



City of Westminster

Committee Agenda

Title: **Licensing Sub-Committee (1)**

Meeting Date: **Thursday 12 January 2023**

Time: **10.00 am**

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

Members: **Councillors:**

Aziz Toki (Chair)
Louise Hyams
TBC

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 Tel: 07790980186
Corporate Website: www.westminster.gov.uk

Note for Members: Members are reminded that officer contacts are shown at the end of each report and Members are welcome to raise questions in advance of the meeting. 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. LA SERRE KNIGHTSBRIDGE, 2-14 BROMPTON ROAD, SW1X 7QN

(Pages 1 - 22)

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
Knightsbridge and Belgravia * None ** None	La Serre Knightsbridge 2-14 Brompton Road SW1X 7QN	New Premises Licence	22/10805/LIPN
*Cumulative Impact Area ** Special Consideration Zone			

2. CAFE SOCIETY, RIVERWALK HOUSE, 157-161 MILLBANK SW1P 4FA

**(Pages 23
- 42)**

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
Vincent Square * None ** None	Café Society Riverwalk House 157-161 Millbank SW1P 4FA	New Premises Licence	22/08784/LIPN
*Cumulative Impact Area ** Special Consideration Zone			

3. LATE NIGHT FOOD HARROW ROAD, 332 HARROW ROAD, W9 2HP

**(Pages 43
- 60)**

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
Westbourne * None ** None	Late Night Food Harrow Road 332 Harrow Road W9 2HP	New Premises Licence	22/09433/LIPN
*Cumulative Impact Area ** Special Consideration Zone			

4. GELUPO, 7 ARCHER STREET, W1D 7AU

**(Pages 61
- 100)**

Ward CIA* SCZ**	Site Name & Address	Application Type	Licensing Reference No.
West End * West End ** None	Gelupo 7 Archer Street W1D 7AU	Premises Licence Variation	22/09398/LIPV
*Cumulative Impact Area ** Special Consideration Zone			

**Stuart Love
Chief Executive
4 January 2023**

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: 12:00 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:	12 January 2023
Licensing Ref No:	22/10805/LIPN - New Premises Licence
Title of Report:	La Serre Knightsbridge 2-14 Brompton Road London SW1X 7QN
Report of:	Director of Public Protection and Licensing
Wards involved:	Knightsbridge & Belgravia
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Roxsana Haq Senior Licensing Officer
Contact details	Telephone: 020 7641 6500 Email: rhaq@westminster.gov.uk

1.	Application		
1-A	Applicant and premises		
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	9 November 2022		
Applicant:	14 Hanover Limited		
Premises:	La Serre Knightsbridge		
Premises address:	2-14 Brompton Road London SW1X 7QN	Ward:	Knightsbridge & Belgravia
		Cumulative Impact Area:	None
		Special Consideration Zone:	None
Premises description:	According to the application these premises intend to operate as a restaurant covering ground and basement levels.		
Premises licence history:	This application is for a new premises licence, and therefore no premises licence history exists.		
Applicant submissions:	As part of this application the applicant has provided a summary and set of proposed conditions which can be seen at Appendix 2 .		
Applicant amendments:	None.		

1-B	Proposed licensable activities and hours						
Late Night Refreshment:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	N/A
End:	23:30	23:30	23:30	23:30	00:00	00:00	N/A
Seasonal variations/ Non-standard timings:		From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holidays/public holidays 12:00 – 00:30					

Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00
End:	23:30	23:30	23:30	23:30	00:00	00:00	22:30
Seasonal variations/ Non-standard timings:		From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holidays/public holidays 12:00 – 00:30					

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00
End:	00:00	00:00	00:00	00:00	00:30	00:30	23:00
Seasonal variations/ Non-standard timings:	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holidays/public holidays 12:00 – 00:30						
Adult Entertainment:	None.						

2.	Representations
2-A	Responsible Authorities
Responsible Authority:	Environmental Health Service
Representative:	Anil Drayan
Received:	07 December 2022
<p>The applicant has submitted plans of the Ground Floor, drawing no 500, dated Oct.22 and Basement, drawing no 501, dated Oct.22, showing the proposed licensing areas.</p> <p>The following licensable activities are being sought:</p> <ol style="list-style-type: none"> 1. Supply of Alcohol 'On' and 'Off' the premises between 09:00 to 23:30 hours Monday to Thursday, Friday and Saturday 09:00 to 00:00 hours and 09:00 to 22:30 hours Sunday. Also from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day and On Sundays prior to bank holidays/public holidays 12:00 to 00:30 hours 2. Provision of Late-Night Refreshment 'Indoors' between 23:00 to 23:30 hours Monday to Thursday and Friday and Saturday 23:00 to 00:00 hours. Also, from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day and On Sundays prior to bank holidays/public holidays 23:00 to 00:30 <p>I wish to make the following representations based on the plans and operating schedule submitted:</p> <ol style="list-style-type: none"> 1. The Supply of Alcohol 'On' the premises and for the hours requested may impact on Public Safety and lead to an increase in Public Nuisance in the area. 2. Provision of Late-Night Refreshment may lead to an increase in Public Nuisance in the area <p>Environmental Health also makes the following further comments:</p> <ul style="list-style-type: none"> • Westminster's Statement of Licensing Policy – see on the Council's website – requires licensed premises demonstrating compliance with policy CH1, Protection of Children from Harm, (see page 36 of policy). • An extensive list of conditions have been offered and these are being considered if they are sufficient for the proposed use. • The provision of sanitary accommodation is recommended to be at least in line with BS6465 for the proposed capacity. • An assessment will need to be made as to how the plant and machinery employed for the cooking of food will not result in odour or noise nuisance • It is unclear if the premises have already been refurbished for the proposed use. Clarification is therefore sought as to the previous use of the premises to determine if this proposed use will result in nuisance from the internal transfer of noise to other users within the building block. Standards to be achieved are outlined in Appendix 11 of the Statement of Licensing Policy • The applicant is therefore requested to contact the undersigned to discuss the above and arrange a site visit after which Environmental Health may propose additional conditions for the proposed use. 	

2-B	Other Persons		
Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	07 December 2022		
Dear Sir or Madam			
<p>I am writing on behalf of the Knightsbridge Neighbourhood Forum (KNF) to objection to the divergence from Westminster's model restaurant conditions.</p> <p>The KNF would also like to Westminster to approve a travel plan before any licensable activities take place that would mitigate the impact of possible vehicle movements e.g. doors slamming or minicabs loitering in Trevor Square, Lancelot Place or Raphael Street. What arrangements will the operator put in place to address these potential impacts?</p> <p>Please note that there is a typo in proposed condition 16 with 'place' omitted.</p> <p>The KNF is keen to ensure that Knightsbridge does not become a stress area as Mayfair has become. Thank you for the opportunity to comment on this important application.</p> <p>Yours faithfully, [REDACTED]</p>			
Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	28 November 2022		
<p>I am the Licensing Representative for the Knightsbridge Association, which looks after the interest of businesses and residents in Knightsbridge. I wish to object to the application, on the following grounds:</p> <p>The application strays from Westminster City Council's Licensing Policy in that it requests alcohol sales on AND off the premises.</p> <p>The following condition is included:</p> <p>"The supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there and for consumption by such a person as ancillary to their meal".</p> <p>This contrasts with the model restaurant condition say, inter alia:</p> <p>"The premises shall only operate as a restaurant, (i) in which customers are shown to their table or the customer will select a table themselves, (ii) where the supply of alcohol is by waiter or waitress service only, (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table, (iv) which do not provide any takeaway service of food or drink for immediate consumption off the premises, (v) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals."</p> <p>Accordingly I ask that the application be amended to incorporate this model condition concerning the sale of alcohol.</p>			

3.	Policy & Guidance
The following policies within the City of Westminster Statement of Licensing Policy apply:	
Restaurant Policy RNT1 applies	<p>A. Applications outside the West End Cumulative Impact Zone will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities 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 has taken account of the Special Consideration Zones Policy SCZ1 if the premises are located within a designated zone. 5. The application and operation of the venue meeting the definition of a restaurant as per Clause C. <p>C. For the purposes of this policy a restaurant is defined as:</p> <ol style="list-style-type: none"> 1. A premises in which customers are shown to their table or the customer will select a table themselves to which food is either served to them or they have collected themselves. 2. Which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at a table. 3. Which do not provide any takeaway service of food and/or drink for immediate consumption, except if provided via an ancillary delivery service to customers at their residential or workplace address. 4. Where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of alcohol by such persons is ancillary to taking such meals. 5. The sale and consumption of alcohol prior to such meals may be in a bar area but must also be ancillary to the taking of such meal.
Hours Policy HRS1 applies	<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"> 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. 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. 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. 4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.

5. The proposed hours when any music, including incidental music, will be played.
 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.
 7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity.
 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.
 9. The capacity of the premises.
 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.
 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.
 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.
 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.
 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.
- 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:
- 8. Restaurants**
Monday to Thursday: 9am to 11.30pm.
Friday and Saturday: 9am to Midnight.
Sunday: 9am to 10.30pm.
Sundays immediately prior to a bank holiday: 9am to Midnight.
- 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.
- E.** For the purposes of this policy, 'premises uses' are defined within the relevant premises use policies within this statement.
- 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 11pm.

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

Report author:	Ms Roxsana Haq Senior Licensing Officer
Contact:	Telephone: 020 7641 6500 Email: rhaq@westminster.gov.uk

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

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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 th January 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Environmental Health representation	07 December 2022
5	Interested Party 1	07 December 2022
6	Interested Party 2	28 November 2022

Application Summary

Premises Details

Name: La Serre

Applicant: 14 Hanover Limited

Registered Address: Jubilee House, Townsend Lane, London, United Kingdom, NW9 8TZ

Companies House Number: 13768066

Premises Name: La Serre Knightsbridge

Premises Address: La Serre Knightsbridge 2-12 Brompton Road, Westminster, London SW1X 7QN

DPS: Raed Ahmad Abed Omar

Application Description:

Restaurant

Appropriate model conditions are proposed to promote the licensing objectives.

Proposed Hours & Activities:

Sale of Alcohol On and Off Sales	Monday – Thursday: 09:00 – 23:30 Friday and Saturday: 09:00 – 00:00 Sunday: 09:00 – 22:30
Late Night Refreshment:	Monday – Thursday: 23:00 – 23:30 Friday and Saturday: 23:00 – 00:00
Opening Hours	Monday – Thursday: 07:00 – 00:00 Friday and Saturday: 07:00 – 00:30 Sunday: 09:00 – 23:00
Non-standard hours	From the end of permitted hours on New Year’s Eve to the start of permitted hours on New Year’s Day. On Sundays prior to bank holidays/public holidays 12:00 – 00:30

Proposed Conditions:

1. The supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there and for consumption by such a person as ancillary to their meal.
2. CCTV Condition:
 - (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.
3. 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.
4. All windows and external doors shall be kept closed after 23:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
5. Loudspeakers shall not be located in the entrance and exit of the premises or outside the building.
6. 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.
7. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - a) all crimes reported to the venue
 - b) all ejections of patrons
 - c) any complaints received concerning crime and disorder
 - d) any incidents of disorder
 - e) all seizures of drugs or offensive weapons
 - f) any faults in the CCTV system, searching equipment or scanning equipment
 - g) any refusal of the sale of alcohol
 - h) any visit by a relevant authority or emergency service.
8. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.

9. No deliveries to the premises shall take place between (23.00) and (07:00) hours on the following day, save for deliveries of fresh bakery products.
10. No deliveries from the premises, either by the licensee or a third party shall take place between (23:00) and (07:00) hours on the following day.
11. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times unless collections are arranged during the times for the Council's own commercial waste collection service for the street.
12. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (07:00) hours on the following day unless collections are arranged during the times for the Council's own commercial waste collection service for the street.
13. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
14. Any alcohol supplied for consumption off the premises must be in a sealed container.
15. There shall be no sales for consumption off the premises after 23.00 hours.
16. No licensable activities shall take at the premises until the capacity of the premises has been determined by the Environmental Health Consultation Team and the licensing authority has replaced this condition on the licence with a condition detailing the capacity so determined.
17. 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.
18. Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where there are minor changes to the premises layout during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.

Your ref:
Our ref: AT

38a Monmouth Street
London WC2H 9EP
tel: 020 7042 0410
fax: 020 7379 6618

[REDACTED]

13 December 2022

Dear [REDACTED]

Licensing Application - 2 -12 Brompton Road, SW1

We act for the applicant in this matter and the City Council have been kind enough to pass a copy of your representation. Unfortunately, I don't have your email hence the relative slowness of the correspondence!

You have raised two issues, firstly the lack of a model restaurant condition and secondly the issue of traffic and servicing.

Dealing with the restaurant condition, we have proposed a condition (the council's model condition 38) that requires alcohol only to be served to persons taking a table meal. The reason we have not proposed the council's model condition 66 is that this condition is usually appropriate only to applications within a cumulative impact or special policy area. In any event, such a condition which prohibits takeaway service of food or drink for immediate consumption would prevent our client even serving a takeaway coffee, hence the difference in the model conditions.

Secondly, in relation to a travel plan, you will of course be aware of the location of the premises hence why I assume your concerned. Our client would be happy to discuss those concerns with you although it may be difficult to have a specific plan due to the location. Perhaps we could arrange a Teams meeting to discuss?

Finally, thank you for pointing out the typo in proposed condition 16 which will be remedied. Please let me know your convenience and an email address so I can make appropriate arrangements.

With kind regards

Yours sincerely

Alun Thomas
Thomas & Thomas Partners LLP
tel: 020 7042 0412
email: athomas@tandtp.com

Premises History

Appendix 3

There is no licence or appeal history for these premises.

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

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

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

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

Mandatory Conditions

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

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

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

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

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

Conditions consistent with the operating schedule

9. The supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there and for consumption by such a person as ancillary to their meal.
10. CCTV Condition:
 - (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.
11. 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.
12. All windows and external doors shall be kept closed after 23:00 hours, or at any time when regulated entertainment takes place, except for the immediate access and egress of persons.
13. Loudspeakers shall not be located in the entrance and exit of the premises or outside the building.
14. 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.
15. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - a) all crimes reported to the venue
 - b) all ejections of patrons
 - c) any complaints received concerning crime and disorder
 - d) any incidents of disorder
 - e) all seizures of drugs or offensive weapons
 - f) any faults in the CCTV system, searching equipment or scanning equipment
 - g) any refusal of the sale of alcohol
 - h) any visit by a relevant authority or emergency service.
16. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
17. No deliveries to the premises shall take place between (23.00) and (07:00) hours on the following day, save for deliveries of fresh bakery products.
18. No deliveries from the premises, either by the licensee or a third party shall take place between (23:00) and (07:00) hours on the following day.

19. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times unless collections are arranged during the times for the Council's own commercial waste collection service for the street.
20. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (07:00) hours on the following day unless collections are arranged during the times for the Council's own commercial waste collection service for the street.
21. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
22. Any alcohol supplied for consumption off the premises must be in a sealed container.
23. There shall be no sales for consumption off the premises after 23.00 hours.
24. No licensable activities shall take place at the premises until the capacity of the premises has been determined by the Environmental Health Consultation Team and the licensing authority has replaced this condition on the licence with a condition detailing the capacity so determined.
25. 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.
26. Before the premises open to the public, the plans as deposited will be checked by the Environmental Health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where there are minor changes to the premises layout during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.

Condition proposed by Interested Party 2

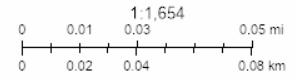
27. The premises shall only operate as a restaurant,
 - (i) in which customers are shown to their table or the customer will select a table themselves,
 - (ii) where the supply of alcohol is by waiter or waitress service only,
 - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table,
 - (iv) which do not provide any takeaway service of food or drink for immediate consumption off the premises,
 - (v) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

2 - 14 Brompton Road London SW1X 7QN



13/12/2022, 16:40:31

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



Resident Count: 100

Licensed premises within 75 metres of: 2-14 Brompton Road, London SW1X 7QN

Licence Number	Trading Name	Address	Premises Type	Time Period
19/05571/LIPV	Buddha Bar	145 Knightsbridge London SW1X 7PA	Restaurant	Monday; 10:00 - 02:00 Tuesday; 10:00 - 02:00 Wednesday; 10:00 - 02:00 Thursday; 10:00 - 02:00 Friday; 10:00 - 02:00 Saturday; 10:00 - 02:00 Sunday; 12:00 - 23:30
14/08765/LIPDPS	Mr Chow Restaurant	151 Knightsbridge London SW1X 7PA	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:30
22/01121/LIPDPS	Signor Sassi	13 - 14 Knightsbridge Green London SW1X 7QL	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:30 Sundays before Bank Holidays; 12:00 - 01:00
07/01492/WCCMAP	Sunny News	10 Knightsbridge Green London SW1X 7QL	Shop	Monday to Sunday; 05:30 - 23:00
22/05629/LIPN	Isibani	9 Knightsbridge Green London SW1X 7QL	Restaurant	Sunday; 09:00 - 23:00 Monday to Thursday; 09:00 - 23:00 Friday to Saturday; 09:00 - 00:30
22/07957/LIPDPS	Paxtons Head Public House	153 Knightsbridge London SW1X 7PA	Public house or pub restaurant	Monday to Sunday; 10:00 - 01:30
21/11834/LIPDPS	Tattersalls Tavern	Tattersalls Tavern 2 Knightsbridge Green London SW1X 7QA	Public house or pub restaurant	Sunday; 07:00 - 00:00 Monday to Saturday; 07:00 - 00:30



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	12 January 2023
Licensing Ref No:	22/08784/LIPN - New Premises Licence
Title of Report:	Cafe Society Riverwalk House 161 Millbank London SW1P 4FA
Report of:	Director of Public Protection and Licensing
Wards involved:	Vincent Square
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

1. Application

1-A Applicant and premises			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	16 September 2022		
Applicant:	Glf Catering Ltd		
Premises:	Cafe Society		
Premises address:	Riverwalk House 161 Millbank London SW1P 4FA	Ward:	Vincent Square
		Cumulative Impact Area:	None
		Special Consideration Zone:	None
Premises description:	<p>The premises intends to operate as a coffee shop. The premises seeking to be licensed comprises of a seating area, kitchen area, toilet and a store. The outside area in front of the premises is also included as part of the premises for licensable activities to take place (in the form of waiter/waitress service to customers in that area).</p>		
Premises licence history:	<p>The premises had the benefit of a premises licence from 2018, Licence number (19/01882/LIPDPS) until the licence lapsed in June 2022.</p> <p>The premises have also had the benefit of Temporary Event Notices.</p> <p>A full history can be found at Appendix 3.</p>		
Applicant submissions:	There are no supporting documents from the applicant.		
Applicant amendments:	None		

1-B Proposed licensable activities and hours							
Sale by retail of alcohol				On or off sales or both:			Both
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	10:00	10:00	10:00	10:00	10:00	10:00	10:00
End:	22:00	22:00	22:00	22:00	22:00	22:00	22:00
Seasonal variations/ Non-standard timings:			None				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	22:30	22:30	22:30	22:30	22:30	22:30	22:30
Seasonal variations/ Non-standard timings:			None				

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Service
Representative:	Sally Fabbricatore
Received:	28 October 2022

I refer to the application for a new Premises Licence for the above premises. This premises has benefitted from a premises licence 19/01882/LIPDPS, however this has now lapsed.

This representation is based on the Operating Schedule and the submitted plans for the ground floor, drawing number 5345-L-00-C2, this has not been dated.

The applicant is seeking the following on the **ground floor**:

1. To allow the Supply of Alcohol 'on' and 'off' the premises Monday to Sunday 10:00 – 22:00 hours.

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

1. The provision of the Supply of Alcohol may cause an increase in Public Nuisance in the area, it may also impact on Public Safety.

The applicant has proposed conditions within the Operating Schedule which are being considered. The following conditions are be proposed by Environmental Health in order to help prevent Public Nuisance and protect Public Safety. These were proposed before by Environmental Health and were attached to the previous licence:

1. The number of seated persons inside the premises (excluding staff) shall not exceed 23 persons.
2. Alcohol shall only be supplied for consumption on the premises to persons who are seated.
3. There shall be no self service of alcohol.
4. No deliveries to the premises shall take place between 23.00 and 08.00 on the following day.
5. 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.

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

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

Responsible Authority:	Metropolitan Police Service
Representative:	PC Dave Morgan
Received:	10 October 2022
<p>With reference to the above, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, are objecting to this application as it is our belief that if granted, it would undermine the Licensing Objectives, namely the Prevention of Crime and Disorder.</p> <p>I appreciate that you have already offered a number of conditions, but there are a few extra conditions that I would like to see added to the licence should it be granted.</p> <p>To move forward, I have attached a list of conditions to this email for you to have a read through. Some of these conditions, you have may have already offered but there are a few additional ones that I would like to see added.</p> <p>Please have a read and let me know if you are happy to accept them.</p> <p>Alternatively, please do not hesitate to contact me should you wish to discuss them further.</p> <p><i>Following an agreement of conditions with the applicant, The Metropolitan Police withdrew their representation on 18 October 2022. A copy of the conditions can be found at Appendix 4.</i></p>	

2-B Other Persons			
Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	13 October 2022		
<p>Strong objection against licensing to Café Society</p> <p>1. Urine issue This is the fact that many people discharge their urine surrounding Riverwalk House and there are horrible odor of urine, near Café Society, sometimes in front of our balcony. Licensing to Café Society causes more guests to discharge urine surrounding Riverwalk House when they are drinking alcohol or going back to home after drinking alcohol. Especially in the evening time, more people easy discharge urine surrounding Riverwalk House due to darkness.</p> <p>2. Smoking Issue This is the fact that cigarette smoke from Café Society's guest flows to our living room through opening windows. As drinking alcohol has strong dependency on cigarette smoking, licensing to Café Society causes the more serious cigarette smoke issue to our living room, not only daytime but also evening time.</p> <p>3. Noise Issue This is the fact that Café Society's guest sometimes make horrible noise. At this moment, its only daytime without alcohol. Licensing to Café Society causes the more serious noise issue,</p>			

especially in the evening, because people who drink alcohol often speak loudly rather than people drink non-alcohol (tea, coffee).

During Covid-19, Café Society has started outdoor café activity, however Café Society has been gradually expanding their table/chair area for café activity and sometimes allocates table even to Riverwalk House East Building side (although Café Society is in Riverwalk House West building). I am not aware which outdoor area Westminster city council gave permission to Café Society, but Café Society may already overstep boundaries of permitted outdoor area for café activity. If so, they will again overstep boundaries of permitted area for licensing activity.

Further submissions from the interested party following mediation received 8 November 2022:

Thank you for your updating me in details. I don't think the suggested condition can resolve the problems which I mentioned and I do have strong objection against licensing to Café Society.

1. Urine Issue

CCTVs at entry/exit points doesn't check the guests who left Cafe Society. Guests who left Cafe Society comes to discharge their urine surrounding Riverwalk House, especially East side private garden just in front of our balcony. Although we requested Westminster Council to give consent to build a fence around East side private garden in order to prevent people from entering to East side private garden, unfortunately Westminster council has rejected it. Then, many people still comes to discharge urine to East side private garden and to the wall of our balcony, I saw many people includes women and girls were discharging urines to East side private garden. When I went to our balcony in the early morning, the smell is horrible, the same as public toilet. Licensing to Café Society causes more guests to discharge urine surrounding Riverwalk House, especially East side private garden just in front of our balcony.

2. Smoking Issue and Noise Issue

Please send me the outdoor area for café activity Westminster city council gave permission to Café Society. I can prove if Café Society already overstepped boundaries of permitted outdoor area for café activity. If Café Society already overstepped boundaries for café activity (as they already had activities East tower side, I guess Café Society already overstepped boundaries), Westminster Council should suspend permission on the outdoor area for their café activity, needless to say, Café Society again overstep boundaries of permitted area for licensing activity. Even if Café Society strictly follows the boundaries for outdoor licencing activity, guests who are the outdoor area or guest who left café society make smoking issue and noise issue surrounding Riverwalk House. Especially, 23persons which the number of seated persons inside the premises (excluding staff) is enough to cause smoking issue and noise issue and we can not open our windows.

3. Policy & Guidance

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

Policy HRS1 applies

- 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.
- 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:
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.
 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.
 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.
 4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.
 5. The proposed hours when any music, including incidental music, will be played.
 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.
 7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity.
 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.
 9. The capacity of the premises.
 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.
 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.
 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.
 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.
 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

	<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"> 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: 9am to 12am 3. Hotels: 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. 4. Off licences: Monday to Saturday: 8am to 11pm. Sunday: 9am to 10.30pm. 5. Outdoor Spaces: 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. 6. Pubs and bars, Fast Food and Music and Dance venues: 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. 7. Qualifying Clubs: 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. 8. Restaurants: 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. 9. Sexual Entertainment Venues and Sex Cinemas: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. <p>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>Policy SHP1 applies</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"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The operation of any delivery services for alcohol meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1. 4. The applicant having taken account of the Special Consideration Zone Policy SCZ1 if the premises are located within a designated zone. 5. The application and operation of the venue meeting the definition of a shop in Clause C. <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"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The operation of any delivery services for alcohol meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1. 4. The applicant having demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone. 5. The application and operation of the venue meeting the definition of a shop in Clause C. <p>C. For the purposes of this policy:</p> <ol style="list-style-type: none"> 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. 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. 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

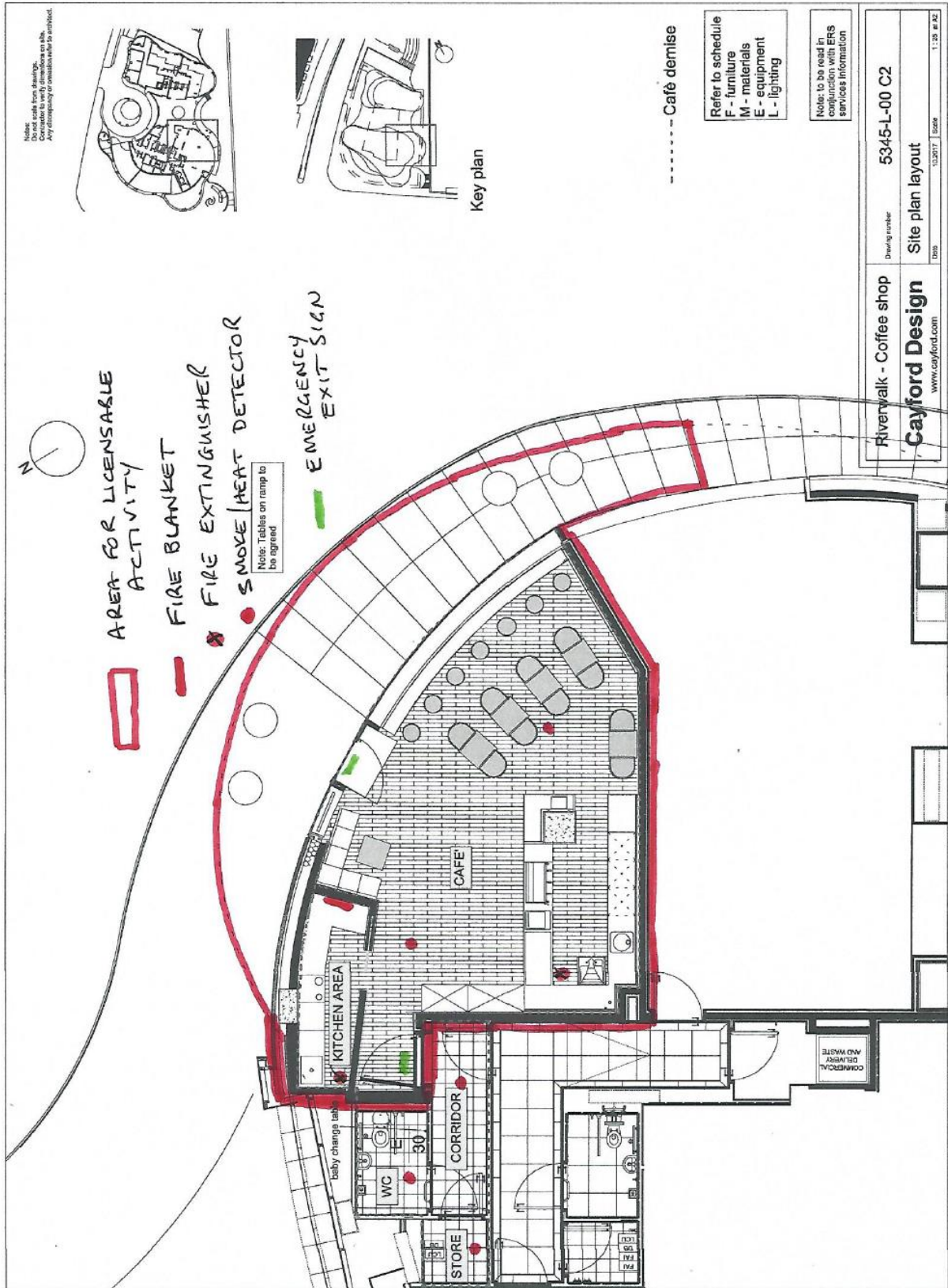
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Jessica Donovan Senior Licensing Officer
Contact:	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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	01 October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Environmental Health Service representation	28 October 2022
5	Metropolitan Police Service representation <i>(Withdrawn 18 October 2022)</i>	10 October 2022
6	Interested party representation	13 October 2022



Applicant Supporting Documents

Appendix 2

There are no supporting documents from the applicant.

Premises licence history

Application	Details of Application	Date Determined	Decision
18/02967/LIPN	New premises licence Sale by Retail of Alcohol: Monday to Sunday 10:00 to 22:00 Opening Hours: Monday to Sunday: 07:00 to 22:30	18.04.2018	Granted under Delegated Authority
19/01882/LIPDPS	Application to Vary the Designated Premises Supervisor	06.03.2019	Granted under Delegated Authority Licence lapsed June 2022

Temporary Event Notice history

Application	Details of Application	Date Determined	Decision
22/06942/LITENP	Temporary Event Notice	25.07.2022	Event allowed to proceed
22/07558/LITENP	Temporary Event Notice	15.08.2022	Event allowed to proceed
22/07561/LITENP	Temporary Event Notice	18.08.2022	Event allowed to proceed
22/08624/LITENP	Temporary Event Notice	14.09.2022	Event not allowed to proceed
22/08625/LITENP	Temporary Event Notice	14.09.2022	Event not allowed to proceed
22/08626/LITENP	Temporary Event Notice	14.09.2022	Event not allowed to proceed
22/08628/LITENP	Temporary Event Notice	14.09.2022	Event not allowed to proceed

There is no appeal history

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

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

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

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

Mandatory Conditions

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

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

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

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

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

Conditions consistent with the operating schedule

9. All staff engaged in the sale of alcohol will be trained in respect of their legal and social responsibility when doing so. They will also be trained in the contents of the premises licence including any conditions contained therein.

10. A record of all staff training shall be maintained at the premises and will be produced for inspection by the Police or Authorised Officers of the Licensing Authority upon request.
11. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
12. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
13. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises.
14. Sales of alcohol for consumption off the premises shall only be supplied to customers who have been dining at the premises.
15. 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.
16. The supply of alcohol shall be by waiter or waitress service only.
17. Staff shall be trained in respect of the fire risk assessment and health and safety risk assessment. All findings from these policies shall be properly implemented at the premises.
18. First aid facilities shall be maintained at the premises.
19. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
20. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
21. All outside tables and chairs shall be rendered unusable by 22.00hrs each day.
22. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
23. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

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

24. The number of seated persons inside the premises (excluding staff) shall not exceed 23 persons.

25. Alcohol shall only be supplied for consumption on the premises to persons who are seated.
26. There shall be no self service of alcohol.
27. No deliveries to the premises shall take place between 23.00 and 08.00 on the following day.
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 arrangements by close of business.

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

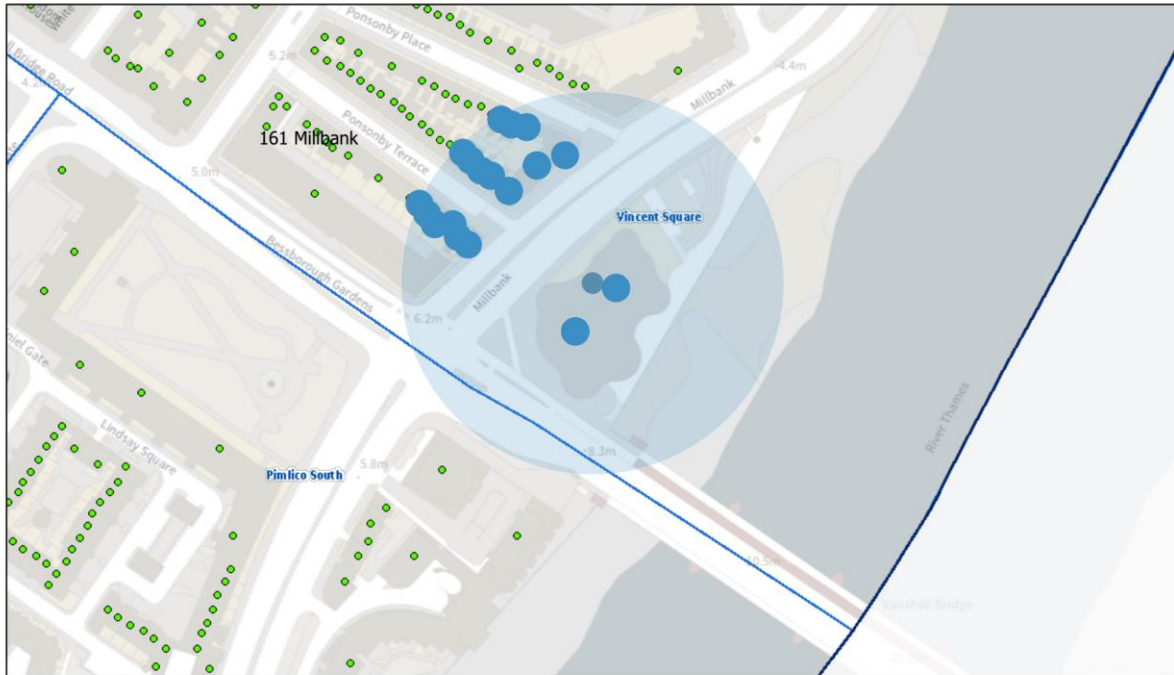
29. The supply of alcohol at the premises shall only be to a person seated taking a substantial table meal there and for consumption by such a person as ancillary to their meal.

For the purpose of this condition a 'Substantial Table Meal' means – a meal such as might be expected to be served as the main midday or main evening meal, or as a main course at either such meal and is eaten by a person seated at a table, or at a counter or other structure which serves the purposes of a table and is not used for the service of refreshments for consumption by persons not seated at a table or structure servicing the purposes of a table.

30. 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.
31. 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.
32. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
34. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police. It must be completed within 24 hours of the incident and will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any complaints received concerning crime and disorder
 - (d) any incidents of disorder
 - (e) all seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system, searching equipment or scanning equipment
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.

35. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke or make a phone call, shall not be permitted to take glass containers with them.
36. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.

Cafe Society, Riverwalk House, 161 Millbank, London, SW1P 4FA



Resident count: 44

Licensed premises within 75 metres of Riverwalk House, 161 Millbank, London, SW1P 4FA				
Licence Number	Trading Name	Address	Premises Type	Time Period
22/04315/LIPCH	Morpeth Arms Public House	58 Millbank London SW1P 4RW	Public house or pub restaurant	Sunday; 12:00 - 23:00 Monday to Saturday; 10:00 - 23:30

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City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	12 January 2023
Licensing Ref No:	22/09433/LIPN - New Premises Licence
Title of Report:	Late Night Food Harrow Road 332 Harrow Road London W9 2HP
Report of:	Director of Public Protection and Licensing
Wards involved:	Westbourne
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			
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	5 October 2022		
Applicant:	Late Night Food Harrow Road Ltd		
Premises:	Late Night Food Harrow Road		
Premises address:	332 Harrow Road London W9 2HP	Ward:	Westbourne
		Cumulative Impact Area:	None
		Special Consideration Zone:	None
Premises description:	According to the application form, the applicant proposes to operate the premises as an Off Licence.		
Premises licence history:	This is a new premises licence application and therefore no premises licence history exists.		
Applicant submissions:	None		
Applicant amendments:	<p>During the consultation the applicant reduced the hours for Retail by Sale of Alcohol from Monday to Sunday 07:00 to 01:00</p> <p>to</p> <p>Sale by Retail of Alcohol – Off Premises Monday to Saturday: 8am to 11pm. Sunday: 9am to 10.30pm</p> <p>These hours are reflected in 1-B</p> <p>The applicant has also agreed a number of conditions with the Metropolitan Police and Environment Health which are in Appendix 4.</p>		

1-B Proposed licensable activities and hours							
Sale by retail of alcohol				On or off sales or both:			Off
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	08:00	08:00	08:00	08:00	08:00	08:00	09:00
End:	23:00	23:00	23:00	23:00	23:00	23:00	22:30
Seasonal variations/ Non-standard timings:			None				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	07:00	07:00	07:00	07:00	07:00	07:00	07:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non-standard timings:			None				
Adult Entertainment:			None				

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Metropolitan Police Service
Representative:	PC Steve Muldoon
Received:	24 November 2022 (Withdrawn 30 November 2022)

Dear Westminster Licensing Team,

The Metropolitan Police Service (**MPS**) objects to this application as it is likely that if the application were to be granted, the premise would undermine the following licensing objective/s:

- **The Prevention of Crime and Disorder.**

The reasons for this objection are as follows:

- The conditions offered within the operating schedule do not sufficiently demonstrate how the premise intends to promote the licensing objectives.
- The hours offered are outside of core hours for an off licence.

Following a meeting with the proposed DPS/Owner I am told the owner has previously agreed with the council that he will reduce the hours of operation to core hours and will now be applying for a licence for 8am – 11pm.

The DPS/owner on discussion at the venue on the 23rd of November agreed to the below conditions. If this is agreed in writing, then my objection will be withdrawn.

- (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.
- 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.
- All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
- All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
- No super-strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers and ciders

supplied in glass bottles and cans.

- No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.
- 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. MC32 There shall be no self-selection of spirits on the premises, save for spirit mixtures less than 5.5% ABV.
- A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
- 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) any faults in the CCTV system, searching equipment or scanning equipment
 - (f) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service

The Metropolitan Police withdrew their representation on the 30th November 2022 as there has been a reduction in hours and conditions have been agreed and with the applicant. These conditions can be found at Appendix 4.

Responsible Authority:	Environmental Health Service
Representative:	Kudzaishe Mondhlani
Received:	17 November 2022

I refer to the application for a new Premises Licence.

This representation is based on the operating schedule and plans submitted. The applicant is seeking the following licensable activities

The applicant is seeking to supply alcohol for consumption off the premises Monday – Sunday 07:00 to 01:00 hours.

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

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

The granting of this application as presented would have the likely effect of causing an increase in Public Nuisance in the area and may impact on Public Safety.

The applicant has provided additional information with the application which is being addressed.

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

Conditions have been agreed between the applicant and Environmental Health. These conditions can be found at Appendix 4.

2-B Other Persons	
Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED]
Received:	03 November 2022 (Withdrawn 6 December 2022)
<p>It is neither necessary nor appropriate for this retailer to sell alcohol, and certainly NOT to be licensed until 0100 a.m..</p> <p>Most of the businesses in this area - including the Off Licence on the corner of Sutherland Avenue - close at 11pm. If it became known that there was a later opening available nearby it would encourage certain people to visit the area specifically to buy alcohol, and possibly cause noise and disturbance in a largely residential area.</p> <p>Vulnerable individuals (there is a St Mungo's hostel just down the Harrow Road) for whom alcohol is problematic would not benefit from its increased availability.</p> <p>There is already more than sufficient similar provision nearby in what is supposed to be a 'shopping area' and this business adds nothing to the needs nor variety of provision. It should not remain open or sell alcohol until 0100, but should close by 11pm at the latest.</p> <p>After the agreement to the reductions in hours and conditions from the Police and Environmental Health, the Interested Party withdrew on the 6th December 2022.</p>	
Name:	[REDACTED]
Address and/or Residents Association:	
Received:	14 November 2022
<p>Dear Mr Rowe</p> <p>I would like to raise some very serious comments regarding the application of the above property and its proposals...There really is no need for yet a grocery shop / offlicence at these premises as we already have 4 grocery shops in the vicinity two already open to the early hours of the morning which causes untold amount of parking issues and late night selling. Out of the 4 shops 2 sell alcohol as well as a single standing off licence that's 3 premises that sell alcohol along with this new propose shop which I hasten to add looks fully equipped and ready to go even though it has not been approved.why did you send a letter asking for our opinions when the shop had already been furnished and filled. All of these shops are on or between two roads where customers are constantly parking and causing congestion there are undesirables causing all sorts of noise and aggressiveness when drunk with police and there sirens at who knows what time of the morning. There has to be a cut off point where Westminster has to realise that there really is no need for another shop of this calibra to be opened. Look for yourself and just consider what the tenants of the area are dealing with</p> <p>Please note as recent as Friday night /Saturday morning a police report can be had on one of the premises selling Alcohol in the vicinity of the proposed application</p> <p>Further Submissions Recieved: 16.11.2022</p> <p>I feel that this shop is failing on all the above points as it is between two schools and the shop not even 25feet away has issues with police.....The shop in question has been stocked and is ready to open by the looks of things.....Why are you asking people opinions yet allowing the premises to be ready for business??????????</p>	

Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED]
Received:	11 November 2022 (Withdrawn 6 December 2022)
<p>I object to the late-night sale of alcohol at 332 Harrow Road. This is a residential area, not a late-night drinking area. I am the owner occupier of a flat in the Carlton Gate residential complex directly across the road. There are two residents' access gates directly across the road from 332 Harrow Road. There is already a significant amount of crime and antisocial behaviour related to drugs and alcohol on this section of Harrow Road in front of the residents' gates. This includes break-ins and assaults (some with the use of weapons). Allowing the sale of alcohol until 1am will contribute to further crime and antisocial behaviour and is wholly irresponsible. I would like to note that the Fast-food premises next door to 332 Harrow Road reduced its opening hours in recent months due to increasing amounts of anti-social behaviour after 11pm.</p> <p>After the agreement to the reductions in hours and conditions from the Police and Environmental Health, the Interested Party withdrew on the 6th December 2022.</p>	

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy HRS1 applies	<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"> 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. 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. 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. 4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises. 5. The proposed hours when any music, including incidental music, will be played. 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. 7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity. 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night. 9. The capacity of the premises. 10. The type of use, recognising that some venues are more likely to impact the licensing objectives

	<p>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>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>11b. Shops (off-sales of alcohol where it forms either the ancillary or primary use of the premises) Monday to Saturday: 8am to 11pm. Sunday: 9am to 10.30pm.</p>
<p>Policy SHP1 applies</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"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The operation of any delivery services for alcohol meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1. 4. The applicant having taken account of the Special Consideration Zone Policy SCZ1 if the premises are located within a designated zone. 5. The application and operation of the venue meeting the definition of a shop in Clause C. <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"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The operation of any delivery services for alcohol meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1. 4. The applicant having demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone. 5. The application and operation of the venue meeting the definition of a shop in Clause C.

	<p>C. For the purposes of this policy:</p> <ol style="list-style-type: none"> 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. 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. 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

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

Report author:	Karyn Abbott Senior Licensing Officer
Contact:	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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Metropolitan Police Service (Withdrawn 30th November 2022)	24 November 2022
5	Environmental Health Service	17 November 2022
6	Representation 1 (Withdrawn 6th December 2022)	3 November 2022
7	Representation 2	14 November 2022
8	Representation 3 (Withdrawn 6th December 2022)	11 November 2022

Premises Plans

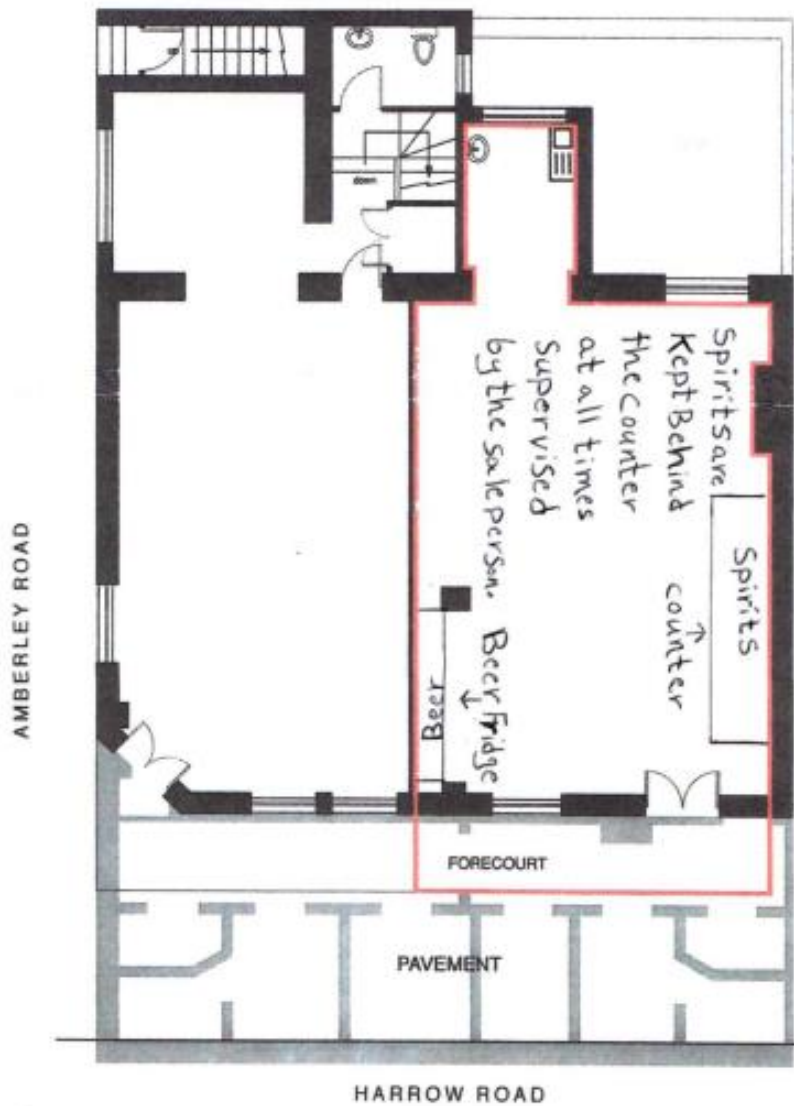
Appendix 1



332 Harrow Road
Maida Hill
London
W9 2HP

Scale 1:100

Ground Floor
and Basement Footprint



REV	DESCRIPTION	DATE
Magnolia Square Limited 2 Sheraton Street Soho London W1F 8RH 020 7479 4855		
PRINT AT A4		
PROJECT 332 Harrow Rd Maida Hill London W9 2HP		
MEASURED SURVEY		
DRAWING TITLE LEASEPLAN		
SCALE	DATE	NO
1:100	Nov 08	
DRAWING NUMBER		4249
0		

PLEASE CALL 020 7479 4855 FOR ASSISTANCE

Applicant Supporting Documents

Appendix 2

None

There is no licence or appeal history for the premises.

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

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

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

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

Mandatory Conditions

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
 - (1) The 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

None

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

6. Licensable activities shall be ancillary to the premises being used primarily as a convenience store.

7. There shall be no self-selection of spirits on the premises, save for spirit mixtures less than 5.5% ABV.
8. 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.
9. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale.
10. 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.
11. The external door shall be kept closed after 21:00 hours, except for the immediate access and egress of persons.
12. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
13. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
14. 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.
15. No deliveries of alcohol to the premises shall take place between 23.00 and 08.00 hours on the following day.
16. No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.

Conditions proposed by the Metropolitan Police Service and agreed by the applicant to form part of the operating schedule.

17. 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 and will include the external area immediately outside the premises entrance. 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.
18. 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.
19. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused

the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.

20. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
21. All tills shall automatically prompt staff to ask for age verification identification when presented with an alcohol sale.
22. No super-strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers and ciders supplied in glass bottles and cans.
23. No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.
24. 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. MC32 There shall be no self-selection of spirits on the premises, save for spirit mixtures less than 5.5% ABV.
25. A Challenge 21 or Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
26. 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) any faults in the CCTV system, searching equipment or scanning equipment

 - (f) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service



Resident Count = 304

Licensed premises within 75 metres of 9 Knightsbridge Green, London				
Licence Number	Trading Name	Address	Premises Type	Time Period
18/06172/LIPN	Mega Food	330 Harrow Road London W9 2HP	Takeaway food outlet	Monday to Sunday; 11:00 - 01:00
10/02152/LIPT	Blue Ginger	Basement And Ground Floor 328 Harrow Road London W9 2HP	Takeaway food outlet	Monday to Sunday; 17:00 - 23:45
14/05016/LIPDPS	London Food And Wine	Ground Floor 336 Harrow Road London W9 2HP	Shop	Monday to Sunday; 06:00 - 01:00
17/04735/LIPDPS	The Gourmet Oriental	Basement And Ground Floor 338 Harrow Road London W9 2HP	Takeaway food outlet	Sunday; 12:30 - 23:30 Monday to Saturday; 12:00 - 00:00
20/11913/LIPCH	West 9 Food & Stores	Basement And Ground Floor 350 Harrow Road London W9 2HP	Shop	Sunday; 10:00 - 22:30 Monday to Saturday; 08:00 - 23:00

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City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	12 January 2023
Licensing Ref No:	22/09398/LIPV - Premises Licence Variation
Title of Report:	Gelupo 7 Archer Street London W1D 7AU
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:	Jessica Donovan Senior Licensing Officer
Contact details	Telephone: 020 7641 6500 Email: Jdonovan@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	4 October 2022		
Applicant:	BDL Restaurant Limited		
Premises:	Gelupo		
Premises address:	7 Archer Street London W1D 7AU	Ward:	West End
		Cumulative Impact Area:	West End
		Special Consideration Zone:	None
Premises description:	The premises currently operates as an ice cream parlour.		
Variation description:	This variation seeks the following: <ul style="list-style-type: none"> To add the retail sale of alcohol for consumption on the premises. To amend the permitted hours for Late Night Refreshment to core hours. 		
Premises licence history:	The premises have had the benefit of a premises licence since 2010. A copy of the current premises licence (22/04036/LIPDPS) can be found at Appendix 3 along with full licence history.		
Applicant submissions:	During consultation, the applicant provided a mediation email for the interested party. A copy of the email can be found at Appendix 1 .		
Applicant amendments:	None		

1-B Current and proposed licensable activities, areas and hours						
Late night refreshment						
Indoors, outdoors or both		Current :			Proposed:	
		Indoors			No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	N/A	N/A	23:00	23:30	Whole Premises	No change
Tuesday	N/A	N/A	23:00	23:30		
Wednesday	N/A	N/A	23:00	23:30		
Thursday	23:00	01:00	23:00	23:30		
Friday	23:00	01:00	23:00	00:00		
Saturday	23:00	01:00	23:00	00:00		
Sunday	N/A	N/A	N/A	N/A		
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	N/A				N/A	

Sale by Retail of Alcohol						
On or off sales			Current :		Proposed:	
			Off Sales		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	11:00	23:00	No change		Whole premises	No change
Tuesday	11:00	23:00				
Wednesday	11:00	23:00				
Thursday	11:00	23:00				
Friday	11:00	23:00				
Saturday	11:00	23:00				
Sunday	11:00	22:30				
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		N/A			N/A	

Sale by Retail of Alcohol						
On or off sales			Current :		Proposed:	
			N/A		On Sales	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	N/A	N/A	10:00	23:30	N/A	Whole Premises
Tuesday	N/A	N/A	10:00	23:30		
Wednesday	N/A	N/A	10:00	23:30		
Thursday	N/A	N/A	10:00	23:30		
Friday	N/A	N/A	10:00	00:00		
Saturday	N/A	N/A	10:00	00:00		
Sunday	N/A	N/A	11:00	22:30		
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		N/A			N/A	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	11:00	23:00	10:00	23:30	Whole Premises	No change
Tuesday	11:00	23:00	10:00	23:30		
Wednesday	11:00	23:00	10:00	23:30		
Thursday	11:00	01:00	10:00	23:30		
Friday	11:00	01:00	10:00	00:00		
Saturday	11:00	01:00	10:00	00:00		
Sunday	11:00	23:00	10:00	22:30		
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		N/A			N/A	

1-C Layout alteration
There are no proposed changes to the layout of the premises.

1-D Conditions proposed to be varied	
Condition	Proposed variation
8. A proof of age scheme, such as Challenge 21, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.	8. A proof of age scheme, such as Challenge 25, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.

1-E Conditions proposed to be added
The hours for on-sales shall be until 23.30pm Monday to Thursday; midnight Friday and Sunday and 22.30pm Sunday.
The sale of alcohol on the premises shall at all times be ancillary to the main function of the premises as a gelato/ ice cream parlour.
The premises shall only operate as Gelupo and this licence shall be personal to BDL Restaurant Limited.
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.
The supply of alcohol on the premises shall be by waiter or waitress service only to persons seated.
The number of persons seated in the premises at any one time shall not exceed [30] persons excluding staff.
No deliveries to the premises shall take place between 23.00 hours and 08.00 hours.
No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23.00 hours and 08.00 hours.

2. Representations

2-B Other Persons			
Name:		[REDACTED]	
Address and/or Residents Association:		[REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	31 October 2022		
<p>We write to make a relevant representation to the above application on behalf of The Soho Society.</p> <p>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 its facilities, amenities and environment.</p> <p>Application summary Licence Variation</p> <ul style="list-style-type: none"> • To add on sales and amend permitted hours for late night refreshment to core hours • No change to layout nor the current hours for off sales are proposed <p>Supply of alcohol: Mon - Thurs: 10:00 - 23:30. Fri - Sat: 10:00 - 00:00. Sun : 11:00 - 22:30 Late night refreshment: Mon - Thurs: 23:00 - 23:30. Fri - Sat: 23:00 - 00:00. Sun : 11:00 - 22:30 Opening hours: Mon - Thurs: 10:00 - 23:30. Fri - Sat: 09:00 - 00:00. Sun : 09:00 - 22:30 Capacity : 30</p> <p>Proposed Conditions</p> <p>10. The sale of alcohol on the premises shall at all times be ancillary to the main function of the premises as a gelato/ice cream parlour</p> <p>11. The premises shall only operate as Gelupo and this licence shall be personal to BDL Restaurant Limited</p> <p>12. Food and non-intoxicating beverages, and drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises</p> <p>13. The supply of alcohol on the premises shall be by waiter and waitress service only to persons seated</p> <p>Current Licence 22/04036/LIPDPS Supply of alcohol: Mon - Sat: 11:00 - 23:00. Sun : 11:00 - 22:30 Late night refreshment: Thurs - Sat: 23:00 - 01:00 Opening hours: Sun - Weds: 11:00 - 23:00. Tues - Sat: 11:00 - 01:00 Off sales only</p> <p>The Soho Society's Position We object to this application for a new alcohol licence on the grounds of the prevention of crime and disorder, prevention of public nuisance and cumulative impact in the West End Cumulative Impact Area. Situated on Archer Street Gelupo is an ice cream parlour selling ice cream for consumption on and off the premises, reviewing their website these premises are open from Sunday to Thursday until 10pm and Friday and Saturday until midnight. The parlour consists of a long service counter and two seated areas one in front of the counter and at the rear of the</p>			

premises consisting of ledges and stalls, there are no tables and chairs. We note the applicant has not submitted a licensed plan for these premises and ask this is provided prior to the hearing.

It appears their off sales and late night refreshment licence originated in 2010 (10/03796/LIPN), the off sales relating to a shop area for the sale of alcohol along with other retail food items. In relation to the late night refreshment licence, we are not aware of these premises ever operating to their current 1am licence. Currently these premises offer ice creams, a range of coffees, a cheese and truffle toastie, plus wrapped chocolates and recipe books for sale.

These premises are in close proximity to social housing accommodation with nine flats and alongside other residents living on this street we are concerned with the potential for noise nuisance and disturbance from patrons leaving these premises at night.

Soho has the highest concentration of licensed premises in Westminster 470 with a large proportion (25%) being late night licences. There are over 200 restaurants, 39 bars, 46 pubs, 31 clubs (including members clubs) and entertainment premises. In Archer Street and the streets that surround it Gt. Windmill Street, Rupert Street and the junction of Brewer Street and Wardour Street there are over 24 licensed premises accommodating well over 3,000 people. The area is densely populated at night and has the highest level of cumulative impact and crime and disorder in Westminster.

In policy terms this application is unclear whether it falls under SHP1 or PB1, in our view it falls under PB1 with the presumption to refuse such applications within the West End Cumulative Impact Zone. We note the proposed conditions, including the sale of alcohol on the premises shall be ancillary to the main function of the premises as a gelato/ice cream parlour, this is another concern, as it stands patrons will be able to purchase one scoop of ice cream and then consume unlimited amounts of alcohol for hours on end. How does the applicant propose to control the amount of alcohol patrons can drink and how can the Licensing Authority ever prevent this from turning into a bar where the alcohol sales are greater than ice cream sales? In our view it cannot. Neither will the proposed personal use condition prevent this from happening.

To our knowledge this is the first application in Soho for an on sale licence in an ice cream parlour, and we are concerned if successful this would set a precedent for others to follow.

In relation to cumulative impact, 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 disorder and the change in character of this historic area.

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 disorder and/or public nuisance affecting residents, visitors and other businesses. The evidence presented in the Cumulative Impact Assessment 2020 is overwhelming, it describes the high level of cumulative impact in the West End Zone between 2017-2019, the subsequent Statement of Licensing Policy 2021 Cumulative Impact Policy CIP1 states,

'The West End Cumulative Impact Zone has been identified because the cumulative effect of the concentration of late night and drink led premises and/or night cafés has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses. The extent of crime and disorder and public nuisance in the West End Cumulative Impact Zone arises from the number of people there late at night; a considerable number of them being intoxicated. Public services, including police, health and emergency, transport, environmental services (cleansing and refuse services) are placed under chronic strain by existing levels of

activity, as are civic amenities and the quality of residential life. The urban infrastructure cannot sustain any further growth in licensed premises that provide a significant risk of a variety of harmful outcomes. Over a period of three years (2017 - 2019) 45% of violent crimes, as well as over half of all robberies, thefts and drug offences in the city were recorded within West End Cumulative Impact Zone. Additionally, 43% of ambulance callouts between that same period to the locations of licensed premises fell within this zone.' (D4)

This evidence supported further policy restrictions in the West End, however, the impact of COVID-19 resulted in the Licensing Authority deciding not to implement greater restrictions at this stage, but it may in the lifetime of the policy if footfall moves toward pre-March 2020 levels (D1). Soho is fully open for business and thriving, there are more people on the streets in the evening now that at pre-COVID times, in our view we have already reached pre-March 2020 levels and this is further supported by recent crimes statistics which show an increase in serious crime (see the Prevention of Crime and Disorder below).

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). Residential accommodation is also an important factor,

D23. *'The proximity of residential accommodation is a general consideration with regard to the prevention of public nuisance. It goes on, 'The nature of cumulative impact is that it is cumulative and affects not only the immediate vicinity of the premises, but the wider area; thus the number of people visiting the premises, the nature of licensable activities and the lateness of operations have an impact on an area as a whole, irrespective of whether or not there is residential accommodation in proximity to the premises.'*

The applicant has to demonstrate these premises will not add to cumulative impact, the applicant has failed to do so.

If granted this application will increase the number of people on the streets at night and will fail to promote the licensing objectives and increase cumulative impact in the West End Cumulative Impact Zone.

The Licensing Objectives

The Statement of Licensing Policy 2021 or Section 182 Guidance does not provide for any circumstance, including 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

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:

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

Total = 52,594

- **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 disproportionately 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:** the most common crime type in the borough and in the evening and night this is particularly concentrated in the West End and along Oxford Street.

These premises are situated in the heart of the food and beverage / entertainment area, the area is a known hotspot for crime and disorder, the current statistics for the *top crime streets in

Top Streets all crime – 1st Nov 21 – 28th Feb 22

GREEK STREET	239	GOLDEN SQUARE	14
OLD COMPTON STREET	231	ARCHER STREET	14
WARDOUR STREET	138	GREAT PULTENEY STREET	14
SHAFTESBURY AVENUE	117	GLASSHOUSE STREET	13
DEAN STREET	105	SOHO STREET	13
CARNABY STREET	99	LEXINGTON STREET	13
GREAT MARLBOROUGH STREET	75	GOSLETT YARD	12
FRITH STREET	70	SOHO PLACE	12
SOHO SQUARE	60	NEWBURGH STREET	11
BREWER STREET	58	PETER STREET	11
BATEMAN STREET	44	CARLISLE STREET	10
GREAT WINDMILL STREET	43	ROMILLY STREET	9
KINGLY STREET	41	KINGLY COURT	9
BROADWICK STREET	37	CAMBRIDGE CIRCUS	9
CHARING CROSS ROAD	36	D'ARBLAY STREET	8
BERWICK STREET	35	MARSHALL STREET	8
GANTON STREET	32	HAM YARD	7
BEAK STREET	29	RAVILLIES STREET	7
POLAND STREET	24	DUFOURS PLACE	6
MANETTE STREET	24	WALKER'S COURT	6
MOOR STREET	23	MEARD STREET	6
RUPERT STREET	18	WARWICK STREET	5
LITTLE MARLBOROUGH STREET	17	FOUBERT'S PLACE	5
INGESTRE PLACE	15	NOEL STREET	5

Soho shows a total of 1,827 crimes.

Comparing the top reported crimes from *November 2021 - February 2022 to pre- COVID times highlights the number of serious and violent crimes are on the increase;

Violence against the person serious wounding: 32 up 78% (18 pre - COVID)

Violence against the person assault with injury: 59 up 31% (45 pre-COVID)

Violence against the person common assault: 70 up 18% (59 pre-COVID)

Drugs possession: 115 up 79% (64 pre-COVID)

Sexual offences: 34 up 70% (20 pre-COVID)

* Data provided by the Metropolitan Police Soho Neighbourhood Ward Panel, March 2022, to support this information in **Appendix 1** we present detailed crime figures submitted by the Westminster Police Licensing Team at a licensing hearing in July 2022.

For residents living in this area the findings of the Cumulative Impact Assessment and the recent crime figures are unsurprising. Soho transforms in the evening and night time into an area which feels very unsafe and where levels of crime and disorder are high. As evidenced above, criminal activity associated with the large number of venues and the numbers of people on the streets at night results in high levels of serious crime.

In Soho the majority of robberies take place at night, alongside this is drug dealing a real problem with groups of dealers congregating to sell drugs and specifically targeting people as they leave premises. There are more dealers in the area at night than during the day, this is directly linked to the large number of venues and people on the streets which creates the drugs market.

With such high levels of crime in the area patrons leaving these premises will be at high risk of becoming victims of crime.

Prevention of Public Nuisance Policy PN1

Residents already suffer from high levels of noise and disturbance during the evening, this presents in the form of noise nuisance from the large number of people on the streets, noise from taxi's and pedicabs, anti-social behaviour the most common being urination in the doorways of residential properties and on the streets. If this application is successful it has the potential to increase the levels of noise nuisance and disturbance to residents.

In summary

The application proposes a brand new alcohol licence in an ice cream parlour in Soho, where crime rates are high and where residents already suffer from noise nuisance and disturbance. If granted this application will fail to promote the licensing objectives and increase cumulative impact and should therefore be rejected.

Yours faithfully,

Licensing Committee
The Soho Society

Appendix 1 : Westminster Licensing Team Crime Report July 2022

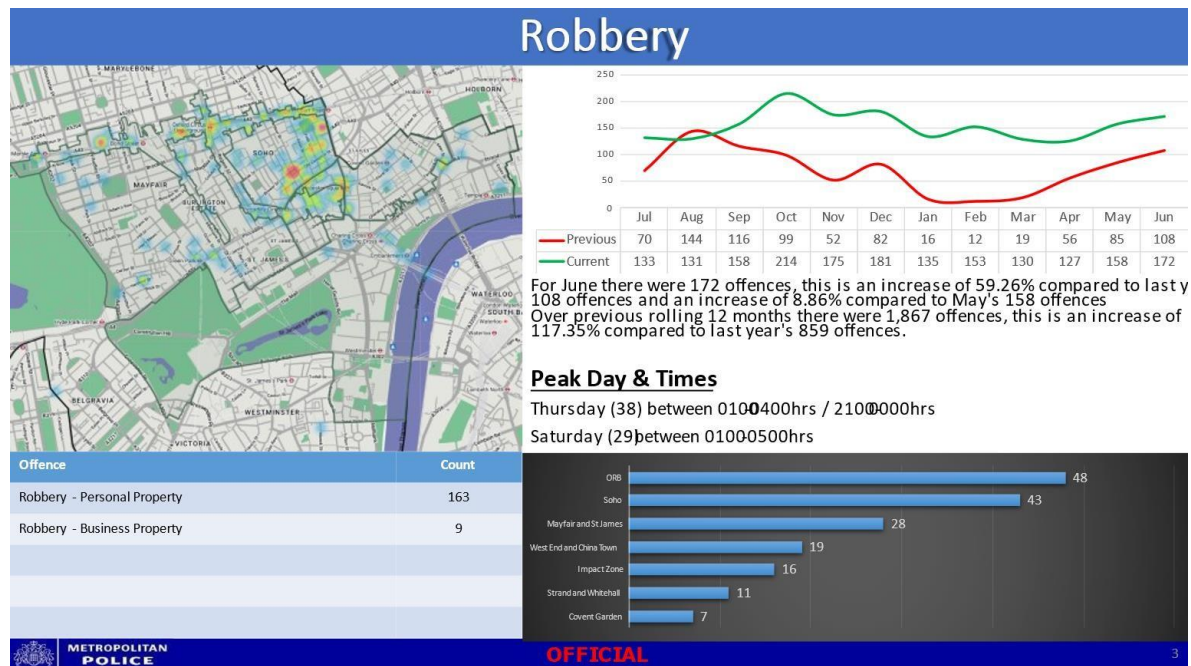
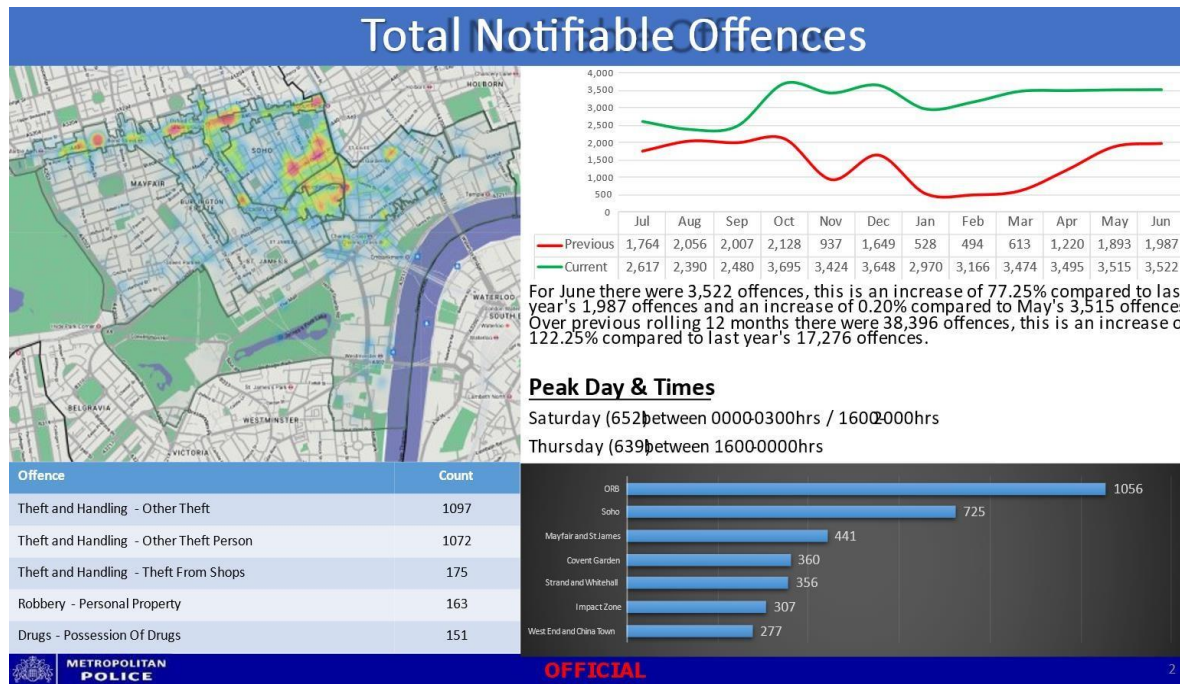
**Appendix 1
Westminster Police Licensing Team Crime Report July 2022**

This police report was submitted by the Westminster Police Licensing Team based at City Hall in response to a recent licensing application. All identifiable information has been removed, we present below the detailed evidence of an increase in crime which supports the figures we present above under the prevention of crime and disorder.

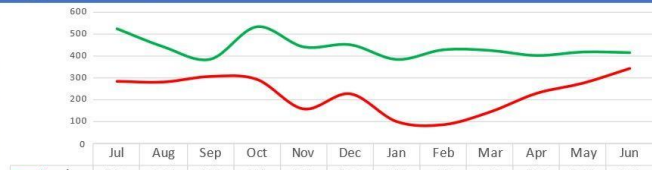
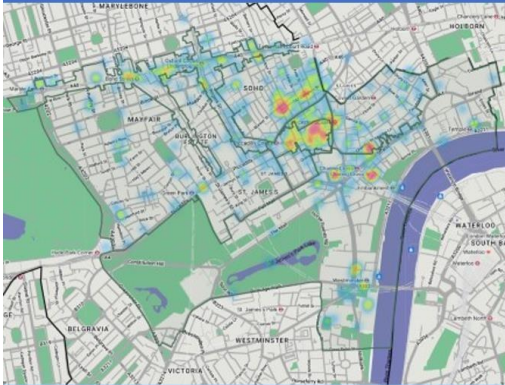
Crime figures within the West End

The number of crimes committed within the West End have increased sharply following the removal of Coronavirus regulations. Levels of crime are now back to pre-Covid levels, and in some cases (Assaults, Sexual Assaults) are higher than pre-Covid levels.

Below are the West End crime figures for the month of June 2022, compared to May 2022 and June 2021:



Violence Against the Person



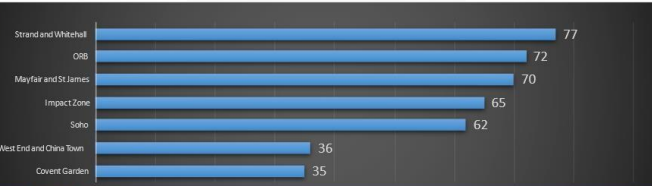
For June there were 417 offences, this is an increase of 21.93% compared to last year's 342 offences and a decrease of 0.71% compared to May's 420 offences. Over previous rolling 12 months there were 5,269 offences, this is an increase of 92.44% compared to last year's 2,738 offences.

Peak Day & Times

Friday (70) between 0000-1000hrs / 1800-1000hrs

Thursday (68) between 2200-0000hrs

Offence	Count
Violence Against the Person - Harassment	129
Violence Against the Person - Common Assault	111
Violence Against the Person - Assault with Injury	100
Violence Against the Person - Serious Wounding	30
Violence Against the Person - Other Violence	29

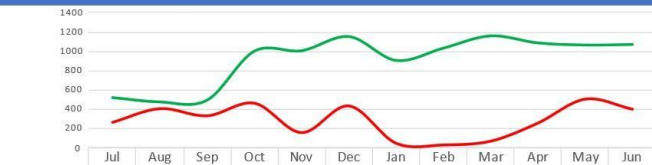
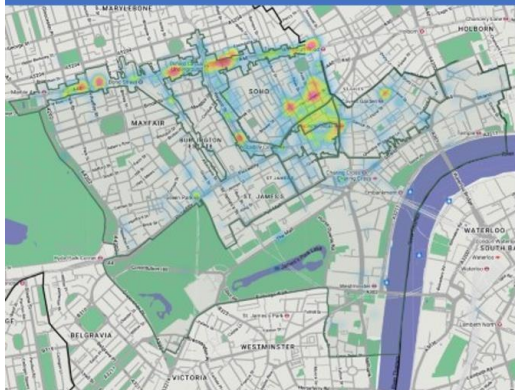


METROPOLITAN POLICE

OFFICIAL

7

Theft Person



For June there were 1,072 offences, this is an increase of 164.04% compared to last year's 406 offences and an increase of 0.56% compared to May's 1,066 offences. Over previous rolling 12 months there were 10,983 offences, this is an increase of 219.00% compared to last year's 3,443 offences.

Peak Day & Times

Saturday (220) between 0000-0300hrs / 1500-1900hrs

Thursday (194) between 1500-0000hrs



METROPOLITAN POLICE

OFFICIAL

14

The above figures demonstrates that crime in the West End is rising. This impacts directly on Police resources, as well as other emergency services.

Westminster Police Licensing Team

The interested party has been in medication with the applicant and a copy of the response can be found at Appendix 2.

3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy CIP1 applies	<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"> 1. Vary the hours within Core Hours under Policy HRS1, and/or 2. Vary the licence to reduce the overall capacity of the premises. <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>
Policy HRS1 applies	<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"> 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. 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. 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. 4. The proposed hours of the licensable activities and when customers will be permitted to remain on the premises. 5. The proposed hours when any music, including incidental music, will be played. 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. 7. The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity. 8. Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night. 9. The capacity of the premises. 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.

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.
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.
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.
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.

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:

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: 9am to 12am
3. **Hotels:** 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.
4. **Off licences:** Monday to Saturday: 8am to 11pm. Sunday: 9am to 10.30pm.
5. **Outdoor Spaces:** 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.
6. **Pubs and bars, Fast Food and Music and Dance venues:**
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.
7. **Qualifying Clubs:** 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.
8. **Restaurants:** 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.
9. **Sexual Entertainment Venues and Sex Cinemas:** 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.

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.

E. For the purposes of this policy, 'premises uses' are defined within

	the relevant premises use policies within this statement.
Policy SHP1 applies	<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"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The operation of any delivery services for alcohol meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1. 4. The applicant having taken account of the Special Consideration Zone Policy SCZ1 if the premises are located within a designated zone. 5. The application and operation of the venue meeting the definition of a shop in Clause C. <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"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The operation of any delivery services for alcohol meeting the council's Ancillary Alcohol and/or Latenight Refreshment Delivery Service Policy DEL1. 4. The applicant having demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone. 5. The application and operation of the venue meeting the definition of a shop in Clause C. <p>C. For the purposes of this policy:</p> <ol style="list-style-type: none"> 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. 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. 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.

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

Appendix 1	Applicant supporting documents
Appendix 2	Response from the Interested Party to the mediation letter
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Jessica Donovan Senior Licensing Officer
Contact:	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

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	01 October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Interested Party representation	31 October 2022

Mediation email to interested party

From: Jackaman, Kevin: WCC
To: Marina Tempia
Cc: Abbott, Karyn: WCC
Subject: Gelupo, 7 Archer Street, London, W1D 7AU - 22/09398/LIPV
Date: 02 December 2022 15:49:47
Attachments: Gelupo, T-02.pdf
Importance: High

Hi Marina

The applicant has asked that the email below be forwarded to you in response to the Soho Society representation. If your concerns have been addressed, or you would like to meet with the applicant, please could you advise and I will be happy to facilitate this.

Kind regards
Kevin.

"Dear Mr Jackaman

Thank you for forwarding a copy of the representation from The Soho Society.

I understand that they are the sole objectors. I would be most grateful if they could be notified of this and in particular that no representations have been received from (a) residents that reside on or near Archer Street or (b) the statutory authorities (including the police and environmental health). I would also be very grateful if you could forward to them a copy of this email and the points listed below that I hope will address their concerns and lead to the withdrawal of their representation:

- 1. If the variation is granted it would result in a reduction in the hours currently enjoyed for late night refreshment.*
- 2. A list of crimes committed in Soho have been attached but none of them relate to this premises. There is no representation for the police.*
- 3. The variation if granted would be very restricted insofar as it's personal to BDL Restaurant Ltd and to its operation as an ice-cream parlour.*
- 4. Plans of the interior of the premises are attached. It will be seen that any sales will be severely restricted as there is only a seated capacity for 15 people.*
- 5. The application falls under policy SHP1. It falls into the definition of shop as defined within policy i.e. "For the purposes of this policy: (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. 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. 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". **The answers to the criteria are (1) the premises falls into the definition of a shop (2) The licensable activities for the sale of alcohol for consumption on the premises are ancillary to the primary use of the premises as a shop (3) not applicable as the applicant seeks on-sales.***
- 6. Our position is that customers that wanted to have one scoop of ice-cream and then drink unlimited amounts of alcohol would not be attracted to these premises, nor would this be*

*permitted to do so. As The Soho Society accepts there are countless alcohol led establishments in Soho for such a person to frequent. It would also fall foul of suggested condition 10 that states that the sales of alcohol “**shall at all times be ancillary to the main function of the premises as a gelato/ ice-cream parlour**”. Such usage would clearly not be ancillary.*

My clients would of course be more than happy to meet with The Soho Society, correspond with them; speak to them over Teams/ Zoom or on the telephone if any further clarification is required.

*I look forward to hearing from you.
With kind regards
Thomas”*

Kevin Jackaman
Senior Licensing Officer
Licensing Team
Public Protection & Licensing Department
Westminster City Council
15th Floor
64 Victoria Street
London SW1E 6QP
Direct Line: 07816217005
Call Centre (for general queries): 0207 641 6500
Email: kjackaman@westminster.gov.uk
Web: www.westminster.gov.uk

From: Marina Tempia
To: Jackaman, Kevin: WCC
Cc: Abbott, Karyn: WCC; Richard Brown
Subject: Re: Gelupo, 7 Archer Street, London, W1D 7AU - 22/09398/LIPV
Date: 12 December 2022 12:23:56

Dear Kevin,

Apologies for the late response I was away on holiday last week and it's taken more time than expected to review the application with the committee. We have considered the information provided by the applicant and would be grateful if you would pass on our response below.

Regards,
Marina

Gelupo : 22/09398/LIPV

Thank you for your detailed response to a number of points raised in our representation, we will respond to each point in turn.

1. In relation to the variation resulting in reduction in LNR hours, it is accepted that the application would result in a reduction in the hours currently permitted for LNR, but only on Thursdays to Saturday. On Monday to Wednesday it would be an increase in LNR, plus opening hours currently 11pm. There is also an overall increase in opening hours from 11am to 10am.

2. There is no suggestion that the premises is not well run or that it is associated with crime. The crime statistics have been presented in support of the contention that Soho remains an area suffering from the cumulative impact of a high concentration of licensed premises.

3. We note the personal use of the licence and to its operation as an ice cream parlour.

4. Thank you for providing the plan of the premises, and note the capacity for 15 people, will this be a condition on the licence?

5. We are not convinced with your view that the application falls under the Shops Policy SHP1. The Shops Policy states at F145 that,
'This policy is intended to apply to premises, offer the retail sale of goods or provide services to customers as the primary use of the premises. Common examples of a premises that would be considered under this policy will include traditional off-licences, speciality stores, supermarkets, department stores, general stores, boutique, outlets, delicatessens, butchers, grocers, hairdressers, massage parlours, or anything of a similar nature where the primary use is the purchase of goods by customers or to provide a service. Cafes, coffee, shops or similar venues providing food for takeaway or for consumption on the premises will be considered under either the Fast Food Premises or Restaurant policies. The sale of alcohol for consumption off the premises can form the primary function of the premises, e.g. traditional off-licences. However, all other licensable activities, including the sale of alcohol for consumption on the premises must be ancillary to the main use of the premises as a shop.'

6. We note your response and agree that the condition and the 'personal' condition help.

However, our points at paragraph one remains, the applicants rationale for adding another licence permitted to sell alcohol on the premises without being ancillary to food is that the overall hours are being reduced. This is not the case as described above, where there will in fact be an increase, or for any day of the week as per the Gelupo website actual opening hours.

Taking all these points into consideration we remain concerned with the addition of a new alcohol licence in Soho. In our view the granting of any new licence will have an impact on the licensing objectives.

We will be happy to meet with you to discuss further.

Regards,
The Soho Licensing Committee.



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

Schedule 12
Part A

WARD: West End
UPRN: 100023472684

Premises licence

Regulation 33, 34

Premises licence number:

22/04036/LIPDPS

Original Reference:

10/03796/LIPN

Part 1 – Premises details

Postal address of premises:

Gelupo
7 Archer Street
London
W1D 7AU

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment
Sale by Retail of Alcohol

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

Late Night Refreshment

Thursday to Saturday: 23:00 to 01:00

Sale by Retail of Alcohol

Monday to Saturday: 11:00 to 23:00
Sunday: 11:00 to 22:30

The opening hours of the premises:

Sunday to Wednesday: 11:00 to 23:00
Thursday to Saturday: 11:00 to 01:00

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:

BDL Restaurants Limited
12 Archer Street (BOCA DI LUPO)
London
W1D 7BB

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

06233852

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

Name: Christina Kouvaraki

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: LAPERS/18/58246
Licensing Authority: London Borough Of Barnet

Date: 10th May 2022

This licence has been authorised by Abigail Mugisa 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.
- 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.

Annex 2 – Conditions consistent with the operating Schedule

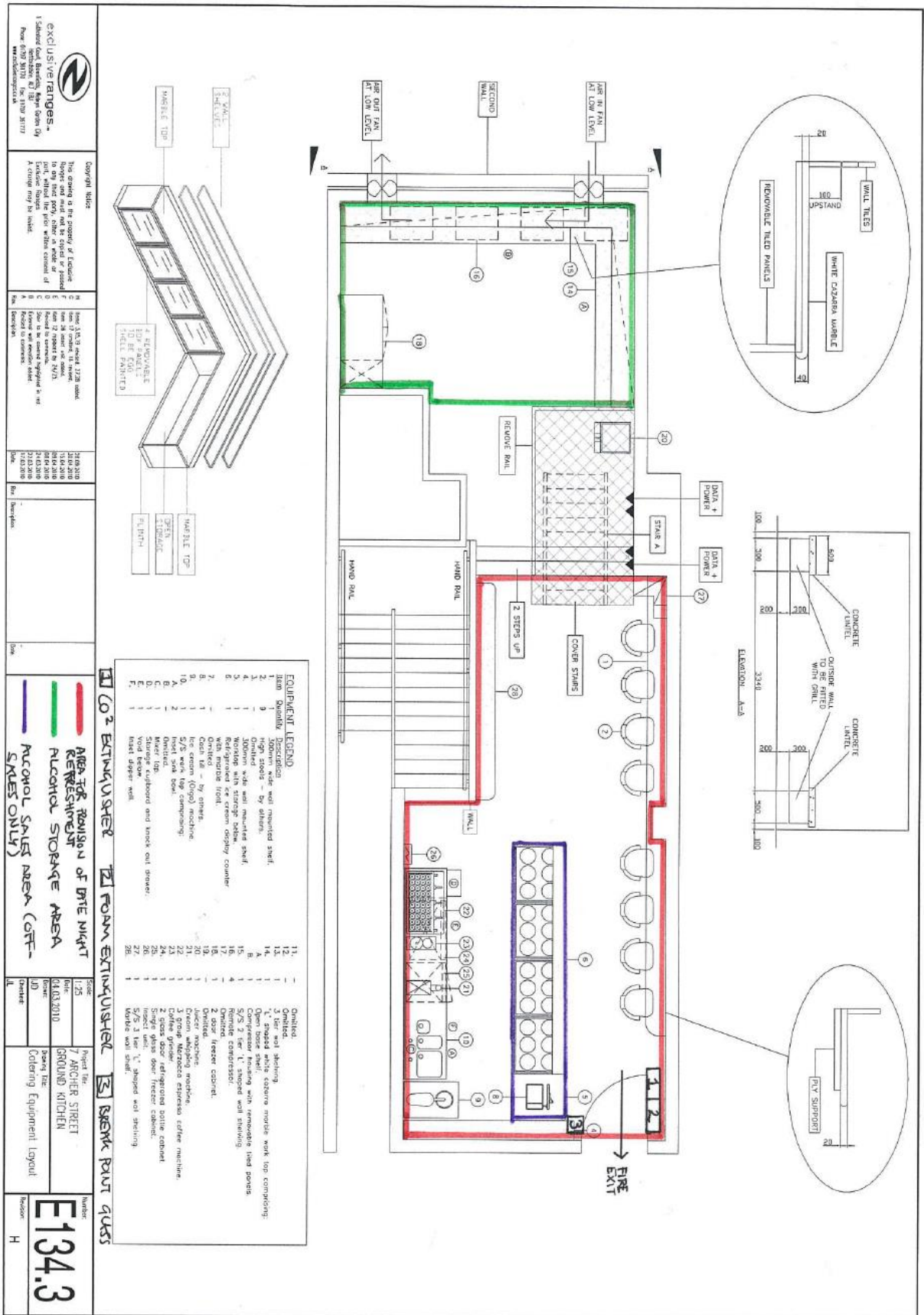
None

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

6. Off sales of alcohol will not be permitted after 23:00 hours Monday to Saturday and 22:30 hours on Sunday.
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. A proof of age scheme, such as Challenge 21, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
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 to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
11. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
12. There shall be no self service of alcohol at the premises.
13. No more than 10% of the sales area to be used at any one time for the sale, exposure for sale, or display of alcohol.
14. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
15. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any incidents of disorder
 - (d) any faults in the CCTV system or searching equipment or scanning equipment.
16. There shall be a minimum of two employees present on the premises during the hours when licensable activities take place.
17. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
18. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.

19. Alcohol sales shall be limited to Italian beers, wines and spirits only.
20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
21. No super-strength beer, lagers or ciders of 5.5 % ABV (alcohol by volume) or above shall be sold at the premises.
22. There shall be no take-away of hot food or hot drink after 23.00.

Annex 4 – Plans





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

Schedule 12
Part B

Premises licence
summary

WARD: West End
UPRN: 100023472684

Regulation 33, 34

Premises licence
number:

22/04036/LIPDPS

Part 1 – Premises details

Postal address of premises:

Gelupo
7 Archer Street
London
W1D 7AU

Telephone Number:

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Late Night Refreshment
Sale by Retail of Alcohol

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

Late Night Refreshment

Thursday to Saturday: 23:00 to 01:00

Sale by Retail of Alcohol

Monday to Saturday: 11:00 to 23:00

Sunday: 11:00 to 22:30

The opening hours of the premises:

Sunday to Wednesday: 11:00 to 23:00

Thursday to Saturday: 11:00 to 01:00

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:

BDL Restaurants Limited
12 Archer Street (BOCA DI LUPO)
London
W1D 7BB

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

06233852

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

Name: Christina Kouvaraki

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

Restricted

Date: 10th May 2022

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

Licence & Appeal History

Application	Details of Application	Date Determined	Decision
10/03796/LIPN	<p>New premises Licence</p> <p>Late Night Refreshment: Thursday to Saturday 23:00 to 01:00</p> <p>Sale by Retail of Alcohol: Monday to Saturday 11:00 to 23:00 Sunday 11:00 to 22:30</p> <p>Opening Hours: Sunday to Wednesday 11:00 to 23:00 Thursday to Saturday 11:00 to 01:00</p>	12.08.2010	Granted by Licensing Sub-Committee
10/10055/LIPRW	Removal of a works condition	22.12.2010	Granted under Delegated Authority
18/06468/LIPDPS	Application to Vary the Designated Premises Supervisor	12.10.2018	Granted under Delegated Authority
22/04036/LIPDPS	Application to Vary the Designated Premises Supervisor	10.05.2022	Granted under Delegated Authority

Temporary Event Notice history

Application	Details of Application	Date Determined	Decision
22/04040/LITENP	Temporary Event Notice	20.04.2022	Event allowed to proceed
22/04044/LITENP	Temporary Event Notice	20.04.2022	Event allowed to proceed
22/09334/LITENP	Temporary Event Notice	05.10.2022	Event allowed to proceed

There is no appeal history

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

When determining an application for a 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 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.

Annex 2 – Conditions consistent with the operating Schedule

None

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

- 6. Off sales of alcohol will not be permitted after 23:00 hours Monday to Saturday and 22:30 hours on Sunday.
- 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. A proof of age scheme, such as Challenge 21, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.

The applicant proposes to vary condition 8 as follows:

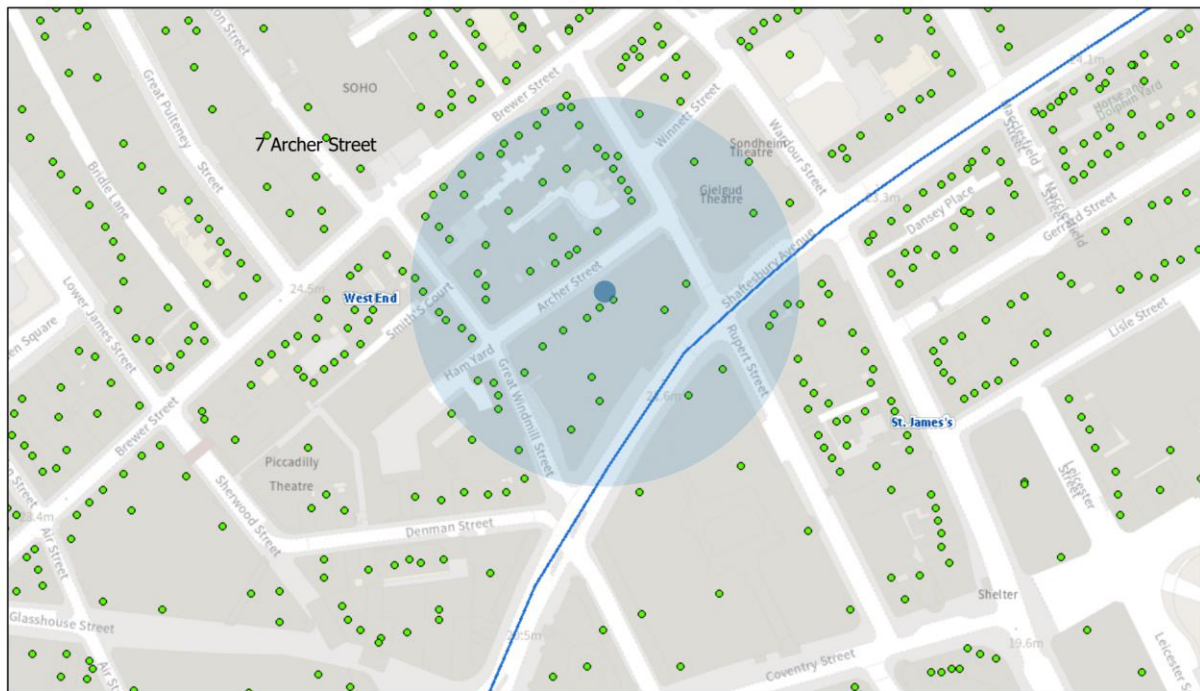
8. A proof of age scheme, such as Challenge 25, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
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 to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
11. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
12. There shall be no self service of alcohol at the premises.
13. No more than 10% of the sales area to be used at any one time for the sale, exposure for sale, or display of alcohol.
14. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.
15. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of patrons
 - (c) any incidents of disorder
 - (d) any faults in the CCTV system or searching equipment or scanning equipment.
16. There shall be a minimum of two employees present on the premises during the hours when licensable activities take place.
17. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
18. The pavement from the building line to the kerb edge immediately outside the premises, including gutter/channel at its junction with the kerb edge, shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.

19. Alcohol sales shall be limited to Italian beers, wines and spirits only.
20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
21. No super-strength beer, lagers or ciders of 5.5 % ABV (alcohol by volume) or above shall be sold at the premises.
22. There shall be no take-away of hot food or hot drink after 23.00.

Conditions proposed to be added by the applicant

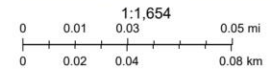
23. The hours for on-sales shall be until 23.30pm Monday to Thursday; midnight Friday and Sunday and 22.30pm Sunday.
24. The sale of alcohol on the premises shall at all times be ancillary to the main function of the premises as a gelato/ ice cream parlour.
25. The premises shall only operate as Gelupo and this licence shall be personal to BDL Restaurant Limited.
26. 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.
27. The supply of alcohol on the premises shall be by waiter or waitress service only to persons seated.
28. The number of persons seated in the premises at any one time shall not exceed [30] persons excluding staff.
29. No deliveries to the premises shall take place between 23.00 hours and 08.00 hours.
30. No waste or recyclable materials, including bottles, shall be moved, removed or placed in outside areas between 23.00 hours and 08.00 hours.

7 Archer Street, London, W1D 7AU



20/12/2022, 14:59:03

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



Resident count: 221

Licensed premises within 75 metres of 7 Archer Street, London, W1D 7AU			
Licence Number	Trading Name	Address	Premises Type
22/04036/LIPDPS	Gelupo	7 Archer Street London W1D 7AU	Cafe
22/09173/LIPDPS	Archer Street	Basement And Ground Floors 3 - 4 Archer Street London W1D 7AP	Night clubs and discos
20/07627/LIPDPS	Bocca Di Lupo	Basement And Ground Floor 12 Archer Street London W1D 7BB	Restaurant
22/05329/LIPDPS	Apollo Theatre	Apollo Theatre 31 - 33 Shaftesbury Avenue London W1D 7EZ	Theatre
22/06761/LIPDPS	White Horse Public House	45 Rupert Street London W1D 7PB	Pub or pub restaurant with lodge
20/08801/LIPV	Bubbleology	49 Rupert Street London W1D 7PF	Shop (large)
22/06964/LIPDPS	The Windmill	17 - 19 Great Windmill Street London W1D 7JZ	Theatre
21/14637/LIPV	Not Recorded	17 - 19 Great Windmill Street London W1D 7JZ	Sexual Entertainment Venue
22/07815/LIPT	Not Recorded	21 Great Windmill Street London W1D 7LB	Restaurant
22/01978/LIPN	Shadow Licence	20 Great Windmill Street London W1D 7LA	Not Recorded
22/01460/LIPDPS	Be At One	20 Great Windmill Street London W1D 7LA	Public house or pub restaurant
19/09651/LIPN	Not Recorded	57 Rupert Street London W1D 7PL	Wine bar
19/14625/LIPVM	The Yard Bar	57 Rupert Street London W1D 7PL	Wine bar

22/02238/LIPRW	Thin White Duke	22 Great Windmill Street London W1D 7LD	Cafe within another property
16/10909/LIPDPS	Lils	53 Rupert Street London W1D 7PH	Restaurant
21/14602/LIPDPS	Fratelli La Bufala	Vernon House 40 Shaftesbury Avenue London W1D 7ER	Restaurant
16/02850/LIPDPS	Bar Rumba	Ground Floor Unit 17d Trocadero 13 Coventry Street London W1D 7ER	Restaurant
22/07757/LIPDPS	Lyric Theatre	Avenue House 25-27 Shaftesbury Avenue London W1D 7EG	Theatre
18/16199/LIPVM	Shaftesbury Food And Wine	Ground Floor Unit 2 Avenue House 25 - 27 Shaftesbury Avenue London W1D 7EQ	Shop
16/06157/LIPT	McDonald's	Ground Floor Right And Basement Avenue House 25 - 27 Shaftesbury Avenue London W1D 7EQ	Restaurant
06/06238/WCCMAP	Rupert Supermarket	55 Rupert Street London W1D 7PJ	Shop
21/04777/LIPDPS	West End Metro	Ground Floor 38 Great Windmill Street London W1D 7LU	Shop
14/07220/LIPN	(Restaurant)	Basement And Ground Floor 39 Great Windmill Street London W1D 7LX	Restaurant
14/08609/LIDPSR	The Lyric Public House	37 Great Windmill Street London W1D 7LT	Public house or pub restaurant
16/08679/LIPT	The Lyric Public House	37 Great Windmill Street London W1D 7LT	Public house or pub restaurant

22/03865/LIPV	The Gielgud Theatre	The Gielgud Theatre Shaftesbury Avenue London W1D 6AR	Theatre
20/03711/LIPV	Olives N' Mezze Mediterranean Kitchen	Basement And Ground Floor 40 Great Windmill Street London W1D 7LY	Restaurant
19/11416/LIPV	Thai Tho Soho	42 Rupert Street London W1D 6DP	Restaurant
15/04805/LIPDPS	Caffe Concerto	50 Shaftesbury Avenue London W1D 6LW	Cafe
17/02349/LIPDPS	Soju Restaurant	32 Great Windmill Street London W1D 7LR	Restaurant
22/05904/LIPN	Soju Co	32 Great Windmill Street London W1D 7LR	Restaurant
20/05564/LIPT	Cafe Monico	39 - 45 Shaftesbury Avenue London W1D 6LA	Not Recorded
21/05153/LIPVM	Macellaio RC	39 - 45 Shaftesbury Avenue London W1D 6LA	Restaurant
20/05587/LIPT	Paradise Ldn	61 Rupert Street London W1D 7PW	Restaurant
15/02567/LIPVM	Blacklock	25 Great Windmill Street London W1D 7LH	Restaurant
17/12283/LIPT	Damson & Co	21 Brewer Street London W1F 0RL	Restaurant
17/15045/LIPDPS	Sophies	42 - 44 Great Windmill Street London W1D 7ND	Restaurant
20/10536/LIPCH	Rupert Street Bar	50 Rupert Street London W1D 6DR	Public house or pub restaurant
22/03719/LIPN	Bantof Co	31 Great Windmill Street London W1D 7LP	Restaurant
22/11095/LIPVM	El Camion	25-27 Brewer Street London W1F 0RR	Restaurant

21/07209/LIPDPS	Sondheim Theatre	The Sondheim Theatre Shaftesbury Avenue London W1D 6BA	Theatre
20/08988/LIPDPS	Duke Of Argyll Public House	37 Brewer Street London W1F 0RY	Public house or pub restaurant

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