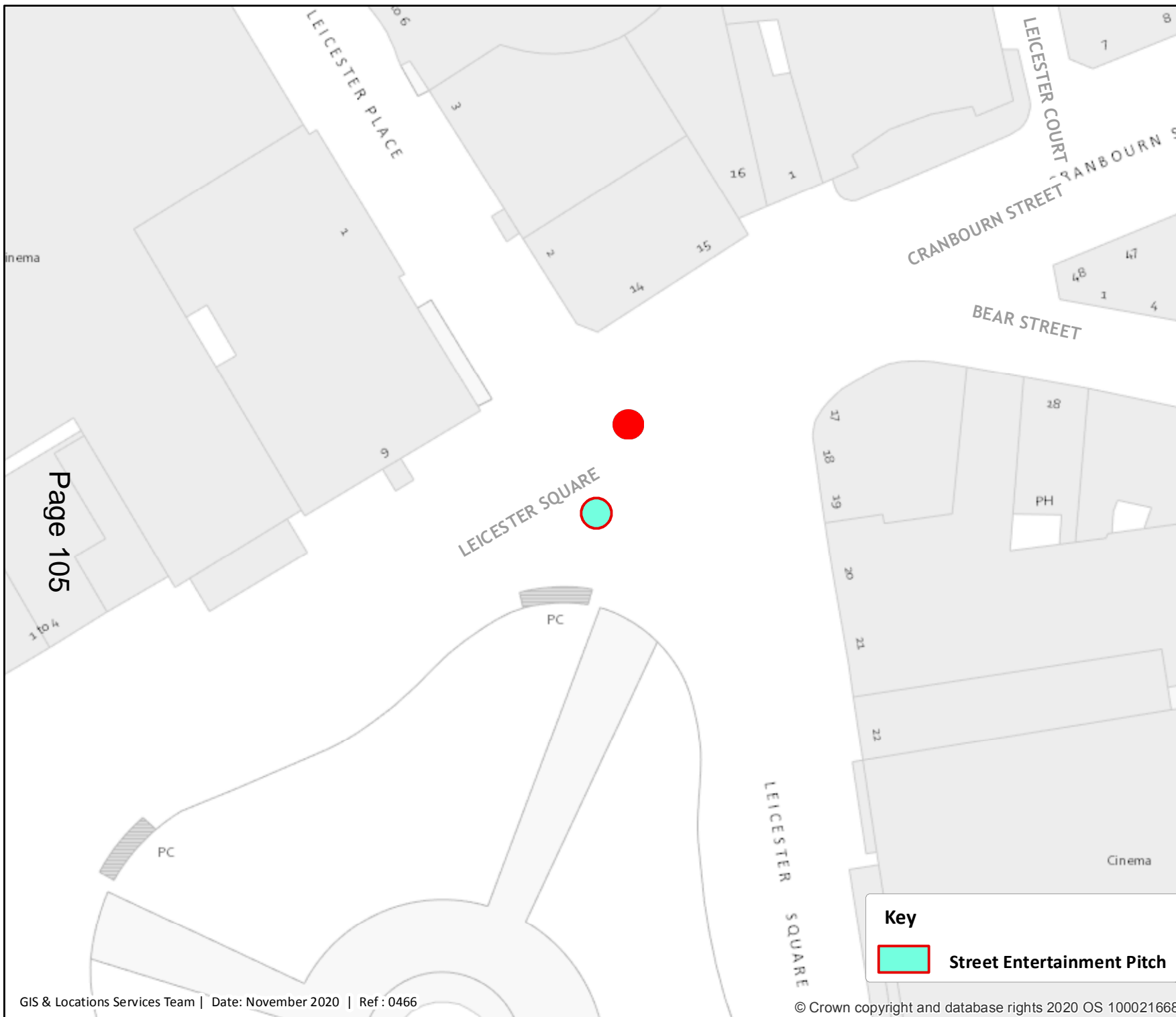
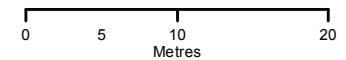
Leicester Square North East

Terms and Conditions

- This pitch is 3 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable to attract audiences providing they do not cause an obstruction
- Amplification, brass, wind percussion and percussive instruments are permitted here providing the sound does not cause a nuisance to nearby property.
and is directed towards the gardens.
- * This pitch relocated a short distance from its location towards the centre of the footway

Map Scale **1:500**

on A4



Key



Street Entertainment Pitch

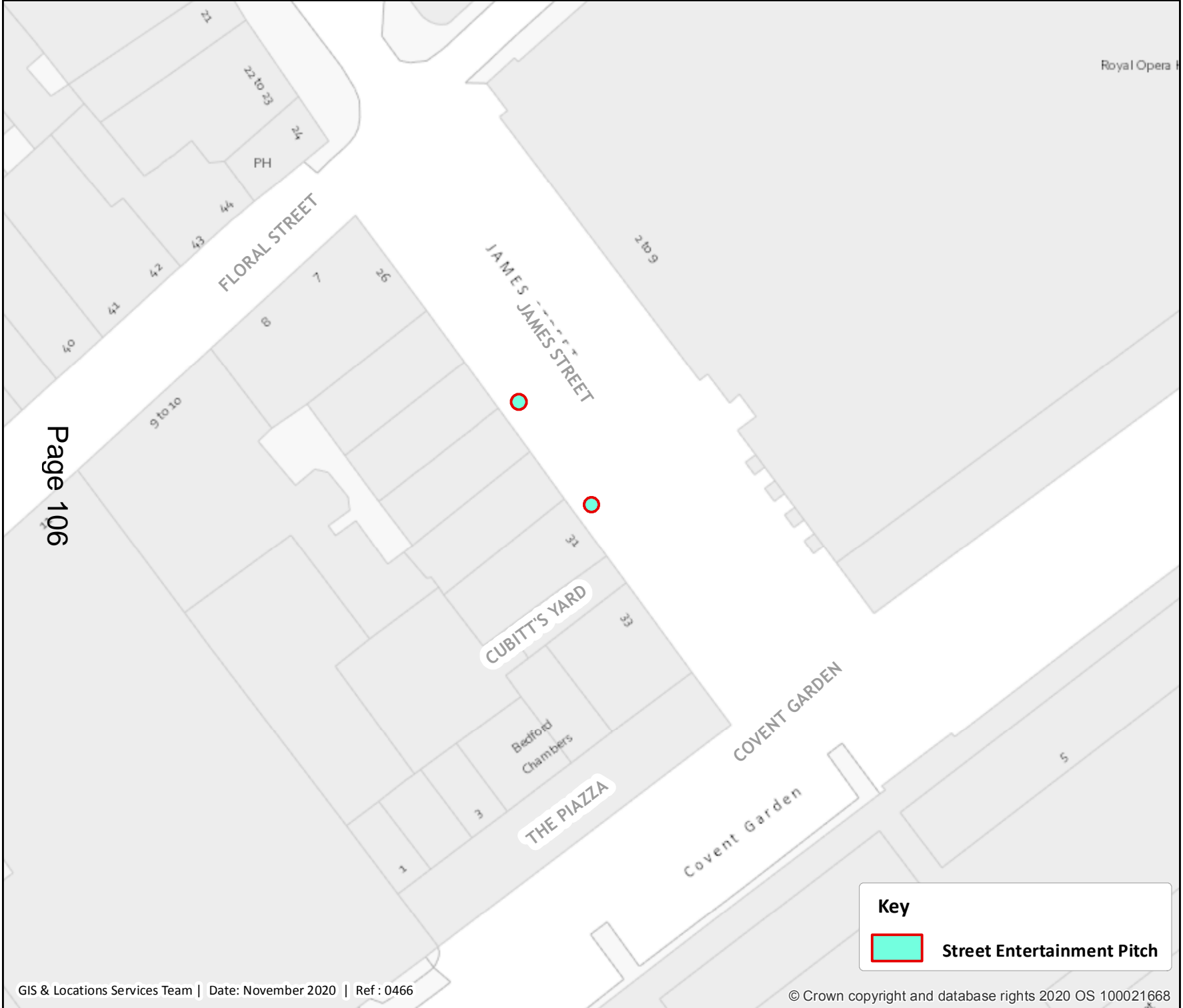
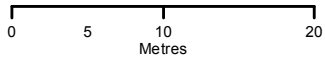


James Street

Terms and Conditions

- Each pitch is 1.5 metres.
 - All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
 - These pitches are suitable to attract audiences providing they do not cause an obstruction
 - Amplification, brass, wind percussion and percussive instruments are not permitted here.
- * subject to Full Council decision
pitches will operate Monday - Sunday between the hours of 11am – 9pm

Map Scale 1:500
on A4



Key

 Street Entertainment Pitch



Market Square

* subject to Full Council decision
pitch will operate Monday -
Sunday between the hours of
11am – 9pm

Terms and Conditions

- Each pitch is 1.5 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- These pitches are suitable to attract audiences providing they do not cause an obstruction
- Due to the proximity of business property, music amplification, brass, wind percussion and percussive instruments are not permitted here.
- However a vocal amplifier is permitted here

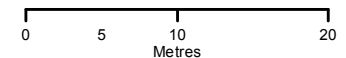
Key



Street Entertainment Pitch

Map Scale **1:500**

on A4





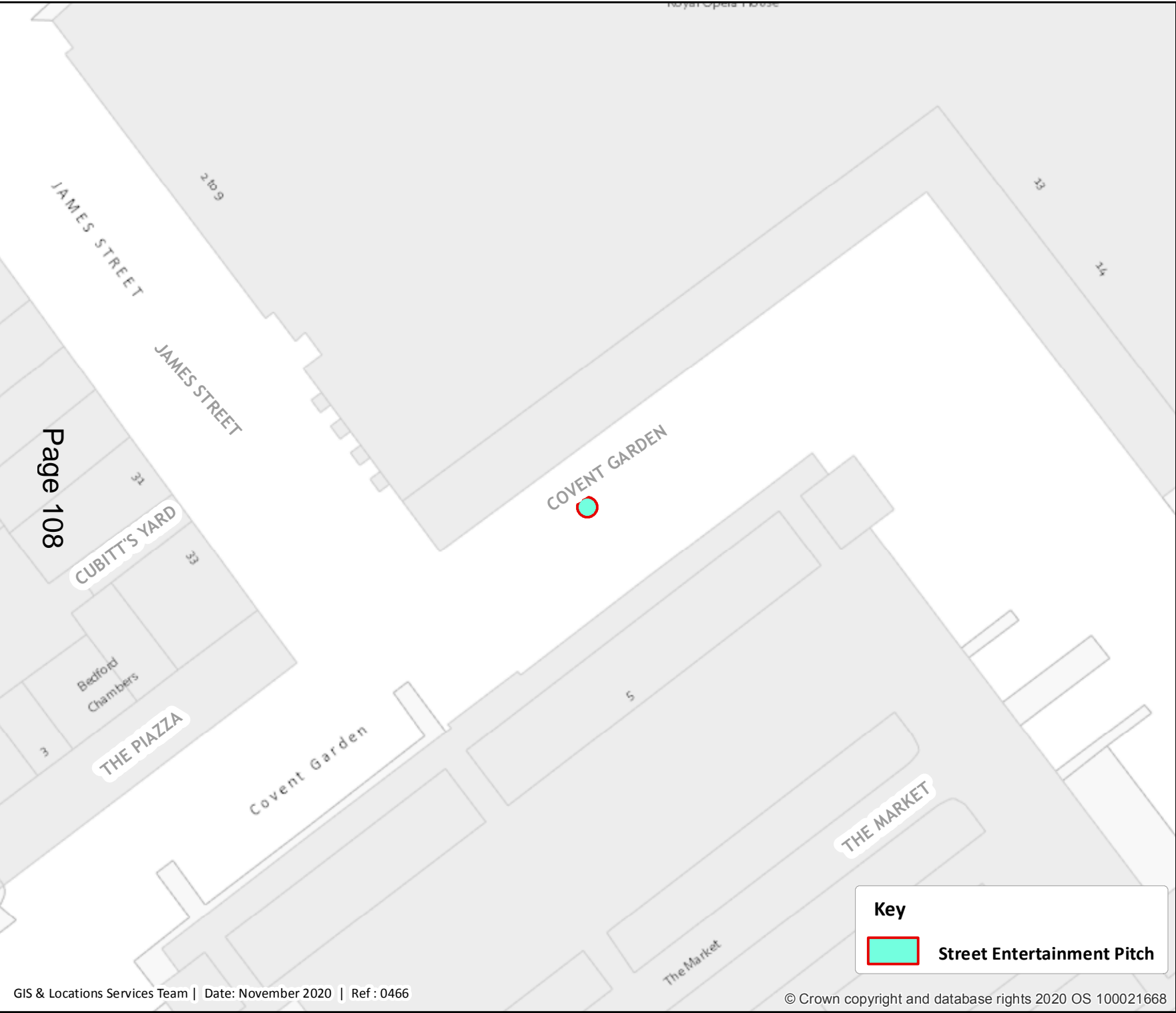
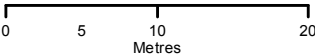
Royal Opera House

Terms and Conditions

- This pitch is 2 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable to attract audiences providing they do not cause an obstruction
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

* subject to Full Council decision
pitches will operate Monday - Sunday between the hours of 11am – 9pm

Map Scale **1:500**
on A4



Key

Street Entertainment Pitch



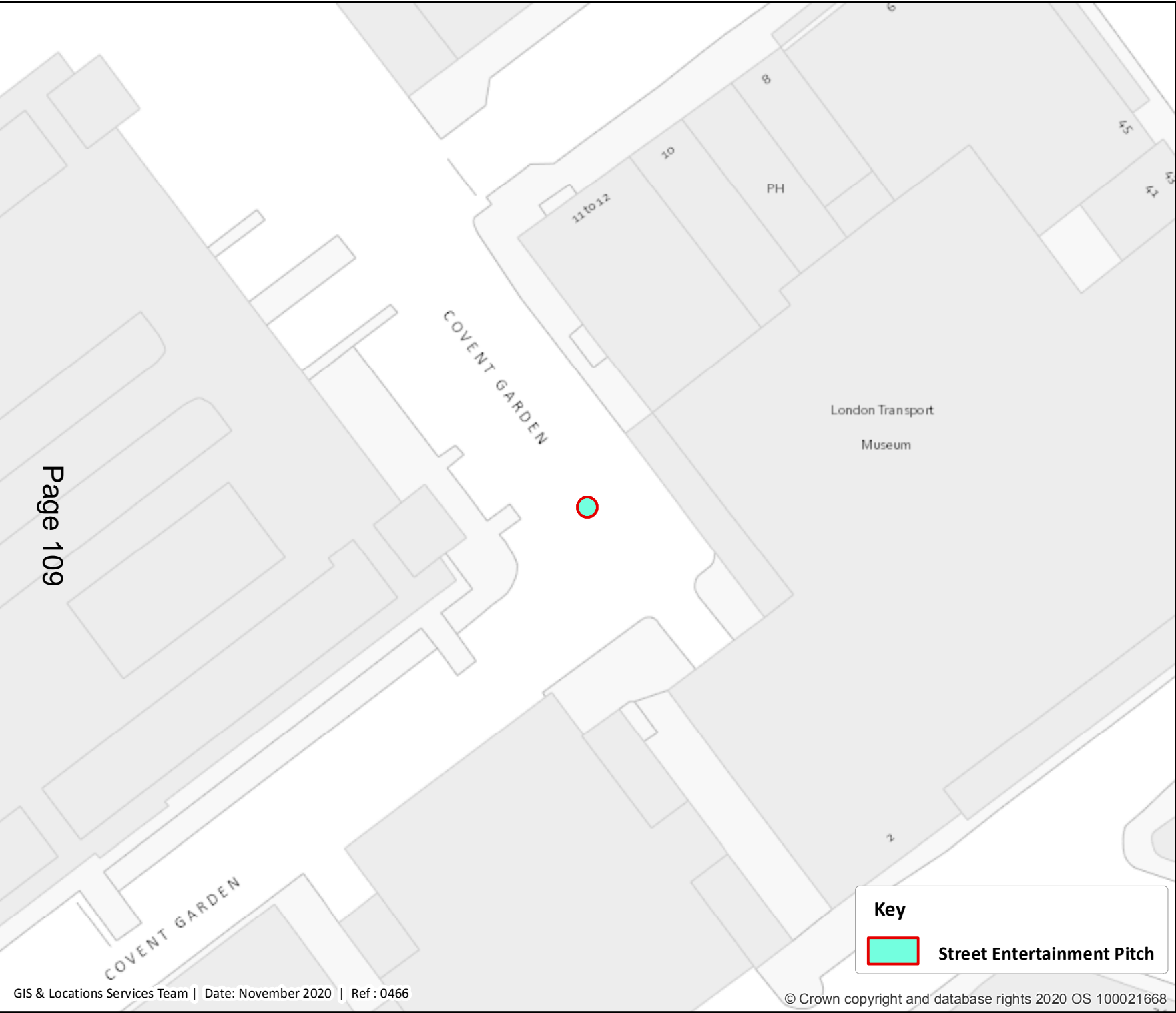
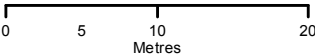
Transport Museum

Terms and Conditions

- This pitch is 2 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable to attract audiences providing they do not cause an obstruction
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

* subject to Full Council decision
pitches will operate Monday - Sunday between the hours of 11am – 9pm

Map Scale **1:500**
on A4





St Paul's Church

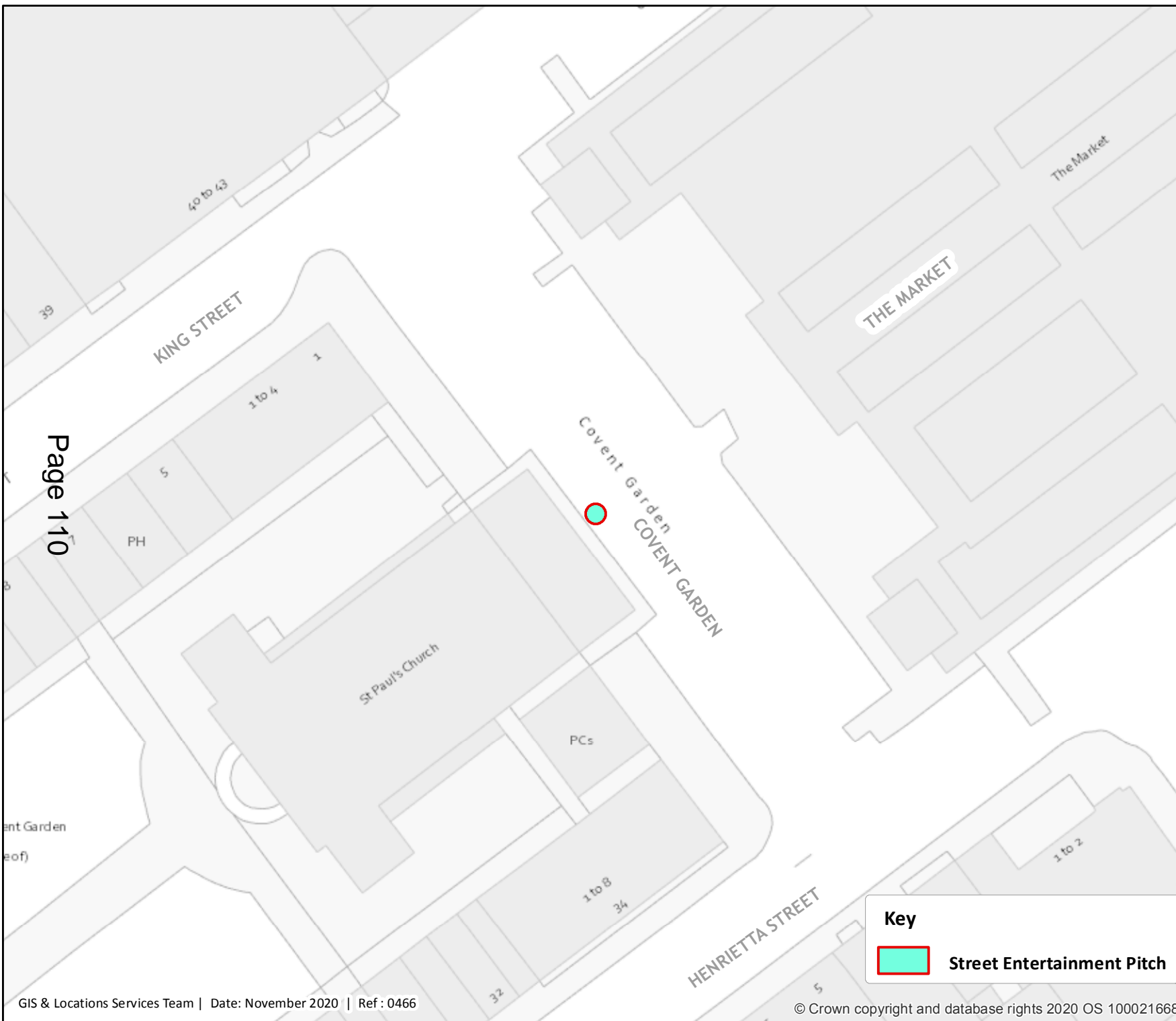
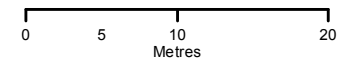
Terms and Conditions

- This pitch is not marked, however performances must not be more than 5 metres in space.
- This pitch is suitable to attract audiences providing they do not cause an obstruction
- Amplification, brass, wind percussion and percussive instruments are permitted here providing the sound does not cause a nuisance to nearby property.

* subject to Full Council decision
pitches will operate Monday -
Sunday between the hours of
11am – 9pm

Map Scale **1:500**

on A4



Key



Street Entertainment Pitch

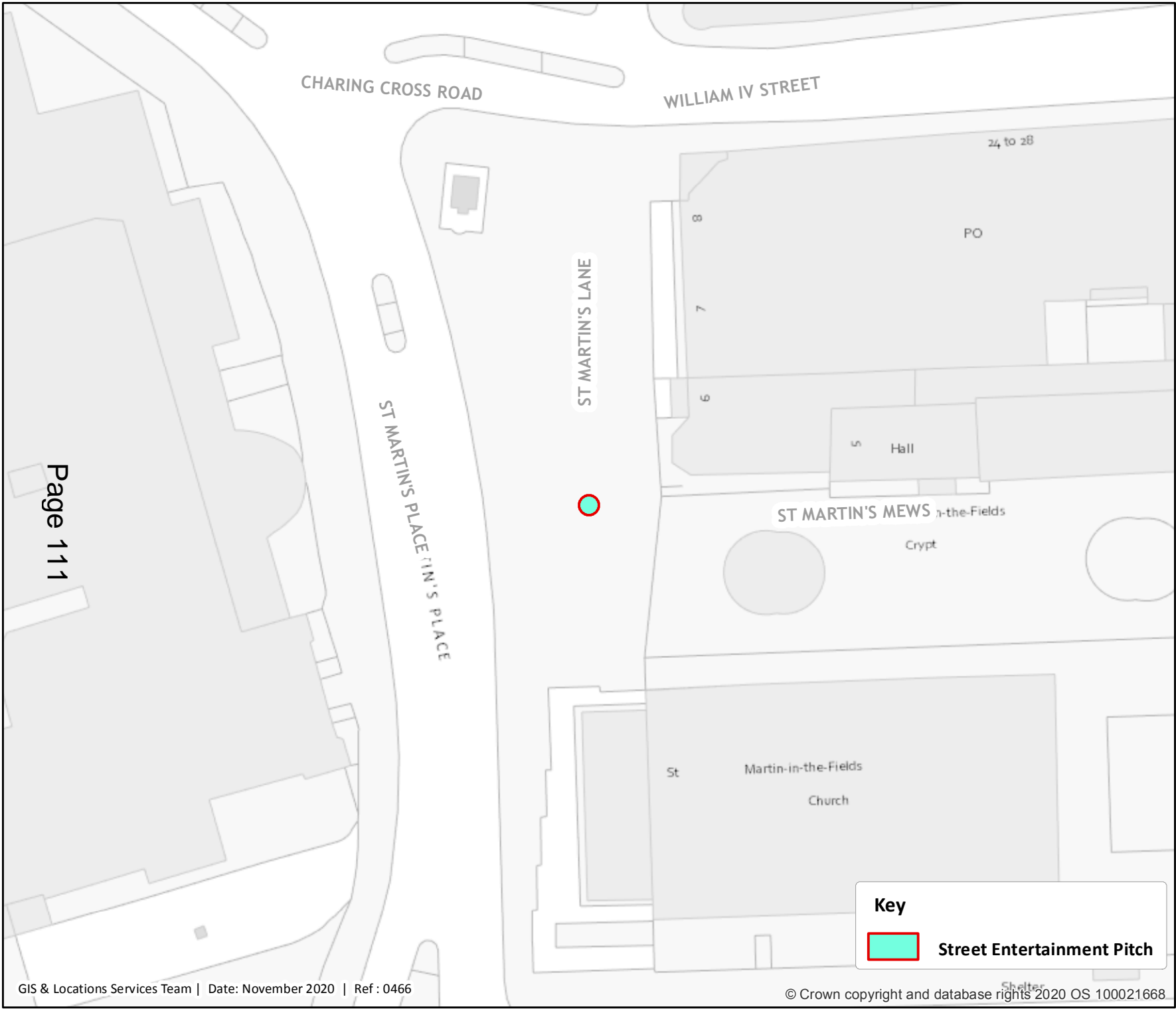
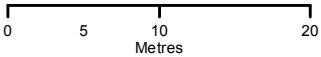


St Martins Church

Terms and Conditions

- This pitch is 2 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable for walk-by acts. Audiences or crowds are not permitted here
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale 1:500
on A4





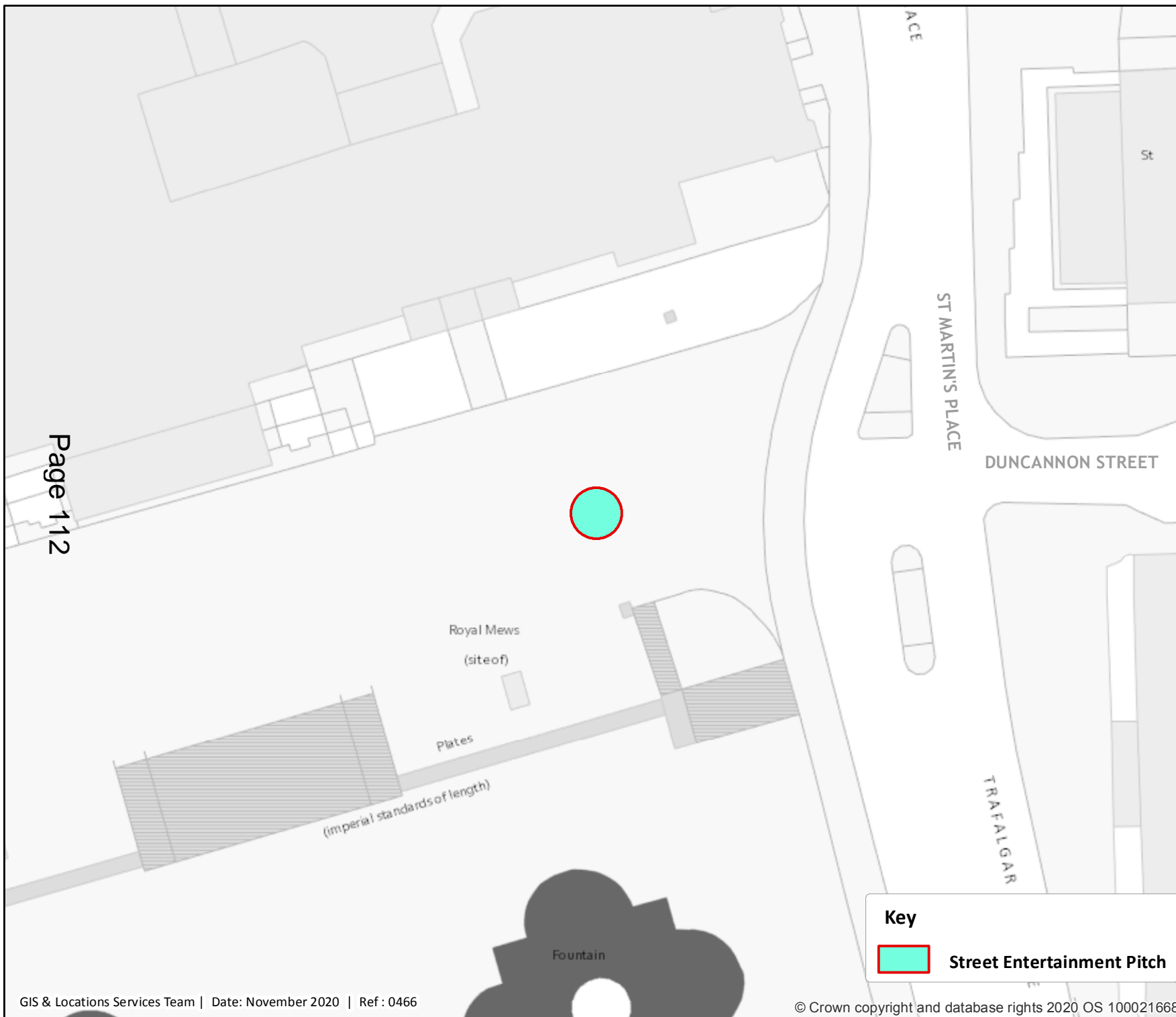
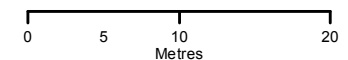
Trafalgar Square – North Terrace - Charing Cross Road

Terms and Conditions

- This pitch is 5 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable to attract audiences providing they do not cause an obstruction
- The use of amplification, brass, wind percussion and percussive instruments is permitted providing the sound does not cause a nuisance to nearby property.

Map Scale **1:500**

on A4





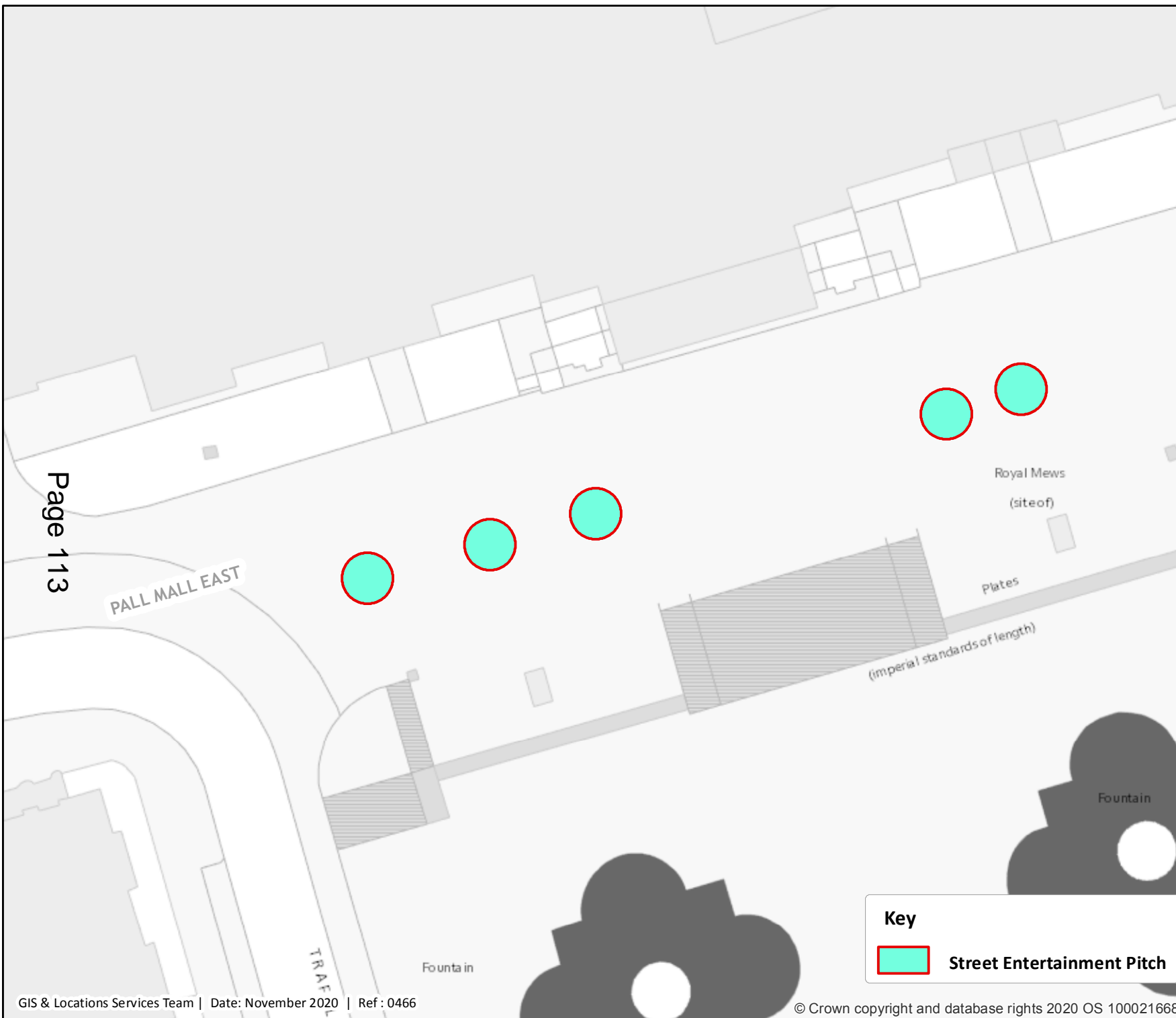
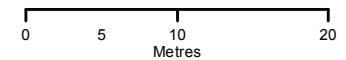
Trafalgar Square – North Terrace

Terms and Conditions

- Each pitch is 5 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- These pitches are suitable to attract audiences providing they do not cause an obstruction
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale 1:500

on A4



Key



Street Entertainment Pitch



King Charles Statue

*1) stay under the existing terms and condition 2) terms modified to operate between 10am - 9pm on Sundays only or 3) be removed at this stage

Terms and Conditions

- This pitch is 3 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable for walk-by acts. Audiences or crowds are not here
- The use of amplification, brass, wind percussion and percussive instruments is permitted providing the sound does not cause a nuisance to nearby property.

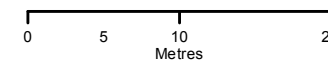
Key



Street Entertainment Pitch

Map Scale 1:500

on A4





City of Westminster

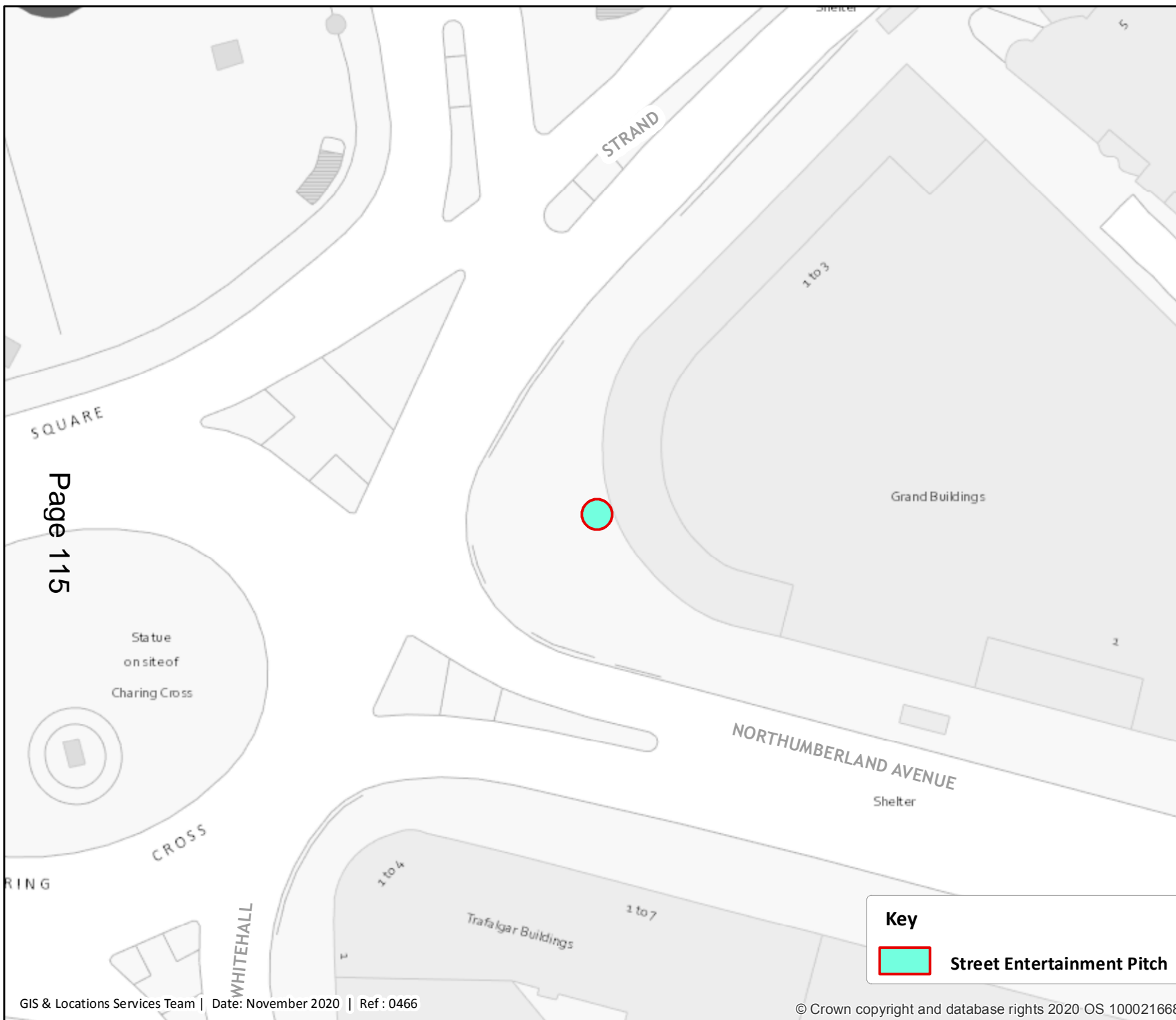
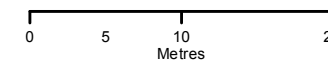
Northumberland Avenue

Terms and Conditions

- This pitch is 1.5 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable to attract audiences providing they do not cause an obstruction
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale **1:500**

on A4





City of Westminster

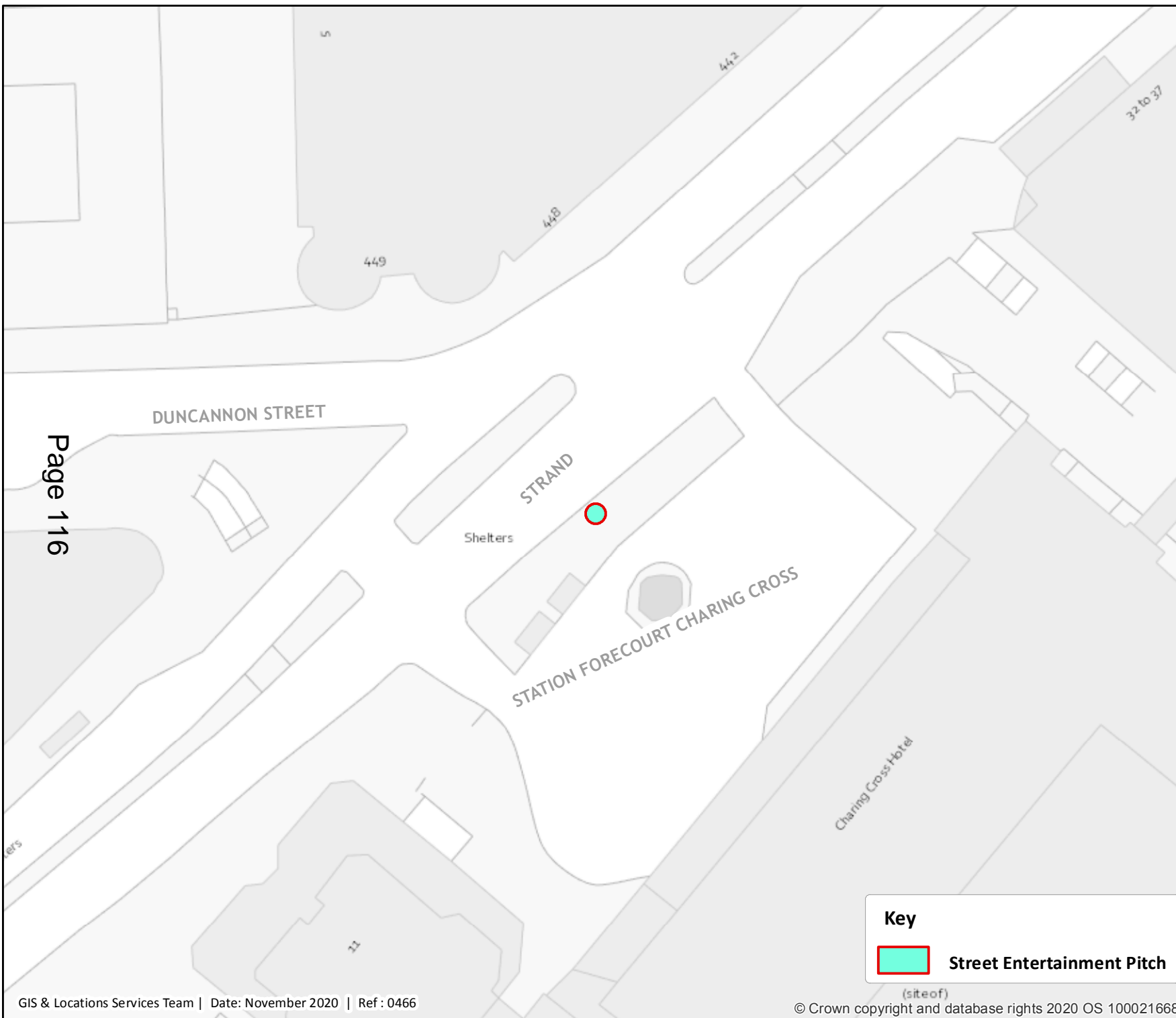
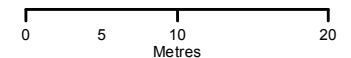
Charing Cross Station

Terms and Conditions

- This pitch is 1.5 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable for walk-by acts. Audiences or crowds are not here
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale **1:500**

on A4



Key



Street Entertainment Pitch

(site of)



City of Westminster

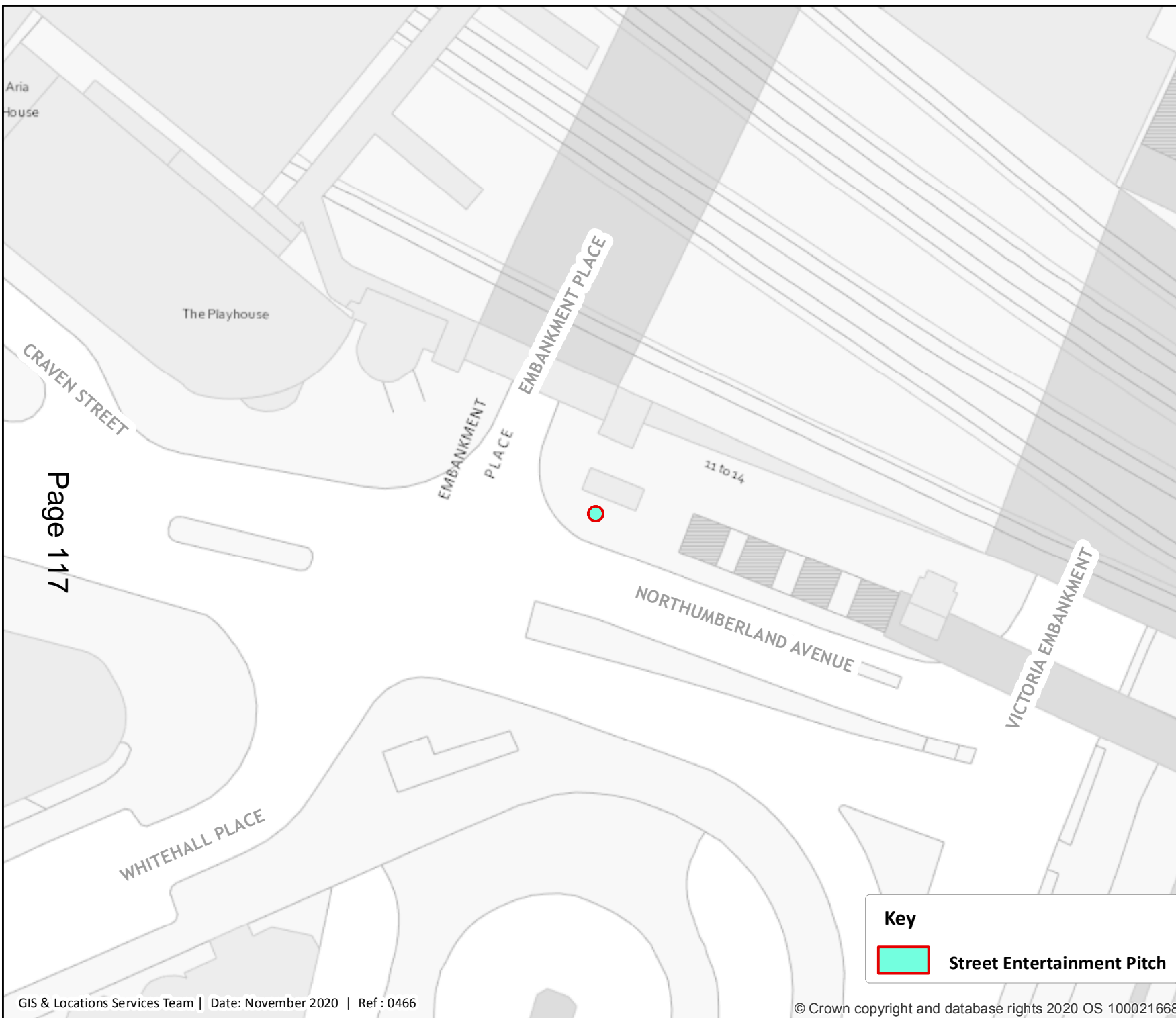
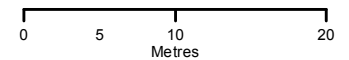
Northumberland Avenue - Hungerford Bridge

Terms and Conditions

- This pitch is 1.5 metres.
- All the buskers and street entertainers, the performance itself and anything used in connection with the performance must be contained within the designated and marked pitch.
- This pitch is suitable for walk-by acts. Audiences or crowds are not here
- Amplification, brass, wind percussion and percussive instruments are not permitted here.

Map Scale **1:500**

on A4



Key



Street Entertainment Pitch

APPENDIX B

Regulations made by the City of Westminster pursuant to Section 36(1) and 36(2) of the London Local Authorities Act 2000 prescribing the information to be provided by applicants for the grant of a busking and street entertainment licence and the procedure for determining applications.

In these Regulations, the expressions “Street” and “Busking” have the same meaning as set out in Section 32 of the London Local Authorities Act 2000.

- Activities that incorporate the sale of goods and/or services, for example portrait artists, balloon sellers and tarot card reading. Such activities are regulated by the Street Trading regime and are subject to separate controls.
 - Entertainment that is performed as part of a street party, community festival, charitable fundraising event, protest or similar activities.
 - Entertainment related to a religious meeting, procession or service (this includes performances of Christmas carols by members of the Salvation Army).
 - Entertainment organised as part of a wider authorised event by the council’s City Promotions Events and Filming team, including (but not limited to) Chinese New Year, Gay Pride, other seasonal parades and festivals, and Film Premiers.
1. All applications (including new applications, renewal applications and variation applications) must be made using the online application form provided by Westminster City Council and must be accompanied by a passport size photograph of the applicant, along with the application fee.
 - Declaration of any previous refusal or revocation of a licence under the Westminster Busking and Street Entertainment scheme or any other similar scheme in the United Kingdom.
 - Declaration of any unspent convictions.
 - Brief description of the busking and street entertainment that will be performed and a description of any instruments or other equipment that may be used during the performance.
 - Confirmation of having read and understood the Westminster City Council Code of Conduct for busking and street entertainment and the standard conditions that apply to all busking and street entertainment in Westminster.
 2. Applications must be made by individual buskers and street entertainers. If in a group, each busker or street entertainer must apply for an individual licence.
 3. The following information is required for all applications:
 - Name and home address in the UK (if you are a performer travelling from outside of the UK, please provide the address(es) of where you are staying whilst you are here).
 - Telephone or mobile number or email address to enable licensing authority to contact the applicant without delay.
 - One form of photographic ID including either a passport or driving licence. (If you do not hold photographic ID, the council will accept a birth certificate along with a recent photograph)
 - Proof of valid Public Liability Insurance (of at least 2 million).
 - National Insurance number or declaration of right to work.
 4. The applicant will be given the option of declaring the following information:
 - Self-declaration of membership of the Westminster Street Performers Association and/or Musicians Union membership.
 - Self-declaration of having signed up to join the Westminster Busking and Street Entertainment Forum.
 - Proof of student status to qualify for discounted fee.

5. The applicant will also be given the opportunity to apply for a temporary licence to engage in street trading pursuant to the City of Westminster Act 1999. Such a temporary licence will only be granted if the busking and street entertainment licence is granted and the duration of the temporary licence will be identical to the duration of the busking and street entertainment licence.
6. Any temporary licence that is granted pursuant to the City of Westminster Act 1990 in accordance with these regulations will only permit trading to take place from the designated pitch at which the busker and street entertainer is performing for a period starting when the performance commences and ending 15 minutes after the performance has concluded. The trading permitted by such a licence will be restricted to merchandise that is directly related to the busking and street entertainment taking place (such as CDs being sold by a musician). A separate fee will have to be paid for the temporary licence.

Additional requirements for a variation application

7. The following additional information is required for any application to vary a busking and street entertainment licence:
 - The conditions requested to be varied.
 - Proposals for alternative conditions (if any).
8. It is not possible to apply to vary a licence to:

provide busking and street entertainment in any part of the Westminster City Council that has not been designated as a licence street.

The Procedure for Determining Applications

9. Applications will only be regarded as valid when they have been made in accordance with these regulations, including the payment of the correct fee.
10. Any application that is made to engage in busking and street entertainment in any street in the Westminster City Council that has not been designated as a licence street will be refused (in accordance with Section 37 (2) of the London Local Authorities Act 2000).
11. All applications granted by the council shall be deemed to have been so granted subject to any standard conditions that have been prescribed by the council under Section 40 of the London Local Authorities Act 2000, except so far as they are expressly excluded or amended in any particular case.
12. Applications may be granted in full or refused or granted subject to such additional conditions as may be considered appropriate in the circumstances.
13. An application to vary a busking and street entertainment licence can be made at the same time as an application for a new licence or an application to renew the licence without incurring an additional fee. An application to vary a licence that is made at any other time will incur a separate fee.
14. Subject to Condition 22 below, a valid application for a new busking and street entertainment licence, or the renewal of such a licence, that does not involve any changes to the standard conditions will usually be determined within 10 working days following the receipt of the application (excluding weekends and all bank and public holidays).
15. Subject to Condition 22 below, a valid application for a new busking and street entertainment licence, or the renewal of such a licence, that does involve any changes to the standard conditions will usually be determined within 21 working days following the receipt of the application (excluding weekends and all bank and public holidays).
16. Subject to Condition 22 below, a valid application for a variation of a busking and street entertainment licence that is not made at the same time as an application for a new licence or for the renewal of that licence will usually be determined within 21 working days following the receipt of the application (excluding weekends and all bank and public holidays).
17. A busking and street entertainment licence will be granted for a period of six months or one month.
18. An application to renew a busking and street entertainment licence must be made so as to be received by the licensing authority on or before the date of expiry of the existing licence. No late applications for renewal will be processed.
19. When an application to renew a busking and street entertainment licence has been made so as to be received by the licensing authority on or before the date of expiry of the existing licence, the existing licence will be deemed to remain in force until such time as it is either renewed or the holder of the licence is informed in writing that the application has been refused. The holder of the licence is deemed to have been informed that the application has been refused as soon as he or she has been informed of the refusal or seven days after the date when the notice of refusal was posted by first class pre-paid letter to the address held for that person by the licensing authority, whichever is the earliest.
20. All applications will be determined by a single officer ("the determining officer"). There may be a number of determining officers but all of them will be authorised in writing by the Executive Director heading up the licensing service. The Executive Director (or any person in an equivalent post) will have delegated powers to authorise the determining officers.
21. All applications will be determined on merit having regard to any Busking and Street Entertainment policy that may be in force and may be subject to consultation with the Police or appropriate officers within the council itself, such as officers from the Environmental Health Service and Highways Service. The determination does not involve an audition process and the determining officer will not make any assessment regarding the content or the quality of the busking and street entertainment that will be provided by the applicant.
22. If the determining officer is minded to refuse the application or is only minded to grant the application subject to additional conditions being imposed on the licence, the applicant will be given written notification and an opportunity to provide additional information in support of the application. Any delay in providing additional information might impact on the ability to meet the time limits set out in Conditions 14, 15 and 16 above.
23. Applications will be determined on the basis of the information provided by the applicant, any written representations that may be received in response to any consultation and any additional written submissions received from the applicant. The final decision reached by the determining officer will not be subject to any internal review but any decision that is adverse to the applicant can be challenged by way of an appeal in accordance with the provisions contained in section 41 of the London Local Authorities Act 2000.
24. If a request is received to consider the possible revocation of a busking and street entertainment licence pursuant to Section 39 of the London Local Authorities Act 2000, that will be referred for determination by a Licensing Sub-Committee.

