



City of Westminster

# Committee Agenda

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

Meeting Date: **Thursday 10 March 2022**

Time: **10.00 am**

Venue: **Rooms 18.01 - 18.03 - 18th Floor, 64 Victoria Street, London, SW1E 6QP**

Members: **Councillors:**

Karen Scarborough (Chairman)  
Melvyn Caplan  
Aicha Less

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

Admission to the public gallery is via a visitor's pass which is available from the main ground floor reception at 64 Victoria Street from 9.00am.

If you have a disability and require any special assistance, please contact the Committee Officer (details listed below) in advance of the meeting.

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) Tel: 07790980186**  
**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. WE ARE CUTS, BASEMENT AND GROUND FLOOR, 41 FRITH STREET, W1D 5LW

(Pages 1 - 68)

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
West End  * West End  ** None	We are Cuts Basement and Ground Floor 41 Frith Street W1D 5LW	New Premises Licence	21/12777/LIPN
*Cumulative Impact Area ** Special Consideration Zone			

**2. 21 MOSCOW ROAD, W2 4AH****(Pages 69 - 90)**

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
Lancaster Gate  * None  ** Queensway / Bayswater	21 Moscow Road W2 4AH	New Premises Licence	21/11439/LIPN
*Cumulative Impact Area ** Special Consideration Zone			

**3. TESCO, 41-45 STRUTTON GROUND, SW1P 2HY****(Pages 91 -  
126)**

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
St James's  * None  ** None	Tesco 41-45 Strutton Ground SW1P 2HY	New Premises Licence	21/13958/LIPN
*Cumulative Impact Area ** Special Consideration Zone			

**4. FLIGHT CLUB - UNIT 8 NOVA, VICTORIA STREET, SW1E 5DJ**

**(Pages 127 - 302)**

<b>Ward CIA* SCZ**</b>	<b>Site Name &amp; Address</b>	<b>Application Type</b>	<b>Licensing Reference No.</b>
Vincent Square  * None  ** Victoria	Flight Club Unit 8 Nova Victoria Street SW1E 5DJ	Premises Licence Variation	21/11130/LIPV
*Cumulative Impact Area ** Special Consideration Zone			

**Stuart Love  
Chief Executive  
2 March 2022**

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



City of Westminster

## Licensing Sub-Committee Report

Item No:	
Date:	10 March 2022
Licensing Ref No:	21/12777/LIPN - New Premises Licence
Title of Report:	We are Cuts Basement And Ground Floor 41 Frith Street London W1D 5LW
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Kevin Jackaman Senior Licensing Officer
Contact details	Telephone: 0207 641 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>	10 November 2021		
<b>Applicant:</b>	We Are Cuts Limited		
<b>Premises:</b>	We are Cuts		
<b>Premises address:</b>	Basement And Ground Floor 41 Frith Street London W1D 5LW	<b>Ward:</b>	West End
		<b>Cumulative Impact Area:</b>	West End
		<b>Special Consideration Zone:</b>	None
<b>Premises description:</b>	<p>According to the application for the premises will be a combined use premises.</p> <p>Primarily the premises are used as a hair salon with associated treatments. The secondary use is as an art exhibition and performance space.</p>		
<b>Premises licence history:</b>	This is an application for a new premises licence and therefore has no licence history.		
<b>Applicant submissions:</b>	Applicant submissions appear at appendix 2		
<b>Applicant amendments:</b>	None		

<b>1-B</b>	<b>Proposed licensable activities and hours</b>						
<b>Sale by retail of alcohol</b>				<b>On or off sales or both:</b>			On only
<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>	12:00	12:00	12:00	12:00	12:00	12:00	12:00
<b>End:</b>	22:00	22:00	22:00	22:00	22:00	22:00	22:00
<b>Seasonal variations/ Non-standard timings:</b>		On New Year's Eve from the end of licensable activities until the beginning of licensable activities on New Year's Day.					

<b>Hours premises are open to the public</b>							
<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>	11:0	11:00	11:00	11:00	11:00	11:00	11:00
<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>	Metropolitan Police Service ( <b>withdrawn</b> )
<b>Representative:</b>	Adam Deweltz
<b>Received:</b>	18 November 2021
<p>With reference to the above, 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 within the Cumulative Impact Area. It is our belief that if granted the application could undermine the Licensing Objectives in relation to The Prevention of Crime and Disorder.</p> <p><b>Following agreement of additional conditions, the Metropolitan Police withdrew their representation on 7 December 2021. The agreed conditions are set out at appendix 4</b></p>	
<b>Responsible Authority:</b>	Environmental Health
<b>Representative:</b>	Maxwell Koduah
<b>Received:</b>	19 November 2021
<p>I refer to the application for a new Premises Licence number for the above-mentioned premises. The premises is located within the West End Cumulative Impact Area. I have considered the information that you have provided within and accompanying this application. I have also considered the application in line with the relevant policies within the Councils Statement of Licensing Policy dated October 2021.</p> <p>The applicant is seeking to supply alcohol for consumption on premises Monday – Sunday 12:00 – 22:00 hours and on New Year’s Eve from the end of licensable activities until the beginning of licensable activities on New Year’s Day</p> <p><b>Following consideration of the application and how it may affect the Licensing Objectives and meeting the requirements of the Council’s Statement of Licensing Policy I wish to make the following representations:</b></p> <p>The supply of alcohol and the hours requested may have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area As presented, the application would have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the West End Cumulative Impact area</p> <p>Conditions, to replace those contained within the operating schedule, have been proposed to support the licensing objectives of Prevention of Public Nuisance and Public Safety. Applicant is advised to study these conditions and discuss same if they are minded.</p>	
<b>Responsible Authority:</b>	Licensing Authority
<b>Representative:</b>	Jessica Donovan
<b>Received:</b>	10 December 2021
<p>I write in relation to the application submitted for a new premises licence for Basement And Ground Floor, 41 Frith Street, London, W1D 5LW.</p>	

As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011, the Licensing Authority have considered your application in full.

The Licensing Authority has concerns in relation to this application and how the premises would promote the four Licensing Objectives:

Public Nuisance

Prevention of Crime & Disorder

Public Safety

Protection of children from harm

The application seeks the following:

**Retail Sale of Alcohol (On sales)**

Monday to Sunday 12:00 to 22:00

On New year's Eve from the end of licensable activities until the beginning of licensable activities on New year's Day.

**Hours premises are open to the public**

Sunday to Friday 11:00 to 22:00

Saturday 10:00 to 22:00

The premises are located within the West End Cumulative Impact Area and as such policy points CIP1 and COMB1 must be considered.

Policy COMB1 states:

B. Applications inside the West End Cumulative Impact Zones for premises that propose to operate as a 'combined use premises' will be considered on their merits and subject to:

1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.
2. The hours for licensable activities for the relevant premises use being within the council's Core Hours Policy HRS1.
3. The operation of any delivery services for alcohol and/or late-night refreshment meeting the council's Ancillary Delivery of Alcohol and/or Late-Night Refreshment Policy DEL1.
4. The applicant demonstrating that they will not add to cumulative impact within the Cumulative Impact Zone.

C. When considering what weight is to be given to the relevant uses and policies the Licensing Authority will take into account:

1. Whether it will undermine the licensing objectives.
2. The current and proposed use of the premises.
3. When those uses will take place.
4. What the primary use of the premises is or the uses that will take place in different parts of that premises.
5. Whether there would normally be a presumption to refuse an application for that use if it was operating as that premises type and not a combined use premises.
6. Whether the hours sought for the all or parts of the premises are within or outside the Core Hours.

D. The Licensing Authority will take into account, when considering the application, the relevant considerations from each of the appropriate premises uses policies within this statement

E. For the purpose of this policy a Combined Use Premises means premises which require a premises licence and where there is more than one premises use, and where the uses are not dependent on/or part of the other uses i.e. are not ancillary to the other uses.

The Licensing Authority note that the application falls within Westminster's core hours and the intended use of the premises is a hair salon and art exhibition and performance space. As part of the operating schedule the applicant has proposed the following conditions:

*The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as a hairdressers.*

*Alcohol will only be supplied to*

- 1) patrons who are in receipt of hairdressing and or beauty treatments
- 2) patrons attending a bona fide art exhibition or event

The Licensing Authority would like the applicant to provide further submissions on the below questions;

1. Will the events be pre-booked?
2. Will tickets be sold for the events and what is the intend number of attendees for these events?
3. How often will the events take place over a 12 month period?

The Licensing Authority would like the applicant to provide further submissions as to how the premises is to be operated and controlled, specifically how the alcohol will be served i.e. by waiter/waitress service or will the premises operate by way of a bar.

The Licensing Authority note that the Environmental Health Service and the Metropolitan Police Service have proposed a number of conditions please can the applicant confirm their stance on these conditions to allow the Licensing Authority to further assess the application.

The Licensing Authority require the applicant to provide submissions as to how the operation of the premises will not add to cumulative impact in the West End cumulative impact Zone, in accordance with policy CIP1.

Please accept this as a formal representation.

<b>2-B</b>	<b>Other Persons</b>		
<b>Name:</b>	[REDACTED]		
<b>Address and/or Residents Association:</b>	The Soho Society [REDACTED] [REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support or opposed:</b>	opposed
<b>Received:</b>	14 December 2021		

We write to make a relevant representation to the above application on behalf of The Soho Society.

The Soho Society objects to this application as it is currently presented, on the grounds of prevention of crime and disorder and prevention of public nuisance and cumulative impact in the West End Cumulative Impact Area.

#### **About The Soho Society**

The Soho Society is a charitable company limited by guarantee established in 1972. The society is a recognised amenity group and was formed to make Soho a better place to live, work or visit by preserving and enhancing the area's existing diversity of character and uses, and by improving r facilities, amenities and environment.

#### **Application summary**

##### **New Premises Licence**

- **Sale of alcohol** : Monday - Sunday 12:00 - 22:00
- **Opening hours** : Monday - Sunday 11:00 - 22:00
- A combined use premises
- Primary use as a hair salon with associated treatments

- The secondary use as an art exhibition and performance space

### **Licensing objectives**

- Activities authorised by this license and provided at the premises shall be ancillary to the main function of the premises as a hairdressers.
- All windows and external doors shall be kept close after 21.00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
- Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
- Capacity to be assessed.
- 

Alcohol will only be supplied to,

1. patrons who are in receipt of hairdressing and all beauty treatments
2. patrons attending a bona fide art exhibition or event

### **The Soho Society's Position**

The application is for a new premises licence in the West End Cumulative Impact Zone with the supply of alcohol until 10pm, 7 days a week, the primary function of the premises is a hair salon with a secondary use of an art exhibition and performance space. The submitted plans show the basement and ground floor fitted out as a hair salon, an internet search shows the opening hours as Monday - Friday 11am - 7pm, Saturday 10am - 6pm and closed Sunday. It is concerning that the operating schedule provides very little de-tailed information regarding the proposed operation of these premises including the type of alcohol to be sold. It is particularly unclear where the performances / events will take place, if the events will be open access or booked and the days and times.

We object to the hours sought, this small area comprising of Greek St, Old Compton St, Frith and Dean St contains the largest number of licensed premises in Soho, there are over 106 such premises offering the full range of venues with opening hours up to 3.30am. If successful this application will add another licensed premises in an area already saturated with alcohol licences. However, we will withdraw this objection if the applicant agrees to the following,

1. A reduction in hours to 8pm, it is the Soho Society's position that any application for the sale of alcohol from shops should be limited to 8pm. The recent Cumulative Impact Assessment 2020 highlighted the in-creasing cumulative impact between 2017-2019 in West End Zone 1 (see Cumulative Impact Policy CIP1 below). The document provided the evidence to support further policy restrictions on applications, how-ever, COVID-19 resulted in the decision not to implement greater restrictions to other premises types, although the Licensing Authority may review this and implement further restrictions. In our view a new 22:00 alcohol licence will increase cumulative impact in the WECIZ.

2. Agree to the condition, '*Licence intended for use by We Are Cuts only and to be surrendered when they leave the premises.*'

### **Statement of Licensing Policy 2021**

The following policies apply, Combined Use Premises Policy, Shops Policy, Cinemas, Cultural Venues, Live Sporting Premises and Outdoor Spaces Policy and the Cumulative Impact Policy.

### **Combined Use Premises Policy COMB1**

Under this policy the applicant is expected to provide significant information regarding the operation of the premises within the operating schedule, such detail has not been provided in this case. The applicant is also required to demonstrate how these premises will not add to cumulative impact.

### **Shops Policy SHP1**

Applications within the West End CIZ will be considered under their own merits and applicants

have to demonstrate they will not add to cumulative impact.

### **Cinemas, Cultural Venues, Live Sporting Premises and Outdoor Spaces Policy CCSOS1**

Applicants have to demonstrate they will not add to cumulative impact.

### **Cumulative Impact Policy CIP1**

This area has been identified by the Westminster City Council as under stress because the cumulative effect of the concentration of late night and drink led premises and night cafes has led to serious problems of dis-order and/or public nuisance affecting residents, visitors and other businesses. The Cumulative Impact Assessment 2020 highlights the cumulative impact in West End Zone 1 (p9) stating,

*'The rate of incidents per square kilometre observed here, as well as the rate of licensed premises per square kilometre, was approximately nine times than the borough's average rate. For crimes in particular, the rate was 10 -13 times higher between 6pm - 6am compared to the borough average.'*

In relation to this application the applicant must demonstrate they will not add to cumulative impact.

The policies in relation to the cumulative impact zone are directed at the global and cumulative effects of licences on the area as a whole (D16. of the policy). The growth in the number of licensed premises in Soho has led to a marked deterioration in the quality of life and wellbeing of local residents and it has jeopardised the sustainability of the community. Soho has a substantial residential community and many of these residents suffer from problems such as, but not limited to, high levels of noise nuisance, problems with waste, urinating and defecating in the streets, threats to public safety, anti-social behaviour, crime and dis-order and the change in character of this historic area.

### **The Licensing Objectives**

The Statement of Licensing Policy 2021 or Section 183 Guidance does not provide for any circumstance, exceptional or otherwise, which would permit an application to be granted if the licensing objectives were harmed. We now consider the impact of this application on these objectives.

### **Prevention of Crime and Disorder CD1**

Under this Policy the criteria applied is, *'whether the premises make or will make a significant contribution to levels of crime and disorder, and whether the operating schedule is based on an adequate risk assessment, undertaken by the applicant, which takes account of all the relevant considerations below to reduce the likelihood of crime and disorder occurring as a result of the grant of the application.'*

The recently published Cumulative Impact Assessment 2020 presents overwhelming evidence of the year on year increase in cumulative impact in the West End Zone 1, ***it highlights the rate of crime as 10 - 13 times higher between 6pm - 6am compared to the borough average.*** It goes on to detail the number and types of crimes in the West End,

• **Public realm crimes:** (serious violence, robberies, theft and drug offences), alcohol-related callouts incidents, anti-social behaviour and demands on services were prevalent in Westminster between 2017 and 2019, among the highest in London and the country. All incidents observed concentrated in the West End many occurring in the evening and at night as well as weekends.

• **Total incident type 2017-2019:** serious violent crimes Night, 795 - proportion of Borough's incidents (31%). **Robberies Night, 2237 (33%). Theft and Handling Night, 24,407 (33%). Drug Offences Night, 1529 (40%).** Noise Complaints Night, 1389 (16%). Reactive Waste Management, 6630 (10%). Ambulance call outs to locations of licensed premises, 5353 (22%). Anti-Social behaviour on transport Night, 592 (13%), Anti-Social behaviour MPS, 9662 (16%). **Total = 50,594.**

• **Data description of incidents in 2017-2019** found all incident categories observed varied both in space and time. Many occurred in the evening and at night and on weekends when alcohol related activities typically peak. Incidents were primarily concentrated in the West End where licensed premises are dis-proportionally concentrated.

• **Robberies:** clustered within the West End, Charing Cross, Oxford Street in the evening and night.

• **Serious violent crimes:** recorded between **6pm and 6am** concentrated overwhelmingly in the West End.

• **Drug related crimes:** Westminster recorded the highest volume of drug offences of any borough between 2017-2019. Half of crimes were reported (48%) in the evening and night time. Drug related crimes between **6pm - 6am** were significantly clustered in and around the West End to varying degrees.

• **Theft and Handling:** most common crime type in the borough, in the evening and night they are particularly concentrated in the West End and along Oxford Street.

For residents living in Soho the findings of the Cumulative Impact Assessment are unsurprising, Soho trans-forms in the evening and night-time into an area which feels very unsafe and where levels of crime and dis-order are high. Theft from person is a particular problem, as is drug dealing, dealers congregate to sell drugs in the evening and specifically target people as they leave premises.

**Prevention of Public Nuisance Policy PN1**

Under this Policy the criteria applied states, *'the potential for nuisance associated with the style, characteristics and activities of the business to be carried on at the premises and the potential steps which could be taken to reduce the risk of a nuisance occurring. This will particularly apply in areas of residential accommodation and where there is residential accommodation in the proximity of the premises.'*

Residents live along Frith St and Old Compton St, due to the high number of licensed premises on these streets residents already suffer from late night noise, disturbance (pedicabs playing loud music, waiting taxis), anti-social behaviour including street fouling and high levels of crime and disorder from the existing number of licensed premises in the area. We are particularly concerned that residents will be disturbed by intoxicated people leaving the premises.

**In summary**

The application proposes a new licensed premises in the cumulative impact area, we believe it will fail to promote the licensing objectives and add to cumulative impact.

<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>	Support
<b>Received:</b>	30 November 2021		

I would like to write in support of We Are Cuts and their alcohol licensing application.

As a resident of Soho for over 30 years it has been my pleasure to have attended many of the art and photography exhibitions as well as performances that We Are Cuts have held over the years. I have always found them to be well run and orderly.

The space offers a fantastic showcase for emerging young artists and their engagement with our local community is excellent.

I have no hesitancy in supporting this application for an alcohol licence.

<b>Name:</b>		[REDACTED]	
<b>Address and/or Residents Association</b>		[REDACTED]	
<b>Status:</b>	Valid	<b>In support of opposed:</b>	Support
<b>Received:</b>	04 December 2021		

To whom it may concern,

As a resident of Soho for the past fifteen years, I am in total support for the application of We Are Cuts Ltd. As a creative in the West End for over thirty years, I have followed and participated in some brilliant shows that We Are Cuts have produced and promoted.

They have and still do offer platforms for artists from all genres and ages and are a major cultural strength in the heart of Soho. Their collaborations and inclusiveness with other local businesses is the glue to holding together the community of this West End village.

It is essential that we keep creativity thriving and support businesses that do so much for everyone in the arts.

We Are Cuts are a prime example of support, encouragement and positivity and I am behind them all of the way.

<b>3.</b>	<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</li> </ol>

	<p>premises.</p> <p>7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity.</p> <p>8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.</p> <p>9. The capacity of the premises.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>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 are expected to be covered by Temporary Event Notices or variation applications.</p>
<p><b>Policy SHP1(B) applies</b></p>	<p>B. Applications for a shop inside the West End Cumulative Impact Zone will be considered on their own merits and 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 meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1.</li> <li>4. The applicant having 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 shop in Clause C.</li> </ol> <p>C. For the purposes of this policy:</p> <ol style="list-style-type: none"> <li>1. A shop is defined as a stall, vehicle, vessel, temporary structure, building or part of a stall, vehicle, vessel, temporary structure or building where the primary activity is the sale of goods or services to customers upon payment.</li> <li>2. The licensable activities for the sale of alcohol for consumption on the premises, regulated entertainment and/or late night refreshment must be ancillary to the primary use of the premises as a shop.</li> <li>3. The licensable activity of the sale of alcohol for consumption off the premises must be an ancillary function to the primary use of the premises unless that primary use is to sell alcohol for consumption off the premises, e.g. a traditional off licence.</li> </ol>



<b>Policy CIP applies</b>	<p>A. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone for: pubs and bars, fast food premises, and music and dancing and similar entertainment, other than applications to:</p> <ol style="list-style-type: none"> <li>1. Vary the hours within Core Hours under Policy HRS1, and/or</li> <li>2. Vary the licence to reduce the overall capacity of the premises.</li> </ol> <p>C. Applications for other premises types within the West End Cumulative Impact Zones will be subject to other policies within this statement and must demonstrate that they will not add to cumulative impact.</p> <p>D. For the purposes of this policy the premises types referred to in Clause A are defined within the relevant premises use policies within this statement.</p>
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#### 4. Equality Implications

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

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

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

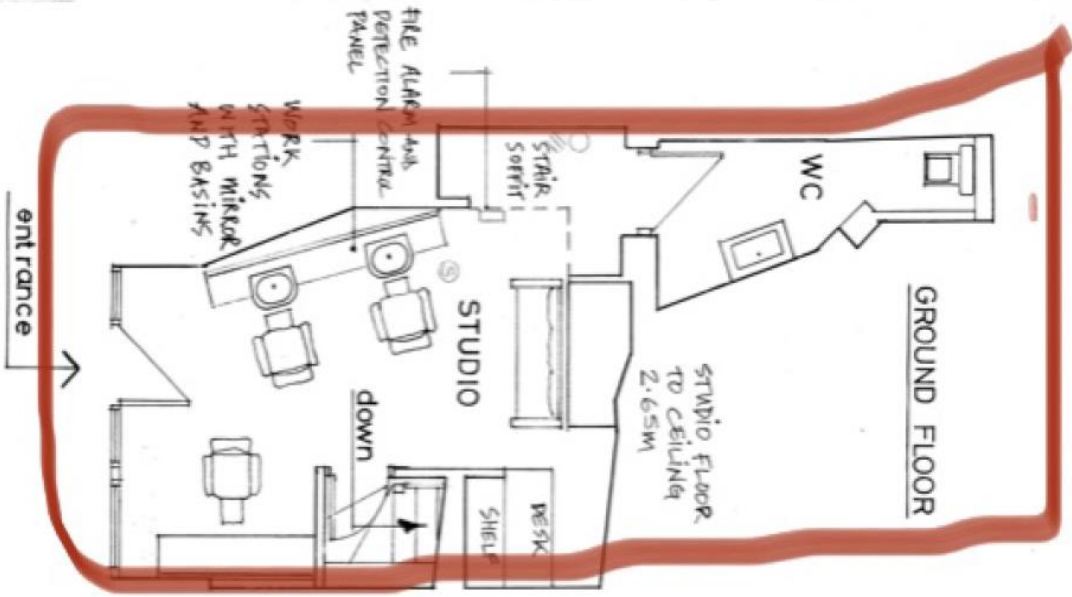
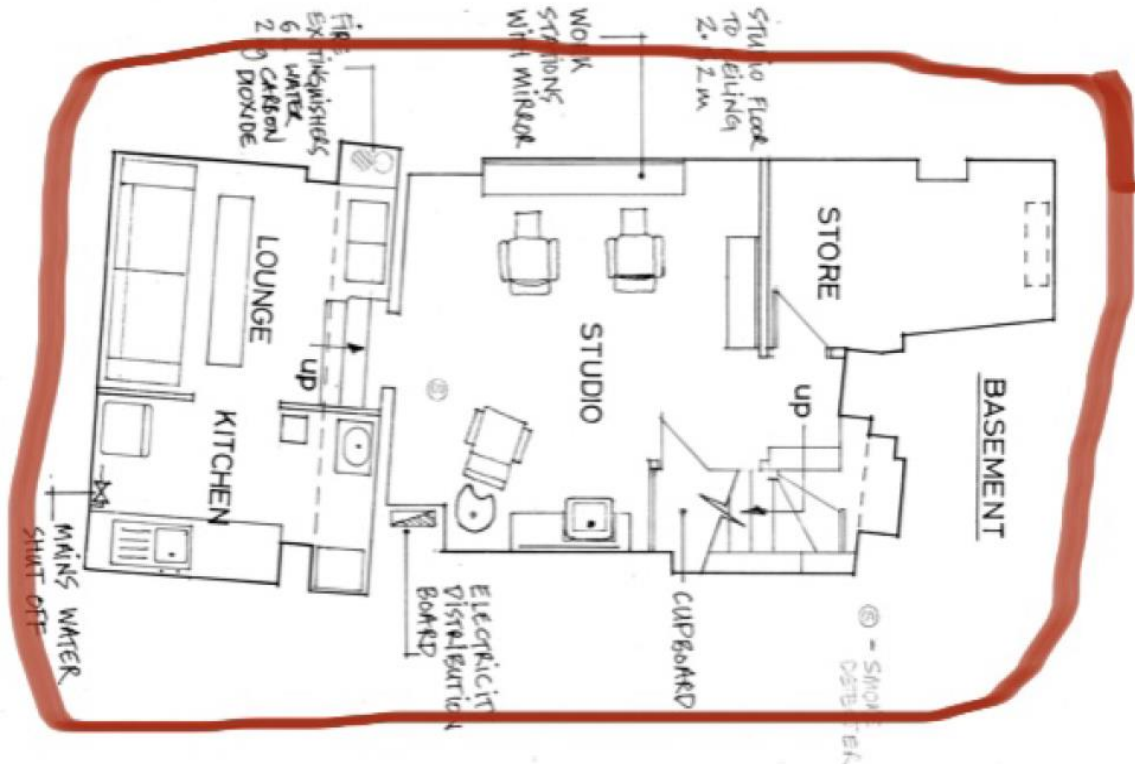
<b>5.</b>	<b>Appendices</b>
<b>Appendix 1</b>	Premises plans
<b>Appendix 2</b>	Applicant supporting documents
<b>Appendix 3</b>	Premises history
<b>Appendix 4</b>	Proposed conditions
<b>Appendix 5</b>	Residential map and list of premises in the vicinity

<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	7 <sup>th</sup> January 2021
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
<b>4</b>	Metropolitan Police Service representation	18 November 2021 <b>(withdrawn 7 December 2021)</b>
<b>5</b>	Environmental Health representation	19 November 2021
<b>6</b>	Licensing Authority representation	10 December 2021
<b>7</b>	Interested Party representation (1)	14 December 2021
<b>8</b>	Interested Party representation (2)	30 November 2021
<b>9</b>	Interested Party representation (3)	04 December 2021



1:50 scale 0 1m 2m 3m

site	41 FAITH STREET SOHO LONDON	drawn by	ART & BUILD
title	EXISTING FLOOR PLANS	date	13-9-2021
client	CUTS HAIR STYLISTS		

**From:** [Jim Sollas](#)  
**To:** [Jackaman, Kevin: WCC](#)  
**Cc:** [REDACTED]  
**Subject:** Re: LSC 10th March 2022 - Basement And Ground Floor, 41 Frith Street, London, W1D 5LW (21/12777/LIPN)  
**Date:** 24 February 2022 14:33:18

---

Kevin,

Thanks for confirming the date and time of the hearing.

I'm including the following submission in order that the LSC can read what Daniel would like to say.

He will be present to answer any questions, but is aware of the backlog caused by Covid and hopes that reading the submission before the hearing, will help the LSC with their decision making.

The two residents who supported the application are likely to attend. I will be there too.

Thanks Jim

I have been cutting hair in Soho for over 30 years and consider myself as part of the community. I am including some literature about me, my history and events.

I have traded in several different locations within Soho, including Frith Street, Dean Street and Royalty Mews.

I have also worked as resident hairdresser at Tattler and Vogue. I was filmed for BBC2 Trading Races, when I was made up as a white man. In my attached correspondence, I have photos of me as a white man and when appearing on Oprah as a result of the documentary. I am keen to promote diversity in both the workplace and in the art exhibitions and acts. I also volunteer at St. Mungos hostel, where I cut hair free to the residents to help them regain their dignity and prepare them for work.

For the last 15 years I have volunteered working with the homeless in Islington.

I've also volunteered for 16 years as a bereavement counsellor, again for the Borough of Islington.

About 15 years ago, I started to use the salons to promote artists by hosting art shows, comedy evenings and poetry events and other community events including book launches and record launches.

I'm seeking to license my premises, where I have a long lease, to allow alcohol to be served to clients who are receiving treatments in the salon and for people attending art exhibitions or live events in the basement.

I support emerging artists, photographers and sculptors. I also provide space for a poet, resident in Soho, to use the space for live readings. I also host intimate comedy nights on a monthly basis.

I have agreed conditions with the Westminster Police Licensing Team, to promote the Licensing Objectives, police have now withdrawn their representation. I'm currently awaiting confirmation from police that there is no crime or disorder associated with my premises.

Maxwell, from the EH Team visited my premises. He helpfully advised on safety requirements and also made a schedule of conditions to promote safety, prevent nuisance and protect children from harm. I have agreed all of the conditions suggested by Maxwell. He has explained that he wasn't going to withdraw his representation as the Soho Society have made a representation against the application. I have received confirmation from Maxwell that no nuisance is associated

with my premises.

I have tried to consult with the Soho Society, but they have declined to visit my premises, either by day or to see my regular poetry evening. They did suggest conditions for my licence, however, I feel the conditions proposed by the Relevant Authorities to be more appropriate, hence my agreement with the authorities.

The Licensing Authority also made a representation, to which I replied.

I can confirm that:

The hours sought are well within the core hours for this area.

Conditions have been agreed with police and environmental health to promote the licensing objectives.

The premises are a salon and art space, with alcohol being served from a dispense bar in the basement. The alcohol will be locked secure when not in use. The alcohol will be served by waiters and waitresses. The premises are not a pub or bar; the sale of alcohol is ancillary to its main use as a salon and art space.

There is no provision of food, nor are drinks allowed to be taken outside. Off sales are not applied for.

There will be no draught beer or cider supplied.

The ground floor is predominantly used as a hair salon, however paintings, photos and other exhibits are often on show. The basement is also used as part of the salon, again with the walls used for exhibiting art. However, in the basement, it is possible to move the furniture to make an intimate area for use by comedians, poets and other performing art acts. The maximum capacity has been agreed at 25. Currently there are monthly comedy and poetry events, but I hope that there will be weekly live acts. The art exhibitions usually change every six weeks... after the first night, people visit the exhibitions in the following weeks.

The premises have an interesting history. In the 80s, the ground floor was used as an unlicensed sex shop, with an illegal drinking den in the basement. More recently, a licensed minicab office traded 24 hrs a day from the ground floor, with theatre and event ticket sales in the basement. On the first floor, a prostitute worked. My premises is a significant improvement on the previous uses. It has helped the night time tranquility as there are no longer minicabs ranking outside nor are late night drunken revellers migrating to the cab office.

For years, I have hosted exhibitions and live art in my salons. Historically, alcohol has been given away by the artistes, on other occasions people have brought their own alcohol. I have also used TENs at this premises to license the sale of alcohol. The TENs have licensed twice as many people as I have agreed, should the licence be granted. The TENs also licensed the sale of alcohol to midnight. The hours sought on the permanent licence is 10.00 pm and has been agreed by the relevant authorities. I am not aware of any nuisance or crime associated with my TENs.

The salon and art space represents a huge improvement to the area and an exciting resource for Soho and Westminster. I am not aware of any similar premises in Westminster. If a licence were to be granted, it would allow the authorities to regulate its use. Currently there are no restrictions on the time and numbers of people using the premises. I'm not seeking a late licence; people visiting Cuts for exhibitions or shows will be off the premises considerably earlier than core hours. I do not believe that a maximum of 25 people leaving will add to any crime and disorder or nuisance and is genuinely an exceptional premises and hope that my application is recognised as exceptional. Having a licence will allow me to introduce more emerging artists to the public.

Sent from the ProtonMail for iOS

**From:** [Koduah, Maxwell: WCC](#)  
**To:** [Jim Sollas](#); [Jackaman, Kevin: WCC](#)  
**Subject:** RE: 41 Frith Street  
**Date:** 24 February 2022 12:21:50  
**Attachments:** [image001.png](#)

---

Hi Jim

I have check the council's database and I can confirm that there is no public nuisance complaints or public safety complaints associated with your premises.

Kind regards

Maxwell  
Maxwell Owusu Koduah MSc, MCIEH  
Environmental Health Officer  
Regulatory Support Team 2  
Public Protection and Licensing  
Westminster City Council  
City Hall 15th Floor West  
64 Victoria Street  
London  
SW1E 6QP

Tel: 07971920558  
Email: [mkoduah@westminster.gov.uk](mailto:mkoduah@westminster.gov.uk)  
Web: [www.westminster.gov.uk](http://www.westminster.gov.uk)



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Greener and Cleaner | Vibrant Communities | Smart City

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**From:** Jim Sollas [REDACTED]  
**Sent:** 23 February 2022 15:03  
**To:** Koduah, Maxwell: WCC <[mkoduah@westminster.gov.uk](mailto:mkoduah@westminster.gov.uk)>  
**Subject:** 41 Frith Street

Maxwell,

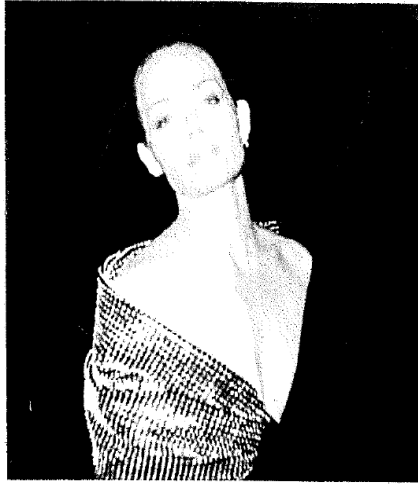
I hope you're well.

Can you please confirm there have been no nuisance complaints re the above premises. Either whilst trading as a salon or when TENs were utilised.

Thanks

Jim

Sent from ProtonMail mobile



## IONA WOLFF / POLAROIDS

15 FEBRUARY – 15 MARCH 2018

A Polaroid photograph is distinctive in being a unique object. It cannot be replicated as can a photograph from a negative or a digital file. It – the object – was present at that moment, at that time, at that place, when the photograph was taken. If there was a gaze from the subject, the gaze connected directly, through the lens, with the surface of the object. Polaroid images can have a paradoxical feel of being both a bit more real and a bit more other-worldly than photographs made by other means.

Iona's polaroids are embedded in a tradition that began with Andy Warhol's Factory. *Interview magazine*, founded by Warhol and published in New York, has commissioned her to cover fashion events in London. There is a nostalgic glamour attached to the soft edges and tonality of polaroids.

In their raw state, they are what they are – you can't manipulate or doctor the image. That can only happen with a scanned file; in this way, each of the nine enlargements, by virtue of their size, visual adjustments and printing process, have become independent from their diminutive source.

The portrait image is the result of an interaction between the subject and the artist. But to this one has to add, many of the people in Iona's photographs are highly practised in projecting their image. There is a regal Bianca Jagger - the live connection back to Warhol; a ravishing Amber Valletta, a preening Lady Gaga, a jovial Tinie Tempah. However, as has often been remarked upon, there is a warmth to Iona's photography which can only be explained by her own empathy, sense of fun and interest in people reflecting back.

info@ionawolff.co.uk • @ionawolffphoto • www.ionawolff.co.uk

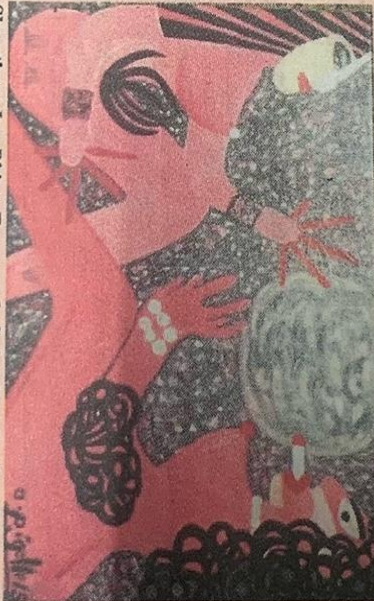
# 'I want to bring back a lust for fun'



Passionate about Soho: Anne Pigalle

PHOTO ETIENNE GUILLET

THE French chanteuse behind legendary club nights in the 1980s is taking up the fight against the corporate takeover of Soho with an explosive exhibition dedicated to the "mistifs, destitute, derelicts and the outcasts", writes *Tom Foot*. Anne Pigalle, a performer and visual artist, has been photographed by Lord Snowdon and Mario Testino, and her past club nights in the West End attracted a glittering array of celebrities including Andy Warhol, and also created the legendary Les Nuits du Mercredi at the Café de Paris in the 1980s. "I want to bring back a lust for fun," said Ms Pigalle. "This show is dedicated to the sick, the prostitutes, the old, the poor, the harlots and the children of London Bridge Cross and Bones cemetery, to the ghosts of the



Showtime: *Les P'tites Femmes de Soho, The Perfect Escapade*

Huguenots, to the little ladies of Soho – and to women of course, as we intend to pursue our escapade, our right to freedom and joie de vivre – against the new oppressors of gentrification." She added: "The music places are going, the art

galleries. Where can I hear some jazz? It's not that people don't want live and interesting things. It's the developers don't give us any choice. These sorts of places are not interesting to developers. They are closing down anything to do with

culture. Soho is very close to my heart and so I feel very strongly about the destruction of Soho. Look what they have done to King's Cross. It's like a bank. We can't let them win. There are less places to meet. Less places for the arts. It's not acceptable."

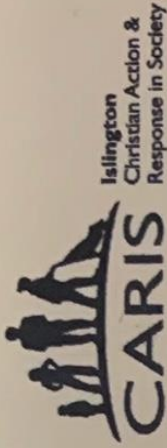
Ms Pigalle, who used to live in Meard Street, said there was a special "magic" to Soho that was dying but that if a few people get together "things can change". "I am a super optimist," she added.

The exhibition would appeal to modern women, the political and anyone "inspired by Soho and the spirit of freedom", she said. ● *Les P'tites Femmes de Soho, The Perfect Escapade*, at *We Are Curs* in 33 Dean Street, runs from March 17 to April 30.

## Venue of the stars 'was also used as an estate agents' New owner to reopen 'Food Lab' with at Star







With our grateful appreciation,  
this Caris Islington Bereavement Service Long Service Award  
is presented to

**Andrew Daniel**

who has volunteered as a bereavement counsellor  
since February 2006.

Your contribution has been truly valued.

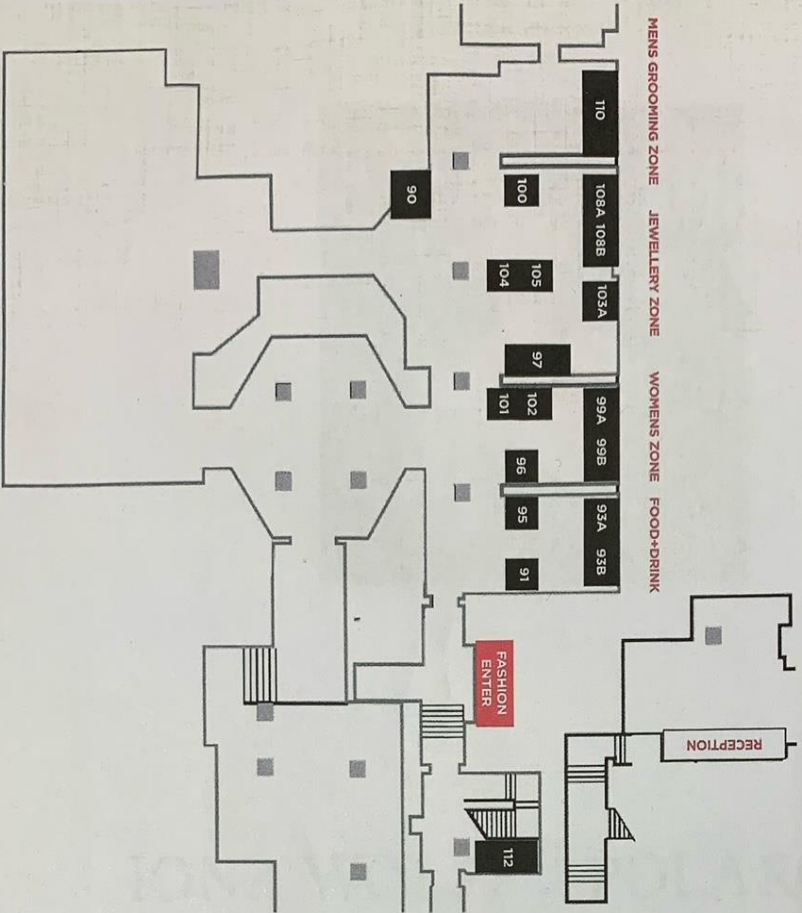
With thanks,

Signed (Co-ordinator)

*Wendie Carbank*

**Five Year  
Award**

February 2011



*Exhibitors for Mens Grooming,  
Jewellery + Food & Drink*

- 90 DEAR BARBER
- 91 SWEET POTATO SPIRIT COMPANY
- 93A PINKSTER GIN
- 93B WISTON ESTATES WINE
- 95 BROCK & MORTEN
- 96 ARK SKINCARE
- 97 ALICE ROBSON
- 99A ALBUS & FLORA
- 99B ENGLISH MINERAL MAKE UP COMPANY
- 100 ANNA FAINE
- 101 STEPHANIE SLADE SKINCARE
- 102 PURISKIN
- 103A VIVIANNE RIDLEY
- 104 ANDREW ENGLISH
- 105 MARK ADAM
- 108A CHARLOTTE GARNETT
- 108B BY NATALIA
- 110 WE ARE CUTS POP UP BARBERS
- 112 MADE IN BRITAIN CAMPAIGN  
FEATURE FASHION ENTER



**Make a Difference  
Award 2006**

Awarded to

**Andrew Daniel**

*"for his tireless effort in assisting CAPCA over the last  
five years for which we are very grateful for"*

**Children & Parents Carnival Association**



Presented at the Annual AGM & Awards Ceremony  
Wednesday 8<sup>th</sup> November 2006

By  
Mayor of Kensington & Chelsea  
Councillor **Tim Ahern**



YOU LOOK GOOD



# Archetypes

Monday 21st February 7:00 pm

Celine's Salon @ We Are Cuts, 41 Frith Street W1D 5LW  
A literary explosion with some very special guests!

Search "Celine's Salon"     YouTube



YOU LOOK GOOD



# Celine's SoHo Salon

# Vanity

Celine's Salon • Monday 6th December • 7pm

@ We Are Cuts, 41 Frith Street W1D 5LW

A literary explosion with some very special guests!

Search for "Celine's Salon":     YouTube

• FRI 26th NOVEMBER •

# DOWNTOWN COMEDY CLUB SOHO *by Sheraz Yousaf*

The **BEST** acts from the **BEST** comedy clubs in London!



HEADLINER  
**Darius Davies**



OPENING  
**Radu Isac**



MIDDLE  
**Curren Ball**



MIDDLE  
**Chin Wang**



YOUR MC  
**Sheraz Yousaf**

**Tickets £15**  
**7.45PM Start**

**CUTS • 41 Frith Street W1D 5LW**

[www.downtowncomedyclubslondon.eventbrite.com](http://www.downtowncomedyclubslondon.eventbrite.com)





CREATE

**SAT 20**  
20:45 SOHO

**SUN 21**  
18:00 PCC

DOC

BRITISH

## NO IFS OR BUTS

Dir Sarah Lewis.  
Prod Sarah Lewis,  
Nic Tuft.  
UK 2018.  
93min.  
Prod Co  
Felt Culture Ltd

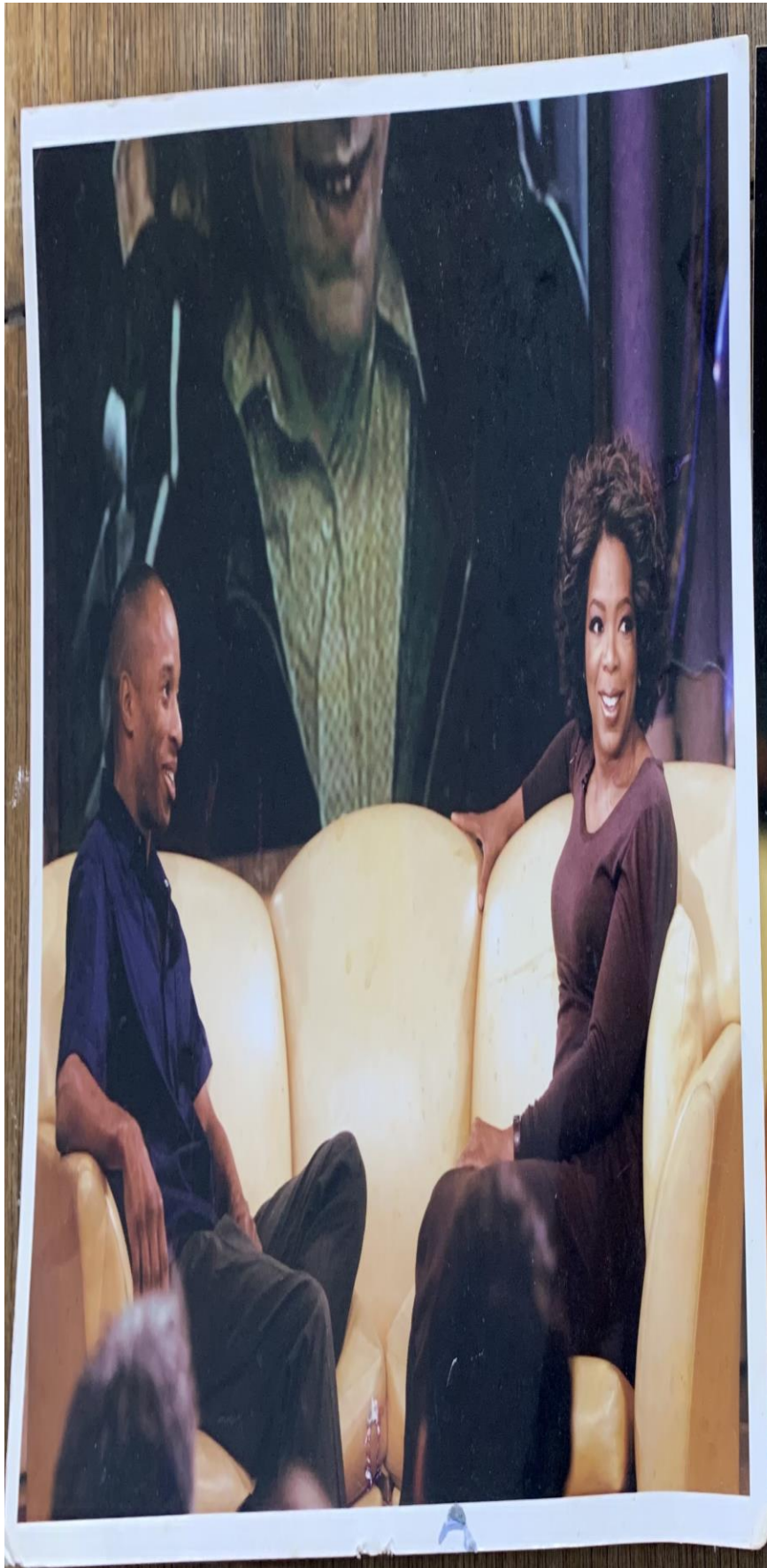
This ebullient documentary about trend-setting Soho hair salon Cuts also serves as a reminder of how pre-gentrification London was fertile ground for multicultural DIY creativity.

Filming on and off for 20 years, first-time director Sarah Lewis delivers a vital portrait of Soho barbershop Cuts – not just a place to get your hair trimmed, but a space for street fashion and pop innovators. Guided by freewheeling founders James Lebon and Steve Brooks, who met when one was a rockabilly and the other a New Romantic, the salon moved from early '80s post-punk roots to become a hip-hop club and communal hub for DJs, photographers and style icons. Weaving colourful footage with interview snippets – familiar faces include Boy George, Neneh Cherry, junglist Goldie and regular customer Isaac Julien – *No Ifs or Buts* highlights the subcultural strands that once grew in the heart of our city.

Manish Agarwal







H.R.H : PHOTOGRAPHER  
CURATOR : ZOE BEDEAUX

## GHOSTS

What happens when two worlds collide by accident?



Moon and Antonia went to south America. Moon had a roll of film that seemed to be unused, Henry confirmed it was. Weeks later Moon asked Henry what happened to the film he said it was left in her bedroom... The roll had disappeared.... Henry was commissioned to shoot an artist by his manager the day became hectic due to an

instagram post that alerted local gang that there was another crew on their patch. They came with knives and chaos ensued. Henry made his way back to





part as the photographic placements are totally genius, you couldn't manufacture the alignments if you tried.















**\*This one**





























# Governor Award 2006

awarded to

.....*Andrew Daniel*.....

for *Outstanding Contribution as a Governor of*  
*St John's Upper Holloway Primary School*

*Scandshoony*

Director of Education  
Services



*Mark Wray*

Executive Member for  
Children and Young People





## **Paul Soso (1963-2020)**

Paul first picked up a camera when he was at drama school in Edinburgh back in the 1980s, and that sense of drama infuses all his work.

His time as a reportage photographer gave him the ability to capture a story in a split-second of film, and there's a feeling of movement and character in his photography outside journalism too. Nowhere is this remarkable talent more obvious than in his work on the London fetish scene.

Paul died in March 2020, just days before the first coronavirus lockdown, when masks took on a very different meaning.

*Masks* – his first ever solo show – is just the tip of the iceberg. His vast archive of work is currently being catalogued with the aim of finally giving Paul the audience he always deserved.

For press, sales or more information visit [PaulSosoPhotography.com](http://PaulSosoPhotography.com) or contact [PaulSosoPhoto@gmail.com](mailto:PaulSosoPhoto@gmail.com).



**Spiritus Soho Prelude**  
Cuts 33a Dean Street Soho  
11th May to 30th June 2017

Robert Rubbish presents a new body of artwork inspired by Soho. Prelude is a new body of work that explores places and people in Soho's rich history. Robert likes to think of his work as "Drifting through Soho's time and space fabric".

- Red Light 1 - Pen and Ink £500
- Red Light 2 - Pen and Ink £500
- Red Light 3 - Pen and Ink £500
- The Sailor, The Minotaur and The Twilight Daughters - Pen and Ink £500
- The Lorelei Mural - Pen & Ink and Watercolour £500
- The Boys In The Cafes - Pen & Ink and Watercolour £500
- Lord Johns 1967 - Pen & Ink and Watercolour £1000\*
- Visions Of Blake - Pen & Ink and Watercolour £1000\*
- Traces Of The Night People - Pen & Ink and Watercolour £1000\*
- Black Bombers, French Blues, Purple Hearts - Pen & Ink and Watercolour £500
- Caught In A Game Of Chance - Pen & Ink and Watercolour £500
- Skinny White Sailor - Pen & Ink and Watercolour £500
- Long Live The Soho Dead - Plaster Of Paris, Acrylic Paint and Ink £40 each

All artworks available as giclée prints in editions of 100 - A3 £90 / A2 £150\*

Enquires [robertrubbish@gmail.com](mailto:robertrubbish@gmail.com)



[WWW.robertrubbish.com](http://WWW.robertrubbish.com)

14:04

wonderlandmagazine.com

Wonderland.

# RETURN OF THE RUDEBOY

Selfridges are embracing the Return of the Rudeboy at their new in-store barber shop in collaboration with Johnnie Spong X We Are Cuts

Return of the Rudeboy X Selfridges

Whilst Somerset House present the long-awaited Return of the Rudeboy exhibition this June, curated by prolific photographer and filmmaker Dean Chalkley and fashion-industry favourite creative director Harris Elliott, Selfridges have decided to embrace the sartorial subculture in store this month as part of their #BeautyProject.

Whilst the exhibition documents the style, attitude and swagger of sharp-dressing Rudie's on the streets of Shoreditch or Saville Row, Selfridges have teamed up with Johnnie Spong, an international hairstylist and long time collaborator with world famous We Are Cuts hair salon, to provide bespoke cuts in their purpose created stylised installation space.

Adopting an aesthetic driven by West Indian and African





## **STYLING THE HEADS OF SOHO FOR OVER 21 YEARS**

Since opening in the basement of London's Kensington Market to moving to Soho's Frith Street, as an iconic British hair salon we have been a melting pot of the city's subcultures.

Sat in our chairs alongside local vicars, McDonald's workers, office workers and homeless people our client list has boasted some of the most trailblazing names in music, art, and fashion – from Boy George, David Bowie, and Jean-Paul Gaultier to Neneh Cherry, Travis' Fin and Goldie.

We proudly continue our support of musicians and artists through an endless list of exhibitions, showcases, and pop-up events.

At WeAreCuts we embody a sense of independence that still resonates as strongly today as the day we opened.

---

# Sia Sumana

New Paintings

October 20th - November 20th  
2017

CUTS  
33A DEAN STREET  
SOHO  
LONDON W1D 4PP



barbers the cuts are available, for both men and women, take inspiration from Rudeboys, Rudegirls and Rudies across the decades – the style leaders who have dictated such long-lasting trends.

So whether you're looking for a short back and sides or a beard trim, head to Selfridges Barber Shop, located on the first floor, within the men's shoe department. No need to book just turn up!

Mail Attachment copy 3

MAY 29, 2014

ART & CULTURE FASHION SELFRIDGES SOMERSET HOUSE

Sent from my iPhone

<b>Temporary Event Notices</b>	<b>Date of Event</b>	<b>Activities/Hours</b>	<b>Decision</b>
21/12616/LITENN	06.12.2021	Supply of Alcohol – 18:00 to 22:00	Event permitted
21/12619/LITENN	26.11.2021	Supply of Alcohol – 18:00 to 22:00	Event permitted
22/01373/LITENN	06.03.2022	Supply of Alcohol – 19:00 to 23.59	Event permitted

There is no licence or appeal history for the premises.

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

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

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

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

**Mandatory Conditions**

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

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

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

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

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

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

None

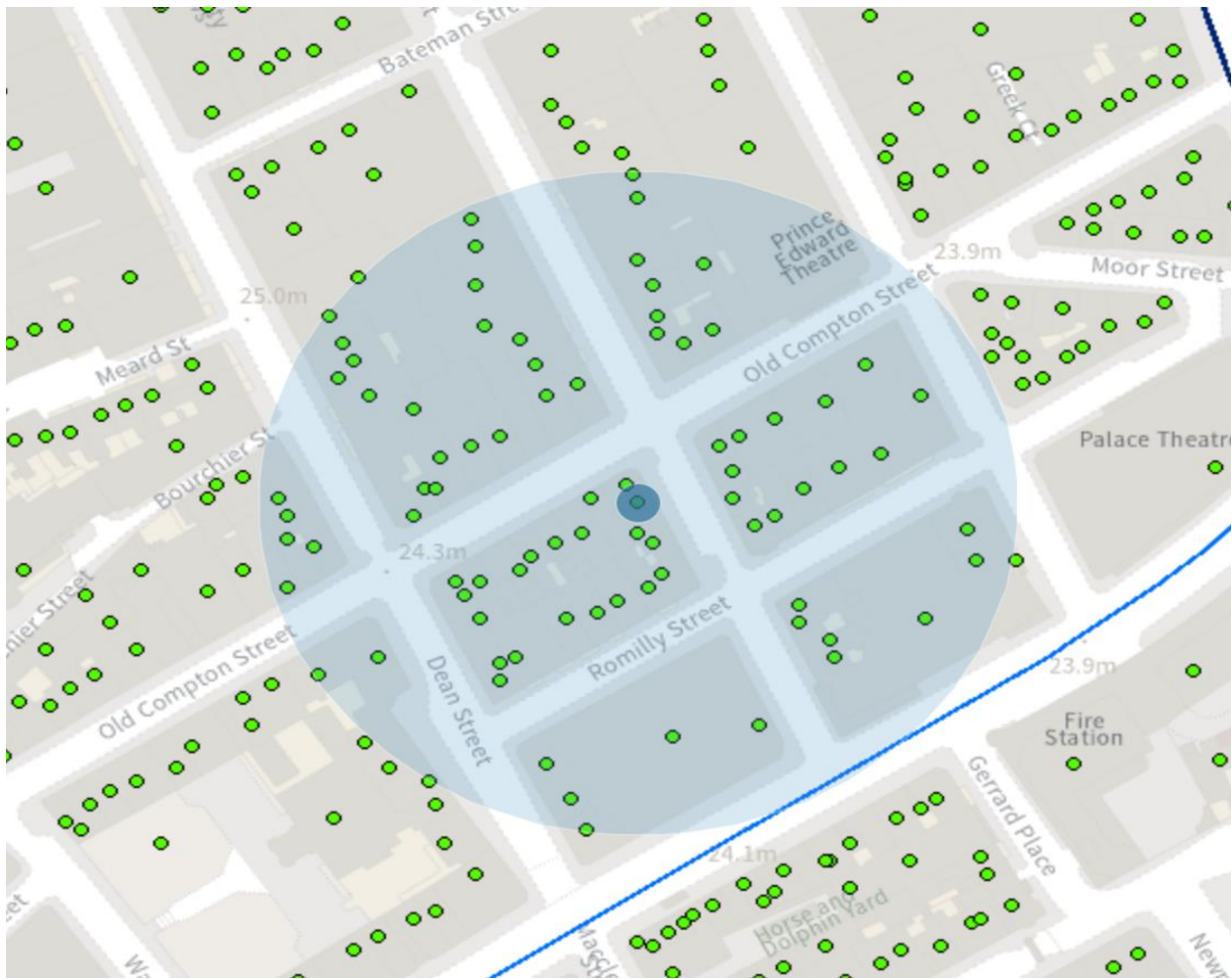
## **Conditions proposed by the Environmental Health to replace those contained in the operating schedule**

9. There shall be no supply of draught beer at the premises
10. There shall be no supply of alcohol on the ground floor at any time.
11. There shall be no display of alcohol on the ground floor at any time
12. Alcohol may only be sold to and consumed by patrons attending the premises for, and ancillary to, hairdressing and beauty treatment or attending a bona fide art exhibition or event
13. There shall be no self-service of alcohol
14. Outside of the hours authorised for the sale of alcohol and whilst the premises are open to the public, the licence holder shall ensure that all alcohol within the premises (including alcohol behind the counter) is secured in a locked store room or behind locked grilles, locked screens or locked cabinet doors so as to prevent access to the alcohol by both customers and staff
15. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
16. No deliveries to the premises shall take place between 22.00 and 08.00 on the following day.
17. 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.
18. 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.
19. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
20. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
21. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
22. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards
23. The number of persons permitted in the premises at any one-time (excluding staff) shall not exceed 25 persons.
24. No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the licensing authority



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

25.
  - (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.
  
26. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. 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.
  
27. 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
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
  
28. 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.
  
29. There shall be no sales of alcohol for consumption off the premises.
  
30. The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as a hairdressers and also to patrons attending a pre-booked and bona fide art exhibition or event, to which the public are not admitted. A maximum number of 15 guests may be admitted to the premises at the managers discretion without pre-booking. A legible record of these people's names shall be retained on the premises for inspection by the licensing authorities and Police for a period of 31 days.



Resident count: 115

Licensed premises within 75m of 41 Frith Street, London, W1				
Licence Number	Trading Name	Address	Premises Type	Time Period
19/02423/LIPDPS	Sushi Eatery	Basement And Ground Floor 40 Frith Street London W1D 5LN	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
16/04918/LIPCHT	Pepe Italian Street Food	Basement And Ground Floor 27 Old Compton Street London W1D 5JP	Restaurant	Sunday; 10:00 - 00:00   Monday to Wednesday; 08:00 - 00:30   Thursday to Saturday; 08:00 - 01:00

16/09678/LIPV	Pepe Italian Street Food	Basement And Ground Floor 27 Old Compton Street London W1D 5JP	Restaurant	Sunday; 10:00 - 00:00   Monday to Wednesday; 08:00 - 00:30   Thursday to Saturday; 08:00 - 03:00
17/14358/LIPDPS	Not Recorded	39 Frith Street London W1D 5LL	Cafe	Monday to Sunday; 06:00 - 03:00
20/02323/LIPDPS	Wingmans	29 - 31 Old Compton Street London W1D 5JS	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
15/06965/LIPN	Blade Soho	26 Frith Street London W1D 5LD	Hairdresser or beauty salon	Sunday; 12:00 - 20:00   Monday to Saturday; 10:00 - 22:00
19/03302/LIPDPS	BA Shan Restaurant	24 Romilly Street London W1D 5AH	Restaurant	Sunday; 12:00 - 23:30   Monday to Saturday; 12:00 - 00:00
21/01596/LIPV	Ku Bar	Basement To First Floor 25 Frith Street London W1D 5LB	Night clubs and discos	Monday; 10:00 - 01:00   Tuesday; 10:00 - 01:00   Wednesday; 10:00 - 01:00   Thursday; 10:00 - 01:00   Friday; 10:00 - 01:00   Saturday; 10:00 - 01:00   Sunday; 10:00 - 22:50   Sundays before Bank Holidays; 10:00 - 00:00
21/04874/LIPDPS	Dodo Supermarket	Basement And Ground Floor 24 Frith Street London W1D 5LA	Shop	Sunday; 10:00 - 22:30   Monday to Thursday; 08:00 - 01:00   Friday to Saturday; 08:00 - 03:00
18/08872/LIPDPS	Assa	23 Romilly Street London W1D 5AQ	Club or institution	Sunday; 12:00 - 00:00   Sunday; 12:00 - 23:00   Monday to

				Saturday; 10:00 - 23:30   Monday to Saturday; 10:00 - 00:30
15/02220/LIPV	Bistro 1	27 Frith Street London W1D 5LE	Restaurant	Sunday; 08:00 - 00:00   Monday to Saturday; 08:00 - 01:00
21/02319/LIPVM	Neat Meat	Basement And Ground Floor 33 Old Compton Street London W1D 5JU	Restaurant	Monday; 11:00 - 23:30   Tuesday; 11:00 - 23:30   Wednesday; 11:00 - 23:30   Thursday; 11:00 - 23:30   Friday; 11:00 - 00:00   Saturday; 11:00 - 00:00   Sunday; 11:00 - 22:30   Monday to Thursday; 11:00 - 23:30   Friday to Saturday; 11:00 - 00:00
12/02725/LIPDPS	Gauthier At Lindsay House	21 Romilly Street London W1D 5AF	Restaurant	Sunday; 10:00 - 22:30   Monday to Thursday; 10:00 - 23:30   Friday to Saturday; 10:00 - 00:00
17/14888/LIPDPS	Kyoto	26 Romilly Street London W1D 5AJ	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
21/08287/LIPN	Caffe Nero	43 Frith Street London W1D 4SA	Cafe	Sunday; 06:00 - 02:00   Monday to Wednesday; 06:00 - 02:00   Thursday to Saturday; 06:00 - 04:00
20/11213/LIPT	Old Compton Brasserie	36 Old Compton Street London W1D 4US	Restaurant	Monday to Sunday; 07:00 - 01:30

21/06901/LIPDPS	Bar Soho	23 - 25 Old Compton Street London W1D 5JL	Night clubs and discos	Sunday; 09:00 - 01:00   Monday to Thursday; 09:00 - 01:30   Friday to Saturday; 09:00 - 03:30
18/11987/LIPDPS	Berenjak	27 Romilly Street London W1D 5AL	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
08/09144/LIPD	The Vintage House	Basement And Ground Floor 42 Old Compton Street London W1D 4LR	Shop	Sunday; 10:00 - 22:30   Monday to Saturday; 08:00 - 23:00
18/02552/LIPV	Soho Whisky Club	First Floor 42 Old Compton Street London W1D 4TX	Wine bar	Monday; 10:00 - 23:00   Tuesday; 10:00 - 23:00   Wednesday; 10:00 - 23:00   Thursday; 10:00 - 23:00   Friday; 10:00 - 00:00   Saturday; 10:00 - 00:00   Sunday; 10:00 - 22:00
21/04987/LIPDPS	Laxsa In Soho	Basement To First Floor 37 Old Compton Street London W1D 5JY	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
06/12560/WCCMAP	The Delhi Brasserie	44 Frith Street London W1D 4SB	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
21/00693/LIPV	Balans Cafe	34 Old Compton Street London W1D 4TR	Restaurant	Sunday; 12:00 - 05:00   Monday to Saturday; 10:00 - 05:00
20/06321/LIPT	Balans Cafe	34 Old Compton Street London W1D 4TR	Restaurant	Sunday; 12:00 - 05:00   Monday to Saturday; 10:00 - 05:00
19/00938/LIPDPS	Not Recorded	Basement 23 Frith Street London W1D 4RR	Restaurant	Sunday; 09:00 - 01:00   Monday to Saturday;

				09:00 - 03:30
21/10156/LIPDPS	Bar Shu	28 Frith Street London W1D 5LF	Restaurant	Sunday; 11:00 - 00:00   Monday to Saturday; 11:00 - 00:30
19/13568/LIPN	Not Recorded	44 Old Compton Street London W1D 4TY	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
20/05990/LIPDPS	Rosas	Ground Floor And Basement 48 Dean Street London W1D 5BF	Shop	Sunday; 12:00 - 23:00   Monday to Saturday; 10:00 - 23:30
21/02934/LIPDPS	Kettners Townhouse	29 Romilly Street London W1D 5HP	Not Recorded	Monday to Sunday; 00:00 - 00:00
18/15717/LIPDPS	Dozo	Basement To First Floor 32 Old Compton Street London W1D 4TP	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 01:30
17/03246/LIPCH	Bar Italia	Basement And Ground Floor Front 22 Frith Street London W1D 4RP	Cafe	Sunday; 12:00 - 05:00   Monday to Saturday; 10:00 - 05:00
16/00095/LIPDPS	Compton News	48 Old Compton Street London W1D 4UA	Shop	Sunday; 08:00 - 22:00   Monday to Saturday; 07:00 - 01:00
20/04250/LIPDPS	Le Relais De Venise LEntrecote	50 Dean Street London W1D 5BQ	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 09:00 - 03:30
21/09118/LIPDPS	Cecconis Soho	19-21 Old Compton Street London W1D 5JJ	Not Recorded	Sunday; 08:00 - 00:00   Monday to Saturday; 08:00 - 03:30   New Year's Eve; 00:00 - 00:00
18/10183/LIPDPS	ZIMA Russian Street Food And Bar	45 Frith Street London W1D 4SD	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 01:00

09/06680/LIPVM	French House Public House	49 Dean Street London W1D 5BG	Public house or pub restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
21/01417/LIPCH	The Groucho Club	44-45 Dean Street London W1D 4QB	Club or institution	Sunday; 12:00 - 00:00   Monday to Saturday; 09:00 - 02:30
19/15029/PREAPM	Not Recorded	44-45 Dean Street London W1D 4QB	Not Recorded	
17/03238/LIPCH	Little Italy	21A Frith Street London W1D 4RW	Restaurant	Monday to Sunday; 09:00 - 05:30
11/01841/LIPDPS	Ronnie Scott's Jazz Club	Basement And Ground Floor And Part First Floor 47 Frith Street London W1D 4HT	Night clubs and discos	Sunday; 09:00 - 00:30   Monday to Saturday; 09:00 - 03:30
21/09106/LIPDPS	Cafe Boheme	Basement And Ground Floor 13 - 17 Old Compton Street London W1D 5JH	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 09:00 - 05:00
21/09644/LIPDPS	G-A-Y Bar	Basement To First Floor 30 Old Compton Street London W1D 4UR	Restaurant	Sunday; 09:00 - 00:30   Monday to Saturday; 09:00 - 01:00   New Year's Eve; 00:00 - 00:00
17/14701/LIPCH	Cay Tre (Soho)	42 - 43 Dean Street London W1D 4PZ	Restaurant	Monday to Sunday; 09:30 - 01:30
16/09901/LIPV	Lobos Meat Tapas	Basement And Ground Floor 48 Frith Street London W1D 4SF	Restaurant	Sunday; 12:00 - 22:30   Monday to Thursday; 10:00 - 23:30   Friday to Saturday; 10:00 - 00:00   Sundays before Bank Holidays; 12:00 - 00:00
21/06695/LIPDPS	Greek Street House	40 Greek Street London W1D 4EB	Club or institution	Saturday; 10:00 - 03:30   Sunday; 10:00

				- 23:00   Monday to Friday; 08:00 - 03:30
16/07026/LIPCH	Golden Lion Public House	51 Dean Street London W1D 5BH	Public house or pub restaurant	Sunday; 07:00 - 23:00   Sunday; 07:00 - 00:00   Monday to Thursday; 07:00 - 23:30   Monday to Saturday; 07:00 - 00:30   Friday to Saturday; 07:00 - 00:00
17/14216/LIPDPS	Maitre Choux	60 Dean Street London W1D 6AW	Cafe	Sunday; 12:00 - 22:30   Monday to Saturday; 10:00 - 23:00
18/04298/LIPDPS	Smack Soho	Kemble House 58 Dean Street London W1D 6AL	Cafe	Monday to Saturday; 12:00 - 22:00
19/08490/LIPDPS	Curzon Soho Cinema	93-107 Shaftesbury Avenue London W1D 5DY	Cinema	Monday; 09:00 - 02:30   Tuesday; 09:00 - 02:30   Wednesday; 09:00 - 02:30   Thursday; 09:00 - 02:30   Friday; 09:00 - 02:30   Saturday; 09:00 - 02:30   Sunday; 09:00 - 00:00
13/06021/LIPDPS	Genting Casino London China Town	First Floor Wingate House 93 - 107 Shaftesbury Avenue London W1D 5DY	Casino or gambling club	Monday to Sunday; 00:00 - 23:59
11/08882/LIPDPS	Duck Soup	Basement And Ground Floor 41 Dean Street London W1D 4PY	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30



06/06018/WCCMAP	Y Ming	35 - 36 Greek Street London W1D 5DL	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
21/08175/LIPDPS	Hoppers	49 Frith Street London W1D 4SG	Restaurant	Sunday; 08:00 - 23:30   Monday to Saturday; 08:00 - 00:30
21/04531/LIPN	Viet Noodle Bar	Basement And Ground Floor 34 Greek Street London W1D 5DJ	Restaurant	Sunday; 12:00 - 20:00   Monday to Saturday; 12:00 - 23:00
08/11517/LIPD	Gerry's Club	Basement 52-53 Dean Street London W1D 5BJ	Club or institution	Sunday; 12:00 - 23:00   Monday to Saturday; 10:00 - 03:30
21/14671/LIPDPS	40 Dean Street	40 Dean Street London W1D 4PX	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
21/12348/LIPDPS	Tonkotsu	Basement To First Floor 63 Dean Street London W1D 4QG	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30
20/11368/LIPCH	Admiral Duncan Public House	54 Old Compton Street London W1D 4UD	Not Recorded	
08/06508/LIPDPS	The Arts Theatre Club	50 Frith Street London W1D 4SQ	Shop	Sunday; 09:00 - 23:00   Monday to Saturday; 09:00 - 03:30
16/09930/LIPDPS	Koya Bar	Ground Floor 50 Frith Street London W1D 4SQ	Restaurant	Sunday; 12:00 - 22:30   Monday to Thursday; 10:00 - 23:30   Friday to Saturday; 10:00 - 00:00
12/07550/LIPDPS	Karaoke Box	Ground Floor 18 Frith Street London W1D 4RQ	Club or institution	Sunday; 09:00 - 23:00   Monday to Wednesday; 09:00 - 02:00   Thursday to Saturday; 09:00 - 05:00

09/06572/LIPN	Amorino	41 Old Compton Street London W1D 6HF	Restaurant	Sunday; 12:00 - 23:00   Monday to Saturday; 12:00 - 01:00
21/04327/LIPV	Maoz	43 Old Compton Street London W1D 6HG	Restaurant	Monday; 11:00 - 01:00   Tuesday; 11:00 - 01:00   Wednesday; 11:00 - 01:00   Thursday; 11:00 - 01:00   Friday; 11:00 - 02:00   Saturday; 11:00 - 02:00   Sunday; 11:00 - 00:00
11/02308/LIPDPS	Prix Fixe Brasserie	Basement And Ground Floor 39 Dean Street London W1D 4PU	Restaurant	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30



City of Westminster

# Licensing Sub-Committee Report

Item No:	
Date:	10 March 2022
Licensing Ref No:	21/11439/LIPN - New Premises Licence
Title of Report:	21 Moscow Road London W2 4AH
Report of:	Director of Public Protection and Licensing
Wards involved:	Lancaster Gate
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Karyn Abbott Senior Licensing Officer
Contact details	Telephone: 0207 641 6500 Email: kabbott@westminster.gov.uk

## 1. Application

1-A Applicant and premises			
<b>Application Type:</b>	New Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	16 October 2021		
<b>Applicant:</b>	Russian Food London Limited		
<b>Premises:</b>	N/A		
<b>Premises address:</b>	21 Moscow Road London W2 4AH	<b>Ward:</b>	Lancaster Gate
		<b>Cumulative Impact Area:</b>	None
		<b>Special Consideration Zone:</b>	Queensway / Bayswater
<b>Premises description:</b>	According to the application form, the premises proposes to operate as a Russian and Eastern European grocery store.		
<b>Premises licence history:</b>	This premises had the benefit of a premises licence <b>(13/03218/LIDPSR)</b> which was granted in September 2005 and revoked in February 2021 following a review. This can be found at <b>Appendix 4</b> of the Report.  Submissions have been received by the Metropolitan Police Service in relation to the review which can be found at <b>Appendix 3</b> .		
<b>Applicant submissions:</b>	The applicant has provided submissions addressing the relevant spatial policies and a letter to interested parties which can be found at <b>Appendix 2</b> .		
<b>Applicant amendments:</b>	None		

1-B Proposed licensable activities and hours							
<b>Sale by retail of alcohol</b>				<b>On or off sales or both:</b>			Off
<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>	10:00	10:00	10:00	10:00	10:00	10:00	10:00
<b>End:</b>	21:00	21:00	21:00	21:00	21:00	21:00	21:00
<b>Seasonal variations/ Non-standard timings:</b>		Last 2 weeks of December (Christmas and New Year Celebration) and 2 Weeks before Easter from 08.00 to 22.00					

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>	10:00	10:00	10:00	10:00	10:00	10:00	10:00
<b>End:</b>	21:00	21:00	21:00	21:00	21:00	21:00	21:00
<b>Seasonal variations/ Non-standard timings:</b>		Last 2 weeks of December (Christmas and New Year Celebration) and 2 Weeks before Easter from 08.00 to 22.00					
<b>Adult Entertainment:</b>		None					

## 2. Representations

2-A Responsible Authorities							
<b>Responsible Authority:</b>	Metropolitan Police Service						
<b>Representative:</b>	PC Adam Deweltz						
<b>Received:</b>	16 November 2021 ( <b>Withdrawn 2<sup>nd</sup> February 2022</b> )						
<p><b>RE: Premises Licence Application for 21 Moscow Road, London, W2 4AH</b></p> <p>With reference to the above, I am writing to inform you that the Metropolitan Police, as a responsible authority, are making a representation against this application. It is our belief that if granted the application could undermine the Licensing Objectives in relation to The Prevention of Crime and Disorder.</p> <p><b>The Metropolitan Police Service withdrew their representation on 2<sup>nd</sup> February 2022 due to conditions proposed and agreed with the applicant. These conditions can be found at Appendix 5.</b></p>							
<b>Responsible Authority:</b>	Environmental Health Service						
<b>Representative:</b>	Maxwell Koduah						
<b>Received:</b>	19 November 2021						
<p>I refer to the application for a new Premises Licence number for the above-mentioned premises. I have considered the information that you have provided within and accompanying this application. I have also considered the application in line with the relevant policies within the Councils Statement of Licensing Policy dated October 2021.</p> <p>The applicant is seeking to supply alcohol for consumption off the premises at the following times:</p> <table style="width: 100%; border: none;"> <tr> <td style="padding-left: 40px;">Monday to Sunday:</td> <td style="text-align: right;">10:00 to 21:00 hours</td> </tr> <tr> <td style="padding-left: 40px;">Last 2 weeks of December (Christmas and New Year):</td> <td style="text-align: right;">08:00 – 22:00 hours</td> </tr> <tr> <td style="padding-left: 40px;">2 Weeks before Easter:</td> <td style="text-align: right;">08:00 – 22:00 hours</td> </tr> </table> <p><b>Following consideration of the application and how it may affect the Licensing Objectives and meeting the requirements of the Council’s Statement of Licensing Policy I wish to make the following representations:</b></p> <p>The supply alcohol and the hours requested to supply alcohol may have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the area</p> <p>As presented, the application would have the likely effect of causing an increase in Public Nuisance and may affect Public Safety within the area</p> <p>Conditions, to replace those contained within the operating schedule, have been proposed to support the licensing objectives of Prevention of Public Nuisance and Public Safety below. Applicant is advised to study these conditions and discuss same if they are minded.</p> <p><b>Proposed Environmental Health Conditions to replace those contained within the operating schedule</b></p> <ol style="list-style-type: none"> <li>All waste shall be properly presented and placed out for collection no earlier than 30</li> </ol>		Monday to Sunday:	10:00 to 21:00 hours	Last 2 weeks of December (Christmas and New Year):	08:00 – 22:00 hours	2 Weeks before Easter:	08:00 – 22:00 hours
Monday to Sunday:	10:00 to 21:00 hours						
Last 2 weeks of December (Christmas and New Year):	08:00 – 22:00 hours						
2 Weeks before Easter:	08:00 – 22:00 hours						

minutes before the scheduled collection times.

2. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 22.00 hours and 08.00 hours on the following day.
3. Deliveries to the premises shall only take place between 08:00 and 22:00 hours
4. Prominent, clear and legible notices must be displayed at all exits requesting staff and couriers to respect the needs of local residents and to leave the premises and the area quietly.
5. 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.
6. 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
7. 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

Please contact me if you wish to discuss these further.

## 2-B Other Persons

**Name:**

[REDACTED]

**Address and/or Residents Association:**

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

**Status:**

Valid

**In support or opposed:**

Opposed

**Received:**

15 November 2021

Prior to the opening of the Russian shop, the shop that was at this location had an alcohol license. This resulted in a number of issues for the residents of the area including but not limited to drunken antisocial behaviour, noise and loitering outside 21 Moscow Road and 5 Moscow Road.

I am part of a local group of residents in the buildings within the immediate surrounding of this shop. We all agree that there has been a significant improvement in the area since the off-license closed and we would all strongly object an alcohol license for the new shop. The sell of alcohol at the new shop will be very disturbing and disruptive for the local residents.

In addition, Moscow Road already is in an unusual situation with 3 pubs along 100m of a residential street. Therefore, adding in a licensed shop really escalates the disturbance as individuals could leave the pubs and continue drinking on the street by purchasing alcohol from the shop.

Please kindly take into account the serious issues that were caused previously.

<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 November 2021 ( <b>Withdrawn 14<sup>th</sup> February 2022</b> )		
<p>RE: Alcohol Licence Application; Russian Food London Limited; 21 Moscow Road W2 4AH; 21/11439/LIPN</p> <p>The previous tenant sold alcohol during all opening hours including past those permitted by their licence. This was obvious to anyone seeking to buy alcohol past licensing hours or anyone observing their business practices and was ongoing for the whole period I lived in the street i.e. over 5 years.</p> <p>I don't believe the landlord is going to ensure the new tenant abides by any permitted licencing hours because they failed to take any action against the previous tenant who eventually had their licence revoked after a lengthy police investigation.</p> <p>As a neighbour I was tormented by the noise made by unemployed persons who used to hang around outside the shop for many hours of every day, year after year. They shouted at each other and harassed passers-by. My girlfriend felt unsafe living in Moscow Road as a result.</p> <p>Whilst I wish the new tenants every success and welcome them to Moscow Road, I worry that if this shop is permitted to sell alcohol, the recent peace and relative quiet afforded the neighbours of this shop since it was closed earlier this year will cease and the noisy trouble makers will return to loiter outside the shop and the adjoining residential apartment building, reducing the quality of life for the neighbouring residents.</p> <p>Please ensure my name, address and contact details are kept confidential.</p> <p><b>After mediation from the applicant explaining the application, the Interested Party withdrew on the 14<sup>th</sup> February 2022.</b></p>			
<b>Name:</b>		[REDACTED]	
<b>Address and/or Residents Association</b>		[REDACTED] [REDACTED] [REDACTED] [REDACTED]	
<b>Status:</b>	Valid	<b>In support of opposed:</b>	Support
<b>Received:</b>	10 December 2021		
<p>In principal I am fully supportive of licensing granted to this business providing they keep to the terms of their application and respect the licensing rules as stated. I would not like to return to the previous situation where alcohol sold at this premise by the previous business caused much serious anti social behaviour in the area.</p>			

<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>	23 November 2021		
<p>We already have 3 pubs in very close proximity ie along a 100m stretch of residential road. In the past when alcohol was sold at these premises it escalated the amount of people hanging around outside causing social disturbance and since the closure of that particular premises the improvement in the neighbourhood has been very significant without daily shouting and fights etc. I think we have enough alcohol for sale on our street in the pubs already and am keen not to reach a tipping point which we had before and made the neighbourhood feel unsafe as well as frequent disruptions heard from within our homes.</p> <p>Also why are they selling alcohol now - without a license - they did cover the bottles with paper but the paper is removed and this week the alcohol is visible every day</p>			
<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>	24 November 2021		
<p>We have endured years of noise and disruptive behaviour as result of previous licence granted to Olympic Foods. The trade had attracted and promoted various 'unsavoury' types that have not only brought disturbance into our neighbourhood, regularly affecting our enjoyment of peace &amp; quiet and sleep at nights, but illicit and illegal activities occurring during the day and beyond trading hours well into early hours of the morning (ie 1-3am).</p> <p>[REDACTED] where sound travels distinctly - especially at night, frequently well after trading hours -both from the shop, but also gatherings immediately outside characterised by abusive language, anti-social behaviour, and displays of verbal and at times physical aggression.</p> <p>We already live with 3 pubs across the road and within adjacent blocks, which already fuel neighbourhood disturbance and anti-social behaviour, therefore do not need to add further. We have actually enjoy peaceful months and descent sleep since closure of Olympic Foods and wish to maintain this with opening of new business in its place. The licensing and sale of alcohol should play no part in undermining the huge time-consuming efforts this community had invested together with WCC and the Met to force closure of Olympic Foods and the return of our neighbourhood. We remain adamant Premises Licence should not be approved for the above reasons.</p>			
<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>	Support
<b>Received:</b>	10 December 2021		
<p>On the basis that the new application from the new business does adhere, respect and maintain the licensing objectives on their application in principal will not have any objection. Time will however tell whether this will be the case and needs to be closely monitored by the authority.</p>			



<b>Name:</b>		██████████	
<b>Address and/or Residents Association</b>		██████████ ██ ████████████████████ ██████████ ██████████	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	6 December 2021		
<p>No 21 MOSCOW ROAD W2 4AH PREMISES LICENCE APPLICATION Ref No 21/11439/LIPN</p> <p>We note on above Premises Licence application a few of standard conditions have been offered in the application.</p> <p>However we object to application as there are many other conditions required in order to prevent any public nuisance or potential crime and disorder in Moscow Road , Queensway and the surrounding area.</p> <p>These premises have a history of problems resulting in a Review and subsequent closure.</p> <p>We trust applicant is not connected in any way with previous holders of Premises Licence.</p> <p>We would want 'sales area' for alcohol to be no more than 15% of shop, all sales of spirits to be from behind sales counter, no sale of miniatures.</p> <p>No display of alcohol or advertising of alcohol in windows of premises</p> <p>We request standard condition, due to anti social drinking issues in Moscow Road, Queensway and surrounding area, that there will be no sales of beer or cider over 5.5% APV, unless premium brand in bottles or cans.</p> <p>Standard condition required that entrance doors and windows to be kept closed except for customers entering or leaving.</p> <p>We also require condition that all Refuse and Recycling collections not to take place between 18.00 and 0800, in order to protect residential ammenity of flats above and opposite.</p> <p>A similar condition is also required covering deliveries to the premises and suggest hours for deliveries not to be between 18.00 and 08.00.</p> <p>We are content for our above representation and contact details to be forwarded to applicant and agent.</p> <p>As always, ██████████ is more than happy to discuss the matters raised above.</p> <p><b>Conditions proposed by the Interested Party can be found at Appendix 5.</b></p>			

### 3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<b>Policy SCZ1 applies</b>	<p>A. In addition to meeting the other policies within this statement, applications within a designated Special Consideration Zone should demonstrate that they have taken account of the issues particular to the Zone, in question as identified within the 2020 Cumulative Impact Assessment, and should set out any proposed mitigation measures in relation to those issues within their operating schedule.</p> <p>B. For the purpose of Clause A, the designated Special Consideration Zones are:</p> <ul style="list-style-type: none"> <li>• West End Buffer.</li> <li>• Queensway/Bayswater.</li> <li>• Edgware Road.</li> <li>• East Covent Garden.</li> <li>• Mayfair.</li> <li>• Victoria.</li> </ul>
<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</li> </ol>

	<p>home safely.</p> <p>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.</p> <p>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.</p> <p>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 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 this application for each premises use type as defined within this policy are:</p> <p><b>11b. Shops (off-sales of alcohol where it forms either the ancillary or primary use of the premises)</b>  Monday to Saturday: 8am to 11pm.  Sunday: 9am to 10.30pm.</p>
<p><b>Policy SHP1 applies</b></p>	<p>A. Applications for a shop 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 are within the council's Core Hours Policy HRS1.</li> <li>3. The operation of any delivery services for alcohol meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1.</li> <li>4. The applicant having taken account of the Special Consideration Zone 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 shop in Clause C.</li> </ol> <p>B. Applications for a shop inside the West End Cumulative Impact Zone will be considered on their own merits and 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 meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1.</li> <li>4. The applicant having 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 shop in Clause C.</li> </ol> <p>C. For the purposes of this policy:</p> <ol style="list-style-type: none"> <li>1. A shop is defined as a stall, vehicle, vessel, temporary structure, building or part of a stall, vehicle, vessel, temporary structure or building where the primary activity is the sale of goods or services to customers upon payment.</li> <li>2. The licensable activities for the sale of alcohol for consumption on</li> </ol>

	the premises, regulated entertainment and/or late night refreshment must be ancillary to the primary use of the premises as a shop. 3. The licensable activity of the sale of alcohol for consumption off the premises must be an ancillary function to the primary use of the premises unless that primary use is to sell alcohol for consumption off the premises, e.g. a traditional off licence.
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#### 4. Equality Implications

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

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

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

#### 5. Appendices

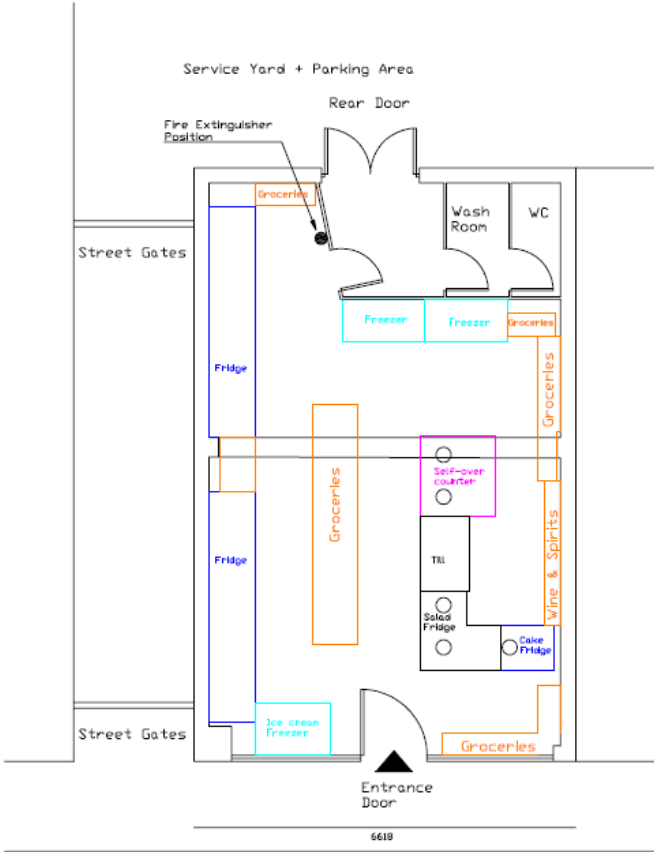
<b>Appendix 1</b>	Premises plans
<b>Appendix 2</b>	Applicant supporting documents
<b>Appendix 3</b>	Submissions from the Metropolitan Police Service
<b>Appendix 4</b>	Premises history
<b>Appendix 5</b>	Proposed conditions
<b>Appendix 6</b>	Residential map and list of premises in the vicinity

<b>Report author:</b>	Karyn Abbott Senior Licensing Officer
<b>Contact:</b>	Telephone: 0207 641 6500 Email: kabbott@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>	Metropolitan Police Service <b>(Withdrawn 2<sup>nd</sup> February 2021)</b>	16 November 2021
<b>5</b>	Environmental Health Service	19 November 2021
<b>6</b>	Representation 1	15 November 2021
<b>7</b>	Representation 2 <b>(Withdrawn 14<sup>th</sup> February 2021)</b>	29 November 2021
<b>8</b>	Representation 3	10 December 2021
<b>9</b>	Representation 4	23 November 2021
<b>10</b>	Representation 5	24 November 2021
<b>11</b>	Representation 6	10 December 2021
<b>12</b>	Representation 7	6 December 2021



**MOSCOW ROAD**

Dacha Russian Shop, 21 Moscow Road, London, W2 4NH  
Ground Floor Plan. Scale - 1:100. 12.11.2021

**From:** [Audrone Baltulyte](#)  
**To:** [Jackaman, Kevin: WCC](#)  
**Subject:** Re: 21 Moscow Road, London, W2 4AH - 21/11439/LIPN  
**Date:** 09 December 2021 22:00:59

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Dear Kevin,

I hope you are well.

Could you let me have your further submissions relating to the key local issues as identified at paragraph D49 of the Policy, and how these are to be addressed?

The local issues that need to be considered by applicants are:

- Elevated levels of noise nuisance at night.

Our operating/trading hour are 10am until 9pm and we do not sell alcohol for consumption on the premises, therefore our business is not a threat to elevate the levels of noise nuisance at night or I believe any other time.

- Illegal waste.

We have a CCTV outside of our premises, therefore our business should actually reduce the possibility of illegal waste. Our waste bins are at the gated with the lock back yard therefore we do not leave our waste on the street to attract illegal waste to be dumped.

- Incidents relating to ambulance call outs at night to the locations of licensed premises for intoxication, injury related to intoxication and/or assault.

We are high end destination Russian delicatessen targeting Russian customers. All our alcohol is imported and expensive. We do not sell any local, cheap alcohol, therefore we not an outlet for cheap intoxication.

- Serious violent crimes.

We as a business understand our responsibilities to the community and we sell goods legally and efficiently. We have CCTV operating and recording 24 hours a day. We have minimum of 2 members of staff per shift.

I, Audrone Baltulyte, am a personal licence holder and take my responsibility seriously. Also I am designated premises supervisor for our other two premises of the same business, where we never had any incidents.

- Robberies at night

As I mentioned above, our trading hours are 10am until 9pm. And our CCTV is operation and recording 24 hours a day. Also we have alarm system in place.

I hope I understood and answered the questions clearly.

Please let me know what else we have to do and what'e the next stage of our application.

Thank you

Dear neighbours,

We are Russian Food Deli - very niche business, serving Russian and other Eastern European customers, who are missing food from their home countries. Our customers normally travel to us to do their weekly shopping as we sell everyday food items like rye bread, buckwheat, home made ready meals, dairy.. as well as luxurious items like black caviar and selected wines.

We have other two stores located in Fulham and East Finchley and have been trading for 10.5 years. Also we sell online so we can serve more customers. Please check our website:  
<https://dachashop.co.uk/>

The wide range of people are visiting our stores, but our main customers are Russians living in central London. I believe that our business can improve the street even further as we are destination store and we potentially attracting people to move to our area and increase the diversity. Also we strongly feel that our customers, who are new to the street potentially will use other businesses on the street like hair dressers and restaurants.

One of objecting neighbours wrote:

"Also why are they selling alcohol now - without a license - they did cover the bottles with paper but the paper is removed and this week the alcohol is visible every day"

We never sold the alcohol without the license. We only had beer in the fridge as our team was placing the orders and filling up the shelves to be ready for opening as we knew that the previous business had the premises licence. We thought that we only need to ask for licence transfer, which is very straight forward and quick process. However when we contacted the Westminster council, we learned that the license was suspended. And we removed the beer straight away. We never intended to sell it without the licence.

Integrity and accountability are two of our company's core values. And we not risking my own, our team's and neighbourhood's peace and safety for can of cheap alcohol drink.

I understand that we took over the premises with very bad reputation. And that the previous business' activities caused disturbance in our neighbourhood. Also I'm aware that since the forceful closure of the previous business the street dramatically improved. However, we are new business in the area and we have nothing to do with the previous lease holders. We appreciate that the neighbours are not happy and nervous to have another corner shop selling cheap alcohol creating nuisance. And we can assure that we will not have any illegal, cheap alcohol to promote the disturbance on the street and we will do everything in our power to protect our peaceful neighbourhood.

Please let us know if you have any more concerns regarding this matter.  
Thank you

Sincerely yours,

Audrone Baltulyte



**From:** [Deweltz, Adam: WCC](#)  
**To:** [Jackaman, Kevin: WCC](#)  
**Cc:** [Licensing: WCC](#)  
**Subject:** 21 Moscow Road, London, W2 4AH - 21/11439/LIPN  
**Date:** 02 February 2022 14:19:54  
**Attachments:** [MOSCOW ROAD CONDITIONS \(2\).docx](#)

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Dear Licensing Services,

21 Moscow Road, London, W2 4AH - 21/11439/LIPN

You will be aware that Westminster Police Licensing made a representation against the application for 21 Moscow road, W2 4AH on the grounds of prevention of crime and disorder.

You will also be aware of the history of this premises when the previous tenants/operators were involved in the supply of class A drugs. This criminal investigation is still on-going, however from a licensing perspective, the premises licence was reviewed by Police and Westminster's Licensing Sub-Committee revoked the premises licence.

The previous tenants were evicted and the premises was closed for 3 months under anti-social behaviour powers.

An application was lodge by a new tenant for a new premises licence. Police engaged with the new applicants and have visited the premises. Extensive checks have been conducted on the applicants using Police indices and it can be confirmed that no link between the previous tenants and new applicants is there. We are therefore satisfied that the new applicants are in no way connected to the previous operators and we take the view that each application must be judge on its own merits.

The operation style of the current applicant is not your conventional off licence and there is no reason to suspect any anti-social behaviour or crime will occur as a result of the premises selling alcohol. All conditions attached to this email have been agreed, and the hours sought for the supply of alcohol are within Westminster's core hours policy. We therefore feel the licensing objectives will be promoted by the premises.

As such, we the Metropolitan Police, as a responsible authority, withdraw our representation.

Many thanks,

Adam.

***PC Adam Deweltz  
Police Licensing Officer - Westminster - Central West BCU  
Westminster Police Licensing Unit  
Westminster City Hall  
15<sup>th</sup> Floor, 64 Victoria Street  
London  
SW1E 6QP  
020 7641 1705***

**Premises History****Appendix 4****Licensing Act 2003**

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
05/06095/LIPCV	Premises Licence Conversion	19 September 2005	Deemed Decision under Licensing Act S8
06/10263/WCCMAP	Master Licence	18 December 2006	Granted under Delegated Authority
10/09430/LIPD	Premises Licence Duplicate	18 November 2010	Granted under Delegated Authority
12/04331/LIPDPS	Premises Licence Change of DPS	6 June 2012	Granted under Delegated Authority
13/00644/LIPT	Transfer of Premises Licence Holder from Mr Mobin Zolfaghari-Nia to Mr Pejman Akbari	18 February 2013	Granted under Delegated Authority
13/03218/LIDPSR	Premises Licence Removal of DPS	10 May 2013	Granted under Delegated Authority
21/00348/LIREVX	Review under Licensing Act (Summary)	12 February 2021	Revoked by Licensing Sub-Committee

There is no Temporary Event Notice or Appeal History

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

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

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

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

**Mandatory Conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
    - (a) a holographic mark, or
    - (b) an ultraviolet feature.
- 5(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 5(ii) For the purposes of the condition set out in paragraph 5(i) above -
  - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act

1979;

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

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

Where -

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

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

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

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

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

5(iii). Where the permitted price given by Paragraph 5(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

5(iv). (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

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

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

6. Clear and legible notices will be prominently displayed to remind customers to leave quietly and have regard to our neighbours.

7. The Licensee shall ensure that all staff will undertake training in their responsibilities in relation to the sale of alcohol, particularly with regard to drunkenness and underage persons. Records will be kept of training and refresher training.

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

8.
  - 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.
9. 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.
10. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
11. 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.
12. 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.
13. No single cans of beer, cider or spirit mixtures shall be sold at the premises.
14. No more than 15% of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
15. There shall be no self-selection of spirits on the premises, save for spirit mixtures less than 5.5% ABV.
16. Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
17. 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
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
18. No miniature bottles of spirits of 20 cl or below shall be sold from the premises.

19. Delivery drivers shall be given clear, written instructions to use their vehicles in a responsible manner so as not to cause a nuisance to any residents or generally outside the license premises; not to leave engines running when the vehicles are parked; and not to obstruct the highway.

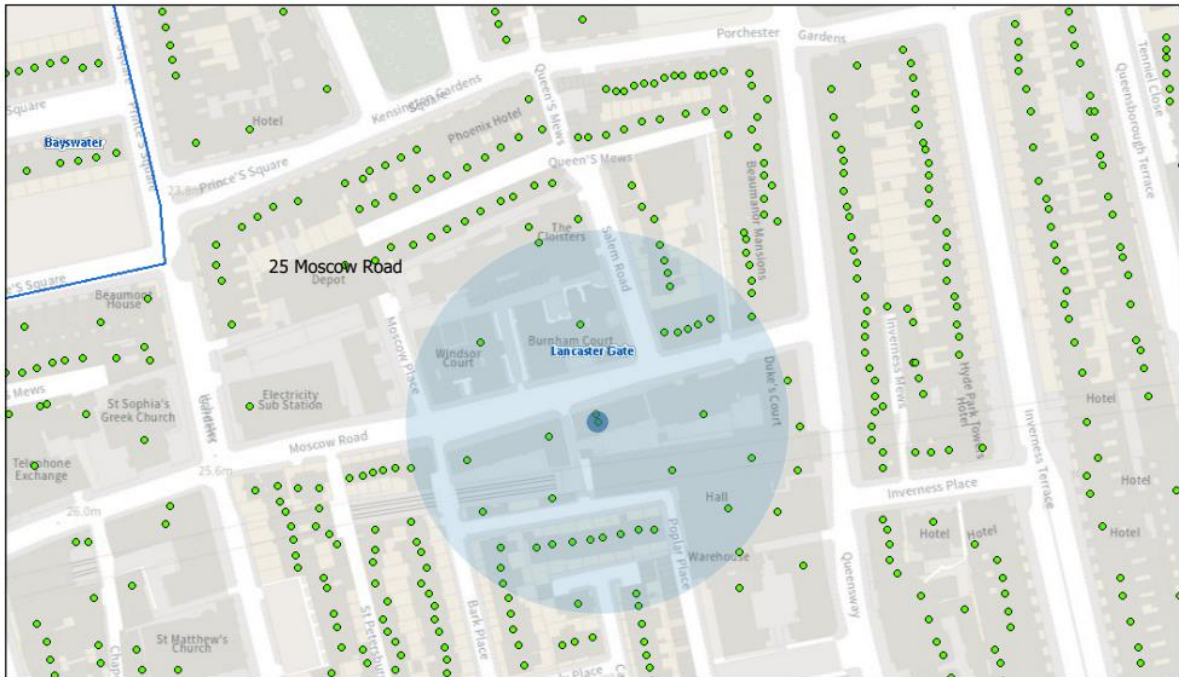
**Conditions proposed by the Environmental Health and agreed with the applicant to form part of the operating schedule.**

20. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
21. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 22.00 hours and 08.00 hours on the following day.
22. Deliveries to the premises shall only take place between 08:00 and 22:00 hours
23. Prominent, clear and legible notices must be displayed at all exits requesting staff and couriers to respect the needs of local residents and to leave the premises and the area quietly.
24. 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.
25. 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
26. 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

**Condition proposed by an Interested Party and agreed with the applicant to form part of the operating schedule.**

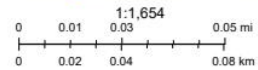
27. No collections of waste or recycling materials (including bottles) from the premises shall take place between 20:00 and 08:00 hours on the following day.
28. No display of alcohol or advertising of alcohol in windows of premises.

21 Moscow Road, London



23/02/2022, 10:09:01

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



Resident Count = 287

Licensed premises within 75 metres of 21 Moscow Road, London				
Licence Number	Trading Name	Address	Premises Type	Time Period
21/11680/LIPDPS	Byzantium Cafe	Ground Floor 31 Moscow Road London W2 4AH	Cafe	Monday to Sunday; 08:00 - 23:00
20/09002/LIPDPS	Kings Head Public House	Kings Head 33 Moscow Road London W2 4AH	Public house or pub restaurant	Sunday; 07:00 - 23:00   Monday to Saturday; 07:00 - 23:30
06/10120/WCCMAP	Athenian Grocery	16A Moscow Road London W2 4BT	Shop	Sunday; 10:00 - 22:30   Monday to Saturday; 08:00 - 23:00
15/09578/LIPV	Kaiseki Cocoro	45 Moscow Road London W2 4AH	Restaurant	Sunday; 12:00 - 22:30   Monday to Saturday; 12:00 - 23:00
12/10331/LIPN	Mulberry Street	Ground Floor 47 Moscow Road London W2 4AH	Restaurant	Sunday; 12:00 - 22:30   Monday to Saturday; 12:00 - 23:00
06/09762/WCCMAP	Santorini Taverna	10 - 12 Moscow	Restaurant	Sunday; 12:00 -

		Road London W2 4BT		00:00   Monday to Saturday; 10:00 - 00:30
19/00569/LIPDPS	Grosvenor Casino Golden Horseshoe	79-81 Queensway London W2 4QH	Casino or gambling club	Monday to Sunday; 00:00 - 00:00
20/08509/LIPT	Pizza Hut	Basement And Ground Floor 103 Queensway London W2 4SJ	Restaurant	Sunday; 12:00 - 00:00   Monday to Friday; 10:00 - 00:30





City of Westminster

# Agenda Item 3. Licensing Sub-Committee Report

Item No:

Date:

10 March 2022

Licensing Ref No:

21/13958/LIPN - New Premises Licence

Title of Report:

Tesco  
41 - 45 Strutton Ground  
London  
SW1P 2HY

Report of:

Director of Public Protection and Licensing

Wards involved:

St James's

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

Jessica Donovan  
Senior Licensing Officer

Contact details

Telephone: 020 7641 6500  
Email: [Jdonovan@westminster.gov.uk](mailto:Jdonovan@westminster.gov.uk)

## 1. Application

1-A Applicant and premises			
<b>Application Type:</b>	New Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	1 December 2021		
<b>Applicant:</b>	Tesco Stores Limited		
<b>Premises:</b>	Tesco		
<b>Premises address:</b>	41 - 45 Strutton Ground London SW1P 2HY	<b>Ward:</b>	St James's
		<b>Cumulative Impact Area:</b>	None
		<b>Special Consideration Zone:</b>	None
<b>Premises description:</b>	The premises intends to operate as a supermarket selling a range of goods and services including the sale of alcohol for consumption off the premises.		
<b>Premises licence history:</b>	The premises has had the benefit of a premises licence since 2013. The current premises licence (16/07810/LIPT) can be viewed at <b>Appendix 3</b> of this report along with the premises history.		
<b>Applicant submissions:</b>	There are no supporting documents from the applicant.		
<b>Applicant amendments:</b>	None		

1-B Proposed licensable activities and hours							
<b>Late Night Refreshment:</b>				<b>Indoors, outdoors or both</b>			Indoors
<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>	23:00	23:00	23:00	23:00	23:00	23:00	23:00
<b>End:</b>	00:00	00:00	00:00	00:00	00:00	00:00	00:00
<b>Seasonal variations/ Non-standard timings:</b>		N/A					

<b>Sale by retail of alcohol</b>				<b>On or off sales or both:</b>			Off Sales
<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>	23:00	23:00	23:00	23:00	23:00	23:00	22:30
<b>Seasonal variations/ Non-standard timings:</b>		N/A					

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>	06:00	06:00	06:00	06:00	06:00	06:00	06:00
<b>End:</b>	00:00	00:00	00:00	00:00	00:00	00:00	00:00
<b>Seasonal variations/ Non-standard timings:</b>		N/A					

## 2. Representations

2-A Responsible Authorities	
<b>Responsible Authority:</b>	Environmental Health Service
<b>Representative:</b>	Dave Nevitt
<b>Received:</b>	29 December 2021
I wish to make Representations on the following grounds:	
Representation is made in relation to the application, as the proposals are likely to increase the risk of Public Nuisance and may impact upon Public Safety.	

2-B Other Persons			
<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>	06 December 2021		
I am very concerned that deliveries to this address will constitute a nuisance given the opening hours of the store. Please can you confirm when deliveries are permitted. [REDACTED] and i do not see why I should be kept awake by refrigerated lorries delivering an unsociable hours as happened with the Pret that was previously on these same premises. Local residents should be considered.			
<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 December 2021		
I refer to the above Application by Tesco Stores Limited.			
[REDACTED] [REDACTED]			
I wish to set out my objections to the grant of a new Premises Licence to Tesco Stores Limited as this will have a direct impact on my business. The proposed Tesco Store at Strutton Ground is [REDACTED]. Currently there are already 3 other off licence shops located at Strutton Ground and there is existing competition between [REDACTED] and these other off licences. There is also already a Tesco Express on Monck Street which is no more than 4 or 5 minutes walk from my shop. That already has an effect on my business. Having another Tesco Store open within 400 feet from me will effectively kill off my business as being such a large company, Tesco are able to sell alcohol at a vastly reduced price. This will affect not just my business but the other off licence shops at Strutton Ground and the nearby area as well. Additionally, there is already an existing Sainsburys Store on Rochester Row which is approximately 200 feet from me.  The area suffers from unsocial behaviour. There are homeless hostels located close by.			

Cheaper alcohol sold by Tesco will only increase the existing unsocial behaviour and some of the homeless do get violent after they drink. I have spoken to some of my local customers and they are all equally concerned that the situation regarding unsocial behaviour will only get worse should Tesco be allowed to sell alcohol at vastly cheaper prices.  
I am already struggling as a business. The effects of the pandemic have already impacted my business which is struggling as it is. The opening of the new Tesco Store will make it extremely difficult for my business to survive and it may well be the final nail.

<b>Name:</b>	[REDACTED]		
<b>Address and/or Residents Association</b>	[REDACTED] [REDACTED] [REDACTED]		
<b>Status:</b>	Valid	<b>In support of opposed:</b>	Opposed
<b>Received:</b>	29 December 2021		

[REDACTED]  
[REDACTED]

I wish to set out my objections to the grant of a new Premises Licence to Tesco Stores Limited as this will have a direct impact on my business.  
The proposed Tesco Store at Strutton Ground is [REDACTED]. There is already an immense amount of competition in the area.  
Further more there is already a Tesco Express on Monck Street which is no more than 3 minutes walk from my shop. That effects me already.  
Having another Tesco Store open within the area will kill off my business. Then being such a large company it is almost impossible to compete.  
There is an existing Sainsburys Store on Rochester Row which affects us directly.  
There is already a lot of anti social behaviour. There are homeless hostels located close by.  
Cheaper alcohol sold by Tesco will only increase the existing unsocial behaviour and some of the homeless do get a lot more violent after they drink. A lot of my customer base is not happy with the fact they are considering another Tesco opening, they too have said they will happily go against if they can to stop it from opening.  
We already as a business. The effects of the pandemic have already impacted my business I would be thankful if you could take my necessary points into consideration. I strongly do object to the grant of a premises license to Tesco Stores Limited at Strutton Ground.

<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 December 2021		

[REDACTED]  
[REDACTED]

I wish to set out my objections to the grant of a new Premises Licence to Tesco Stores Limited as this will have a direct impact on my business.  
  
The proposed Tesco Store at Strutton Ground is [REDACTED]  
Currently there are already 2 other off licence shops located at Strutton Ground and there is existing competition between my business and these other off licences.  
In essence there is already a Tesco Express on Monck Street which is no more than 2/3 minutes walk from my shop. That already has an effect on my business.  
Having another Tesco Store open within the same parade will kill off my business. Being such a large company, Tesco are able to sell alcohol at a vastly reduced price. This will affect not just

my business but the other off licence shops at Strutton Ground and the nearby area as well.

Additionally, there is already an existing Sainsburys Store on Rochester Row which affects us directly.

The area suffers from unsocial behaviour. There are homeless hostels located close by. Cheaper alcohol sold by Tesco will only increase the existing unsocial behaviour and some of the homeless do get violent after they drink. Some of my local customers are equally concerned that the situation regarding unsocial behaviour will only get worse should Tesco be allowed to sell alcohol and at vastly cheaper prices.

I am already struggling as a business. The effects of the pandemic have already impacted my business which is struggling as it is. I would be grateful if you would please consider my comments above seriously. I do strongly object to the grant of a Premises Licence to Tesco Stores Limited at Strutton Ground as this will directly affect my business for the reasons stated above.

<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 December 2021		

I strongly object against Tesco even opening. One of the main reasons is the anti social behaviour that is already caused by them by Monck Street by their other branch. It doesn't even seem as if you are in Victoria. We as the public are even scared going down towards their branches because there's always a bunch of people from the hostel who like to hang around the Tesco and get all their cheap booze from them. If this store opens by the Strutton ground market, it would ruin it all. There would be attention of these individuals there. It would ruin it for people who like to use the market. We do not need another store when there is another one already 2 minutes down, it does not make sense. Crime and thefts would be on the rise. They are already bad enough!

<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>	29 December 2021		

Of all the supermarkets in the SW1 Victoria area, Tesco's in particular seem to create problems. This is because they sell low priced alcohol - particularly Cider at one point which was around 99p and a magnet for those with issues.

As you're all aware, there are a number of hostels around Horseferry Road, catering to those who are homeless, have drug or alcohol dependency etc.

I live in the vicinity and see/hear/experience the results of this on the street examples of which follow: yelling through the day (and night) racial abuse, physical altercations, public urination/defecation, shoplifting, police constantly called. I've previously reported blatant drug taking complete with video evidence to local Councillors - no response by the way..

Another Tesco's so close by is not needed and will quadruple this unruly behaviour from people with chaotic lifestyles which disrupt mine and many others in numerous ways. It will leave even more of a stream of waste, mess and more from one shop to the other I fear.

Environmentally, there is a Sainsbury's Local across the way and absolutely no need for another supermarket selling multiples of food that for the most part, can't be shifted. Weren't previous occupants but one (Morrisons) not closed due to the noise caused to the locals?

As a former stallholder on Strutton Ground, there is still quite a variety of shops/stalls that will struggle to compete with an established name like Tesco's especially in this difficult time with scant customers. They don't need a conglomerate who's able to provide almost everything sold along that street. The Monck Street branch is already diversifying what it sells as it just cannot get rid of all the food available. This will cause alarm to retailers/market traders. We don't need this - if it is green lit, I would only support if there was to be no selling of Alcoholic beverages onsite.

<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>	19 December 2021		

I wish to register an objection to the application by Tesco Stores Ltd for permission to sell alcohol between certain hours in its new store (yet to open) at 41-45 Strutton Ground, SW1P 2HY. I have a direct interest since [REDACTED]  
[REDACTED]

As I understand it, Tesco want to sell alcohol for consumption off the premises from 8am to 11pm from Monday to Saturday and from 9am to 10.30pm on Sundays. They also want to provide late night refreshment indoors between 11pm and midnight every day of the week. According to their application, the Tesco store will be open to the public between 6am and midnight every day.

I believe that this could have a negative effect on the amenity of Strutton Ground and its immediate area. The key points from my perspective would include:

- Strutton Ground is largely residential with flats above the commercial premises at street level. Whilst there is a street market during the day-time, it is usually quiet by 5pm and Sundays are peaceful.
- There is no outlet for the sale of alcohol off-premises on Strutton Ground and only one pub and a bar at the Victoria Street end of Strutton Ground plus a Chinese restaurant and a basement Japanese restaurant which provide a limited range of alcohol for consumption during a meal.
- The Tesco proposal to sell alcohol in the early and late hours might therefore attract drinkers and party-goers who might congregate in Strutton Ground and its immediate area, thereby creating a nuisance for residents.
- The immediate area did suffer from the nuisance (and mess) caused by people with an alcohol problem when alcohol was available from a particular outlet, until tighter restrictions were imposed. So residents have suffered before.
- The hours proposed for the sale of alcohol, albeit for off-premises consumption, seem unreasonably long and the provision for indoor refreshment late at night also risks a noisy exit at midnight.

Clearly, it would be unreasonable to seek a total ban on the sale of alcohol in a local supermarket – and I welcome the conditions imposed by the police to prevent the sale of super-strength beers etc and individual cans/bottles except in certain circumstances. But I would ask the licensing panel to consider the following restrictions:

- The sale of alcohol for off-premises consumption to be restricted to between 9am and 9pm every day.

- The sale of alcohol for consumption within the premises to be banned altogether and certainly not for the late evening (11pm to midnight) as proposed. Why should a supermarket provide for in-house drinking so late at night?

I also have difficulties with Tesco's proposal to open their store to the public between 6am and midnight every day. There would be noise involved in opening and closing the metal shutters immediately [REDACTED]. It would seem to me to be more reasonable for the shutters to be raised no earlier than 7.30am (and later, say 8.30am on Sundays) and closed no later than 10.30pm every night. I am, however, unaware of the opening/closing times allowed to other local supermarkets with residential properties [REDACTED].

Then there is the issue of the delivery of supplies. We have experienced problems previously of large delivery vehicles unloading in the early hours of the morning in Strutton Ground before the market gets underway. This involves the rattle of trolleys and the 'beep, beep, beep' of reversing vehicles. It seems to me that restrictions should be placed on deliveries during the quiet hours of the night and early morning. If the store is to open at 6am, it would suggest that deliveries would be even earlier. This would be wholly intrusive. I believe that when there was another supermarket (and subsequently a coffee shop), arrangements were made for delivery vehicles to unload from Great Peter Street (and transported on rubber-wheeled trolleys to the store).

I hope that these points can be considered in the deliberation on the Tesco licence application.

<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>	05 December 2021		

I have serious concerns over Tesco's serving "refreshments" after 11pm during the week or weekend. [REDACTED], based on previous experience with Morrisons occupying the same space a few years ago, the noise resulting from their late opening hours woke me and my neighbours up nearly every night. And Morrisons didn't even serve food/drink in the premises.

We had staff and patrons of Morrisons, shouting, smoking and generally being a nuisance and late and early hours.

This neighbourhood is mostly comprised of office buildings, with few residential properties and, it is sad to say that people who would buy alcohol at late hours along Strutton Ground often appear to have issues with homelessness, mental health and/or substance abuse. The office workers will not be doing their late evening shopping along Strutton Court.

I would also like to express concern about deliveries - will they be at respectable times during the day and if they will block roads (resulting horns blaring and shouting).

This past Saturday morning at 8am [REDACTED] were, without warning, subjected to loud drilling and banging from construction going on in the new Tesco's property. Needless to say, we will not shop at Tesco's They are not a good neighbour so far.

Finally, I am worried about competition potentially damaging the local businesses that have made the area welcoming and a place I look forward to coming home to at the end of a work day. I would miss [REDACTED] if they were forced to

close.			
<b>Name:</b>		[REDACTED]	
<b>Address and/or Residents Association</b>		[REDACTED] [REDACTED] [REDACTED]	
<b>Status:</b>	Valid	<b>In support of opposed:</b>	Opposed
<b>Received:</b>	29 December 2021		
I wish to strongly object to the above licensing application.			
<b>Noise and disturbance</b>			
[REDACTED] [REDACTED]			
The movement of people and goods, deliveries and store maintenance, along with the continuous impact and disturbance associated with a food retail outlet became quickly evident with Morrisons:			
<ul style="list-style-type: none"> <li>• early opening with staff arriving in advance of public opening times, tripping the audible security system and prepping the store</li> <li>• multiple deliveries outside opening times by very large pantechincons with hydraulic tail lifts</li> <li>• pallet trucks/rolling cages crashing across the cobbles in Strutton Ground and rumbling through the store</li> <li>• night maintenance teams moving large installations to deep clean etc</li> </ul>			
When I moved in the proposed premises were occupied by Jessops camera shop and a bookshop.			
A food outlet is open for longer hours, seven days a week.			
As a resident, I am entitled to quiet enjoyment where I live, and eight hours sleep.			
If Tesco's are open from 6am to midnight, staff working outside these hours and deliveries occurring multiple times a day, when are the quiet hours to rest?			
Morrison's trucks were so large I can touch the top of them [REDACTED] and they blocked the street which creates a public safety hazard : if there is a fire or medical emergency presumably we either die or burn to death? Strutton Ground is a narrow, cobbled, residential street that happens to have a ground floor retail element. It was never designed for units to be combined and the likes of Tesco to operate and is logistically unsuitable for such activity.			
The party wall between 41-45 and [REDACTED] acts like a sound box and the Westminster Noise Team were contacted and attended on multiple occasions - issues of sound-proofing the party wall, floor and ceiling along with their joins to the party wall were ignored. Sounds from heels and walking to tills to alarms and alerts, can be heard as [REDACTED] [REDACTED] Stock movement rumbings once inside the store sound like a bowling alley (outside the store the noise is very sharp and loud). Even the sound of sandpaper or a dropped screwdriver rolling across the floor can be heard as if we were all in the same space. Open 7 long days a weeks means there is very little respite.			
Tesco are applying for four major extensions to the current licence:			
<ul style="list-style-type: none"> <li>• a later terminal hour for sale of alcohol</li> <li>• late night refreshment (which could be taken away from the premises and may attract customers who have left pubs in the area)</li> <li>• late night refreshment to midnight - on premises - is Tesco now running bars in store?</li> <li>• an earlier opening time and later closing time</li> </ul>			



Any/all of these will further exacerbate and impact living [REDACTED].

Clause 17 of the Tesco Conditions document again repeats clause 14 for Morrisons:

17. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance

14. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Clause 14 of the Tesco Conditions document repeats the same clause for Morrisons:

As this was ignored and no action was taken to alleviate and stop the disturbance and impact in the past, what steps and actions are Tesco going to take and Westminster enforce to make sure this clause is upheld?

Clause 14 of the Tesco Conditions document :

14. The Store Manager will engage with local resident associations should the need arise. The previous store managers of Morrisons, the M&S build team and Pret a Manger never engaged with us voluntarily. How is Tesco proving they any different?

Covid created various permanent changes including the significant increase of grocery deliveries by the likes of Deliveroo.

Clause 16. of the Tesco Conditions document :

Prominent, clear and legible notices must be displayed at all exits requesting staff and couriers to respect the needs of local residents and to leave the premises and the area quietly.

Does this include bike alarms, smoking, talking together or on their phones or watching entertainment on their phones whilst they wait?

What about the stores pantechicon deliveries – what times, how frequently – clearly loading in through the front door (as per the plans) not the back access – engine/tailgate/pallet truck and cage noise, delivery driver conversation and instructions – often shouted not spoken, reversing and manoeuvring disruption.

Clause 24 of the current licence:

24. Deliveries to the premises shall take place Monday to Friday from 07:00 to 22:00 hours and Saturday and Sunday from 08:00 to 20:00 hours.

Please confirm Tesco delivery times - there is rumour that there will be at least 3 separate deliveries per day.

Despite deliveries entering the store through the front door which is situated next to Subway on the plans, the entrance to the store is diagonally through the store, very close to [REDACTED].

How is Tesco going to ensure that the noise notices are read, understood and acted on and how are Tesco going to manage all this activity for the 16 opening hours to ensure that this activity is quiet and non-impactful? What noise insulation is being added to the building and what noise cancelling flooring is being laid?

There are rubber cage wheels that run silently and rubber flooring that deadens sound. Small changes that make a huge difference. Has Tesco shown that these are included in respect of clause 17 above?

### **Prevention of public nuisance including noise and anti-social behaviour and prevention of crime and disorder**

The locale has changed over the last 10 years, degraded by drinking, drug taking, urination, vomiting and human fecal fouling and anti social behaviour. [REDACTED] are accessed by a small square porch - designated as private ground by Westmintser CC as it is off the pavement. This space is regularly trespassed and abused by smokers, littering, urination and on one occasion human fecal fouling which was truly shocking. As 'private' land it is our responsibility to clean up this space. We all dread arriving or leaving the building as to what might be found in and around the porch.

The inhabitants from the local hostels and various doorways rise early on the hunt for

refreshments and entertainment and move up and down Strutton Ground from about 6am or earlier - just in time for Tesco's opening. As I am writing this objection I am listening to one of the locals having a shout - a now regular occurrence. Through the day and into the night they continue to be on the move, looking for entertainment and opportunities - often drugs, drink, shouting and larking, the odd fight, general rummaging and mischief making. The very last thing needed is a late night shop with a bright shiny exterior to attract them and the chance of cheap alcohol. As with Morrisons, once they leave Tesco's premises they become everyone else's blight.

Clause 18 of Tesco's application:

18. 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

Does [REDACTED] in 'the area immediately outside the premises' and will be cleaned by Tesco?

If not, customers leaving the store use [REDACTED] as a handy stopping point to consume their purchases and leave their various waste behind.

Tesco licence application clauses 5-9:

5. 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 or craft beers and ciders supplied in glass bottles and cans.

6. No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises save for premium or craft products.

7. No miniature bottles of spirits of 20 cl or below shall be sold from the premises save for when sold as part of a gift pack.

8. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible on entering the premises, where alcohol is on public display, and at the point of sale.

9. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram or any other approved by the Home Office.

These clauses do not address the impact of cheap alcohol sales on the local neighbourhood. Most of these locals are over 25, may or may not be able to read and are unconcerned whether the alcohol is in cans, miniatures or bottles and don't care what nature of alcohol they are drinking. The residents have to endure their detritus, mess and area's degradation as a result of behaviours caused by the consumption of volumes of cheap alcohol. Clearly none of the Tesco board live in Strutton Ground or are aware of the local issues. Will Westminster Council arrange a meeting of the Tesco board and local residents in Strutton Ground and a tour of the locale for this group so issues can be seen and discussed?

Tesco are asking for an extra hour on the existing licence and late night on premises refreshment - how will either of these lessen the above issues.

Strutton Ground has two rubbish collections per day, the first at 6am.

Clause 15 of the current licence states:

15. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times

Does this mean that the Tesco store staff will be at work and moving rubbish into the street at 5.30am (therefore less than 5.5 quiet hours of the day left).

Yet clause 16 states:

16. No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23.00 hours and 07.00 hours.

The bin where rubbish is collected is diagonally opposite [REDACTED], at the end of the street where it joins Horseferry Road. The locals take much joy raking through the rubbish bags, throwing the contents around and raiding the public waste bin. Tesco's extra volume will only add to this, or if the store's rubbish is in cages outside the store, provide a further area and activity of interest for the locals.

What will be the actual timings and actions conceding rubbish removal and recycling and the impact of this activity?

I could go on. All the above highlights various elements relevant to my objection, all of which as a resident are negative and impactful.

Tesco's licence application should be rejected.

<b>Name:</b>		[REDACTED]	
<b>Address and/or Residents Association</b>		[REDACTED] [REDACTED]	
<b>Status:</b>	Valid	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	29 December 2021		

I would like to strongly object to the licencing application 21/13958/LIPN by Tesco on Strutton Ground 41-45.

Their proposals are

- (i) Very likely to increase noise in the late evenings and early mornings from visiting customers, rubbish disposal and deliveries,
- (ii) Might increase litter (including of very unpleasant kind) from the sales of late night refreshments,
- (iii) Might decrease safety of residents by attracting undesirable visitors to the neighbourhood by the late sales of alcohol and very late sales of food.

[REDACTED] I believe this would have a very strong negative impact on [REDACTED].

### 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 Sundays and that the next day is a working day. Non-specific days</li> </ol>

	<p>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> <ol style="list-style-type: none"> <li>1. <b>Casinos:</b> Up to 24 hours a day whilst casino gaming is permitted by a premises licence under the Gambling Act 2005.</li> <li>2. <b>Cinemas, Cultural Venues and Live Sporting Premises:</b> Monday to Sunday: 9am to 12am</li> <li>3. <b>Hotels:</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. For the sale of alcohol to guests for consumption in hotel/guest rooms only: Anytime up to 24 hours.</li> <li>4. <b>Off licences:</b> Monday to Saturday: 8am to 11pm. Sunday: 9am to 10.30pm.</li> <li>5. <b>Outdoor Spaces:</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.</li> <li>6. <b>Pubs and bars, Fast Food and Music and Dance venues:</b> Monday to Thursday: 10am to 11.30pm. Friday and Saturday: 10am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 12pm to 12am.</li> <li>7. <b>Qualifying Clubs:</b> Monday to Thursday: 9am to 12am.. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am.</li> <li>8. <b>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.</li> <li>9. <b>Sexual Entertainment Venues and Sex Cinemas:</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.</li> </ol> <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 SHP1 applies</b></p>	<p>A. Applications for a shop 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 are within the council's Core Hours Policy HRS1.</li> <li>3. The operation of any delivery services for alcohol meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1.</li> <li>4. The applicant having taken account of the Special Consideration Zone 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 shop in Clause C.</li> </ol> <p>B. Applications for a shop inside the West End Cumulative Impact Zone will be considered on their own merits and 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 meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1.</li> <li>4. The applicant having 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 shop in Clause C.</li> </ol> <p>C. For the purposes of this policy:</p> <ol style="list-style-type: none"> <li>1. A shop is defined as a stall, vehicle, vessel, temporary structure, building or part of a stall, vehicle, vessel, temporary structure or building where the primary activity is the sale of goods or services to customers upon payment.</li> <li>2. The licensable activities for the sale of alcohol for consumption on the premises, regulated entertainment and/or late night refreshment must be ancillary to the primary use of the premises as a shop.</li> <li>3. The licensable activity of the sale of alcohol for consumption off the premises must be an ancillary function to the primary use of the premises unless that primary use is to sell alcohol for consumption off the premises, e.g. a traditional off licence.</li> </ol>
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#### **4. Equality Implications**

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

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

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, 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>	Existing premises licence and 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>	Jessica Donovan Senior Licensing Officer
<b>Contact:</b>	Telephone: 020 7641 6500 Email: Jdonovan@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	01 October 2021
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
<b>4</b>	Environmental Health Service	29 December 2021
<b>5</b>	Interested party 1	06 December 2021
<b>6</b>	Interested party 2	29 December 2021
<b>7</b>	Interested party 3	29 December 2021
<b>8</b>	Interested party 4	29 December 2021
<b>9</b>	Interested party 5	29 December 2021
<b>10</b>	Interested party 6	29 December 2021
<b>11</b>	Interested party 7	19 December 2021
<b>12</b>	Interested party 8	05 December 2021
<b>13</b>	Interested party 9	29 December 2021
<b>14</b>	Interested party 10	29 December 2021







**Applicant Supporting Documents**

**Appendix 2**

There are no supporting documents from the applicant.



City of Westminster  
64 Victoria Street, London,  
SW1E 6QP

Schedule 12  
Part A

WARD: St James's  
UPRN: 010033622704

Premises licence

Regulation 33, 34

Premises licence  
number:

16/07810/LIPT

Original Reference:

14/00212/LIPN

**Part 1 – Premises details**

**Postal address of premises:**

My Local - Strutton 123  
41 - 45 Strutton Ground  
London  
SW1P 2HY

**Telephone Number:** Not supplied

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

**Sale by Retail of Alcohol**

Monday to Saturday: 08:00 to 22:00

Sunday: 10:00 to 22:00

**The opening hours of the premises:**

Monday to Sunday: 07:00 to 23:00

**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption off the Premises.

## Part 2

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

Licensed Solutions Limited  
2 Wyevale Business Park  
Kings Acre  
Hereford  
HR4 7BS

**Registered number of holder, for example company number, charity number (where applicable)**

04364075

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:**

**Name:** Mr Daniel Thompson

*Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.*

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Licence Number:** KE PE 1517

**Licensing Authority:** Canterbury City Council

**Date:** 1<sup>st</sup> September 2016

This licence has been authorised by Miss Heidi Lawrance on behalf of the Director - Public Protection and Licensing.

## Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -
    - (a) a holographic mark, or
    - (b) an ultraviolet feature.
5.
  - (i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
  - (ii) For the purposes of the condition set out in paragraph 5(i) above -
    - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
    - (b) "permitted price" is the price found by applying the formula -

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

Where -

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

- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 5.
- (iii). Where the permitted price given by Paragraph 5(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
  - (iv).
    - (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
    - (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 – Conditions consistent with the operating Schedule**

None

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

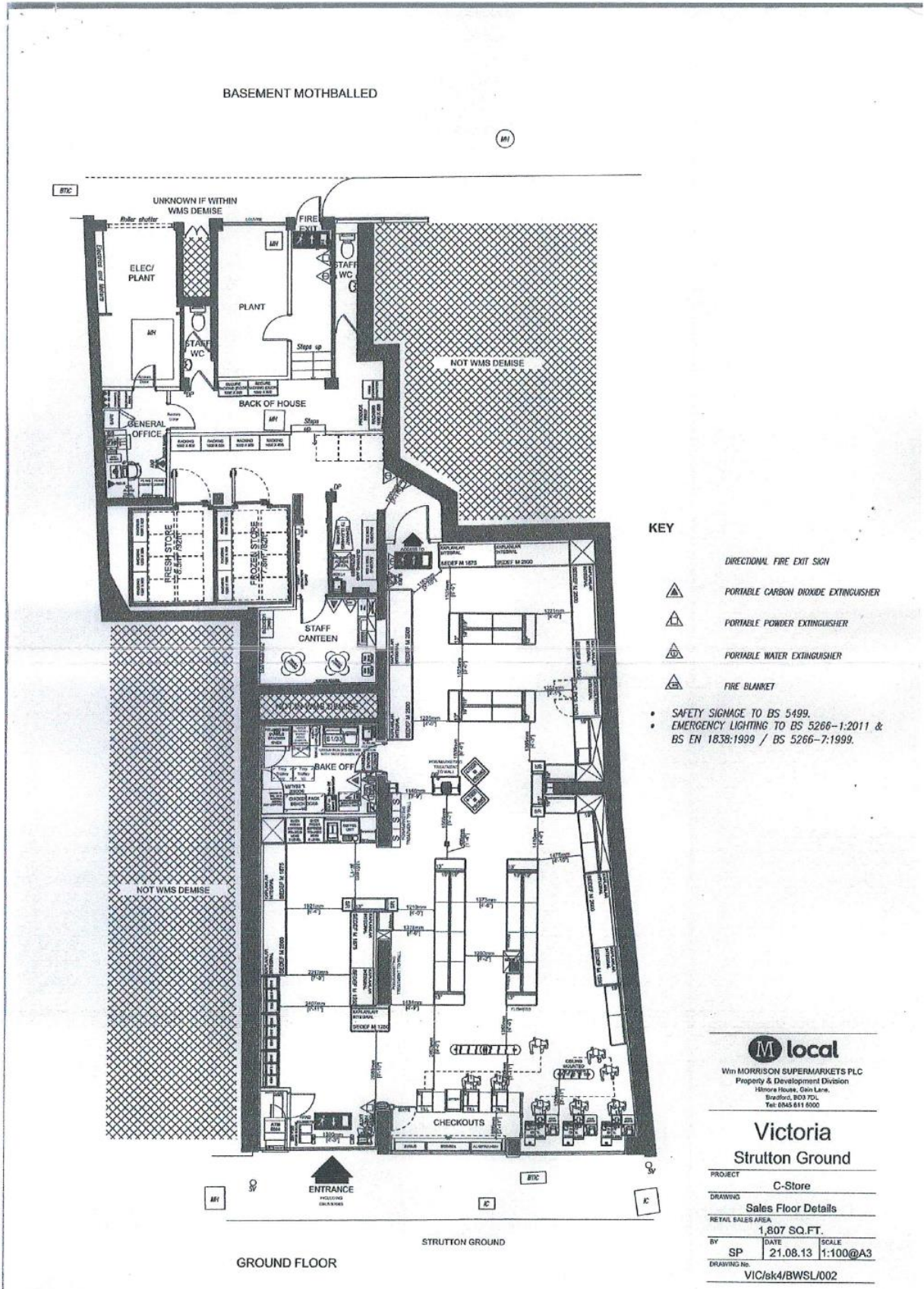
6. Notices shall be displayed at the exit requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
7. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
8. No more than 11.5 % of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
9. There shall be no self service of spirits on the premises except for spirit mixtures below 5.5% Alcohol by Volume.
10. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grilles/screens or secured behind locked cabinet doors so as to prevent access to the alcohol by both customers and staff.
11. A challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
12. All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
13. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the ID of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
14. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
15. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
16. No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23.00 hours and 07.00 hours.
17. 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.
18. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
19. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. 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.

20. 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 and lagers supplied in glass bottles.
21. No single cans of beer or cider shall be sold at the premises.
22. 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.
23. Any faults in the CCTV system or searching equipment or scanning equipment will be reported by the premises licence holder as soon as reasonably practicable to the company which carries out maintenance repairs for the premises licence holder.
24. Deliveries to the premises shall take place Monday to Friday from 07:00 to 22:00 hours and Saturday and Sunday from 08:00 to 20:00 hours.
25. The name and telephone number of the duty manager will be prominently displayed in the front window of the shop and will be communicated to every household in the street.

Annex 4 – Plans





City of Westminster  
64 Victoria Street, London,  
SW1E 6QP

Schedule 12  
Part B

Premises licence  
summary

WARD: St James's  
UPRN: 010033622704

Regulation 33, 34

Premises licence  
number:

16/07810/LIPT

Part 1 – Premises details

Postal address of premises:

My Local - Strutton 123  
41 - 45 Strutton Ground  
London  
SW1P 2HY

Telephone Number: Not supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Sale by Retail of Alcohol

The times the licence authorises the carrying out of licensable activities:

Sale by Retail of Alcohol

Monday to Saturday:	08:00 to 22:00
Sunday:	10:00 to 22:00

The opening hours of the premises:

Monday to Sunday:	07:00 to 23:00
-------------------	----------------

Where the licence authorises supplies of alcohol, whether these are on and/or off  
supplies:

Alcohol is supplied for consumption off the Premises.

**Name and (registered) address of holder of premises licence:**

Licensed Solutions Limited  
2 Wyevale Business Park  
Kings Acre  
Hereford  
HR4 7BS

**Registered number of holder, for example company number, charity number (where applicable)**

04364075

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Name:** Mr Daniel Thompson

**State whether access to the premises by children is restricted or prohibited:**

Restricted.

**Date:** 1<sup>st</sup> September 2016

**This licence has been authorised by Miss Heidi Lawrance on behalf of the Director - Public Protection and Licensing.**

### Licence and appeal history

Application	Details of Application	Date Determined	Decision
13/07854/LIPN	New premises licence  <b>Retail sale of alcohol (Off sales):</b> Monday to Saturday 08:00 to 22:00 Sunday 10:00 to 22:00	05.12.2013	Granted by Licensing Sub-Committee  <b>Surrendered 17.06.2014</b>
14/00212/LIPN	New premises licence  <b>Retail sale of alcohol (Off sales):</b> Monday to Saturday 08:00 to 22:00 Sunday 10:00 to 22:00	20.03.2014	Granted by Licensing Sub-Committee
14/02595/LIPDPS	Application to Vary the Designated Premises Supervisor	13.05.2014	Granted under Delegated Authority
14/09333/LIPDPS	Application to Vary the Designated Premises Supervisor	10.11.2014	Granted under Delegated Authority
14/10529/LIPDPS	Application to Vary the Designated Premises Supervisor	14.01.2015	Granted under Delegated Authority
15/05679/LIPVM	Minor Variation:  To vary the premises layout	31.07.2015	Granted under Delegated Authority
15/09401/LIPT	Transfer application - MLCG Ltd (My Local Convenience Group Limited)	05.11.2015	Granted under Delegated Authority
16/07810/LIPT	Transfer application - Licensed Solutions Limited	01.09.2016	Granted under Delegated Authority

There is no Temporary Event Notice or appeal history.

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

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

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

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

**Mandatory Conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
    - (a) a holographic mark, or
    - (b) an ultraviolet feature.
- 5(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 5(ii) For the purposes of the condition set out in paragraph 5(i) above -
  - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act

1979;

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

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

Where -

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

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

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

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

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

5(iii). Where the permitted price given by Paragraph 5(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

5(iv). (1) Sub-paragraph 5(iv)(2) below applies where the permitted price given by Paragraph 5(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

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

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

## Conditions consistent with the operating schedule

7. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team.
  - (a) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
  - (b) The CCTV system shall continually record whilst the premises is open for licensable activities
  - (c) All recordings shall be stored for a minimum period of 31 days with date and time stamping.
  - (d) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
8. 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.
9. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
10. All checkouts in the shop area, shall automatically prompt staff to ask for age verification identification in line with the Tesco Challenge 25 policy when presented with an alcohol sale.
11. 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 or craft beers and ciders supplied in glass bottles and cans.
12. No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises save for premium or craft products.
13. No miniature bottles of spirits of 20 cl or below shall be sold from the premises save for when sold as part of a gift pack.
14. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible on entering the premises, where alcohol is on public display, and at the point of sale.
15. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram or any other approved by the Home Office.
16. All staff engaged or to be engaged in the sale of alcohol on the premises shall receive training in age restricted sales which shall include induction training completed and documented prior to such staff member selling alcohol and then shall include refresher training so that they receive such training at least twice per year. All such training records shall be available for inspection by a police officer on reasonable request.



17. A digital record of incidents occurring at the premises shall be kept at the premises by the management team and made available on request to an authorised officer of the City Council or the Police. It should be completed within 24 hours of the incident and will record the following:
  - (a) all crimes reported to the venue;
  - (b) any serious incidents of disorder occurring within the premises
  - (c) any thefts or attempted thefts from the premises;
  - (d) any serious issues in relation to the sale of alcohol within the premises;
  - (e) any faults in the CCTV system; or
  - (f) any visit by a relevant authority or emergency service.
18. The premises licence holder shall employ a SIA registered security guard in accordance with the business risk assessment.
19. The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as a retail supermarket.
20. The Store Manager will engage with local resident associations should the need arise.
21. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
22. Prominent, clear and legible notices must be displayed at all exits requesting staff and couriers to respect the needs of local residents and to leave the premises and the area quietly.
23. 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.
24. 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

**Conditions proposed by the Environmental Health**

None



Resident count: 546

**Licensed premises within 75 Metres of 41 - 45 Strutton Ground, London, SW1P 2HY**

<b>Licence Number</b>	<b>Trading Name</b>	<b>Address</b>	<b>Premises Type</b>	<b>Time Period</b>
20/06729/LIPDPS	China Centre FEI ER	37 Strutton Ground London SW1P 2HY	Restaurant	Monday; 17:00 - 23:00   Monday; 12:00 - 15:00   Tuesday; 12:00 - 15:00   Tuesday; 17:00 - 23:00   Wednesday; 17:00 - 23:00   Wednesday; 12:00 - 15:00   Thursday; 17:00 - 23:00   Thursday; 12:00 - 15:00   Friday; 17:00 - 23:00   Friday; 12:00 - 15:00   Saturday; 12:00 - 15:00   Sunday; 12:00 - 15:00   Sunday; 17:00 - 22:30
16/07810/LIPT	My Local - Strutton 123	41 - 45 Strutton Ground London SW1P 2HY	Shop (large)	Monday to Sunday; 07:00 - 23:00
16/11463/LIPDPS	(coffee Shop / Restaurant)	58 Great Peter Street London SW1P 2HD	Restaurant	Monday to Saturday; 07:00 - 21:00
18/12577/LIPN	Not Recorded	51 Strutton Ground London SW1P 2HY	Not Recorded	Monday; 10:00 - 22:00   Tuesday; 10:00 - 22:00   Wednesday; 10:00 - 22:00   Thursday; 10:00 - 22:00   Friday; 10:00 - 22:00   Saturday; 10:00 - 22:00   Sunday; 10:00 - 22:00
06/04690/WCCMAP	Victoria News	28 Strutton Ground London	Shop	Sunday; 10:00 - 22:30   Monday to

		SW1P 2HR		Saturday; 08:00 - 23:00
17/07990/LIPV	Express Coffee Company	Basement And Ground Floor 40 Strutton Ground London SW1P 2HR	Cafe	Sunday; 07:00 - 18:00   Monday to Saturday; 07:00 - 22:00
06/09018/WCCMAP	Demes Newsagents	1 Greycoat Place London SW1P 1SB	Shop	Sunday; 07:00 - 17:00   Monday to Saturday; 06:00 - 20:00
09/09686/LIPCH	Pizzetta	2 Greycoat Place London SW1P 1SB	Shop	Sunday; 10:00 - 22:30   Monday to Saturday; 08:00 - 23:00
20/11882/LIPN	Anoush Lebanese Grill	2 Greycoat Place London SW1P 1SB	Takeaway food outlet	Sunday; 09:00 - 00:30   Monday to Thursday; 10:00 - 23:30   Friday to Saturday; 10:00 - 00:00   Sundays before Bank Holidays; 12:00 - 00:00
06/08970/WCCMAP	Costcutter Express	23 Strutton Ground London SW1P 2HY	Shop	Sunday; 10:00 - 22:30   Monday to Saturday; 08:00 - 23:00
19/09670/LIPN	Not Recorded	4 Greycoat Place London SW1P 1WU	Not Recorded	Sunday; 07:30 - 23:30   Monday to Saturday; 07:30 - 00:30
15/10996/LIPDPS	Ichiriki Sushi House	Basement 17 Strutton Ground London SW1P 2HY	Shop	Sunday; 12:00 - 00:00   Monday to Saturday; 10:00 - 00:30



City of Westminster

## Licensing Sub-Committee Report

Item No:

Date:

Licensing Ref No:

Title of Report:

Report of:

Wards involved:

Policy context:

Financial summary:

Report Author:

Contact details

10 March 2022

21/11130/LIPV - Premises Licence Variation

Flight Club -Unit 8 Nova  
Victoria Street  
London  
SW1E 5DJ

Director of Public Protection and Licensing

Vincent Square

City of Westminster Statement of Licensing Policy

None

Kevin Jackaman  
Senior Licensing Officer

Telephone: 0207 641 6500  
Email: [kjackaman@westminster.gov.uk](mailto:kjackaman@westminster.gov.uk)

<b>1.</b>	<b>Application</b>		
<b>1-A</b>	<b>Applicant and premises</b>		
<b>Application Type:</b>	Variation of a Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	11 October 2021		
<b>Applicant:</b>	Flight Club Darts Limited		
<b>Premises:</b>	Flight Club		
<b>Premises address:</b>	Unit 8 Nova Victoria Street London SW1E 5DJ	<b>Ward:</b>	Vincent Square
		<b>Cumulative Impact Area:</b>	None
		<b>Special Consideration Zone:</b>	Victoria
<b>Premises description:</b>	The premises are a darts themed multi purpose venue		
<b>Variation description:</b>	<p>To vary the current premises licence as follows:</p> <ul style="list-style-type: none"> <li>• Sunday to Tuesday to add an additional 30 minutes drinking up time after the current cessation of alcohol sales of 11pm Sunday and midnight Monday and Tuesday.</li> <li>• Extension of licensable activities on Wednesday to Saturday and Sunday preceding Bank Holiday Monday to 1am the following morning with 30 minutes drinking up time thereafter (current permission until midnight).</li> <li>• To add conditions to the operating schedule of the premises licence in order to further promote the licensing objectives.</li> </ul>		
<b>Premises licence history:</b>	<p>The premises have had the benefit of a premises licence since July 2010. The current premises licence (licence number 20/00972/LIPT) is attached as appendix 1 of this report.</p> <p>A full licence history for the premises appears at appendix 3.</p>		
<b>Applicant submissions:</b>	Applicant submissions appear at appendix 2		
<b>Applicant amendments:</b>	None		

<b>1-B</b>	<b>Current and proposed licensable activities, areas and hours</b>					
<b>Regulated Entertainment</b>						
<b>Recorded music</b>						
	<b>Current Hours</b>		<b>Proposed Hours</b>		<b>Licensable Area</b>	
	<b>Start:</b>	<b>End:</b>	<b>Start:</b>	<b>End:</b>	<b>Current:</b>	<b>Proposed:</b>
<b>Monday</b>	07:00	00:00	No change		Ground floor and external area	No change
<b>Tuesday</b>	07:00	00:00				
<b>Wednesday</b>	07:00	00:00	07:00	01:00		
<b>Thursday</b>	07:00	00:00	07:00	01:00		
<b>Friday</b>	07:00	00:00	07:00	01:00		
<b>Saturday</b>	07:00	00:00	07:00	01:00		
<b>Sunday</b>	07:00	23:00	No change			
<b>Seasonal Variations/ Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	Sundays immediately prior to a Bank Holiday 07:00 to 00:00				Sunday preceding Bank Holiday Monday to 01:00 the following morning	

<b>Late night refreshment</b>						
<b>Indoors, outdoors or both</b>			<b>Current :</b>		<b>Proposed:</b>	
			Both		No change	
	<b>Current Hours</b>		<b>Proposed Hours</b>		<b>Licensable Area</b>	
	<b>Start:</b>	<b>End:</b>	<b>Start:</b>	<b>End:</b>	<b>Current:</b>	<b>Proposed:</b>
<b>Monday</b>	23:00	00:00	No change		Ground floor and external area	No change
<b>Tuesday</b>	23:00	00:00				
<b>Wednesday</b>	23:00	00:00	23:00	01:00		
<b>Thursday</b>	23:00	00:00	23:00	01:00		
<b>Friday</b>	23:00	00:00	23:00	01:00		
<b>Saturday</b>	23:00	00:00	23:00	01:00		
<b>Sunday</b>	N/A		23:00	00:00		
<b>Seasonal variations/ Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	Sundays immediately prior to a Bank Holiday 07:00 to 00:00				Sunday preceding Bank Holiday Monday to 01:00 the following morning	

Sale by Retail of Alcohol						
On or off sales			Current :			Proposed:
			Both on and off			No change
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:00	00:00	No change		Ground floor and external area	No change
Tuesday	07:00	00:00				
Wednesday	07:00	00:00	07:00	01:00		
Thursday	07:00	00:00	07:00	01:00		
Friday	07:00	00:00	07:00	01:00		
Saturday	07:00	00:00	07:00	01:00		
Sunday	07:00	23:00	No change			
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	Sundays immediately prior to a Bank Holiday 07:00 to 00:00				Sunday preceding Bank Holiday Monday to 01:00 the following morning	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	07:00	00:00	00:00	00:30	Ground floor and external area	No change
Tuesday	07:00	00:00	07:00	00:30		
Wednesday	07:00	00:00	07:00	01:30		
Thursday	07:00	00:00	07:00	01:30		
Friday	07:00	00:00	07:00	01:30		
Saturday	07:00	00:00	07:00	01:30		
Sunday	07:00	23:00	07:00	23:30		
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	None				Sunday preceding Bank Holiday Monday to 01:00 the following morning	

1-C	Layout alteration
No change of layout is proposed	



1-D		Conditions being varied
<b>Condition 9</b>		<b>Proposed variation</b>
<p>The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All Entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of records shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period</p>		<p>(a) The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team.</p> <p>(b) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.</p> <p>(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.</p> <p>(d) All recordings shall be stored for a minimum period of 31 days with date and time stamping.</p> <p>(e) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period</p>

1-E		Conditions being added
<ul style="list-style-type: none"> <li>• A dispersal policy will be drawn up and implemented at the premises to ensure that as far as practicable customers leaving the premises do so quickly and quietly. The dispersal policy will be made available to police and licensing officers on request.</li> <li>• No new entry will be permitted to the premises from midnight on any day.</li> <li>• Door supervisors will be provided at the premises on a risk assessed basis. The risk assessment will be in written form and made available to the Metropolitan Police and licensing officers on request.</li> <li>• No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises.</li> <li>• After 21.00 hours there shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.</li> <li>• When operating licensable activities up till 01.00 hours a minimum of at least one SIA licensed door supervisor shall be on duty at the premises after 21.00 hours and additional security shall be provided on a risk-assessed basis.</li> <li>• Staff will receive training in terrorism awareness and procedures adopted by the premises licence holder in the event of a terrorist attack at or in the immediate vicinity of the premises. Such training will be recorded and updated in line with best practice and a copy of the training will be made available to the Metropolitan Police on request.</li> </ul>		
<b>Adult entertainment:</b>	<b>Current position:</b>	<b>Proposed position:</b>
	None	No change

<b>2.</b>	<b>Representations</b>
<b>2-A</b>	<b>Responsible Authorities</b>
<b>Responsible Authority:</b>	Metropolitan Police Service ( <b>withdrawn</b> )
<b>Representative:</b>	Adam Deweltz
<b>Received:</b>	2 November 2021
<p>With reference to the above, I am writing to inform you that the Metropolitan Police, as a responsible authority, are making a representation against this application. It is our belief that if granted the application could undermine the Licensing Objectives in relation to The Prevention of Crime and Disorder. The hours sought are also beyond those of Westminster's core hours policy.</p> <p><b>Following agreement of additional conditions, the Metropolitan Police withdrew their representation on 9 November 2021. The conditions agreed appear in appendix 4 below.</b></p>	
<b>Responsible Authority:</b>	Environmental Health
<b>Representative:</b>	Ian Watson
<b>Received:</b>	8 November 2021
<p>I refer to the application for a New Premises Licence.</p> <p><b>The premises are located within the Victoria Special Consideration Zone as stated in the City of Westminster's Statement of Licensing Policy.</b></p> <p>This representation is based on the plans and operating schedule submitted.</p> <p>The applicant is seeking the following</p> <ol style="list-style-type: none"> <li>1. To extend all licensable activities on Wednesday to Saturday to 01.00 hours. Extend licensable activities on a Sunday prior to a Bank Holiday Monday to 01.00 hours.</li> <li>2. To add conditions to the licence regarding last entry times, personal licence holder, dispersal policy, door supervisors etc...</li> </ol> <p>I wish to make the following representation</p> <ol style="list-style-type: none"> <li>1. The additional hours requested for licensable activities will have the likely effect of causing an increase in Public Nuisance within the Victoria Special Consideration Zone.</li> <li>2. No representation.</li> </ol> <p>The applicant has provided additional information with the application which is being addressed.</p> <p>Should you wish to discuss the matter further please do not hesitate to contact me.</p>	

<b>2-B Other Persons</b>	
<b>Name:</b>	[REDACTED]
<b>Address and/or Residents Association:</b>	[REDACTED] [REDACTED] [REDACTED]
<b>Received:</b>	2 November 2021

I wish to object to the above application which, as you will know, is seeking to vary the premises' licence as follows:

- Sunday to Tuesday - to add an additional 30 minutes' drinking-up time after the current cessation of alcohol sales of 11.00pm Sunday, and midnight Monday and Tuesday.
- Extension of licensable activities on Wednesday to Saturday and Sunday preceding Bank Holiday Monday to 1.00am the following morning, with 30 minutes' drinking-up time thereafter. Current permission is until midnight.
- 

Flight Club, Unit 8 Nova, SW1E 5DJ is located on Landsec's Nova development. There are 16 other hospitality businesses located on the development, including many restaurants, several coffee bars, a pub and a gym. There is also a residential building and two completed office buildings on the development, with another commercial building under construction. These buildings are all in close proximity to the applicant's premises, with the residential building located approximately 75-80 yards from the entrance to and exit from Flight Club's premises.

Piers Warne, a solicitor with TLT LLP, who submitted the above application on behalf of Flight Club, stated on page 20 of the application in point 3 of 'Flight Club Victoria: response to HRS 1 B and reasons for SPZ' that:

"We do not believe that there is residential property within proximity of the premises that would be adversely affected by the application."

Mr Warne's statement is incorrect and untrue. The Nova Building, 75-87 Buckingham Palace Road, SW1 is situated approximately 75-80 yards from the applicant's premises. It is a residential building with 170 apartments and there are currently in the order of 300 people living in it. The occupants are mostly of working-age and many have children. Almost every evening of the week those 300 individuals endure considerable noise nuisance as a direct consequence of the activities of Flight Club's customers.

Flight Club, Victoria can accommodate up to 780 people. On almost every night of the week lengthy public disturbances are occasioned by several hundred people exiting Flight Club's premises when it closes, who then congregate outside those premises. Many of them are clearly intoxicated. Significant numbers of the individuals who linger in the vicinity of the entrance to/exit from Flight Club's premises engage in a range of anti-social activities, including shouting, football-style chanting, screaming and shrieking, urinating in public and, on occasions, there has been fighting between rival groups. This public nuisance generally continues for between 30 and 60 minutes after Flight Club's customers have left its premises, and takes place less than a hundred yards from the residential Nova Building at a time when most of the occupants of that building are in bed.

The anti-social activities of these large, noisy groups are such that many of the 300 or so residents of the Nova Building are woken up, and are then kept awake by the continuing noise nuisance for anything up to an hour after Flight Club has closed. The noise nuisance only abates when Flight Club's customers eventually disperse, generally making their way noisily towards Victoria Station and its transport links.

Practically every night of the week, Flight Club's customers commit public nuisance, petty crime and disorder and inflict harm on the many children and adults who reside in the Nova Building. No other hospitality business on the Nova development has large numbers of customers who

routinely engage in a wide variety of anti-social behaviours which impact adversely on the children and adults who live in the residential Nova Building. In short, Flight Club, Victoria is a blight on an otherwise well managed development.

There is mention in the application of another nearby hospitality business, called 'Market Halls', that has capacity for 840 customers and which closes at 01.30am every day of the week. However, there is a major and critical difference between the location of Flight Club's and Market Halls' premises. When Flight Club's customers leave Flight Club's premises many of them congregate and carouse for up to an hour close to a residential building. However, when Market Hall's customers exit its premises they do so straight into the bus terminus in front of Victoria Station, where they board night buses, tubes and trains. There is no residential building there, and Market Halls' customers do not linger for long periods, inflicting sustained public and noise nuisance on the occupants of a residential building, as Flight Club's customers do. Accordingly, any comparison with Market Halls is specious and inappropriate.

Please do not extend the licensable hours of Flight Club by 1 hour on 4 nights of the week, or grant Flight Club an additional 30 minutes 'drinking-up time' on 7 nights of the week, as it will make the present situation far worse. Any extension at all of Flight Club's opening hours would be grossly unfair to the residents of the Nova Building, will adversely impact their lives and will cause them considerable distress.

<b>3.</b>	<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</li> </ol>

	<p>bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the operation.</p> <p>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.</p> <p>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.</p> <p>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.</p> <p>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 are expected to be covered by Temporary Event Notices or variation applications.</p>
<p><b>Policy COMB1(A) applies</b></p>	<p>A. Applications outside the West End Cumulative Impact Zone for premises that propose to operate as a 'combined use premises' will be considered on their merits and 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 for the relevant use 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 Zone policy SCZ1 if the premises are located within a designated zone.</li> </ol> <p>C. When considering what weight is to be given to the relevant uses and policies the Licensing Authority will take into account:</p> <ol style="list-style-type: none"> <li>1. Whether it will undermine the licensing objectives.</li> <li>2. The current and proposed use of the premises.</li> <li>3. When those uses will take place.</li> <li>4. What the primary use of the premises is or the uses that will take place in different parts of that premises.</li> <li>5. Whether there would normally be a presumption to refuse an application for that use if it was operating as that premises type and not a combined use premises.</li> <li>6. Whether the hours sought for the all or parts of the premises are within or outside the Core Hours.</li> </ol> <p>D. The Licensing Authority will take into account, when considering the application, the relevant considerations from each of the appropriate premises uses policies within this statement E. For the purpose of this policy a Combined Use Premises means premises which require a premises licence and where there is more than one premises use, and where the uses are not dependent on/ or part of the other uses i.e. are not ancillary to the other uses.</p>
<p><b>Policy SCZ1 applies</b></p>	<p>A. In addition to meeting the other policies within this statement, applications within a designated Special Consideration Zone should demonstrate that they have taken account of the issues particular to</p>

	<p>the Zone, in question as identified within the 2020 Cumulative Impact Assessment, and should set out any proposed mitigation measures in relation to those issues within their operating schedule.</p> <p>B. For the purpose of Clause A, the designated Special Consideration Zone for this application is:</p> <ul style="list-style-type: none"> <li>• Victoria.</li> </ul>
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#### 4. Equality Implications

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

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

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, 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 licence 18/15220/LIPDPS
<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	7 <sup>th</sup> January 2021
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
<b>4</b>	Metropolitan Police Service representation	2 November 2021 <b>(withdrawn 9 November 2021)</b>
<b>5</b>	Environmental Health representation	8 November 2021
<b>6</b>	Interested Party representation	2 November 2021



**Schedule 12  
Part A**

**WARD: Vincent Square  
UPRN: 010033549280**

**City of Westminster**  
64 Victoria Street, London, SW1E 6QP

**Premises licence**

Regulation 33, 34

<b>Premises licence number:</b>	18/15220/LIPDPS
<b>Original Reference:</b>	16/01770/LIPN

**Part 1 – Premises details**

**Postal address of premises:**

Flight Club -Unit 8 Nova  
Victoria Street  
London

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**Telephone Number:**

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Playing of Recorded Music  
Late Night Refreshment  
Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

**Playing of Recorded Music**

Monday to Saturday:	07:00 to 00:00
Sunday: for Sundays immediately prior to a bank holiday)	07:00 to 23:00 (extension until midnight)

**Late Night Refreshment**

Monday to Saturday:	23:00 to 00:00
Sundays before Bank Holidays:	23:00 to 00:00

**Sale by Retail of Alcohol**

Monday to Saturday:	07:00 to 00:00
Sunday: for Sundays immediately prior to a bank holiday)	07:00 to 23:00 (extension until midnight)

**The opening hours of the premises:**

Monday to Saturday:	07:00 to 00:00
Sunday:	07:00 to 23:00



**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption both on and off the Premises.

**Part 2**

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

Flight Club Darts Limited  
22 Great James Street  
London  
WC1N 3ES

**Registered number of holder, for example company number, charity number (where applicable)**

08824987

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:**

**Name:** Emil Matijevic

*Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.*

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Licence Number:** 17ILIC325PERS  
**Licensing Authority:** London Borough Of Ealing

**Date:** 28 September 2021

This licence has been authorised by Kevin Jackaman on behalf of the Director - Public Protection and Licensing.

## Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
    - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
    - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -
  - (a) a holographic mark, or
  - (b) an ultraviolet feature.

7. The responsible person must ensure that –

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
  - (i) beer or cider: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

**Annex 2 – Conditions consistent with the operating Schedule**

None

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

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All Entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of records shall be made available immediately upon the request of Police or authorised officer throughout the preceding 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. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
12. Waiter and Waitress service shall be available in all parts of the licensed premises.
13. In relation to the first floor terrace area no licensable activities shall be provided and no consumption of alcohol shall be allowed after 11pm.
14. All sales of alcohol for consumption off the premises shall be in sealed containers only, save for alcohol served by a waiter or waitress to customers who are seated at tables within the designated external seating area(s) shown on the attached plan edged and cross-hatched in green.
15. All outside tables and chairs within the dedicated ground floor outside seating area shall be rendered unusable by 23:00 hours each day.
16. Patrons permitted to temporarily leave and then re-enter the premises and any dedicated outside ground floor seating area, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
17. An incident log shall be kept at the premises, and made available on requires to an authorised officer of the City Council or the Police, which will record the following:
  - a) all crimes reported to the venue
  - b) all ejections of patrons
  - c) any complaints received concerning crime and disorder
  - d) any incidents of disorder
  - e) all seizures of drugs or offensive weapons
  - f) any faults in the CCTV system or searching equipment or scanning equipment.
  - g) any refusal of the sale of alcohol; and
  - h) any visit by a relevant authority or emergency service
18. Notices shall be displayed at the exit of the premises requesting customers leaving the premises to respect the needs of local residents and business and leave the area quietly.
19. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable form of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS hologram.
20. Other than where deliveries take place in accordance with the NOVA development delivery arrangements allowing delivery to the dedicated basement delivery area, no

deliveries to the premises shall take place between 23:00 and 08:00 on the following day.

21. Other than where refuse is disposed of and collected in accordance with the NOVA refuse collection arrangements allowing collections from the dedicated basement area, all waste shall be properly present and placed out for collection no earlier than 30 minutes before the scheduled collection times.
22. 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.
23. All windows and external doors shall be kept closed before 08:00 and after 23:00 hours, except for the immediate access and egress of persons.
24. Between 07:00 and 10:00 hours the sale of alcohol for consumption on the premises or in the designated external seating area(s) shall be limited to pre-booked private functions or to consumption of alcohol that is ancillary to food.
25. Between 07:00 and 08:00 the sale of alcohol for consumption off the premises shall be limited to alcohol served to customers who are seated at tables within the designated external seating area(s) shown on the attached plan.
26. There shall be a minimum of 8 oches available at anytime when the premises is open to the public. Oche means the darts playing area , which consists of a designated area for the use of darts, which includes a dartboard, throw line and clearance area .
27. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 780 persons.







**City of Westminster**  
64 Victoria Street, London, SW1E 6QP

Schedule 12  
Part B

WARD: Vincent Square  
UPRN: 010033549280

Premises licence  
summary

Regulation 33, 34

Premises licence number:

18/15220/LIPDPS

**Part 1 – Premises details**

**Postal address of premises:**

Flight Club -Unit 8 Nova  
Victoria Street  
London

**Telephone Number:**

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Playing of Recorded Music  
Late Night Refreshment  
Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

**Playing of Recorded Music**

Monday to Saturday: 07:00 to 00:00  
Sunday: 07:00 to 23:00 (extension until midnight  
for Sundays immediately prior to a bank holiday)

**Late Night Refreshment**

Monday to Saturday: 23:00 to 00:00  
Sundays before Bank Holidays: 23:00 to 00:00

**Sale by Retail of Alcohol**

Monday to Saturday: 07:00 to 00:00  
Sunday: 07:00 to 23:00 (extension until midnight  
for Sundays immediately prior to a bank holiday)

**The opening hours of the premises:**

Monday to Saturday: 07:00 to 00:00  
Sunday: 07:00 to 23:00

**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption both on and off the Premises.

**Name and (registered) address of holder of premises licence:**

Flight Club Darts Limited  
22 Great James Street  
London  
WC1N 3ES

**Registered number of holder, for example company number, charity number (where applicable)**

08824987

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Name:** Emil Matijevic

**State whether access to the premises by children is restricted or prohibited:**

Restricted

**Date:** 28 September 2021

This licence has been authorised by Kevin Jackaman on behalf of the Director - Public Protection and Licensing.



**BEFORE THE CITY OF WESTMINSTER'S**  
**LICENSING SUB-COMMITTEE**

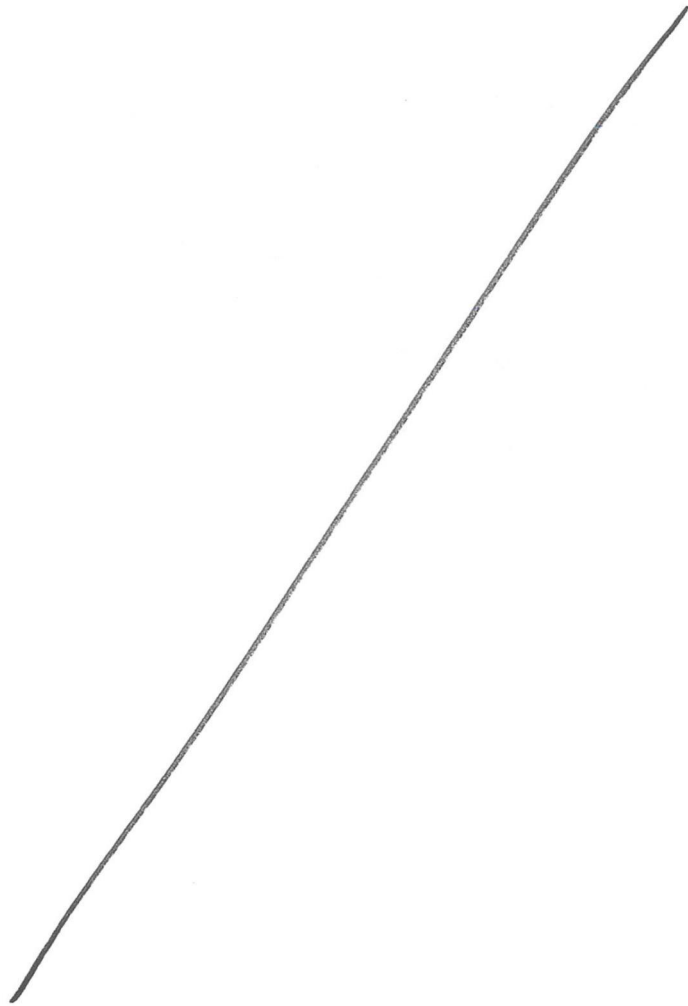
**FLIGHT CLUB**

Unit 8 Nova, Victoria Street, London, SW1E 5DJ

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**VARIATION OF PREMISES LICENCE:**  
**APPLICANT'S BUNDLE**

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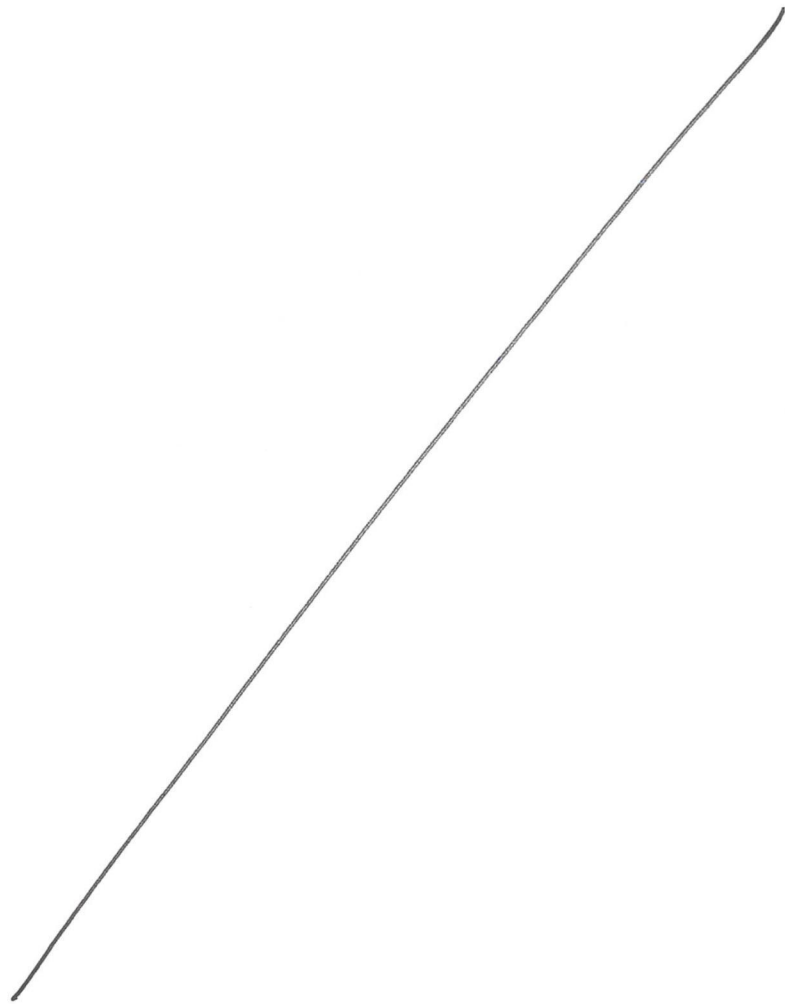
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**BEFORE THE CITY OF WESTMINSTER'S**

**LICENSING SUB-COMMITTEE**

**“FLIGHT CLUB”**

Unit 8 Nova, Victoria Street, London, SW1E 5DJ

**SUMMARY OF APPLICANT'S SUBMISSIONS**

*For Hearing: 10 February 2022*

**Introduction**

1. Flight Club Victoria (“FC”) is an extraordinary venue. Situated in the Nova complex in Sir Simon Milton Square it is a short walk away from Victoria Station. At the heart of FC is “social darts” driven by state of the art technology. There are 18 “oches” (darts playing areas) with motion-tracking cameras that mark the position of each thrown dart. Players’ scores are displayed on screens around each oche. The same screens guide players through various multi-player gaming experiences. Since opening in 2018, over 37 million darts have been thrown by customers at FC’s Victoria site.
2. These submissions are supported by the Applicant’s Bundle of materials. This includes a Presentation Pack together with a witness statement from Mr Emil Matijevic, the General Manager at Flight Club Victoria and its Designated Premises Supervisor. These documents explain how the Victoria site operates and provide details of the award-winning company and responsible individuals behind Flight Club’s now global business.
3. A full set proposed conditions is within the Applicant’s Bundle. (Please note that the Agenda report and Appendix 4, as first published, do not accurately record all the conditions offered by the applicant in its application or otherwise agreed with the responsible authorities).



4. There are currently four Flight Club venues operating in London (Shoreditch, Bloomsbury, Islington and Victoria). Venues have also opened in Birmingham, Manchester, Leeds, Bristol, and Cheltenham. All these venues operate successfully and without issues. None have been subject to licence reviews or enforcement action. Some are located within challenging cumulative impact areas. (Last week a new 01:30hrs licence<sup>1</sup> was granted enabling a new FC venue to open in Cardiff City Centre's cumulative impact zone). Although it all began in London in 2015, FC has more recently opened sites in the US and Australia.
5. In 2019 FC was awarded "Best All in One Venue" in London at the Design My Night Awards and the "Best Emerging Concept" award at the Retailers' Retailer Awards 2019. In 2020, FC was listed at number 91 in the Financial Times' "1000 list" of Europe's fastest growing companies. This young company is a London-born success story.
6. Over 85% of FC's customers pre-book their oches before attending the venue. Groups of friends, co-workers and families are drawn to FC because it provides a high level of social entertainment in a safe and hospitable environment. Some 45% of its customers are female and most of the playing groups consist of both men and women. FC's customers tend to be people aged in their twenties and thirties although the venue also appeals to people in their forties, fifties and over. Customers are well looked after by a high staff to customer ratio (the Victoria venue employs 88 people).
7. Because most of its customers pre-book oches according to time-slots, usually of 90 minutes duration, the venue has a high-level of control over when customers arrive and depart. This means there is a controlled, gradual and orderly arrival and dispersal of customers throughout the day, evening and night. There is no mass exodus at closing time.
8. Although substantial food, soft and alcoholic drinks are part of the offering at FC (with menus in the presentation pack) they are not the main draw for its customers. It is all about darts as a social activity. As London moves out of the pandemic, "social gaming" venues like FC are likely to be at the forefront of the hospitality industry's recovery from the

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<sup>1</sup> 01:30hrs closing hour on Thursday to Saturday and 00:30hrs on Sunday to Wednesday.

devastating economic impact of the past two years. In short, people have missed spending time and having fun with people they like and care about. Settings like FC provide the perfect environment to catch-up on what they have missed over much of the past two years.

9. FC's premises licence already contains a condition ensuring that the venue can only operate as a social darts venue and not, later on, transform into something else of greater impact on the area (see condition 26 of Annex 3 requiring at least 8 oches to be available at any time the premises is open<sup>2</sup>). Therefore, this sub-committee can be confident that if they grant this licence variation they will only be extending the licence of a Flight Club venue and no other type of venue will be able to take advantage of the later hours in the future.

### **Reasons for this application**

10. As indicated in the Agenda report, this application seeks to vary the current premises licence by:
  - a. On Sunday to Tuesday, adding a 30 minute wind-down period to the terminal closing hour (so the terminal hour for licensable activities remains at midnight but the premises closes at 00:30hrs).
  - b. On Wednesday to Saturday (and Sundays preceding a Bank Holiday) to extend licensable activities by an hour (from midnight to 1am) with the same 30 minute wind-down period before closing.
  - c. Adding conditions to the licence to mitigate against any potential impact of these extended hours on residents or the locality.
11. The reason for this application is to enable FC to meet its customers' expectations. Put simply, FC's customers expect to be able to socialise for a bit longer than FC's Victoria licence currently permits them to do. Many are left disappointed at an early end to their

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<sup>2</sup> Agenda Papers at page 82

evening's entertainment. FC believes that it is better for its customers to be able to finish their night in FC and then go home than have to leave artificially early and, for some, simply go on to another licensed venue to end their night. Some other customers may wish to attend FC a little later and still have sufficient time at the oche to make it worth their while.

12. However, the extension is not designed to permit new customers to come to FC from other venues at the end of their night just to have a drink. To this end, a last entry condition has been proposed prohibiting new entries to FC after midnight.
13. The hours now applied for, if granted, will bring FC's Victoria licence more in line with the terminal hours of FC's other venues in London and other major city centres. FC's other venues, in the main, have terminal hours on their licences of 01:30hrs to 02:30hrs, including those venues within cumulative impact areas.
14. An extension of hours will, of course, also serve FC's legitimate commercial interests. As this sub-committee will fully appreciate, since Westminster City Council has taken a lead in supporting its hospitality sector during the pandemic and over the recovery period, venues need to recoup the huge losses incurred during the three lockdowns to be viable. The extended hours now applied for will be a significant help to FC.

#### **Responsible Authorities: police and environmental health**

15. Given its special type of offering, FC does not attract the level of attention or concern from the responsible authorities that one would expect to see, for example, with a large central London vertical-drinking bar.
16. FC opened their Victoria site in 2018. Since then, there have been no incidents of violence or disorder at the premises. The police have, of course, been consulted in regard to this licence application. Once further conditions were agreed relating to CCTV provision and staff training on terrorism awareness and welfare and vulnerability engagement, the police withdrew their objection to the grant of this application. There are clearly no crime and disorder concerns arising out of this application from a police perspective.

17. Similarly, Mr Ian Watson of the Environmental Health team has recently confirmed that there are no recorded noise or nuisance complaints in relation to FC and no adverse enforcement visits.<sup>3</sup> Mr Watson's representation appears to be policy-based only.
18. Prior to this application being made Mr Watson was formally consulted by the applicant's solicitors. He made constructive proposals on additional conditions that FC could offer to mitigate against any potential adverse impacts of extended hours (the pre-application consultation response letter from September 2021 is in the Applicant's Bundle). All of Mr Watson's proposals have been adopted and now form part of the proposed conditions in this application.
19. In terms of recorded crime, disorder and nuisance incidents, a zero-count is a remarkable record for a venue of the size and location of FC operating since 2018.

#### Expert witness reports

20. The likely impact of the extension of the terminal hours on the licensing objectives and the Victoria SCZ has been addressed in detail by two distinguished experts acting independently of each other.
21. Each has carried out a number of unannounced and covert night-time observations at FC, on both midweek and weekend nights, as recently as 29 January 2022.
22. Mr Andrew Bamber is a former Borough Commander and Chief Superintendent in the Metropolitan Police who then served for 10 years as an Assistant Director for Safer Communities in two London Boroughs. Mr Adrian Studd is a former Chief Inspector in the Metropolitan Police who served in the MPS's Clubs and Vice Unit, was in charge of licensing for the London Olympic Games 2012 and was the ACPO licensing lead both in London and Nationally.

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<sup>3</sup> In an email to TLT solicitors dated 3.2.22

23. The reports of Mr Bamber and Mr Studd are both in the Applicant's Bundle. Importantly, for the purposes of this application, both experts found:

- a. FC's customers are well-behaved both inside the premises and outside. There was no evidence of drunkenness or customers focusing on the consumption of alcohol (consistent with the fact that darts is a skills-based game involving sharp projectiles).
- b. The overwhelming number of customers in FC are there to play darts with friends and to eat rather than to simply have a drink. Music is played at a low-level that allows for conversation. The premises is not drink-led.
- c. Staff and management are very visible in the premises.
- d. The style of operation naturally leads to a staggered and controlled dispersal from FC. There is no mass exodus at closing time. This is consistent with the staggered start and end times of customers' oche-hire which are controlled by the venue's bookings team.
- e. FC has recently introduced "exceptionally effective" dispersal practices at night that include putting up a temporary physical barrier to the right of the exit which channels customers to Victoria Street and so away from residential apartments in the Nova complex. Dispersal is supervised by SIA door supervisors deployed outside FC. Dispersing customers complied with the directions given to them by the door supervisors without apparent disagreement.
- f. FC's customers are not observed lingering in the area after departing the venue.
- g. The type of anti-social behaviour/singing and shouting described in the single residential representation to this application was not witnessed by

either expert during any of their unannounced and covert evening and night time visits. Neither expert recognised the behaviour described by the resident when they carried out their independent observations of FC's customers dispersing.

- h. There are a number of licensed premises with late hours licences (some with large outside areas) that are closer to residential properties than FC. These include Greenwood Sports Bar, which screens live football and rugby events.
- i. Introducing a 30-minute wind-down period is beneficial to the licensing objectives as it assists a gradual and orderly dispersal.
- j. The extension of hours applied for, if granted, is unlikely to undermine the licensing objectives or contribute to public nuisance in the Victoria SCZ given the additional conditions being proposed and measures already taken by FC.

#### **The single resident's representation and condition/measures in response**

- 24. Only one resident has made a representation in response to this application. This representation came as a surprise to FC. No prior complaints had been made to FC or to the Council about any issues relating to dispersing customers disturbing residents. FC have endeavoured to contact the residential representor in order to engage with him. Regrettably, they have had no response to date.
- 25. Nevertheless, FC have taken this representation seriously and have already acted on its contents. Shortly after receiving a copy of this representation, in early December 2021, FC introduced a new dispersal regime. Physical barriers are now set up at night, supervised by SIA door supervisors, which serve to direct departing customers away from residential apartments and towards Victoria Station instead. This is reflected in the new dispersal policy. FC's lawyers also instructed Mr Bamber and Mr Studd to independently inspect the new dispersal regime during unannounced visits to verify it was working in practice.

26. Additionally, the robust suite of conditions and measures now proposed by FC are all designed to ensure that any extension of the terminal hours on FC's premises licence does not adversely impact on residents. Indeed, these new measures are more likely to improve matters. These conditions also address the sensitivities associated with any licence application within the Victoria Special Consideration Zone ("SCZ").
27. The resident who has made a representation indicates that he lives approximately "75-80 yards" away from FC in the Nova Building. No other resident (among the 170 apartments in this building) has made a similar representation or complaint. The "resident count" in Appendix 5 of the Agenda Papers (at page 95) is given as "Nil". This is consistent with the representor living some distance away from FC.
28. Prior to December 2021 it may well be that a number of FC's customers dispersed towards the residential building in which he lives. However, the type of unacceptable behaviour described by the resident is not consistent with the behaviour of FC's customers observed by the two independent experts Mr Bamber and Mr Studd on any of their covert visits to FC (either before or after the date of the resident's representation). Nor does it match the experience of FC's staff and management.
29. When the resident describes "hundreds of people" exiting FC and congregating when it closes that is inconsistent with how the premises operates. The resident describes individuals lingering and hearing "football-style chanting". Once again that is not the experience of FC's staff or the expert witnesses. There are around 16 other licensed premises in the vicinity (Appendix 5 of the Agenda Papers misses out several). Many of these are closer to the residential apartment block than FC. These other licensed premises include the large (500 or so capacity) Greenwood Sports Bar in the Nova complex which screens live football matches among other sporting events. Greenwood are licensed to midnight with some nights extended to 01:30hrs (its premises licence is within the Applicant's Bundle). Whilst FC cannot be definitive about this, it may well be that football-chanting individuals are more likely to have attended a sports bar showing live football than customers departing from a social darts venue. Similarly, Market Halls at 191 Victoria Street is permitted to operate until 01:30hrs all week.

30. In addition to the new dispersal measures that have already been introduced, these additional conditions have been proposed by the applicant to further mitigate any potential impact of an extension of hours:
- a. A dispersal policy will be drawn up and implemented at the premises to ensure that as far as practicable customers leaving the premises do so quickly and quietly. The dispersal policy will be made available to police and licensing officers on request. (A copy of the dispersal policy is in the Applicant's Bundle which also addresses the transport options at night).
  - b. No new entry will be permitted to the premises from midnight on any day.
  - c. Door supervisors will be provided at the premises on a risk assessed basis. The risk assessment will be in written form and made available to the Metropolitan Police and licensing officers on request.
  - d. No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises.
  - e. After 21.00 hours there shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
  - f. When the premises is trading after midnight a minimum of at least one SIA licensed door supervisor shall be on duty at the premises after 21.00 hours and additional security shall be provided on a risk-assessed basis.<sup>4</sup> (This is a bare minimum, in practice there are more door supervisors employed at FC and at least one will be deployed as a street marshal to patrol the vicinity as and when required).

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<sup>4</sup> This condition is slightly re-worded from the original version.



### Temporary Event Notices until 1am

31. The impact of the additional hours, if granted, are not a matter of conjecture. FC has been granted a number of temporary event notices to 1am covering 12 nights in November and December 2021 as well as two nights in January 2021 (only the January TENS are listed in Appendix 3 of the Agenda Papers due to an error in the report). Neither the police nor Environmental Health team objected to any of them. FC are not aware of any issues or complaints arising out of any of these extended nights.

### Policy issues & Conclusion

32. The Victoria Special Consideration Zone Policy (SCZ1) requires applicants to demonstrate that they have taken account of the issues particular to the Zone and should set out any proposed mitigating measures. The applicant has complied with this policy by adopting all the conditions suggested by the responsible authorities both as part of the pre-application process and during the post-application consultation period. The robust suite of additional conditions, the dispersal policy and other dispersal measures already implemented at FC demonstrate that the applicant has had appropriate regard to the SCZ and proposed adequate measures that mitigate against potential issues arising in the future.
33. The applicant welcomes and agrees with the Council's statement in Policy SCZ1 (at §D39) that:

*“The Licensing Authority is supportive of the hospitality and entertainment sectors’ need to recover from the impact of COVID-19. However, it needs to balance the needs of businesses, the residents who live and operate in the local area and its duty under the Licensing Act 2003.”*

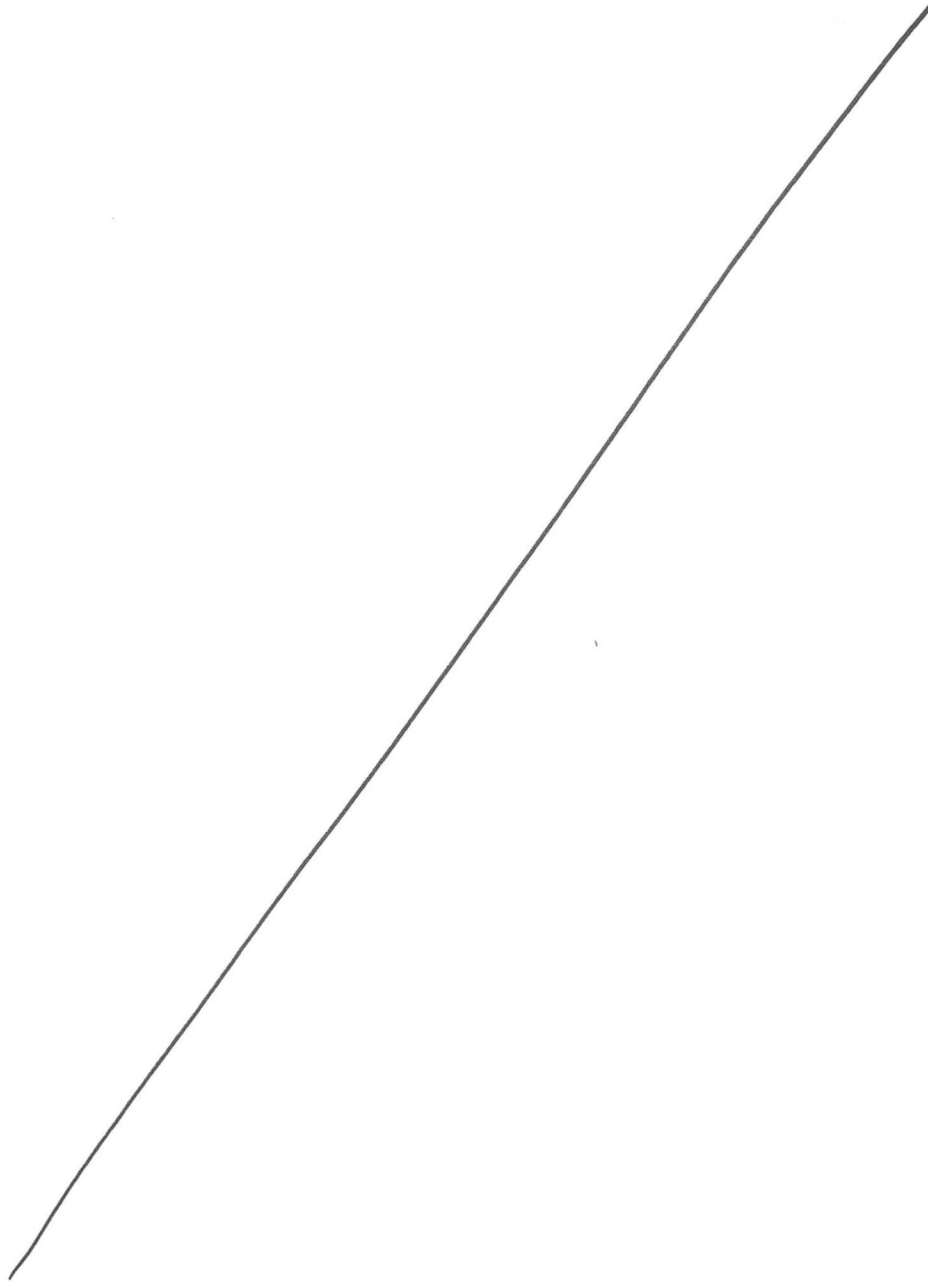
34. The applicant submits that the increased hours taken together with the additional conditions and measures strikes the right balance.

35. A variation application, outside a stress area, that goes beyond the core hours set out in HRS1 will be considered on its merits. Given the additional conditions proposed by the applicant and the evidence of the two expert witnesses demonstrating that the new dispersal regime is working in practice and is preventing public nuisance issues arising, the applicant suggests that a grant of hours beyond core hours is justified in this case.
  
36. For these reasons, the Sub-Committee is respectfully requested to grant this variation application.

**GARY GRANT**  
Barrister

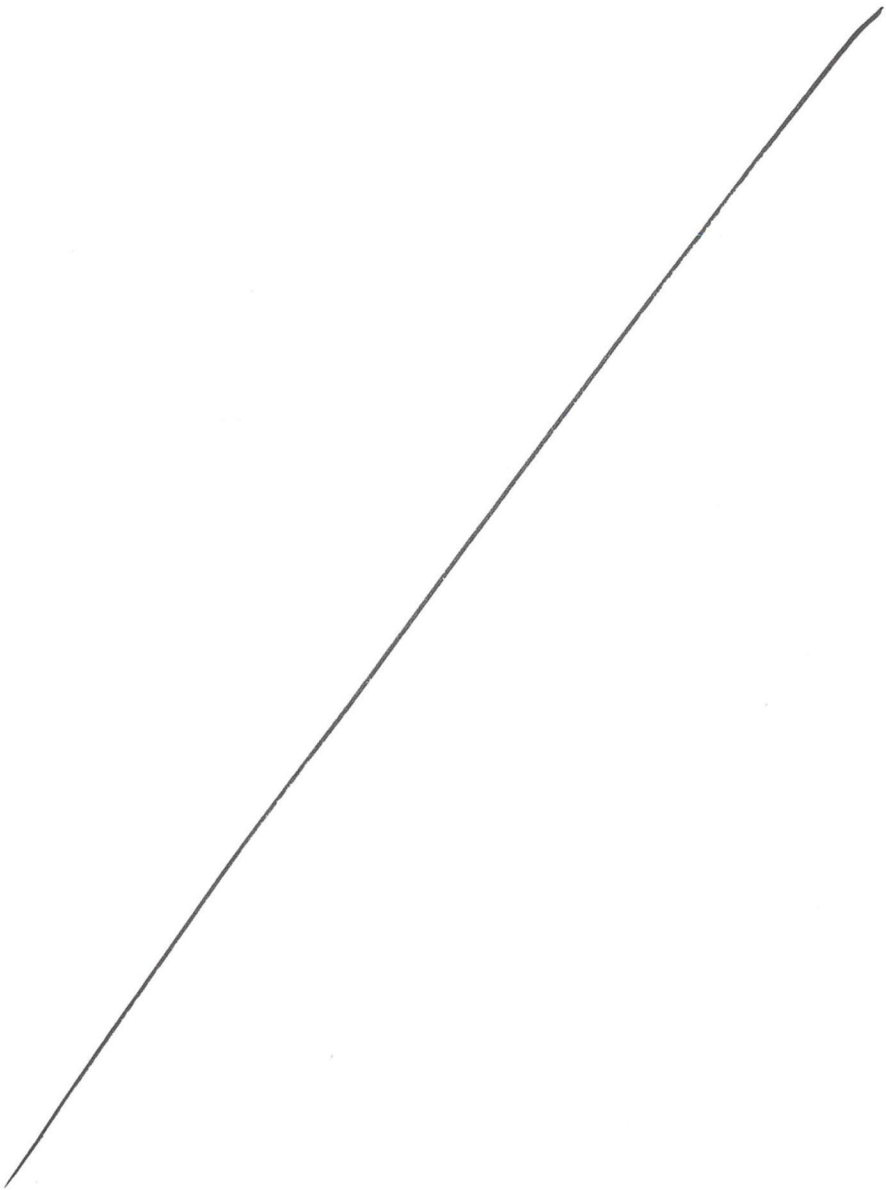
Francis Taylor Building  
Inner Temple  
[www.ftbchambers.co.uk](http://www.ftbchambers.co.uk)

4 February 2022



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## Appendix 1: Consolidated Conditions



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## **Flight Club Victoria: Premises licence conditions as existing, amended and proposed:**

### **Existing conditions**

#### **Annex 3 – Conditions attached after a hearing by the licensing authority (as numbered in the premises licence)**

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All Entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of records shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period. **[To be amended- see 28 below]**

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. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.

12. Waiter and Waitress service shall be available in all parts of the licensed premises.

13. In relation to the first floor terrace area no licensable activities shall be provided and no consumption of alcohol shall be allowed after 11pm.

14. All sales of alcohol for consumption off the premises shall be in sealed containers only, save for alcohol served by a waiter or waitress to customers who are seated at tables within the designated external seating area(s) shown on the attached plan edged and cross-hatched in green.

15. All outside tables and chairs within the dedicated ground floor outside seating area shall be rendered unusable by 23:00 hours each day.

16. Patrons permitted to temporarily leave and then re-enter the premises and any dedicated outside ground floor seating area, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.

17. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:

- a) all crimes reported to the venue
- b) all ejections of patrons
- c) any complaints received concerning crime and disorder
- d) any incidents of disorder
- e) all seizures of drugs or offensive weapons
- f) any faults in the CCTV system or searching equipment or scanning equipment.
- g) any refusal of the sale of alcohol; and
- h) any visit by a relevant authority or emergency service

18. Notices shall be displayed at the exit of the premises requesting customers leaving the premises to respect the needs of local residents and business and leave the area quietly.

19. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable form of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS hologram.

20. Other than where deliveries take place in accordance with the NOVA development delivery arrangements allowing delivery to the dedicated basement delivery area, no deliveries to the premises shall take place between 23:00 and 08:00 on the following day.

21. Other than where refuse is disposed of and collected in accordance with the NOVA refusal collection arrangements allowing collections from the dedicated basement area, all waste shall be properly present and placed out for collection no earlier than 30 minutes before the scheduled collection times.

22. 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.

23. All windows and external doors shall be kept closed before 08:00 and after 23:00 hours, except for the immediate access and egress of persons.

24. Between 07:00 and 10:00 hours the sale of alcohol for consumption on the premises or in the designated external seating area(s) shall be limited to pre-booked private functions or to consumption of alcohol that is ancillary to food.

25. Between 07:00 and 08:00 the sale of alcohol for consumption off the premises shall be limited to alcohol served to customers who are seated at tables within the designated external seating area(s) shown on the attached plan.

26. There shall be a minimum of 8 oches available at anytime when the premises is open to the public. Oche means the darts playing area , which consists of a designated area for the use of darts, which includes a dartboard, throw line and clearance area .

27. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 780 persons.

### **To replace condition 9 of Annex 3**

28. MC01 (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.

### **Offered as part of the variation application**

29. A dispersal policy will be drawn up and implemented at the premises to ensure that as far as practicable customers leaving the premises do so quickly and quietly. The dispersal policy will be made available to police and licensing officers on request.

30. No new entry will be permitted to the premises from midnight on any day.

31. Door supervisors will be provided at the premises on a risk assessed basis. The risk assessment will be in written form and made available to the Metropolitan Police and licensing officers on request.

32. No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises.

33. After 21.00 hours there shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.

34. When operating licensable activities up till 01.00 hours a minimum of at least one SIA licensed door supervisor shall be on duty at the premises after 21.00 hours and additional security shall be provided on a risk-assessed basis. **IT IS PROPOSED THAT THIS CONDITION IS AMENDED IN ORDER TO CLARIFY THE MEANING TO READ:**

*34. When the premises is trading after midnight a minimum of at least one SIA licensed door supervisor shall be on duty at the premises after 21.00 hours and additional security shall be provided on a risk-assessed basis*

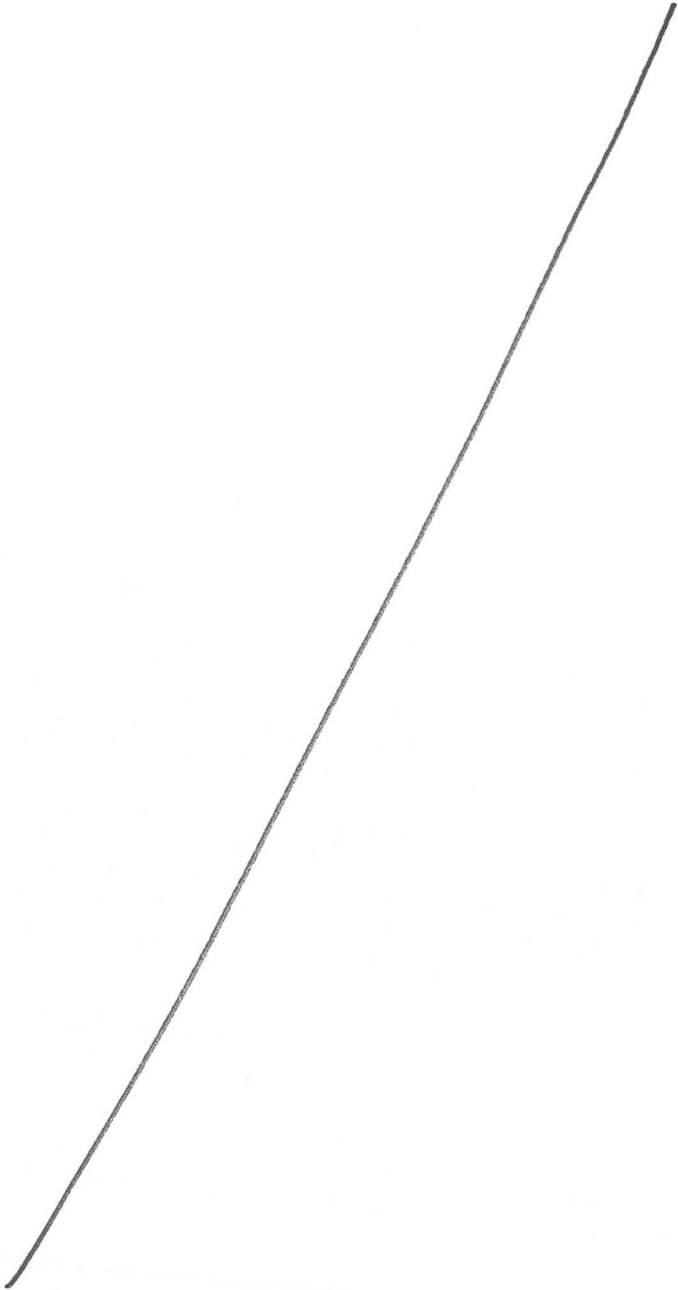
35. Staff will receive training in terrorism awareness and procedures adopted by the premises licence holder in the event of a terrorist attack at or in the immediate vicinity of the premises. Such training will be recorded and updated in line with best practice and a copy of the training will be made available to the Metropolitan Police on request.

**Agreed with Met Police as part of licence application**

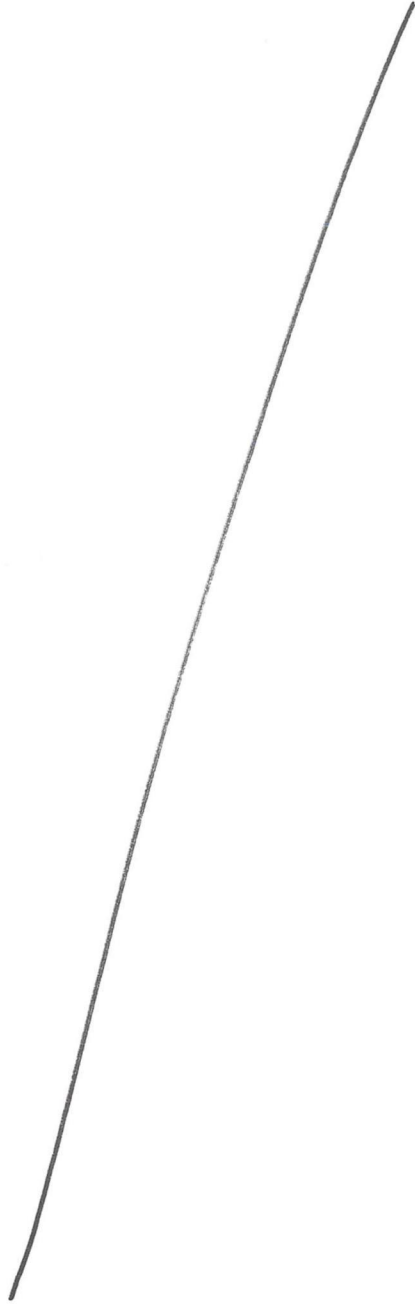
36. All staff at the premises shall receive Welfare And Vulnerability Engagement (WAVE) training, which shall be refreshed annually. You will be aware of the recent high number of reports in relation to drink spiking and suspects using needles to administer a substance to incapacitate the victim. Safety of customers is a top priority and this condition will assist the venue in ensuring customers are looked after properly should they become highly intoxicated through drink or drugs.

37. Staff will receive training in terrorism awareness and procedures adopted by the premises licence holder in the event of a terrorist attack at or in the immediate vicinity of the premises. Such training will be recorded and updated in line with best practice and a copy of the training will be made available to the Metropolitan Police on request. The premises licence holder shall ensure that the management team register and successfully complete the nationally recognised counter terrorism training product referred to as ACT eLearning package or can demonstrate that the ACT eLearning product has been successfully completed within the preceding 12 months.





## Appendix 2: Flight Club 'Presenter'





# FLIGHT CLUB

Red Engine

THE TEAM BEHIND

**ELECTRIC  
SHUFFLE**

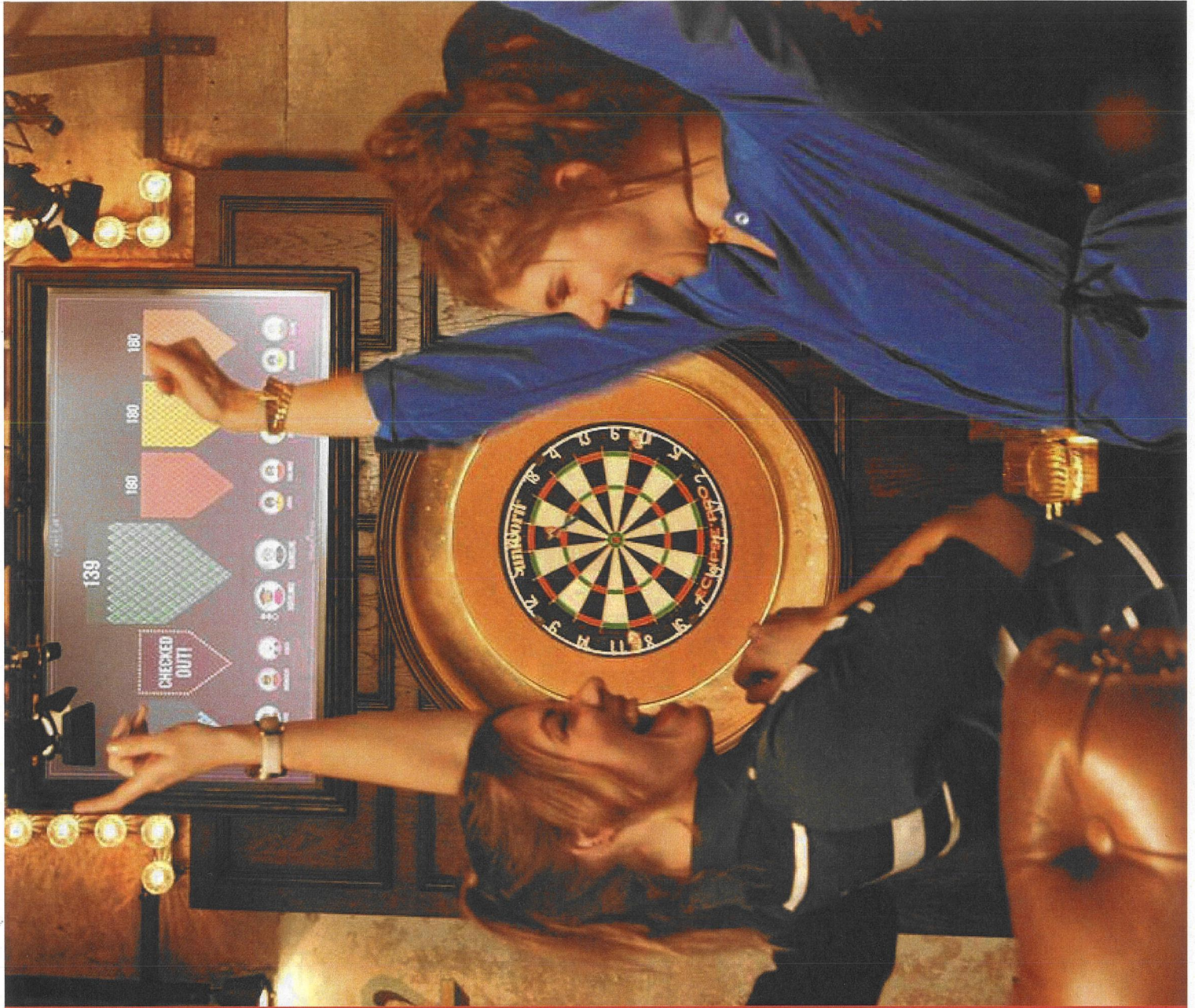


## FLIGHT CLUB

Flight Club is the multi-award-winning birthplace of Social Darts, bringing unexpected, ridiculous, joy to customers in breath-taking venues.

## WHO VISITS

Whether it's friends catching up, a work social, a teambuilding day out with a difference, a full venue takeover for a product launch, or simply toasting Tuesday, Flight Club is the perfect social setting for groups from 6-600.





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## THE STORY

Flight Club was founded by friends who saw an opportunity to deliver an experience that hadn't been seen anywhere else. Steve Moore and Paul Barham co-founded Flight Club in October 2015 with the launch of the first venue in London's Shoreditch. The team then opened the second venue in London's Bloomsbury in Spring 2017 and have subsequently added venues in Manchester, London's Victoria, Birmingham, and a smaller format in Islington. Their first international site in Chicago USA opened in May 2018 and their second in Boston USA opened in December 2019. The team have also been working on a second concept; Electric Shuffle which opened in Canary Wharf in November 2019.

## AWARD-WINNING EXPERIENCE

More than 130 million darts have been thrown by nearly 1.5m people. Flight Club has won a host of awards and most recently also been awarded Best All In One Venue in London in the DesignMyNight Awards 2019 and Retailers' Retailer Awards Best Emerging concept 2019. With a turnover of £22m in 2019, the success of Flight Club is set to continue.



## SOCIAL DARTS

Social Darts is darts, but revolutionised. By that we mean we've taken the traditional game, and developed a unique multi-player, technology driven experience, which allows guests of any ability to have an incredible time playing one of our ingeniously adapted games such as Shanghai, Demolition, Killer, Quackshot, or Snakes and Ladders.

# HOW WE DO IT

To the uninitiated, Flight Club offers a super-charged social gaming experience like no other, with multi-player games set in private and semi-private playing areas, housed in a breath-taking bar, serving delicious food and amazing bespoke cocktails.

Every part of Flight Club has been developed with our guests in mind and we look after them from start to finish.







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# IT STARTED IN SHOREDITCH

Our doors opened in Finsbury Square in October 2015, kick-starting the area's social scene.



## BLOOMSBURY

Flight Club Bloomsbury turned on its dazzling lights in April 2017, offering a split-level social adventure in Central London.



# CHICAGO

Our first international site; Flight Club Chicago joined Wacker Drive in May 2018.



# MANCHESTER

Reinvigorating King Street with a dazzling central bar, Flight Club Manchester opened in October 2018.



## VICTORIA

Our fairground in the sky; Flight Club Victoria, with 18 oches and a stunning feature bar, opened in November 2018.



# BIRMINGHAM

In the heart of Temple Street, Flight Club Birmingham joined the city in July 2019.



# ISLINGTON

The first of our smaller concepts; Flight Club Islington opened its doors on Upper Street in November 2019.



# BOSTON

In the centre of the Seaport District, Flight Club Boston joined the city  
in December 2019.





# FOOD AND DRINK

Our approach to food and drink is simple: great tasting and shareable. Whether it's our mouth-watering lunch menu, or our Flight Bite canapés, everything is carefully considered to leave a great taste and memory.



## MIX 'N' SHARE MINI PLATES

2-3 PLATES PER PERSON

Pan-roasted Padrón peppers with smoked rock salt <i>V VG GF</i>	£4.95	Teriyaki beef tacos with chilli and pickled slaw	£8.95
Nacho stack with tomato salsa, sour cream, guacamole and pickled chillies <i>V GF</i> <i>Add pulled pork for £2.00 GF</i>	£5.95	Marinated salmon ceviche tacos with red onion, fresh chilli and guacamole <i>GF</i>	£7.95
Hummus, corn tortillas and stone-baked flatbreads <i>V VG</i>	£6.95	Barbeque-marinated aubergine tacos with mango salsa <i>V VG</i>	£6.95
Fried mac and cheese croquettes with a tomato and basil dip <i>V</i>	£4.95	Vegetable gyoza with ponzu dipping sauce <i>V VG</i>	£5.95
Korean sesame pork bites with spring onion	£6.95	Coconut popcorn chicken with Scotch bonnet jam, sour cream and fried corn	£6.95
Grilled prawn skewers with mango salsa <i>GF</i>	£8.50	Salt & pepper squid with chilli and Asian dipping sauce	£7.95
Garlic and sea salt pizza bread with cheese <i>V</i>	£5.95	Scotch egg with mustard mayo	£4.95
Duo of beef sliders	£8.95	Kadai chicken skewers with mango chutney and beetroot salad <i>GF</i>	£8.50
Sausage roll with HP sauce	£4.95		

## SHARING PIZZA PADDLES

FOR TWO PEOPLE

Classic Margherita pizza <i>V</i>	£12.95	Chargrilled Mediterranean vegetable pizza with Buffalo Mozzarella <i>V</i>	£14.95
Marinated Portobello mushroom pizza with truffle oil <i>V</i>	£14.95	Coppa salami pizza with rocket and Parmesan	£15.95
Barbeque-marinated chicken breast pizza with fresh red onion	£15.95	Pork sausage pizza on a garlic cream base with braised leeks and smoked Mozzarella	£15.95
Roasted artichoke pizza with cherry tomatoes and black olives <i>V</i>	£14.95	Spicy 'Nduja sausage pizza with fresh chillies, red onion and Sriracha chilli sauce	£15.95
Chargrilled chicken breast and crispy bacon pizza with smoked Mozzarella and a creamy pesto base	£15.95	Fire-roasted bell pepper pizza with cherry tomatoes and vegan Mozzarella <i>V VG</i>	£14.95

*Gluten free bases and vegan cheese available*

## SHARING FRIES

FOR TWO PEOPLE

Tasty trio of fries – all three in one serving <i>V</i>	£6.95	Sweet potato fries <i>V GF</i>	£6.95
Straight fries <i>V GF VG</i>	£6.95	Curly fries <i>V</i>	£6.95

*All served with Bloody Mary sauce or chipotle mayo*

## LARGER PLATES

FOR INDIVIDUALS

Flat iron steak, served with grilled tomato, Béarnaise sauce and fries <i>GF</i>	£12.95	Beef burger with pickles, cheese, streaky bacon, Bloody Mary sauce and fries	£12.95
Mac and cheese – Cheddar, Gruyère and Parmesan sauce, baked in the oven with a cheesy breadcrumb topping <i>V</i>	£7.95	Spicy beef burger with Sriracha mayo, green chilli sauce, grilled onions and fries	£12.95
Buttermilk chicken burger with red onions, iceberg lettuce and Sriracha mayo and fries	£11.95	Potato, quinoa and black bean burger with vegan Mozzarella and green hummus – served in a beetroot bun with fries <i>V VG</i>	£11.50
Grilled chicken burger with smashed avocado, Caesar-dressed baby gem lettuce, tomato and fries	£12.50	Chargrilled Cajun chicken breast, served with house salad and fries <i>GF</i>	£10.95
Portobello mushroom burger with halloumi, spinach, chipotle mayo and fries <i>V</i>	£10.95		

*Skinny burger option – swap your bun and fries for a delicious side salad*

## LIGHTER PLATES

FOR INDIVIDUALS

Breaded fish finger wrap with chipotle mayo, sliced avocado, pickled slaw and fries	£9.95	Grilled flat iron steak open sandwich with Buffalo Mozzarella, mustard mayo and rocket	£9.95
Fire-roasted red pepper open sandwich with grilled courgette, hummus and a pesto dressing <i>V</i>	£8.95	Chargrilled chicken Caesar salad with Parmesan shavings, radish, croutons and Caesar dressing	£10.95
Grilled prawn and mango salad, with quinoa, mixed leaves, toasted cashews and spring onions with a sweet chilli & lime dressing <i>GF</i>	£11.50	Flight Club's vegan bowl – roasted squash, cauliflower, avocado, hummus, pickled slaw, pea shoots and organic sprouts with toasted pumpkin seeds <i>V VG GF</i>	£10.95
Smoked pulled pork bun with pickled slaw and barbeque sauce	£12.95		

## SHARING TREATS

FOR TWO PEOPLE

Chocolate brownie bites <i>V</i>	£6.50	Ice cream sandwich: malted-milk ice cream, with biscuit dipped in chocolate <i>V</i>	£6.50
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Menu items are subject to change without notice.

*V* Vegetarian *VG* Vegan *GF* Gluten Free

Whilst we take every reasonable precaution when catering for guests with allergies, food is prepared in a kitchen where allergens may be present, and so we cannot 100% guarantee no cross-contamination.

Chat to our team if you need more information on the ingredients used in our dishes or if you have any allergies and/or dietary requirements we should know about.

We endeavour to purchase only GM-free products but cannot guarantee this status.

A discretionary 12.5% service charge will be added to your bill.

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DRINKS MENU

### BAR SNACKS

WASABI PEAS <b>V VG GF</b>	£2.95
BBQ CORN KERNELS <b>V VG GF</b>	£2.95
ROASTED MIXED NUTS <b>V VG GF</b>	£2.95
NOCELLARA OLIVES With citrus-infused oil <b>V VG GF</b>	£3.50
SORRENTO MIXED OLIVES With garlic and chili <b>V VG GF</b>	£3.50
SCOTCH EGG With mustard mayo	£4.95
SAUSAGE ROLL With HP Sauce	£4.95
PAN-ROASTED PADRON PEPPERS With smoked rock salt <b>V VG GF</b>	£4.95
SALT & PEPPER SQUID With Asian dipping sauce	£7.95

Menu items subject to change without notice  
**V** Vegetarian **VG** Vegan **GF** Gluten Free  
 \*While we take every precaution to ensure the accuracy of our allergen information, we cannot guarantee the absence of allergens in our products.  
 \*Our top team if you need more information on the ingredients used in our dishes, if you have any allergies or other dietary requirements, please contact us.  
 We endeavour to purchase only GM-free products but cannot guarantee this status.  
 A discretionary 12.5% service charge will be added to our bill.

### ON TAP

MALTSMITHS IPA <i>Scotland 4.6%</i>	HEINEKEN <i>Holland 5.0%</i>
ORCHARD THIEVES CIDER <i>England 4.5%</i>	BIRRA MORETTI <i>Italy 4.6%</i>
BEAVERTOWN NECK OIL IPA <i>England 4.3%</i>	AMSTEL <i>Holland 4.1%</i>

### LAGERS

HEINEKEN <i>Holland</i>	5.0%	£4.80
SOL <i>Mexico</i>	4.5%	£4.80
12:51 LOOSE JUICE PILSNER <i>England</i>	4.3%	£4.85
PILSNER URQUELL <i>Czech Republic</i>	4.4%	£4.85

### ROSÉ WINE

	175ML GLASS	250ML GLASS	BOTTLE
2018 MONASTRELL ROSADO <i>Molina Loba, Yecla, Spain</i>	£5.50	£8.00	£23.00
2018 PINOT GRIGIO ROSATO <i>Ponte Pietra, Veneto, Italy</i>	£6.50	£9.00	£27.00
2018 CÔTES DE PROVENCE ROSÉ <i>Muscat, Provence, France</i>			£42.00

175ML MEASURES AVAILABLE ON REQUEST

### PROSECCO AND CHAMPAGNE

	125ML GLASS	BOTTLE
NV PROSECCO SPUMANTE EXTRA DRY <i>Prosecco, Co di Albe, Veneto, Italy</i>	£6.00	£29.95
NV ROSATO SPUMANTE <i>Prosecco, Co di Albe, Veneto, Italy</i>		£39.95
DEVAUX GRANDE RÉSERVE	£10.50	£55.00
DEVAUX CUVÉE ROSÉE		£70.00
CHARLES HEIDSIECK BRUT RÉSERVE		£80.00
DEVAUX 2006 D MILLÉSIMÉ		£105.00
LOUIS ROEDERER 2009 CRISTAL BRUT		£350.00

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### HOUSE COCKTAILS

FLIGHT CLUB CLASSICS	BUBBLES	FRESH & FRUITY	AFTER HOURS
<b>SWEET SUCCESS</b> Ciroc French Vanilla vodka, Koko Kanu rum, passion fruit, pineapple, lemon and grenadine £9.95	<b>LADY KILLER</b> Hibiscus-infused Ketel One vodka, strawberry liqueur, lemon, basil and strawberry, topped with Prosecco £10.75	<b>ROSE-ITO</b> Lanique Spirit of Rose, lime and mint £9.95	<b>MOTHER OF ALL MULES</b> Roe & Co whiskey, Mother Root Ginger Switchel and Beavertown Neck Oil £9.95
<b>A LITTLE BIT LYCHEE</b> Old Curiosity lavender & echinacea gin, lychee and lemon £10.00	<b>RASPBERRY ROSE</b> Lanique Spirit of Rose, raspberry, lemon and Champagne £10.95	<b>TANKARD TEN</b> Tanqueray 10 gin, peach and peach liqueur, lemon and cider £9.75	<b>ALL NIGHT NEGRONI</b> Tanqueray 10 gin, Bezzar White vermouth, Campari and lychee £9.95
<b>DANCING ON ICED TEA</b> Casamigos Blanco tequila, Ketel One vodka, Wray & Nephew rum, peach liqueur, lemon and blue tea £10.00	<b>SOCIAL DARTS SPRITZ</b> Lemongrass-infused Aperol, London Essence Peach & Jasmine soda and Prosecco £9.95	<b>MATILDA'S MARGARITA</b> Don Julio Blanco tequila, rhubarb & ginger liqueur, lime and agave £9.95	<b>EARLY MORNING MANHATTAN</b> Don Julio Anejo tequila and coffee-infused sweet vermouth £9.95
<b>BREAKFAST SOUR</b> Copper Dog whisky, lemon, marmalade and egg white £10.00	<b>PINK SPRITZ</b> Bezzar Rosé vermouth, strawberry liqueur and London Essence Rhubarb & Cardamom soda £9.95	<b>LIFE'S A PEACH</b> Bulleit Bourbon, peach liqueur, black tea and lemon £9.50	<b>TOFFEE APPLE OLD FASHIONED</b> Ron Zacapa 23 rum, caramel, bitters and cloudy apple £10.25
<b>SALTED CARAMEL ESPRESSO MARTINI</b> Vanilla-infused Ketel One vodka, coffee liqueur, Sandos coffee and salted caramel £9.95			

### SHARING TROPHY COCKTAILS

FOR FOUR PEOPLE TO SHARE  
 Served in Flight Club's show-stopping trophy cup, get ready to toast your champions!

**CHAMPIONS' CUP**  
 Appleton Estate 12 rum, Campari, Bezzar White vermouth, passion fruit, pineapple, lemon and Prosecco  
 £40.00

**TRIUMPHANT TROPHY**  
 Ketel One Citraen vodka, Chambard, raspberry, mint, lime, sugar syrup and Old Mout pineapple & raspberry cider  
 £40.00

### SIGNATURE SHOTS

**FRUITY PUNCH**  
 Ketel One Citraen vodka, pineapple, passion fruit and lemon  
 £4.75

**APPLE PIE**  
 Ciroc French Vanilla vodka, lemon, apple and gingerbread syrup  
 £4.75

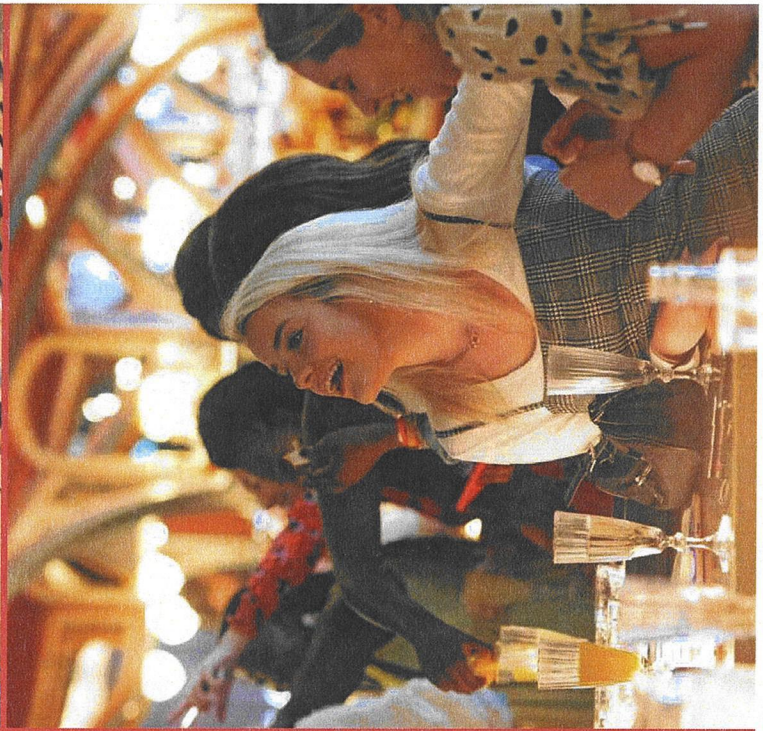
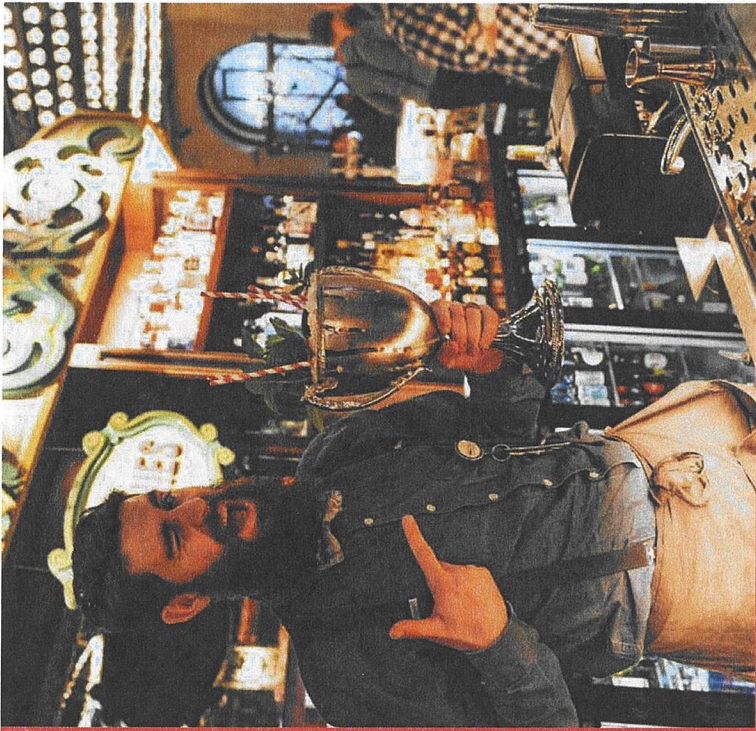
**FLIGHT CLUB'S**

**AMAZINGLY REFRESHING & DELIGHTFULLY DELICIOUS**

**COCKTAIL SLUSHIES**

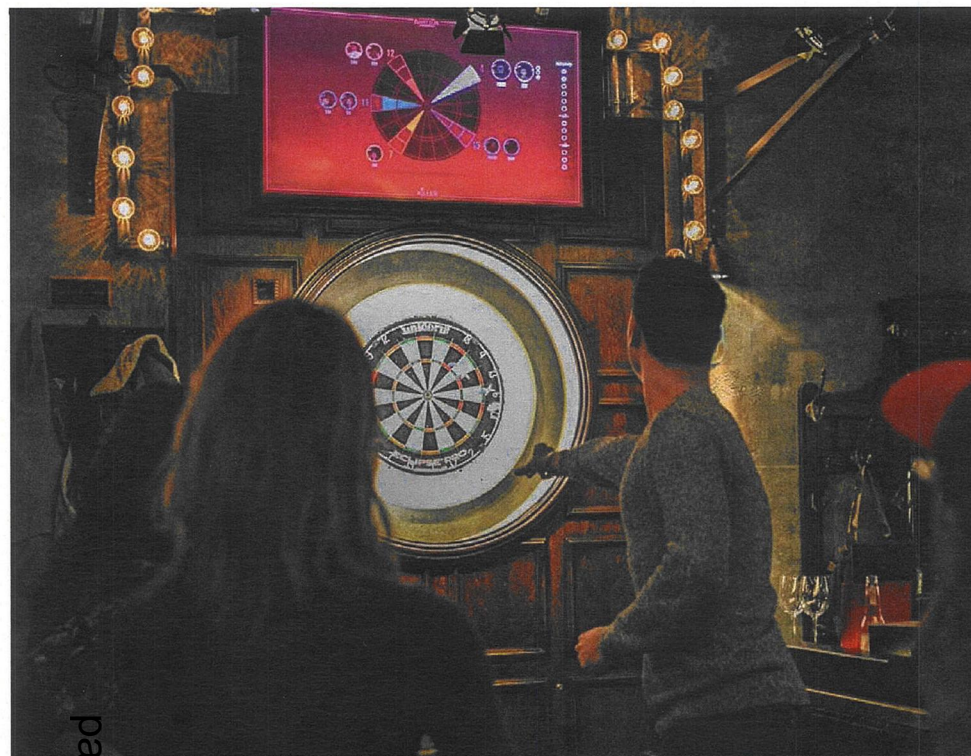
**COCO FUMADA**  
 Appleton Estate white rum, Koko Kanu rum, mezcal, gin, apple, coconut, lime, banana liqueur and smoked salt  
 £8.95

**WATERMELON CRUSH**  
 Ketel One vodka, Campari, Pinot Grigio rosé wine, watermelon, strawberry, lychee and lemon  
 £8.95



## BAR

Our bars encourage curiosity, from sampling our signature slushies, or the Lady Killer and Sweet Success, it all fits with the atmosphere we're building. With subtle nods to our darts heritage whilst also exceeding the expectations of a cocktail connoisseur.



page 191

# THE VENUES

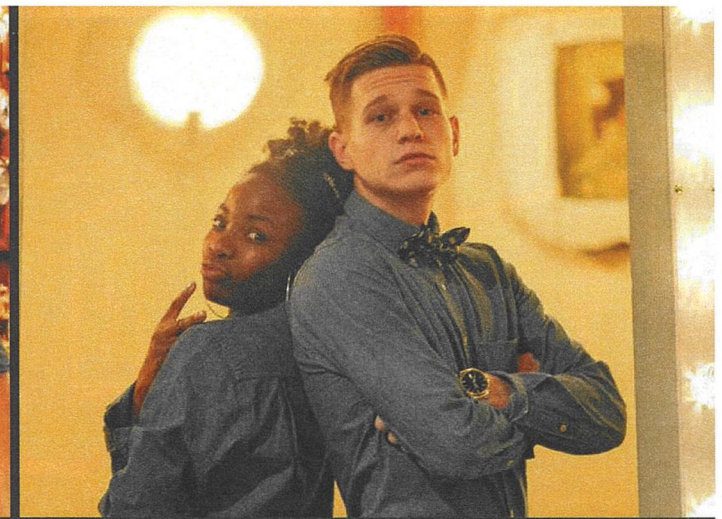
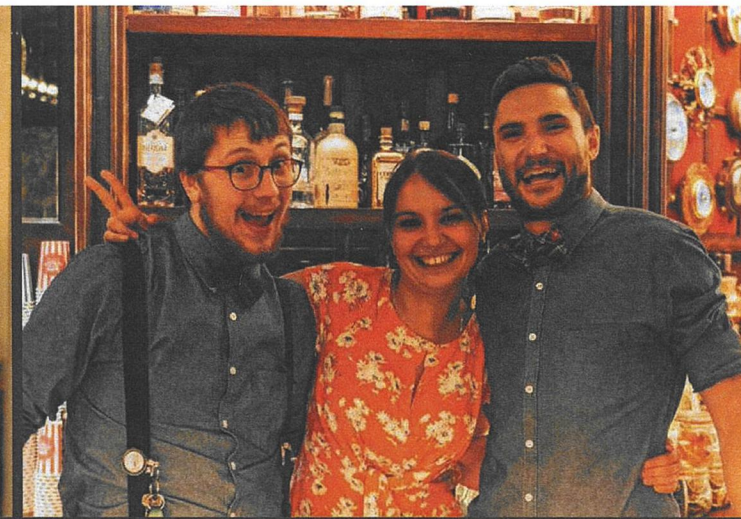
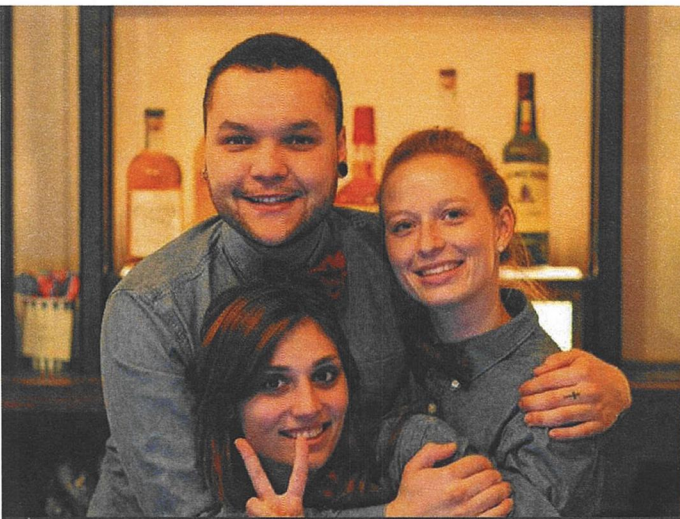
We house Social Darts in beautiful, bespoke venues which celebrate the heritage of darts with our own twist, in a dramatic, eye-catching setting, no two venues are the same.

Whether it's our one of a kind lighting that moves in time to the music, the tankards our cocktails are served in, or the bowties our staff wear, we know the devil's in the detail.

This passion runs through everything we do. It's important to us that no matter who the customer, whether they're playing for an hour or two with friends, visiting for an all-day coordinated teambuilding session, popping in for lunch, or hiring the entire venue, there's a space for them.

We have multi-level seating and tables encouraging our guests to stay longer, or join us whether they have a booking or not.

Our venues open from 12pm and, due to high demand with 80% of the business being pre-booked, Flight Club generates steady and consistent footfall throughout the day and night.



# THE FLIGHT CLUB FAMILY

**Our staff are the heart and soul of Flight Club. They make the experience what it is. We only employ the most enthusiastic people, with the best attitudes and personality and we make sure that we support and nurture them in their roles so that they truly feel a part of the Flight Club Family.**

Our staff are passionate about Flight Club, they come in with friends when they aren't working, and that passion is something we will plan to continue as we expand to new venues.

Flight Club Shoreditch has been awarded a Certificate of Excellence and is the most reviewed London venue on Design My Night over 2,500 reviews and an overall score of 5\*. Across all venues more than 80% of our customers said they would be likely or highly likely to recommend us to a friend on SurveyMonkey. This simply wouldn't be possible without our fantastic team.

We put the Flight Club Family at the forefront of our marketing. They help to create the atmosphere that keeps our customers coming back again and again.

## REVIEWS THAT SPECIFICALLY HIGHLIGHT HOW GREAT THE TEAM AT FLIGHT CLUB -

"It is such a fantastic idea and the staff and set up were world class. We're already planning our next visit. Thank you very much!"

**Clare Elliot, SurveyMonkey, May 2019**

"The staff were lovely and attentive – even though I hadn't asked for any special treatment they brought out a cake with sparklers and got everyone to sing happy birthday for my dad which was a lovely touch!! So thoughtful! The Gamesmaster was really engaging and made sure everyone was involved throughout the night."

**Maria, Trip Advisor (5 stars), July 2019**

"This is the best place in London for a Team night out. The service is exceptionally good. The staff are amazingly friendly and courteous."

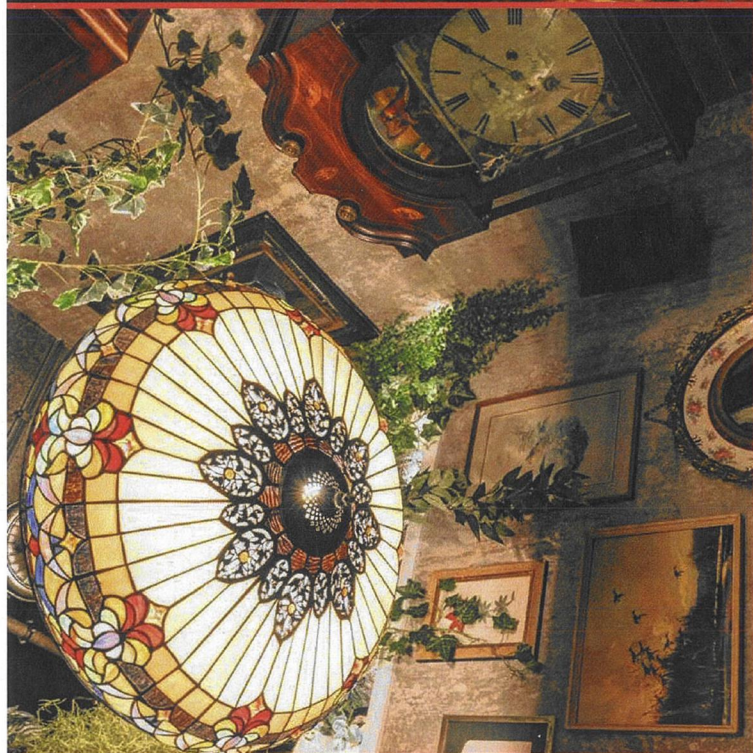
**Nick O'Donnell, Trip Advisor (5 stars), April 2019**

"Staff are attentive and brilliant and it makes the place that much better."

**Jasmine Baba, SurveyMonkey, March 2019**

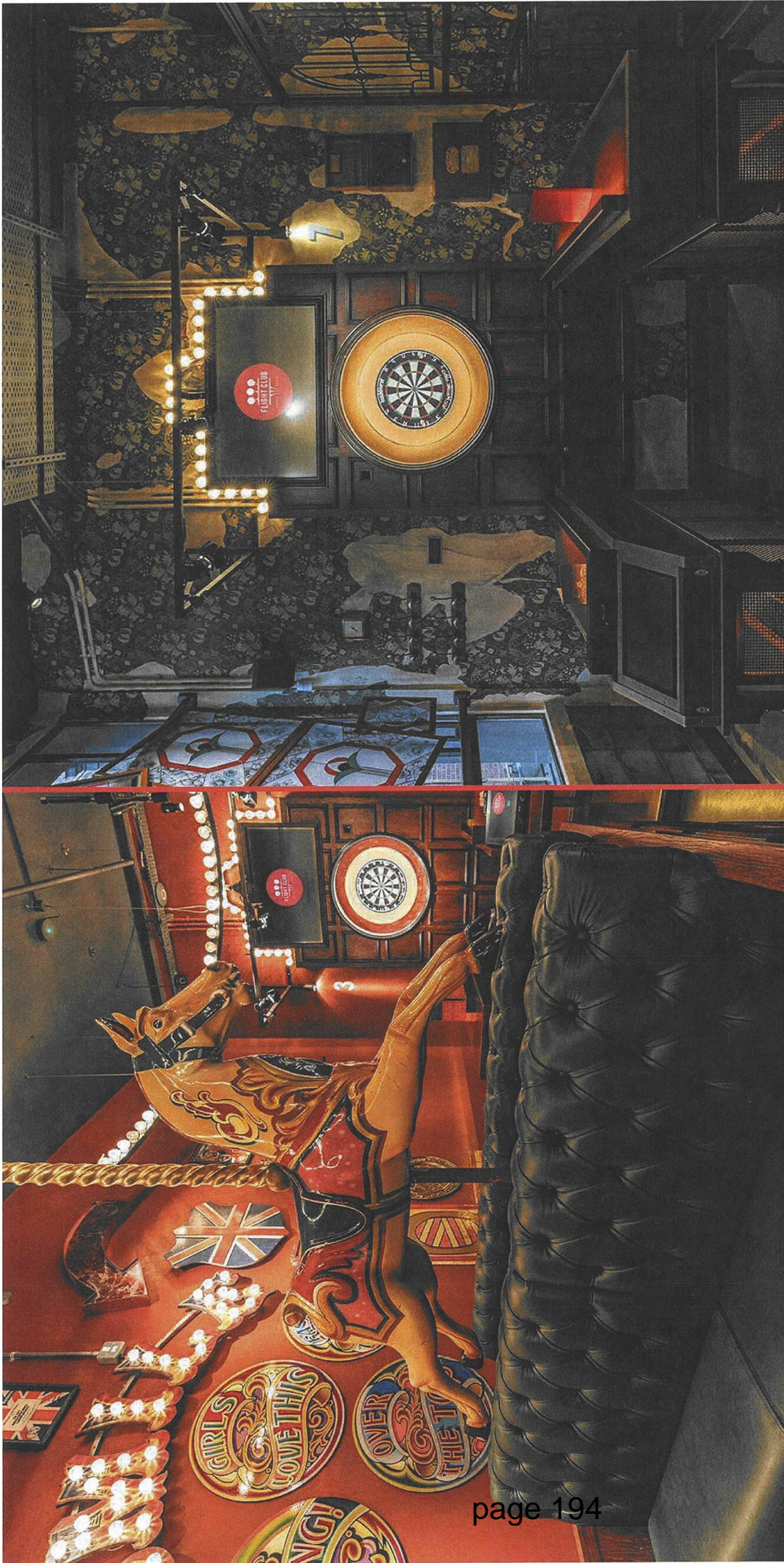
"Staff were so welcoming, providing friendly service, bringing food and drink to us all afternoon."

**Oli Lochman, Facebook (5 stars), August 2019**



# THE DEVIL REALLY IS IN THE DETAIL

At Flight Club we're keen to acknowledge our heritage whilst giving it a modern twist: throughout our venues you will find salutes to the origin of darts, from the fairground and British pub, with cocktails served in tankards, beautiful custom murals, stained glass windows and darts memorabilia which all celebrate where Social Darts has come from.



## FEATURES

Swirls and spirals, beats and pulses. We have details and custom made lighting that capture the mood of Flight Club, are beautiful to look at, and perfectly complement the venue.

There isn't a detail or aspect that goes unconsidered.



# COMPANY STRUCTURE

Steve Moore and Paul Barham are the Co-Founders of Flight Club and joined on the board by;

## **Ross Shepley-Smith: CFO**

Joined in September 2017 having previously been a Director for both Credit Suisse and Barclays Capital

## **Dustin Acton: COO**

Joined Flight Club in June 2015, bringing vast hospitality knowledge with 20+ years' industry experience

## **Manjit Dale: Non-Executive Director**

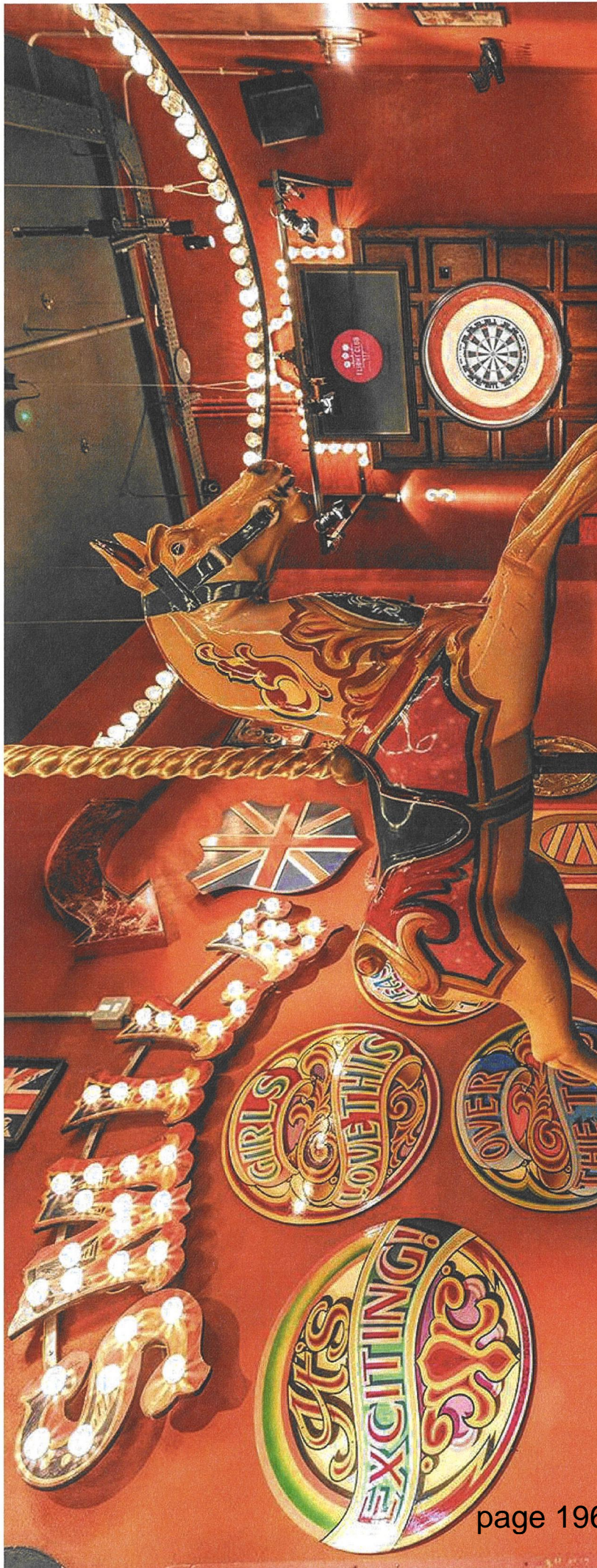
Founding Partner, TDR Capital. Leading private equity firm which currently manages a fund of £2 billion and completed transactions with an aggregate value in excess of €12.5 billion

## **Jane O'Riordan: Chairman**

Group Strategy Director Nando's from 1997 to 2019. Chairman at Turtle Bay and Caravan Restaurants. Holds MBA from Harvard Business School

Flight Club currently has six UK sites based in London, Manchester and Birmingham and two global sites, one in Chicago and one in Boston USA. We are currently viewing sites in several UK and international cities.





## CONTACT DETAILS

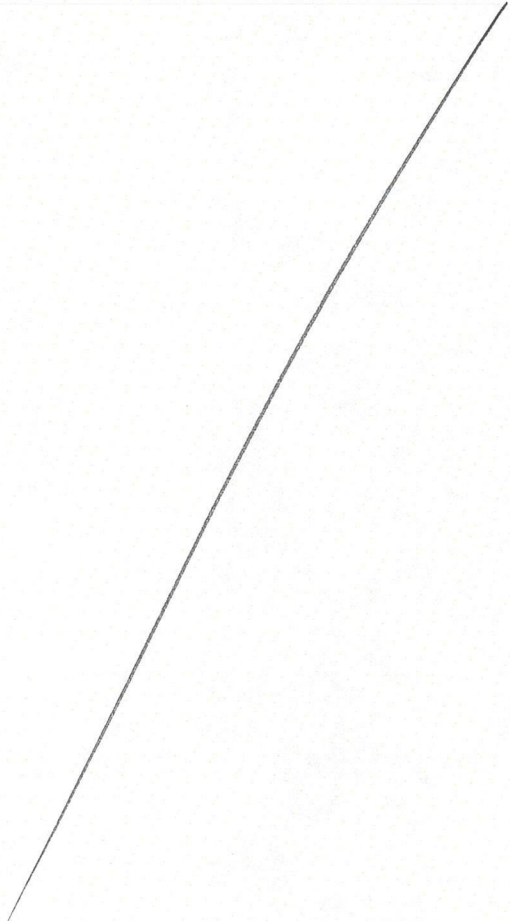
### RED ENGINE HEAD OFFICE

56 Upper Street, Islington, London, N1 0NY  
+44 (0) 20 3019 3093 / red-engine.com

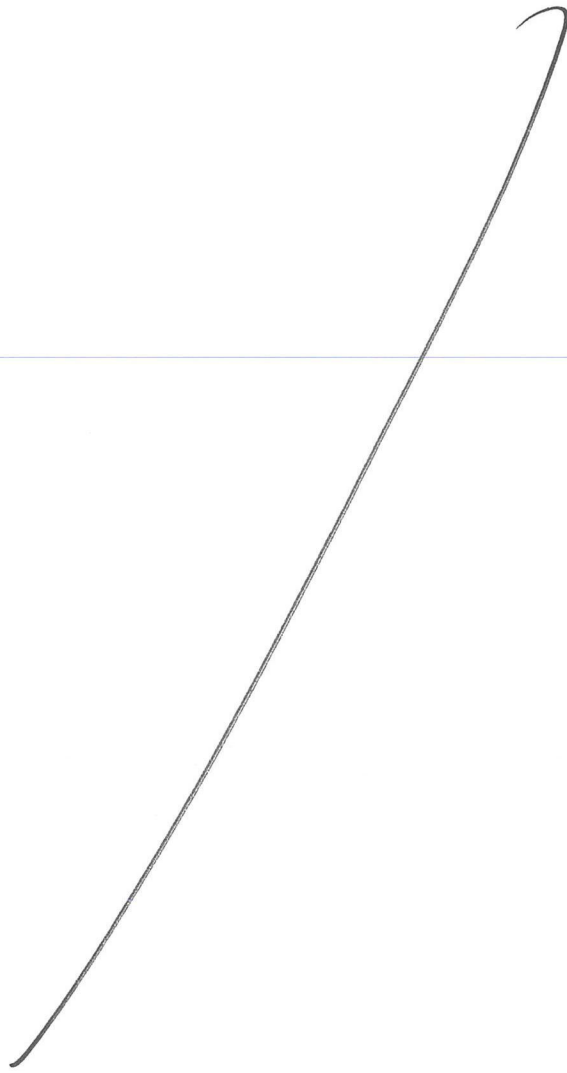
### DUSTIN ACTON, COO

07889 279996

dustin@red-engine.com



Appendix 3: Witness Statement Emil Matijevic



**IN THE WESTMINSTER CITY COUNCIL  
LICENSING SUB-COMMITTEE**

**IN THE MATTER OF THE VARIATION TO THE PREMISES LICENCE  
FLIGHT CLUB, UNIT 8 NOVA, VICTORIA STREET SW1E 5DJ**

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**WITNESS STATEMENT OF EMIL MATIJEVIC**

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1. My name is Emil Matijevic and I am the General Manager at Flight Club Victoria. I have been in this role for 3 years and 3 months. Prior to this I was the General Manager at Flight Club Shoreditch for 2 years and 2 months, Assistant General Manager at Flight Club Shoreditch for 1 year, and before that Assistant General Manager at Henry's Covent Garden for 7 years .
2. I am making this statement in support of the variation application for Flight Club Victoria to extend the hours of trading at the site.

**Operation of Flight Club**

3. Flight Club Victoria is one of four Flight Club sites in London, with other sites across the country. Our unique selling point is in reinventing darts for the twenty first century, developing a range of fast and exciting multi-player games, built to bring people together. We pride ourselves on a very high level of engagement with our customers to make their experience seamless, including offering a significant and very popular food offer of sharing boards and pizzas and a range of bespoke and high quality drinks.
4. We do not operate as a traditional bar. The significant majority of our customers attend to play darts in social groups. Since we opened in 2018 over 37 million darts have been thrown in our Victoria site. Customers tend to book in advance for a set period of play, although where there is space available customers sometimes look to extend their booking and stay on longer. We do accept walk-in's where space allows. We have a comfortable bar area set up for customers waiting for their oche to become available or for those wanting to finish their drinks after their darts session is over. Often our

guests will order some food whilst they wait, although there is the option of eating whilst playing which is also very popular.

5. As a company we strongly believe that "social gaming" will play an increasingly important role in the hospitality industry as an alternative offering to traditional alcohol-led vertical drinking bars. Our hope and aim is to take a lead in the recovery of hospitality in central London and elsewhere as we come out of the Covid pandemic period. Our entire business model is designed to bring people together to peacefully enjoy themselves. I believe this to be a worthy aim, particularly after the shock of the pandemic and the forced separation of individuals from their friends and families. This licence application is designed to further these objectives.
6. We manage our outside area carefully to ensure that customers behave as we would expect them to inside the premises.
7. Because of the way the premises operates, we have a very high number of staff compared to other premises. At the moment, we employ 70 members of full and 18 part-time staff and also employ external door supervisors as required by our licence in order to ensure that we can manage customers coming, going and whilst with us.
8. Covid has meant that we have not been able to trade for long periods of time over the past two years. When we have traded through some of the restricted periods, this has been on a significantly reduced basis. It goes without saying that this has been a very difficult period for hospitality businesses including ours.
9. Therefore the reasons for this application reflect the nature of the business and how best we can continue to successfully trade. Visits to the premises to engage in darts sessions precludes 'popping in' at the last minute, unlike pubs for instance. The variation will allow bookings to be taken slightly later and also allow those people on the premises to finish their games and their drinks and leave without rushing and then potentially seeking a last place to go for a drink. We would much rather our customers ended their night with us and then went home. To my regret, a number of customers have said to me and my staff that they consider our existing closing times to be too early and this has left them with a sense of disappointment at the end of their otherwise enjoyable evening. One of the conditions offered as part of the application is a restriction on new entry to the premises after midnight. This therefore allows us to take the later bookings whilst ensuring that there is a longer and slower dispersal at the end

of trading. This last entry time will also ensure that customers do not attend our venue for a final drink of the night after attending other venues. That is not type of customer we are seeking to attract to Flight Club.

#### **Comments from the residential objector**

10. We have carefully considered the comments made by the single residential representation from Mr Jonathan Fiddler. We take any such matters very seriously, in particular allegations that our customers are regularly causing disturbance. Firstly, we have never had any direct complaints from anybody living in the Nova building, nor have we been notified of any complaints from council officers. Certainly, if our customers were responsible for the amount of noise alleged, I would have hoped that this might have warranted some kind of interaction so that we had a chance to rectify the issues.
11. In relation to our customers fighting or acting anti-socially, we have never been notified of any such issues by the Police or any other party. This does not fit with how our customers behave when with us at all. We are not a bar or club in the traditional sense. The darts games are designed to keep everyone engaged and involved, so we find that our customers do not get intoxicated. For obvious reasons, intoxicated customers with darts in their hands is something we will not and do not tolerate. Our staff supervise the oches and are trained to ensure that any customer exhibiting signs of intoxication can be properly refused any more alcohol and offered soft drinks. That being said, this is not an issue that we have to deal with at our premises.
12. The allegation that 'several hundred' customers leave when we close and congregate outside is simply not correct or, if it is correct, they are highly unlikely to be Flight Club's customers. Because of the nature of the activity, customers book to play darts and when their session ends, they mostly finish up their drinks and leave. We do not simply close all of our oches at the same time and throw everyone out, as that would require booking everyone in at the same time which makes no commercial or practical sense, from getting customers to their oches, serving drinks, cooking and serving food etc. Rather we manage the bookings in such a way as to ensure there is a steady flow of guests joining us. This follows through to leaving. I can assure the committee that whilst there will be times when groups leave together, these tend to be no more than 15 to 20 persons at any one time and usually are in fact a much smaller number.

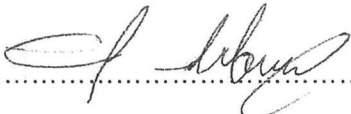


13. The residential objector refers to "football-style chanting" from people disturbing him. I would suggest that this is far more likely to be coming from customers dispersing from the very large sports bar (Greenwood) in the Nova complex - which regularly shows live football and rugby matches on multiple screens and has a licence until midnight Monday-Saturday - than from customers of Flight Club. I attach Greenwood's premises licence.
14. However, it is part of our culture to always do better. We have re-assessed our dispersal procedures in light of Mr. Fiddler's comments and have put in place a procedure to encourage customers leaving Flight Club to do so via Allington Street towards Victoria Street. I have included a copy of our dispersal policy for reference. The key elements of this policy are to ensure that customers disperse quickly and quietly from the area and where possible that they do so avoiding the residential building on the Buckingham Palace Road side of the Nova complex.
15. We have been implementing this policy since 10 December 2021 and we have found that it has been very successful in keeping customers away from the residential block. It has also proved successful in moving people on more quickly as there is less chance of them strolling away from the premises within the pedestrianised area and then stopping, with the potential for nuisance that this may cause. It is also much simpler to tell our customers from those at the other premises in the development that are in the main much closer to the residential block.

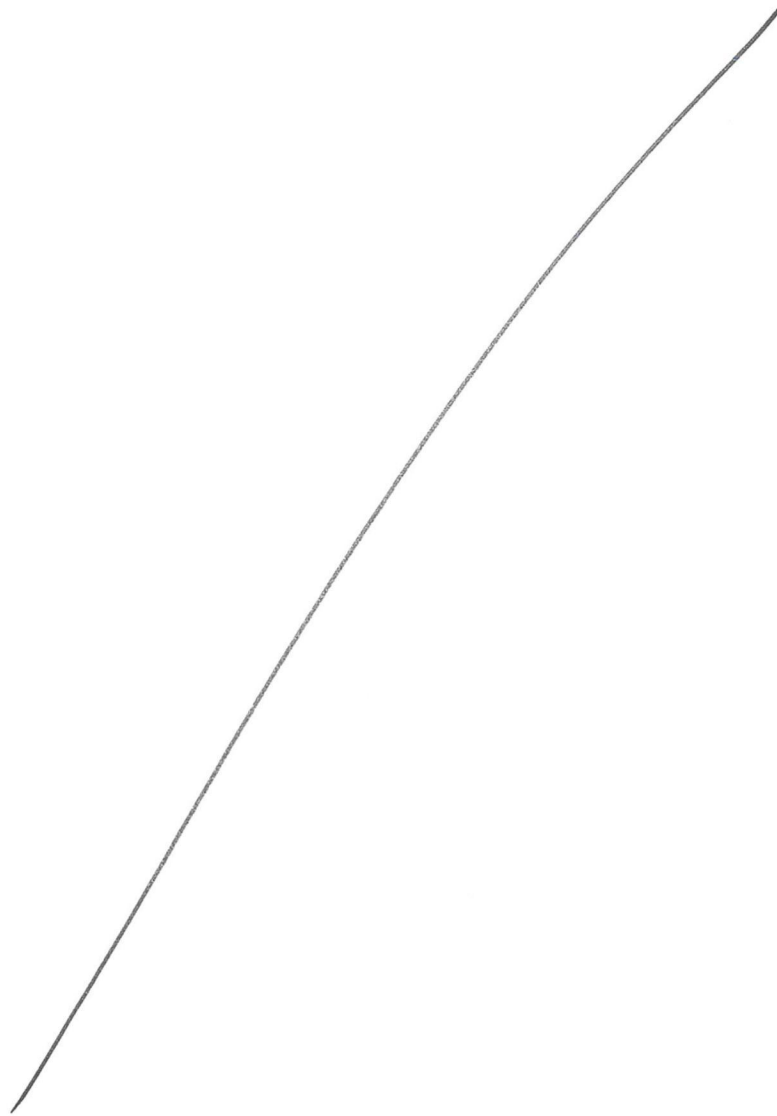
#### **Temporary Event Notices**

16. Through the course of November and December we submitted a series of notices for TENs. We applied for a 1am permission for 25, 26, 27 and 28 November and 2, 3, 4, 5 December, 9, 10, 11 and 12 December, 16, 17, 18 and 19 December.
3. No counter-notices were issued and the TEN's proceeded. We have not had anything back to suggest that this was anything other than a success. Certainly we have had no direct contact from residents, the Nova management company or offices from the council to suggest otherwise.

I can confirm that the content of this statement is true to the best of my knowledge and belief.

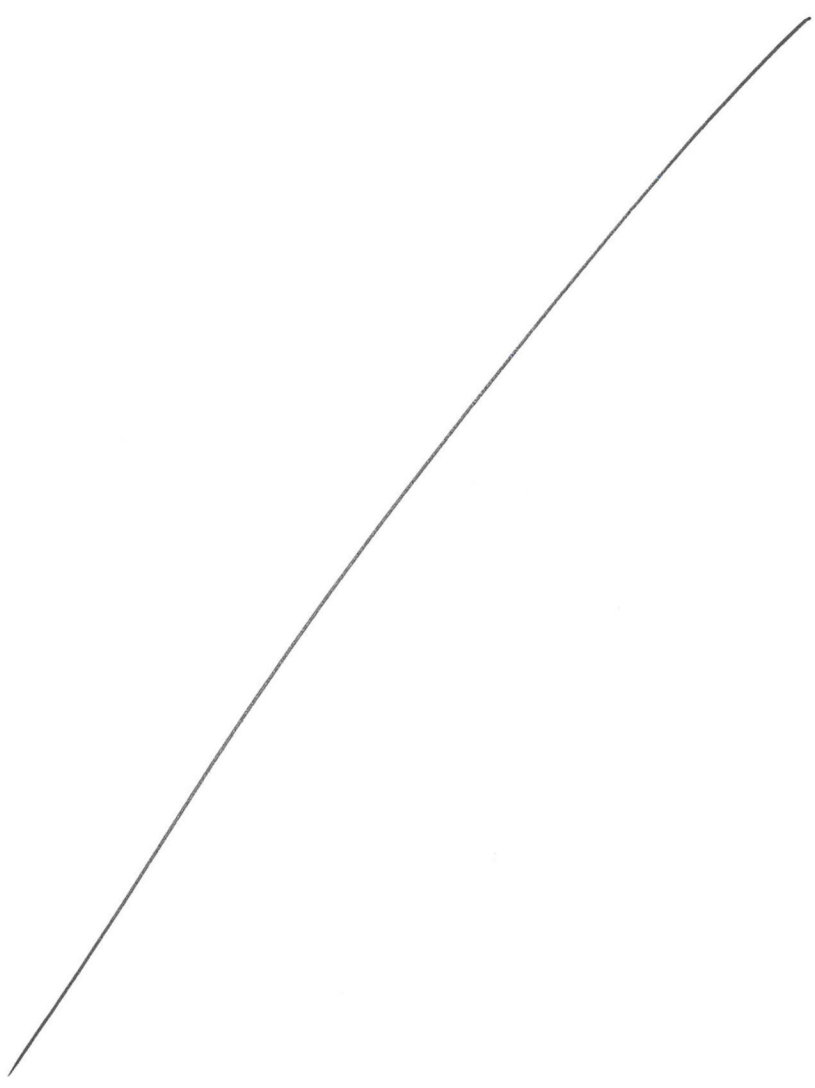
Signed..........

Dated...<sup>4<sup>th</sup></sup>..... February 2022



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## Appendix 4: Flight Club Dispersal Policy



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# Flight Club Dispersal Policy

## Reason for Policy

It is our responsibility to manage our customers to ensure that as far as possible, they do not cause nuisance to residents or other persons in the immediate vicinity of the premises when they leave.

This is particularly necessary later in the evening and in particular during the final hour of trading where unreasonable noise is likely to cause disturbance to anyone sleeping.

This policy is to be used at the end of trading at the premises to ensure that customers leave the area quickly and quietly and wherever possible via routes that do not take them past nearby residents.

## Our Policy

- **It is important to recognise that customers can cause a disturbance to residents in the local vicinity and that that it is the responsibility of the management to minimise this.**
- **We recognise that customers lingering outside are more likely to cause disturbance than those moved on quickly and quietly when they leave.**
- **Our nearest residents live in the Nova Building, located to the south east of Flight Club on Buckingham Palace Road, toward Victoria Street. We must therefore look to prevent our customers from causing disturbance in the vicinity of their homes wherever possible.**
- **Door supervisors are to work with management to ensure that dispersal is as quick and quiet as can be achieved at the end of trading.**
- **The later the premises closes, the more care needs to be taken to prevent disturbance- in particular when people may be asleep.**

## Door staff will:

- Ensure that on busy trading nights and under direction of general manager, barriers are placed outside to aid dispersal away from residential properties in the Nova building.
- Seek to usher customers leaving the premises to exit onto Victoria Street past the Victoria Palace Theatre, rather than past the Nova Building.
- Politely ask customers who congregate outside to move on quickly and quietly
- In particular, patrols should be aware of customers lingering on the corner nearest to the Nova building and seek to remind those customers to move on quickly and quietly due to the proximity of residents.
- Patrol the area immediately outside the premises for up to 30 minutes after closing to ensure that all customers have properly dispersed.
- Report any incidents to the manager for recording in the incident log. In particular, records should be kept of any incidents of disorder, whether caused by customers from Flight Club or otherwise, with as much detail as possible.

## Transport Hubs/ Taxi/ Uber pick-up

All major transport hubs, including Victoria train station, Victoria tube station and Victoria bus station can be reached from Victoria Street. This is also the major through route for black cabs (with ranks at the train station) and there are a number of bus stops on Victoria Street. As such, all customers should be directed in that direction. Tubes run all night on Friday and Saturday

and night busses run every night of the week. The usual uber pick-up point is on the map below- again, this is on Victoria Street.

**It will be the manager's responsibility to:**

- Ensure that notices are displayed requesting customers to leave quietly.
- Brief door supervision teams on the content of this policy.
- Ensure staff and door staff have read and understand this policy and that sufficient provision is made at closing to marshal customers from the premises in line with this policy.
- Remind staff when ushering customers out to ask them to leave via the Victoria Palace theatre side (to the right as they come out of the premises) if they wish to go to Victoria Street.
- Make sufficient staffing provision to ensure that this policy is complied with.
- Ensure that any residential complaints are acted upon and recorded in a complaints book. In particular, the nature of any complaint and any remedial action taken must be recorded.
- Work with the police, council licensing and environmental protection teams to ensure that best practise is used in dispersing customers
- Periodically revisit this policy and update it as necessary

**SIGNED & DATED BY ALL MEMBERS OF STAFF RESPONSIBLE FOR ENFORCING THIS POLICY TO SAY THEY HAVE READ AND UNDERSTOOD IT**

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**SIGNED & DATED BY ALL MEMBERS OF DOOR STAFF TO SAY THEY HAVE READ AND UNDERSTOOD THIS POLICY**

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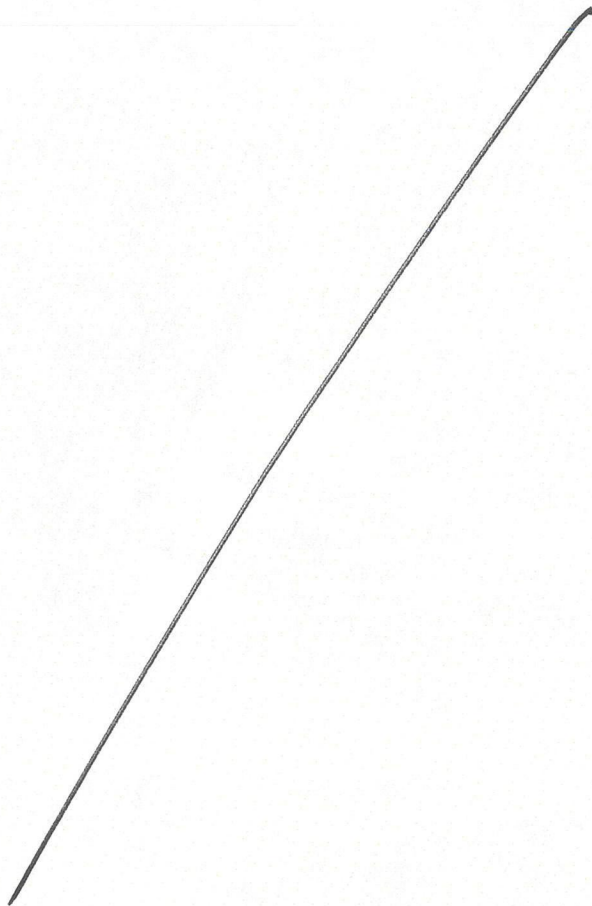
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Appendix 5: Andrew Bamber Report



**INDEPENDENT REPORT**

**FLIGHT CLUB  
UNIT 8 NOVA, VICTORIA STREET  
LONDON, SW1E 5DJ.**

**ANDREW BAMBER**

## Map and Photographs

30<sup>th</sup> January 2022

1. **Introduction**
2. I have been asked by Piers Warne of TLT LLP to undertake covert visits to the Flight Club premises at Unit 8, Nova, Victoria, SW1E 5DJ to observe and report upon the dispersal procedures and policies adopted by the management team and staff at the end of trading and to comment upon the effectiveness, or otherwise, of dispersal from the venue.
3. My assessment is completely independent of my instructing agent and the owners and the managers of the venue.
4. I have no personal involvement with any business or resident in the area of the Victoria business hub district.
5. I am able to evaluate the operational environment based upon my considerable experience and qualifications. I can view the environment through several perspectives and make objective interpretations.
6. In brief I have been.
  - A licensing observation officer,
  - A divisional licensing Inspector on a busy and challenging London Borough,
  - The operations manager for the central London Clubs and Vice unit
  - A Detective Chief Inspector managing divisional crime investigations
  - A senior investigating Officer
  - A Borough Commander responsible for developing and delivering local policing plans that include the night-time economy challenges.
  - As an Assistant Director, for 10 years, on a semi-inner London Borough I was responsible for the Safer Communities portfolio that included the development

## Map and Photographs

and delivery of the Partnership Community Safety Strategy. I was directly responsible for the Licensing function and the night-time economy, problem solving local crime and ASB hotspots, and the development and management of Licensing policies.

7. I acknowledge that as an expert witness my primary duty is to the Court and Licensing Sub-Committee. All facts identified in this report are true to the best of my knowledge and experience. They were either witnessed or experienced by me personally or relayed to me in good faith and appear to be credible and reliable.

8. The opinions I have expressed within in this report are honestly held and correct to the best of my judgement and belief. My fee for preparing this report is not conditional on the opinions I have stated within or the eventual outcome of the case.

### **9. Background**

10. I am aware that the operators of the Flight Club in Victoria have applied to vary their premises licence under the Licensing Act 2003.

11. The application for a variation was submitted on the 11th October and there have been 2 representations. One from a resident in the Nova Building, Buckingham Palace Road that was submitted on the 2<sup>nd</sup> of November, the second was from the Senior Practitioner Environmental Health (Licensing).

### **12. Documentation**

13. Prior to my visits I was provided with the

- The application to vary the licence.
- The resident's representation.
- Environmental Health representation

**14. Location**

15. The Fight Club is situated at unit 8 Nova, Victoria Street. The venue occupies part of a building in Sir Simon Milton Square. The entrance to the venue is at the junction with Sir Simon Milton Square and Allington Street. Allington Street runs between the buildings of the Nova complex and the Victoria Palace Theatre and is at the furthest point from the residential building on the other side of the complex.
16. The Nova complex occupies most of the area encompassed by Victoria Street on the south side, Buckingham Palace Road on the west side and Bressendon Place to the north and east. There are 2 pedestrian walkways within the complex that are known as Sir Simon Milton Square.
17. The main pedestrian walkway runs north south to and from Victoria Street and Bressendon Place. It is exceptionally well illuminated and runs parallel to Buckingham Palace Road. The residential building sits between Buckingham Palace Road and the wide illuminated pedestrian area that runs north/south.
18. The second walkway is at the midpoint of the main Sir Simon Milton Square pedestrian area. It runs west/east from Buckingham Palace Road through the residential building, crossing the main walkway and down to the junction with Allington Street where the Fight Club is situated.
19. The Victoria Palace Theatre sits within the same area on the east side of Allington Street, along with another structure that is currently under construction.
20. The westside of the Nova complex is occupied by a large residential block running north/south from Victoria Street to Bressendon Place and is parallel to

## Map and Photographs

Buckingham Palace Road. The ground floor of the build is occupied by retail outlets, mainly bars and restaurants. The upper levels are residential properties.

21. To the west of the residential building on the other side of the pedestrian walkway are 2 large buildings. One to the south of the west/east walkway and one to the north. The Flight Club sits in the north building in the southeast corner.
22. Both buildings are of similar height to the residential building and appear to be office accommodation above ground level. The ground floor level within the 2 pedestrian areas is mainly taken up by bars/restaurants.
23. **Visits**
24. I conducted two covert visits to the venue. The first was to assess the operating environment inside the venue and the second was to assess the dispersal procedures adopted at the end of trading.
25. I selected a Thursday evening for the visits to the Flight Club on the basis that the venue is close to significant business areas, and it is located adjacent to Victoria railway station a major transport hub for London and the south of England. The increased ability for workers to work from home has, in my view, moved the Friday 'after work' entertainment to a Thursday evening. Therefore, I felt that a Thursday evening would present the best environment to assess the venues.
26. My first visit was on the 13<sup>th</sup> January 2022. I arrived around 18.45. The exterior of the venue was clean and tidy, and with no music or other noise emanating from the venue.
27. Immediately outside the venue within the pedestrian area, running the length of the ground floor, was an area set out to tables. The area was defined by



## Map and Photographs

planters and had parasols set out to cover the area. There were a number of people sat at the tables smoking and talking.

28. I walked from the Flight Club entrance along the length of the west/east pedestrian area to the residential block at the far end. As I stood there, I could not hear the conversations of the people outside the flight club.
29. I could hear the conversations from people walking through the pedestrian area as they walked between Victoria Street and Bressendon Place. The conversations from people sat outside the bars/restaurants in the main pedestrian area were also audible.
30. I walked back to the Flight Club and noticed that as people left the venue, they tended to walk straight into Allington Street that leads directly to Victoria Station, the main transport hub for rail, underground, buses, and taxis.
31. I entered the venue at about 7pm. There was a small reception area on the ground floor with a staircase that led to the venue on the first floor. The narrowness of the reception and the presence of the staff would have made it very difficult to enter the venue without being challenged.
32. In addition to the receptionist there was a door supervisor that was clearly identifiable by his black clothing and his clearly displayed SIA accreditation. He was holding a mechanical counter and appeared to be counting the number of people entering the venue.
33. I joined a small queue (a group of 5 people) waiting at the reception. They booked into the venue with the receptionist, and one was given an electronic

## Map and Photographs

device that I have seen at other venues. These notify the holder that their reservation is ready.

34. At the reception I was asked for the name of my booking, I pointed out that I didn't have a booking but wanted to enter the flight club to assess whether it was the type of venue that I wanted to book for a family evening. I was then invited in and given clear directions up the stairs to the entertainment licensable activity area.
35. I climbed the stairs to the first floor and as I entered the area there was another small reception to the left of the door where 2 members of staff were stood in conversation.
36. As I entered, I was asked if I had made a reservation and I again explained what I was doing and I was then invited to look around.
37. From the entrance the main area of the venue extended in front of me with an area to the left of the entrance.
38. The area directly in front of me was set out to high seated tables where people were sat eating meals, drinking, and talking. It was akin to an open restaurant area. Some tables were empty with notices stating that they were reserved at a certain time for named people. Beyond the tabled area was a large bar that was situated in the centre of the room so that people could easily move around either side of it. Only one person was stood at the bar, and he was a member of staff collecting a tray of drinks.
39. The darts playing areas were placed around the room, to the left and right of the entrance, and beyond the bar. All were occupied with people playing darts

## Map and Photographs

and some had food and drinks in the playing areas. It was very evident that the focus of each of the groups was playing the game of darts. There was no drunkenness, preoccupation with the consumption of alcohol, or bad behaviour. The enthusiasm and enjoyment of the game within the groups was very obvious.

40. The bar area remained almost clear of customers because they were either playing a game of darts or were at tables eating and drinking. It was not a traditional bar area where people gathered to stand and just drink while in the company of others.
41. As I watched it was clear that some groups were eating before their darts oche was available. Those that had finished playing their games, either left the venue or returned to the area set out to tables to finish their drinks before leaving.
42. It was easy to differentiate between the groups that had played a game of darts and those that were waiting. Those that were waiting, while sitting at tables, had the electronic device that I had seen given to the group that entered before me. The device was invariably set on the table so that the group could tell when their area had become available. Those that had finished tended to stand in the area with the tables finishing their drinks and almost always spoke excitedly about the outcome of their game.
43. I gained the impression that the clientele that evening were people out for an evening after work. The age range was in the main 20's to late 30's with some people that appeared to be in their 40's to 50's. Most of the groups were mixed male and female, with a few groups of all women and all men. These didn't appear to be stag or hen groups, and none were in fancy dress.

## Map and Photographs

44. It was also noticeable that there was a significant number of staff working. Receptionists, security, bar staff, waiting staff serving food and drink, and 'playing assistants' who escorted groups to their playing areas, explaining the operation of the oche, and ensuring that the players were comfortable. Management was also obvious on the floor.
45. The movement and flow of customers into and out of the venue, and to and from the playing areas was very effective. There was no congestion in the venue, it never felt crowded, the bar area was always clear and there was no over intoxication evident throughout my visit. The booking system and games management was clearly very effective. It was clearly a well-managed and popular entertainment venue.
46. I left the venue a little after 20.00. As I was leaving a group that had been playing at the venue left at the same time. As we all left the venue the entrance/exit to the venue faces Allington Street and the group in front of me automatically walked into Allington Street down to Victoria Street where they all dispersed.
47. My second visit was on Thursday the 27<sup>th</sup> January 2022. I arrived outside the venue at about 21.00. There were people sat in the smoking area outside the venue talking. I walked up to the junction of the 2 pedestrian walkways in Sir Simon Milton Square and through the covered area, beneath the residential block, and out into Buckingham Palace Road.
48. The pedestrian walkway of Sir Simon Milton Square seemed to be the preferred route for pedestrians walking between Victoria Street and Bressendon Place. Buckingham Palace Road that runs parallel to the pedestrian

## Map and Photographs

area was fairly free of pedestrians while Sir Simon Milton Square was a lot busier. In addition, there were tables and chairs outside a most of venues where people were either sat or stood drinking, talking, and smoking. (see photo's)

49. I walked around the area for about an hour. The area was regularly patrolled by security staff that worked out of the main Nova building on Victoria Street. They were recognisable by their red jackets.
50. Sir Simon Milton Square has a steady flow of pedestrians walking in both directions from Victoria Street and Bressendon Place. Some pedestrians were intoxicated, talking loudly and on occasions shouting.
51. None of the noise issues were connected to the Flight Club on the junction with Allington Street.
52. I entered the venue at about 22.00. As with my earlier visit the venue was quite busy. Every oche was occupied with groups playing darts and others were sat at the tables talking, eating.
53. In the oche's the focus of attention was on the game people were playing not on the consumption of alcohol.
54. As with my earlier visit, people were sat at tables eating, drinking, and talking
55. On this occasion the bar had a number of people sat at it, but it was not busy, and it was easy to find a place to sit and order a drink.
56. There were numerous staff working. Door security at the entrance, receptionists at the entrance to the playing area, bar staff, waiting staff, and

## Map and Photographs

security who were easily identifiable and displayed their SIA accreditation. Management was also very visible.

57. People were not over intoxicated, and they were clearly focused upon their games and enjoying the experience.
58. I left the venue just before 23.00. The pedestrian area running between Allington Street and the main pedestrian area of Sir Simon Milton Square was empty. There were no people in that area and the smoking area outside of the Flight Club was empty.
59. I walked to the main pedestrian area that runs alongside the residential building and it was quite busy. People were leaving the various bars/restaurants that are situated in the ground floor units of that area. People were standing and talking, some were shouting, and there were pedestrians walking from the direction of Bressendon Place towards Victoria Street. A number were intoxicated and talking loudly and occasionally shouting.
60. Apart from the occasional shouts the noise wasn't overly excessive although the street conversations in Sir Simon Milton Square seemed more amplified than the street conversations in Buckingham Palace Road.
61. None of this noise was linked to the Flight Club at the junction with Allington Street.
62. As I stood in the main section of Sir Simon Milton Square, I looked down the pedestrian walkway towards Allington Street and the Flight Club, about 100 meters away. As people left the Flight Club, they almost always walked into

## Map and Photographs

Allington Street towards Victoria Street and Victoria Station and the other associated transport facilities.

63. At about 23.20 I noticed that the door supervisor of the flight club started to pull some orange barriers into position across the pedestrian area at the junction with Allington street. It consisted of 3 separate barriers and they were fully in place by 23.30.
64. I walked to Victoria Street and then down Allington Street to view the barriers in situ.
65. As I approached the Flight Club it was apparent the barriers had been placed across the pedestrian walkway to encourage customers leaving the Flight Club to leave the area by walking down Allington Street and not towards the main avenue of Sir Simon Milton Square and the residential block.
66. I then spent the rest of my visit stood in the pedestrian area watching the entrance to the Flight Club and walking along Allington Street to watch the dispersal at Victoria Street.
67. The door security placed himself just outside the entrance and beside the barriers. As people left the venue, he directed them across the pedestrian area and into Allington Street towards Victoria Street.
68. As people left the venue, they were not displaying signs of over intoxication, and there was no singing or shouting. People were talking and laughing as they left the venue, but it was not loud or anti-social and could not be heard when I stood at the other end of the pedestrian walkway by the residential building.

69. There was not a mass exodus from the venue. The dispersal was gradual, and I had the distinct impression that each of the small groups were leaving having finished their game of darts. As people exited there was a brief comment from the door supervisor, and he pointed down Allington Street towards Victoria Station. There was never any apparent disagreement and people were complying with the directions given to them by the door supervisor.
70. When I stood in the main area of Sir Simon Milton Square or at the junction of Allington Street and Victoria Street I could not hear any noise nuisance coming from the area around the Flight Club.
71. In Sir Simon Milton Square, whilst I could not hear any noise nuisance from Allington Street there was noise from the pedestrians, not associated with the Flight Club, who were using the square to walk to or from Victoria Street.
72. The barrier system operated by the door supervisor was exceptionally effective. It channelled customers away from Sir Simon Milton Square and the residential building into the main thoroughfare of Victoria Street and the transport links.
73. I remained in the area until 01.00 and did not hear or witness any public nuisance that was associated with the Flight Club.
- 74. Representations**
75. I have been provided with 2 representations. One from a resident who resides in the residential building on the west side of Sir Simon Milton Square and the other from Westminster City Councils Environmental Health Consultation Team.



**76. Resident**

77. The resident highlights that the noise nuisance is attributed to the Flight Club. However, my experience was completely different.
78. Standing in Sir Simon Milton Square beside the residential building I could not hear any noise nuisance from Allington Street and the Flight Club.
79. The main thoroughfare of Sir Simon Milton Square has quite a number of licensed premises along both sides of the pedestrian walkway located in the ground floor units. Most of them have quite significant outdoor seating areas with heated parasols where people drink, smoke, and talk.
80. I note that the resident comments on 'football style chanting'. In Sir Simon Milton Square, at the junction with Victoria Street there is a large Greenwood sports bar. The venue advertises itself as a bold and unique location to view all manner of sporting events. There is a large seating area outside the venue in Sir Simon Milton Square where customers can sit and drink while watching sport on large screens that are inside the venue.
81. The pedestrian walkway is also a link between Bressendon Place and Victoria Street that runs parallel with Buckingham Palace Road. Sir Simon Milton Square is exceptionally well illuminated, much more so than Buckingham Palace Road. The pedestrian flow in Sir Simon Milton Square was much higher than Buckingham Palace Road and appeared to be a route of choice for people walking north and south. Many of the pedestrians had been drinking, were talking loudly, and on occasion they were shouting and singing.
82. Standing In Sir Simon Milton Square I could not hear any noise from the junction with Allington Street some 100 meters away.

## Map and Photographs

83. From 23.30 the barrier system was in place and very effective. There was no movement of pedestrians from Allington Street up towards the residential area of Sir Simon Milton Square.
84. The representation also cites that the Flight Club is a source of crime. I have reviewed the Police UK crime data website.
85. This site provides data, supplied by the metropolitan police, that highlights street locations for crime and anti-social behaviour. I reviewed the data throughout 2019. The venue was open throughout 2019 and the data is not skewed by the hospitality closures enforced through COVID19.
86. The data shows that the venue is not a hotspot or a crime driver for certain types of crime or anti-social behaviour.
87. In addition, I note that the owners of Nova have not made any representation or produced documentation from their security team that has a constant street presence on the estate.
- 88. Environmental Health**
89. Unfortunately, the officer doesn't expand on how the extension is likely to affect an increase in public nuisance.
90. The venue is an entertainment venue and not a vertical drinking venue for the sole purpose of consuming alcohol.
91. There have been no incidents to suggest that the venue impacts on any of the 4 licensing objectives.
92. My observations confirm that there is no current threat to the licensing objectives.

## Map and Photographs

93. The proximity of one of London's major transport hubs ensures that when customers leave the venue they disperse quickly and effectively and that the Flight Club does not contribute to the noise disturbances in Sir Simon Milton Square or Victoria Street.

### 94. Conclusion

95. The Police UK website highlights that the venue is not a crime driver or a hotspot for anti-social behaviour.

96. The landlord has not produced a representation or documentation from the ever present security team to highlight an estate problem.

97. The barrier system operated by the door supervisor of the Flight Club is extremely effective and a very practical initiative. Customers leaving after 23.30 are directed away from the Nova Centre and directed down Allington Street towards Victoria Street and the transport hub at Victoria Station.

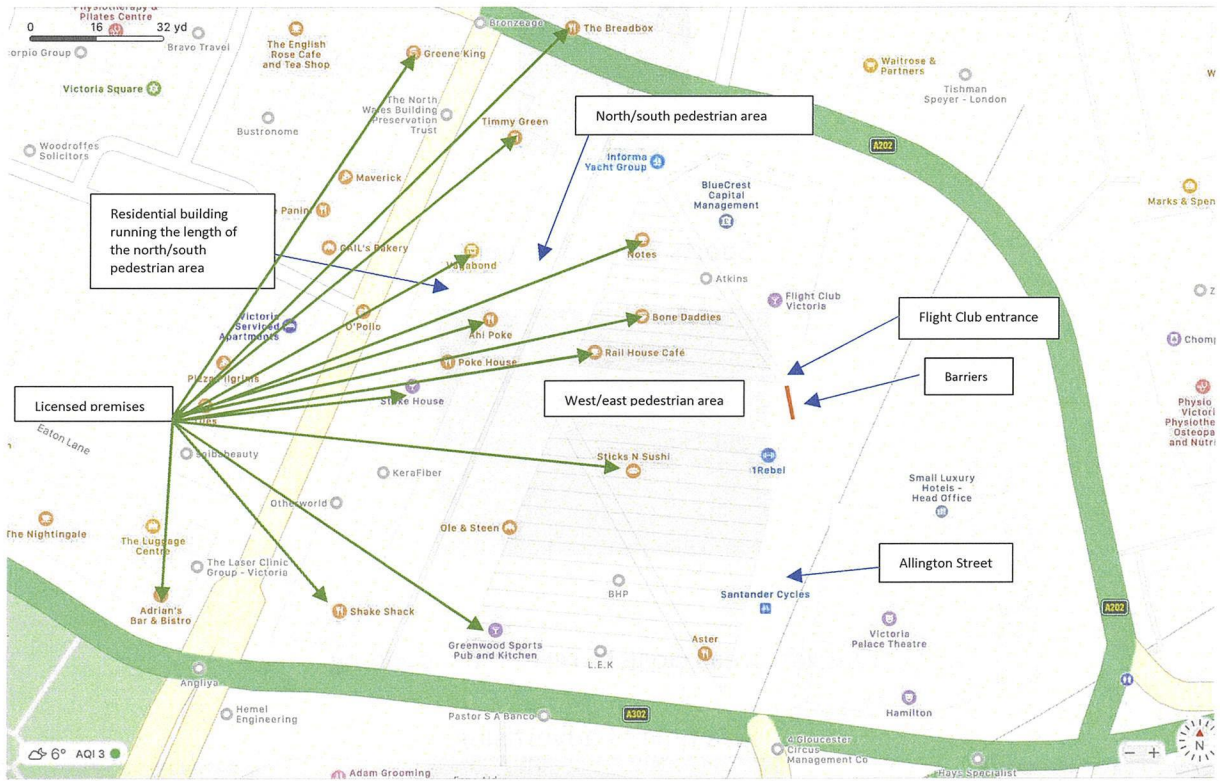
98. It deters customers from walking up the pedestrian walkway towards the residential building on the west side of Sir Simon Milton Square and ensures that any potential for public nuisance is removed and that the licensing objectives continue to underpin the operations of the Flight Club.

Ramber

30<sup>th</sup> January 2022.

# Map and Photographs

Local area map.  
Example of outside entertainment below the residential building



Smoking area of Flight Club



Flight Club Barriers

## Map and Photographs



## Sports Bar and screens



## Outside areas close to residential building

### Example of advertising

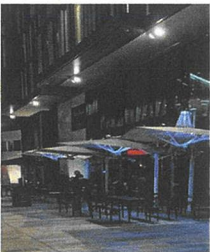
bookings on our beautiful outside terrace.

We have 90 outside seats in the middle of Victoria, a stone's throw from the station, shopping and theatres.

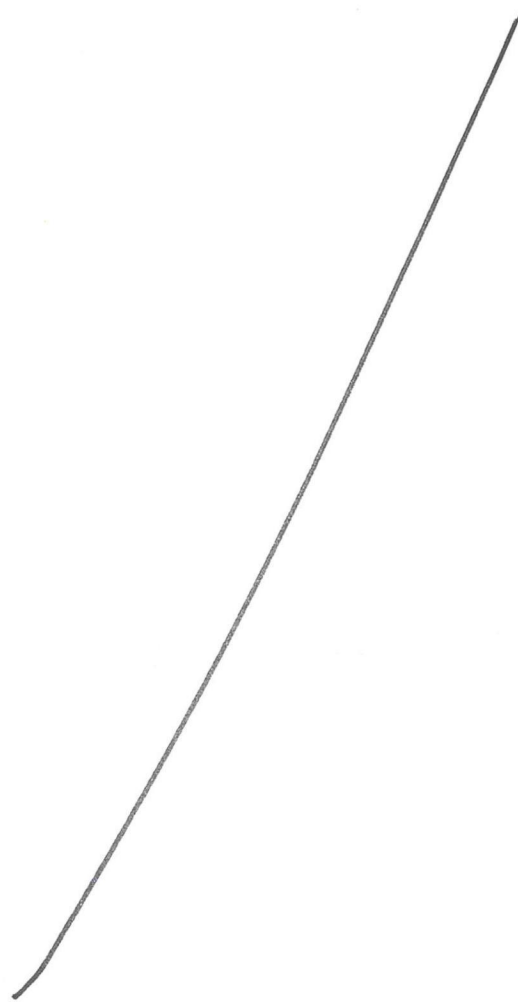
We have heaters, blankets and music, and an outside bar that serves wonderful cocktails.

The star of our offering is our food, from steaks to Sunday roasts to salads, we can't wait to see you on the terrace.

AUTO



## Appendix 6: Adrian Studd Report



# **Flightclub Victoria**

**Unit 8 Nova, Victoria Street, London SW1E 5DJ**

## **Report for Licencing Sub-Committee Hearing**

**By**

**Adrian Studd, Independent Licensing Consultant.**

### **Summary of expertise – Adrian Studd.**

1. I retired from the police service on 2nd November 2012 having completed 31 years exemplary service with the Metropolitan Police in London. Between January 2012 and my retirement, I was employed as the Chief Inspector in charge of licensing for the London Olympic Games 2012. In this role, I headed up a team of officers with responsibility for supervision of licensing compliance at all the Olympic venues, including the Olympic Park. In addition, I was responsible for ensuring that any associated events were properly licensed, sufficiently staffed and operated in accordance with the licensing legislation and best practice in order to ensure the safe and effective delivery of the Olympic Games.

2. In addition to leading my team, I visited and worked with both the Olympic Park management and many other venues, reviewing their policies and procedures and ensuring that the Games were delivered safely and securely. The success of this operation not only protected the reputation of the MPS but provided positive benefits for the profile of the MPS and the United Kingdom. I was awarded an Assistant Commissioners Commendation for this work.

3. Prior to this role, between Jan 2002 and January 2012, I was employed first as an Inspector and then as a Chief Inspector on the MPS Clubs and Vice Unit (Now SCD9 Serious and Organised crime command). My responsibilities over this period focussed on licensing and included day to day supervision of the licensing team that had a London wide remit to support the Boroughs with licensing activity.



4. Providing both Overt and Covert support for policing problem licensed premises across London, my team worked with premises when licensing issues were identified, to address these problems through the use of action plans in order to raise their standards. Where this failed, I would support the Boroughs with evidence for use at review hearings if required. I devised and implemented the MPS strategy 'Safe and Sound' which sought to improve the safety of customers at licensed premises by reducing violent and other crime, in particular gun crime and the most serious violence. I also developed the Promoters Forum and risk assessment process, and together these initiatives contributed to an overall reduction in violence in London of 5% and of the most serious violence and gun crime at licensed premises by 20% whilst I was there.

5. From 2004 until 2008, my role included representing the MPS and ACPO licensing lead both in London and Nationally. In this role, I developed key partnerships with industry, NGOs and Government departments in order to improve the standards at licensed premises. I sat on the BII working party and helped develop the national training for Door Supervisors and worked with the SIA to successfully introduce the new regime within London. I sat on several Government working parties and worked closely with the alcohol harm reduction team on identifying best practice and ensuring this was used both within London and Nationally by police and local authorities.

6. I was involved with Best Bar None for several years and successfully helped several boroughs to implement the initiative. I was a trained Purple Flag and Best Bar None assessor and, until my retirement, I sat on the Board for Best Bar None in the Royal Borough of Kensington and Chelsea. For the last five years of my service, I was in charge of licensing for the Notting Hill Carnival, the largest street carnival in Europe. During this time, I contributed to a reduction in violence overall at the Carnival and delivered increased seizures of illegal alcohol, reduction of unlicensed alcohol sales and a reduction in alcohol related violence. In addition to the above, I have attended many internal MPS training and qualification courses, and I am trained in conducting health and safety risk assessments and hold the National Certificate for Licensing Practitioners, issued by the British Institute of Inn keeping (BII).

7. Following my retirement, I set up a licensing consultancy to improve standards

and provide independent advice for premises requiring a local authority licence. Since then, I have provided evidence gathering services and advice to a broad range of licensed premises on a variety of issues, including crime and disorder, cumulative impact, sexual entertainment, street drinking, rough sleepers, age related products, betting and gaming and planning. This work has involved premises that benefit from licences for activities such as alcohol on and off licences, betting premises licences, SEV licences and late-night refreshment.

8. For example, in the last year my work includes having conducted observations, completed crime research and analysis, conducted operational risk assessments, analysed crime statistics and provided guidance to operators and expert witness evidence to local authority and Court appeal hearings for premises as diverse as: A top quality restaurant and nightclub in a prime West End of London location. A sports bar in North London. Roof Top Gardens in Kensington. Circus themed nightclub in Manchester. A public house in Richmond. A 24-hour food delivery service and Risk Assessments for betting and gaming premises across the country. I have given evidence at both local authority and appeal court hearings.

### **Introduction.**

9. I have been instructed by Piers Warne, Legal Director from TLT Solicitors, in connection with the application to vary the licence at Flightclub Victoria, Unit 8 Nova, Victoria Street, SW1E 5DJ. The premises operates as a Flight Club Darts (FC) premises that provides “Social entertainment providing competitive socialising in the form of darts together with ancillary bar and food offerings.”

10. I am familiar with the FC premises in London, and other venues managed by the same operator that offer shuffleboard entertainment trading under the Electric Shuffle (ES) brand. In addition to my observations for this application, conducted on Saturday the 29<sup>th</sup> of January 2022, I have previously conducted observations at FC and ES premises in order to observe the style of operation, customer behaviour and the impact that the premises have on the vicinity. The observations are detailed below:

- FC at Victoria on 17<sup>th</sup> May 2019 and 14<sup>th</sup> January 2022.
- FC at New Oxford Street on 17<sup>th</sup> May 2019.

- FC Bloomsbury on 14<sup>th</sup> January 2022, and
- ES at London Bridge on 16<sup>th</sup> January 2022.

11. These observations, over a period approaching 3 years, including the observations at London Bridge conducted before and after the premises opened, provide the opportunity to consider if the FC and ES premises operate as intended and to assess the impact it has on the area once open. I attach my previous reports for information.

### **Application.**

12. This is an application to vary the current premises licence as follows:

- Sunday to Tuesday: to add an additional 30 minutes 'drinking up time' after the current cessation of alcohol sales of 11pm Sunday and midnight Monday and Tuesday
- Extension of licensable activities on Wednesday to Saturday and Sunday preceding Bank Holiday Monday to 1am the following morning with 30 minutes 'drinking up time' thereafter.

There is also a considerable number of additional conditions proposed to ensure the premises continues to promote the licensing objectives.

13. The premises falls within the Special Consideration Zone of Westminster (SCZ) and the proposed hours are outside the licensing policy core hours policy HRS1 B. The applicant has appended a document to the application setting out how they propose to address the points relating to the SCZ and HRS1 B.

14. I have conducted observations and reviewed the application and the applicants appended documents together with the representation submitted by the EH consultation team and a representation submitted by a resident.

### **Observations.**

15. I conducted observations in connection with this application on Saturday the 29<sup>th</sup> of January 2022, the weather was dry and clear. The operator was not aware that I would be attending the premises. I walked around Sir Simon Milton Square before entering the premises, it was generally busy with licensed premises open and trading,

for example Greenwood Kitchen and Otherworld were both busy. The Duke of York pub was also busy and the area generally, as a major public transport hub with buses, tube and mainline train station and cabs and private hire vehicles dropping off and picking up.

16. I arrived at the premises at about 22.15 hours, there was a group awaiting entry and a few people in the smoking area but otherwise no one loitering in the vicinity. There was a door supervisor correctly displaying his SIA badge outside who was implementing Challenge 25 and checking the ID of the group of females as I arrived.

17. On entering the premises via the staircase there is a host who checks on bookings and customers are taken to their oche. I entered the premises and purchased a drink from the bar. The premises were busy with music playing at a level that permitted talking and socialising and are set out with a large number of dart boards in a variety of spaces, some small and intimate and others catering for larger groups.

18. There are screens adjacent to the boards for recording players names and scores and taking video clips of players and these automatically calculate scores making for straight forward competitive and social games. Most of the oches were occupied and the atmosphere was good. The customers are ethnically diverse and mainly in the 20 – 40 age range with a good mix of male and female which provides for a relaxed, social atmosphere.

19. The garden was open until 23.00 and there were customers outside. They were supervised by door supervisors and the area was quiet and professionally managed. The application is not to alter the hours the garden is open, and it will continue to close at 23.00, as it did on the night I conducted observations.

20. I noticed from about 23.00 that customers started drifting away from the premises as the oches closed and there was not time to start a new game. Some remained in the bar to finish drinks, and some left straight away. The style of operation naturally leads to a staggered, controlled dispersal from the premises. I did not observe any drunkenness inside the premises. I left the premises at 23.10 to observe the outside area and any impact that leaving customers have.

21. If, when leaving the premises, customers were permitted to turn right from the Flight Club exit they would go towards Sir Simon Milton Square and potentially past residential properties. To ensure this does not happen Flight Club's dispersal practice is to put a temporary, physical barrier to the right of the exit which channels customers directly to Victoria Street. There is a Door Supervisor positioned at the barrier directing customers along the path, past the Santander bike stand, and into the busy Victoria Street. This comes out by the Duke of York pub where there is direct access to buses and trains and cabs and private hire vehicles stop to pick up.

22. *Staggered egress from Flightclub at 23.48 Saturday 29<sup>th</sup> January 2022 along the path to Victoria Street.*



23. I walked around the square and noted that a number of the licensed premises, some in closer proximity to residential properties than FC, were still open and customers from these premises were leaving, some into Sir Simon Milton Square. In addition, people make their way into the area, who have been out elsewhere to access the public transport links. Overall, the area was busy with pedestrians and traffic. I also noticed security guards in red jackets who were patrolling the square, including the vicinity of FC.

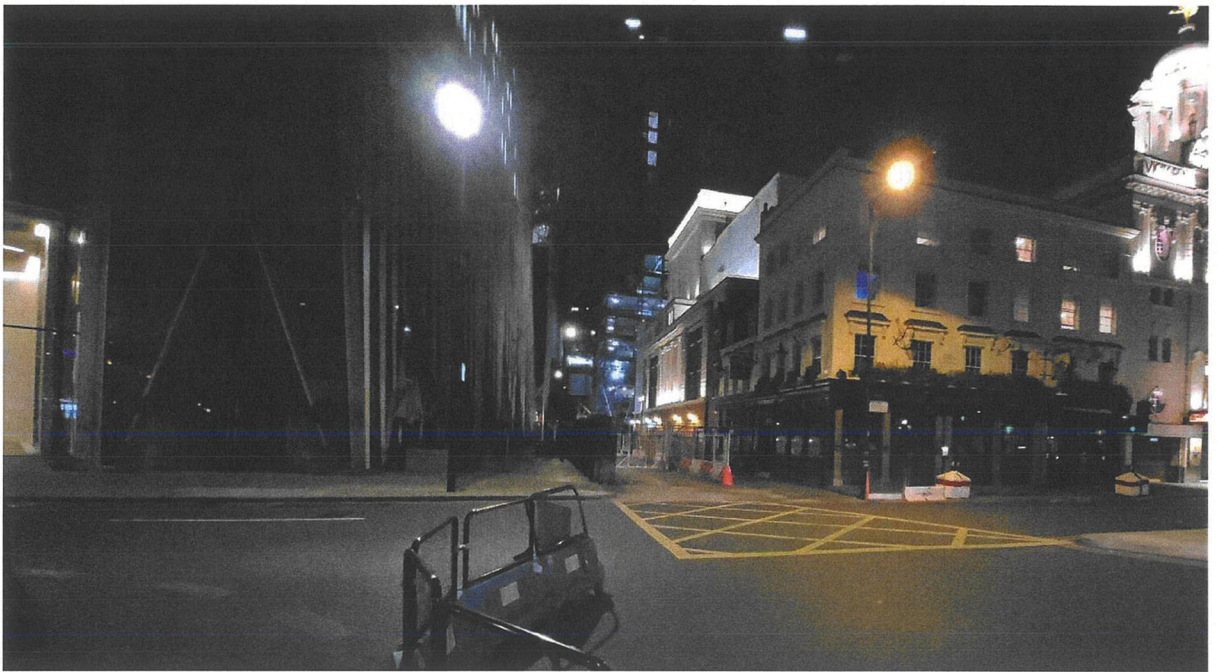
24. Observing the customers leaving Flight Club, from Victoria Street they made their way to the tube station opposite, to the bus stops opposite and to the mainline station a short walk away. Some walked off on foot and others waited at Victoria Street for cabs and private hire vehicles. Those waiting were chatting and there were some small groups, however they did not linger for long and in the context of the busy area they did not have an adverse impact on the vicinity.

25. At about 23.55 Greenwood Kitchen appeared to be closing and the customers were leaving with some loitering in the square standing around and chatting. The provision of seating in the Square encourages some people to loiter and also attracts begging and others seeking somewhere to sit and drink or consume food. I did not see any FC customers go into this area as on leaving they were directed to Victoria Street and from there they waited for cabs and hire vehicles or accessed the public transport.

26. By 00.08 FC customers were leaving in greater numbers but dispersing quite quickly. Walking around the square there were people, not FC customers, who were sitting on the seating with some eating and drinking.

27. By 00.27 there was no one still leaving FC and the premises appeared to be closed. There were 5 people standing at Victoria Street waiting for transport and they left soon after in a vehicle. There continued to be people on the street, accessing transport and passing through but they were not FC customers and there was no noise or nuisance caused.

28. *The image below was taken at 00.33 on Sunday morning 30<sup>th</sup> January 2022 after I had been inside the premises early in the evening and noted it was busy. It shows the exit from FC with the Duke of York pub to the right and no customers remaining in the street. I did not see any noise or nuisance generated during the dispersal.*



### **Representations.**

29. There are two representations against this application, one from the EH consultation team and one from a resident of the Nova building. The EH team representation states “additional hours requested for licensable activities will have the likely effect of causing an increase in Public Nuisance within the Victoria Special Consideration Zone” however, no evidence is provided to support this view.

30. The single representation from a resident paints a picture that I simply do not recognise from my observations at this, or other, FC and ES premises over a period of three years or my experience of working in Victoria. In my experience if the issues the representation states were taking place, for example “300 or so residents of the Nova building being woken up and kept awake by continuing noise nuisance for anything up to an hour practically every night of the week” there would be a large number not only of representations from those residents but also a history of complaints to police and to WCC.

31. As far as I am aware this is not the case, there have been no other complaints, no other representations and no police representations. What is described as occurring

“practically every night of the week” certainly did not take place on any of the occasions that I conducted my observations at Victoria or at and FC or ES premises I have visited.

32. Flight Club Victoria have in place a comprehensive dispersal policy, which prevents their customers going past residential properties when leaving. I observed the policy in operation with customers effectively being directed away from the residential properties to the busy Victoria Street where they can access cabs, hire vehicles and public transport links. Flight Clubs dispersal practices were effective, and I did not see any of their customers going into Sir Simon Milton Square.

33. Due to the unique style of operation and effective dispersal practices I observed that the premises currently supports the licensing objectives to a high standard and does not contribute to public nuisance in the Victoria Special Consideration Zone and, importantly, will not do so if this application is permitted.

34. The application is to vary the current premises licence in two ways. Firstly, to permit an additional 30 mins ‘drinking up time’ Sunday to Tuesday with no extension to duration of licensable activity. This will have the effect of extending the egress from the premises over a longer period of time and will reduce the potential for impact in the vicinity.

35. The application is additionally to extend licensable activities on Wednesday to Saturday and Sunday preceding Bank Holiday Monday by 1 hour to 1am the following morning with 30 minutes ‘drinking up time’ thereafter. The premises currently operates licensable activity until midnight and also closes at midnight.

36. It is widely accepted that a ‘wind down’ period is beneficial at all licensed premises as it allows customers time to finish their drinks and prepare to leave and ensures that not all customers leave the premises at the same time. A substantial number leaving at the same time is more likely to lead to friction on the street and pressure on the public transport infrastructure.

37. The proposed additional hour for licensable activity will permit customers to remain on the premises for longer, however, the new provision of a 30-minute wind down or ‘drinking up’ period, together with the existing naturally staggered egress of



customers due to the unique style of operation of FC premises, will continue to ensure that customers leave over a long period of time, longer than at present, and will have no impact on noise or nuisance generated outside the premises.

38. The addition of a condition that ensures no new customers can enter the premises after midnight complements this condition and encourages a gradual dispersal from the premises over a period of one and a half hours.

### **Conclusions.**

39. I found all the FCD, and ES premises, including the FC at Victoria that I have now observed on three separate occasions, provide an excellent quality, welcoming and controlled environment. Customers are encouraged to book and while walk-ups are permitted booking reduces the risk of queuing and the associated problems. The premises operate as a 'destination venue' for a pre-planned night out and as such most customers will book their visit in advance.

40. I sat at the bar in all the FCD premises I visited but often felt in the way and was asked to move on one occasion as the waiting staff were so busy. I saw few customers just seated at the bar and drinking and those that I did see were either waiting for friends to arrive and start a game or had finished their game and were discussing their night before leaving.

41. Unlike traditional bars, alcohol led bars and High-Volume Vertical Drinking (HVVD) premises, there were a large number of staff to assist customers by explaining the games and setting up the scoring and waiting staff delivering food and drinks to tables. This provides additional supervision of the premises and tends to moderate customers behaviour. Music was playing but at a volume that allowed for conversation and socialising. This is something that can be lacking in bars and nightclubs and is a positive aspect of these premises minimising the potential for excessive consumption of alcohol and poor behaviour.

42. The customers at the FCD and ES premises were diverse in ethnicity and a

balance of male and female and while most appeared in the 20 to 40 year-old age bracket there were some older customers and groups. Mixing of sexes and ages tends to have a moderating effect on individuals behaviour. I did not observe any of the typical Stag and Hen type large, single sex groups who are often seen wearing fancy dress and can end up in competition drinking with each other leading to drunkenness and disorder both inside the premises and when leaving.

43. Overall, I found that the FC premises in Victoria, and all the FC and ES premises I have visited, provide a controlled environment with a high staff to customer ratio. Customers go to the premises to play the games, to enjoy a genuine social and fun environment and take substantial meals. Music and alcohol are a part of the attraction of these premises, but they are not drink led in the way that some premises are.

44. The style of operation, where games finish at various times, naturally leads to a protracted wind down from the premises towards the end of the night, ensuring customers leave over an extended period of time. This ensures not all customers leave together generating crowds and pressure on the infrastructure when the premises closes.

45. This staggered egress will be improved further with the addition of a 30-minute wind down period at the end of licensable activity if this application is permitted and is in contrast to many nightclub style bars and clubs where customers are hyped up following an evening in a high energy, fast tempo drink fuelled environment and then all leave at the same time when it closes, resulting in noise and nuisance, competition for late night refreshment and transport and the potential for conflict, noise and disorder.

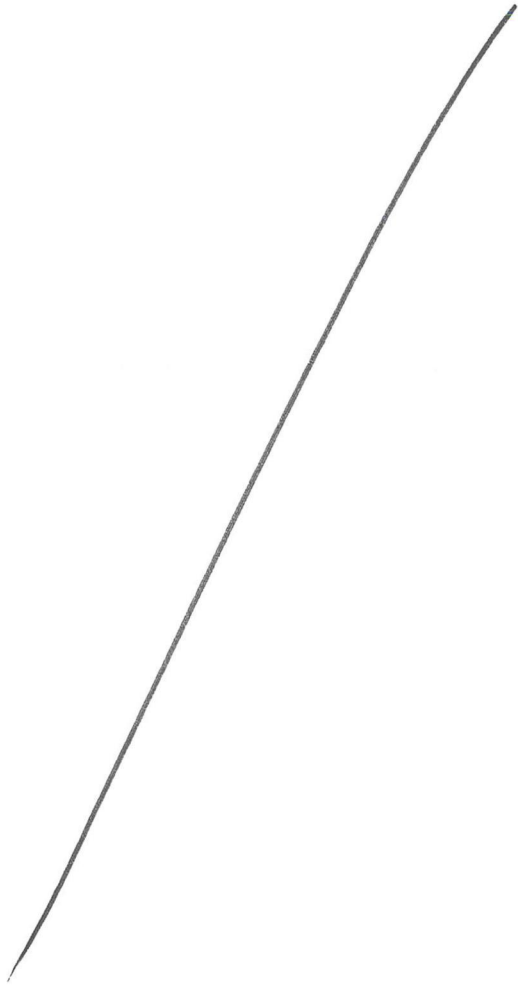
46. I am satisfied that, if permitted, this application will ensure that the premises continue to promote the licensing objectives to a high standard and there will be no increase in noise or nuisance in the Victoria area.

**I understand that my duty is to the sub-committee and this report has been prepared in compliance with that duty. All matters relevant to the issues on which my expert evidence is given have been included in this report. I believe the facts I state in this report to be honest and true and that the opinions I have expressed are**

**correct to the best of my judgment. The fee for this report is not conditional on the outcome of the case in any way whatsoever.**

Adrian Studd,  
Independent Licensing Consultant,  
31/01/2022.

## Appendix 7: Pre-Application Consultation Response





# City of Westminster

Office Name: Ian Watson  
 Designation: Senior Practitioner EH  
 Licensing  
 Date: 30<sup>th</sup> September 2021  
 Contact number:  
 Email: [iwatson@westminster.gov.uk](mailto:iwatson@westminster.gov.uk)  
 Signed: Ian Watson  
 Uniform Ref Number: 21/09922/PREAPS

Trading name of business and Address: 8 Sir Simon Milton Square, SW1E 5DJ		
Reference Number if Applicable: 21/09922/PREAPS		
Licence: 18/15220/LIPDPS	Applicant/solicitor: Mr Piers Warne TLT Solicitors	CI Zone/SC Zone: Yes
<p>Type of Business: Themed Bar</p> <p>Permitted Areas: Ground and First Floor</p> <p>Permitted Activities: Supply of Alcohol, Late Night Refreshment, Regulated Entertainment.</p> <p>Permitted Alcohol Hours: Monday to Saturday 07.00 to 00.00 hours. Sunday 07.00 to 23.00 hours.</p>		
<p><b>Pre application advice purpose:</b> To assess a proposal to extend the licensing hours Thursday through to Saturday and the opening hours on all days. Propose additional conditions to support the licensing objectives.</p> <p><b>Issues discussed and actions taken:</b>          Assessment carried out by Ian Watson (Senior Practitioner Environmental Health (Licensing)).</p> <p><b>Licensing:</b>          The premises are located within the Victoria special consideration zone and therefore any application must address the concerns within policy D56.          These being, serious violence at night, anti-social behaviour at all times of the day (street drinking and begging), incidents relating to ambulance call outs to the locations of licensed premises for intoxication, injury related to intoxication and/or assault, theft and noise at night.</p> <p>The operator should have policies addressing the above points within their general operating and training policy that forms part of the induction training for staff.</p> <p>The premises licence already contains conditions that address some of the issues identified either as part of the mandatory conditions or general operational conditions.</p> <p>Proposed hours.</p> <p>Licensable Activities          Wednesday to Saturday 07.00 to 01.00 hours.          Sundays before a Bank Holiday Monday 07.00 to 01.00 hours.</p> <p>Opening Hours          Monday to Tuesday 07.00 to 00.30 hours.          Wednesday to Saturday 07.00 to 01.30 hours          Sunday 07.00 to 23.30 hours</p>		

Sunday before a Bank Holiday Monday 07.00 01.30 hours

The proposed hours are outside the licensing policy core hours, policy HRS1, therefore applicants need to address, if applicable, the fourteen points stated under HRS1 B. Such points address the impact on the licensing objectives, location within an SCZ, capacity of the premises, proximity to residential accommodation, use of external areas etc...

These premises have a large terrace area on the first floor and permission for external tables and chairs on the ground floor. The use of these areas are currently restricted to 23.00 hours and it is advised that this hour is not extended.

I am not aware of any licensed premises within the Nova development that operates on a regular basis beyond midnight. The sports bar that operates as Greenwoods, 19/16939/LIPV, can under specific conditions operate until 01.00 hours. It is understood that there may be restrictions on late operating hours imposed by the landlord of the site. It is advisable to check lease documents for the specific premises.

There is a premises in the vicinity of the Nova development that has licensing hours until 01.00 hours, Try Market Halls, 21/05471/LIPDPS, @ 191 Victoria Street, SW1. This licence was granted under delegated authority due to no residential objections with both the Police and EH satisfied with the operational conditions.

**Licensing Position:**

A new or variation application can be made to address the proposed increased hours. This depends on whether it is felt that the issued licence may be vulnerable to additional conditions/restrictions if residential objections are received.

Additional conditions proposed.

- No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises.
- Door supervisor will be provided at the premises on a risk assessed basis. The risk assessment will be in written form and made available to the Metropolitan Police and licensing officers on request.
- A dispersal policy will be drawn up and implemented at the premises to ensure as far as practicable customers leaving the premises do so quickly and quietly. The dispersal policy will be made available to Police and licensing officers on request.
- No new entry shall be permitted to the premises after 23.30 hours Monday and Tuesday & 00.00 hours Thursday to Saturday.

Applicant should consider

- After 21.00 hours there shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
- When operating licensable activities up till 01.00 hours a minimum of at least one SIA licensed door supervisor shall be on duty at the premises after 21.00 hours and additional security shall be provided on a risk-assessed basis.

The police will also want the CCTV condition updated with new model condition MC1 plus they will also request a condition regarding staff training in terrorism awareness.

**Conclusions**

The additional hours will need to be supported by robust conditions to address the licensing objectives and policy consideration regarding HRS1.

It is advisable to ensure that landlord consent is not required to allow the premises to operate longer hours.

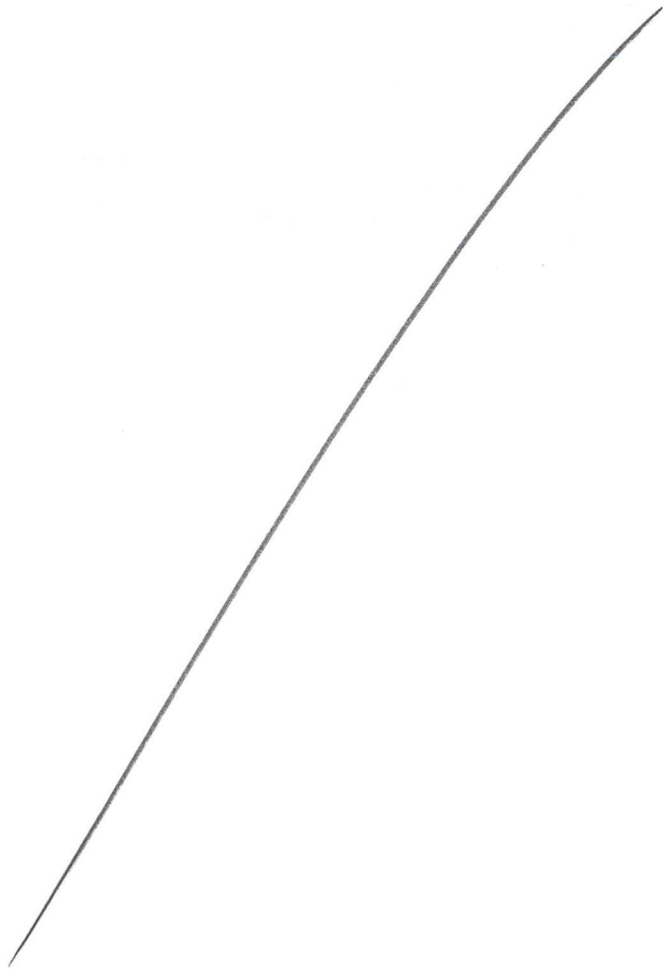
If objections are raised by residents or other parties their concerns may require additional conditions to be proposed by Environmental Health.

General information should also be provided within the application to address the location of the premises within the Victoria special consideration zone.

As part of the application process it is advised that the other responsible authorities will also need to assess the proposals and may wish to make additional comments.

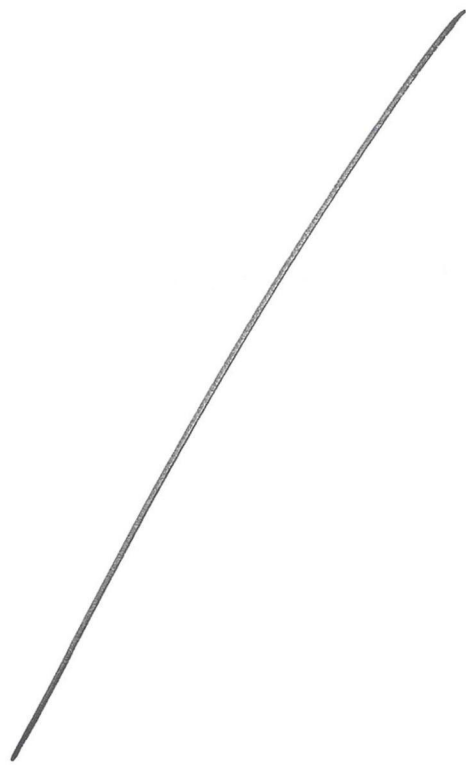
**Please note that any advice given will not guarantee that your application will be granted by the Licensing Service and the Environmental Health Consultation Team may still choose to make a representation to the application submitted.**





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Appendix 8: premises Licence: greenwoods





**City of Westminster**  
64 Victoria Street, London, SW1E 6QP

**Premises licence**

Regulation 33, 34

**Premises licence number:**

19/16939/LIPV

**Original Reference:**

16/00463/LIPN

**Part 1 – Premises details**

**Postal address of premises:**

Greenwoods  
170 Victoria Street  
London  
SW1E 5LB

**Telephone Number:**

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Playing of Recorded Music  
Late Night Refreshment  
Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

Playing of Recorded Music

Monday to Saturday: 07:00 to 00:00  
Sunday: 07:00 to 01:00

(extension until midnight for Sundays immediately prior to a bank holiday)

Late Night Refreshment

Monday to Saturday: 23:00 to 00:00  
Sunday: 23:00 to 01:30

Sale by Retail of Alcohol

Monday to Saturday: 07:00 to 00:00  
Sunday: 07:00 to 23:00

(extension until midnight for Sundays immediately prior to a bank holiday)

Seasonal Details: Between the 1 September and 31 March the terminal on Sundays shall be extended to 01:30 the day following.

**The opening hours of the premises:**

Monday to Saturday : 07:00 to 00:00  
Sunday: 07:00 to 23:00

**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption both on and off the Premises.

Part 2

**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

ETM Group Limited  
60 Goswell Road  
London  
EC1M 7AD

**Registered number of holder, for example company number, charity number (where applicable)**

05908632

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:**

**Name:** Mr Thomas Richard Elliot Martin

**Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.**

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

Licence Number: LBH-PER-T-0477  
Licensing Authority: London Borough Of Hackney

**Date:** 16 January 2020

**This licence has been authorised by Michelle Steward on behalf of the Director - Public Protection and Licensing.**

## Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
    - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
    - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

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

7. The responsible person must ensure that—

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
  - (i) beer or cider: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

Where -

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

- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
    - (i) the holder of the premises licence,
    - (ii) the designated premises supervisor (if any) in respect of such a licence, or
    - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
  - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.



## Annex 2 – Conditions consistent with the operating Schedule

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All Entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of records shall be made available immediately upon the request of Police or authorised officer throughout the preceding 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. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
12. Other than in the area(s) edged and hatched in blue on the attached plan, alcohol shall not be sold or supplied otherwise than by waiter or waitress service for consumption by persons who are seated at tables.
13. All sales of alcohol for consumption off the premises shall be in sealed containers only, save for (i) alcohol served by a waiter or waitress to customers who are seated at tables within the designated external seating area(s) shown on the attached plan edged and cross-hatched in green or (ii) alcohol supplied to those customers within the area edged and hatched green on the attached plan.
14. All outside tables and chairs within the dedicated ground floor outside seating area shall be rendered unusable by 23:00 hours each day and use of the external area edged in green shall cease at 23:00.
15. Patrons permitted to temporarily leave and then re-enter the premises and any dedicated outside ground floor seating area, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
16. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
  - a) all crimes reported to the venue
  - b) all ejections of patrons
  - c) any complaints received concerning crime and disorder
  - d) any incidents of disorder
  - e) all seizures of drugs or offensive weapons
  - f) any faults in the CCTV system or searching equipment or scanning equipment.
  - g) any refusal of the sale of alcohol; and
  - h) any visit by a relevant authority or emergency service
17. Notices shall be displayed at the exit of the premises requesting customers leaving the premises to respect the needs of local residents and business and leave the area quietly.
18. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable form of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS hologram.

19. Other than where deliveries take place in accordance with the NOVA development delivery arrangements allowing delivery to the dedicated basement delivery area, no deliveries to the premises shall take place between 23:00 and 08:00 on the following day.
20. Other than where refuse is disposed of and collected in accordance with the NOVA refusal collection arrangements allowing collections from the dedicated basement area, all waste shall be properly present and placed out for collection no earlier than 30 minutes before the scheduled collection times.
21. 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.
22. All windows and external doors shall be kept closed before 08:00 and after 23:00 hours, except for the immediate access and egress of persons.
23. Between 07:00 and 10:00 hours the sale of alcohol for consumption on the premises or in the designated external seating area(s) shall be limited to pre-booked private functions or to consumption of alcohol that is ancillary to food.
24. Between 07:00 and 08:00 the sale of alcohol for consumption off the premises shall be limited to alcohol served to customers who are seated at tables within the designated external seating area(s) shown on the attached plan.
25. At least 1 SIA licensed door supervisor shall be on duty from 18:00hrs until 23:00hrs daily to monitor the external area and to ensure that the patrons remain within the designated boundaries as marked out on the plan.

**CONDITIONS HAVING EFFECT ONLY DURING THE OPERATION OF EXTRA HOURS  
(23:00 TO 01:00) ON A SUNDAY THROUGH TO MONDAY DURING MONTHS  
SEPTEMBER TO MARCH ONLY**

26. The Sale of alcohol at the premises after 2300hrs shall at all times be ancillary to the screening of a television broadcast of a live sporting event
27. There shall be no admittance or re-admittance to the premises after (23.00) except for patrons permitted to temporarily leave the premises to smoke
28. The maximum number of persons permitted outside to smoke shall not exceed 5 persons at any one time. Such persons are not permitted to take drinks outside. The designated smoking area is immediately adjacent to the Victoria Street entrance doors as marked on the plans
29. At least two SIA licensed door supervisors shall be on duty. The licence holder will also have full regard to its own written risk assessment when considering each event and in determining whether more than two door supervisors are required. That risk assessment to be kept under constant review.

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

None







**City of Westminster**  
64 Victoria Street, London, SW1E 6QP

Schedule 12  
Part B

WARD: St James's  
UPRN: 010033637838

Premises licence  
summary

Regulation 33, 34

Premises licence number:

19/16939/LIPV

**Part 1 – Premises details**

**Postal address of premises:**

Greenwoods  
170 Victoria Street  
London  
SW1E 5LB

**Telephone Number:**

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Playing of Recorded Music  
Late Night Refreshment  
Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

Playing of Recorded Music  
Monday to Saturday: 07:00 to 00:00  
Sunday: 07:00 to 01:00  
(extension until midnight for Sundays immediately prior to a bank holiday)

Late Night Refreshment  
Monday to Saturday: 23:00 to 00:00  
Sunday: 23:00 to 01:30

Sale by Retail of Alcohol  
Monday to Saturday: 07:00 to 00:00  
Sunday: 07:00 to 23:00  
(extension until midnight for Sundays immediately prior to a bank holiday)

Seasonal Details: Between the 1 September and 31 March the terminal on Sundays shall be extended to 01:30 the day following.

**The opening hours of the premises:**

Monday to Saturday : 07:00 to 00:00  
Sunday: 07:00 to 23:00

**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption both on and off the Premises.

**Name and (registered) address of holder of premises licence:**

ETM Group Limited  
60 Goswell Road  
London  
EC1M 7AD

**Registered number of holder, for example company number, charity number (where applicable)**

05908632

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:**

Name: Mr Thomas Richard Elliot Martin

**State whether access to the premises by children is restricted or prohibited:**

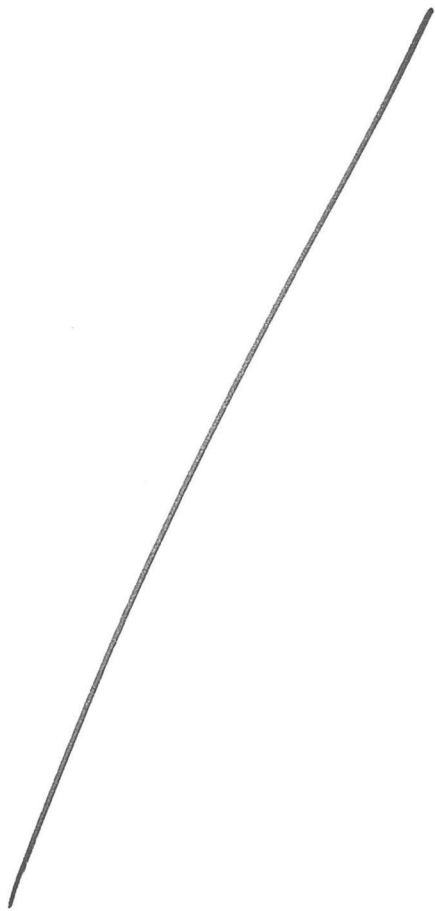
Restricted

**Date:** 16<sup>th</sup> January 2020

**This licence has been authorised by Michelle Steward on behalf of the Director - Public Protection and Licensing.**

## Appendix 9: Premises Licence: Market Hall







Schedule 12  
Part A

WARD: Warwick  
UPRN: 010033600457

# City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

21/05471/LIPDPS

Original Reference:

17/15037/LIPN

## Part 1 – Premises details

### Postal address of premises:

Try Market Halls  
Market Hall Victoria  
191 Victoria Street  
London  
SW1E 5NE

Telephone Number: Not Supplied

### Where the licence is time limited, the dates:

Not applicable

### Licensable activities authorised by the licence:

Performance of Dance  
Exhibition of a Film  
Performance of Live Music  
Playing of Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Sale by Retail of Alcohol

### The times the licence authorises the carrying out of licensable activities:

#### Performance of Dance

Monday to Saturday: 10:00 to 01:00  
Sunday: 10:00 to 23:00

#### Exhibition of a Film

Monday to Saturday: 10:00 to 01:00  
Sunday: 10:00 to 23:00

#### Performance of Live Music

Monday to Saturday: 10:00 to 01:00  
Sunday: 10:00 to 23:00

#### Playing of Recorded Music

Monday to Saturday: 10:00 to 01:00  
Sunday: 10:00 to 23:00

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

Monday to Saturday:	10:00 to 01:00
Sunday:	10:00 to 23:00
<b>Performance of a Play</b>	
Monday to Saturday:	10:00 to 01:00
Sunday:	10:00 to 23:00
<b>Late Night Refreshment</b>	
Monday to Saturday:	23:00 to 01:30
Sunday:	23:00 to 23:30
<b>Sale by Retail of Alcohol</b>	
Monday to Saturday:	10:00 to 01:00
Sunday:	10:00 to 23:00

<b>The opening hours of the premises:</b>	
Monday to Sunday:	06:00 to 01:30

<b>Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:</b>	
Alcohol is supplied for consumption both on and off the Premises.	

**Part 2**

<b>Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:</b>
Try Market Bars Limited Head Office 9 Holles Street London W1G 0BD

<b>Registered number of holder, for example company number, charity number (where applicable)</b>
11182408

<b>Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:</b>
<b>Name:</b> Katharine Louise Rose
<i>Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.</i>

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Licence Number:** LN/202100032  
**Licensing Authority:** St Albans District Council

**Date:** 21 June 2021

**This licence has been authorised by Mary Pring on behalf of the Director - Public Protection and Licensing.**

## Annex 1 – Mandatory conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
    - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
    - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - (3) The policy must require individuals who appear to the responsible person to

be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

- (a) a holographic mark, or
- (b) an ultraviolet feature.

7. The responsible person must ensure that—

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
  - (i) beer or cider: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

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

Where -

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

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

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

- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
  - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

## Annex 2 – Conditions consistent with the operating Schedule

10. The provision of licensable activities shall be ancillary to the use of the premises as a food court.
11. A minimum of 5 independent food providers shall be present and open at all times alcohol will be supplied except if the premises operate privately or for organised events or functions.
12. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
13. After 21.00 hours there shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
14. The roller shutter on the exit doors to Terminus Place shall be locked up in the open position while the premises are occupied, and a permanent notice worded to that effect shall be provided on the wall adjacent to the shutter.
15. After 23:00 hours no drinks shall be permitted on the roof terrace.
16. A minimum of 100 seats on the (first floor) and 100 seats on the (ground floor) shall be provided at all times.
17. A Challenge 25 proof of age scheme shall be operated where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
18. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
19. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
20. Loudspeakers shall not be located in the entrance lobbies or outside the premises building entrances.
21. There shall be no sales of alcohol for consumption 'Off' the premises after 23.00 hours.
22. All sales of alcohol for consumption 'Off' the premises shall be in sealed containers only.
23. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record while the premises are open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
24. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member 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.
25. An incident log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police, which will record the following: (a)



all crimes reported to the venue (b) all ejections of patrons (c) any complaints received concerning crime and disorder (d) any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in the CCTV system (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.

26. After 20.00 hours a minimum of at least one SIA licensed door supervisors shall be on duty at the premises while it is open for licensable activities and additional security shall be provided on a risk-assessed basis.
27. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
28. 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.
29. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
30. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
31. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
32. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
33. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
34. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
35. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing shall be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes (other than foyers), entertainment areas or function rooms, shall be non-combustible.
36. Flashing or particularly bright lights on or outside the premises shall not cause a nuisance to nearby properties, save insofar as they are necessary for the prevention of crime.
37. At the close of business each day the premises are open for business, the pavement from the building line to the kerb edge, and to include the gutter/channel, immediately outside the premises, and to a distance of 10 metres on either side, is swept and litter and sweepings collected, stored and disposed of in accordance with the approved refuse storage arrangements.
38. Licensable activities can be provided from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
39. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental Health Service and access shall only be by persons authorised by the Premises Licence holder. The limiter shall not be altered without prior agreement with the Environmental Health

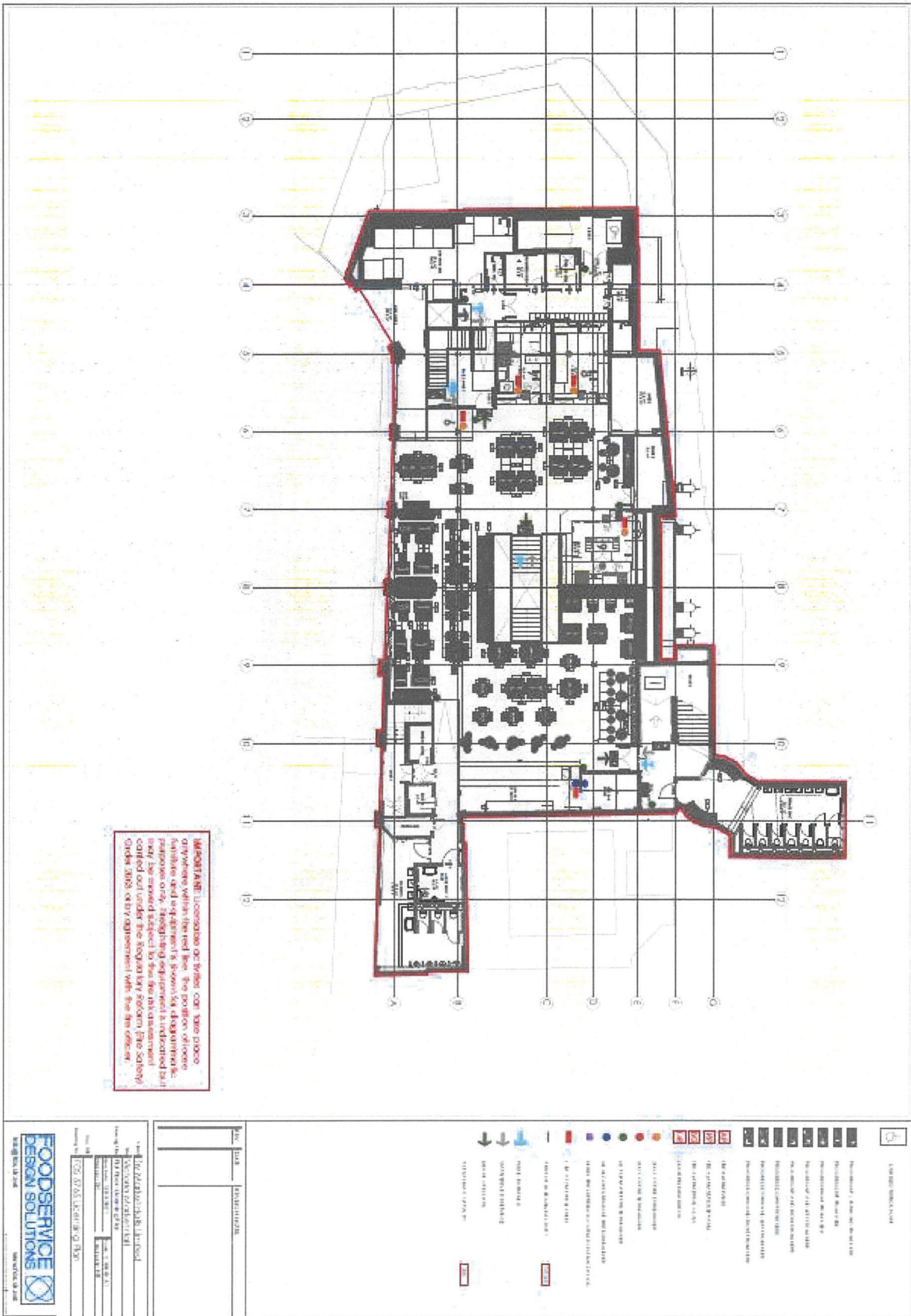
Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.

40. After 23.00 hours the premises licence holder shall ensure that any patrons smoking on the rooftop terrace do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance.
41. After 23.00 hours the inner doors of all entrances shall be maintained closed except for the immediate access and egress of persons.
42. No regulated entertainment shall be provided on the roof terrace and no music shall be played on the roof terrace after 23.00 hours.
43. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed;  
Ground Floor - 320 persons  
First Floor - 300 persons  
Second Floor Roof Terrace – 220 persons  
With no more than 840 persons at any one time

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

None





**IMPORTANT:** Licenses for all work shall be obtained by the contractor. The contractor shall be responsible for obtaining all necessary permits and licenses. The contractor shall be responsible for obtaining all necessary permits and licenses. The contractor shall be responsible for obtaining all necessary permits and licenses.





**City of Westminster**  
64 Victoria Street, London, SW1E 6QP

Schedule 12  
Part B

WARD: Warwick  
UPRN: 010033600457

Premises licence  
summary

Regulation 33, 34

Premises licence number:

21/05471/LIPDPS

**Part 1 – Premises details**

**Postal address of premises:**

Try Market Halls  
Market Hall Victoria  
191 Victoria Street  
London  
SW1E 5NE

**Telephone Number:** Not Supplied

**Where the licence is time limited, the dates:**

Not applicable

**Licensable activities authorised by the licence:**

Performance of Dance  
Exhibition of a Film  
Performance of Live Music  
Playing of Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Sale by Retail of Alcohol

**The times the licence authorises the carrying out of licensable activities:**

**Performance of Dance**

Monday to Saturday: 10:00 to 01:00  
Sunday: 10:00 to 23:00

**Exhibition of a Film**

Monday to Saturday: 10:00 to 01:00  
Sunday: 10:00 to 23:00

**Performance of Live Music**

Monday to Saturday: 10:00 to 01:00  
Sunday: 10:00 to 23:00

**Playing of Recorded Music**

Monday to Saturday:	10:00 to 01:00
Sunday:	10:00 to 23:00
<b>Anything of a similar description to Live Music, Recorded Music or Performance of Dance</b>	
Monday to Saturday:	10:00 to 01:00
Sunday:	10:00 to 23:00
<b>Performance of a Play</b>	
Monday to Saturday:	10:00 to 01:00
Sunday:	10:00 to 23:00
<b>Late Night Refreshment</b>	
Monday to Saturday:	23:00 to 01:30
Sunday:	23:00 to 23:30
<b>Sale by Retail of Alcohol</b>	
Monday to Saturday:	10:00 to 01:00
Sunday:	10:00 to 23:00

**The opening hours of the premises:**

Monday to Sunday: 06:00 to 01:30

**Where the licence authorises supplies of alcohol, whether these are on and/or off supplies:**

Alcohol is supplied for consumption both on and off the Premises.

**Name and (registered) address of holder of premises licence:**

Try Market Bars Limited  
Head Office  
9 Holles Street  
London  
W1G 0BD

**Registered number of holder, for example company number, charity number (where applicable)**

11182408

**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:**

Name: Katharine Louise Rose

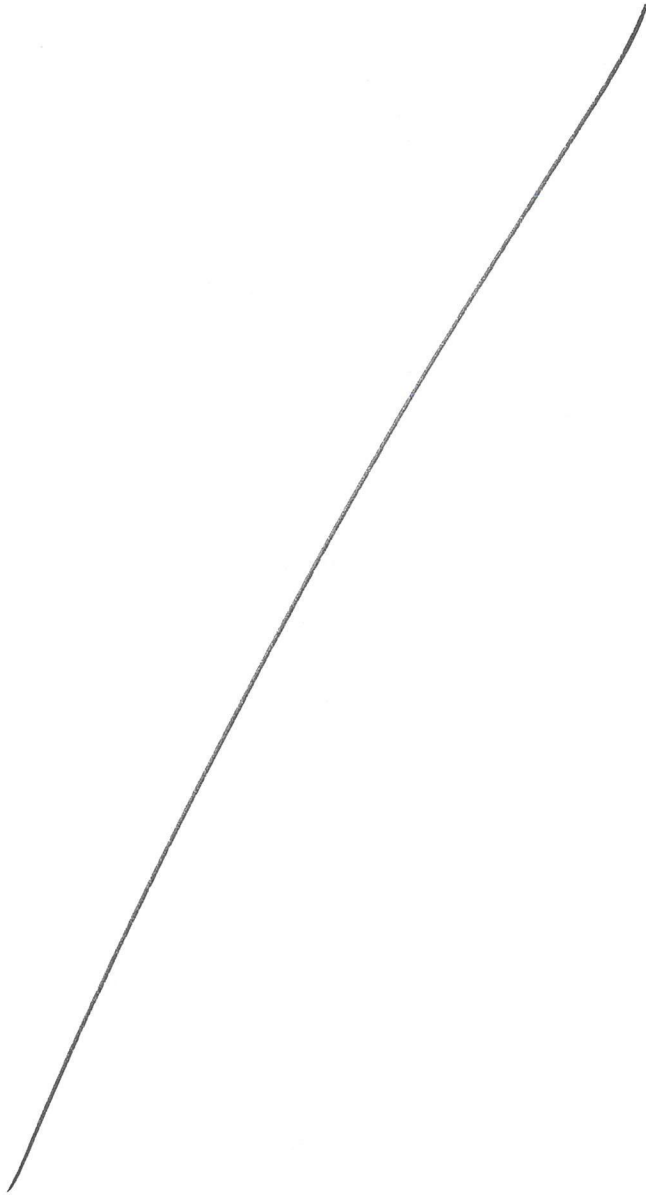
**State whether access to the premises by children is restricted or prohibited:**

Restricted

**Date:** 21 June 2021

This licence has been authorised by Mary Pring on behalf of the Director - Public Protection and Licensing.





# **Flightclub Victoria**

**Unit 8 Nova, Victoria Street, London SW1E 5DJ**

## **Additional report for Licencing Sub-Committee Hearing**

**By**

**Adrian Studd, Independent Licensing Consultant.**

### **Summary of expertise – Adrian Studd.**

1. I retired from the police service on 2nd November 2012 having completed 31 years exemplary service with the Metropolitan Police in London. Between January 2012 and my retirement, I was employed as the Chief Inspector in charge of licensing for the London Olympic Games 2012. In this role, I headed up a team of officers with responsibility for supervision of licensing compliance at all the Olympic venues, including the Olympic Park. In addition, I was responsible for ensuring that any associated events were properly licensed, sufficiently staffed and operated in accordance with the licensing legislation and best practice in order to ensure the safe and effective delivery of the Olympic Games.

2. In addition to leading my team, I visited and worked with both the Olympic Park management and many other venues, reviewing their policies and procedures and ensuring that the Games were delivered safely and securely. The success of this operation not only protected the reputation of the MPS but provided positive benefits for the profile of the MPS and the United Kingdom. I was awarded an Assistant Commissioners Commendation for this work.

3. Prior to this role, between Jan 2002 and January 2012, I was employed first as an Inspector and then as a Chief Inspector on the MPS Clubs and Vice Unit (Now SCD9 Serious and Organised crime command). My responsibilities over this period focussed on licensing and included day to day supervision of the licensing team that had a London wide remit to support the Boroughs with licensing activity.

4. Providing both Overt and Covert support for policing problem licensed premises across London, my team worked with premises when licensing issues were identified, to address these problems through the use of action plans in order to raise their standards. Where this failed, I would support the Boroughs with evidence for use at review hearings if required. I devised and implemented the MPS strategy 'Safe and Sound' which sought to improve the safety of customers at licensed premises by reducing violent and other crime, in particular gun crime and the most serious violence. I also developed the Promoters Forum and risk assessment process, and together these initiatives contributed to an overall reduction in violence in London of 5% and of the most serious violence and gun crime at licensed premises by 20% whilst I was there.

5. From 2004 until 2008, my role included representing the MPS and ACPO licensing lead both in London and Nationally. In this role, I developed key partnerships with industry, NGOs and Government departments in order to improve the standards at licensed premises. I sat on the BII working party and helped develop the national training for Door Supervisors and worked with the SIA to successfully introduce the new regime within London. I sat on several Government working parties and worked closely with the alcohol harm reduction team on identifying best practice and ensuring this was used both within London and Nationally by police and local authorities.

6. I was involved with Best Bar None for several years and successfully helped several boroughs to implement the initiative. I was a trained Purple Flag and Best Bar None assessor and, until my retirement, I sat on the Board for Best Bar None in the Royal Borough of Kensington and Chelsea. For the last five years of my service, I was in charge of licensing for the Notting Hill Carnival, the largest street carnival in Europe. During this time, I contributed to a reduction in violence overall at the Carnival and delivered increased seizures of illegal alcohol, reduction of unlicensed alcohol sales and a reduction in alcohol related violence. In addition to the above, I have attended many internal MPS training and qualification courses, and I am trained in conducting health and safety risk assessments and hold the National Certificate for Licensing Practitioners, issued by the British Institute of Inn keeping (BII).

7. Following my retirement, I set up a licensing consultancy to improve standards

and provide independent advice for premises requiring a local authority licence. Since then, I have provided evidence gathering services and advice to a broad range of licensed premises on a variety of issues, including crime and disorder, cumulative impact, sexual entertainment, street drinking, rough sleepers, age related products, betting and gaming and planning. This work has involved premises that benefit from licences for activities such as alcohol on and off licences, betting premises licences, SEV licences and late-night refreshment.

8. For example, in the last year my work includes having conducted observations, completed crime research and analysis, conducted operational risk assessments, analysed crime statistics and provided guidance to operators and expert witness evidence to local authority and Court appeal hearings for premises as diverse as: A top quality restaurant and nightclub in a prime West End of London location. A sports bar in North London. Roof Top Gardens in Kensington. Circus themed nightclub in Manchester. A public house in Richmond. A 24-hour food delivery service and Risk Assessments for betting and gaming premises across the country. I have given evidence at both local authority and appeal court hearings.

### **Introduction.**

9. I have been instructed by Piers Warne, Legal Director from TLT Solicitors, in connection with the application to vary the licence at Flightclub Victoria, Unit 8 Nova, Victoria Street, SW1E 5DJ. The premises operates as a Flight Club Darts (FC) premises that provides “Social entertainment providing competitive socialising in the form of darts together with ancillary bar and food offerings.”

10. I am familiar with the FC premises in London, and other venues managed by the same operator that offer shuffleboard entertainment trading under the Electric Shuffle (ES) brand. In addition to my observations for this application, conducted on Saturday the 29<sup>th</sup> of January 2022 and Friday 25<sup>th</sup> February 2022, I have previously conducted observations at FC and ES premises in order to observe the style of operation, customer behaviour and the impact that the premises have on the vicinity. The observations are detailed below:

- FC at Victoria on 17<sup>th</sup> May 2019 and 14<sup>th</sup> January 2022.

- FC at New Oxford Street on 17<sup>th</sup> May 2019.
- FC Bloomsbury on 14<sup>th</sup> January 2022, and
- ES at London Bridge on 16<sup>th</sup> January 2022.

11. These observations, over a period approaching 3 years, including the observations at London Bridge conducted before and after the premises opened, provide the opportunity to consider if the FC and ES premises operate as intended and to assess the impact it has on the area once open. I attach my previous reports for information.

### **Observations.**

12. I conducted additional observations in connection with this application on Friday 25<sup>th</sup> February 2022. The operator was not aware that I would be attending the premises. I walked around Sir Simon Milton Square at about 23.10 hours. The Victoria theatre was just closing, and the area was busy. There was visible security in red jackets patrolling the Square. Greenwood Kitchen and Otherworld were both busy. The Duke of York pub was also busy and the area generally, as a major public transport hub with buses, tube and mainline train station and cabs and private hire vehicles dropping off and picking up was very busy.

13. The premises that has the largest impact on the area is Greenwood, a large sports bar. There were customers standing outside the front doors in Victoria Street smoking and sat at tables in Victoria Street. The premises has tables in the Square opposite the Nova building and these were being cleared away by staff. Walking around the Square I could see that Flight Club had barriers set up to the right of their exit channelling leaving customers straight down to Victoria and away from Sir Simon Milton Square and the residential area of the Nova building.

14. At about 23.28 I observed customers leaving FC and being directed to Victoria Street. Tables outside the front of Greenwood were cleared away but some of the seating in the square was used by customers from Greenwood and other licensed premises and others walking through the area using the permanent seating and chatting and smoking.

15. I walked around inside FC at about 23.40. The premises was busy but not full

and customers had started drifting away as they finished their games and the oche closed. There were signs of food still being consumed and the atmosphere was good natured and orderly.

16. By 23.50 the door supervisors were advising customers inside that the premises would be closing shortly and encouraging those who had finished their games to leave. I walked out of FC with leaving customers and we were directed straight down to Victoria Street by the door supervisor and did not go into the Square or near to the residential buildings.

17. Observing from Victoria Street as customers left FC they either went to cabs/Ubers/private hire cars in Victoria Street or crossed it to use the station or buses. I did not see any make their way towards Sir Simon Milton Square of the Nova building.

18. At about 23.55 I observed a large crowd still outside Greenwood blocking the pavement and talking and laughing loudly and only moving away slowly. There were also other pedestrians in the area some of whom stopped at the permanent seating. In contrast those leaving FC left over a longer period leading to a gradual, more orderly dispersal that had minimum impact on the area. When I left about 15 minutes later there was still a crowd outside Greenwood but no more than a trickle of people still leaving FC. I did not see any interventions by the security in Sir Simon Milton square.

### **Conclusions.**

19. As noted in my previous report the style of operation, where games finish at various times, naturally leads to a protracted wind down from the premises towards the end of the night, ensuring customers leave over an extended period of time. This ensures not all customers leave together generating crowds and pressure on the infrastructure when the premises closes.

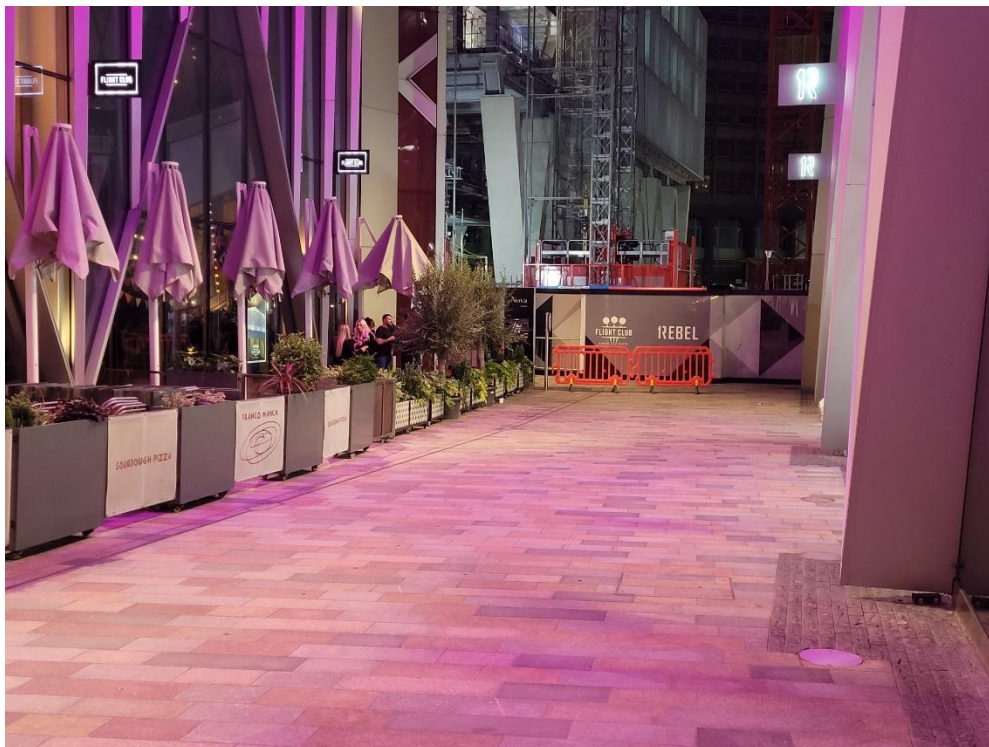
20. This staggered egress will be improved further with the addition of a 30-minute wind down period at the end of licensable activity if this application is permitted. This is in contrast to many nightclub style bars and clubs where customers are hyped up following an evening in a high energy, fast tempo drink fuelled environment and then all leave at the same time when it closes, resulting in noise and nuisance, competition for late night refreshment and transport and the potential for conflict, noise and disorder.

21. I am satisfied that, if permitted, this application will ensure that the premises continue to promote the licensing objectives to a high standard and there will be no increase in noise or nuisance in the Victoria area.

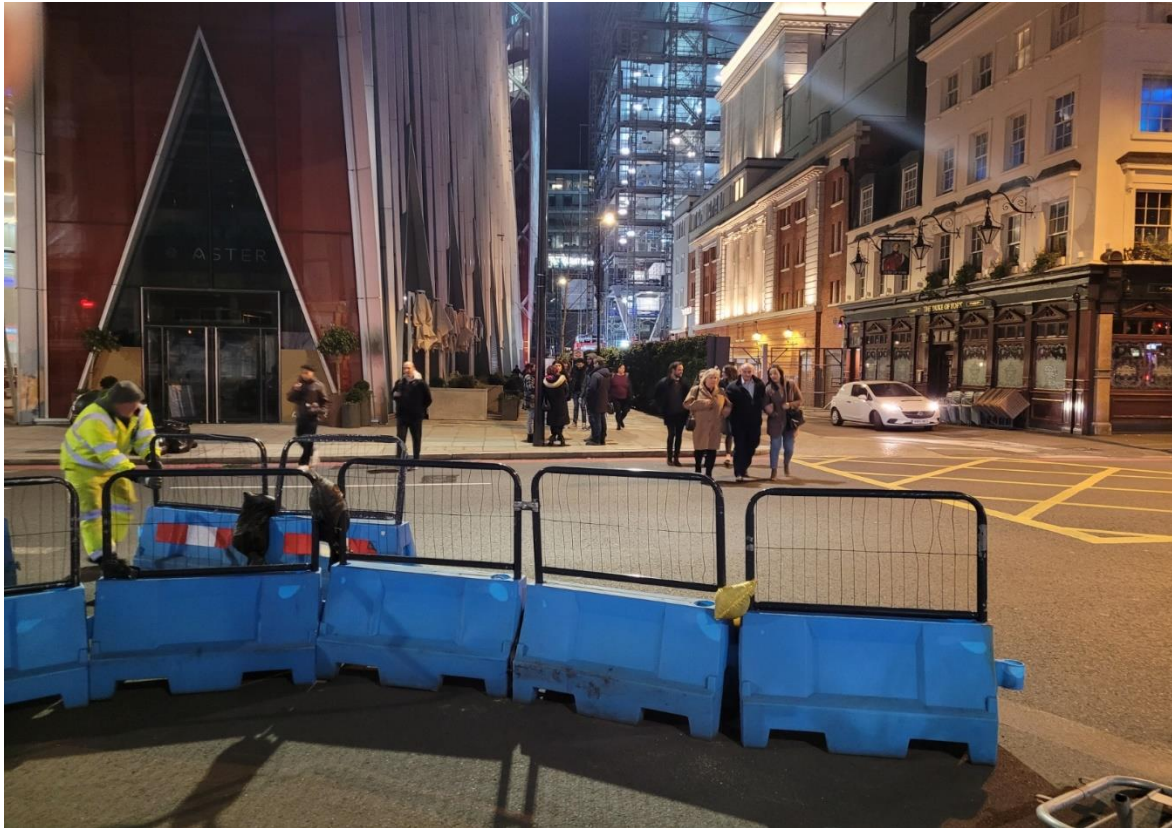
**I understand that my duty is to the sub-committee and this report has been prepared in compliance with that duty. All matters relevant to the issues on which my expert evidence is given have been included in this report. I believe the facts I state in this report to be honest and true and that the opinions I have expressed are correct to the best of my judgment. The fee for this report is not conditional on the outcome of the case in any way whatsoever.**

Adrian Studd,  
Independent Licensing Consultant,  
27/02/2022.

*Figure 1. Barriers preventing customers leaving FC turning right into Sir Simon Milton Square.*



*Figure 2. Customers leaving FC at 23.58 hours, 25/02/2022.*







*Figure 3. Customers from FC at 23.59 on 25/02/2022.*



*Figure 4. Customers outside Greenwood at 23.59 hours on 25/02/2022.*

**Licence & Appeal History**

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
16/01770/LIPN	New premises licence	07.04.2016	Granted by Licensing Sub Committee
16/12844/LIPT	Transfer - Victoria Circle Limited Partnership to Barby Limited	23.01.2017	Granted under delegated authority
18/02582/LIPT	Transfer - Barby Limited to Victoria Circle Limited Partnership	12.04.2018	Granted under delegated authority
18/04387/LIPV	Variation – change of layout and addition/variation of conditions	23.05.2018	Granted under delegated authority
18/09065/LIPT	Transfer - Victoria Circle Limited Partnership to Flight Club Darts Limited	19.10.2018	Granted under delegated authority
18/10458/LIPVM	Minor variation – change of layout	24.09.2018	Granted under delegated authority
18/15220/LIPDPS	Variation of DPS	11.12.2018	Granted under delegated authority

**There is no appeal history**

<b>Temporary Event Notices</b>	<b>Date of Event</b>	<b>Activities/Hours</b>	<b>Decision</b>
19/00055/LITENP	11.01.2021	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 01:00	Event permitted
19/01039/LITENP	14.01.2019	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 01:00	Event permitted
19/10159/LITENP	19.09.2019	Regulated Entertainment, Late night refreshment and Supply of	Event permitted

		Alcohol – 00:00 to 02:00	
19/16145/LITENP	12.12.2019 to 15.12.2019	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 01:00	Event permitted
19/16143/LITENP	19.12.2019 to 22.12.2019	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 01:00	Event permitted
19/16010/LITENP	01.01.2020	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 02:00	Event permitted
19/17167/LITENP	10.01.2020	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 01:00	Event permitted
21/12748/LITENP	25.01.2021 to 28.11.2021	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 01:00	Event permitted
21/12752/LITENP	02.12.2021 to 05.12.2021	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 01:00	Event permitted
21/12753/LITENP	09.12.2021 to 12.12.2021	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 01:00	Event permitted
21/12756/LITENP	16.12.2021 to 19.12.2021	Regulated Entertainment, Late night refreshment and Supply of Alcohol – 00:00 to 01:00	Event permitted

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

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

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

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

**Conditions: On Current Licence -**

**Mandatory:**

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

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

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

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

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

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

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

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

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

Where -

(i) P is the permitted price,

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

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

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

(i) the holder of the premises licence,

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

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

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

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

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

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

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

## Annex 2 – Conditions consistent with the operating Schedule

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All Entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of records shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.

The applicant has proposed the following model condition to replace the existing condition

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. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
12. Waiter and Waitress service shall be available in all parts of the licensed premises.
13. In relation to the first floor terrace area no licensable activities shall be provided and no consumption of alcohol shall be allowed after 11pm.
14. All sales of alcohol for consumption off the premises shall be in sealed containers only, save for alcohol served by a waiter or waitress to customers who are seated at tables within the designated external seating area(s) shown on the attached plan edged and cross-hatched in green.
15. All outside tables and chairs within the dedicated ground floor outside seating area shall be rendered unusable by 23:00 hours each day.
16. Patrons permitted to temporarily leave and then re-enter the premises and any dedicated outside ground floor seating area, e.g. to smoke, shall not be permitted to take drinks or glass containers with them.
17. An incident log shall be kept at the premises, and made available on requires to an authorised officer of the City Council or the Police, which will record the following:
  - a) all crimes reported to the venue
  - b) all ejections of patrons
  - c) any complaints received concerning crime and disorder
  - d) any incidents of disorder

- e) all seizures of drugs or offensive weapons
  - f) any faults in the CCTV system or searching equipment or scanning equipment.
  - g) any refusal of the sale of alcohol; and
  - h) any visit by a relevant authority or emergency service
18. Notices shall be displayed at the exit of the premises requesting customers leaving the premises to respect the needs of local residents and business and leave the area quietly.
  19. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable form of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS hologram.
  20. Other than where deliveries take place in accordance with the NOVA development delivery arrangements allowing delivery to the dedicated basement delivery area, no deliveries to the premises shall take place between 23:00 and 08:00 on the following day.
  21. Other than where refuse is disposed of and collected in accordance with the NOVA refuse collection arrangements allowing collections from the dedicated basement area, all waste shall be properly present and placed out for collection no earlier than 30 minutes before the scheduled collection times.
  22. 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.
  23. All windows and external doors shall be kept closed before 08:00 and after 23:00 hours, except for the immediate access and egress of persons.
  24. Between 07:00 and 10:00 hours the sale of alcohol for consumption on the premises or in the designated external seating area(s) shall be limited to pre-booked private functions or to consumption of alcohol that is ancillary to food.
  25. Between 07:00 and 08:00 the sale of alcohol for consumption off the premises shall be limited to alcohol served to customers who are seated at tables within the designated external seating area(s) shown on the attached plan.
  26. There shall be a minimum of 8 oches available at anytime when the premises is open to the public. Oche means the darts playing area , which consists of a designated area for the use of darts, which includes a dartboard, throw line and clearance area .
  27. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 780 persons.

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

None

### **Conditions proposed by the applicant to be added to the operating schedule**

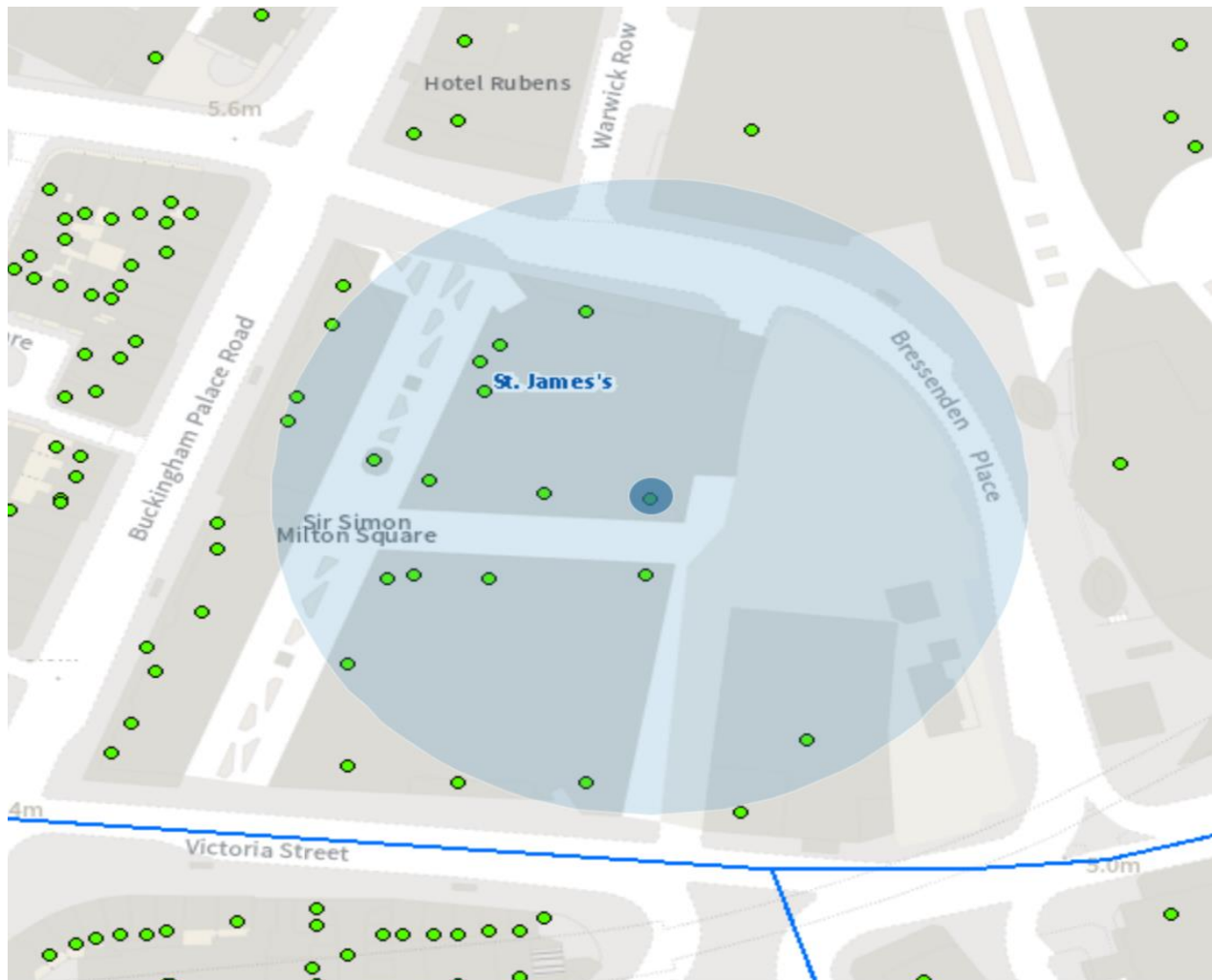
28. A dispersal policy will be drawn up and implemented at the premises to ensure that as far as practicable customers leaving the premises do so quickly and quietly. The dispersal policy will be made available to police and licensing officers on request.



29. No new entry will be permitted to the premises from midnight on any day.
30. Door supervisors will be provided at the premises on a risk assessed basis. The risk assessment will be in written form and made available to the Metropolitan Police and licensing officers on request.
31. No person in possession of a drink in a sealed or unsealed container shall be allowed to enter the premises.
32. After 21.00 hours there shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
33. When operating licensable activities up till 01.00 hours a minimum of at least one SIA licensed door supervisor shall be on duty at the premises after 21.00 hours and additional security shall be provided on a risk-assessed basis.
34. Staff will receive training in terrorism awareness and procedures adopted by the premises licence holder in the event of a terrorist attack at or in the immediate vicinity of the premises. Such training will be recorded and updated in line with best practice and a copy of the training will be made available to the Metropolitan Police on request.

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

28. All staff at the premises shall receive Welfare And Vulnerability Engagement (WAVE) training, which shall be refreshed annually. You will be aware of the recent high number of reports in relation to drink spiking and suspects using needles to administer a substance to incapacitate the victim. Safety of customers is a top priority and this condition will assist the venue in ensuring customers are looked after properly should they become highly intoxicated through drink or drugs.
29. Staff will receive training in terrorism awareness and procedures adopted by the premises licence holder in the event of a terrorist attack at or in the immediate vicinity of the premises. Such training will be recorded and updated in line with best practice and a copy of the training will be made available to the Metropolitan Police on request. The premises licence holder shall ensure that the management team register and successfully complete the nationally recognised counter terrorism training product referred to as ACT eLearning package or can demonstrate that the ACT eLearning product has been successfully completed within the preceding 12 months.



Resident count: Nil

Licensed premises with 75m of Unit 8 Nova, Victoria Street, London SW1E 5DJ				
Licence Number	Trading Name	Address	Premises Type	Time Period
21/08856/LIPDPS	Bone Daddies, Nova Unit 11	9 Sir Simon Milton Square City Of Westminster London SW1E 5DJ	Restaurant	Sunday; 07:00 - 23:00   Monday to Saturday; 07:00 - 00:00
21/13742/LIPT	The Argyll Club	Nova North 11 Bressenden Place London SW1E 5BY	Office	Monday to Sunday; 00:00 - 00:00
20/07499/LIPV	Notes Nova Unit 12	10 Sir Simon Milton Square City Of Westminster London SW1E 5DJ	Cafe	Sunday; 07:00 - 22:00   Monday to Saturday; 07:00 - 23:30

17/07235/LIPRW	Franco Manca, Nova Unit 9	3 Sir Simon Milton Square City Of Westminster London SW1E 5DJ	Restaurant	Sunday; 07:00 - 23:00   Monday to Saturday; 07:00 - 00:00
21/12309/LIPN	Not Recorded	4 Sir Simon Milton Square City Of Westminster London SW1E 5DJ	Restaurant	Sunday; 07:00 - 23:30   Monday to Saturday; 07:00 - 00:30
18/01047/LIPN	Ahi Poke	11 Sir Simon Milton Square City Of Westminster London SW1E 5DJ	Restaurant	Monday; 11:30 - 21:00   Tuesday; 11:30 - 21:00   Wednesday; 11:30 - 21:00   Thursday; 11:30 - 21:00   Friday; 11:30 - 21:00   Saturday; 11:30 - 21:00   Sunday; 11:30 - 21:00
17/02838/LIPN	Shot Espresso, Ground Floor Café, Verde	Bressenden Place London	Shop	Sunday; 06:00 - 23:00   Monday to Saturday; 06:00 - 23:30
18/10378/LIPDPS	Outside Space	Development Site (Nova) At Bressenden Place Victoria Street Allington Street And Buckingham Palace Road London SW1E 5EF	Miscellaneous	Monday to Sunday; 00:00 - 00:00
21/06715/LIPDPS	Victoria Palace Theatre	Victoria Palace Theatre 126 Victoria Street London SW1E 5LA	Theatre	Monday; 09:00 - 01:30   Tuesday; 09:00 - 01:30   Wednesday; 09:00 - 01:30   Thursday; 09:00 - 01:30   Friday; 09:00 - 01:30   Sunday; 09:00 - 23:30

20/00210/LIPCH	The Argyll Club	150 Victoria Street London SW1E 5LB	Not Recorded	Monday; 00:00 - 00:00   Tuesday; 00:00 - 00:00   Wednesday; 00:00 - 00:00   Thursday; 00:00 - 00:00   Friday; 00:00 - 00:00   Saturday; 00:00 - 00:00   Sunday; 00:00 - 00:00
18/05260/LIPN	Grilla Kiosk	12 Sir Simon Milton Square City Of Westminster London SW1E 5DJ	Not Recorded	Monday to Sunday; 08:00 - 23:00
21/08977/LIPDPS	Aster	Ground Floor Allington House 150 Victoria Street London SW1E 5LB	Restaurant	Sunday; 07:00 - 23:00   Monday to Saturday; 07:00 - 00:00