



City of Westminster

# Licensing Sub-Committee Report

Item No:

Licensing Ref No:

15/03820/LIPN

Date:

30 July 2015

Classification:

For General Release

Title of Report:

The Arts Club  
40 Dover Street  
London  
W1S 4NP

Report of:

Director of Public Protection and Licensing

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

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## APPLICATION DETAILS

<b>Application Type:</b>	A new premises licence application under the Licensing Act 2003.		
<b>Applicant:</b>	The Arts Club (London) Ltd	<b>Date Application Received:</b>	19 May 2015
<b>Premises Name and Address:</b>	The Arts Club 40 Dover Street London W1S 4NP		
<b>Ward Name:</b>	West End	<b>Stress Area:</b>	No
<b>Description of Premises:</b>	<p>The premises are currently run as a member's social club. This application is to add 3 floors of residential accommodation.</p> <p>The premises comprise of basement, ground, first, second, third, fourth and fifth floors.</p>		

**Please note:** The premises currently has two premises licences.

Licence 1 [12/07557/LIPDPS] was granted by the Licensing Sub-Committee on 26 August 2010 but was re-issued on 25 October 2012 when the DPS was varied. This is the licence that remains in force and the new application should be compared to it. The plans restrict the licence to the basement, ground and first floors. Capacity for those areas is set out in condition 29.

Licence 2 [12/11096/LIPN] was granted under delegated authority and was issued on 14 February 2013. However, it cannot be used because Licence 1 has not been surrendered as required by condition 46. Licence 2 is described as applying to the Basement to the First Floor. It includes plans for all those floors and also for the mezzanine floor (also described as the second floor). Capacity for those areas is set out in condition 28.

The annual fees for both licences are up to date.

The applicants have proposed that if this new application is granted then licence 2 would be surrendered. No reference has been made to licence 1.

Further to the drafting of the report the applicants have submitted additional documentation that refers to the surrender of licence 1. The licensing Service has no record of receiving any of the correspondence or transfer application referred to.

*Note: Where the committee is minded to grant the licence it will be granted subject to the mandatory conditions and conditions consistent with the operating schedule modified to such extent as the authority considers appropriate for the promotion of the licensing objectives detailed in Appendix D to this report.*

<b><u>Proposed Licensable activities</u></b>	<b><u>Licensable Activities on current licence reference: 12/07557/LIPDPS</u></b>
<b>Sale of Alcohol: On and Off the premises</b>  Monday to Sunday: 00:00 to 00:00 (For hotel residents and their guests only) Monday to Saturday: 10:00 to 03:00 Sunday: 12:00 to 22:30 Sundays before Bank Holidays: 12:00 to 03:00	<b>Sale of Alcohol: On and Off the premises</b>  Monday to Saturday: 10:00 to 03:00 Sunday: 12:00 to 22:30 Sundays before Bank Holidays: 12:00 to 03:00

<p><b>Regulated Entertainment</b></p> <p>Plays (indoors), Performance of Dance (indoors &amp; outdoors), Live Music (indoors), Anything of a similar description to live music, recorded music or performances of dance(indoors):  Monday to Saturday 09:00 to 02:00  Sunday: 09:00 to 00:00</p> <p>Exhibition of a Film (indoors)  Monday to Sunday: 00:00 to 00:00 (For hotel residents and their guests only)  Monday to Saturday 09:00 to 02:00  Sunday: 09:00 to 00:00</p> <p>Recorded music (indoors)  Monday to Sunday: 00:00 to 00:00</p>	<p><b>Regulated Entertainment</b></p> <p>Performance of Dance, Anything of a similar description to live music, recorded music or performances of dance (indoors):  Monday to Saturday: 09:00 to 02:00</p> <p>Exhibition of a Film, Live Music, Plays (indoors):  Monday to Saturday: 09:00 to 02:00  Sunday 09:00 to 23:00</p> <p>Recorded music (indoors):  Monday to Sunday: 00:00 to 00:00</p>
<p><b>Late Night Refreshment (indoors &amp; outdoors)</b></p> <p>Monday to Saturday: 23:00 to 02:00  Sunday: 23:00 to 00:00</p>	<p><b>Late Night Refreshment (indoors)</b></p> <p>Monday to Saturday: 23:00 to 02:00</p>
<p><b>Non Standard Timings</b></p> <p>The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins</p> <p>The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day</p> <p>The hours of sale of alcohol shall be extended until 00:30 on Sunday during the weekend British Summertime begins.</p>	<p><b>Non Standard Timings</b></p> <p>Regulated entertainment (excluding Playing of Recorded Music and Private Entertainment) is permitted from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day (or until 00:00 midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).</p> <p>Sale of Alcohol is permitted from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.</p> <p>The permitted hours for the sale of alcohol on the morning British Summer Time begins reference to 03:00 may be substituted to 04:00.</p> <p>The permitted hours for the sale of alcohol on the Sunday during the weekend of British Summer Time may be extended to 00:30.</p> <p>Late night refreshment is permitted from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day</p>
<p><b>Capacity</b></p> <p>The number of persons accommodated at any one time (excluding staff) shall not exceed:</p> <p>Basement: 100 (no change)  Ground Floor: 120 (no change)  First Floor: 180 (no change)  Second Floor: (formerly Mezzanine) 60  Third Floor: to be agreed with the Environmental</p>	<p><b>Capacity</b></p> <p>The number of persons accommodated at any one time (excluding staff) shall not exceed:</p> <p>Basement: 100  Ground Floor: 120  First Floor: 180</p> <p>Subject to an overall cap of <b>320</b> or such other</p>

Health Officer Fourth Floor: to be agreed with the Environmental Health Officer Fifth Floor: to be agreed with the Environmental Health Officer	figure(s) that may be agreed with the Fire Officer and District Surveyor from time to time.
<b>Opening Hours</b>  Monday to Sunday: 00:00 to 00:00 (residents, members & guests of residents)  Monday to Saturday: 08:30 to 03:30 (non-members & guests) Sunday: 08:30 to 00:00 (non-members & guests)	<b>Opening Hours</b>  Monday to Sunday: 00:00 to 00:00 (members & guests)  Monday to Sunday: 08:30 to 03:30 (non-members & guests)

## 1. Summary of application

1.1 The summary below outlines the main differences between the application and the current licence (licence 1).

- To permit the sale of alcohol for 24 hours to residents and their guests with no further restrictions including a similar provision for opening hours for residents
- The provision of Late Night Refreshment on Sunday from 23.00 to midnight;
- To permit Late Night Refreshment and Performance of Dance indoors and outdoors (previously only permitted indoors).
- To include the Terrace area on the Ground Floor
- To permit the exhibition of films for 24 hours for residents and their guests and an extension for the exhibition of films for non-residents for one extra hour on a Sunday, from 23.00 to 00:00;
- An extension for the performance of a play or live music for one extra hour on a Sunday, from 23.00 to 00:00;
- The addition of the performance of dance and anything of a similar description to live music, recorded music or the performance of dance on a Sunday from 09.00 to 00:00;
- The addition of one extra hour on the Sunday morning when BST commences for all licensable activities and opening hours (alcohol is currently permitted);
- The addition of New Year's Eve extension to opening hours (licensable activities already covered in the current licence);
- A **reduction** in opening hours on a Sunday for non-resident and non-members from 08.30 to 03.30 down to 08.30 to 00:00. (although this contradicts the requested hours for Sundays before Bank Holidays and Sundays during the weekend that British Summertime begins)

## 2. Representations

- 2.1 The Environmental Health Service has made an adverse representation against this application as the hours requested for will have the likely effect of causing an increase in Public Nuisance in the area and may impact on public safety.
- 2.2 The Environmental Health Service has submitted a noise history of the premises in support of their representation and has proposed amended and additional conditions.
- 2.3 The Metropolitan Police service made an adverse representation to the application as it was the belief that if granted the application would undermine the Licensing objectives in relation to the prevention of crime and disorder. However, after further discussion the applicant has agreed additional conditions and the representation has been withdrawn. The additional conditions are set out in Appendix B.

- 2.4 One Councillor, two resident associations, six local residents and one local business have made adverse representations against the application on the grounds of Prevention of Crime and Disorder and Prevention of Public Nuisance.

### **3. Policies Applicable**

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

3.1.1 Policy HRS1 applies:

(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.

(ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.

3.1.2 Policy HOT1 applies:

Subject to the effect on the promotion of the licensing objectives and other relevant policies in this Statement, premises licences for hotels will generally be granted so that:

(a) Alcohol is permitted to be sold at any time to people staying in hotel rooms for consumption on the premises.

(b) The hours of serving of alcohol to the general public will be subject to conditions limiting the sale of alcohol after a specified time to those attending pre-booked events held at the hotel,

(c) The exhibition of film, in the form of recordings or non-broadcast television programmes to be viewed in hotel bedrooms, will generally be permitted.

3.1.3 Policy COMB1 applies:

(i) Where a premises proposes to operate as a combined use premises applications will be considered on their merits with regard to each of the relevant policies e.g. Policies CD1, PS1, PN1 CH1 STR1 and HRS1.

(ii) The Licensing Authority will take into account the current and proposed use of the premises when considering what weight is to be given to the relevant uses and policies.

It will take into account what is the primary use of the premises, if any, and which licensable activities are proposed outside the core hours (see policy HRS1).

(iii) It will consider any premises which include any pub or bar use or provide facilities for fast food and drink or for music and dancing primarily under the policies specific to those uses e.g. PB1&PB2, FFP1 & FFP2, MD1 & MD2.

### **4. Summary**

- 4.1 The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:

- prevention of public nuisance,
- prevention of crime & disorder,
- public safety and
- protection of children from harm.

- 4.2 Where the committee is minded to grant the licence it will be granted subject to the mandatory conditions and conditions consistent with the operating schedule modified to such extent as

the authority considers appropriate for the promotion of the licensing objectives detailed in Appendix C to this report.

## **5. Current Licensing Position**

- 5.1 These premises currently hold 2 Premises Licences. 12/07557/LIPDPS (licence 1) is the current licence. 12/11096/LIPN (licence 2) would only come in to effect if licence 1 is surrendered. Full licence history can be found in **Appendix A**.

## **6. Residential Density**

- 6.1 45 units within a 75m radius of the premises are residential or proposed residential – please refer to **Appendix C**.

## **7. List of Appendices**

A – Premises Licence History  
B - Conditions  
C – Residential Map and list of premises in the vicinity

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

- Licensing Act 2003
- City of Westminster Statement of Licensing Policy (7<sup>th</sup> January 2011)
- Amended Guidance issued under section 182 of the Licensing Act 2003 (March 2015)
- Application form
- Plans
- Additional Plans showing fire safety
- Existing Premises Licence (licence 1)
- Additional Premises Licence (licence 2)
- Representations received
- Photographs

### Licence & Appeal History

Application	Details of Application	Date Determined	Decision
Conversion Application 05/11149/LIPC	Application to convert the Justices' on Licence, special hours certificate and Public Entertainment Licence	06.10.2005	Granted Under Delegated Authority  <b>This licence was surrendered on 16.09.2011</b>
10/04549/LIPN (licence 1)	Application for a new premises licence	26.08.2010	Granted by Licensing Sub-Committee
11/05198/LIPVM	Application for a minor variation to alter plans	16.06.2011	Granted Under Delegated Authority
11/08732/LIPVM	Application for a minor variation to alter plans	19.09.2011	Granted Under Delegated Authority
12/07557/LIPDPS	Application to vary the DPS	25.10.2012	Granted Under Delegated Authority
12/11096/LIPN (licence 2)	Application for a new premises licence	13.02.2013	Granted Under Delegated Authority

**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:**

**Mandatory:**

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

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

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

- 8(i) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 8(ii) For the purposes of the condition set out in paragraph 8(i) above -
  - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

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

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

Where -

- (i) P is the permitted price,
  - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.

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

### **Conditions Proposed by the Applicant**

11. Licensable activities may not be provided other than to:
- a. Members (and their guests) of the Club, who have paid a minimum annual admission fee of at least £500 (excluding founder members, honorary members and student members) payable in advance for music, dancing and entertainment (not to be credited against consumables). There will be a minimum period of 48 hours between application for membership and admission as a member. A list of all members who have paid an annual

membership fee will be held at reception for inspection by the relevant authorities upon reasonable request. A copy of the club rules shall be deposited with the Police.

- b. Guests of the proprietor (not exceeding 20% of the total capacity for the premises as specified in the Premises Licence); a list of such guests shall be maintained at reception.
- c. Persons attending a private function on the premises.
- d. Artistes or persons employed on the premises.
- e. Artistes exhibiting or performing on the premises.
- f. Proprietors, directors, shareholders and management of the operating company and their bona fide guests.
- g. Hotel guests and their guests

**Police have proposed an amended '11g' to read:**

*g. Hotel guests and their guests(Max. 4 guests)*

- 12. At least one personal licence holder is to be present on the premises during the whole of the time alcohol is sold or consumed.
- 13. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
- 14. A record of all door staff employed on a particular night will be maintained, and badge numbers, along with expiry dates, to be recorded. Physical badge inspection to be undertaken by senior management.
- 15. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 16. A noise limiter located in a separate and remote lockable cabinet from the volume control must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service's Community Protection Department so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured to the satisfaction of the officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Officer.
- 17. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
- 18. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
- 19. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
- 20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- 21. 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.
- 22. The highway in the vicinity of the premises shall be swept and where necessary washed down at regular intervals whilst the premises are trading after 9pm and at close of business and litter and sweepings are to be disposed of or stored in accordance with arrangements agreed with the Council.

23. No authorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
24. Management shall maintain and make available a record of inspections, pre-opening and during performance, of fire doors, escapes and appliances and of the number of people on the premises.
25. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
26. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
27. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
28. The number of persons accommodated at any one time (excluding staff) shall not exceed:

Basement: 100

Ground Floor: 120

First Floor: 180

Second Floor: (formerly Mezzanine) 60

Third Floor: to be agreed with the Environmental Health Officer

Fourth Floor: to be agreed with the Environmental Health Officer

Fifth Floor: to be agreed with the Environmental Health Officer

Subject to an overall cap of **xxx** or such other figure(s) that may be agreed with the Fire Officer and District Surveyor from time to time.

#### **Amended Condition 28 – proposed by Environmental Health Service**

- 28.a The number of persons accommodated at any one time (excluding staff) shall not exceed:

Basement: 100

Ground Floor: 120

First Floor: 180

Second Floor: 60

Garden Area: 50

With no more than 320 persons at any one time.

29. Patrons temporarily leaving the premises after 23:00 hours for the purposes of smoking shall not take any drinks with them.
30. 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 ejection of patrons
  - c. any complaints received
  - d. any incidents of disorder
  - e. seizures of drugs or offensive weapons
  - f. any faults in the CCTV system or searching equipment or scanning equipment
  - g. any refusal of the sale of alcohol
  - h. any visit by a relevant authority or emergency service.

31. Staff will offer to book hire cars on behalf of named customers who can then remain on the premises until the car is available. All customers who seek licensed vehicles to take them away will be encouraged to remain inside whilst the vehicle is summonsed
32. A direct landline telephone number for members of management at Arts Club will be available to any person wishing to comment on the operation of the premises. Members of staff and door supervisors will be trained in dealing with such calls.
33. On any Friday or Saturday, when the premises are operating beyond 22:00 hours, there shall be a minimum of two SIA registered door supervisors, or such other number as may be agreed with the Metropolitan Police.
34. The supply of draft beer and cider on the premises shall be limited to a total of 2 varieties (either 2 beers or 2 ciders or 1 beer and 1 cider).
35. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
36. Cinema style linked seating will not be provided.
37. The patio/garden area shall not be used after 22:00 hours.

**Amended Condition 37 – proposed by Environmental Health Service**

- 37a. The ground floor external terrace and the garden area shall not be used after 22:00 hours.
38. All windows and external doors shall be kept closed after 22:00 hours.
39. The access door to the garden shall be locked shut after 22:00 hours.
40. There shall be no live music or recorded music in the garden area.
41. Intoxicating liquor will be sold as an ancillary to table meals on the second floor.
42. Regulated entertainment will not be provided under the authority of this licence on the second floor.
43. The hours for licensable activities and opening times may be extended by one hour on the morning on which British Summertime begins.
44. The hours for licensable activities and opening times may be extended from the end of authorised hours on New Year's Eve until start of hours on New Year's Day.
45. The hours for sale of alcohol may be extended until 00:30 on Sunday during the weekend British Summertime begins.
46. The premises licence will not be used as an authorisation for licensable activities until premises licence 12/11096/LIPDPS or such other number subsequently issued has been surrendered and is incapable of resurrection.

**Amended Condition 46 – proposed by Environmental Health Service**

- 46a This licence (15/03820/LIPN) shall not take effect until:

- (i) Notice of surrender of licence number 12/07557/LIPDPS and 12/11096/LIPN (and any other licence as may be in force at the premises), accompanied by the premises licence, has been given by the premises licence holder to the Licensing Authority under section 28 of the Licensing Act 2003 (the Act).
- (ii) A period of 28 days from the date of surrender has elapsed.
- (iii) No application by any person under section 42 of the Act for a transfer of the licence has been made within the period referred to in paragraph (ii) above, (or any such application has been withdrawn); and
- (iv) the licence(s) has accordingly lapsed by virtue of section 28(3) (and section 50(6) if applicable) of the Act.

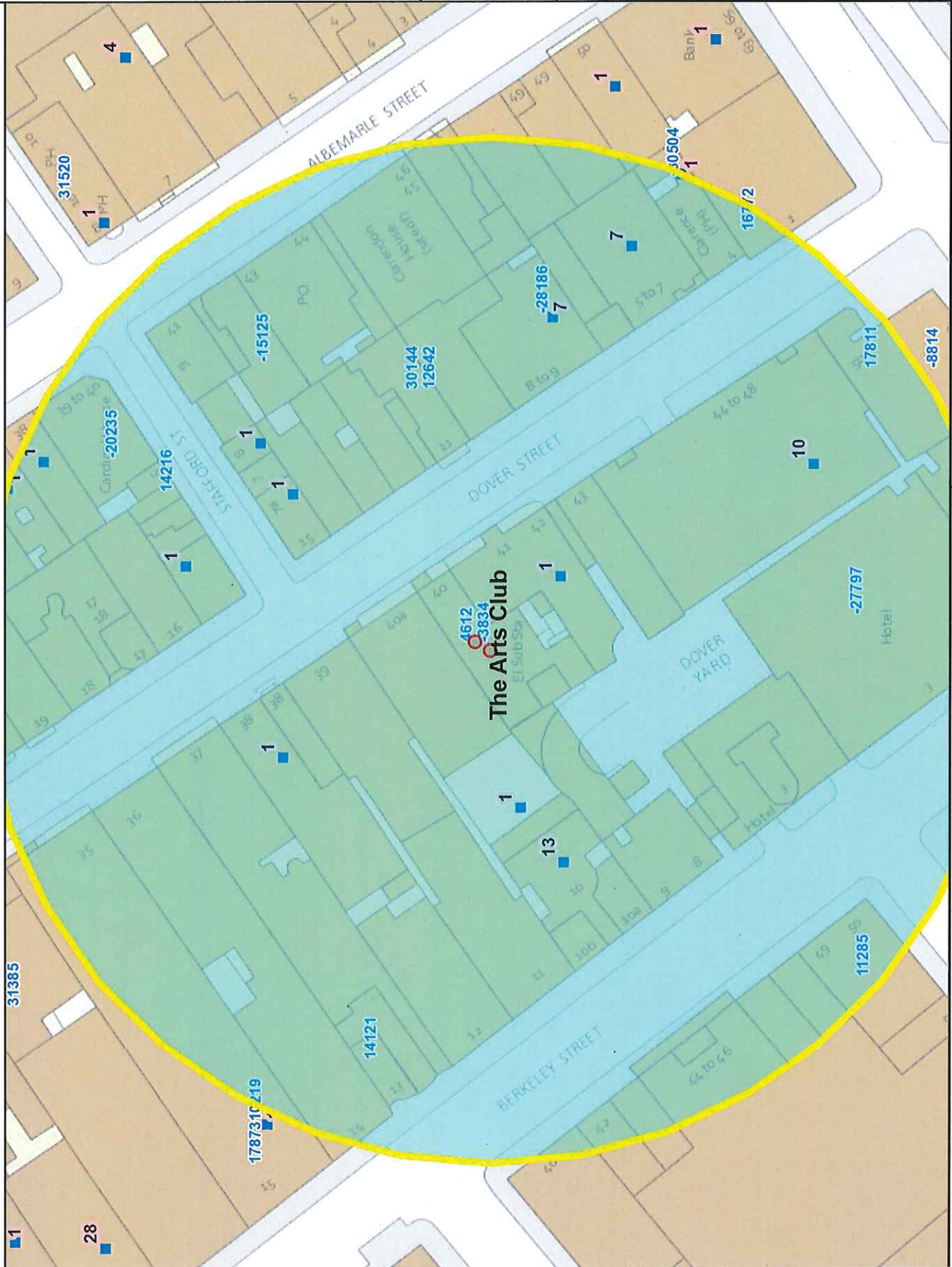
#### **Additional Conditions Proposed by Police**

- 47. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
- 48. 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.
- 49. A proof of age scheme, such as Challenge 21, shall be operated at the premises where a customer wishes to purchase alcohol and the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.

#### **Additional Conditions Proposed by Environmental Health Service**

- 50. The Licence will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.
- 51. No licensable activity shall be provided on the ground floor external terrace.

# The Arts Club



Residential / Proposed Residential	Under Construction	Other Uses	Proportion Residential of all Uses
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Date: 16/07/2015

Premises within 75 metres of: The Arts Club, 40 Dover Street			
p / n	Name of Premises	Premises Address	Licensed Hours
17811	Mayfair Club	Basement 49-50 Dover Street London W1J 8	Sunday 09:00 - 05:00 Monday to Saturday 09:00 - 08:00
-28186	Dover Street Wine Bar	Ground Floor Left 8 Dover Street London W1	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 03:30
-20235	Babbo Restaurant Limited	Ground Floor Cardinal House 39 - 40 Albemarle	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-3834	The Arts Club	Basement To First Floor 40 Dover Street London	Monday to Sunday 00:00 - 00:00 Sunday 08:30 - 00:00 Monday to Saturday 08:30 - 03:30
4812	The Arts Club	Basement To First Floor 40 Dover Street London	Monday to Sunday 00:00 - 00:00 Monday to Sunday 08:30 - 03:30
12842	Pescatori	11-12 Dover Street London W1S 4LJ	Monday to Saturday 10:00 - 00:30 Sunday 23:00 - 00:00
14216	Le Petit Cafe	5A Stafford Street London W1S 4RR	Monday to Friday 06:00 - 20:00 Saturday 08:00 - 20:00
30144	Thresher Wine Shop	12 Dover Street London W1S 4LL	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
-30504	The Clarence Public House	4 Dover Street London W1S 4LD	Monday to Saturday 07:00 - 00:30 Sunday 07:00 - 23:30
-27797	Holiday Inn Mayfair	3 Berkeley Street London W1J 8NE	Monday to Sunday 00:00 - 00:00
-15125	Gymkhana Restaurants	Basement And Ground Floor 42 Albemarle St	Monday to Sunday 10:00 - 01:30
11285	Novikov	50A Berkeley Street London W1J 8DJ	Monday to Sunday 07:00 - 02:00
14121	The Fleming Collection	13 Berkeley Street London W1J 8DU	Tuesday to Saturday 10:00 - 17:30
16772	Mahiki	1 Dover Street London W1S 4LA	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 03:30

# **BACKGROUND PAPERS**

\* required information

**Section 1 of 19**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes ☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☒ Applying as a business or organisation, including as a sole trader

☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

\* Is your business registered in the UK with Companies House? ☒ Yes ☐ No

\* Registration number

\* Business name  If your business is registered, use its registered name.

\* VAT number   Put "none" if you are not registered for VAT.

\* Legal status

Continued from previous page...

\* Your position in the business

N/A

Home country

United Kingdom

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

\* Building number or name

The Arts Club

\* Street

40 Dover Street

District

\* City or town

London

County or administrative area

\* Postcode

W1S 4NP

\* Country

United Kingdom

**Section 2 of 19**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address    ☐ OS map reference    ☐ Description

**Postal Address Of Premises**

Building number or name

The Arts Club

Street

40 Dover Street

District

City or town

London

County or administrative area

Postcode

W1S 4NP

Country

United Kingdom

**Further Details**

Telephone number

020 7339 7000

Non-domestic rateable value of premises (£)

106,000

**Section 3 of 19****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company
- ☐ A partnership
- ☐ An unincorporated association
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales
- ☐ Other (for example a statutory corporation)

**Confirm The Following**

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

**Section 4 of 19****NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

**Non Individual Applicant's Name**

Name

The Arts Club (London) Limited

**Details**

Registered number (where applicable)

00047802

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

### Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

### Contact Details

E-mail

Telephone number

Other telephone number

[Add another applicant](#)

## Section 5 of 19

### OPERATING SCHEDULE

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

Members club founded in 1863 for those connected with the arts, literature and science, comprising garden, basement, ground, mezzanine, first, third, fourth and fifth floors.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of a play take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not  
exclusively) whether or not music will be amplified or unamplified.

Plays as authorised by current licence (12/11096/LIPN)

Continued from previous page...

State any seasonal variations for performing plays

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

## Section 7 of 19

### PROVISION OF FILMS

Will you be providing films?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Give timings in 24 hour clock.

(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start 00:00

End 00:00

Start

End

SUNDAY

Start 00:00

End 00:00

Start

End

Will the exhibition of films take place indoors or outdoors or both?

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

☒ Indoors ☐ Outdoors ☐ Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Provision of films 24/7 within hotel rooms, all other areas as authorised by current licence and in line with operation of a club for the promotion of the Arts (12/1 1096/LIPN) which are as follows:

Monday to Saturday 09:00 to 02:00

Sunday 09:00 to 23:00

State any seasonal variations for the exhibition of film

For example (but not exclusively) where the activity will occur on additional days during the summer months.

In line with operation of a club for the promotion of the Arts

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

#### Section 8 of 19

##### PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

☐ Yes ☒ No

#### Section 9 of 19

##### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

#### Section 10 of 19

Continued from previous page...

## PROVISION OF LIVE MUSIC

Will you be providing live music?

☒ Yes

☐ No

### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Live music in line with operation of a club for the promotion of The Arts

State any seasonal variations for the performance of live music

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

## Section 11 of 19

### PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Give timings in 24 hour clock.

(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start 00:00

End 00:00

Start

End

SUNDAY

Start 00:00

End 00:00

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

☒ Indoors ☐ Outdoors ☐ Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Provision of recording music in line with the operation of a club for the promotion of the arts and unrestricted as per current licence

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

## Section 12 of 19

### PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start 09:00

End 00:00

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	00:00	End	02:00
Start	09:00	End	00:00

WEDNESDAY

Start	00:00	End	02:00
Start	09:00	End	00:00

THURSDAY

Start	00:00	End	02:00
Start	09:00	End	00:00

FRIDAY

Start	00:00	End	02:00
Start	09:00	End	00:00

SATURDAY

Start	00:00	End	02:00
Start	09:00	End	00:00

SUNDAY

Start	00:00	End	02:00
Start		End	

Will the performance of dance take place indoors or outdoors or both?

☐ Indoors      ☐ Outdoors      ☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Dance in line with the operation of a club for the promotion of the arts and unrestricted as per current licence

Mon-Sat only

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

Continued from previous page...

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

**Section 13 of 19**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

Will you be providing anything similar to live music, recorded music or performances of dance?

☒ Yes

☐ No

**Standard Days And Timings**

**MONDAY**

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

Start

End

Start

End

**THURSDAY**

Start

End

Start

End

**FRIDAY**

Start

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Start

End

**SATURDAY**

Start

End

Start

End

**SUNDAY**

Start

End

Start

End

Give a description of the type of entertainment that will be provided

Continued from previous page...

Entertainment of similar description to live music, recorded music or performance of dance in line with the operation of a club for the promotion of The Arts.

Will this entertainment take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Entertainment of similar description to live music, recorded music or performance of dance in line with the operation of a club for the promotion of The Arts.

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

#### Section 14 of 19

#### LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes

☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.

(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start	00:00	End	02:00
Start	23:00	End	00:00

THURSDAY

Start	00:00	End	02:00
Start	23:00	End	00:00

FRIDAY

Start	00:00	End	02:00
Start	23:00	End	00:00

SATURDAY

Start	00:00	End	02:00
Start	23:00	End	00:00

SUNDAY

Start	00:00	End	02:00
Start		End	

Will the provision of late night refreshment take place indoors or outdoors or both?

☐ Indoors      ☐ Outdoors      ☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Late night refreshment will be provided as per the current premises licence (12/11096/LIPN)

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

**Section 15 of 19**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

☒ Yes

☐ No

**Standard Days And Timings**

**MONDAY**

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

Start

End

Start

End

**THURSDAY**

Start

End

Start

End

**FRIDAY**

Start

End

Start

End

**SATURDAY**

Start

End

Start

End

**SUNDAY**

Start

End

Start

End

*Continued from previous page...*

Will the sale of alcohol be for consumption:

- ☐ On the premises      ☐ Off the premises      ☒ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

--

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Sales of alcohol to persons other than hotel guests and their guests shall be in accordance with the provisions of the licence which are:

Monday to Saturday: 10:00 to 03:00

Sunday: 12:00 to 22:30

Sundays before Bank Holidays: 12:00 to 03:00

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

The hours of sale of alcohol shall be extended until 00:30 on Sunday during the weekend British Summertime begins.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

**Name**

First name

--

Family name

--

Continued from previous page...

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number  
(if known)

Issuing licensing authority  
(if known)

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 19**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

**Section 17 of 19**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start 00:00

End 00:00

Start

End

Give timings in 24 hour clock.

(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

----------------------

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hotel will be open 24/7 Arts Club member and their guests will only be admitted in accordance with the provisions of the current licence (12/11096/LIPN) which are:

Monday to Sunday 00:00 to 00:00 (Members)  
Monday to Saturday 08:30 to 03:30  
Sunday 08:30 to 00:00

The opening hours opening times may be extended by one hour on the morning on which British Summertime begins.

Section 18 of 19

Continued from previous page...

#### LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Please refer to proposed conditions attached to this application

b) The prevention of crime and disorder

Please refer to proposed conditions attached to this application

c) Public safety

Please refer to proposed conditions attached to this application

d) The prevention of public nuisance

Please refer to proposed conditions attached to this application

e) The protection of children from harm

Please refer to proposed conditions attached to this application

#### Section 19 of 19

#### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00\*

Band E - £125001 and over £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

**Continued from previous page...**

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000-14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

\* Fee amount (£)

450.00

**DECLARATION**

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

Jeffrey Green Russell Limited

\* Capacity

Solicitors

\* Date

19 / 05 / 2015  
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/westminster/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**OFFICE USE ONLY**Applicant reference number Fee paid Payment provider reference ELMS Payment Reference Payment status Payment authorisation code Payment authorisation date Date and time submitted Approval deadline Error message 

Is Digitally signed

☐

&lt; Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 Next &gt;

The Arts Club – 40 Dover Street, London W1S 4NP

Conditions consistent with the operating schedule for new premises licence application

[Mandatory Conditions]

- Will apply

[Conditions consistent with the operating schedule]

- Conditions in *italics* have been transposed from the previous premises licence (12/11096/LIPN).
- Where additions have been made, these are shown in **bold type**.

11. *Licensable activities may not be provided other than to:*

- Members (and their guests) of the Club, who have paid a minimum annual admission fee of at least £500 (excluding founder members, honorary members and student members) payable in advance for music, dancing and entertainment (not to be credited against consumables). There will be a minimum period of 48 hours between application for membership and admission as a member. A list of all members who have paid an annual membership fee will be held at reception for inspection by the relevant authorities upon reasonable request. A copy of the club rules shall be deposited with the Police.*
- Guests of the proprietor (not exceeding 20% of the total capacity for the premises as specified in the Premises Licence); a list of such guests shall be maintained at reception.*
- Persons attending a private function on the premises.*
- Artistes or persons employed on the premises.*
- Artistes exhibiting or performing on the premises.*
- Proprietors, directors, shareholders and management of the operating company and their bona fide guests.*
- Hotel guests and their guests.**

12. *At least one personal licence holder is to be present on the premises during the whole of the time alcohol is sold or consumed.*

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

14. *A record of all door staff employed on a particular night will be maintained, and badge numbers, along with expiry dates, to be recorded. Physical badge inspection to be undertaken by senior management.*

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

16. A noise limiter located in a separate and remote lockable cabinet from the volume control must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service's Community Protection Department so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured to the satisfaction of the officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Officer.
17. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
18. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
19. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
21. 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.
22. The highway in the vicinity of the premises shall be swept and where necessary washed down at regular intervals whilst the premises are trading after 9pm and at close of business and litter and sweepings are to be disposed of or stored in accordance with arrangements agreed with the Council.
23. No authorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
24. Management shall maintain and make available a record of inspections, pre-opening and during performance, of fire doors, escapes and appliances and of the number of people on the premises.

25. All emergency doors shall be maintained effectively **self-closing** and not held open other than by an approved device.
26. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
27. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
28. The number of persons accommodated at any one time (excluding staff) shall not exceed:
  - a. Basement: 100 (as in the existing Licence);
  - b. Ground Floor: 120 (as in the existing Licence);;
  - c. First Floor: 180(as in the existing Licence);;
  - d. Second Floor (formerly Mezzanine) 60 (as in the existing Licence);;
  - e. Third Floor: to be agreed with the Environmental Health Officer
  - f. Fourth Floor to be agreed with the Environmental Health Officer
  - g. Fifth Floor to be agreed with the Environmental Health Officer

Subject to an overall cap of XXX or such other figure(s) that may be agreed with the Fire Officer and District Surveyor from time to time.

29. Patrons temporarily leaving the premises after 23:00 hours for the purposes of smoking shall not take any drinks with them.
30. 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 ejection of patrons
  - c. any complaints received
  - d. any incidents of disorder
  - e. seizures of drugs or offensive weapons
  - f. any faults in the CCTV system or searching equipment or scanning equipment
  - g. any refusal of the sale of alcohol
  - h. any visit by a relevant authority or emergency service.
31. Staff will offer to book hire cars on behalf of named customers who can then remain on the premises until the car is available. All customers who seek licensed vehicles to take them away will be encouraged to remain inside whilst the vehicle is summonsed
32. A direct landline telephone number for members of management at Arts Club will be available to any person wishing to comment on the operation of the

*premises. Members of staff and door supervisors will be trained in dealing with such calls.*

- 33. On any Friday or Saturday, when the premises are operating beyond 22:00 hours, there shall be a minimum of two SIA registered door supervisors, or such other number as may be agreed with the Metropolitan Police.*
- 34. The supply of draft beer and cider on the premises shall be limited to a total of 2 varieties (either 2 beers or 2 ciders or 1 beer and 1 cider).*
- 35. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.*
- 36. Cinema style linked seating will not be provided.*
- 37. The patio/garden area shall not be used after 22:00 hours.*
- 38. All windows and external doors shall be kept closed after 22:00 hours.*
- 39. The access door to the garden shall be locked shut after 22:00 hours.*
- 40. There shall be no live music or recorded music in the garden area.*
- 41. Intoxicating liquor will be sold as an ancillary to table meals on the **second** (formerly mezzanine) floor.*
- 42. Regulated entertainment will not be provided under the authority of this licence on the **second** (formerly mezzanine) floor.*
- 43. The hours for licensable activities and opening times may be extended by one hour on the morning on which British Summertime begins.*
- 44. The hours for licensable activities and opening times may be extended from the end of authorised hours on New Year's Eve until start of hours on New Year's Day.*
- 45. The hours for sale of alcohol may be extended until 00:30 on Sunday during the weekend British Summertime begins.*

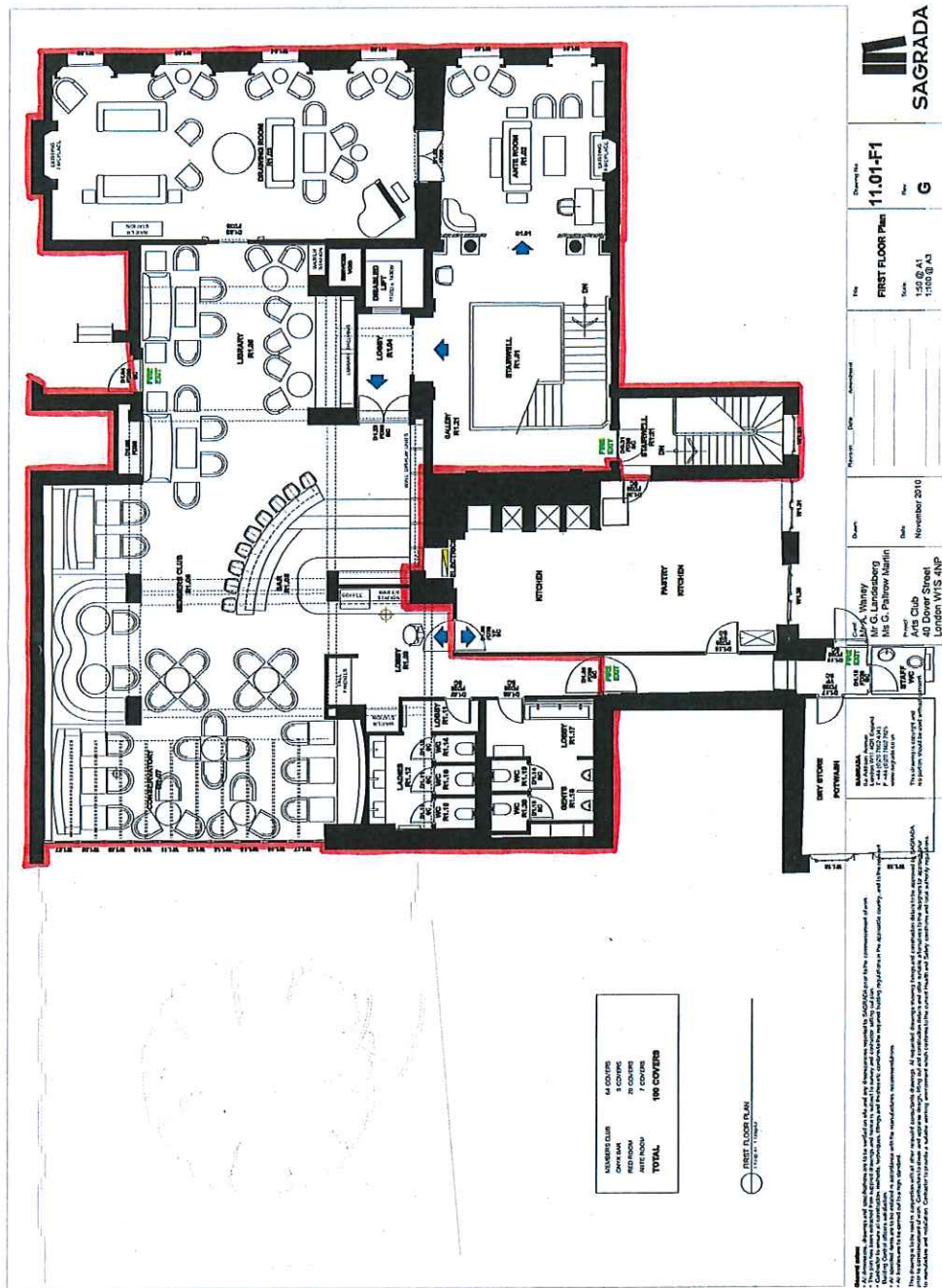
46. *The premises licence will not be used as an authorisation for licensable activities until premises licence 12/11096/LIPN or such other number subsequently issued has been surrendered and is incapable of resurrection.*

Dated 21/04/15.

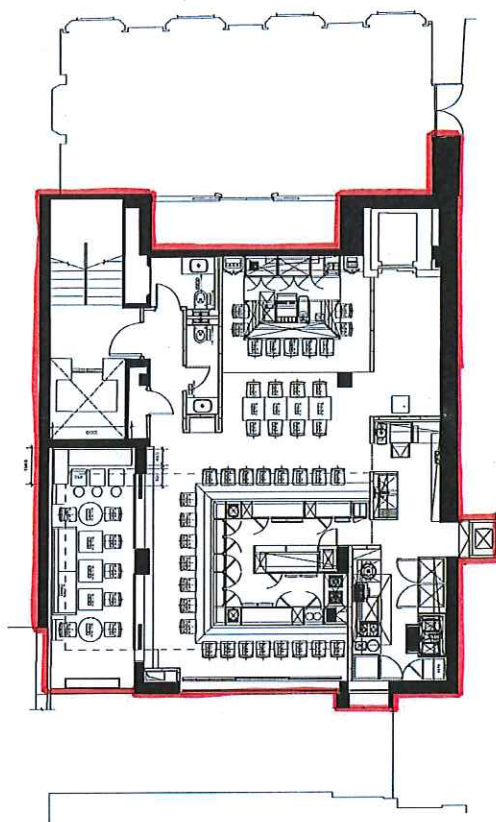


Licensable activities may take place anywhere within the red line. The position of any loose furniture is shown for diagrammatic purposes only. The location of fire equipment is shown as is on the date hereof but may be moved in consultation with the fire officer.

Dated 21/04/15



Dated 21/04/15.

[illegible]

800/551-1234  
 173 Allston Ave  
 Boston MA 02118  
 1-800-551-1234  
 1-800-551-1234

Grand  
My Aunt Wenny

Project  
Kiddo & The Arts Club  
401 South Street  
London  
W.C.2

Drawn	By	Date
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[illegible]

Drawing  
No.



Dated 21/04/18



Dated 21/04/15.



Dated 21/04/15.



# Licence 1



Schedule 12  
Part A

WARD: West End  
UPRN: 010033533525

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

**Premises licence**

Regulation 33, 34

**Premises licence number:**

12/07557/LIPDPS

**Original Reference:**

10/04549/LIPN

## Part 1 – Premises details

### Postal address of premises:

The Arts Club  
40 Dover Street  
London  
W1S 4NP

**Telephone Number:** Not Supplied

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

Not applicable

### Licensable activities authorised by the licence:

Performance of Dance  
Provision of facilities for Dancing  
Exhibition of a Film  
Provision of facilities for making Music  
Performance of Live Music  
Playing of Recorded Music  
Provision of facilities for entertainment of a similar description to making music or dancing  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

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

#### Performance of Dance

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See Condition 43

#### Provision of facilities for Dancing

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See Condition 43

#### Exhibition of a Film

Monday to Saturday: 09:00 to 02:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See Condition 43

**Provision of facilities for making Music**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Condition 43

**Performance of Live Music**

Monday to Saturday: 09:00 to 02:00 (excludes garden area)

Sunday: 09:00 to 23:00 (excludes garden area)

Non-standard Timings: See Condition 43

**Playing of Recorded Music**

Monday to Sunday: 00:00 to 00:00 (excludes garden area)

**Provision of facilities for entertainment of a similar description to making music or dancing**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Condition 43

**Anything of a similar description to Live Music, Recorded Music or Performance of Dance**

Monday to Saturday: 09:00 to 02:00

Non-standard Timings: See Condition 43

**Performance of a Play**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Condition 43

**Late Night Refreshment**

Monday to Saturday: 23:00 to 02:00

Non-standard Timings: See Condition 47

**Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit****Sale by Retail of Alcohol**

Monday to Saturday: 10:00 to 03:00

Sunday: 12:00 to 22:30

Sundays before Bank Holidays: 12:00 to 03:00

Non-standard Timings: See Conditions 44 to 46

**The opening hours of the premises:**

Monday to Sunday: 00:00 to 00:00

Monday to Sunday: 08:30 to 03:30

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

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

**Part 2**

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

The Arts Club (London) Ltd  
40 Dover Street  
Mayfair  
London  
W1S 4NP  
Business Phone Number : 020 7499 8581  
Web Address : [www.theartsclub.co.uk](http://www.theartsclub.co.uk)

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

47802

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

**Name:** Remy Lyse


*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:** EEBC/05/00251/LAPER  
**Licensing Authority:** Epsom And Ewell Borough Council

**Date:** 25<sup>th</sup> October 2012

**Signed:** pp

  
Operational Director - Premises Management

## **Annex 1 – Mandatory conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:
    - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
    - (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;
    - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on ;
      - (i) the outcome of a race, competition or other event or process, or
      - (ii) the likelihood of anything occurring or not occurring;
    - (e) 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.
5. The responsible person shall ensure that no alcohol is dispensed 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).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

7.
  - (1). The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
  - (2). 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 a holographic mark.
8. The responsible person shall 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: 25ml or 35ml; and
    - (iii) still wine in a glass: 125ml; and
  - (b) customers are made aware of the availability of these measures.

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.

9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.
10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

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

None

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

11. Licensable activities may not be provided other than to:
  - (a) Members (and their guests) of the Club, who have paid a minimum annual admission fee of at least £500 (excluding founder members, honorary members and student members) payable in advance for music, dancing and entertainment (not to be credited against consumables). There will be a minimum period of 48 hours between application for membership and admission as a member. A list of all members who have paid an annual membership fee will be held at reception for inspection by the relevant authorities upon reasonable request. A copy of the club rules shall be deposited with the Police.
  - (b) Guests of the proprietor (not exceeding 20% of the total capacity for the premises as specified in the Premises Licence); a list of such guests shall be maintained at reception.
  - (c) Persons attending a private function on the premises.
  - (d) Artistes or persons employed on the premises.
  - (e) Artistes exhibiting or performing on the premises.
  - (f) Proprietors, directors, shareholders and management of the operating company and their bona fide guests.
13. At least one personal licence holder is to be present on the premises during the whole of the time alcohol is sold or consumed.
14. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
15. A record of all door staff employed on a particular night will be maintained, and badge numbers, along with expiry dates, to be recorded. Physical badge inspection to be undertaken by senior management.
16. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
17. A noise limiter located in a separate and remote lockable cabinet from the volume control must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service's Community Protection Department so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured to the satisfaction of the officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Officer.
18. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
19. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
20. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
21. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
22. 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.

23. The highway in the vicinity of the premises shall be swept and where necessary washed down at regular intervals whilst the premises are trading after 9pm and at close of business and litter and sweepings are to be disposed of or stored in accordance with arrangements agreed with the Council.
24. No authorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
25. Management shall maintain and make available a record of inspections, pre-opening and during performance, of fire doors, escapes and appliances and of the number of people on the premises.
26. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
27. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
28. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
29. The number of persons accommodated at any one time (excluding staff) shall not exceed:  
  
Basement: 100,  
Ground Floor: 120,  
First Floor: 180,  
  
Subject to an overall cap of 320 or such other figure(s) that may be agreed with the Fire Officer and District Surveyor from time to time.
30. Patrons temporarily leaving the premises after 23:00 hours for the purposes of smoking shall not take any drinks with them.
31. 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 ejection of patrons
  - (c) any complaints received
  - (d) any incidents of disorder
  - (e) seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system or searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
32. Staff will offer to book hire cars on behalf of named customers who can then remain on the premises until the car is available. All customers who seek licensed vehicles to take them away will be encouraged to remain inside whilst the vehicle is summonsed
33. A direct landline telephone number for members of management at Arts Club will be available to any person wishing to comment on the operation of the premises. Members of staff and door supervisors will be trained in dealing with such calls.

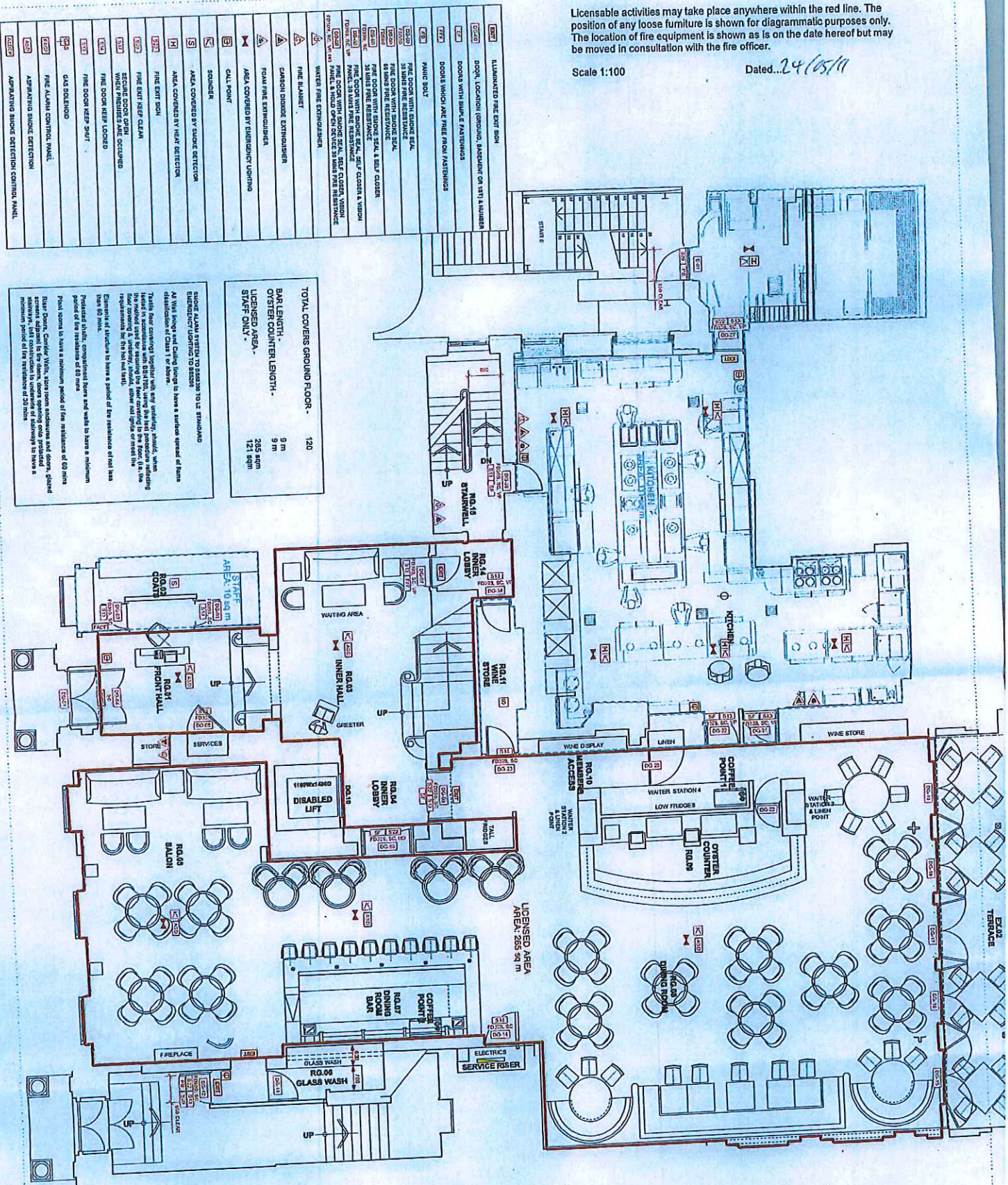
34. On any Friday or Saturday, when the premises are operating beyond 22:00 hours, there shall be a minimum of two SIA registered door supervisors, or such other number as may be agreed with the Metropolitan Police.
35. The sale by retail of alcohol will be as follows: Monday to Saturday will be 10:00 to 03:00 hours, Sunday 12:00 to 22:30 hours.
36. The supply of draft beer and cider on the premises shall be limited to a total of 2 varieties (either 2 beers or 2 ciders or 1 beer and 1 cider).
37. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
38. Cinema style linked seating will not be provided.
39. The patio/garden area shall not be used after 22:00 hours.
40. All windows and external doors shall be kept closed after 22:00 hours.
41. The access door to the garden shall be locked shut after 22:00 hours.
42. There shall be no live music or recorded music in the garden area.
43. Regulated entertainment (excluding Playing of Recorded Music and Private Entertainment) is permitted from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day (or until 00:00 midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
44. Sale of Alcohol is permitted from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.
45. The permitted hours for the sale of alcohol on the morning British Summer Time begins reference to 03:00 may be substituted to 04:00.
46. The permitted hours for the sale of alcohol on the Sunday during the weekend of British Summer Time may be extended to 00:30.
47. Late night refreshment is permitted from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.

## **Annex 4 – Plans**

Licensable activities may take place anywhere within the red line. The position of any loose furniture is shown for diagrammatic purposes only. The location of fire equipment is shown as is on the date hereof but may be moved in consultation with the fire officer.

Scale 1:100

Dated... 24/05/11



**Notes**

This drawing is the property of March and White. No alteration or copy of it may be made without the written permission of March and White. Suggested methods of construction are to aid in pricing only and any doubt as to the construction of any detail should be referred to the contractor's own design and to be compliant with the current building regulations.

Key Plan

Project: 40 DOVER STREET

Client: THE ARTS CLUB

Designer: MARCH AND WHITE  
20 FLORENCE STREET  
LONDON, E1 1AB  
TEL: +44 (0)20 7189 8395

Drawing title: PROPOSED GROUND FLOOR LICENSING PLAN

Scale at A1: Scale at A3: Date  
1:50 1:100 A1B FEB 11  
Job no. Drawing no. Rev  
029 A111 -

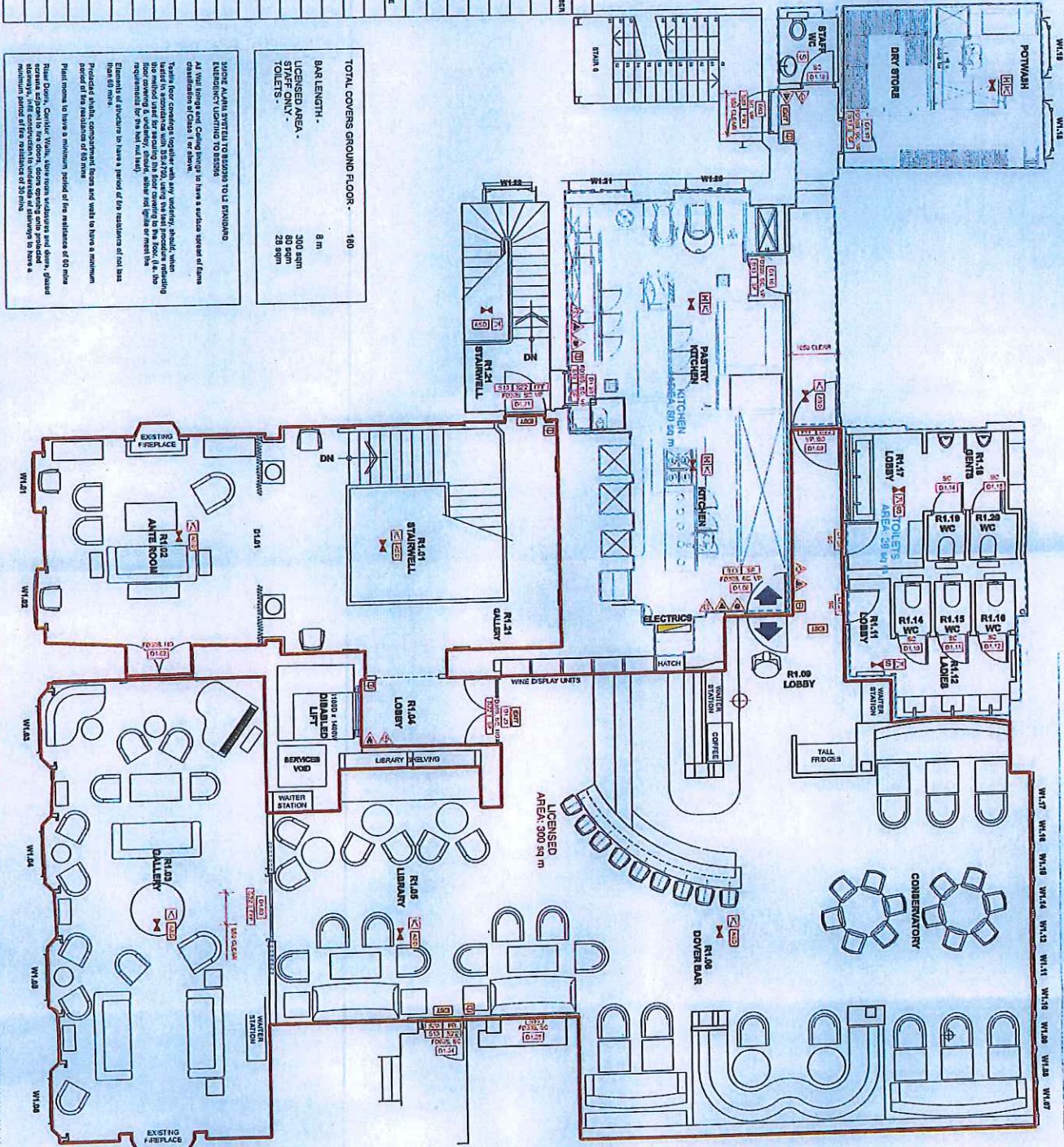
Licensable activities may take place anywhere within the red line. The position of any loose furniture is shown for diagrammatic purposes only. The location of fire equipment is shown as is on the date hereof but may be moved in consultation with the fire officer.

Dated. 24/05/11

Scale 1:100

ES.20	ILLUMINATED FIRE EXIT SIGN
ES.21	DOOR, LOCATION SOUNDING, BELLWORK ON 1ST & 2ND FLOORS
ES.22	DOORS WITH SILENT PATTERNS
ES.23	DOORS WHICH ARE FIRE PROOF PATTERNS
ES.24	PANIC BOLT
ES.25	FIRE DOOR WITH SMOKE SEAL
ES.26	30 MINUTE FIRE RESISTANCE DOOR
ES.27	30 MINUTE FIRE RESISTANCE DOOR
ES.28	30 MINUTE FIRE RESISTANCE DOOR
ES.29	30 MINUTE FIRE RESISTANCE DOOR
ES.30	30 MINUTE FIRE RESISTANCE DOOR
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ES.200	AREA COVERED BY HEAT DETECTOR



**Notes**

This drawing is the property of March and White. No disclosure of any kind may be made or relied upon without the written permission of March and White. Suggested methods of construction are to be used in planning, only and are not to be used in the construction of the building. The building shall be constructed in accordance with the current building regulations.

**Client**

THE ARTS CLUB

**Project**

40 DOVER STREET

**Design**

MARCH AND WHITE  
20 RIVER STREET  
LONDON  
TEL: +44 (0)20 7180 8385

**Proposed First Floor Licensing Plan**

Scale: A1/A2 Scale: A3/A4  
1:50 1:100  
Job no. 020  
Drawing no. 020  
Rev. A1/A2

Date: FEB 11

**Notes**

This drawing is the property of March and White. No disclosure or copy of it may be made without the written permission of March and White.

Suggested methods of construction are to aid in bidding only and any construction methods and modifications are to be built to the contractor's own design and to be compliant with the current building regulations.

### Key Point

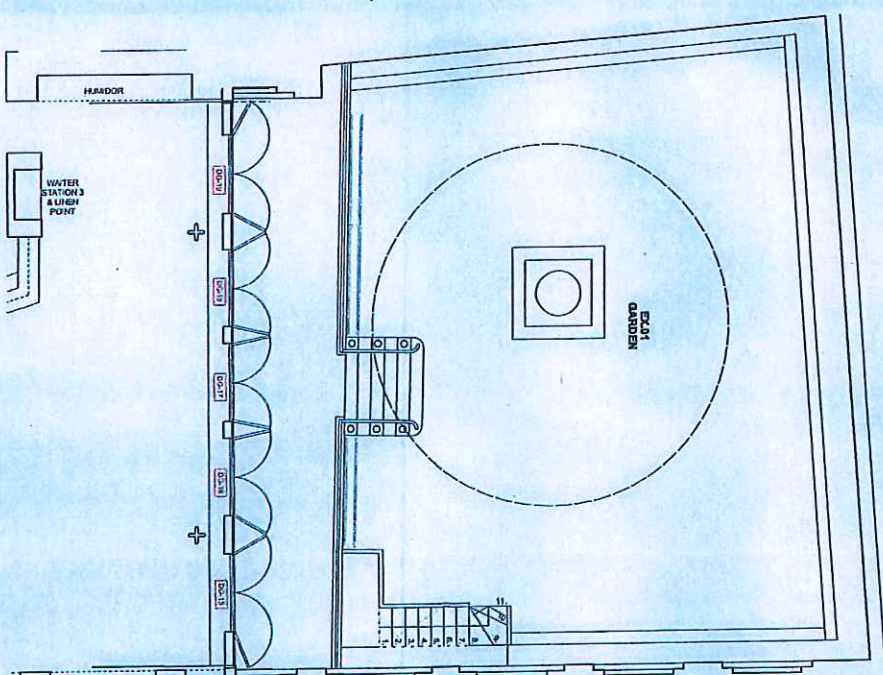
Project  
40 DOVER STREET

Client THE ARTS CLUB

**Designer**  
**MARCH AND WHITE**  
**DESIGN STUDIO**  
25 FLORAL STREET,  
COVENT GARDEN,  
LONDON,  
WC2E 9DS  
TEL: +44 (0)20 7169 8385

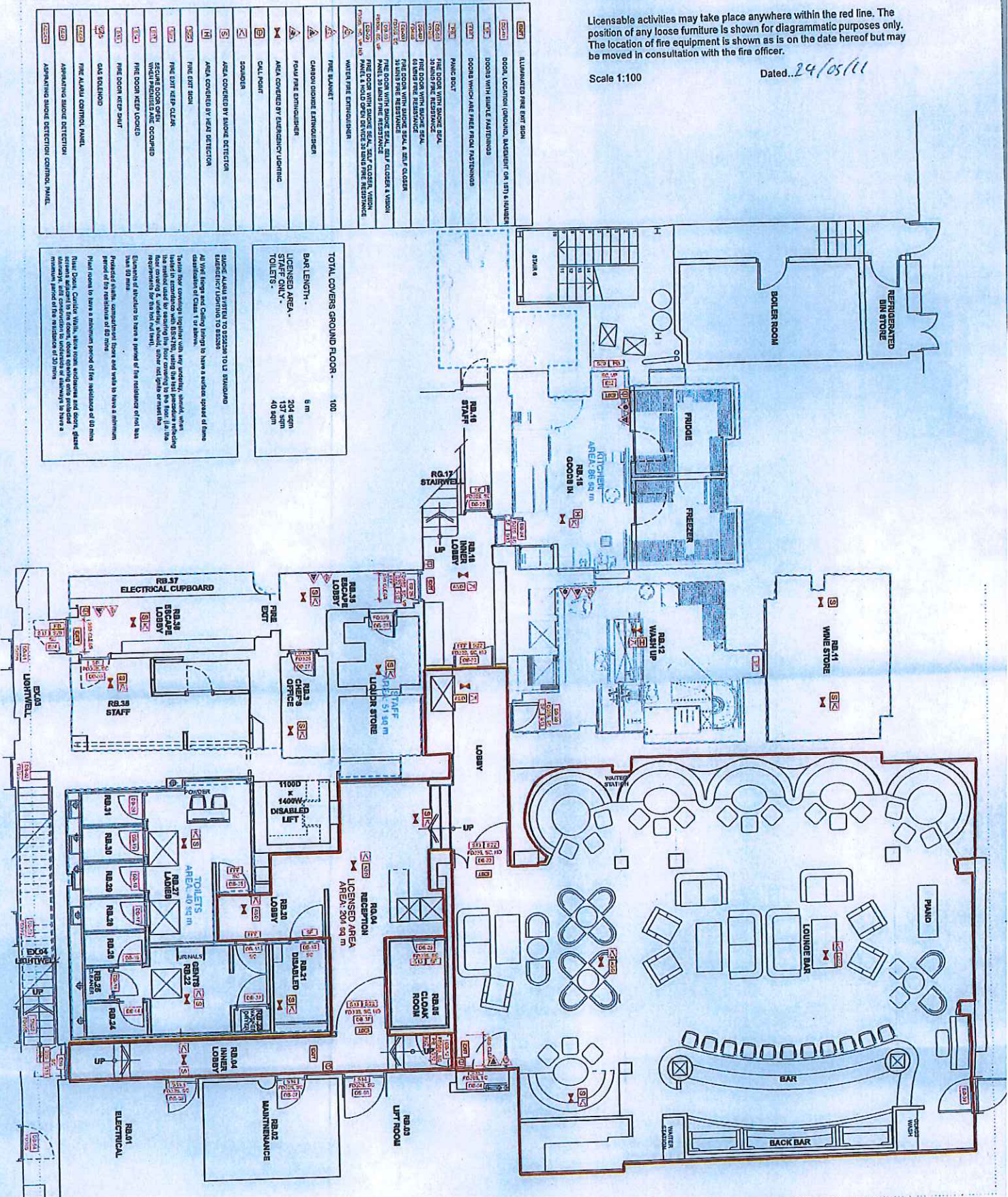
**Drawing title**  
**PROPOSED EXTERIOR  
LICENSING DRAWING**

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Job no.	Drawing no.	Rev	
029	A114	-	



Dated..24/05/11

Dated..24/05/11



Client THE ARTS CLUB

**MARCH AND WHITE  
DESIGN STUDIO**  
25 FLORAL STREET,  
COVENT GARDEN,  
LONDON,  
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TEL: +44 (0)20 7160 0395

**Drawing title**  
**PROPOSED BASEMENT  
LICENSING PLAN**

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1:50	1:100	A1B	FEB 11
Job no.	Drawing no.	Rev	
029	A113		



# City of Westminster

64 Victoria Street, London, SW1E 6QP

## Schedule 12 Part B

### Premises licence summary

WARD: West End  
UPRN: 010033533525

Regulation 33, 34

Premises licence number:

12/07557/LIPDPS

### Part 1 – Premises details

#### Postal address of premises:

The Arts Club  
40 Dover Street  
London  
W1S 4NP

Telephone Number: Not Supplied

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

Not applicable

#### Licensable activities authorised by the licence:

Performance of Dance  
Provision of facilities for Dancing  
Exhibition of a Film  
Provision of facilities for making Music  
Performance of Live Music  
Playing of Recorded Music  
Provision of facilities for entertainment of a similar description to making music or dancing  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

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

##### Performance of Dance

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See Condition 43

##### Provision of facilities for Dancing

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See Condition 43

##### Exhibition of a Film

Monday to Saturday: 09:00 to 02:00  
Sunday: 09:00 to 23:00

Non-standard Timings: See Condition 43

**Provision of facilities for making Music**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Condition 43

**Performance of Live Music**

Monday to Saturday: 09:00 to 02:00 (excludes garden area)

Sunday: 09:00 to 23:00 (excludes garden area)

Non-standard Timings: See Condition 43

**Playing of Recorded Music**

Monday to Sunday: 00:00 to 00:00 (excludes garden area)

**Provision of facilities for entertainment of a similar description to making music or dancing**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Condition 43

**Anything of a similar description to Live Music, Recorded Music or Performance of Dance**

Monday to Saturday: 09:00 to 02:00

Non-standard Timings: See Condition 43

**Performance of a Play**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Condition 43

**Late Night Refreshment**

Monday to Saturday: 23:00 to 02:00

Non-standard Timings: See Condition 47

**Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit**

**Sale by Retail of Alcohol**

Monday to Saturday: 10:00 to 03:00

Sunday: 12:00 to 22:30

Sundays before Bank Holidays: 12:00 to 03:00

Non-standard Timings: See Conditions 44 to 46

**The opening hours of the premises:**

Monday to Sunday: 00:00 to 00:00

Monday to Sunday: 08:30 to 03:30

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

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

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

The Arts Club (London) Ltd  
40 Dover Street  
Mayfair  
London  
W1S 4NP

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

47802

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


Name: Remy Lyse

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

Restricted

Date: 25<sup>th</sup> October 2012

Signed: pp

  
Operational Director - Premises Management

# Licence 2



## City of Westminster

64 Victoria Street, London, SW1E 6QP

Schedule 12  
Part A

WARD: West End  
UPRN: 010033533525

Premises licence

Regulation 33, 34

Premises licence number:

12/11096/LIPN

Original Reference:

12/11096/LIPN

### Part 1 – Premises details

#### Postal address of premises:

The Arts Club  
Basement To First Floor  
40 Dover Street  
London  
W1S 4NP

Telephone Number: 0207 499 8481

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

Not applicable

#### Licensable activities authorised by the licence:

Performance of Dance  
Exhibition of a Film  
Performance of Live Music  
Playing of Recorded Music  
Anything of a similar description to Live Music or Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

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

##### Performance of Dance

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See conditions 43 & 44

##### Exhibition of a Film

Monday to Saturday: 09:00 to 02:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 43 & 44

##### Performance of Live Music

Monday to Saturday: 09:00 to 02:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 43 & 44

**Playing of Recorded Music**

Monday to Sunday: 00:00 to 00:00

**Anything of a similar description to Live Music or Recorded Music**

Sunday: 12:00 to 23:00

Non-standard Timings: See condition 44

**Anything of a similar description to Live Music, Recorded Music or Performance of Dance**

Monday to Saturday: 09:00 to 02:00

Non-standard Timings: See conditions 43 & 44

**Performance of a Play**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See conditions 43 & 44

**Late Night Refreshment**

Monday to Saturday: 23:00 to 02:00

Sundays before Bank Holidays: 23:00 to 03:00

Non-standard Timings: See conditions 43 & 44

**Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit**

Monday to Sunday: 00:00 to 00:00

**Sale by Retail of Alcohol**

Monday to Saturday: 10:00 to 03:00

Sunday: 12:00 to 22:30

Sundays before Bank Holidays: 12:00 to 03:00

Non-standard Timings: See conditions 43 - 45

**The opening hours of the premises:**

Monday to Sunday: 00:00 to 00:00 (Members)

Monday to Saturday: 08:30 to 03:30

Sunday: 08:30 to 00:00

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

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

**Part 2****Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

The Arts Club (London) Limited  
40 Dover Street  
Mayfair  
London  
W1S 4NP

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

47802

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

Name: Remy Lyse

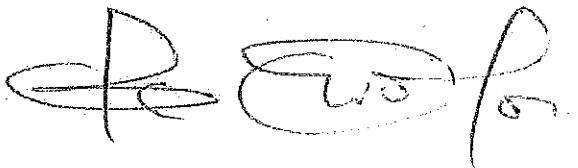
*Please note: It is the policy of the Licensing Authority not to display the address details of a designated premises supervisor.*

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: EEBC/05/00251/LAPER

Licensing Authority: Epsom And Ewell Borough Council

Date: 14 February 2013

A handwritten signature in black ink, appearing to be 'Remy Lyse', written over a horizontal line.

Signed: pp

Operational Director - Premises Management

## **Annex 1 – Mandatory conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;
    - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
    - (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;
    - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;
      - (i) the outcome of a race, competition or other event or process, or
      - (ii) the likelihood of anything occurring or not occurring;
    - (e) 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.
5. The responsible person shall ensure that no alcohol is dispensed 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).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7.
  - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

- (2) 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 a holographic mark.

8. The responsible person shall 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; and

- (b) customers are made aware of the availability of these measures.

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.

- 9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate:
- 10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

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

11. Licensable activities may not be provided other than to:
  - a. Members (and their guests) of the Club, who have paid a minimum annual admission fee of at least £500 (excluding founder members, honorary members and student members) payable in advance for music, dancing and entertainment (not to be credited against consumables). There will be a minimum period of 48 hours between application for membership and admission as a member. A list of all members who have paid an annual membership fee will be held at reception for inspection by the relevant authorities upon reasonable request. A copy of the club rules shall be deposited with the Police.
  - b. Guests of the proprietor (not exceeding 20% of the total capacity for the premises as specified in the Premises Licence); a list of such guests shall be maintained at reception.
  - c. Persons attending a private function on the premises.
  - d. Artistes or persons employed on the premises.
  - e. Artistes exhibiting or performing on the premises.
  - f. Proprietors, directors, shareholders and management of the operating company and their bona fide guests.
12. At least one personal licence holder is to be present on the premises during the whole of the time alcohol is sold or consumed.
13. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
14. A record of all door staff employed on a particular night will be maintained, and badge numbers, along with expiry dates, to be recorded. Physical badge inspection to be undertaken by senior management.
15. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
16. A noise limiter located in a separate and remote lockable cabinet from the volume control must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service's Community Protection Department so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured to the satisfaction of the officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Officer.
17. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
18. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
19. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
21. 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.

22. The highway in the vicinity of the premises shall be swept and where necessary washed down at regular intervals whilst the premises are trading after 9pm and at close of business and litter and sweepings are to be disposed of or stored in accordance with arrangements agreed with the Council.
23. No authorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
24. Management shall maintain and make available a record of inspections, pre-opening and during performance, of fire doors, escapes and appliances and of the number of people on the premises.
25. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
26. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
27. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
28. The number of persons accommodated at any one time (excluding staff) shall not exceed:
  - a. Basement: 100,
  - b. Ground Floor: 120,
  - c. Mezzanine: 60
  - d. First Floor: 180,
  - e. Garden Area: To be assessed.

Subject to an overall cap of 320 or such other figure(s) that may be agreed with the Fire Officer and District Surveyor from time to time.

29. Patrons temporarily leaving the premises after 23:00 hours for the purposes of smoking shall not take any drinks with them.
30. 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 ejection of patrons
  - c. any complaints received
  - d. any incidents of disorder
  - e. seizures of drugs or offensive weapons
  - f. any faults in the CCTV system or searching equipment or scanning equipment
  - g. any refusal of the sale of alcohol
  - h. any visit by a relevant authority or emergency service.
31. Staff will offer to book hire cars on behalf of named customers who can then remain on the premises until the car is available. All customers who seek licensed vehicles to take them away will be encouraged to remain inside whilst the vehicle is summonsed
32. A direct landline telephone number for members of management at Arts Club will be available to any person wishing to comment on the operation of the premises. Members of staff and door supervisors will be trained in dealing with such calls.
33. On any Friday or Saturday, when the premises are operating beyond 22:00 hours, there shall be a minimum of two SIA registered door supervisors, or such other number as may be agreed with the Metropolitan Police.

34. The supply of draft beer and cider on the premises shall be limited to a total of 2 varieties (either 2 beers or 2 ciders or 1 beer and 1 cider).
35. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
36. Cinema style linked seating will not be provided.
37. The patio/garden area shall not be used after 22:00 hours.
38. All windows and external doors shall be kept closed after 22:00 hours.
39. The access door to the garden shall be locked shut after 22:00 hours.
40. There shall be no live music or recorded music in the garden area.
41. Intoxicating liquor will be sold as an ancillary to table meals on the mezzanine floor.
42. Regulated entertainment will not be provided under the authority of this licence on the mezzanine floor.
43. The hours for licensable activities and opening times may be extended by one hour on the morning on which British Summertime begins.
44. The hours for licensable activities and opening times may be extended from the end of authorised hours on New Year's Eve until start of hours on New Year's Day.
45. The hours for sale of alcohol may be extended until 00:30 on Sunday during the weekend British Summertime begins.
46. The premises licence will not be used as an authorisation for licensable activities until premises licence 12/07557/LIPDPS or such other number subsequently issued has been surrendered and is incapable of resurrection.

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

None

## **Annex 4 – Plans**

Attached

**Notice**

This drawing is the property of March and White. No disclosure or copy of it may be made without the written permission of March and White.

Suggested methods of construction are to aid in pricing only and any construction methods and techniques are to be built to the contractor's own design and to be compliant with the current building regulations.

### Key Plan

Project  
40 DOVER STREET

Client  
**THE ARTS CLUB**

**Designer**  
**MARCH AND WHITE**  
**DESIGN STUDIO**  
25 FLORAL STREET,  
COVENT GARDEN  
LONDON,  
WC2E 9DS  
TEL: +44 (0)20 7109 8395

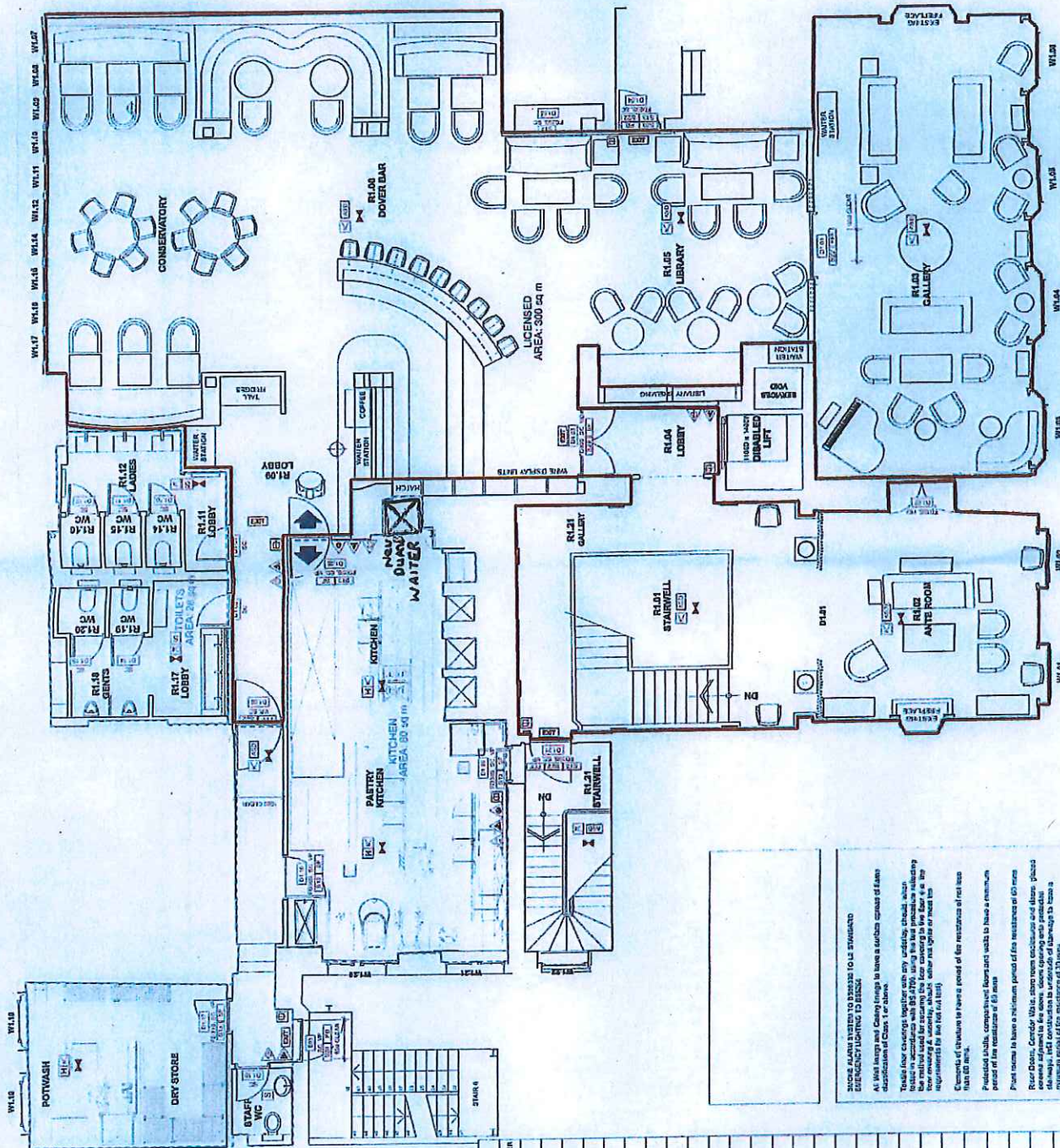
**Drawing title**  
**PROPOSED GROUND FLOOR  
LICENSING PLAN**

Scale of A1	Scale of A3	Drawn	Date
1:50	1:100	AJB	FEB 1
Job no.	Drawing no.	Rev	
029	A111	-	

Dated. 14<sup>th</sup> December 2012

Licensable activities may take place anywhere within the fire area. The location of any loose furniture is shown for diagrammatic purposes only. The location of fire equipment is shown as is on the date hereof but may be moved in consultation with the fire officer.

Scale 1:100

[illegible]

**Notes**

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Suggested methods of construction are to aid in pricing only and any construction methods and techniques are to be built to the contractor's own design and to be compliant with the current building regulations.

Gov. Pilon

Project  
40 DOVER STREET

THE ARTS CLUB

**Designer**  
**MARCH AND WHITE.**  
**DESIGN STUDIO**  
25 FLORAL STREET,  
COVENT GARDEN  
LONDON,  
WC2E 9DS  
TEL: +44 (0)20 7100 0395

Drawing IIIa

PROPOSED FIRST FLOOR  
LICENSING PLAN

Scale at A1	Scale at A3	Drawn	Date
1:50	1:100	AJB	FEB 11

## Licensing

NOTES:

**Key:**

- 

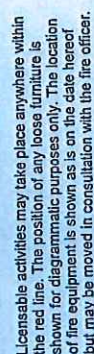
REV	DATE	COMMENTS
2	30.11.12	Lift in 40a Dove Street omitted
3	05.12.12	Bar amended

## INFORMATION

Project:	40 Dover Street - The Arts Club		
Drawing Title:	Proposed Mezzanine Floor Licensing Plan		
Scale:	1:100@A3 1:50@A1	Date:	10.10.12
Drawn by:	NEL	Checked by:	LT
Drawing No:	L-11-001	Revision:	1.3

Adjaye Associates

231 OLD MANFREDRUE ROAD | LONGGONNERY SQ | UNITED KINGDOM  
T. +44 (0)20 7293 6140 | FAX +44 (0)20 7293 6147 [info@alcan.com](mailto:info@alcan.com)



Dated 14<sup>th</sup> December 2012



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

**Schedule 12  
Part B**

**WARD: West End  
UPRN: 010033533525**

**Premises licence  
summary**

Regulation 33, 34

**Premises licence number:**

12/11096/LIPN

**Part 1 – Premises details**

**Postal address of premises:**

The Arts Club  
Basement To First Floor  
40 Dover Street  
London  
W1S 4NP

**Telephone Number:** 0207 499 8481

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

Not applicable

**Licensable activities authorised by the licence:**

Performance of Dance  
Exhibition of a Film  
Performance of Live Music  
Playing of Recorded Music  
Anything of a similar description to Live Music or Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

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

**Performance of Dance**

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See conditions 43 & 44

**Exhibition of a Film**

Monday to Saturday: 09:00 to 02:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 43 & 44

**Performance of Live Music**

Monday to Saturday: 09:00 to 02:00  
Sunday: 09:00 to 23:00

Non-standard Timings:	See conditions 43 & 44
<b>Playing of Recorded Music</b>	
Monday to Sunday:	00:00 to 00:00
<b>Anything of a similar description to Live Music or Recorded Music</b>	
Sunday:	12:00 to 23:00
Non-standard Timings:	See condition 44
<b>Anything of a similar description to Live Music, Recorded Music or Performance of Dance</b>	
Monday to Saturday:	09:00 to 02:00
Non-standard Timings:	See conditions 43 & 44
<b>Performance of a Play</b>	
Monday to Saturday:	09:00 to 02:00
Sunday:	09:00 to 23:00
Non-standard Timings:	See conditions 43 & 44
<b>Late Night Refreshment</b>	
Monday to Saturday:	23:00 to 02:00
Sundays before Bank Holidays:	23:00 to 03:00
Non-standard Timings:	See conditions 43 & 44
<b>Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit</b>	
Monday to Sunday:	00:00 to 00:00
<b>Sale by Retail of Alcohol</b>	
Monday to Saturday:	10:00 to 03:00
Sunday:	12:00 to 22:30
Sundays before Bank Holidays:	12:00 to 03:00
Non-standard Timings:	See conditions 43 – 45

**The opening hours of the premises:**

Monday to Sunday:	00:00 to 00:00 (Members)
Monday to Saturday:	08:30 to 03:30
Sunday:	08:30 to 00:00

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

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

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

The Arts Club (London) Limited  
40 Dover Street  
Mayfair  
London  
W1S 4NP

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

47802

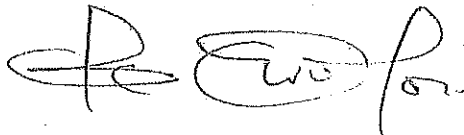
**Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Name:** Remy Lyse

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

Restricted

**Date:** 14 February 2013

A handwritten signature in black ink, appearing to read 'Remy Lyse', is written over a horizontal line.

**Signed:** pp

**Operational Director - Premises Management**

---

TO  
REFERENCE

Yolanda Wade, Licensing Officer  
15/03820/LIPN

---

FROM  
REFERENCE  
BEING DEALT WITH BY  
TELEPHONE  
DATE

EH Consultation Team  
15/018079/EHCT  
Opeyemi Alabi  
020 7641 7242  
15<sup>th</sup> June 2015

---

The Licensing Act 2003/

Re: The Arts Club, 40 Dover Street, London. W1S 4NP

I refer to the application for a New Premises Licence for the above named premises.

The applicant has submitted the following floor plans of the premises:

- Basement – Drawing No. 11.01 – B3 dated 21/04/15
- Ground Floor – Drawing No. 11.01 – G1 dated 21/04/15
- First Floor – Drawing No. 11.01 – F1 dated 21/04/15
- Second Floor – Drawing No. 12A01 302 Rev E dated 21/04/15
- Third Floor – Drawing No. 15\_101 Rev F dated 21/04/15
- Fourth Floor – Drawing No. 15\_105 Rev F dated 21/04/15
- Fifth Floor – Drawing No. 15\_108 Rev E dated 21/04/15

The Premises currently have a Premises Licence Number 12/11096/LIPN and the representation is based on the plans and operating schedule submitted.

The applicant is seeking the

1. Provision of the following Regulated Entertainment:

- a) Regulated entertainment including activities below 'indoors' only on Monday to Saturday 09:00 to 02:00 hours and Sunday 09:00 to 23:00 hours. Hours for licensable activities and opening times to be extended by one hour on the morning on which British summer time begins. Hours for licensable activities and opening times to be extended from the end of authorised hours on New Year's Eve until the start of permitted hours on New Year's Day.

- Provision of Plays
- Provision of Films. (Films within hotel rooms to be provided 24/7).
- Provision of Live Music.
- Provision of anything of a similar description to live music, recorded music or performances of dance

- b) Recorded Music unrestricted and 'indoors' only.

- c) Performance of Dance both 'indoors and outdoors' on Monday to Saturday 09:00 to 02:00 hours. Hours for licensable activities and opening times to be extended

by one hour on the morning on which British summer time begins. Hours for licensable activities and opening times to be extended from the end of authorised hours on New Year's Eve until the start of permitted hours on New Year's Day.

2. To permit Late Night Refreshment both 'indoors and outdoors' on Monday to Saturday 23:00 to 02:00 hours. Hours for licensable activities and opening times to be extended by one hour on the morning on which British summer time begins. Hours for licensable activities and opening times to be extended from the end of authorised hours on New Year's Eve until the start of permitted hours on New Year's Day.
3. To permit the supply of alcohol both 'on and off' the premises on Monday to Saturday 00:00 to 00:00 hours. Sale of alcohol to persons other than hotel guests and their guest on Monday to Saturday 10:00 to 03:00 hours, Sunday 12:00 to 22:30 hours, Sundays before Bank Holiday 12:00 to 03:00 hours. Hours for licensable activities and opening times to be extended by one hour on the morning on which British summer time begins. Hours for licensable activities and opening times to be extended from the end of authorised hours on New Year's Eve until the start of permitted hours on New Year's Day. Hours of sale of alcohol shall be extended until 00:30 on Sunday during the weekend British summer time begins.

I wish to make the following representation

1. The Regulated Entertainment and the hours requested for these activities will have the likely effect of causing an increase in Public Nuisance in the area and may impact upon Public Safety.
2. The provision of Late Night Refreshment and the hours requested for this activity will have the likely effect of causing an increase in Public Nuisance in the area and may impact upon Public Safety.
3. The Supply of Alcohol and the hours requested for this activity will have the likely effect of causing an increase in Public Nuisance in the area and may impact upon Public Safety.

It is noted that the applicant has proposed a number of conditions which are under consideration. A site visit will be arranged to assess the premises to ensure the premises is satisfactory and following this, additional conditions may be proposed by Environmental Health to support the licensing objectives on Prevention of Public Nuisance, Public Safety and Protection of Children from Harm.

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

Opeyemi Alabi  
Environmental Health Enforcement Officer

21<sup>st</sup> July 2015

40 Dover Street, London. W1S 4NP

Noise complaint recorded/action taken in the last 24 months for the above premises.

Date & Time	Noise Complaint	Action Taken
01.11.2013 at 23:12	Noise from party at arts club terrace on Dover street	<p>At 23:50 – Noise stopped at time noise officer called.</p> <p>At 00:51 – Resident report noise complaint re customer noise from a rear terrace. High spirited voices not music. Noise Officer phoned the club and spoke to the duty manager. He confirmed that he had checked the terrace which has to be closed by 10pm and no customers were there or allowed there. He did say that another side terrace had recently been in use and this may be the source of the earlier noise. He was aware that previous residents' complaints had come from flats X and that investigation would be carried out to see if improvements could be made.</p>
06.02.2014 at 21:44	A lot of noise coming from arts club, lots of swearing and shouting	<p>At 22:15 – Noise officer spoke to customer - people on terrace again causing a lot of noise - will ask night shift to speak to club and refer to Licensing.</p> <p>At 23:17 – Noise Officer spoke to reception reservation manager, advised given, will make sure security keep an eye in the terrace.</p>
On 19.02.2014 at 23:41	Arts club in Dover street, people on terrace and loud music	<p>At 00:25 – Noise Officer phoned customer, customer did not want visit - agreed to speak to Club Direct.</p> <p>At 01:15 - Premises visit – An award after party taking place. Large gathering of onlookers at front of premises. Noise Officer spoke to the organisers. They advised that they had already turned music down in response to a complaint from resident. Event is due to finish at 4.</p>
On 20.02.2014 at 00:56	Very loud party going on at the dover street arts club. Caller does not want a call back tonight but wants one tomorrow.	Customer did not want call tonight
At 03:52	Caller says there is still loud music coming from the arts club on dover street.	Customer confirmed that the noisy event at the Arts Club finished just after 4.

On 18.05.2014 at 21:30	Noise coming from outside the Arts Club on the terrace at the rear of the club. People have been drinking and they are loud. Loud all day but last hour has been very loud.	At 21:40 - Noise Officer phoned customer. Customer declined visit as their 22.00 hours curfew was approaching. He will phone earlier next time
On 23.07.2014 at 22:00	General chatter and laughter from restaurant	At 23:59 - No noise heard from 40 Dover St. However, could hear bass bit emanating from restaurant & bar. Not considered statutory nuisance at time of visit. Customer advised bass bit not a nuisance.
On 06.09.2014 at 22:21	Noise from outside terrace from a night club people shouting and laughing	At 06.09.14 Not music but patrons out on external terrace. Customer not available for visit and wants to get to bed. Asked if officer could go direct to club and speak to them. Officer suggested to customer to speak the Council licensing about licensing hours of two terraces.
On 28.09.2014 at 00:48	A lot of noise coming from night club. A lot of music and people out on the terrace shouting	At 01:50 – Noise officer drove by, no noise heard
On 18.10.2014 at 00:39	Patio upstairs has a curfew of 10pm and still has guests outside, shouting being loud and causing a lot of noise.	

**23<sup>rd</sup> July 2015**

**The Arts Club, 40 Dover Street, London, Application Reference - 15/03820/LIPN**

***Environmental Health proposed conditions:***

1. The Licence will have no effect until the premises have been assessed as satisfactory by the Environmental Health Consultation Team and this condition has been removed from the Licence.
2. No licensable activity shall be provided on the ground floor external terrace.

***Updated Environmental Health conditions from the operating schedule:***

- **Condition 28 updated to read:**

The number of persons accommodated at any one time (excluding staff) shall not exceed:

- a. Basement: 100
- b. Ground Floor: 120
- c. First Floor: 180
- d. Second Floor: 60
- e. Garden Area: 50

With no more than 320 persons at any one time.

- **Condition 37 updated to read:**

The ground floor external terrace and the garden area shall not be used after 22:00 hours.

- **Condition 46 updated to model condition:**

This licence (15/03820/LIPN) shall not take effect until:

- (i) Notice of surrender of licence number 12/07557/LIPDPS and 12/11096/LIPN (and any other licence as may be in force at the premises), accompanied by the premises licence, has been given by the premises licence holder to the Licensing Authority under section 28 of the Licensing Act 2003 (the Act).
- (ii) A period of 28 days from the date of surrender has elapsed.
- (iii) No application by any person under section 42 of the Act for a transfer of the licence has been made within the period referred to in paragraph (ii) above, (or any such application has been withdrawn); and
- (iv) the licence(s) has accordingly lapsed by virtue of section 28(3) (and section 50(6) if applicable) of the Act.

**Hayes, Claire**

---

**From:** Janes, Toby  
**Sent:** 15 June 2015 14:32  
**To:** progression@jgrlaw.co.uk  
**Cc:** Premises Licensing; Wade, Yolanda  
**Subject:** Application 15/03820/LIPN - The Arts Club, 40 Dover Street, W1

Dear Sir

**Application 15/03820/LIPN - The Arts Club, 40 Dover Street, W1**

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

It is our belief that if granted the application would undermine the Licensing objectives in relation to the prevention of crime and disorder as there are insufficient conditions within the operating schedule.

I will be in contact with you shortly to discuss the application. However it is for the applicant to prove that this application will not add to the cumulative impact problems already experienced in this area.

Should you wish to discuss the matter further please contact me on **0207 641 3179** or via email, [tjanes@westminster.gov.uk](mailto:tjanes@westminster.gov.uk)

Kind regards

Toby

PC Toby JANES 1275CW  
Westminster Police Licensing Team  
4th Floor, 64 Victoria Street,  
LONDON, SW1E 6QP  
Tel: 0207 641 3179

## Hayes, Claire

---

**From:** Janes, Toby  
**Sent:** 08 July 2015 11:58  
**To:** progression@jgrlaw.co.uk  
**Cc:** Premises Licensing; Wade, Yolanda  
**Subject:** Application 15/03820/LIPN - The Arts Club, 40 Dover Street, W1

Dear Luke

Sorry I am unable to attend the site meeting this afternoon. As discussed below is a list of conditions that Police would like you to attach to your operating schedule as I believe they will address police concerns in relation to crime and disorder.

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

An amendment to your proposed condition 11 as shown in red:

3. Licensable activities may not be provided other than to:
  - (a) Members (and their guests) of the Club, who have paid a minimum annual admission fee of at least £500 (excluding founder members, honorary members and student members) payable in advance for music, dancing and entertainment (not to be credited against consumables). There will be a minimum period of 48 hours between application for membership and admission as a member. A list of all members who have paid an annual membership fee will be held at reception for inspection by the relevant authorities upon reasonable request. A copy of the club rules shall be deposited with the Police.
  - (b) Guests of the proprietor (not exceeding 20% of the total capacity for the premises as specified in the Premises Licence); a list of such guests shall be maintained at reception.
  - (c) Persons attending a private function on the premises.
  - (d) Artistes or persons employed on the premises.
  - (e) Artistes exhibiting or performing on the premises.
  - (f) Proprietors, directors, shareholders and management of the operating company and their bona fide guests.
  - (g) Hotel residents and their guests (Max 4 guests)
4. A proof of age scheme, such as Challenge 21, shall be operated at the premises where a customer wishes to purchase alcohol and the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.

I look forward to your reply

Kind regards

## Details of public representations relating to 15/03820/LIPN

- **Mrs Julia Scholar - Flat 19, 10 Berkeley Street, London**

**Received:**  
**OBJECTION**

*7:00 AM on 11 Jun 2015 It appears that both the outside of the terrace bar and possibly the 2nd floor terrace have been included in their application. A 24 hour license is totally unacceptable for those of us who back on to this property so closely, due to the noise nuisance. I also object to any increase in the hours for the night club and restaurants, which mean people leaving later and later, which in turn increases the noise level in general and also the already horrendous traffic problem (noise and congestion).*

- **The Occupier - Flat 1, Dover Street, London**

**Received: 15 Jun 2015**

I am writing from Flat 1 of 41 Dover Street (directly adjoining The Arts Club), objecting to the licence application made by The Arts Club. Extended licensing will create more noise and nuisance and is also unnecessary.

I sincerely hope my objections will be taken into consideration before your decision is made.

- **Cllr Jonathan Glanz - Member For West End Ward, 45 Welbeck Street, , London,**

**Received: 9 Jun 2015**

*The objection is to the blanket 24 hour Licence which includes night club use etc on the grounds of residential amenity and the prevention of crime etc.*

- **Jaleh Zand - Chairman Of 17 Berkeley Street Residents' Association, 17 Berkeley Street, , London**

**Received: 9 Jun 2015**

*17 Berkeley Street residents' association objects to this licensing application on grounds of Prevention of Public Nuisance. The number of late night licences has been on the rise with an acceleration without precedence over the past few years in south Mayfair. We believe that granting this extension to the current licence and activities will have a negative impact on the daily life of the current residents at Berkeley street and Dover street, and it will further exacerbate the current problems due to the late night operators in the area, such as anti-social behaviour, traffic, extreme level of noise, and waste.*

- **Tamares Real Estate Investments (UK) Ltd - 41 Dover Street, London, W1S 4NS**

*Received: 10 Jun 2015*

**REPRESENTATION**

We are writing as freeholder of 41 Dover Street (directly adjoining The Arts Club), objecting to the licence application made by The Arts Club. We feel that the building is overdeveloped and many of the activities that they need the licence for are unnecessary. It will mean more late night noise and nuisance, and will inconvenience our two residential occupants.

There is significant inconvenience being caused to us currently due to the extensive construction works taking place.

We sincerely hope our objections will be taken into consideration before your decision is made.

- **Ms Marica Zanelli - Flat 2, 10 Berkeley Street, London**

*Received:*

**OBJECTION**

*5:38 PM on 23 May 2015 I notice that the application includes part of the outside garden terrace and i believe the 2nd floor outside terrace.*

*I strongly and totally object to this. These areas are overlooked by residential apartments which are all occupied. This area is also a sound trap and to suggest a 24hour license for an outside area in a residential enclave is absurd. Any increase in license times for this area would make my life a misery in terms of noise nuisance. i already have to suffer drunks shouting and hollering in the garden area up to 10pm and at times up to 3pm from the 2nd floor outside area.*

*As for the basement, ground, first and second floors, they already enjoy a 3am license. this is a night club and are lucky to enjoy a 3am license in a residential enclave, and to suggest a 24 hour license is a total and utter lack of respect for residents as the small few hours of peace that we enjoy in the early hours of the morning would be totally destroyed. As for the 3rd, 4th, and 5th floors, these are bedrooms so surely would only need license for serving late night refreshments and alcohol and not the host of other licenses being applied for*

- **Mr Ron Whelan - 29A Brook Street, London, W1K 4HE**

*Received:*

**OBJECTION**

*2:31 PM on 27 May 2015 Local residents in Berkeley Street, Hay Hill, and Dover Street have all suffered severe stress in recent years as a direct consequence of the proliferation of late night bars and restaurants in the area. Any attempt to extend an existing licence or reduce the conditions that have been placed upon it, such as being proposed in this application, would only increase the stress levels for local residents. Should this happen a number of local people will have no choice but to sell their homes and leave the area.*

*We think this absolutely unacceptable and accordingly we object to this licence application.*

*Ron Whelan  
Chairman  
Mayfair Residents Group*

- **Mr Ahmad Reza Salar Boroumand - Flat 8, 10 Berkeley Street, London**

**Received:**  
**OBJECTION**

*11:20 AM on 11 Jun 2015 I live at 10 Berkeley Street, London W1J 8DP and I am the managing agent representing 19 residential flats in the building.*

*I strongly object to any of the outdoor activities included in the application after 22.00 (10 pm) on the ground of public Nuisance and Noise. My objection includes the outside terrace bar leading to the garden and the 2nd floor outside terrace.*

*I also object to extension of the Licence to 24 hours for basement, first and 2nd floor.*

- **Mr Frank Salvoni - Flat 2, 10 Berkeley St, London**

**Received:**  
**OBJECTION**

*7:58 AM on 29 May 2015 I would most strongly object to any inclusion of outside areas, which i believe the outside terrace bar has been included in the drawings. My apartment is 5 yards away from the garden, which is a noise trap.*

*I cannot see properly from the drawing whether the 2nd floor outside terrace has been included, but if it has, then i would strongly object to this also.*

*To suggest a 24 hour license for these outside areas is absurd because of noise nuisance, as they are overlooked by residential flats.*

*Any increase to the night club and restaurants would also result in an increase in noise in the area in the small hours of the morning.*

*I would have no objection to just 3rd, 4th & 5th floors, inside, which i believe are bedrooms.*

- **Diana Costa-Laurent Arbulu & Victor Arbulu - Flat 10, 10 Berkeley Street, London W1**

**Received:**

*We own Flat 10, 10 Berkeley Street, which is very close to the Arts Club. Two bedroom windows and our living room window face the Arts Club's back garden/patio area, which has been a source of nuisance despite concerns which have previously been raised and conditions imposed on previous licences. The application has therefore greatly concerned us and other residents of 10 Berkeley Street, since this is a totally residential building.*

*We object to this application on the grounds that the likely effect will be to harm the licensing objective of 'prevention of public nuisance'.*

#### Background

*The application raises a number of issues. It appears from the application documents that the application is for a new license which will broadly speaking replicate the current license (the operation of which causes us problems) and will add within the ambit of the license more licensable areas, which may be several hotel rooms. Sale of alcohol to guests of the hotel and their guests is sought 24 hours per day, 7 days a week, throughout the whole premises, not merely the hotel part.*

*It is relevant that this application is the latest in a series of applications which have been made by the Arts Club for new licenses, the effect of which has been to significantly enlarge the size and capacity of the licensed area. All the residents and owners at 10 Berkeley are really concerned with*

*this situation that is getting worse and worse each time they make "improvements" at The Arts Club. Complaining has not been effective in the past.*

*We objected to a license application in 2010 on noise nuisance grounds (see copy attached). Surely this has already reached the limit of what is tolerable in an area with numerous restaurants and night life, if we want to maintain Mayfair as a residents friendly environment.*

#### Prevention of public nuisance

*When we bought our flat 14 years ago, the Arts Club was a quiet social club but in the last years has been turned into a very active restaurant/disco that with the good weather opens the doors to the garden, and is like living inside the restaurant for us. We are against any increased use of these facilities which would impact on us. We would estimate there are not more than 5 metres from our windows to the back open terrace that they use as part of the restaurant with many tables and a smoking area plus the building where the hotel rooms are, is facing at (looking into) our flat, a few meters behind.*

*There are several aspects of the application which concern us. We have the following points to raise:*

- No detail of hotel: We understand that the application seeks to incorporate a hotel within the premises license and to sell alcohol 24 hours per day 7 days a week to residents. Does this mean that the bars/nightclub areas will be open 24/7, or simply that hotel guests will be able to have room service 24/7?*
- The condition relating to who can use the Club states that it will also be hotel guests and 'guests of guests'. How many 'guests of guests' will be permitted, and will the words bona fide be added to that condition?*
- Why does the applicant require sale of alcohol 24/7 for the non-hotel areas of the premises?*
- The existing hours are already very generous in an area where residents live in very close proximity.*
- We used to suffer very severe noise nuisance from the garden area. Although this is not so bad now since conditions on the garden area, noise is still an issue before 10pm. Because our windows are so close, this causes a nuisance.*
- Noise breakout: we sometimes hear music emanating from the premises.*
- What is the proposed total capacity? It has increased incrementally with each application. Clearly the overall capacity will increase because of adding the hotel areas to the license, but will the existing capacity change apart from that?*
- The Club has an additional terrace on the second floor, which does not seem to be subject to the same conditions on timings as the ground floor garden. Perhaps this new application is an opportunity to regularize the position.*
- Late night refreshment has been applied for indoors and outdoors, although there is a condition restricting use of the garden area to 10pm.*
- The application for 'performance of dance' seems slightly different to the current license.*

#### Conclusion

*We look forward to being kept informed of any developments.*

*Yours faithfully,*

*Victor Arbulu &  
Diana Costa-Laurent Arbulu*



40

40

2015/06/30 18:30:23





2015/06/30 18:36:11



2015/06/30 18:31:05





JEFFREY

GREEN

RUSSELL

Solicitors

Waverley House

7-12 Noel Street London W1F 8GQ

Fax: +44 (0) 20 7339 7001 Web: jgrweb.com DX: 44627 MAYFAIR

Tel: +44 (0) 20 7339 7000

Ms. Claire Hayes  
Senior Licensing Officer  
Westminster City Council  
64 Victoria Street  
London  
SW1E 6QP

Direct Email: jms@jgrlaw.co.uk  
Direct Fax No: 020 7307 0245  
Direct Dial 020 7339 7018

23 July 2015

**By Courier**

Our Ref: JMS/TXB/19157.00001

Dear Claire

**RE: THE ARTS CLUB**

When we met with Yemi at the Arts Club she produced a licence which did not authorise the performance of dance and late night refreshment for both on and off the premises, just on the premises; she told us that these are two additional licensable activities (off) that were not on the existing licence. We respectfully disagree for the reasons set out below.

I now know she was referring to licence number 10/04549/LIPN. However the current licence is 12/11096/LIPN. Having given local residents my personal assurance that we were not seeking to achieve any enhanced right other than to add hotel residents and their guests so that they can purchase alcohol and watch films in their bedrooms. It is important for me to clear this matter up.

It may be helpful if I set out the licensing history I now enclose the following documents which are in the order to which I refer to them in this letter:-

- 1) Licence number 10/04549/LIPN.
- 2) Licence 12/11096/LIPN
- 3) Application dated 14<sup>th</sup> December 2012
- 4) Decision 14<sup>th</sup> February 2013
- 5) Letter from JGR to WCC dated 16<sup>th</sup> January 2014 surrendering the licence
- 6) Courier delivery confirmation
- 7) 2015 application

4877597\_1

Ms. Claire Hayes

23 July 2015

- 8) Email from Marcus Lavell (JGR) to Sharon Bambrough (WCC) dated 10<sup>th</sup> September 2014
- 9) Email from Marcus Lavell (JGR) to Sharon Bambrough (WCC) dated 6<sup>th</sup> October 2014.

On the 26<sup>th</sup> August 2010 Westminster granted licence number 10/045449/LIPN . This licence authorised the performance of dance and the provision of later night refreshment on the premises only. In 2011 there were two minor applications for variation for the change of the layout, but there was no request to upgrade those licensable activities to be an on and off activities. On the 25<sup>th</sup> October 2012 a licence was granted recording the change of the DPS – Remy Lyse. The licence reference number is 12/07557/LIPDPS .

On the 14<sup>th</sup> December 2012 we applied for a new premises licence to incorporate the Japanese restaurant Kyubi on the mezzanine/first floor. In that application we applied for performance of dance and late night refreshment for both on and off the premises. This was granted under delegated authority on the 14<sup>th</sup> February 2013 under reference 12/11096/LIPN. Licensing Sub-Committee 4 confirmed that the licence had been granted under delegated authority on the 14<sup>th</sup> February 2013 . Therefore it must, and did, contain the right to provide those licensable activities off the premises.

Condition 46 of that licence stated that it could not be used to authorise licensable activities “until licence number 12/07557/LIPDPS or such other number subsequently issued has been surrendered and is incapable of resurrection”.

As there was no representation in respect of the application, on the 16<sup>th</sup> January 2014 we wrote to you surrendering licence 12/07557/LIPDPS. We sent the letter by courier and it was signed for by a WCC officer. 28 days later that licence was incapable of resurrection and condition 46 had been met. There is no prescribed form for surrender.

Under cover of that letter of the 16<sup>th</sup> January 2014, not only did we surrender the licence, but we applied for a transfer with immediate effect and then surrendered the licence again, thus making the licence incapable of resurrection as of the 16<sup>th</sup> January 2014

The new application presently under consideration correctly refers to the existing licence as 12/11096/LIPN. This licence authorises the performance of dance and the provision of late night refreshment both on and off the premises reflecting the licence that was referred to in the decision of 14<sup>th</sup> February 2013.

Since dictating the above we have received your email dated the 21<sup>st</sup> July timed at 12.25. In response to the first paragraph thereof the premises is defined as the building including the terrace in the garden, but not the garden. The area surrounding the premises whether that is the street or the garden is off the premises. A takeaway late night refreshment licence does not restrict where the food has to be eaten other than simply not on the premises – the same for alcohol for sale off the premises.

Ms. Claire Hayes

23 July 2015

With reference to the third paragraph of your email, you will see from the documents I have attached that our courier obtained a signature in relation to the letter of 16<sup>th</sup> January 2014. It would appear that you may have lost our letter of the 16<sup>th</sup> January 2014 but there is no doubt that it has been received by you.

May I make a side comment, whether the licence can be used to authorise licensable activities or not, it was still granted and therefore in existence. The condition requiring surrender of licence 12/07557/LIPDPS is a condition of the licence and, as with any condition of a licence, it merely restricts the manner in which the licensable activities may be performed. This is a premises licence not a Provisional Statement. Further, please note that condition 46 cannot exist in a vacuum; one can only know of it, if one reads the licence to which it applies. Therefore there must be a licence.

I now attach a copy of an email dated the 10<sup>th</sup> September 2014 timed at 11.03 from my erstwhile colleague Marcus Lavell, addressed to Sharon Bambrough which concludes by asking Sharon to give this matter her urgent attention. On the 6<sup>th</sup> October 2014 timed at 17.56 Mr. Lavell again asks Sharon Bambrough whether she has been able to investigate the two matters, to which she replies "not yet, but it is on my (very long) list of things to do. There are times I wish I could clone myself". A wish that most of us have at one time or another!

Perhaps the relevance of Mr. Lavell's email of the 10<sup>th</sup> September is that, if the surrender was not effective on the 16<sup>th</sup> January it must have been effective on the 10<sup>th</sup> September when the desire to surrender it was repeated.

The above is only contentious so far as it is suggested that we applied for any additional rights to provide licensable activities over and above the existing licence. We know that your Licensing sub-committee number 4 declared that the application for a new licence to incorporate the performance of dance and late night refreshment for both indoor and outdoor and to include the restaurant Kyubi, was granted.

Irrespective of whether the licence can be used or not the licence has been granted and therefore any argument about whether the particular licensable activities can be provided, or not, is academic.

I have set this out at length because my integrity and reputation is dear to me, not to mention that I could be prosecuted under Section 158 Licensing Act 2003 if I am wrong.

JEFFREY

GREEN

RUSSELL

Solicitors

Ms. Claire Hayes

23 July 2015

As already stated we have no intention to provide late night refreshment for consumption off the premises, nor performance of dance. In so far as we have applied for that, we formally abandon that part of the application.

Yours sincerely



**JULIAN SKEENS**

**Director**

**for Jeffrey Green Russell Limited**



Schedule 12  
Part A

WARD: West End  
UPRN: 010033533525

# City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

10/04549/LIPN

Original Reference:

10/04549/LIPN

## Part 1 – Premises details

### Postal address of premises:

The Arts Club  
40 Dover Street  
London  
W1S 4NP

Telephone Number: 0207 499 8581

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

Not applicable

### Licensable activities authorised by the licence:

Regulated Entertainment:

- Performance of Dance
- Provision of facilities for Dancing
- Exhibition of a Film
- Provision of facilities for making Music
- Performance of Live Music
- Playing of Recorded Music
- Provision of facilities for entertainment of a similar description to making music or dancing
- Anything of a similar description to Live Music, Recorded Music or Performance of Dance
- Performance of a Play
- Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit

Late Night Refreshment

Sale by Retail of Alcohol

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

#### Performance of Dance

Monday to Saturday: 09:00 to 02:00

Non-standard Timings: See Conditions 45

#### Provision of facilities for Dancing

Monday to Saturday: 09:00 to 02:00

Non-standard Timings: See Conditions 45

#### Exhibition of a Film

Monday to Saturday: 09:00 to 02:00

Sunday:	09:00 to 23:00
Non-standard Timings: See Conditions 45	
<b>Provision of facilities for making Music</b>	
Monday to Saturday:	09:00 to 02:00
Sunday:	09:00 to 23:00
Non-standard Timings: See Conditions 45	
<b>Performance of Live Music</b>	
Monday to Saturday:	09:00 to 02:00 (excludes garden area)
Sunday:	09:00 to 23:00 (excludes garden area)
Non-standard Timings: See Conditions 45	
<b>Playing of Recorded Music</b>	
Monday to Sunday:	00:00 to 00:00 (excludes garden area)
<b>Provision of facilities for entertainment of a similar description to making music or dancing</b>	
Monday to Saturday:	09:00 to 02:00
Sunday:	09:00 to 23:00
Non-standard Timings: See Conditions 45	
<b>Anything of a similar description to Live Music, Recorded Music or Performance of Dance</b>	
Monday to Saturday:	09:00 to 02:00
Non-standard Timings: See Conditions 45	
<b>Performance of a Play</b>	
Monday to Saturday:	09:00 to 02:00
Sunday:	09:00 to 23:00
Non-standard Timings: See Conditions 45	
<b>Late Night Refreshment</b>	
Monday to Saturday:	23:00 to 02:00
Non-standard Timings: On New Years' Eve permitted until 05:00 on New Year's Day.	
<b>Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit: Unrestricted</b>	
<b>Sale by Retail of Alcohol</b>	
Monday to Saturday:	10:00 to 03:00
Sunday:	12:00 to 22:30
Sundays before Bank Holidays:	12:00 to 03:00
Non-standard Timings: See Conditions 46 to 48	

**The opening hours of the premises:**

Monday to Sunday:	08:30 to 03:30
Monday to Sunday:	00:00 to 00:00 (24 Hours for Members)

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

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

**Part 2**

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

The Arts Club (London) Ltd  
40 Dover Street  
Mayfair  
London  
W1S 4NP

*Business Phone Number: 020 7499 8581*

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

47802

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

**Name:** Mr Brian Clivaz

*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:** 02602

**Licensing Authority:** London Borough Of Lambeth

**Date:** \_\_\_\_\_ **22 September 2010** \_\_\_\_\_

**Signed:** pp  
**Operational Director - Premises Management**

## **Annex 1 – Mandatory conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:
    - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
    - (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;
    - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on ;
      - (i) the outcome of a race, competition or other event or process, or
      - (ii) the likelihood of anything occurring or not occurring;
    - (e) 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.
5. The responsible person shall ensure that no alcohol is dispensed 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).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

**The following mandatory conditions will come into force from the 1st October 2010**

7.
    - (1). The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
    - (2). 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 a holographic mark.
  8. The responsible person shall 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: 25ml or 35ml; and
      - (iii) still wine in a glass: 125ml; and
    - (b) customers are made aware of the availability of these measures.
- 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.
9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.
  10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

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

None

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

11. This premises licence will not be used as an authorisation for licensable activities until premises licence number 06/06348/WCCMAP has been surrendered and is incapable of resurrection.
12. Licensable activities may not be provided other than to:
  - (a) Members (and their guests) of the Club, who have paid a minimum annual admission fee of at least £500 (excluding founder members, honorary members and student members) payable in advance for music, dancing and entertainment (not to be credited against consumables). There will be a minimum period of 48 hours between application for membership and admission as a member. A list of all members who have paid an annual membership fee will be held at reception for inspection by the relevant authorities upon reasonable request. A copy of the club rules shall be deposited with the Police.
  - (b) Guests of the proprietor (not exceeding 20% of the total capacity for the premises as specified in the Premises Licence); a list of such guests shall be maintained at reception.
  - (c) Persons attending a private function on the premises.
  - (d) Artistes or persons employed on the premises.
  - (e) Artistes exhibiting or performing on the premises.
  - (f) Proprietors, directors, shareholders and management of the operating company and their bona fide guests.
13. At least one personal licence holder is to be present on the premises during the whole of the time alcohol is sold or consumed.
14. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
15. A record of all door staff employed on a particular night will be maintained, and badge numbers, along with expiry dates, to be recorded. Physical badge inspection to be undertaken by senior management.

### **Prevention of Public Nuisance**

16. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
17. A noise limiter located in a separate and remote lockable cabinet from the volume control must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service's Community Protection Department so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured to the satisfaction of the officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Officer.
18. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
19. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
20. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.

21. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
22. 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.
23. The highway in the vicinity of the premises shall be swept and where necessary washed down at regular intervals whilst the premises are trading after 9pm and at close of business and litter and sweepings are to be disposed of or stored in accordance with arrangements agreed with the Council.
24. No authorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
25. Management shall maintain and make available a record of inspections, pre-opening and during performance, of fire doors, escapes and appliances and of the number of people on the premises.
26. The premises licence will have no effect until the premises is assessed as satisfactory by the LFEPA, Police, District Surveyor and the Environmental Health Consultation Team and letters approving the works from each of these authorities have been submitted to the Licensing Authority at which point this condition shall be removed from the licence.
27. Before the premises opens to the public, the plans as deposited will be checked by the District Surveyor and the Environmental Health Consultation Team to ensure that they are an accurate reflection of the premises constructed. Where the premises layout changes during the course of construction or subsequently agreed, new plans shall be provided to the Licensing Authority, LFEPA, District Surveyor, Police and the Environmental Health Consultation Team.
28. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
29. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
30. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
31. The number of persons accommodated at any one time (excluding staff) shall not exceed:  
  
Basement: 100,  
Ground Floor: 120,  
First Floor: 180,  
  
Subject to an overall cap of 320 or such other figure(s) that may be agreed with the Fire Officer and District Surveyor from time to time.
32. Patrons temporarily leaving the premises after 23:00 hours for the purposes of smoking shall not take any drinks with them.
33. 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 ejection of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

- 34. Staff will offer to book hire cars on behalf of named customers who can then remain on the premises until the car is available. All customers who seek licensed vehicles to take them away will be encouraged to remain inside whilst the vehicle is summonsed
- 35. A direct landline telephone number for members of management at Arts Club will be available to any person wishing to comment on the operation of the premises. Members of staff and door supervisors will be trained in dealing with such calls.
- 36. On any Friday or Saturday, when the premises are operating beyond 22:00 hours, there shall be a minimum of two SIA registered door supervisors, or such other number as may be agreed with the Metropolitan Police.
- 37. The sale by retail of alcohol will be as follows: Monday to Saturday will be 10:00 to 03:00 hours, Sunday 12:00 to 22:30 hours.
- 38. The supply of draft beer and cider on the premises shall be limited to a total of 2 varieties (either 2 beers or 2 ciders or 1 beer and 1 cider).
- 39. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
- 40. Cinema style linked seating will not be provided.
- 41. The patio/garden area shall not be used after 22:00 hours.
- 42. All windows and external doors shall be kept closed after 22:00 hours.
- 43. The access door to the garden shall be locked shut after 22:00 hours.
- 44. There shall be no live music or recorded music in the garden area.
- 45. Regulated entertainment (excluding Playing of Recorded Music and Private Entertainment) is permitted from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day (or until 00:00 midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
- 46. Sale of Alcohol is permitted from the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day.
- 47. The permitted hours for the sale of alcohol on the morning British Summer Time begins reference to 03:00 may be substituted to 04:00.
- 48. The permitted hours for the sale of alcohol on the Sunday during the weekend of British Summer Time may be extended to 00:30.

#### **Annex 4 – Plans**

Attached



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

**Schedule 12  
Part B**

**WARD: West End  
UPRN: 010033533525**

**Premises licence  
summary**

Regulation 33, 34

**Premises licence number:**

10/04549/LIPN

**Part 1 – Premises details**

**Postal address of premises:**

The Arts Club  
40 Dover Street  
London  
W1S 4NP

**Telephone Number:** 0207 499 8581

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

Not applicable

**Licensable activities authorised by the licence:**

Regulated Entertainment:

- Performance of Dance
- Provision of facilities for Dancing
- Exhibition of a Film
- Provision of facilities for making Music
- Performance of Live Music
- Playing of Recorded Music
- Provision of facilities for entertainment of a similar description to making music or dancing
- Anything of a similar description to Live Music, Recorded Music or Performance of Dance
- Performance of a Play
- Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit

Late Night Refreshment  
Sale by Retail of Alcohol

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

**Performance of Dance**

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See Conditions 45

**Provision of facilities for Dancing**

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See Conditions 45

**Exhibition of a Film**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Conditions 45

**Provision of facilities for making Music**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Conditions 45

**Performance of Live Music**

Monday to Saturday: 09:00 to 02:00 (excludes garden area)

Sunday: 09:00 to 23:00 (excludes garden area)

Non-standard Timings: See Conditions 45

**Playing of Recorded Music**

Monday to Sunday: 00:00 to 00:00 (excludes garden area)

**Provision of facilities for entertainment of a similar description to making music or dancing**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Conditions 45

**Anything of a similar description to Live Music, Recorded Music or Performance of Dance**

Monday to Saturday: 09:00 to 02:00

Non-standard Timings: See Conditions 45

**Performance of a Play**

Monday to Saturday: 09:00 to 02:00

Sunday: 09:00 to 23:00

Non-standard Timings: See Conditions 45

**Late Night Refreshment**

Monday to Saturday: 23:00 to 02:00

Non-standard Timings: On New Years' Eve permitted until 05:00 on New Year's Day.

**Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit: Unrestricted****Sale by Retail of Alcohol**

Monday to Saturday: 10:00 to 03:00

Sunday: 12:00 to 22:30

Sundays before Bank Holidays: 12:00 to 03:00

Non-standard Timings: See Conditions 46 to 48

**The opening hours of the premises:**

Monday to Sunday: 08:30 to 03:30

Monday to Sunday: 00:00 to 00:00 (24 Hours for Members)

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

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

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

The Arts Club (London) Ltd  
40 Dover Street  
Mayfair  
London  
W1S 4NP

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

47802

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

**Name:** Mr Brian Clivaz

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

Restricted

**Date:** \_\_\_\_\_ 22 September 2010 \_\_\_\_\_

**Signed:** pp  
Operational Director - Premises Management



Schedule 12  
Part A

WARD: West End  
UPRN: 010033533525

# City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

12/11096/LIPN

Original Reference:

12/11096/LIPN

## Part 1 – Premises details

### Postal address of premises:

The Arts Club  
Basement To First Floor  
40 Dover Street  
London  
W1S 4NP

Telephone Number: 0207 499 8481

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

Not applicable

### Licensable activities authorised by the licence:

Performance of Dance  
Exhibition of a Film  
Performance of Live Music  
Playing of Recorded Music  
Anything of a similar description to Live Music or Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

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

#### Performance of Dance

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See conditions 43 & 44

#### Exhibition of a Film

Monday to Saturday: 09:00 to 02:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 43 & 44

#### Performance of Live Music

Monday to Saturday: 09:00 to 02:00  
Sunday: 09:00 to 23:00

Non-standard Timings:	See conditions 43 & 44
<b>Playing of Recorded Music</b>	
Monday to Sunday:	00:00 to 00:00
<b>Anything of a similar description to Live Music or Recorded Music</b>	
Sunday:	12:00 to 23:00
Non-standard Timings:	See condition 44
<b>Anything of a similar description to Live Music, Recorded Music or Performance of Dance</b>	
Monday to Saturday:	09:00 to 02:00
Non-standard Timings:	See conditions 43 & 44
<b>Performance of a Play</b>	
Monday to Saturday:	09:00 to 02:00
Sunday:	09:00 to 23:00
Non-standard Timings:	See conditions 43 & 44
<b>Late Night Refreshment</b>	
Monday to Saturday:	23:00 to 02:00
Sundays before Bank Holidays:	23:00 to 03:00
Non-standard Timings:	See conditions 43 & 44
<b>Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit</b>	
Monday to Sunday:	00:00 to 00:00
<b>Sale by Retail of Alcohol</b>	
Monday to Saturday:	10:00 to 03:00
Sunday:	12:00 to 22:30
Sundays before Bank Holidays:	12:00 to 03:00
Non-standard Timings:	See conditions 43 - 45

**The opening hours of the premises:**

Monday to Sunday:	00:00 to 00:00 (Members)
Monday to Saturday:	08:30 to 03:30
Sunday:	08:30 to 00:00

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

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

**Part 2**

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

The Arts Club (London) Limited  
40 Dover Street  
Mayfair  
London  
W1S 4NP

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

47802

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

**Name:** Remy Lyse

*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:** EEBC/05/00251/LAPER

**Licensing Authority:** Epsom And Ewell Borough Council

**Date:** 14 February 2013

**Signed:** pp

**Operational Director - Premises Management**

## **Annex 1 – Mandatory conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person shall take all reasonable steps to 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 in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children;
    - (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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
    - (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;
    - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on;
      - (i) the outcome of a race, competition or other event or process, or
      - (ii) the likelihood of anything occurring or not occurring;
    - (e) 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.
5. The responsible person shall ensure that no alcohol is dispensed 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).
6. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
7.
  - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

- (2) 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 a holographic mark.

8. The responsible person shall 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; and

- (b) customers are made aware of the availability of these measures.

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.

- 9. Admission of children to the premises must be restricted in accordance with the film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.
- 10. All persons guarding premises against unauthorised access or occupation or against outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

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

11. Licensable activities may not be provided other than to:
  - a. Members (and their guests) of the Club, who have paid a minimum annual admission fee of at least £500 (excluding founder members, honorary members and student members) payable in advance for music, dancing and entertainment (not to be credited against consumables). There will be a minimum period of 48 hours between application for membership and admission as a member. A list of all members who have paid an annual membership fee will be held at reception for inspection by the relevant authorities upon reasonable request. A copy of the club rules shall be deposited with the Police.
  - b. Guests of the proprietor (not exceeding 20% of the total capacity for the premises as specified in the Premises Licence); a list of such guests shall be maintained at reception.
  - c. Persons attending a private function on the premises.
  - d. Artistes or persons employed on the premises.
  - e. Artistes exhibiting or performing on the premises.
  - f. Proprietors, directors, shareholders and management of the operating company and their bona fide guests.
12. At least one personal licence holder is to be present on the premises during the whole of the time alcohol is sold or consumed.
13. Substantial food and non-intoxicating beverages, including drinking water, shall be available throughout the permitted hours in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
14. A record of all door staff employed on a particular night will be maintained, and badge numbers, along with expiry dates, to be recorded. Physical badge inspection to be undertaken by senior management.
15. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
16. A noise limiter located in a separate and remote lockable cabinet from the volume control must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental Health Service's Community Protection Department so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured to the satisfaction of the officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the licence holder or authorised manager only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Officer.
17. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
18. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Service.
19. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
21. 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.

22. The highway in the vicinity of the premises shall be swept and where necessary washed down at regular intervals whilst the premises are trading after 9pm and at close of business and litter and sweepings are to be disposed of or stored in accordance with arrangements agreed with the Council.
23. No authorised advertisements of any kind (including placard, poster, sticker, flyer, picture, letter, sign or other mark) is inscribed or affixed upon the surface of the highway, or upon any building, structure, works, street furniture, tree, or any other property, or is distributed to the public, that advertises or promotes the establishment, its premises, or any of its events, facilities, goods or services.
24. Management shall maintain and make available a record of inspections, pre-opening and during performance, of fire doors, escapes and appliances and of the number of people on the premises.
25. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.
26. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
27. Curtains and hangings shall be arranged so as not to obstruct emergency signs.
28. The number of persons accommodated at any one time (excluding staff) shall not exceed:
  - a. Basement: 100,
  - b. Ground Floor: 120,
  - c. Mezzanine: 60
  - d. First Floor: 180,
  - e. Garden Area: To be assessed.

Subject to an overall cap of 320 or such other figure(s) that may be agreed with the Fire Officer and District Surveyor from time to time.

29. Patrons temporarily leaving the premises after 23:00 hours for the purposes of smoking shall not take any drinks with them.
30. 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 ejection of patrons
  - c. any complaints received
  - d. any incidents of disorder
  - e. seizures of drugs or offensive weapons
  - f. any faults in the CCTV system or searching equipment or scanning equipment
  - g. any refusal of the sale of alcohol
  - h. any visit by a relevant authority or emergency service.
31. Staff will offer to book hire cars on behalf of named customers who can then remain on the premises until the car is available. All customers who seek licensed vehicles to take them away will be encouraged to remain inside whilst the vehicle is summonsed
32. A direct landline telephone number for members of management at Arts Club will be available to any person wishing to comment on the operation of the premises. Members of staff and door supervisors will be trained in dealing with such calls.
33. On any Friday or Saturday, when the premises are operating beyond 22:00 hours, there shall be a minimum of two SIA registered door supervisors, or such other number as may be agreed with the Metropolitan Police.

34. The supply of draft beer and cider on the premises shall be limited to a total of 2 varieties (either 2 beers or 2 ciders or 1 beer and 1 cider).
35. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
36. Cinema style linked seating will not be provided.
37. The patio/garden area shall not be used after 22:00 hours.
38. All windows and external doors shall be kept closed after 22:00 hours.
39. The access door to the garden shall be locked shut after 22:00 hours.
40. There shall be no live music or recorded music in the garden area.
41. Intoxicating liquor will be sold as an ancillary to table meals on the mezzanine floor.
42. Regulated entertainment will not be provided under the authority of this licence on the mezzanine floor.
43. The hours for licensable activities and opening times may be extended by one hour on the morning on which British Summertime begins.
44. The hours for licensable activities and opening times may be extended from the end of authorised hours on New Year's Eve until start of hours on New Year's Day.
45. The hours for sale of alcohol may be extended until 00:30 on Sunday during the weekend British Summertime begins.
46. The premises licence will not be used as an authorisation for licensable activities until premises licence 12/07557/LIPDPS or such other number subsequently issued has been surrendered and is incapable of resurrection.

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

None

## **Annex 4 – Plans**

Attached



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

**Schedule 12  
Part B**

**WARD: West End  
UPRN: 010033533525**

**Premises licence  
summary**

Regulation 33, 34

**Premises licence number:**

12/11096/LIPN

**Part 1 – Premises details**

**Postal address of premises:**

The Arts Club  
Basement To First Floor  
40 Dover Street  
London  
W1S 4NP

**Telephone Number:** 0207 499 8481

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

Not applicable

**Licensable activities authorised by the licence:**

Performance of Dance  
Exhibition of a Film  
Performance of Live Music  
Playing of Recorded Music  
Anything of a similar description to Live Music or Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit  
Sale by Retail of Alcohol

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

**Performance of Dance**

Monday to Saturday: 09:00 to 02:00  
Non-standard Timings: See conditions 43 & 44

**Exhibition of a Film**

Monday to Saturday: 09:00 to 02:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 43 & 44

**Performance of Live Music**

Monday to Saturday: 09:00 to 02:00

Sunday:	09:00 to 23:00
Non-standard Timings:	See conditions 43 & 44

**Playing of Recorded Music**

Monday to Sunday:	00:00 to 00:00
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**Anything of a similar description to Live Music or Recorded Music**

Sunday:	12:00 to 23:00
Non-standard Timings:	See condition 44

**Anything of a similar description to Live Music, Recorded Music or Performance of Dance**

Monday to Saturday:	09:00 to 02:00
Non-standard Timings:	See conditions 43 & 44

**Performance of a Play**

Monday to Saturday:	09:00 to 02:00
Sunday:	09:00 to 23:00
Non-standard Timings:	See conditions 43 & 44

**Late Night Refreshment**

Monday to Saturday:	23:00 to 02:00
Sundays before Bank Holidays:	23:00 to 03:00
Non-standard Timings:	See conditions 43 & 44

**Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit**

Monday to Sunday:	00:00 to 00:00
-------------------	----------------

**Sale by Retail of Alcohol**

Monday to Saturday:	10:00 to 03:00
Sunday:	12:00 to 22:30
Sundays before Bank Holidays:	12:00 to 03:00
Non-standard Timings:	See conditions 43 – 45

**The opening hours of the premises:**

Monday to Sunday:	00:00 to 00:00 (Members)
Monday to Saturday:	08:30 to 03:30
Sunday:	08:30 to 00:00

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

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

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

The Arts Club (London) Limited  
40 Dover Street  
Mayfair  
London  
W1S 4NP

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

47802

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

**Name:** Remy Lyse

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

Restricted

**Date:** 14 February 2013

**Signed:** pp **Operational Director - Premises Management**

3

**Application for a premises licence to be granted  
under the Licensing Act 2003  
PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form.

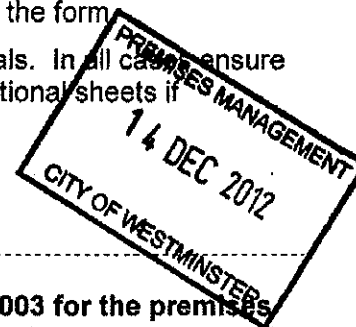
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

**I/We** The Arts Club (London) Ltd

*(Insert name(s) of applicant)*

**apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003**



**Part 1 – Premises Details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> The Arts Club 40 Dover Street Mayfair			
<b>Post town</b>	London	<b>Post code</b>	W1S 4NP

<b>Telephone number at premises (if any)</b>	C/O 020 7339 7010
<b>Non-domestic rateable value of premises</b>	£106,000

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick yes

- |   |                                     |                             |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals *                 | <input type="checkbox"/>            | please complete section (A) |
| b) a person other than an individual *            |                                     |                             |
| i. as a limited company                           | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership                              | <input type="checkbox"/>            | please complete section (B) |
| iii. as an unincorporated association or          | <input type="checkbox"/>            | please complete section (B) |
| iv. other (for example a statutory corporation)   | <input type="checkbox"/>            | please complete section (B) |
| c) a recognised club                              | <input type="checkbox"/>            | please complete section (B) |
| d) a charity                                      | <input type="checkbox"/>            | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/>            | please complete section (B) |

- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
<b>Current postal address if different from premises address</b>					
<b>Post Town</b>				<b>Postcode</b>	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		

I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

### (B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

<b>Name</b> The Arts Club (London) Ltd
<b>Address</b> 40 Dover Street Mayfair London W1S 4NP
<b>Registered number (where applicable)</b> 47802
<b>Description of applicant</b> (for example, partnership, company, unincorporated association etc.) Limited Company
<b>Telephone number (if any)</b> 0207 499 8481
<b>E-mail address (optional)</b>

### Part 3 Operating Schedule

When do you want the premises licence to start?

Day Month Year

0 8 / 0 1 / 2 0 1 3

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day Month Year

--

**Please give a general description of the premises** (please read guidance note1)

Member's Club founded in 1863 for those connected with the Arts, Literature and Science, comprising garden, basement, ground, mezzanine and first floors.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

n/a

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

**Please tick yes**

- |  |                                     |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A)   | <input checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B)   | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C)  | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)   | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)  | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)  | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)   | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)<br>(if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

**Provision of late night refreshment** (if ticking yes, fill in box I)

☒

**Supply of alcohol** (if ticking yes, fill in box J)

☒

**In all cases complete boxes K, L and M**

# A

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 3) As per the current licence in force		
Mon	09:00	00:00			
Tue	00:00	02:00			
	09:00	00:00			
Wed	00:00	02:00	<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
	09:00	00:00			
Thur	00:00	02:00			
	09:00	00:00			
Fri	00:00	02:00	<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5) End of authorised hours on New Year's Eve until start of hours on New Year's Day.		
	09:00	00:00			
Sat	00:00	02:00			
	09:00	00:00			
Sun	00:00	02:00	On the mornings summertime begins reference to 02.00 may be substituted with 03.00		
	09:00	23:00			

# B

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3) As per the current licence in force		
Mon	09:00	00:00			
Tue	00:00	02:00			
	09:00	00:00			
Wed	00:00	02:00	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
	09:00	00:00			
Thur	00:00	02:00			
	09:00	00:00			
Fri	00:00	02:00	<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5) End of authorised hours on New Year's Eve until start of hours on New Year's Day.		
	09:00	00:00			
Sat	00:00	02:00			
	09:00	00:00			
Sun	00:00	02:00	On the mornings summertime begins reference to 02.00 may be substituted with 03.00		
	09:00	23:00			

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
Wed			
Thur			
Fri			<b>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</b> (please read guidance note 5)
Sat			
Sun			

# D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</b>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here (please read guidance note 3)</b>		
Mon					
Tue			<b>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)</b>		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</b>		
Fri					
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3) Live music in line with operation of a club for the promotion of the arts.		
	09:00	00:00			
Tue	00:00	02:00			
	09:00	00:00			
Wed	00:00	02:00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
	09:00	00:00			
Thur	00:00	02:00			
	09:00	00:00			
Fri	00:00	02:00	<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
	09:00	00:00			
Sat	00:00	02:00	End of authorised hours on New Year's Eve until start of hours on New Year's Day.		
	09:00	00:00			
Sun	00:00	02:00	Private entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit unrestricted as per the current licence		
	09:00	23:00			
			On the mornings summertime begins reference to 02.00 may be substituted with 03.00		

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3) Provision of recorded music in line with the operation of a club for the promotion of the arts. Unrestricted as permitted by the existing licence		
Mon	00:00	00:00			
Tue	00:00	00:00			
Wed	00:00	00:00	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur	00:00	00:00			
Fri	00:00	00:00			
Sat	00:00	00:00	<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sun	00:00	00:00			

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 3) Dancing in line with the operation of a club for the promotion of the arts.		
	09:00	00:00			
Tue	00:00	02:00	Monday to Saturday, not Sundays		
	09:00	00:00			
Wed	00:00	02:00	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)		
	09:00	00:00			
Thur	00:00	02:00			
	09:00	00:00			
Fri	00:00	02:00	<b>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
	09:00	00:00			
Sat	00:00	02:00	End of authorised hours on New Year's Eve until start of hours on New Year's Day.		
	09:00	00:00			
Sun	00:00	02:00	Private entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit unrestricted as per the current licence  On the mornings summertime begins reference to 02.00 may be substituted with 03.00		

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment you will be providing</b> Anything similar to e f or g		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	09:00	00:00		Outdoors	<input type="checkbox"/>
Tue	00:00	02:00	<b>Please give further details here</b> (please read guidance note 3) As per current licence	Both	<input type="checkbox"/>
	09:00	00:00			
Wed	00:00	02:00			
	09:00	00:00			
Thur	00:00	02:00		<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4)	
	09:00	00:00			
Fri	00:00	02:00			
	09:00	00:00			
Sat	00:00	02:00	<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 5) End of authorised hours on New Year's Eve until start of hours on New Year's Day. Private entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit unrestricted as per the current licence On the mornings summertime begins reference to 02.00 may be substituted with 03.00		
	09:00	00:00			
Sun	00:00	02:00			
	12:00	23:00			

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)</b>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>Please give further details here (please read guidance note 3)</b> In line with current operation		
Mon					
	23:00	00:00			
Tue	00:00	02:00			
	23:00	00:00	<b>State any seasonal variations for the provision of late night refreshment (please read guidance note 4)</b>		
Wed	00:00	02:00			
	23:00	00:00			
Thur	00:00	02:00			
	23:00	00:00	<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)</b> Sundays before bank holidays 23.00 to 03.00 day following		
Fri	00:00	02:00			
	23:00	00:00			
Sat	00:00	02:00			
	23:00	00:00	New Year's Eve 23:00 to 05:00 day following On the mornings summertime begins reference to 02.00 may be substituted with 03.00		
Sun	00:00	02:00			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption</b> (Please tick box) (please read guidance note 7)		On the premises	<input type="checkbox"/>		
					Off the premises	<input type="checkbox"/>		
					Both	<input checked="" type="checkbox"/>		
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)					
Mon								
	10:00	00:00						
Tue	00:00	03:00						
	10:00	00:00						
Wed	00:00	03:00						
	10:00	00:00						
Thur	00:00	03:00					<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)  Sundays before bank holidays 12.00 to 03.00 day following  End of authorised hours on New Year's Eve until start of hours on New Year's Day.  The permitted hours for the sale of alcohol on the Sunday during the weekend British Summertime begins may be extended to 00:30 day following.  On the mornings summertime begins reference to 03.00 may be substituted with 04.00.	
	10:00	00:00						
Fri	00:00	03:00						
	10:00	00:00						
Sat	00:00	03:00						
	10:00	00:00						
Sun	00:00	03:00						
	12:00	22:30						

K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)**

None

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b><u>State any seasonal variations</u></b> (please read guidance note 4)
Day	Start	Finish	<p>From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day</p> <p>On the mornings summertime begins reference to 03.30 may be substituted with 04.30.</p>
Mon	00:00	03:30	
	08:30	00:00	
Tue	00:00	03:30	
	08:30	00:00	
Wed	00:00	03:30	
	08:30	00:00	<p><b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</b></p> <p>Notwithstanding the seasonal variation above or the times given on the left, the premises has a right to open to the public at any time for non-licensable activity.</p> <p>Open for the use of premises for private entertainment consisting of music, dance or entertainment of a like kind for consideration and with a view to profit: Unrestricted.</p> <p>Open to members: Unrestricted</p>
Thur	00:00	03:30	
	08:30	00:00	
Fri	00:00	03:30	
	08:30	00:00	
Sat	00:00	03:30	
	08:30	00:00	
Sun	00:00	03:30	
	08:30	00:00	

**M** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b,c,d,e)** (please read guidance note 9)

Please see Annex 1 - Proposed Draft Conditions for discussion

**b) The prevention of crime and disorder**

Please see Annex 1 - Proposed Draft Conditions for discussion

**c) Public safety**

Please see Annex 1 - Proposed Draft Conditions for discussion

**d) The prevention of public nuisance**

Please see Annex 1 - Proposed Draft Conditions for discussion

**e) The protection of children from harm**

Please see Annex 1 - Proposed Draft Conditions for discussion

Please tick yes

- I have made or enclosed payment of the fee ☒
- I have enclosed the plan of the premises ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable ☒
- I understand that I must now advertise my application ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**Part 4 – Signatures (please read guidance note 10)**

Signature	
Date	
Capacity	

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.**

Signature	<i>Jeffrey Green Russell Limited</i>
Date	14th December 2012
Capacity	Solicitors and Agents for the applicant

**Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)**

Jeffrey Green Russell Limited  
Apollo House  
7-12 Noel Street

Post town	London	Post code	W1F 8GQ
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Telephone number (if any)	020 7339 7010
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**If you would prefer us to correspond with you by e-mail your e-mail address (optional)**  
copy correspondence only [ajc@jgrlaw.co.uk](mailto:ajc@jgrlaw.co.uk)

2012 APP (4)  
DECISION

**LICENSING SUB-COMMITTEE No. 4**  
*Thursday 14 February 2013*

Membership: Councillor Jean-Paul Floru (Chairman), Councillor  
Andrew Havery and Councillor Jan Prendergast

Legal Adviser: Harjinder Bhela  
Policy Adviser: Chris Wroe  
Committee Officer: Jonathan Deacon

**The Arts Club, Basement to First Floor, 40 Dover Street, W1**  
**12/11096/LIPN**

Granted under Delegated Authority prior to the hearing.

JEFFREY  
GREEN  
RUSSELL  
Solicitors

Waverley House  
7-12 Noel Street London W1F 8GQ DX: 44627 MAYFAIR  
Tel: +44 (0) 20 7339 7000 Fax: +44 (0) 20 7339 7001 Web: jgrweb.com

Licensing Team  
Westminster City Council  
Westminster City Hall  
64 Victoria Street  
London  
SW1E 6QP

Direct Email: svcs@jgrlaw.co.uk  
Direct Fax No: 020 7307 0467  
Direct Dial No: 020 7339 7155

16 January 2014

**By Courier**

Our Ref: SVS/19157.00001

Dear Sirs

**The Arts Club, 40 Dover Street, London W1S 4NP**  
**Surrender of Premises Licence 12/07557/LIPDPS**

We are instructed by The Arts Club (London) Limited, the holder of premises licence number 12/07557/LIPDPS in respect of the premises trading as The Arts Club, 40 Dover Street, London W1S 4NP.

We hereby formally surrender the licence in respect of the above mentioned premises in accordance with Section 28 Licensing Act 2003 and enclose the original for that purpose.

In accordance with section 50 of the same Act, we also enclose a transfer application in regards to the same premises licence, which in effect reinstates the licence from the time it is received by the licensing authority. By virtue of section 50(7) of the Licensing Act 2003, only one transfer can be made in order to reinstate the licence.

Finally, we enclose another letter to formally surrender the licence in respect of the above mentioned premises, in accordance with Section 28 of the Licensing Act 2003.

Please do not hesitate to contact Sonia Shah on 0207 339 7155 regarding this matter.

Yours faithfully

**JEFFREY GREEN RUSSELL LIMITED**

Enclosure(s)

Courier delivery  
confirmation

6

**Luke Elford**

---

**From:** Sonia Shah  
**Sent:** 09 September 2014 16:47  
**To:** Marcus Lavell  
**Subject:** FW: POD Confirmation for Job 5284807 reference 19157.000001  
**Attachments:** SIG\_1.PNG

Kind regards,  
Sonia Shah  
Trainee Solicitor  
for Jeffrey Green Russell Limited

Direct Tel: ++44 - (0)20 7339 7155  
Direct Fax: ++44 - (0)20 7307 0467  
[www.jgrweb.com](http://www.jgrweb.com)

-----Original Message-----

**From:** Faina Aborneva  
**Sent:** 22 January 2014 11:52  
**To:** Sonia Shah  
**Subject:** FW: POD Confirmation for Job 5284807 reference 19157.000001

Regards,

Faina Aborneva  
Receptionist  
for Jeffrey Green Russell Limited

Direct Tel: ++44 - (0)20 7339 7237  
Direct Fax:  
[www.jgrweb.com](http://www.jgrweb.com)

-----Original Message-----

**From:** carsandcouriers.com [<mailto:noreply@carsandcouriers.com>]  
**Sent:** 22 January 2014 11:51  
**To:** Reception  
**Subject:** POD Confirmation for Job 5284807 reference 19157.000001

Please find POD details for your completed booking, reference 5284807

Booked by: Jeffrey Green Russell Ltd

Contact: Faina Aborneva  
Ready Time: 11:12:18 22/01/2014  
Matter Number: 19157.000001  
INITIALS: SVS

Pick: Jeffrey Green Russell Ltd  
Waverley House  
7-12 Noel Street  
W1  
W1F 8GQ  
Completed: 11:29:00 22/01/2014

Drop: City of Westminster  
Westminster City Hall  
64 Victoria Street  
SW1  
SW1E 6QP  
Completed: 11:50:00 22/01/2014  
Signed by: Adjeye

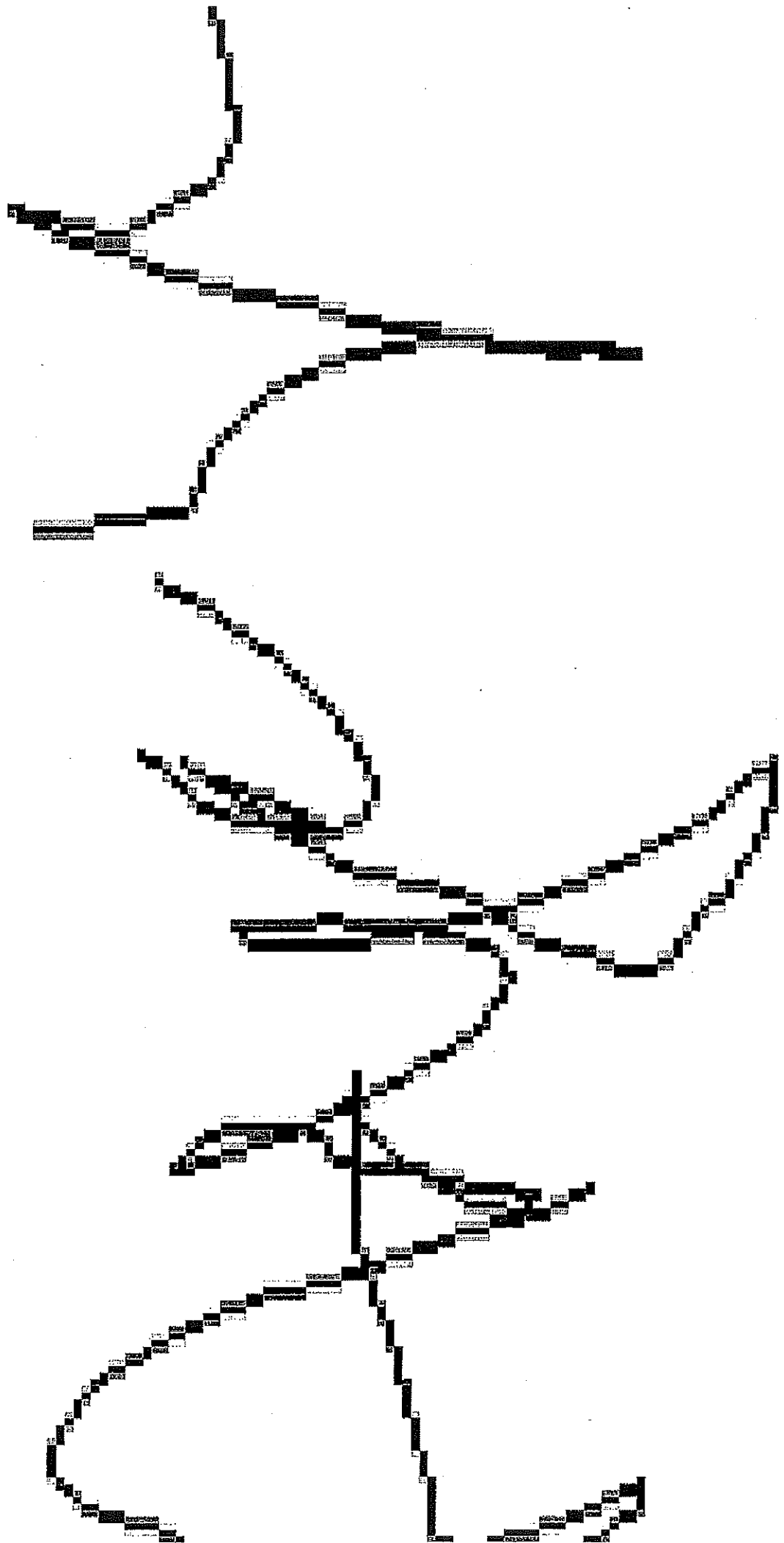
Thankyou for your custom!

Please note that our cut off time for Next Day Services - International and Overnights - is 17:00 in Central London and 12:00 in all other areas.

---

This email has been scanned for all viruses by the MessageLabs SkyScan service.

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**Westminster**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[licensing.vsw1@westminster.gov.uk](mailto:licensing.vsw1@westminster.gov.uk)  
Telephone: 020 7641 8549

\* required information

**Section 1 of 19**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

LJE/DXO

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes

☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

N/A

\* Family name

N/A

\* E-mail

progression@jgrlaw.co.uk

Main telephone number

020 7339 7000

Include country code.

Other telephone number

☐ Indicate here if you would prefer not to be contacted by telephone

Are you:

☒ Applying as a business or organisation, including as a sole trader

☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

\* Is your business registered in the UK with Companies House?

☒ Yes

☐ No

\* Registration number

00047802

\* Business name

The Arts Club (London) Ltd

If your business is registered, use its registered name.

\* VAT number

N/A

Put "none" if you are not registered for VAT.

\* Legal status

Private Limited Company

Continued from previous page...

\* Your position in the business

Home country

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

**Section 2 of 19**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address    ☐ OS map reference    ☐ Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

**Section 3 of 19****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company
- ☐ A partnership
- ☐ An unincorporated association
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales
- ☐ Other (for example a statutory corporation)

**Confirm The Following**

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

**Section 4 of 19****NON INDIVIDUAL APPLICANTS**

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

**Non Individual Applicant's Name**

Name

The Arts Club (London) Limited

**Details**

Registered number (where applicable)

00047802

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Private Limited Company

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

[Add another applicant](#)

**Section 5 of 19**

**OPERATING SCHEDULE**

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

Members club founded in 1863 for those connected with the arts, literature and science, comprising garden, basement, ground, mezzanine, first, third, fourth and fifth floors.

If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of a play take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not  
exclusively) whether or not music will be amplified or unamplified.

Plays as authorised by current licence (12/11096/LIPN)

Continued from previous page...

State any seasonal variations for performing plays

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

**Section 7 of 19**

**PROVISION OF FILMS**

Will you be providing films?

☒ Yes

☐ No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Give timings in 24 hour clock.

(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

SATURDAY

Start 00:00

End 00:00

Start

End

SUNDAY

Start 00:00

End 00:00

Start

End

Will the exhibition of films take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Provision of films 24/7 within hotel rooms, all other areas as authorised by current licence and in line with operation of a club for the promotion of the Arts (12/11096/LIPN) which are as follows:

Monday to Saturday 09:00 to 02:00

Sunday 09:00 to 23:00

State any seasonal variations for the exhibition of film

For example (but not exclusively) where the activity will occur on additional days during the summer months.

In line with operation of a club for the promotion of the Arts

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

#### Section 8 of 19

##### PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

☐ Yes ☒ No

#### Section 9 of 19

##### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

#### Section 10 of 19

Continued from previous page...

### PROVISION OF LIVE MUSIC

Will you be providing live music?

☒ Yes

☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not  
exclusively) whether or not music will be amplified or unamplified.

Live music in line with operation of a club for the promotion of The Arts

State any seasonal variations for the performance of live music

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

#### Section 11 of 19

#### PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

☒ Yes

☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

Give timings in 24 hour clock.

(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

SATURDAY

Start 00:00

End 00:00

Start

End

SUNDAY

Start 00:00

End 00:00

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Provision of recording music in line with the operation of a club for the promotion of the arts and unrestricted as per current licence

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start 09:00

End 00:00

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start 00:00

End 02:00

Start 09:00

End 00:00

WEDNESDAY

Start 00:00

End 02:00

Start 09:00

End 00:00

THURSDAY

Start 00:00

End 02:00

Start 09:00

End 00:00

FRIDAY

Start 00:00

End 02:00

Start 09:00

End 00:00

SATURDAY

Start 00:00

End 02:00

Start 09:00

End 00:00

SUNDAY

Start 00:00

End 02:00

Start

End

Will the performance of dance take place indoors or outdoors or both?

☐ Indoors

☐ Outdoors

☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Dance in line with the operation of a club for the promotion of the arts and unrestricted as per current licence

Mon-Sat only

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

Continued from previous page...

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

**Section 13 of 19**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

Will you be providing anything similar to live music, recorded music or performances of dance?

☒ Yes

☐ No

**Standard Days And Timings**

**MONDAY**

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

Start

End

Start

End

**THURSDAY**

Start

End

Start

End

**FRIDAY**

Start

End

Start

End

**SATURDAY**

Start

End

Start

End

**SUNDAY**

Start

End

Start

End

Give a description of the type of entertainment that will be provided

Continued from previous page...

Entertainment of similar description to live music, recorded music or performance of dance in line with the operation of a club for the promotion of The Arts.

Will this entertainment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Entertainment of similar description to live music, recorded music or performance of dance in line with the operation of a club for the promotion of The Arts.

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

#### Section 14 of 19

#### LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.

(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start	00:00	End	02:00
Start	23:00	End	00:00

THURSDAY

Start	00:00	End	02:00
Start	23:00	End	00:00

FRIDAY

Start	00:00	End	02:00
Start	23:00	End	00:00

SATURDAY

Start	00:00	End	02:00
Start	23:00	End	00:00

SUNDAY

Start	00:00	End	02:00
Start		End	

Will the provision of late night refreshment take place indoors or outdoors or both?

☐ Indoors      ☐ Outdoors      ☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Late night refreshment will be provided as per the current premises licence (12/11096/LIPN)

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

**Section 15 of 19**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

☒ Yes

☐ No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Give timings in 24 hour clock.

(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

*Continued from previous page...*

Will the sale of alcohol be for consumption:

- ☐ On the premises      ☐ Off the premises      ☒ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

--

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Sales of alcohol to persons other than hotel guests and their guests shall be in accordance with the provisions of the licence which are:

Monday to Saturday: 10:00 to 03:00

Sunday: 12:00 to 22:30

Sundays before Bank Holidays: 12:00 to 03:00

The hours for licensable activities and opening times shall be extended by one hour on the morning on which British Summertime begins.

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

The hours of sale of alcohol shall be extended until 00:30 on Sunday during the weekend British Summertime begins.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

**Name**

First name

--

Family name

--

Continued from previous page...

**Enter the contact's address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 19**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

**Section 17 of 19**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="00:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

----------------------

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The hotel will be open 24/7 Arts Club member and their guests will only be admitted in accordance with the provisions of the current licence (12/11096/LIPN) which are:

Monday to Sunday 00:00 to 00:00 (Members)  
Monday to Saturday 08:30 to 03:30  
Sunday 08:30 to 00:00

The opening hours opening times may be extended by one hour on the morning on which British Summertime begins.

Continued from previous page...

#### LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Please refer to proposed conditions attached to this application

b) The prevention of crime and disorder

Please refer to proposed conditions attached to this application

c) Public safety

Please refer to proposed conditions attached to this application

d) The prevention of public nuisance

Please refer to proposed conditions attached to this application

e) The protection of children from harm

Please refer to proposed conditions attached to this application

#### Section 19 of 19

#### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

**Continued from previous page...**

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000-14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

\* Fee amount (£)

450.00

**DECLARATION**

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

☒ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

Jeffrey Green Russell Limited

\* Capacity

Solicitors

\* Date

19 / 05 / 2015  
dd mm yyyy

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/westminster/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**OFFICE USE ONLY**Applicant reference number Fee paid Payment provider reference ELMS Payment Reference Payment status Payment authorisation code Payment authorisation date Date and time submitted Approval deadline Error message 

Is Digitally signed

☐

&lt; Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 Next &gt;

**From:** Marcus Lavell  
**Sent:** 10 September 2014 11:03  
**To:** Bamborough, Sharon (sbamborough@westminster.gov.uk)  
**Cc:** Julian Skeens  
**Subject:** Queries on applications.

**Importance:** High

Dear Sharon

I write in relation to 2 matters, both relating to the potential loss in transit of applications.

The first matter I will deal with is that of an application to change the name of the Premises Licence Holder for the Berners Hotel (Premises Licence Number 13/06844/LIPDPS). I have been in correspondence (copies attached) with Amena Darr of your office on this matter and understand that Amena is making enquiries as the whereabouts of the application. JGR's administrative team have produced for me the Track and Trace report for this correspondence detailing its delivery by Special Delivery Guaranteed service on 27/08/2014. Further, JGR's accounts team have confirmed that the cheque enclosed with the application has not been cashed.

The second matter is of potentially greater import. On 22 January 2014, my colleague Sonia Shah sent an application for surrender of the Arts Club Premises Licence (Number 12/07557/LIPDPS) (the Old Licence). The surrender was necessary to allow the provision of Licensable Activity under a new Premises Licence (12/11096/LIPN) (the New Licence) obtained by the Arts Club to accommodate the existing club and a new restaurant on the mezzanine floor. To ensure that there was no interim period in which the Old Licence could be reinstated, preventing use of the New Licence as the relevant condition required that the Old Licence be "incapable of resurrection", the surrender included an application for Transfer under Section 50 of the Licensing Act 2003 and further surrender. The Proof Of Delivery (POD) from JGR's courier company is attached for your consideration.

I have received from JGR's accounts team a note that the cheque enclosed with the second matter has been cancelled due to not being cashed. My investigation of the Licensing Register indicates that both the Old Licence and the New Licence have "current" as their status rather than the Old Licence being surrendered.

Given the above, I should be most grateful if you would please give this matter your urgent attention.

Kind regards,

Marcus Lavell  
Barrister  
for Jeffrey Green Russell Limited

Direct Tel: ++44 - (0)20 7339 7296  
Direct Fax: ++44 - (0)20 7307 0226  
[www.jgrweb.com](http://www.jgrweb.com)

**Luke Elford**

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**From:** Bamborough, Sharon <sbamborough@westminster.gov.uk>  
**Sent:** 06 October 2014 18:00  
**To:** Marcus Lavell  
**Subject:** RE: Queries on applications

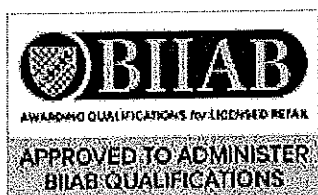
Not yet, but it's on my (very long) list of things to do. There are times I wish I could clone myself. ☺

**Sharon Bamborough**  
Assistant Service Manager

**Environmental Health Consultation and Licensing  
Premises Management**  
Westminster City Council  
4th Floor South  
City Hall  
64 Victoria Street  
London SW1E 6QP

Tel: 0207 641 7824  
direct email: [sbamborough@westminster.gov.uk](mailto:sbamborough@westminster.gov.uk)  
team email: [premiseslicensing@westminster.gov.uk](mailto:premiseslicensing@westminster.gov.uk)

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



USE PUBLIC ACCESS FOR  
INFORMATION ON APPLICATIONS,  
TO CHECK THEIR PROGRESS OR STATUS

PUBLIC  ACCESS

Register to receive email alerts on properties or  
streets you are interested in?

---

**From:** Marcus Lavell [<mailto:mcl@jgrlaw.co.uk>]  
**Sent:** 06 October 2014 17:56  
**To:** Bamborough, Sharon  
**Subject:** Queries on applications  
**Importance:** High

Dear Sharon

Have you been able to investigate the 2 matters detailed in my previous email (attached for convenience)?

Kind regards,

Marcus Lavell  
Barrister  
for Jeffrey Green Russell Limited

Direct Tel: ++44 - (0)20 7339 7296  
Direct Fax: ++44 - (0)20 7307 0226  
[www.igrweb.com](http://www.igrweb.com)



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\*\*\*\*\*  
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\*\*\*\*\*  
Westminster City Council: [www.westminster.gov.uk](http://www.westminster.gov.uk)

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