



City of Westminster

# Licensing Sub-Committee Report

Item No:	
Date:	22 October 2015
Licensing Ref No:	15/06429/LIPV - Premises Licence Variation
Title of Report:	Ruby Blue Ground Floor Queens House 1 Leicester Place
Report of:	Director of Public Protection and Licensing
Wards involved:	St James's
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Mrs Sumeet Anand-Patel Senior Licensing Officer
Contact details	Telephone: 020 7641 2737 Email: sanandpatel@westminster.gov.uk

## 1. Application

1-A Applicant and premises			
<b>Application Type:</b>	Variation of a Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	3 August 2015		
<b>Applicant:</b>	A3D2 Limited		
<b>Premises:</b>	Ruby Blue		
<b>Premises address:</b>	Ground Floor	<b>Ward:</b>	St James's
	Queens House 1 Leicester Place London	<b>Stress Area:</b>	West End
<b>Premises description:</b>			
<b>Variation description:</b>	<p>To seek approval of proposed alterations which comprise of the following:</p> <p>First floor</p> <ol style="list-style-type: none"> <li>1. Remove front desk and improve cloakroom and storage.</li> <li>2. Widen steps adjacent to booth seating areas.</li> <li>3. Remove small bar and upgrade of fixed and loose seating.</li> </ol> <p>Second Floor</p> <ol style="list-style-type: none"> <li>1. Removal of private dining area and flanking walls.</li> <li>2. Removal of existing bar to be replaced with new servery adjacent to restaurant.</li> <li>3. Relocation of small bar servery.</li> <li>4. Install new credenza bar in small room.</li> <li>5. New link corridor to toilet facilities.</li> <li>6. Upgrade of fixed and loose seating.</li> </ol> <p>To remove condition 20 of Annex 2 of the premises licence which reads: In the area hatched black and marked Restaurant on the deposited plan, intoxicating liquor shall not be sold or supplied in that area otherwise than to persons taking table meals and for consumption by such a person as an ancillary to his meal.</p> <p>To remove condition 33 of Annex 2 of the premises licence which reads : Only non glass bottles or plastic glasses shall be allowed on the balcony at any time.</p> <p>To remove condition 37 of Annex 2 of the premises licence which reads: The balcony shall not be used until it has been assessed as satisfactory by the Environmental Health Consultation Team and the LFEPA.</p> <p>To amend condition 40 of Annex 2 which reads: Champagne or sprit bottles with a minimum size of 70cl shall be supplied by the waiter/waitress to tables. Staff shall clear all empty champagne, wine and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles</p>		

	<i>to read: Sprit bottles with a minimum size of 70cl shall be supplied by the waiter/waitress to tables. Staff shall clear all empty champagne, wine and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles.</i>
<b>Premises licence history:</b>	This premises is currently licensed under the Licensing Act 2003; reference 13/0770/LIPDPS. Please refer to Appendix 2 for a full licence history.
<b>Applicant submissions:</b>	None.

**1-B There are no changes to the existing licensable activities. Please refer to Appendix 4 for a copy of their existing premises licence.**

**1-C Layout alteration**

**First floor**

1. Remove front desk and improve cloakroom and storage.
2. Widen steps adjacent to booth seating areas.
3. Remove small bar and upgrade of fixed and loose seating.

**Second Floor**

1. Removal of private dining area and flanking walls.
2. Removal of existing bar to be replaced with new servery adjacent to restaurant.
3. Relocation of small bar servery.
4. Install new credenza bar in small room.
5. New link corridor to toilet facilities.
6. Upgrade of fixed and loose seating.

**Please refer to Appendix 1 for the proposed plans.**

**1-D Conditions being varied, added or removed**

<b>Condition</b>	<b>Proposed variation</b>
<p><b>To remove condition 20:</b></p> <p>In the area hatched black and marked Restaurant on the deposited plan, intoxicating liquor shall not be sold or supplied in that area otherwise than to persons taking table meals and for consumption by such a person as an ancillary to his meal.</p>	<p><b>No variation proposed</b></p> <p>In the area hatched black and marked Restaurant on the deposited plan, intoxicating liquor shall not be sold or supplied in that area otherwise than to persons taking table meals and for consumption by such a person as an ancillary to his meal <b>except for when the area is pre-booked as a private function on no more than 15 times a year with prior notice to be given to the Responsible Authorities.</b></p>
<p><b>To remove condition 33:</b></p> <p>Only non glass bottles or plastic glasses shall be allowed on the balcony at any time.</p>	<p><b>THIS REQUEST HAS NOW BEEN WITHDRAWN FOLLOWING CONVERSATION WITH THE POLICE</b></p>

<b>To remove condition 37:</b>		<b>No variation proposed</b>	
The balcony shall not be used until it has been assessed as satisfactory by the Environmental Health Consultation Team and the LFEPA.		<b>THE EH OFFICER WILL INSPECT THE PREMISES UPON DETERMINATION OF THIS APPLICATION</b>	
<b>To vary condition 40:</b>		<b>To read:</b>	
Champagne or sprit bottles with a minimum size of 70cl shall be supplied by the waiter/waitress to tables. Staff shall clear all empty champagne, wine and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles		Sprit bottles with a minimum size of 70cl shall be supplied by the waiter/waitress to tables. Staff shall clear all empty champagne, wine and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles.	
<b>Adult entertainment:</b>	<b>Current position:</b>	<b>Proposed position:</b>	
	N/A	N/A	

## 2. Representations

2-A Responsible Authorities	
<b>Responsible Authority:</b>	Environmental Health
<b>Representative:</b>	Sally Thomas
<b>Received:</b>	25 <sup>th</sup> August 2015
<p>I refer to the application for variation of a Premises Licence (13/07706/LIPDPS), issued under the Licensing Act 2003.</p> <p><b>The premises are situated in the West End Stress Area as stated in City of Westminster's Statement of Licensing Policy.</b></p> <p>Layout plans have been submitted, showing the existing and proposed layout of the first and second floors, drawing number 5121-15.100 rev A dated June 2015.</p> <p>This representation is based on the Operating Schedule and plan submitted.</p> <p>The applicant is seeking the following in the first and second floors:</p> <ol style="list-style-type: none"> <li>To alter the layout in accordance with the plan submitted. These works include the following: <ul style="list-style-type: none"> <li>First floor <ol style="list-style-type: none"> <li>Remove front desk and improve cloakroom and storage.</li> <li>Widen steps adjacent to booth seating areas.</li> <li>Remove small bar and upgrade of fixed and loose seating.</li> </ol> </li> <li>Second Floor <ol style="list-style-type: none"> <li>Removal of private dining area and flanking walls.</li> <li>Removal of existing bar to be replaced with new servery adjacent to restaurant.</li> <li>Relocation of small bar servery.</li> <li>Install new credenza bar in small room.</li> <li>New link corridor to toilet facilities.</li> </ol> </li> </ul> </li> </ol>	

6. Upgrade of fixed loose seating.

2. To remove condition 20: *'In the area hatched black marked Restaurant on the deposited plan, intoxicating liquor shall not be sold or supplied in that area otherwise than to persons taking table meals and for consumption by such a person as ancillary to the his meal.'*
3. To remove condition 33: *'Only non glass bottles or plastic glasses shall be allowed on the balcony at any time.'*
4. To remove condition 37: *'The balcony shall not be used until it has been assessed as satisfactory by the Environmental Health Consultation Team and the LFEPA.'*
5. To amend condition 40 from *'Champagne or spirit bottles with a minimum size of 70cl shall be supplied by the waiter/waitress to tables. Staff shall clear all empty champagne, wine and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles'* to *'Spirit bottles with a minimum size of 70cl shall be supplied by the waiter/waitress to tables. Staff shall clear all empty champagne, wine and spirit bottle promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles.'*

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

1. The change of layout of the first and second floor may impact on Public Safety and may have an increase in Public Nuisance in the stress area.
2. The removal condition 20 may have an increase in Public Nuisance in the stress area.
3. The removal of condition 33 may have an increase in Public Nuisance in the stress area and may impact on Public Safety.
4. The removal of condition 37 may impact on Public Safety.
5. The amendment of condition 40 may have an increase in Public Nuisance in the stress area and may impact on Public Safety.

The applicant has not provided any additional information or further conditions.

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

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

Sally Thomas

<b>Responsible Authority:</b>	Metropolitan Police
<b>Representative:</b>	PC Chris Marriott
<b>Received:</b>	13 <sup>th</sup> August 2015

Dear Sir/Madam,

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a responsible authority have representations to this application. It is our belief that if granted the application would undermine the Licensing Objectives.

The venue is situated within the West End stress area where this is traditionally high crime and disorder. There are concerns that this application will cause further policing problems in an already demanding area and add to the cumulative impact.

Police would like to arrange a site visit in order for the application to be discussed and the licensing objectives demonstrated. Could this please be facilitated?  
Should you wish to discuss the matter further please contact me on **0207 641 3179** or via email [cmarriott2@westminster.gov.uk](mailto:cmarriott2@westminster.gov.uk)

Yours sincerely  
Chris Marriott.

### 3. Policy & Guidance

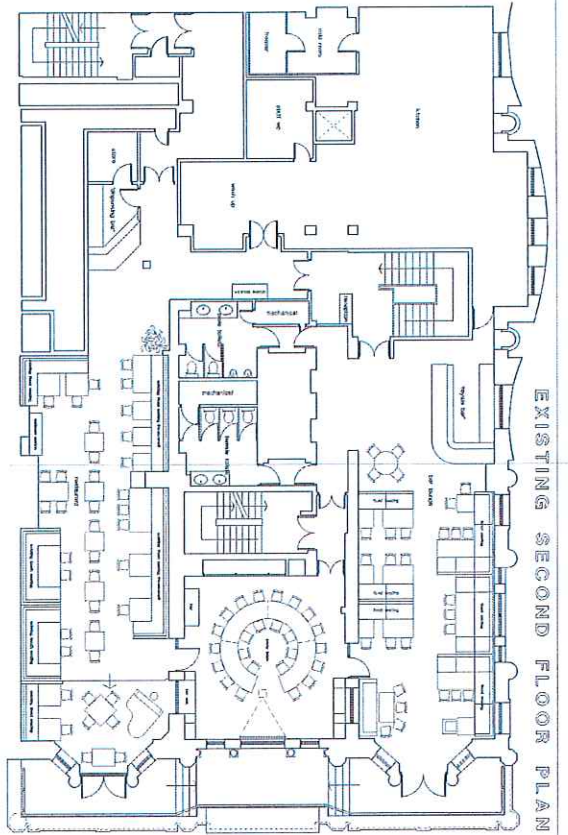
The following policies within the City Of Westminster Statement of Licensing Policy apply:	
Policy STR1 applies	<p>(i) It is the Licensing Authority's policy to refuse applications in the Stress Areas for: pubs and bars; fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.</p> <p>(ii) Applications for other licensable activities in the Stress Areas will be subject to other policies and must demonstrate that they will not add to cumulative impact in the Stress Areas.</p> <p>Policy MD2 applies: It is the Licensing Authority's policy to refuse applications in the Stress Areas, other than applications to vary hours within the Core Hours, under Policy HRS1.</p>
Policy PB2 applies:	It is the Licensing Authority's policy to refuse applications in the Stress Areas other than applications to vary hours within the Core Hours under Policy HRS1.
Policy MD2 applies:	It is the Licensing Authority's policy to refuse applications in the Stress Areas, other than applications to vary hours within the Core Hours, under Policy HRS1.

### 4. Appendices

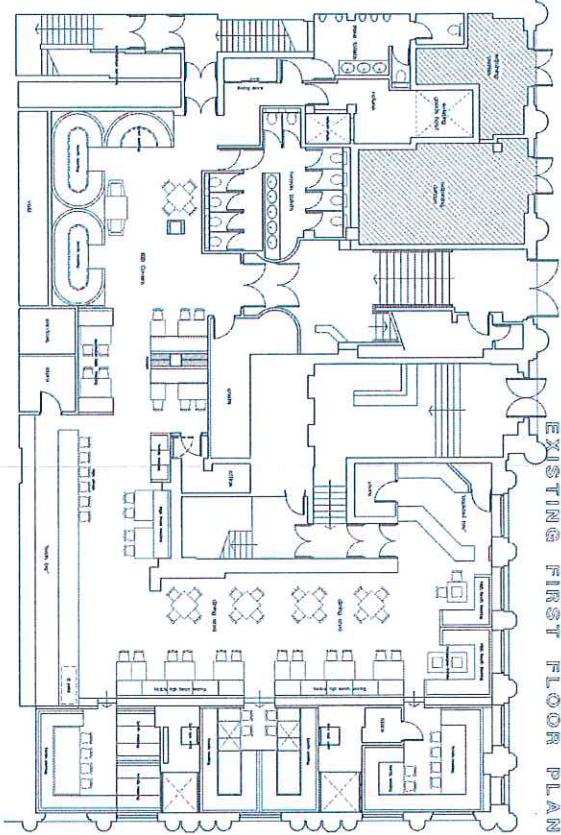
<b>Appendix 1</b>	Proposed Premises plans
<b>Appendix 2</b>	Premises history and existing licence
<b>Appendix 3</b>	Proposed conditions
<b>Appendix 4</b>	Residential map and list of premises in the vicinity
<b>Appendix 5</b>	Premises photos

<b>Report author:</b>	Mrs Sumeet Anand-Patel Senior Licensing Officer
<b>Contact:</b>	Telephone: 020 7641 2737 Email: <a href="mailto:sanandpatel@westminster.gov.uk">sanandpatel@westminster.gov.uk</a>

# APPENDIX 1



EXISTING SECOND FLOOR PLAN

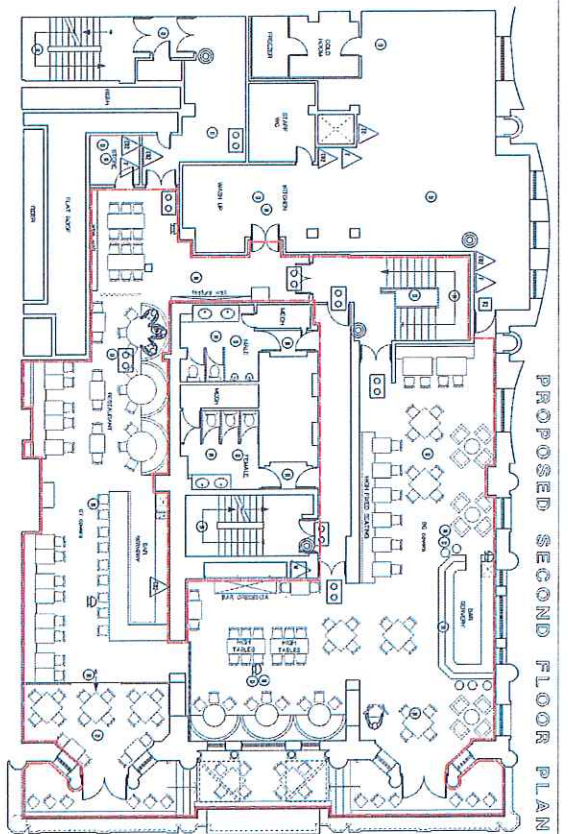


EXISTING FIRST FLOOR PLAN

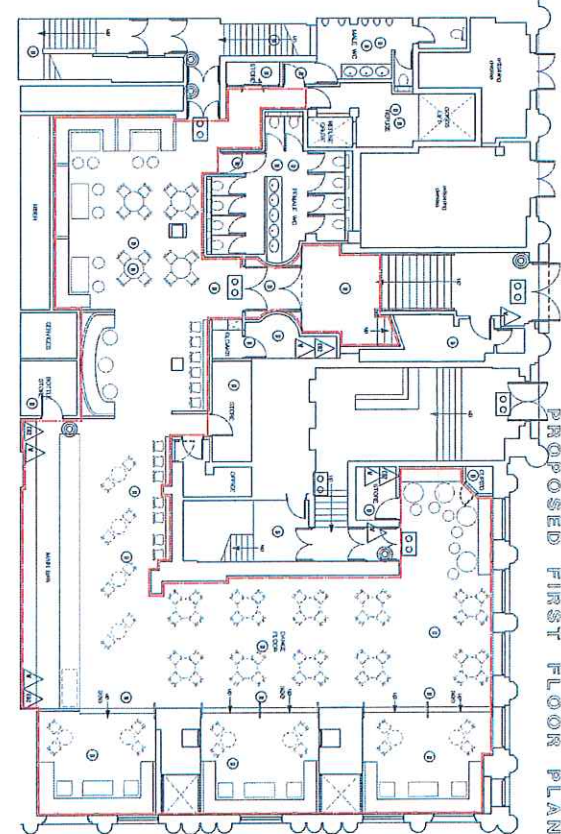
**FIRE EXIT SYMBOLS**

(Symbol: Triangle with 'A')	Exit door to staircase
(Symbol: Triangle with 'B')	Exit door from staircase
(Symbol: Triangle with 'C')	Exit door from lift/shaft
(Symbol: Triangle with 'D')	Exit door from lift/shaft
(Symbol: Triangle with 'E')	Exit door from lift/shaft
(Symbol: Triangle with 'F')	Exit door from lift/shaft
(Symbol: Triangle with 'G')	Exit door from lift/shaft
(Symbol: Triangle with 'H')	Exit door from lift/shaft
(Symbol: Triangle with 'I')	Exit door from lift/shaft
(Symbol: Triangle with 'J')	Exit door from lift/shaft
(Symbol: Triangle with 'K')	Exit door from lift/shaft
(Symbol: Triangle with 'L')	Exit door from lift/shaft
(Symbol: Triangle with 'M')	Exit door from lift/shaft
(Symbol: Triangle with 'N')	Exit door from lift/shaft
(Symbol: Triangle with 'O')	Exit door from lift/shaft
(Symbol: Triangle with 'P')	Exit door from lift/shaft
(Symbol: Triangle with 'Q')	Exit door from lift/shaft
(Symbol: Triangle with 'R')	Exit door from lift/shaft
(Symbol: Triangle with 'S')	Exit door from lift/shaft
(Symbol: Triangle with 'T')	Exit door from lift/shaft
(Symbol: Triangle with 'U')	Exit door from lift/shaft
(Symbol: Triangle with 'V')	Exit door from lift/shaft
(Symbol: Triangle with 'W')	Exit door from lift/shaft
(Symbol: Triangle with 'X')	Exit door from lift/shaft
(Symbol: Triangle with 'Y')	Exit door from lift/shaft
(Symbol: Triangle with 'Z')	Exit door from lift/shaft

**Notes:**  
 1. All fire exits are to be marked with a fire exit sign.  
 2. All fire exits are to be kept clear at all times.  
 3. All fire exits are to be kept clear at all times.  
 4. All fire exits are to be kept clear at all times.  
 5. All fire exits are to be kept clear at all times.



PROPOSED SECOND FLOOR PLAN

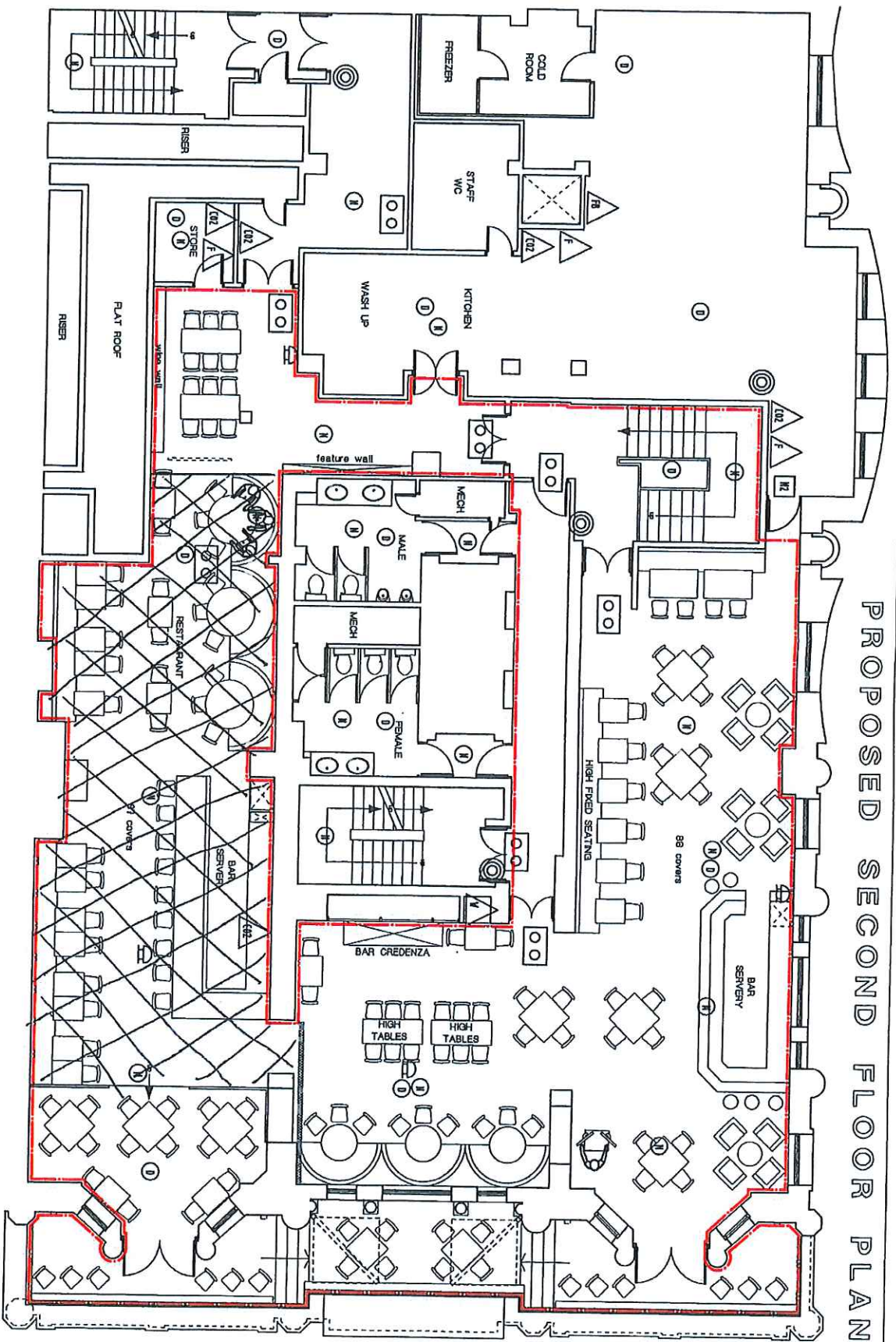


PROPOSED FIRST FLOOR PLAN

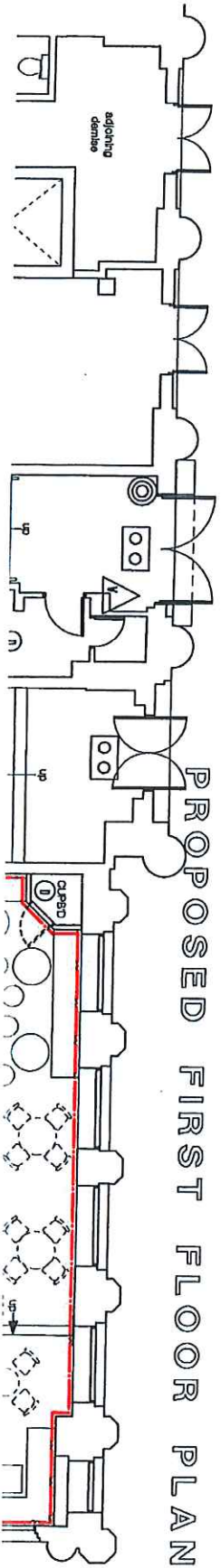
REV	DESCRIPTION	DATE	PROJECT	CLIENT	DATE	DRAWING NO.	REVISION	INFORMATION
1	REVISIONS TO SECOND FLOOR TO ACCORDANCE WITH FIRE EXITS		RUBY BLUE	EXISTING AND PROPOSED FF & SF LAYOUT LICENSING	JUNE 19	5121-151-00	A	CONTRACT
				NOVUS LICENSURE				
				SCALE: 1:100				
				DATE: JUNE 19				
				DRAWING NO.: 5121-151-00				
				REVISION: A				

**DAKOTA HOUSE OF DESIGN**  
 1 DINDALE PLACE  
 SANDYFORD NEWCASTLE UPON TYNE NE2 1DD  
 UNITED KINGDOM  
 T: +44 (0) 191 261 0261  
 WWW.DAKOTAHOUSEDESIGN.COM

B O L S	Fire Extinguisher
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	Yukster
	Wahr
	Iga
	Wied
	Technik
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PROPOSED SECOND FLOOR PLAN



PROPOSED FIRST FLOOR PLAN



## Licence &amp; Appeal History

Application	Details of Application	Date Determined	Decision
Conversion Variation <b>05/02173/LIPCV</b>	Application to convert and vary the Justices Licence and PEL	12.05.2005	Granted by Licensing Sub-Committee
Variation <b>06/01505/LIPV</b>	Application to vary the plans to incorporate the external balcony on second floor into the licence	15.06.2006	Granted by Licensing Sub-Committee
Variation <b>08/04159/LIPV</b>	Application to vary the layout	22.07.2008	Granted under delegated authority
Variation <b>10/08006/LIPV</b>	Application to vary the layout	16.11.2010	Granted under delegated authority
Minor Variation <b>13/03901/LIPVM</b>	Application to revert back to plans from 2008	18.06.2013	Granted under delegated authority
Minor Variation <b>13/05208/LIPVM</b>	Application to add two CCTV conditions and the current condition 40 on the licence (which is being varied in the current variation application)	30.07.2013	Granted under delegated authority
DPS Variation <b>13/07700/LIPDPS</b>	Application to vary the designated premises supervisor	19.11.2013	Granted under delegated authority
DPS Variation <b>15/05051/LIPDPS</b>	Application to vary the designated premises supervisor	25.09.2015	Granted under delegated authority  Note: this licence has not yet been issued. The licence will be issued following determination of the current variation.
Variation <b>15/06429/LIPV</b>	Current Application	Pending	

There is no appeal history



Schedule 12  
Part A

WARD: St James's  
UPRN: 010033554457

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

**Premises licence**

Regulation 33, 34

<b>Premises licence number:</b>	13/07700/LIPDPS
<b>Original Reference:</b>	05/02173/LIPCV

**Part 1 – Premises details**

**Postal address of premises:**

Ruby Blue  
Ground Floor  
Queens House  
1 Leicester Place  
London  
WC2H 7BP

**Telephone Number:** 020 7287 8050

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

Not applicable

**Licensable activities authorised by the licence:**

Performance of Dance  
Provision of facilities for Dancing  
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  
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 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

**Provision of facilities for Dancing**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

**Provision of facilities for making Music**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

**Performance of Live Music**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

**Playing of Recorded Music**

Unrestricted

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

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

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

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

**Late Night Refreshment**

Monday to Saturday: 23:00 to 03:00  
Non-standard Timings: See conditions 45 and 46

**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  
Non-standard Timings: See conditions 45 and 46

*For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1 & 3*

**The opening hours of the premises:**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00

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

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

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

A3D2 Limited  
Clareville House  
26-27 Oxendon Street  
London  
SW1Y 4EL  
Business Phone Number : 0207 968 2400

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

3506401

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

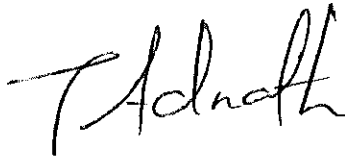
**Name:** Mr John Short

*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:** HDC504  
**Licensing Authority:** Hambleton District Council

**Date:** \_\_\_\_\_ 19<sup>th</sup> November 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. 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 reproducing the effect of conditions subject to which the relevant existing licences have effect**

**Conditions for Regulated Entertainment**

10. This licence is subject to all the former Rules of Management for Places of Public Entertainment licensed by Westminster City Council, in force from 4 September 1998 and incorporating amendments agreed by the Council on 25 October 1999, 30 June 2000, 16 January 2001 and 1 October 2001.
11. On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
12. Notwithstanding the provisions of Rule of Management No. 6 the premises may remain open for the purposes of this licence from 23:00 on each of the days Monday to Saturday to 03:00 on the day following.
13. An attendant (receptionist) shall be on duty within the vicinity of the cloakroom whilst it is in use.

14. Refuse shall continue to be placed towards the lower end of the street away from the Notre Dame de France Church.
15. The use granted under this licence shall remain ancillary to the main use of the premises as a restaurant and bar.
16. Neither of the internal lobby doors to the ground floor (mezzanine) shall be fixed open after 23:00.
17. No windows shall be fixed open after 23:00.
18. All speakers within the lobby shall be shut off after 23:00.
19. The number of persons accommodated (excluding staff) at the premise shall not exceed: Ground Floor (Mezzanine) - 385, First Floor - 285.

**Conditions related to the sale of alcohol**

20. In the area hatched black and marked Restaurant on the deposited plan, intoxicating liquor shall not be sold or supplied in that area otherwise than to persons taking table meals and for consumption by such a person as an ancillary to his meal.
21. Substantial food and suitable beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
22. On any evening where the premises or part of the premises are open for the purpose of music and dancing, intoxicating liquor shall not be sold or supplied after 23:00 to persons entering the premises or that part of the premises except to:
  - (a) persons who have paid or have paid on their behalf a minimum admission fee of £3 Monday to Thursday and £5 on Friday and Saturday, which may be credited against a substantial table meal but not intoxicating liquor; or
  - (b) artistes or persons employed at the premises;
  - (c) persons attending a private function at the premises of which 24 hours notice has been given to the police and a list of guests shall be kept for inspection by appropriate authorities;
  - (d) guests of the proprietor, a list of whom shall be kept for inspection by the appropriate authorities.
23. No striptease, no nudity and all persons on the premises to be decently attired.
24. There shall be no payment made by or on behalf of the licensees to any person for bringing customers to the premises.
25. There shall be no gaming on the premises, other than machines authorised by Part III of the Gaming Act 1968 or by the Licensing Justices in accordance with Section 6 of the Gaming Act 1968.
26. The maximum number of persons, including staff, to be present in the licensed premises shall not exceed the number specified from time to time by the proper officer of the London Fire and Civil Defence Authority. The number is currently unspecified.

**Conditions which reproduce the effect of any restriction imposed on the use of the premises by specified enactments**

**Conditions related to the Sale of Alcohol**

Monday to Saturday

27. (a) Subject to the following paragraphs, the permitted hours on weekdays shall commence at 10:00 (12:00 on Christmas Day and Good Friday) and extend until 03:00 on the morning following, except that -
- (i) the permitted hours shall end at 00:00 midnight on any day on which music and dancing is not provided after midnight; and
  - (ii) on any day that music and dancing end between 00:00 midnight and 03:00, the permitted hours shall end when the music and dancing end;
- (b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect-
- (i) with the substitution of references to 04:00 for references to 03:00.
- (c) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
- (d) The permitted hours on New Year's Eve will extend to the start of permitted hours on the following day, or if there are no permitted hours on 1 January, to 00:00 on New Year's Eve.

NOTE - The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (f) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of her Majesty's naval, military or air forces;
- (g) the taking of alcohol from the premises by a person residing there;
- (h) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (i) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.



In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

#### Sunday

- (a) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30
- (b) On Christmas Day, 12:00 to 15:00. and 19:00 to 22:30
- (c) On New Year's Eve on a Sunday, 12:00 to 22:30
- (d) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

28. No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:
- (a) He is the child of the holder of the premises licence.
  - (b) He resides in the premises, but is not employed there.

- (c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
- (d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

- 29. If any entertainment is provided for children or if an entertainment is provided at which the majority of persons attending are children, then, if the number of children attending the entertainment exceeds 100, it shall be the duty of the holder of the premises licence (or the holder of the club premises certificate):
  - (a) to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate,
  - (b) to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and
  - (c) to take all other reasonable precautions for the safety of the children.
- 30. The terminal hour for Late Night Refreshment on New Years Eve is extended to 05:00 on New Years Day.

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

31. CCTV shall be installed to cover the balcony area.
32. Any person under 18 years of age shall be accompanied by an adult at all times.
33. Only non glass bottles or plastic glasses shall be allowed on the balcony at any time.
34. A member of staff shall be present at all times whilst the balcony is in use.
35. No regulated entertainment shall be permitted on the balcony.
36. The Capacity on the balcony shall not exceed 26 seated OR 40 standing at any one time.
37. The balcony shall not be used until it has been assessed as satisfactory by the Environmental Health Consultation Team and the LFEPA.
38. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
39. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
40. Champagne or spirit bottles with a minimum size of 70cl shall be supplied by the waiter/waitress to tables. Staff shall clear all empty champagne, wine and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles.

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

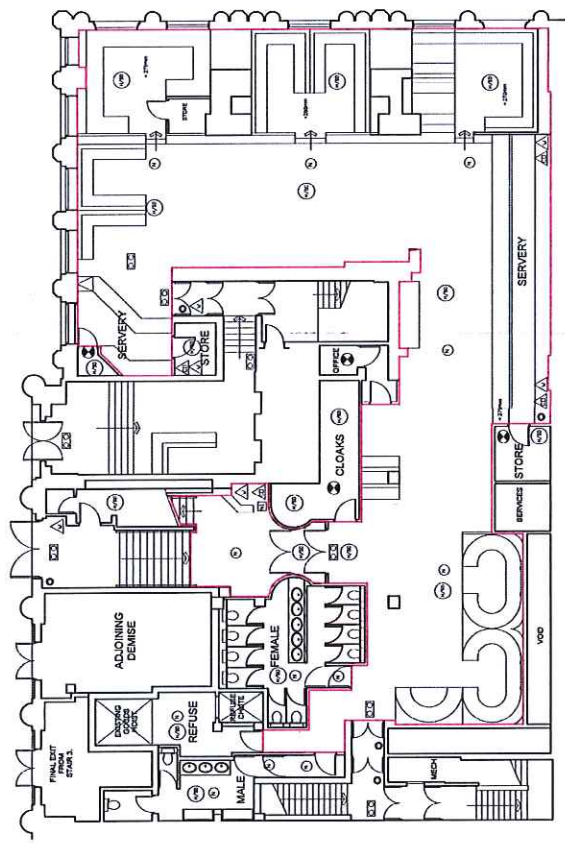
41. When a customer chooses to pay by credit card, he/she will be presented with an itemised bill upon final payment, showing details of all food and drinks purchased
42. A sound limiting device shall be located in a separate and remote lockable cabinet from the volume control must be fitted to the musical 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. The operational panel of the noise limiter shall then be secured to the satisfaction of officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the applicant only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Service.
43. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Services.
44. Any additional sound generating equipment shall not be used on the premises without being routed through the sound limiter device.
45. PROVIDED THAT in any calendar year, there have been no applications for a Temporary Event Notice, on no more than 15 occasions in that calendar year, the terminal hour on Sundays to be 03:00 hours for the purposes of private pre-booked functions to which the general public are not admitted, following 10 working days notice to the Police and the Licensing Authority and subject to the written consent of the Police.
46. AND where this condition applies for less than a whole calendar year, the maximum number of such functions allowed in that calendar year shall be calculated pro rata.

## **Annex 4 – Plans**

Attached

# LICENSED AREA

- KEY TO FIRE SAFETY EQUIPMENT**  
exact locations to be agreed on site
- ① Fire blanket
  - ② Automatic Heat / Smoke detector
  - ③ Emergency lighting point
  - ④ Illuminated exit sign (directional as required)
  - ⑤ Fire extinguisher - dry powder
  - ⑥ Fire extinguisher - carbon dioxide
  - ⑦ Fire extinguisher - water
  - ⑧ Fire extinguisher - foam
  - ⑨ Fire alarm call point
  - ⑩ Audible warning device
  - ⑪ Staff Visible Fire Alarm Warning
  - ⑫ Surface voice evacuation speaker
  - ⑬ Xenon Beacon
  - ⑭ General Fire Notice
  - ⑮ Staff Fire Notice



**Link**  
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**Novus Leisure**

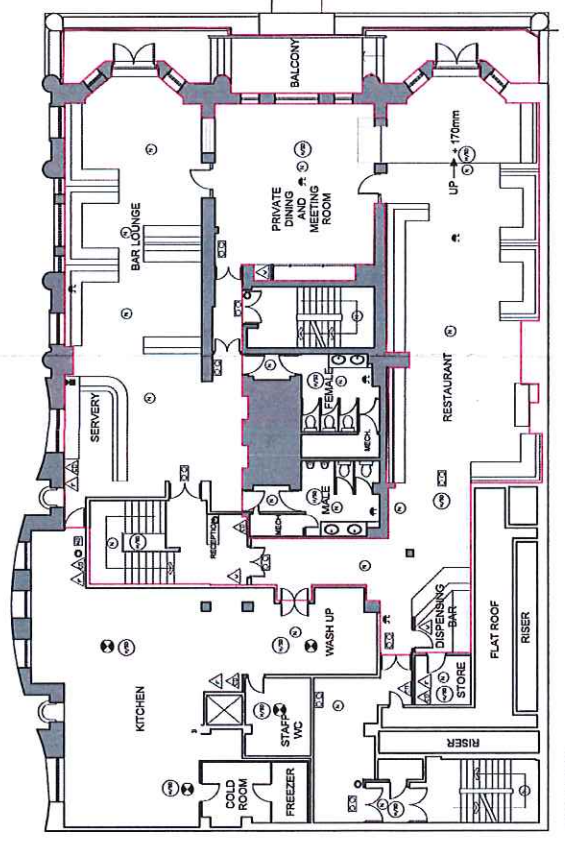
**RUBY BLUE**

Drawn by: **EXISTING LICENSING PLANS**

Scale: **SEPT 10 1:100 KAU**

Project No: **888** Drawing No: **02**

This drawing is the property of Link Design Consultants Ltd. It is to be used for the project and location specified. It is not to be used for any other project or location without the written consent of Link Design Consultants Ltd. It is to be used in accordance with the terms and conditions of the contract between Link Design Consultants Ltd and the client.





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

Schedule 12  
Part B

WARD: St James's  
UPRN: 010033554457

Premises licence  
summary

Regulation 33, 34

Premises licence number:

13/07700/LIPDPS

**Part 1 – Premises details**

**Postal address of premises:**

Ruby Blue  
Ground Floor  
Queens House  
1 Leicester Place  
London  
WC2H 7BP

**Telephone Number:** 020 7287 8050

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

Not applicable

**Licensable activities authorised by the licence:**

Performance of Dance  
Provision of facilities for Dancing  
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  
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 03:00
Sunday:	09:00 to 23:00
Non-standard Timings:	See conditions 45 and 46

**Provision of facilities for Dancing**

Monday to Saturday:	09:00 to 03:00
Sunday:	09:00 to 23:00
Non-standard Timings:	See conditions 45 and 46

**Provision of facilities for making Music**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

**Performance of Live Music**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

**Playing of Recorded Music**

Unrestricted

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

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

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

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00  
Non-standard Timings: See conditions 45 and 46

**Late Night Refreshment**

Monday to Saturday: 23:00 to 03:00  
Non-standard Timings: See conditions 45 and 46

**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  
Non-standard Timings: See conditions 45 and 46

*For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1 & 3*

**The opening hours of the premises:**

Monday to Saturday: 09:00 to 03:00  
Sunday: 09:00 to 23:00

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

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

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

A3D2 Limited  
Clareville House  
26-27 Oxendon Street  
London  
SW1Y 4EL



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

3506401

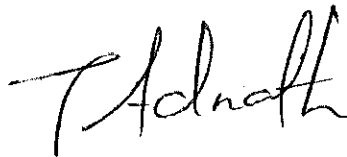
Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:

Name: Mr John Short

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

Restricted

Date: \_\_\_\_\_ 19<sup>th</sup> November 2013 \_\_\_\_\_



Signed: pp

Operational Director - Premises Management

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

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

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

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

**Conditions: On Current Licence -**

**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. 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 reproducing the effect of conditions subject to which the relevant existing licences have effect**

**Conditions for Regulated Entertainment**

10. This licence is subject to all the former Rules of Management for Places of Public Entertainment licensed by Westminster City Council, in force from 4 September 1998 and incorporating amendments agreed by the Council on 25 October 1999, 30 June 2000, 16 January 2001 and 1 October 2001.
11. On New Year's Eve the premises can remain open for the purpose of providing regulated entertainment from the time when the provision of regulated entertainment must otherwise cease on New Year's Eve to the time when regulated entertainment can commence on New Year's Day (or until midnight on New Year's Eve where no regulated entertainment takes place on New Year's Day).
12. Notwithstanding the provisions of Rule of Management No. 6 the premises may remain open for the purposes of this licence from 23:00 on each of the days Monday to Saturday to 03:00 on the day following.
13. An attendant (receptionist) shall be on duty within the vicinity of the cloakroom whilst it is in use.
14. Refuse shall continue to be placed towards the lower end of the street away from the Notre Dame de France Church.
15. The use granted under this licence shall remain ancillary to the main use of the premises as a restaurant and bar.
16. Neither of the internal lobby doors to the ground floor (mezzanine) shall be fixed open after 23:00.
17. No windows shall be fixed open after 23:00.
18. All speakers within the lobby shall be shut off after 23:00.
19. The number of persons accommodated (excluding staff) at the premise shall not exceed: Ground Floor (Mezzanine) - 385, First Floor - 285.

**Conditions related to the sale of alcohol**

20. In the area hatched black and marked Restaurant on the deposited plan, intoxicating liquor shall not be sold or supplied in that area otherwise than to persons taking table meals and for consumption by such a person as an ancillary to his meal.

***Note: the applicant has applied to have the above condition removed.***

21. Substantial food and suitable beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.

22. On any evening where the premises or part of the premises are open for the purpose of music and dancing, intoxicating liquor shall not be sold or supplied after 23:00 to persons entering the premises or that part of the premises except to:
- (a) persons who have paid or have paid on their behalf a minimum admission fee of £3 Monday to Thursday and £5 on Friday and Saturday, which may be credited against a substantial table meal but not intoxicating liquor; or
  - (b) artistes or persons employed at the premises;
  - (c) persons attending a private function at the premises of which 24 hours notice has been given to the police and a list of guests shall be kept for inspection by appropriate authorities;
  - (d) guests of the proprietor, a list of whom shall be kept for inspection by the appropriate authorities.
23. No striptease, no nudity and all persons on the premises to be decently attired.
24. There shall be no payment made by or on behalf of the licensees to any person for bringing customers to the premises.
25. There shall be no gaming on the premises, other than machines authorised by Part III of the Gaming Act 1968 or by the Licensing Justices in accordance with Section 6 of the Gaming Act 1968.
26. The maximum number of persons, including staff, to be present in the licensed premises shall not exceed the number specified from time to time by the proper officer of the London Fire and Civil Defence Authority. The number is currently unspecified.

**Conditions which reproduce the effect of any restriction imposed on the use of the premises by specified enactments**

**Conditions related to the Sale of Alcohol**

Monday to Saturday

27. (a) Subject to the following paragraphs, the permitted hours on weekdays shall commence at 10:00 (12:00 on Christmas Day and Good Friday) and extend until 03:00 on the morning following, except that -
- (i) the permitted hours shall end at 00:00 midnight on any day on which music and dancing is not provided after midnight; and
  - (ii) on any day that music and dancing end between 00:00 midnight and 03:00, the permitted hours shall end when the music and dancing end;
- (b) In relation to the morning on which summer time begins, paragraph (a) of this condition shall have effect-
- (i) with the substitution of references to 04:00 for references to 03:00.
- (c) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
- (d) The permitted hours on New Year's Eve will extend to the start of permitted hours on the following day, or if there are no permitted hours on 1 January, to 00:00 on New Year's Eve.

NOTE - The above restrictions do not prohibit:

- (a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (f) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of her Majesty's naval, military or air forces;
- (g) the taking of alcohol from the premises by a person residing there;
- (h) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (i) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

#### Sunday

- (a) On Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30
- (b) On Christmas Day, 12:00 to 15:00. and 19:00 to 22:30
- (c) On New Year's Eve on a Sunday, 12:00 to 22:30
- (d) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;

- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

28. No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:
- (a) He is the child of the holder of the premises licence.
  - (b) He resides in the premises, but is not employed there.
  - (c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
  - (d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

29. If any entertainment is provided for children or if an entertainment is provided at which the majority of persons attending are children, then, if the number of children attending the entertainment exceeds 100, it shall be the duty of the holder of the premises licence (or the holder of the club premises certificate):

- (a) to station and keep stationed wherever necessary a sufficient number of adult attendants, properly instructed as to their duties, to prevent more children or other persons being admitted to the building, or to any part thereof, than the building or part can properly accommodate,
- (b) to control the movement of the children and other persons admitted while entering and leaving the building or any part thereof, and
- (c) to take all other reasonable precautions for the safety of the children.

30. The terminal hour for Late Night Refreshment on New Years Eve is extended to 05:00 on New Years Day.

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

31. CCTV shall be installed to cover the balcony area.
32. Any person under 18 years of age shall be accompanied by an adult at all times.
33. Only non glass bottles or plastic glasses shall be allowed on the balcony at any time.

***Note: the applicant has applied to have the above condition removed.***

34. A member of staff shall be present at all times whilst the balcony is in use.
35. No regulated entertainment shall be permitted on the balcony.
36. The Capacity on the balcony shall not exceed 26 seated OR 40 standing at any one time.
37. The balcony shall not be used until it has been assessed as satisfactory by the Environmental Health Consultation Team and the LFEPA.

***Note: the applicant has applied to have the above condition removed.***

38. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
39. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
40. Champagne or spirit bottles with a minimum size of 70cl shall be supplied by the waiter/waitress to tables. Staff shall clear all empty champagne, wine and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles.

Note: the applicant has applied to amend the above condition to read:

***Sprit bottles with a minimum size of 70cl shall be supplied by the waiter/waitress to tables. Staff shall clear all empty champagne, wine and spirit bottles promptly from the tables. Customers shall not be permitted to leave their table carrying any such glass bottles.***

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

41. When a customer chooses to pay by credit card, he/she will be presented with an itemised bill upon final payment, showing details of all food and drinks purchased
42. A sound limiting device shall be 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



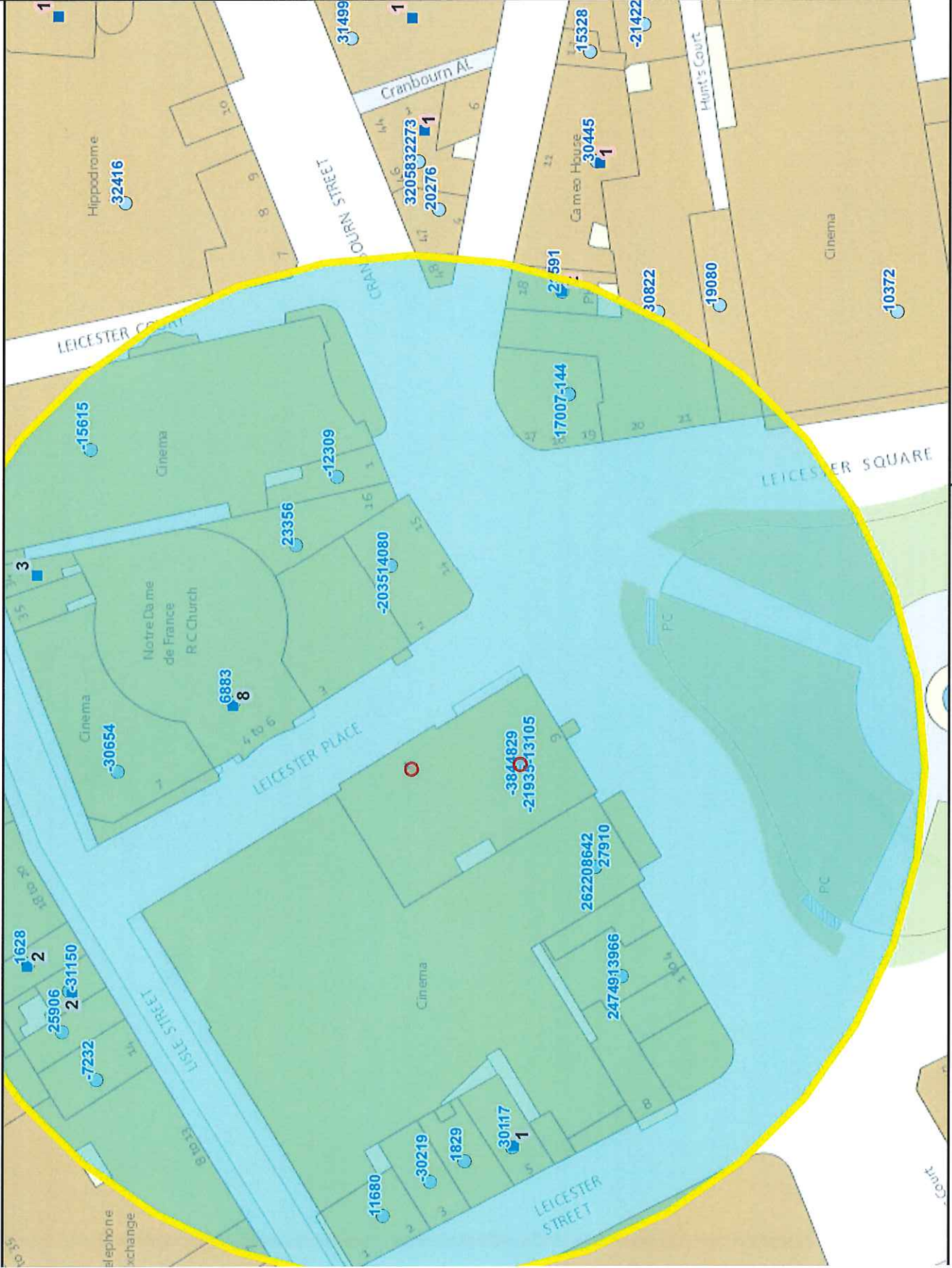
nuisance is caused to local residents. The operational panel of the noise limiter shall then be secured to the satisfaction of officers from the Environmental Health Service. The keys securing the noise limiter cabinet shall be held by the applicant only, and shall not be accessed by any other person. The limiter shall not be altered without prior agreement with the Environmental Health Service.

43. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised Officer of the Environmental Health Services.
44. Any additional sound generating equipment shall not be used on the premises without being routed through the sound limiter device.
45. PROVIDED THAT in any calendar year, there have been no applications for a Temporary Event Notice, on no more than 15 occasions in that calendar year, the terminal hour on Sundays to be 03:00 hours for the purposes of private pre-booked functions to which the general public are not admitted, following 10 working days notice to the Police and the Licensing Authority and subject to the written consent of the Police.
46. AND where this condition applies for less than a whole calendar year, the maximum number of such functions allowed in that calendar year shall be calculated pro rata.



**Ruby Blue, Groudn Floor, Queens House, 1 Leicester Place, London**  
City of Westminster

APPENDIX 4



Residential / Proposed Residential	32
Under Construction	Not Known
Other Uses	Not Known
Proportion Residential of all Uses	Not Known

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**Premises within 75 metres of: Ruby Blue, Ground Floor, Queens House, 1 Leicester Place, London**

<b>p / n</b>	<b>Name of Premises</b>	<b>Premises Address</b>	<b>Opening Hours</b>
1829	China City	Ground 4 Leicester Street London WC2H 7BL	Friday to Saturday 10:00 - 00:00 Monday to Saturday 10:00 - 00:30 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 00:00 Sunday 12:00 - 22:30
6883	Leicester Square Theatre	Whole Building 5 Leicester Place London WC2H 7BP	Monday to Saturday 09:00 - 02:30 Sunday 09:00 - 23:00
21591	Zoo Too	18 Bear Street London WC2H 7AS	Monday to Wednesday 10:00 - 00:00 Thursday 10:00 - 01:00 Friday to Saturday 10:00 - 02:00 Sunday 12:00 - 23:00
24749	One London	Third Floor To Fifth Floor 1-4 Leicester Square London WC2H 7NA	Monday to Sunday 00:00 - 00:00
25906	Tao Tao Ju	15 Lisle Street London WC2H 7BE	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
26220	The Casino At The Empire	Basement To Second Floor 5 - 6 Leicester Square London WC2H 7NA	Monday to Saturday 10:00 - 06:30 Sunday 12:00 - 06:30
27910	WSOPE Poker Room And Slots	Basement To Second Floor 5 - 6 Leicester Square London WC2H 7NA	Monday to Saturday 10:00 - 06:30 Sunday 12:00 - 06:30
30388	Young Cheng Restaurant	22 Lisle Street London WC2H 7BA	Sunday 10:00 - 00:00 Monday to Thursday 10:00 - 00:30 Friday to Saturday 10:00 - 01:00
-30654	Prince Charles Cinema	Ground Floor And Basement Charles House 7 Leicester Place London WC2H 7BP	Sunday to Thursday 09:00 - 03:00 Friday to Saturday 09:00 - 07:00
-28264	Napoleon's Casino And Restaurant	Basement Queens House 1 Leicester Place London WC2H 7BP	Saturday 10:00 - 04:30 Monday to Friday 10:00 - 06:30 Sunday 12:00 - 06:30
-21122	Mr Kong Chinese Restaurant	21 Lisle Street London WC2H 7BA	Monday to Saturday 10:00 - 03:00 Sunday 12:00 - 03:00
-20351	Haagen Dazs UK Ltd	Ground Floor Victory House 14 Leicester Square London WC2H 7NG	Monday to Saturday 10:00 - 03:00 Sunday 12:00 - 01:00
1628	Super Star Chinese Restaurant	17 Lisle Street London WC2H 7BE	Monday to Thursday 10:00 - 01:00 Friday to Saturday 10:00 - 02:00 Sunday 12:00 - 01:00
4080	14	Basement Victory House 14 Leicester Square London WC2H 7NG	Sunday 20:00 - 03:00 Monday to Wednesday 20:00 - 03:30 Thursday to Saturday 20:00 - 06:00 Sundays before Bank Holidays 20:00 - 06:00
8642	Empire Cinemas	Ground Floor To Upper Floor 5 - 6 Leicester Square London WC2H 7NA	Monday to Sunday 09:00 - 05:00
12890	Pepper Lime	Basement To First Floor 25 Lisle Street London WC2H 7BA	Friday to Saturday 11:30 - 00:00 Sunday 11:30 - 22:30 Monday to Thursday 11:30 - 23:30
17007	Burger King	17-18 Leicester Square London WC2H 7LE	Monday to Sunday 23:00 - 03:00
23356	American Fried Chicken	16A Leicester Square London WC2H 7NG	Monday to Thursday 23:00 - 00:00 Friday to Sunday 23:00 - 02:30
24733	Beijing Dumplings	Basement And Ground Floor 23 Lisle Street London WC2H 7BA	Monday to Saturday 10:00 - 03:00 Sunday 12:00 - 03:00
26392	See Woo Supermarket	Ground Floor 18-20 Lisle Street London WC2H 7BA	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
30117	The Imperial	5 Leicester Street London WC2H 7BL	Friday to Saturday 07:00 - 00:00 Sundays before Bank Holidays 07:00 - 00:00 Sunday 07:00 - 22:50 Monday to Thursday 07:00 - 23:30
-31150	Manchurian Legends	16 Lisle Street London WC2H 7BE	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00

-30219	Joy King Lau Restaurant	3 Leicester Street London WC2H 7BL	Monday to Sunday 12:00 - 00:00
-21935	Murie's Kitchen	Queens House 7-9 Leicester Square London WC2H 7NA	Sunday 08:00 - 00:00 Monday to Saturday 08:00 - 01:00
-15615	Vue Cinemas West End	3 Cranbourn Street London WC2H 7AL	Monday to Sunday 00:00 - 00:00
-13105	Murie's Kitchen	Queens House 7-9 Leicester Square London WC2H 7NA	Sunday 08:00 - 00:00 Monday to Saturday 08:00 - 01:00
-12309	Bella Italia	1 Cranbourn Street London WC2H 7AJ	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 01:00 Sundays before Bank Holidays 09:00 - 01:00
-7232	Hong Kong Buffet	Ground Floor To First Floor 14 Lisle Street London WC2H 7BE	Monday to Saturday 10:00 - 03:30 Sunday 11:00 - 03:00
-384	Ruby Blue	Ground Floor Queens House 1 Leicester Place London WC2H 7BP	Monday to Saturday 08:00 - 03:00 Sunday 09:00 - 23:00
-144	Pizza Hut	19 Leicester Square London WC2H 7LE	Monday to Thursday 10:00 - 02:00 Friday to Saturday 10:00 - 05:00 Sunday 12:00 - 02:00
4829	Premier Inn	Queens House 1 Leicester Place London WC2H 7BP	Monday to Sunday 00:00 - 00:00 Monday to Sunday 06:00 - 01:00
11680	Leicester Street Hotel	1-2 Leicester Street London WC2H 7BL	Monday to Sunday 00:01 - 00:00
13966	The Penthouse London	Sixth Floor To Eighth Floor 1-4 Leicester Square London WC2H 7NA	Sunday 09:00 - 01:00 Monday to Saturday 09:00 - 03:30