



City of Westminster

# Committee Agenda

Title: **Licensing Sub-Committee (2)**

Meeting Date: **Wednesday 3 November 2021**

Time: **10.00 am**

Venue: **This is a Virtual TEAMS meeting**

Members: **Councillors:**  
Tim Mitchell (Chairman)  
Louise Hyams  
Rita Begum

If you require further information, please contact the Committee Officer, Sarah Craddock, Committee and Councillor Co-ordinator.

**Email:** [scraddock@westminster.gov.uk](mailto:scraddock@westminster.gov.uk)

**Corporate Website:** [www.westminster.gov.uk](http://www.westminster.gov.uk)

**Note for Members:** Members are reminded that officer contacts are shown at the end of each report and Members are welcome to raise questions in advance of the meeting. Regarding Item 2, guidance on Declarations of Interests is included in the Code of Governance. If Members and Officers have any questions, they should contact the Director of Law before the meeting please.

## AGENDA

### PART 1 (IN PUBLIC)

#### 1. MEMBERSHIP

To report any changes to the membership.

#### 2. DECLARATIONS OF INTEREST

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

#### Licensing Applications for Determination

#### 1. 60 CRAWFORD STREET, W1H 4JS

(Pages 1 - 22)

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
Bryanston and Dorset Square  None* None**	60 Crawford Street, W1H 4JS	New Premises Licence	21/06391/LIPN
*Cumulative Impact Area ** Special Consideration Zone			

#### 2. 30A PIMLICO ROAD SW1W 8LJ

(Pages 23 - 46)

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
Churchill  None* None**	30A Pimlico Road, SW1W 8LJ	New Premises Licence	21/05866/LIPN
*Cumulative Impact Area ** Special Consideration Zone			

**Stuart Love**  
Chief Executive  
27 October 2021

In considering applications for Premises Licences under the Licensing Act 2003, the Sub Committee is advised of the following:

### **Policy Considerations**

The Licensing Sub-Committee is required to have regard to the City of Westminster statement of Licensing Policy, effective from January 2021.

### **Guidance Considerations**

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

### **Core hours When Customers Are Permitted to Be on The Premises**

Core hours, as set out in the Council's Statement of Licensing Policy 2021, are when customers are permitted to be on the Premises. The maximum opening hours permitted will not exceed the start time and terminal hour for each of the days where licensable activity is permitted.

**Note:** The core hours are for all licensable activities but if an application includes Late Night Refreshment, then the starting time for that licensable activity will be 11.00 pm.

#### **1. Casinos**

Up to 24 hours a day whilst Casino Gaming is permitted by a Premises Licence under the Gambling Act 2005.

#### **2. Cinemas, Cultural Venues and Live Sporting Premises**

Monday to Sunday: 09:00 hours to 24:00 hours

#### **3. Hotels**

Monday to Thursday: 09:00 hours to 23:30 hours

Friday and Saturday: 09:00 hours to 24:00 hours

Sunday: 09:00 hours to 22:30 hours

Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

Sale of alcohol to guests for consumption in hotel/guest rooms only: Anytime up to 24 hours

#### **4. Off licences**

Monday to Saturday: 08:00 hours to 23:00 hours

Sunday: 09:00 hours to 22:30 hours

#### **5. Outdoor Spaces**

Monday to Thursday: 09:00 hours to 23:30 hours

Friday and Saturday: 09:00 hours to 24:00 hours

Sunday: 09:00 hours to 22:30 hours

Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

#### **6. Pubs and bars, Fast Food and Music and Dance venues**

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

Friday and Saturday: 10:00 hours to 24:00 hours

Sunday: 09:00 hours to 22:30 hours

Sundays Immediately Prior To A Bank Holiday: 12:00 hours to 24:00 hours

## **7. Qualifying Clubs**

Monday to Thursday: 09:00 hours to 24:00 hours  
Friday and Saturday: 09:00 hours to 24:00 hours  
Sunday: 09:00 hours to 22:30 hours  
Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

## **8. Restaurants**

Monday to Thursday: 09:00 hours to 23:30 hours  
Friday and Saturday: 09:00 hours to 24:00 hours  
Sunday: 09:00 hours to 22:30 hours  
Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

## **9. Sexual Entertainment Venues and Sex Cinemas**

Monday to Thursday: 09:00 hours to 23:30 hours  
Friday and Saturday: 09:00 hours to 24:00 hours  
Sunday: 09:00 hours to 22:30 hours  
Sundays Immediately Prior To A Bank Holiday: 09:00 hours to 24:00 hours

### **Procedure for virtual hearings held under the Licensing Act 2003**

The purpose of this procedure is to clarify how the Licensing Sub-Committee (“the Sub-Committee”) will conduct virtual licensing hearings made under the Licensing Act 2003 (as amended) and for licensing applications under other regimes. All hearings are conducted with due regard to the Council’s Constitution, relevant legislation and case law, regulations and guidance.

### **Accessing virtual hearings**

Virtual Licensing Sub-Committee hearings will be held on Microsoft Teams as a live Teams event. Each application will be dealt with by a separate Teams meeting. All applicants, responsible authorities and other persons (who have submitted a valid representation) (collectively called “Parties”) will be provided with a link to the meeting beforehand. **Only these parties will be able to participate in the hearing** (together with their adviser) provided they have registered, in advance, with the Licensing Authority, as specified below. A link for the general public to watch the meeting will be available on the Council’s website.

### **Final Submissions before the Hearing**

The parties (or their representatives) should use their best endeavours to ensure that all of their final submissions have been made so as to be included in the Sub-Committee report (typically **no later, than 5.pm, 5 working days** before the Sub-Committee hearing). This means by 5pm on the Thursday, the week before the Sub-Committee hearing is due to take place. Final submissions should set out the key points, policies and conditions that a party wishes the Sub-Committee to take account of in determining the application. Any final submissions that a party wishes to make, (that have not been submitted so as to have been included in the report), **must** be submitted to the Licensing Service by **no later than 12 noon 3 working days** before the hearing is due to take place. The Licensing email address is: [Licensing@westminster.gov.uk](mailto:Licensing@westminster.gov.uk).

### **Rules during Licensing Hearings**

The following rules must be followed by all parties to ensure the virtual hearing can progress as successfully as possible:

- All parties wishing to participate in the hearing **must** register their wish to participate in the hearing and provide their email addresses to the **Licensing Service at [Licensing@westminster.gov.uk](mailto:Licensing@westminster.gov.uk)** no later than **12 noon on the Monday before** the Thursday hearing is scheduled to take place.
- All parties **should join the virtual hearing at least 15 minutes before the advertised start time** to ensure they are ready to start at the advertised start time. After the advertised start time has passed no registered parties will be allowed to join, except in exceptional circumstances, when permitted by the Chairman, as this could disrupt the meeting.
- All parties must only address the hearing when invited to do so by the Chairman.
- All parties must keep their microphones on mute unless they are speaking. The Chairman has the ability to mute all parties’ microphones.
- If a party wishes to interject, they should put their name in the messaging field. The chairman has the discretion to invite the party to make their comment at an appropriate stage in the hearing.
- All parties are asked to keep their comments as succinct as possible.

- If a party has a question for another party, this must be addressed to the Chairman who will have the discretion to ask the relevant party to respond.
- Parties wishing to make suggestions as to the conditions that may be imposed in the event of the application being granted should do so by reference to the schedule of proposed conditions set out in the Conditions Schedule annexed to the committee papers. In so doing, they should use the same numbering in that schedule. This is to ensure that there is ease of referencing the conditions by all the parties.
- To ensure the smooth running of hearings, a time limit will be placed on each party's submissions. This time limit must be adhered to but the Chairman has the flexibility to amend the time limit when it is considered appropriate to do so.
- When referring to the hearing papers, participants should give the page and paragraph number when appropriate.
- The Chairman has the discretion to amend these rules in any given case where they consider it is appropriate to do so.

### **Procedure**

1. The Chairman will open the meeting and introduce the members of the Sub-Committee and the other officers attending with the members, including the legal adviser, policy adviser and committee officer.
2. The Chairman will confirm the procedure that the hearing will follow.
3. The Sub-Committee members and officers will be asked to declare any interests they may have and any other procedural business will be transacted.
4. The presenting officer from the licensing service will introduce the application, giving a brief description of the application and introducing all the Parties in attendance for each application
5. Each party who has registered to speak, will be invited to make their representations and will be allowed **a maximum of 10 minutes each**. In order to ensure that the hearing is fair to all parties and is conducted in an orderly manner, the Chairman has the discretion to extend this time limit where it is appropriate for the determination of the application.
6. Parties will normally speak in the following order, (the order may change for other types of licensing applications):
  - a. The applicant
  - b. Responsible authorities
  - c. Other persons
7. The Chairman has the right to grant each party the opportunity to ask questions of each other for the purposes of clarification only where it is appropriate to do so. The Sub-Committee members will then be able to ask questions of the parties.

8. The legal adviser and/or policy officer may ask questions of the parties as they consider appropriate, including in relation to the conditions which should be attached to the application if the Sub-Committee is minded to grant the application.
9. Each party will have an opportunity to make a short closing submission each (not introducing any new evidence or case law) of no more than **5 minutes each**, in the following order:
  - a. Responsible authorities
  - b. Other persons
  - c. The applicant
10. The Chairman shall then **close the meeting** and all parties will leave the meeting. A Decision will not be announced at the end of the hearing unless there is a legal requirement to do so.
11. The Sub-Committee will deliberate in closed session and all parties will be advised of the outcome in a written Summary Decision. Unless otherwise required or permitted by Regulations, summary decisions will be made within a period of five working days of the last day of the hearing. The written summary of the decision ("Summary Decision") will be sent to all the parties as soon as possible after the Decision has been made. The full Decision, setting out the reasons for the Decision, (Formal Notification) will be sent to the parties as soon as possible thereafter. The time limit for appealing will not commence until the Formal Notification has been sent to the parties.

Dated 15 April 2020

This page is intentionally left blank



City of Westminster

# Licensing Sub-Committee Report

Item No:	
Date:	3 November 2021
Licensing Ref No:	21/06391/LIPN - New Premises Licence
Title of Report:	60 Crawford Street London W1H 4JS
Report of:	Director of Public Protection and Licensing
Wards involved:	Bryanston And Dorset Square
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Karyn Abbott Senior Licensing Officer
Contact details	Telephone: 07866 019698 Email: <a href="mailto:kabbott@westminster.gov.uk">kabbott@westminster.gov.uk</a>

## 1. Application

1-A Applicant and premises			
<b>Application Type:</b>	New Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	30 June 2021		
<b>Applicant:</b>	Ta Turu Store Ltd		
<b>Premises address:</b>	60 Crawford Street London W1H 4JS	<b>Ward:</b>	Bryanston and Dorset Square
		<b>Cumulative Impact Area:</b>	None
		<b>Special Consideration Zone:</b>	None
<b>Premises description:</b>	According to the application form, the premises proposes to operate as a Café.		
<b>Premises licence history:</b>	This is a new premises licence application and therefore no premises licence history exists.		
<b>Applicant submissions:</b>	The applicant has provided a letter to residents with agreed conditions which can be found at <b>Appendix 2</b> .		

1-B Proposed licensable activities and hours							
<b>Sale by retail of alcohol</b>				<b>On or off sales or both:</b>			Both
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	11:00	11:00	11:00	11:00	11:00	11:00	11:00
<b>End:</b>	23:00	23:00	23:00	23:00	23:00	23:00	23:00
<b>Seasonal variations/ Non-standard timings:</b>		None					

Hours premises are open to the public							
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	09:00	09:00	09:00	09:00	09:00	09:00	09:00
<b>End:</b>	23:15	23:15	23:15	23:15	23:15	23:15	23:15
<b>Seasonal variations/ Non-standard timings:</b>		None					
<b>Adult Entertainment:</b>		None					

## 2. Representations

2-A Responsible Authorities	
<b>Responsible Authority:</b>	Metropolitan Police Service
<b>Representative:</b>	PC Bryan Lewis
<b>Received:</b>	21 July 2021 ( <b>Withdrawn 25<sup>th</sup> August 2021</b> )
<p>Police object to this application, as we believe it may not promote the licensing objectives contained within the 2003 Licensing Act, namely the prevention of crime and disorder, for the following reasons:</p> <ul style="list-style-type: none"><li>• Insufficient conditions proposed to support the prevention of crime and disorder, licensing objective.</li></ul> <p>I will propose further conditions to provide more reassurance.</p> <p><b>Conditions were agreed between the applicant and the Metropolitan Police Service and can be found at Appendix 4.</b></p>	
<b>Responsible Authority:</b>	Environmental Health Service
<b>Representative:</b>	Anil Drayan
<b>Received:</b>	27 July 2021
<p><b>60 CRAWFORD STREET, LONDON, W1H 4JS</b></p> <p><b>I refer to the application for a new premises licence for the above premises.</b></p> <p>The applicant has submitted plans of the Basement and Ground Floor of the premises, drawing no 10010 - BAD - 001 - 00 - DR - A - 20-05, dated May 2021.</p> <p><b>The applicant is seeking the following:</b></p> <ol style="list-style-type: none"><li>1. Supply of Alcohol 'On' and 'Off' the premises on Monday to Sunday 11:00 to 23:00 hours.</li></ol> <p><b>I wish to make the following representations based on the plans and operating schedule submitted:</b></p> <ol style="list-style-type: none"><li>1. The Supply of Alcohol and for the hours requested may have the effect of increasing Public Nuisance in the area.</li></ol> <p><b>Environmental Health also makes the following further comments:</b></p> <ul style="list-style-type: none"><li>• An extensive list of undertakings have been offered in the operating schedule and these will need to be converted into enforceable conditions.</li><li>• It is unclear if the premises have been constructed for the proposed use. It will need to be inspected by Environmental Health for Public Safety before commencement of licensable activities.</li><li>• The plans indicate an external area but it is not clear if this area is part of the</li></ul>	

public highway or a private forecourt – this will inform whether a Tables and Chairs licences may also be required.

- If this is a new café/hot food use then Environmental Health shall require details of how odour and noise nuisance shall be prevented from any plant and machinery and how internal noise transference shall not occur through party wall connections to other users of the building block.
- Environmental Health shall assess capacity at the premises on Public Safety considerations as well as the provision of sanitary accommodation being in line with BS6465 for any proposed capacity.
- Earlier this year the Council revised its Statement of Licensing Policy which is available on the Council's website at:

➤ <https://www.westminster.gov.uk/node/20023>

One of the new requirements under the Policy is that licensed premises must demonstrate compliance with policy CH1, Protection of Children from Harm, (see page 36 of policy).

The applicant is therefore requested to contact the undersigned to discuss the above and to arrange a site visit after which Environmental Health may propose additional conditions for the proposed use.

2-B Other Persons	
<b>Name:</b>	██████████
<b>Address and/or Residents Association:</b>	████████████████████ ████████████████████ ██████████ ██████████
<b>Received:</b>	6 July 2021
I am concerned that a licensed premises will be open until 23.00. This venue is under a block of flats which will be directly affected by noise up and until closing at 23.00. No 60 is a very small premises but with seating outside it is likely to be a noise concern for residents who need to get to sleep on time to go to work. We are already situated between two well established premises which serve alcohol.	
<b>Name:</b>	████████████████████
<b>Address and/or Residents Association:</b>	████████████████████ ████████████████████ ██████████ ██████████
<b>Received:</b>	7 July 2021
I am very concerned about noise and cooking smells from 9am - 23.15pm as I work from home and have many conference calls every day. Also worried about drunk clientele being threatening. This is a small block, our front door opens directly onto the street and our windows are right above the shop. Noise travels significantly in this building, the recent building work in one of the shops ██████████ could be heard very clearly on the ██████████ and disrupted students on the ██████████ sufficiently that they moved out. We also hear the noise from the Italian restaurant and pubs near by but this is more manageable as further away.	

<b>Name:</b>	[REDACTED]
<b>Address and/or Residents Association:</b>	[REDACTED] [REDACTED] [REDACTED]
<b>Received:</b>	7 July 2021
<p>I am concerned about this location. Firstly smell from cooking will [REDACTED] [REDACTED]. The space behind is very enclosed and smells will have very little area to dissipate.</p> <p>The second aspect is noise. This is a residential block and having a busy restaurant with bar [REDACTED] where I sleep is very disconcerting.</p>	
<b>Name:</b>	[REDACTED]
<b>Address and/or Residents Association:</b>	[REDACTED] [REDACTED] [REDACTED]
<b>Received:</b>	15 July 2021 (Withdrawn 14 <sup>th</sup> September 2021)
<p>The opening hours till 11pm every night of the week is too much especially Sunday.</p>	
<b>Name:</b>	[REDACTED]
<b>Address and/or Residents Association:</b>	[REDACTED] [REDACTED] [REDACTED]
<b>Received:</b>	25 July 2021
<p>I STRONGLY OBJECT TO THIS APPLICATION.</p> <p>We will be subjected to noise from the patrons of this premises sitting outdoors consuming alcohol until 2315 seven days a week . When our windows are open the noise from the street will be deafening. Even when closed the noise level will be high.</p> <p>We will be unable to pass safely every day on the narrow pavement if there are seats outside and people standing around. We will be forced to go off the pavement onto the road.</p> <p>The food preparation area in the basement at the rear is likely to attract vermin. There has been big problems with this in the past .</p> <p>I am confused as to why the contractor at work on the premises is getting it fitted out to open when the closing date for making comments is 28th July 2021. Has approval already been given?</p>	

### 3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<b>Policy HRS1 applies</b>	<p>A. Applications within the core hours set out below in this policy will generally be granted for the relevant premises uses, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>B. Applications for hours outside the core hours set out in Clause C will be considered on their merits, subject to other relevant policies, and with particular regard to the following:</p> <ol style="list-style-type: none"> <li>1. The demonstration of compliance in the requirements of policies CD1, PS1, PN1 and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and disorder, public safety, public nuisance and the protection of children from harm.</li> <li>2. If the application is located within a Special Consideration Zone they have demonstrated that they have taken account of the issues identified in that area and provided adequate mitigation.</li> <li>3. Whether there is residential accommodation in the proximity of the premises that would likely be adversely affected by premises being open or carrying out operations at the hours proposed.</li> <li>4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.</li> <li>5. The proposed hours when any music, including incidental music, will be played.</li> <li>6. The hours when customers will be allowed to take food or drink outside the premises or be within open areas which form part of the premises.</li> <li>7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity.</li> <li>8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.</li> <li>9. The capacity of the premises.</li> <li>10. The type of use, recognising that some venues are more likely to impact the licensing objectives than others; for example, pubs and bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the operation.</li> <li>11. The Licensing Authority will take into account the active measures proposed for a 'winding down' period including arrangements for people to be collected from the premises to travel home safely.</li> <li>12. Conditions on hours may be attached that require that the supply of alcohol for consumption on the premises ceases a suitable period of time before customers are required to leave the premises.</li> <li>13. The council, acting as the Licensing Authority, may reduce hours if, after review, it is necessary to impose conditions specifying shorter hours in order to promote the licensing objectives.</li> <li>14. Specific days for non-standard hours should be identified and justified as part of the application to allow responsible authorities and interested parties to evaluate the impact that these licensable activities may have, and to plan accordingly. The consideration of applications for later hours for Bank Holiday Mondays will take into account that later hours are generally granted for preceding</li> </ol>

	<p>Sundays and that the next day is a working day. Non-specific days are expected to be covered by Temporary Event Notices or variation applications.</p> <p>C. For the purpose of Clauses A and B above, the Core Hours for applications for each premises use type as defined within this policy are:</p> <p><b>8. Restaurants</b>  Monday to Thursday: 9am to 11.30pm.  Friday and Saturday: 9am to 12am.  Sunday: 9am to 10.30pm.  Sundays immediately prior to a bank holiday: 9am to 12am.</p> <p>D. Core hours are when customers are permitted to be on the premises and therefore the maximum opening hours permitted will be to the same start and terminal hours for each of the days where licensable activity is permitted.</p> <p>E. For the purposes of this policy, 'premises uses' are defined within the relevant premises use policies within this statement.</p>
<p><b>Policy RNT1 applies</b></p>	<p>A. Applications outside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> <li>1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.</li> <li>2. The hours for licensable activities being within the council's Core Hours Policy HRS1.</li> <li>3. The operation of any delivery services for alcohol and/or latenight refreshment meeting the council's Ancillary Delivery of Alcohol and/or Late-Night Refreshment Policy DEL1.</li> <li>4. The applicant has taken account of the Special Consideration Zones Policy SCZ1 if the premises are located within a designated zone.</li> <li>5. The application and operation of the venue meeting the definition of a restaurant as per Clause C.</li> </ol> <p>B. Applications inside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> <li>1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.</li> <li>2. The hours for licensable activities are within the council's Core Hours Policy HRS1.</li> <li>3. The operation of any delivery services for alcohol and/or latenight refreshment meeting the council's Ancillary Delivery of Alcohol and/or Late-Night Refreshment Policy DEL1.</li> <li>4. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone.</li> <li>5. The application and operation of the venue meeting the definition of a restaurant as per Clause C.</li> </ol> <p>C. For the purposes of this policy a restaurant is defined as:</p> <ol style="list-style-type: none"> <li>1. A premises in which customers are shown to their table or the customer will select a table themselves to which food is either served to them or they have collected themselves.</li> <li>2. Which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at a table.</li> <li>3. Which do not provide any takeaway service of food and/or drink for immediate consumption, except if provided via an ancillary delivery service to customers at their residential or workplace address.</li> <li>4. Where alcohol shall not be sold, supplied, or consumed on the</li> </ol>

	<p>premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.</p> <p>5. The sale and consumption of alcohol prior to such meals may be in a bar area but must also be ancillary to the taking of such meal.</p>
--	---

#### 4. Equality Implications

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

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

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

#### 5. Appendices

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

<b>Report author:</b>	Karyn Abbott Senior Licensing Officer
<b>Contact:</b>	Telephone: 07866 019698 Email: <a href="mailto:kabbott@westminster.gov.uk">kabbott@westminster.gov.uk</a>

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Metropolitan Police Service <b>(Withdrawn 25<sup>th</sup> August 2021)</b>	21 <sup>st</sup> July 2021
5	Environmental Health Service	27 <sup>th</sup> July 2021
6	Representation 1	6 <sup>th</sup> July 2021
7	Representation 2	7 <sup>th</sup> July 2021
8	Representation 3	7 <sup>th</sup> July 2021
9	Representation 4 <b>(Withdrawn 14<sup>th</sup> September 2021)</b>	15 <sup>th</sup> July 2021
10	Representation 5	25 <sup>th</sup> July 2021



## TA' TURU STORE

Dear Resident,

This is Arthur Babayan and Giudas Fabri and we're opening a small French creperie called Ta' Turu Store at 60 Crawford Street. As you are aware we have applied for a premises licence to offer a selection of wine and champagne with our crepes, and I believe that you have lodged a representation with the licensing authority against the application.

At this point may I apologise for contacting you directly, but I thought as we will be neighbours with or without the premises licence being granted it was worth introducing ourselves and explaining why we have applied for this licence and how we plan to operate. We will operate as a small creperie and our business will be food lead, to this end we have agreed that alcohol will be limited to anyone who purchases food. We have agreed an extensive suite of conditions with the police and perhaps more importantly to anyone who is concerned about public nuisance, Environmental Health. These conditions put in place strict controls as to how our business can operate and I think it is worth highlighting that if the licence is not granted, we will still open and trade but will not have to adhere to so many restrictions

I have included the conditions which we have agreed with the police and environmental health authorities for your information so you can see the regulations we will put in place should our licence be granted. I fully appreciate that as residents you would obviously be concerned at a new licensed premises opening in the building, but I would love an opportunity to discuss your concerns and hopefully allay your fears regarding our planned business. To this end we would like to invite you to either contact us on our mobile or come by the store and meet us.

I very much look forward to hearing from you and hope that in future we will soon become your favourite place to grab a crepe!

Best wishes,  
Arthur & Giudas

Ta Turu Store Ltd 60 Crawford Street Marylebone London W1H 4JS  
Mobile Contact Number: 07453 504 040 or + 07402 231 328  
VAT G8372 4873 72 Company 13228292

Conditions agreed with the Police and Environmental Health Authority

### **Crime and Disorder**

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team.
  - (b) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
  - (c) The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.
  - (d) All recordings shall be stored for a minimum period of 31 days with date and time stamping.
  - (e) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
  
2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

### **Off sales**

1. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
2. All tills in the shop area, shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
3. No super-strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers and ciders supplied in glass bottles and cans.
4. No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.
5. Outside of the hours authorised for the sale of alcohol and whilst the premises are open to the public, the licence holder shall ensure that all alcohol within the premises shop area, (including alcohol behind the counter) is secured in a locked store room or behind locked grilles, locked screens or locked cabinet doors so as to prevent access to the alcohol by both customers and staff.
6. No more than **(15)**% of the sales area within the shop, shall be used at any one time for the sale, exposure for sale, or display of alcohol.

Ta Turu Store Ltd 60 Crawford Street Marylebone London W1H 4JS  
Mobile Contact Number: 07453 504 040 or + 07402 231 328  
VAT G8372 4873 72 Company 13228292

7. There shall be no self-selection of spirits on the premises, save for spirit mixtures less than 5.5% ABV.
8. No miniature bottles of spirits of 20 cl or below shall be sold from the premises.
9. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale.

#### **On sales**

1. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
2. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received concerning crime and disorder
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system, searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
3. All outside tables and chairs shall be rendered unusable or removed by **(22.00)** hours each day.
4. The supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there, served by waiter/waitress service there and for consumption by such a person as ancillary to their meal.

#### **Public Nuisance**

1. The number of persons permitted in the premises at any one-time (excluding staff) shall not exceed 25 persons.
2. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Ta Turu Store Ltd 60 Crawford Street Marylebone London W1H 4JS  
Mobile Contact Number: 07453 504 040 or + 07402 231 328  
VAT GB372 4873 72 Company 13228292

3. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number and/or is to be made available to residents and businesses in the vicinity.
4. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
5. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
6. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
7. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 19.00 hours and 07.00 hours on the following day.
8. No collections of waste or recycling materials (including bottles) from the premises shall take place between 19.00 and 07.00 hours on the following day.
9. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
10. No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the licensing authority. If there are minor changes to the layout during construction new plans shall be submitted to the licensing authority when requesting removal of this condition

Ta Turu Store Ltd 60 Crawford Street Marylebone London W1H 4JS  
Mobile Contact Number: 07453 504 040 or + 07402 231 328  
VAT GB372 4873 72 Company 13228292

**Premises History**

**Appendix 3**

There is no licence or appeal history for the premises.

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

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

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

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

**Mandatory Conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or

less in a manner which carries a significant risk of undermining a licensing objective;

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

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

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

#### **Conditions consistent with the operating schedule**

9. Sale of alcohol for consumption on the premises will be ancillary to food.
10. There shall be no vertical drinking at the premises.

**Conditions proposed by the Police and agreed by the applicant so as to form part of the operating schedule.**

11. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team.
  - (b) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
  - (c) The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.
  - (d) All recordings shall be stored for a minimum period of 31 days with date and time stamping.
  - (e) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
12. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
13. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
14. All tills in the shop area, shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
15. No super-strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers and ciders supplied in glass bottles and cans.
16. No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.
17. Outside of the hours authorised for the sale of alcohol and whilst the premises are open to the public, the licence holder shall ensure that all alcohol within the premises shop area, (including alcohol behind the counter) is secured in a locked store room or behind locked grilles, locked screens or locked cabinet doors so as to prevent access to the alcohol by both customers and staff.
18. No more than (**15**)% of the sales area within the shop, shall be used at any one time for the sale, exposure for sale, or display of alcohol.
19. There shall be no self-selection of spirits on the premises, save for spirit mixtures less than 5.5% ABV.
20. No miniature bottles of spirits of 20 cl or below shall be sold from the premises.
21. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale.
22. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

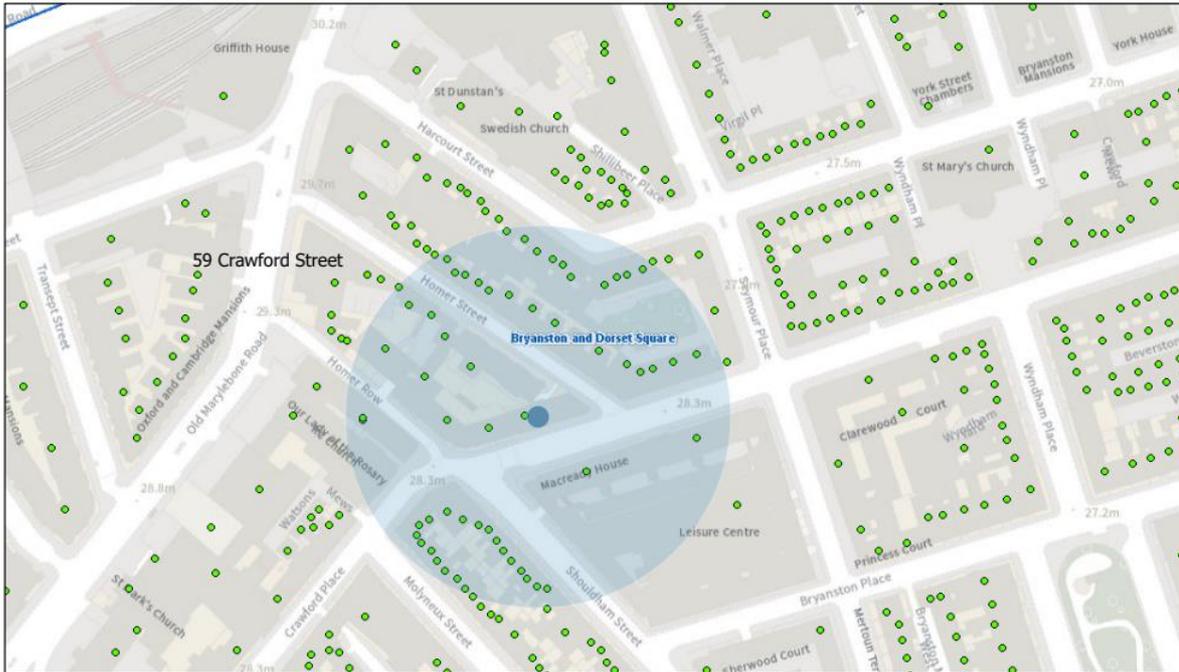
23. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received concerning crime and disorder
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system, searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
24. All outside tables and chairs shall be rendered unusable or removed by **(22.00)** hours each day.
25. The supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there, served by waiter/waitress service there and for consumption by such a person as ancillary to their meal.

**Conditions proposed by the Environmental Health and agreed by the applicant so as to form part of the operating schedule.**

26. The number of persons permitted in the premises at any one-time (excluding staff) shall not exceed 25 persons.
27. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
28. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number and/or is to be made available to residents and businesses in the vicinity.
29. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
30. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
31. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
32. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 19.00 hours and 07.00 hours on the following day.
33. No collections of waste or recycling materials (including bottles) from the premises shall take place between 19.00 and 07.00 hours on the following day.
34. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
35. No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time

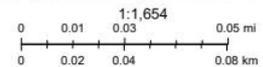
this condition shall be removed from the Licence by the licensing authority. If there are minor changes to the layout during construction new plans shall be submitted to the licensing authority when requesting removal of this condition

60 Crawford Street



13/10/2021, 14:07:19

- Property Mailing List
- Ward Labels
- Borough Boundary - Mask
- Borough Boundary - Detailed
- Ward Boundaries
- Stress Areas



**Resident Count = 390**

Licensed premises within 75 metres of 60 Crawford Street, London				
Licence Number	Trading Name	Address	Premises Type	Time Period
19/13549/LIPCH	Ristorante Gastronomia Briciole Ltd	20 Homer Street London W1H 4NA	Pub or pub restaurant with odge	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
20/06012/LIPDPS	The Larrik Public House	32 Crawford Place London W1H 5NN	Public house or pub restaurant	Sunday; 12:00 - 23:00   Monday to Saturday; 10:00 - 23:30
20/08362/LIPCH	The Harcourt Arms	32 Harcourt Street London W1H 4HX	Public house or pub restaurant	Sunday; 12:00 - 22:30   Monday to Thursday; 10:00 - 23:30   Friday to Saturday; 10:00 - 00:00



City of Westminster

Item No:	
Date:	03 November 2021
Licensing Ref No:	21/05866/LIPN - New Premises Licence
Title of Report:	30A Pimlico Road London SW1W 8LJ
Report of:	Director of Public Protection and Licensing
Wards involved:	Churchill
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Kevin Jackaman Senior Licensing Officer
Contact details	Telephone: 020 7641 6500 Email: kjackaman@westminster.gov.uk

<b>1.</b>	<b>Application</b>		
<b>1-A</b>	<b>Applicant and premises</b>		
<b>Application Type:</b>	New Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	15 June 2021		
<b>Applicant:</b>	Kr Coffee Ltd		
<b>Premises address:</b>	30A Pimlico Road London SW1W 8LJ	<b>Ward:</b>	Churchill
		<b>Cumulative Impact Area:</b>	None
		<b>Special Consideration Zone:</b>	None
<b>Premises description:</b>	According to the application form the premises will be used primarily as a coffee shop. We will sell coffee throughout the day. We plan to sell Danish mulled wine (Glogg) in take away cups and also in bottles for customers to take home.		
<b>Premises licence history:</b>	This is an application for a new premises licence and therefore has no licence history.		
<b>Applicant submissions:</b>	The premises have the benefit of a tables and chairs licence a copy of which appears at appendix 4		
<b>Applicant amendments:</b>	Following consultation, the applicant has withdrawn recorded music from the application and has amended the start time for the sale of alcohol on the premises from 07:00 to 09:00 and for the sale of alcohol off the premises from 07:00 to 08:00 Monday to Saturday and 09:00 Sunday.		

<b>1-B</b>	<b>Proposed licensable activities and hours</b>						
<b>Sale by retail of alcohol (On the premises)</b>					<b>On or off sales or both:</b>		Both
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	09:00	09:00	09:00	09:00	09:00	09:00	09:00
<b>End:</b>	22:00	22:00	22:00	22:00	22:00	22:00	22:00
<b>Seasonal variations/ Non-standard timings:</b>			None				

<b>Sale by retail of alcohol (Off the premises)</b>					<b>On or off sales or both:</b>		Both
<b>Day:</b>	<b>Mon</b>	<b>Tues</b>	<b>Wed</b>	<b>Thur</b>	<b>Fri</b>	<b>Sat</b>	<b>Sun</b>
<b>Start:</b>	08:00	08:00	08:00	08:00	08:00	08:00	09:00
<b>End:</b>	22:00	22:00	22:00	22:00	22:00	22:00	22:00
<b>Seasonal variations/ Non-standard timings:</b>			None				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
<b>Start:</b>	07:00	07:00	07:00	07:00	07:00	07:00	07:00
<b>End:</b>	22:00	22:00	22:00	22:00	22:00	22:00	22:00
<b>Seasonal variations/ Non-standard timings:</b>		None					
<b>Adult Entertainment:</b>		None					

<b>2.</b>	<b>Representations</b>
<b>2-A</b>	<b>Responsible Authorities</b>
<b>Responsible Authority:</b>	Environmental Health
<b>Representative:</b>	Anil Dryan
<b>Received:</b>	19 July 2021

**I refer to the application for a new Premises Licence for the above premises.**

The applicant has submitted plans of the premises showing the Basement, and Ground Floor (no references).

**The applicant is seeking the following:**

1. Supply of Alcohol 'On' and 'Off' the premises on Monday to Sunday, 07:00 to 22:30 hours.
2. Provision of Recorded Music both indoor and outdoor on Monday to Sunday, 07:00 to 22:30 hours.

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

1. The Supply of Alcohol 'On' and 'Off' and for the hours requested may have the effect of increasing Public Nuisance in the area.
2. Provision of Recorded Music both indoor and outdoor and for the hours requested may have the effect of increasing Public Nuisance in the area.

**Environmental Health also makes the following further comments:**

- Further information/clarification is requested on the nature of the outdoor request for the playing of Recorded Music and the Supply of Alcohol outside 'core' hours
- It is unclear from the application if the premises have already been constructed for the proposed use. Nevertheless, prior to commencement of any licensable activities, it will need to be inspected for Public Safety by Environmental Health after which a capacity condition may be proposed. Any capacity may also be assessed with regards to the provision of sanitary accommodation being in line with BS6465.
- If this is a new café/hot food use then Environmental Health shall require details of how odour nuisance shall be prevented and how internal noise transference shall not occur through party wall connections.

- The plans indicate external areas but it is not clear if these are part of the public highway or private forecourt – this will inform whether Tables and Chairs licences may also be required.

The Council revised its Statement of Licensing Policy earlier this year. One of the new requirements under the Policy is that greater emphasis has been placed on licensed premises demonstrating compliance with policy CH1, Protection of Children from Harm, (see page 36 of policy).

- Some undertakings have been offered in the operating schedule and these will need to be converted into enforceable conditions.

The applicant is therefore requested to contact the undersigned to discuss the above and arrange a site after which Environmental Health may propose additional conditions for the proposed use.

<b>Responsible Authority:</b>	Metropolitan Police Service
<b>Representative:</b>	Cheryl Boon
<b>Received:</b>	24 June 2021 ( <b>Withdrawn 15 July 2021</b> )

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a responsible authority are making a representation against this application. The venue is situated outside the Cumulative Impact Area and Special Consideration Zones but it is our belief that if granted the application would undermine the licensing objectives in relation to The Prevention of Crime and Disorder.

I would like to arrange a meeting at the premises to discuss your application further if possible, would you be available for this either tomorrow (25th) or Monday (28<sup>th</sup>) after 3pm?

**Following a reduction in the hours for the sale of alcohol and agreement of additional conditions, the Metropolitan Police withdrew their representation on 15 July 2021**

<b>2-B</b>	<b>Other Persons</b>		
<b>Name:</b>	[REDACTED]		
<b>Address and/or Residents Association:</b>	[REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	29 June 2021		

Whilst I do not object to a cafe in itself, As a resident of [REDACTED] I OBJECT STRONGLY to its opening and closing times. The setting up of tables and chairs on the pavement at 6.30am in the morning (for opening at 7am) will be just intolerable for us that LIVE here. And this goes the same for the closing time. 10pm dragging furniture back in should not be allowed in a residential area. We already have to endure the noise of the La Poule Au Pot and the Orange Public house putting furniture away late at night and this will just be additional and detrimental to mental health. It will also mean MORE people chatting, screaming their goodbyes at night, more traffic cars. taxis motorbikes etc to patrons and staff home with no regard for the people that LIVE here!

The fact this is also an alcohol licence application means that noise levels are even higher as intoxicated people have a tendency to get louder and louder as the evening goes on!

The seating plan for the outside area clearly shows that the pavement here will be completely

blocked by tables and chairs. This means further to walk for residents for Coleshill Flats to dispose of their refuse in Coleshill yard, some of whom are less able than others, have physical disabilities and some vulnerable residents. It also means that the general public and residents are forced to walk in the road (the access road to Coleshill Yard) which is in constant use and is for emergency vehicles. This will be the 5th licensed business in the immediate area of Orange Square, which is residential, we do not need more.

It will also be the second licensed business serving alcohol directly opposite a very culturally diverse primary school, which will include some cultures that can not step anywhere where alcohol is consumed, making Orange Square a non inclusive space.

<b>Name:</b>	[REDACTED]		
<b>Address and/or Residents Association:</b>	[REDACTED] [REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	27 June 2021		

The seven day a week 15 hours a day operating times will bring more noise and disruption to local residents lives with early morning set up and breakdowns of outside chairs and tables, rubbish collections, deliveries and parking issues. The selling of alcohol locally has already proved to cause problems in Orange Square and the surrounding area, music will bring more issues.

The premises are located on a small entrance road into the yard of Colehill Flats. Chairs and tables will block the pavement and resident entrances completely forcing pedestrians to walk in the road. Parking outside will be a problem - the road is very short, it is single yellow lines on one side and double on the other. Increased traffic parking here will block the yard entrance which is access for emergency services.

This licence should not be granted.

<b>Name:</b>	[REDACTED]		
<b>Address and/or Residents Association</b>	[REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	02 July 2021		

I object because of the noise that will happen. People that live Coleshill Flats already suffer early morning noise from bin collections 6am to 7am.

This place opening this early without door space will add to it. We also have already lots of noise from the restaurant and orange pub late at night so this cafe will add to that to. And it makes the area look like it is only for drinking and late night parties.

Please remember the people that live here.

<b>Name:</b>	[REDACTED]		
<b>[REDACTED] /or Residents Association</b>	[REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	02 July 2021		

I would like to submit my objections for the licensing application for a coffee shop on 30A Pimlico Road London SW1W 8LJ.

I would like to raise the following concerns after listening to Coleshill residents. Orange square is a vibrant public space which has many local businesses, such as the orange pub, coffee shops, restaurants (La Poule Pot) and other local shops, which not only do local residents enjoy but also people from outside the locality.

During the weekend Orange square is used by the Farmers market which also attracts locals as well as people from outside the area. It is great that the space can be enjoyed by a diverse group of people as well as allowing independent businesses to flourish.

However, Coleshill residents who are situated right next to Orange Square have had major problems with the Farmers Market during the weekends, where their bins have been used by the farmers market allowing the bins to overflow, the barriers used by the farmers market have blocked the entrances for Coleshill residents and social distancing measures were not properly maintained by the farmers' market.

Furthermore, Coleshill Residents have had to endure anti-social behaviour from the TENS license which was granted to the Orange pub for a Summer beer garden, residents reported that their car park was used as a toilet and noise levels were so high causing a lot of disruption to residents.

I am concerned that with this small space being used by so many, another coffee shop in the area would only cause more noise, disruption and ASB for Coleshill residents. We must bear in mind that this coffee shop will be right next to the Coleshill flats, proposed opening hours will be from 07.00am to 22.00 hrs set up time and closing time will no doubt cause a lot of noise as well as music being played in the premises throughout opening hours. I believe alcohol will be served after a certain time and again with the problems that residents faced with the summer beer garden, this will only encourage noise, anti-social behaviour and people staying in the area beyond closing time.

Also, with the Cundy Street quarter redevelopment approved and Grosvenor aiming to start construction work at the end of the year, Coleshill residents will be living in the middle of a construction site for the next 10 years. It is great that Orange Square brings such vibrancy to the community already, but this is a residential place and we need to ensure approved licenses reflect the need of the community. A coffee shop does not reflect the need of the community. The impact this will have on local residents must be taken into consideration. I hope this license will be rejected.

<b>Name:</b>		[REDACTED]	
<b>Address and/or Residents Association</b>			
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Support
<b>Received:</b>	08 July 2021		

Dear Licensing,  
I'm unable to submit it on website, please accept this email as my full support for the new cafe on Orange sq/Pimlico Rd. It brings much needed life to the square and provides lacking amenity to residents, businesses, guests, shoppers, everyone who is visiting the area.

Please can you confirm my support will be considered and keep me informed. Much obliged

3.	<b>Policy &amp; Guidance</b>
The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<b>Policy HRS1 applies</b>	<p>A. Applications within the core hours set out below in this policy will generally be granted for the relevant premises uses, subject to not being contrary to other policies in the Statement of Licensing Policy.</p> <p>B. Applications for hours outside the core hours set out in Clause C will be considered on their merits, subject to other relevant policies, and with particular regard to the following:</p> <ol style="list-style-type: none"> <li>1. The demonstration of compliance in the requirements of policies CD1, PS1, PN1 and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and disorder, public safety, public nuisance and the protection of children from harm.</li> <li>2. If the application is located within a Special Consideration Zone they have demonstrated that they have taken account of the issues identified in that area and provided adequate mitigation.</li> <li>3. Whether there is residential accommodation in the proximity of the premises that would likely be adversely affected by premises being open or carrying out operations at the hours proposed.</li> <li>4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.</li> <li>5. The proposed hours when any music, including incidental music, will be played.</li> <li>6. The hours when customers will be allowed to take food or drink outside the premises or be within open areas which form part of the premises.</li> <li>7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity.</li> <li>8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.</li> <li>9. The capacity of the premises.</li> <li>10. The type of use, recognising that some venues are more likely to impact the licensing objectives than others; for example, pubs and bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the operation.</li> <li>11. The Licensing Authority will take into account the active measures proposed for a 'winding down' period including arrangements for people to be collected from the premises to travel home safely.</li> <li>12. Conditions on hours may be attached that require that the supply of alcohol for consumption on the premises ceases a suitable period of time before customers are required to leave the premises.</li> <li>13. The council, acting as the Licensing Authority, may reduce hours if, after review, it is necessary to impose conditions specifying shorter hours in order to promote the licensing objectives.</li> <li>14. Specific days for non-standard hours should be identified and justified as part of the application to allow responsible authorities and interested parties to evaluate the impact that these licensable activities may have, and to plan accordingly. The consideration of applications for later hours for Bank Holiday Mondays will take into account that later hours are generally granted for preceding Sundays and that the next day is a working day. Non-specific days</li> </ol>

	are expected to be covered by Temporary Event Notices or variation applications.
<b>Policy RTN1 applies</b>	<p>A. Applications outside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> <li>1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.</li> <li>2. The hours for licensable activities being within the council's Core Hours Policy HRS1.</li> <li>3. The applicant has taken account of the Special Consideration Zones Policy SCZ1 if the premises are located within a designated zone.</li> <li>4. The application and operation of the venue meeting the definition of a restaurant as per Clause C.</li> </ol> <p>B. Applications inside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> <li>1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.</li> <li>2. The hours for licensable activities are within the council's Core Hours Policy HRS1.</li> <li>3. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone.</li> <li>4. The application and operation of the venue meeting the definition of a restaurant as per Clause C.</li> </ol> <p>C. For the purposes of this policy a restaurant is defined as:</p> <ol style="list-style-type: none"> <li>1. A premises in which customers are shown to their table or the customer will select a table themselves to which food is either served to them or they have collected themselves.</li> <li>2. Which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at a table.</li> <li>3. Which do not provide any takeaway service of food and/or drink for immediate consumption.</li> <li>4. Where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.</li> <li>5. The sale and consumption of alcohol prior to such meals may be in a bar area but must also be ancillary to the taking of such meal</li> </ol>

#### 4. Equality Implications

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

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

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

<b>5.</b>	<b>Appendices</b>
<b>Appendix 1</b>	Premises plans
<b>Appendix 2</b>	Applicant supporting documents
<b>Appendix 3</b>	Premises history
<b>Appendix 4</b>	Proposed conditions
<b>Appendix 5</b>	Residential map and list of premises in the vicinity

<b>Report author:</b>	Kevin Jackaman Senior Licensing Officer
<b>Contact:</b>	Telephone: 0207 641 6500 Email: kjackaman@westminster.gov.uk

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

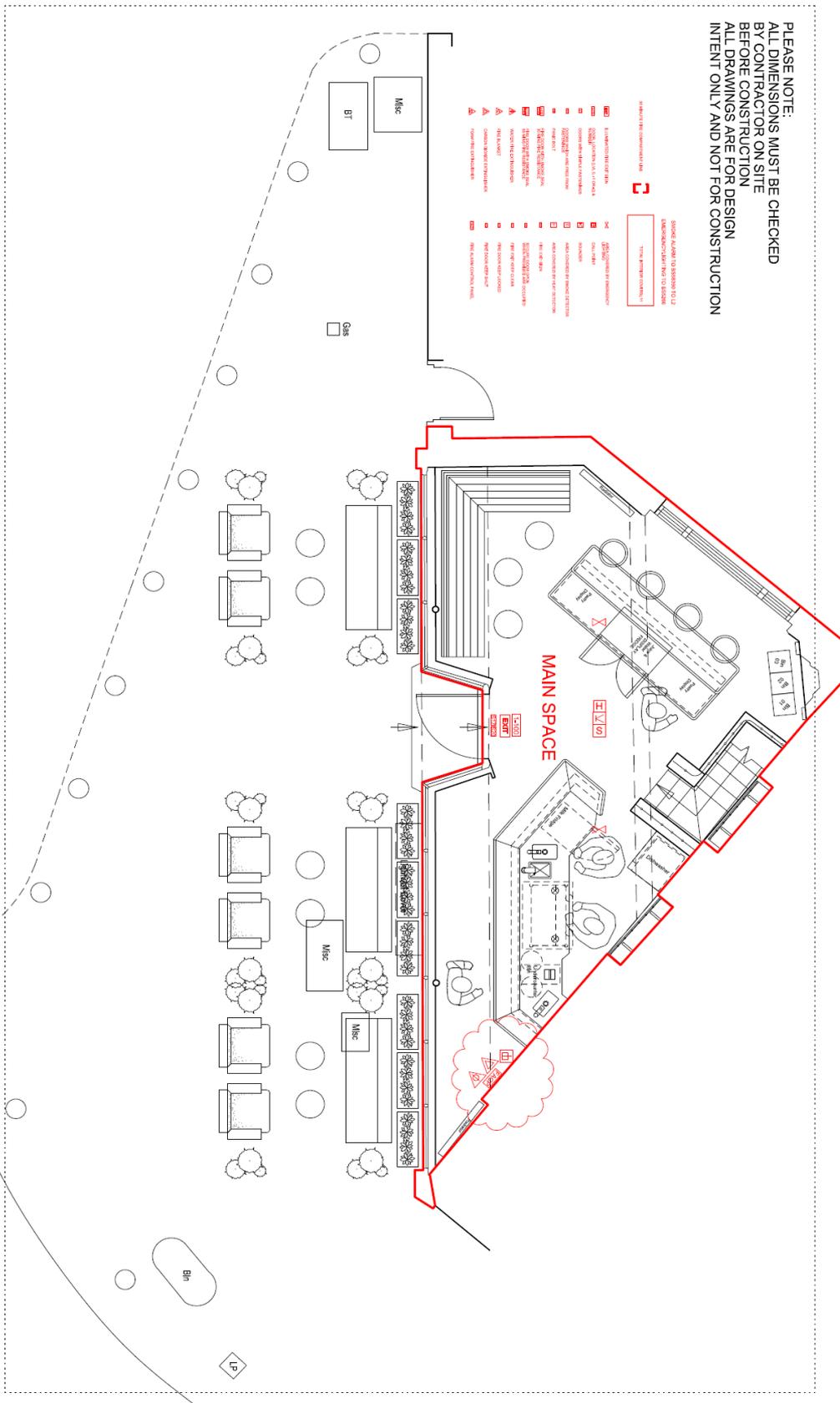
**Background Documents – Local Government (Access to Information) Act 1972**

<b>1</b>	Licensing Act 2003	N/A
<b>2</b>	City of Westminster Statement of Licensing Policy	October 2021
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
<b>4</b>	Environmental Health representation	19 July 2021
<b>5</b>	Metropolitan Police Service representation	24 June 2021 <b>(withdrawn 16 July 2021)</b>
<b>6</b>	Interested Party representation (1)	29 June 2021
<b>7</b>	Interested Party representation (2)	27 June 2021
<b>8</b>	Interested Party representation (3)	02 July 2021
<b>9</b>	Interested Party representation (4)	02 July 2021
<b>10</b>	Interested Party representation (5)	08 July 2021



**PLEASE NOTE:  
ALL DIMENSIONS MUST BE CHECKED  
BY CONTRACTOR ON SITE  
BEFORE CONSTRUCTION  
ALL DRAWINGS ARE FOR DESIGN  
INTENT ONLY AND NOT FOR CONSTRUCTION**

- SOME LABOUR TO BE DONE TO  
COMPLY WITH THE TO BE DONE  
TO BE DONE TO BE DONE**
- 1. **REVISIONS TO BE DONE**
  - 2. **REVISIONS TO BE DONE**
  - 3. **REVISIONS TO BE DONE**
  - 4. **REVISIONS TO BE DONE**
  - 5. **REVISIONS TO BE DONE**
  - 6. **REVISIONS TO BE DONE**
  - 7. **REVISIONS TO BE DONE**
  - 8. **REVISIONS TO BE DONE**
  - 9. **REVISIONS TO BE DONE**
  - 10. **REVISIONS TO BE DONE**
  - 11. **REVISIONS TO BE DONE**
  - 12. **REVISIONS TO BE DONE**
  - 13. **REVISIONS TO BE DONE**
  - 14. **REVISIONS TO BE DONE**
  - 15. **REVISIONS TO BE DONE**
  - 16. **REVISIONS TO BE DONE**
  - 17. **REVISIONS TO BE DONE**
  - 18. **REVISIONS TO BE DONE**
  - 19. **REVISIONS TO BE DONE**
  - 20. **REVISIONS TO BE DONE**



**Revisions**

Date	Rev	Revisions
17.06.21	A	freshening counter to window removed. Fire extinguishers, call point, and fire panel reduced.

**Notes**

Suggested methods of construction are to aid in pricing only and any construction methods and materials used are to be built to the contract documents and to be compliant with the Building Regulations. This drawing is the property of muno design and no disclosure or copy of it may be made without the written permission of muno design. Do not scale from this drawing. Check drawing on receipt and immediately report any discrepancies to the architect. Verify all dimensions and levels on site prior to construction.

**Designer**  
**muno design**  
 33 NEWMAN STREET  
 LONDON  
 W1P 2PS  
 TEL: +44 (0) 203 870 7562

**Project**  
**30A PIMLICO ROAD**  
**LONDON**  
**SW1W 8JL**  
 CLIENT: KR COFFEE LTD

**Drawing title**  
**Ground Floor**  
**Fire Safety Plan**

Scale: A1: 1:25 Scale: A3: 1:50  
 Date: 08.02.21  
 Job no.: A300  
 Drawing no.: A  
 Rev: A

**Applicant Supporting Documents**

**Appendix 2**

None

There is no licence or appeal history for the premises

NOTES

The Council may revoke this licence on certain specified grounds e.g. for misconduct, failure to comply with licence conditions.

The holder may employ any other person to ASSIST him/her in the conduct of the business without any further licence being required, but the licence may not be transferred to any other person nor may it be altered or tampered with in any way. Any failure by an Assistant to comply with licence conditions will be deemed to be a failure by the licence holder.

Any breach of this licence is punishable by a penalty not exceeding Level 3.



City of Westminster

BUSINESS AND PLANNING ACT 2020

PAVEMENT LICENCE  
FOR THE USE OF  
TABLES & CHAIRS AND OTHER FURNITURE  
ON THE HIGHWAY

Hagen Espresso Bar  
30A Pimlico Road  
London  
SW1W 8LJ

LICENCE NO:  
**21/10261/STTCPL**



City of Westminster

21/10261/STTCPL

- THE WESTMINSTER CITY COUNCIL hereby grants to Kr Coffee Ltd  
  
A pavement licence to engage in the use of tables & chairs and other furniture in the City of Westminster from the street outside Hagen Espresso Bar, 30A Pimlico Road, London, SW1W 8LJ
- This licence authorises the holder to trade solely in the articles, and in the manner, and at the places and times specified in the Schedule to the licence and is granted subject (1) to the conditions made under Section 5(2), 5(5) and 5(6) of the Business and Planning Act 2020; (2) to any Act amending the same and to any Orders made thereunder; and (3) to any other statutory enactment which is in force for the time being.
- This licence is valid from 18 October 2021 and shall remain in force until 18 April 2022 unless it is cancelled or revoked by the Council.

*S. Butt*

Ms Sana Butt  
Senior Licensing Officer

Dated this: 18 October 2021  
On Behalf of the Director of Public Protection & Licensing

**SCHEDULE**

Number of Places	15						
Type and number of other approved furniture	TABLES: 6 CHAIRS: 9 10 SHRUBS AND 9 PLANTERS						
Location / Premises	Hagen Espresso Bar, 30A Pimlico Road, London, SW1W 8LJ						
Purpose of the pavement licence	Use of furniture to sell or serve food or drink Use of furniture to consume food or drink in connection with the relevant use of the premises						
Dimensions of area licensed	WIDTH: 10.8m DEPTH: 2.9m						
Day	Mon	Tues	Wed	Thurs	Fri	Sat	Sun
From Time	11:00	11:00	11:00	11:00	11:00	11:00	11:00
To Time	21:00	21:00	21:00	21:00	21:00	21:00	21:00

### PAVEMENT LICENCE FURTHER CONDITIONS

National conditions:

1. The Licensee must ensure that clear routes of access along the highway are maintained, taking into account the needs of disabled people, and the recommended minimum footway widths and distances required for access by mobility impaired and visually impaired persons are provided at all times the licence is in operation.
2. Where the furniture on the relevant highways consists of seating for use by persons, for the purpose of consuming food or drink, the licence holder must make reasonable provision for seating where smoking is not permitted.

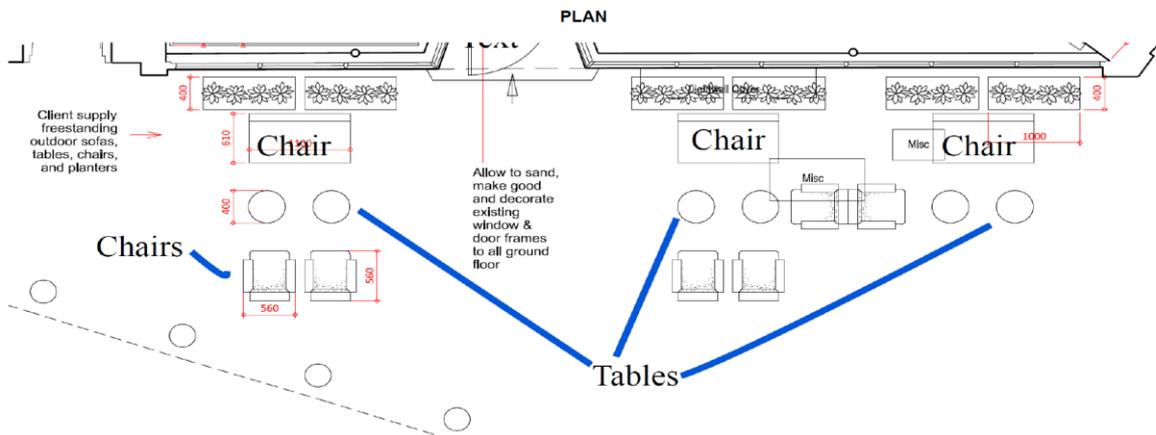
Local conditions:

3. All food and beverages (alcoholic and non-alcoholic) for consumption in the licensed area must be supplied by waiter/waitress service to seated customers only.
4. The licence holder shall refrain from placing tables and chairs and other authorised furniture on the highway for so long as may be necessary in the case of a Special Event, when reasonably required to do so by a duly authorised officer of the Council, a police officer or an officer of any other emergency service.
5. This licence only permits the use of table and chairs or other authorised furniture on the highway in the area designated on the plan attached to the licence.
6. Any tables and chairs or other authorised furniture for use pursuant to this licence is only authorised in connection with an adjacent premise which is to be used for the sale of food or drink for consumption on or off the premises.
7. No alcohol is to be sold or consumed from the designated area identified unless that sale and/or consumption is approved under the Licensing Act 2003 which includes any temporary authorisations for the sale of alcohol permitted pursuant to the Business and Planning Act 2020.
8. No furniture may be placed within the designated area identified on the plan other than that expressly permitted by the licence.
9. This Licence does not allow the use of loudspeakers, amplification or other similar equipment.
10. All furniture approved for use, including tables, chairs, barriers and heaters must be safe for public use and must be kept in good repair and condition.
11. Operators are required to manage their premises and outdoor seating areas in accordance with current social distancing measures and government guidance.

12. The Licensee must ensure that good order and behaviour is maintained at all times by people using any tables and chairs or other authorised furniture pursuant to this licence and that no nuisance is caused to residential or business neighbours.
13. The number of persons seated in the licensed area shall not exceed either the maximum capacity stated in the application form or on the pavement licence or the total number identified in the Covid-19 risk assessment, whichever is the lowest.
14. All customers consuming refreshments within the licensed area shall be seated.
15. The number of tables and chairs or other authorised furniture detailed on the pavement licence shall not be exceeded.
16. If a pavement licence is deemed to be granted, the number of tables and chairs or other authorised furniture shall not exceed the number specified in the application form and the licence must not exceed any other limitations on use that have been specified in the application form.
17. The trading area shall not exceed the dimensions specified on the pavement licence or any limits marked on the ground during trading hours.
18. The layout of tables, chairs and other authorised furniture must be in accordance with the plan appended to the licence at all times that the licence is in use.
19. All tables and chairs and other authorised furniture shall be removed immediately from the highway when reasonably required by the City Council, Metropolitan Police, emergency services, or any statutory undertaker or utility.
20. The tables and chairs and other authorised furniture shall not be placed on the highway before the time specified and are to be removed no later than 23:00 hours or when the road is due to reopen (whichever is earlier). Service at the tables should cease at least 30 minutes prior for this to be achieved. Trading may only take place on the days and during the times specified on the licence.
21. The tables and chairs and other authorised furniture is to be removed by 22:30 on Bank Holidays. Service at the tables should cease at least 30 minutes prior for this to be achieved.
22. All tables and chairs and other authorised furniture that is used in connection with a pavement licence must be removable which means that it is not a permanent fixed structure and is able to be moved easily and stored away at the end of use for the day.
23. A copy of the licence shall be displayed during the hours of trading in a prominent position agreed by the Council, either in the front window of the premises or nearby so as to be clearly visible from the outside to anyone wishing to inspect it.
24. No fixtures to or excavation of any kind shall be made in the surface of the highway, which shall be left entirely undisturbed.
25. The Licensee shall not use this licence unless it has public liability insurance cover in the sum of not less than £2 million and has provided a copy of that policy to the Licensing Authority.



- 26. All tables and chairs and other authorised furniture permitted by this licence must be completely removed from the licensed external area by the terminal hour permitted for the licence and stored inside the premises or stored in a designated area away from noise sensitive properties. Tables and chairs and other authorised furniture must be stored in such a way that they cannot be moved or used overnight.
- 27. Staff must regularly monitor the licensed area to ensure it is kept clean and tidy. Any litter or waste arising from use of the licensed area must be cleared away as soon as is practicable.
- 28. If a pavement licence is deemed to be granted, it will be subject to these standard local conditions.
- 29. The Council reserves the right to add additional conditions to individual licence applications where it is appropriate to do so.
- 30. 2 metre of footway to be kept clear at all times.



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

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

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

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

**Mandatory Conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or

less in a manner which carries a significant risk of undermining a licensing objective;

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

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

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

**Conditions consistent with the operating schedule**

None

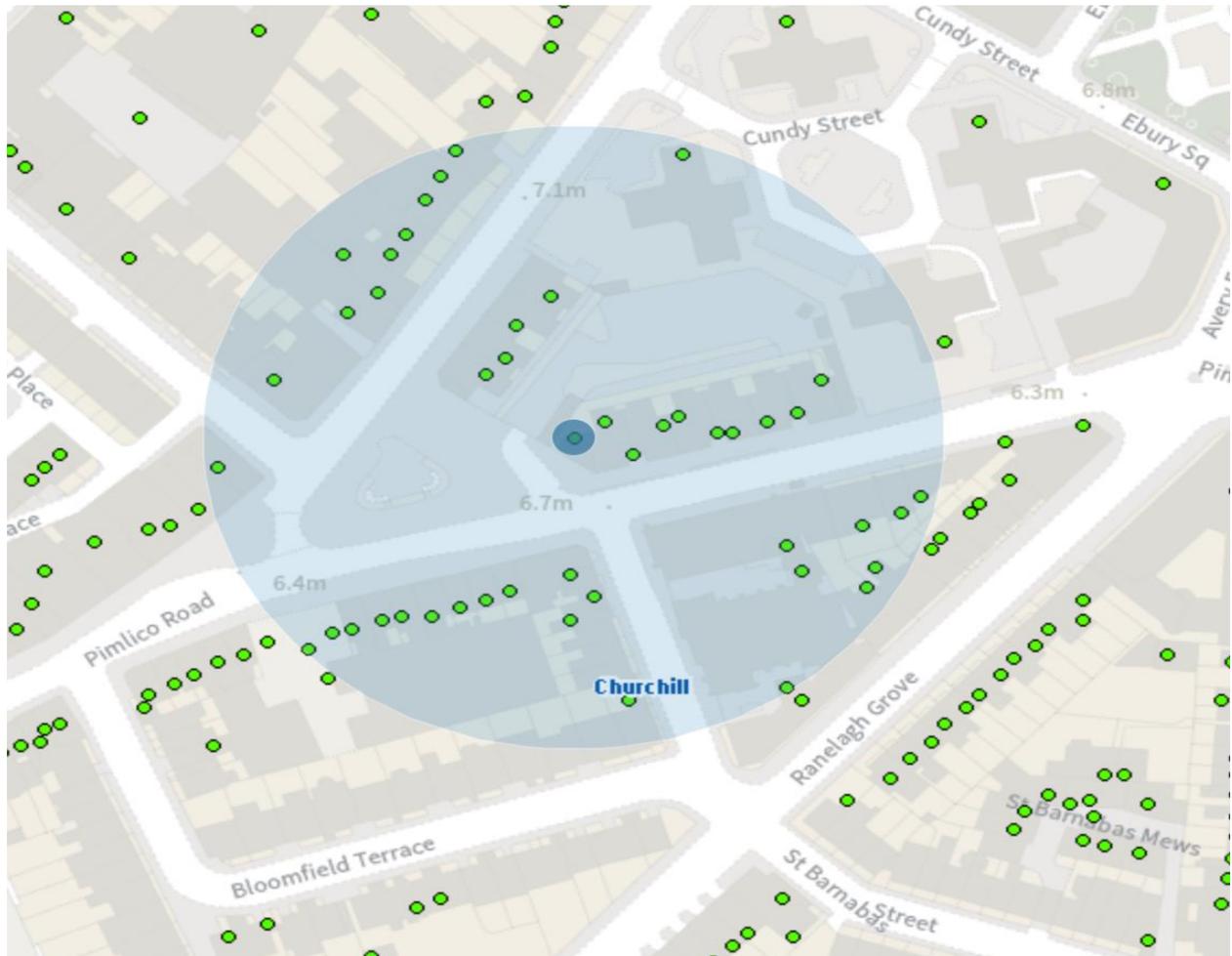
**Conditions proposed by the Environmental Health**

None

**Conditions proposed by the Police and agreed by the applicant so as to form part of the operating schedule**

9.
  - (a) The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team.
  - (b) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
  - (c) The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance.
  - (d) All recordings shall be stored for a minimum period of 31 days with date and time stamping.
  - (e) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
11. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
12. An incident log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received concerning crime and disorder
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system, searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
13. The supply of alcohol at the premises including any permitted external area appropriately authorised for the use of tables and chairs on the highway, shall only be to a person seated.
14. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke or make a phone call, shall not be permitted to take glass containers with them.
15. Notices shall be prominently displayed at all exits and the outside smoking area requesting patrons to respect the needs of local residents and leave the area quietly.
16. Food and Non-Intoxicating Beverages, including drinking water shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
17. There shall be no self-service of Alcohol.
18. Save for in any permitted external area authorised for the use of tables and chairs on the highway, all sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.





Residnet count: 231

<b>Licensed premises with 75m of 30A Pimlico Road, London, SW1</b>				
Licence Number	Trading Name	Address	Premises Type	Time Period
10/09078/LIPDPS	La Poule Au Pot	231 Ebury Street London SW1W 8UT	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
20/04573/LIPDPS	The Orange	37 - 39 Pimlico Road London SW1W 8NE	Public house or pub restaurant	Sunday; 08:30 - 22:30   Monday to Thursday; 08:30 - 23:30   Friday to Saturday; 08:30 - 00:00

20/02807/LIPN	London Farmers Market	Orange Square Farmers Market Pimlico Road London SW1W 8NB	Markets (other than livestock)	Saturday; 09:00 - 14:00
17/00121/LIPRW	Krystals Express	Basement To Ground Floor 49 Pimlico Road London SW1W 8NE	Shop	Sunday; 07:00 - 22:30   Monday to Saturday; 06:00 - 23:00
18/03455/LIPDPS	Hunan	51 Pimlico Road London SW1W 8NE	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
17/11930/LIPDPS	R Chocolate London	198 Ebury Street London SW1W 8UN	Cafe	Sunday; 11:00 - 22:30   Monday to Saturday; 09:00 - 23:00
12/10985/LIPN	Rousillon Restaurant	16 St Barnabas Street London SW1W 8PE	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30

This page is intentionally left blank