



City of Westminster

# Licensing Sub-Committee Report

Item No:	
Date:	15 December 2015
Licensing Ref No:	15/09155/LIPV - Premises Licence Variation
Title of Report:	Lina Stores 18 Brewer Street London W1F 0SH
Report of:	Director of Public Protection and Licensing
Wards involved:	West End
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Miss Yolanda Wade Senior Licensing Officer
Contact details	Telephone: 020 7641 1884 Email: ywade@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	16 October 2015		
Applicant:	Lina Stores Ltd		
Premises:	Lina Stores		
Premises address:	18 Brewer Street	Ward:	West End
	London W1F 0SH	Stress Area:	West End
Premises description:	The premises operate as a delicatessen.		
Variation description:	<p>To vary the hours for the sale of alcohol for consumption off the premises to:</p> <p>Monday to Saturday: 08:00 to 23:00 Sundays: 10:00 to 22:30</p> <p>To add the hours the sale of alcohol for consumption on the premises as follows:</p> <p>Monday to Thursday 11:00 to 23:30, Fri to Saturday 11:00 to midnight Sunday 12:00 to 22:30</p> <p>To include the provision of late night refreshment as follows:</p> <p>Monday to Thursday: 23:00 to 23:30 Friday to Saturday: 23:00 to 24:00</p> <p>To remove the conditions in Annex 3 of the premises licence (conditions 10-20 in Appendix 4 to this report</p> <p>To include in <b>Annex 2</b> of the premises licence the proposed conditions set out as conditions 21-43 in Appendix 4 to this report</p> <p>To make alterations to the premises and to vary the plan to reflect those alterations</p> <p>To amend the opening hours of the premises to enable the premises to operate for 24hours a day.</p> <p>Monday to Sunday: 00:00 to 24:00</p>		
Premises licence history:	The premises are currently licensed under the Licensing Act		

	2003; reference 10/07200/LIPN. Please refer to Appendix 3 for a full licence history.
<b>Applicant submissions:</b>	None

**1-B Current and proposed licensable activities, areas and hours**

<b>Late night refreshment</b>						
<b>Indoors, outdoors or both</b>		<b>Current :</b>			<b>Proposed:</b>	
		N/A			Both	
	<b>Current Hours</b>		<b>Proposed Hours</b>		<b>Licensable Area</b>	
	<b>Start:</b>	<b>End:</b>	<b>Start:</b>	<b>End:</b>	<b>Current:</b>	<b>Proposed:</b>
<b>Monday</b>	N/A	N/A	23:00	23:30	Ground Floor	Ground Floor
<b>Tuesday</b>	N/A	N/A	23:00	23:30	Ground Floor	Ground Floor
<b>Wednesday</b>	N/A	N/A	23:00	23:30	Ground Floor	Ground Floor
<b>Thursday</b>	N/A	N/A	23:00	23:30	Ground Floor	Ground Floor
<b>Friday</b>	N/A	N/A	23:00	24:00	Ground Floor	Ground Floor
<b>Saturday</b>	N/A	N/A	23:00	24:00	Ground Floor	Ground Floor
<b>Sunday</b>	N/A	N/A	23:00	24:00 (see proposed seasonal variations)		
<b>Seasonal variations:</b>	<b>Current:</b>			<b>Proposed:</b>		
	N/A			The hours for the provision of late night refreshment on Sundays immediately prior to Bank Holidays shall be between the hours of 23:00 and 24:00		
<b>Non-standard timings:</b>	<b>Current:</b>			<b>Proposed:</b>		
	N/A			N/A		

<b>Sale by Retail of Alcohol</b>						
<b>On or off sales</b>		<b>Current :</b>			<b>Proposed:</b>	
		off			Both	
	<b>Current Hours</b>		<b>Proposed Hours</b>		<b>Licensable Area</b>	
	<b>Start:</b>	<b>End:</b>	<b>Start:</b>	<b>End:</b>	<b>Current:</b>	<b>Proposed:</b>
<b>Monday</b>	08:00	21:00	11:00 On 08:00 off	23:30 On 23:00 off	Ground Floor	Ground Floor
<b>Tuesday</b>	08:00	21:00	11:00 On 08:00	23:30 On 23:00	Ground Floor	Ground Floor

			<b>off</b>	<b>off</b>		
<b>Wednesday</b>	08:00	21:00	11:00 <b>On</b> 08:00 <b>off</b>	23:30 <b>On</b> 23:00 <b>off</b>	Ground Floor	Ground Floor
<b>Thursday</b>	08:00	21:00	11:00 <b>On</b> 08:00 <b>off</b>	23:30 <b>On</b> 23:00 <b>off</b>	Ground Floor	Ground Floor
<b>Friday</b>	08:00	21:00	11:00 <b>On</b> 08:00 <b>off</b>	24:00 <b>On</b> 23:00 <b>off</b>	Ground Floor	Ground Floor
<b>Saturday</b>	09:00	21:00	11:00 <b>On</b> 08:00 <b>off</b>	24:00 <b>On</b> 23:00 <b>off</b>	Ground Floor	Ground Floor
<b>Sunday</b>	11:30	18:30	12:00 <b>On</b> 10:00 <b>off</b>	22:30 <b>On</b> 22:30 <b>off</b>	Ground Floor	Ground Floor
<b>Seasonal variations:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				The hours for the sale of alcohol for on the premises on Sundays immediately prior to Bank Holiday shall be between the hours 12:00 and 24:00	
<b>Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				The hours for the sale of alcohol for off the premises shall be as follows: Monday to Saturday 08:00 to 23:00 Sundays: 10:00 to 22:30	

<b>Hours premises are open to the public</b>						
	<b>Current Hours</b>		<b>Proposed Hours</b>		<b>Premises Area</b>	
	<b>Start:</b>	<b>End:</b>	<b>Start:</b>	<b>End:</b>	<b>Current:</b>	<b>Proposed:</b>
<b>Monday</b>	07:00	21:00	00:00	24:00	Ground Floor	Ground Floor
<b>Tuesday</b>	07:00	21:00	00:00	24:00	Ground Floor	Ground Floor
<b>Wednesday</b>	07:00	21:00	00:00	24:00	Ground Floor	Ground Floor
<b>Thursday</b>	07:00	21:00	00:00	24:00	Ground Floor	Ground Floor
<b>Friday</b>	07:00	21:00	00:00	24:00	Ground Floor	Ground Floor
<b>Saturday</b>	09:00	21:00	00:00	24:00	Ground Floor	Ground Floor
<b>Sunday</b>	11:30	18:30	00:00	24:00	Ground Floor	Ground Floor
<b>Seasonal variations:</b>	<b>Current:</b>				<b>Proposed:</b>	
	N/A				N/A	
<b>Non-standard</b>	<b>Current:</b>				<b>Proposed:</b>	

<b>timings:</b>	N/A	The opening hours of the store are not a licensable activity and the applicant asks that the hours not be restricted by the premises licence.
-----------------	-----	---

<b>1-C Layout alteration</b>
To make alterations to the premises.

<b>1-D Conditions being varied, added or removed</b>		
<b>Condition</b>	<b>Proposed variation</b>	
Conditions in Annex 2	Proposed conditions in the operating schedule (Appendix 4)	
<b>Adult entertainment:</b>	<b>Current position:</b>	<b>Proposed position:</b>

## 2. Representations

<b>2-A Responsible Authorities</b>	
<b>Responsible Authority:</b>	The Environmental Health Service
<b>Representative:</b>	Sally Thomas
<b>Received:</b>	11 <sup>th</sup> November 2015
<p>I refer to the application for variation of a Premises Licence (10/07200/LIPN), 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 proposed layout of the ground floor and the lower ground floor, drawing number bws-AL-p-100 and dated 10/08/15. The lower ground floor appears to be back of house and not a licensable area.</p> <p>This representation is based on the Operating Schedule and plan submitted.</p> <p>The applicant is seeking the following on the <b>ground floor</b>:</p> <ol style="list-style-type: none"> <li>1. To alter the layout in accordance with the plans submitted. It is not clear what the works entail.</li> <li>2. To extend the hours of the Supply of Alcohol 'off' the premises from Monday to Friday 08:00-21:00 hours, Saturday 09:00-21:00 hours and Sunday 11:30-18:30 hours to Monday to Saturday 08:00-23:00 hours and Sunday 10:00-22:30 hours.</li> </ol>	

3. To allow the Supply of Alcohol 'on' the premises from Monday to Thursday 11:00-23:30 hours, Friday and Saturday 11:00-00:00 hours, Sunday 12:00-22:30 hours and Sundays prior to bank holiday 12:00-00:00 hours.
4. To allow Late Night Refreshment 'indoors' and 'outdoors' from Monday to Thursday 23:00-23:30 hours, Friday and Saturday 23:00-00:00 hours and Sundays prior to bank holidays 23:00-00:00 hours.
5. To remove conditions in Annex 3 of the current licence. However further conditions have been proposed in the Operating Schedule.

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

1. The change of layout may impact on Public Safety and may have an increase in Public Nuisance in the stress area.
2. The extension of hours of the Supply of Alcohol 'off' the premises may have an increase in Public Nuisance in the stress area.
3. The introduction of the Supply of Alcohol 'on' the premises may have an increase in Public Nuisance in the stress area may impact on Public Safety
4. The introduction of Late Night Refreshment may have an increase in Public Nuisance in the stress area.
5. The removal of conditions may cause an increase in Public Nuisance in the stress area and may impact on Public Safety.

The applicant has proposed further conditions; however this does not fully address the concerns of Environmental Health.

**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.**

The Environmental Health Service has proposed conditions which have been agreed with the applicant **(Appendix 4)**.

<b>Responsible Authority:</b>	The Metropolitan Police
<b>Representative:</b>	Reaz Guerra
<b>Received:</b>	4 <sup>th</sup> November 2015

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives. The venue is situated in the West End Stress Area, a locality where there is traditionally high crime and disorder. We have concerns that this application will cause further policing problems in an already demanding area.

An officer from this unit 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. It is for these reasons that we are objecting to the application.

The Metropolitan Police has withdrawn their representation.

2-B Other Persons			
<b>Name:</b>		David Gleeson	
<b>Address and/or Residents Association:</b>		The Soho Society St Anne's Tower 55 Dean Street London W1D 6AF	
<b>Status:</b>	Resident Association	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	13 <sup>th</sup> November 2015		
<p>I write to make a relevant representation to the above application on behalf of The Soho Society.</p> <p>The Soho Society objects to this application as it is currently presented, on the grounds of prevention of public nuisance, prevention of crime and disorder and cumulative impact in the West End Stress Area.</p> <p>About The Soho Society</p> <p>The Soho Society is a charitable company limited by guarantee established in 1972. The society is a recognised amenity group and was formed to make Soho a better place to live, work or visit by preserving and enhancing the area's existing diversity of character and uses, and by improving its facilities, amenities and environment. In particular, the society supports the Westminster City Council's policies, including the cumulative impact policy, as set out in the Statement of Licensing Policy.</p>			

## Application summary

Activity	Indoors/Outdoors	Alcohol Consumed	Time Period	From	To
Sale by Retail of Alcohol		Both	Monday to Thursday	11:00 AM	11:00 PM
Sale by Retail of Alcohol		Both	Friday to Saturday	11:00 AM	12:00 AM
Sale by Retail of Alcohol		Both	Sunday	12:00 PM	10:30 PM
Late Night Refreshment	Both		Monday to Thursday	11:00 PM	11:30 PM
Late Night Refreshment	Both		Friday to Saturday	11:00 PM	12:00 AM

### New licensed premises in the West End Stress Area

The proposal is for a new licensed premises in the West End Stress Area. The new Sale by Retail of Alcohol On Premises licensable activity is of particular concern, with reference to Westminster City Council stress area and cumulative impact policy. Such new licenses (in particular where not ancillary to food) should be prohibited. These venues destroy residential amenity over a wide area through noise nuisance as patrons disperse. It is noted the conditions for this application do not make reference to service with food. It is therefore felt necessary that should this license be permitted, conditions must be applied to prevent problematic vertical drinking:

- MC39** The supply of alcohol shall be by waiter or waitress service only.
- MC41** Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.

### Hours of operation

The proposal includes licensable activities, including offsite sale of alcohol, outside of Westminster core hours. The premises are in the West End Stress Area. There are private homes nearby and residents in the area are subject to noise and general nuisance every night of the week. We therefore feel it is necessary to keep the operating hours within defined guidelines which restricts off sales to 11:00 pm on Monday to Saturday.

### Licensing policy

This area has been identified by the Westminster City Council (2.4.1 of the Statement of Licensing Policy, as amended) as under stress because the cumulative effect of the concentration of late night and drink led premises and night cafes has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses.



The policies in relation to the stress areas are directed at the global and cumulative effects of licences on the area as a whole (2.4.5 of the policy). The policies are intended to be strict and will only be overridden in genuinely exceptional circumstances (2.4.2 of the policy). The growth in the entertainment industry in Soho has led to a marked deterioration in the quality of life and well-being of local residents and it has jeopardised the sustainability of the community. Soho has a substantial residential community and many of these residents suffer from problems such as, but not limited to, high levels of noise nuisance, problems with waste, urinating and defecating in the streets, threats to public safety, anti-social behaviour, crime and disorder and the change in character of historic areas. For the reasons I have set out, we believe that the application, if granted in its present form, would fail to promote the licensing objectives of prevention of public nuisance and prevention of crime and disorder. I respectfully urge the Licensing Sub-Committee to reject this application.

Please let me know if any proposals are made to amend the application; particularly in respect of the hours sought or any further conditions proposed.

### 3. Policy & Guidance

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

#### Policy

Policy HRS1 applies:

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.

Policy STR1 applies:

(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.

(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.

### 4. Appendices

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

<b>Report author:</b>	Miss Yolanda Wade Senior Licensing Officer
<b>Contact:</b>	Telephone: 020 7641 1884 Email: ywade@westminster.gov.uk

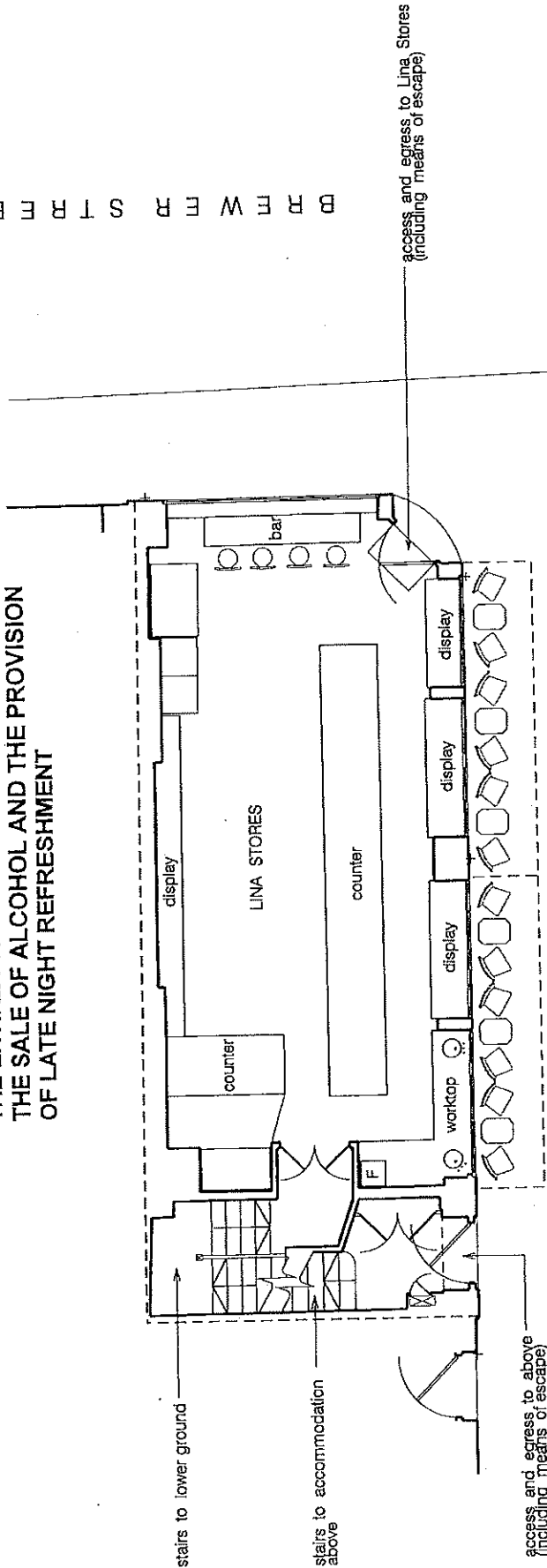
**If you have any queries about this report or wish to inspect one of the background papers please contact the report author.**

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

<b>1</b>	Licensing Act 2003	N/A
<b>2</b>	City of Westminster Statement of Licensing Policy	7 <sup>th</sup> January 2011
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	March 2015

D R F W F B S T R E E T

THE ENTIRE PREMISES MAY BE USED FOR  
THE SALE OF ALCOHOL AND THE PROVISION  
OF LATE NIGHT REFRESHMENT



- F**
- fire safety equipment:
    - Class B extinguisher
    - CO2
    - Fire blanket
  - BOUNDARY of 18 Brewer Street (LINA STORES)
  - zone for external tables / chairs under current planning permission
  - increased zone for external tables / chairs subject to planning permission and street trading license

G R E E N ' S C O U R T

**WORKS**  
ARCHITECTURE

16 UPPER MONTAGU STREET  
LONDON W1U 2AH  
020 7225 9750  
WWW.WORKSARCHITECTURE.COM

Project: 18 brewer street

Title: ground floor plan

Date: 10.08.15  
Drawn: dh  
Scale: 1:100@ea4  
1:50@ea3  
Drawing Number: bws-AL-p-100  
Revision:

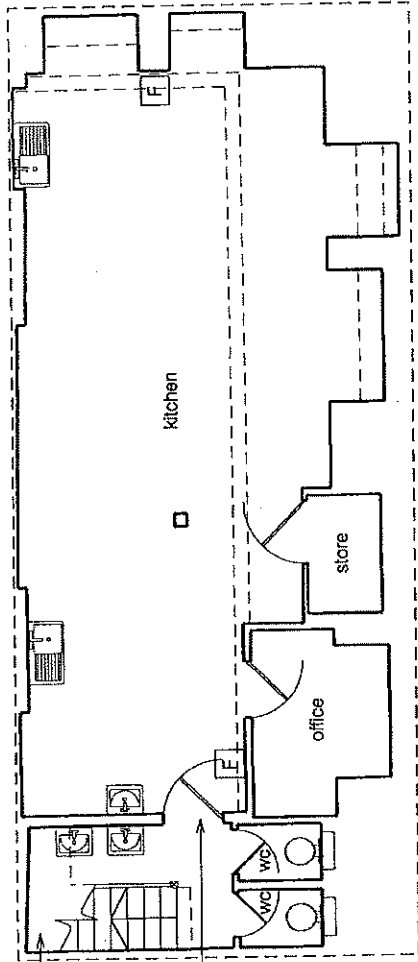
- all dimensions are to be checked on site and any discrepancies reported to the architect
- architect to be informed of any additional information required
- do not scale this drawing

ALCOHOL LICENSE APPLICATION



Rev	Notes	Date

THE ENTIRE PREMISES MAY BE USED FOR  
THE SALE OF ALCOHOL AND THE PROVISION  
OF LATE NIGHT REFRESHMENT



B R E W E R S T R E E T

G R E E N ' S C O U R T

fire safety equipment:  
Class F extinguisher  
CO2  
Fire blanket

BOUNDARY of 18 Brewer Street  
(LINA STORES)

**WORKS**  
ARCHITECTURE

15 UPPER MONTAGU STREET  
LONDON W1H 2AN  
020 7324 8750  
WWW.WORKSARCHITECTURE.COM

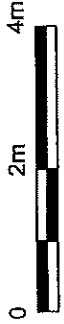
Project: 18 brewer street

Title: lower ground plan

Date: 10.08.15  
Scale: 1:100@a4  
1:50@a3  
Drawn: dh  
Drawing Number: bws-AL-p-100  
Revision:

- all dimensions are to be checked on site and any discrepancies reported to the architect  
- architect to be informed of any additional information required  
- do not scale this drawing

ALCOHOL LICENSE APPLICATION



Rev	Notes	Date

**No supporting documentation**

# Appendix 3

## Licence & Appeal History

Application	Details of Application	Date Determined	Decision
10/07200/LIPN	Application for new premises licence	18.11.2010	Granted by Licensing Sub-Committee

**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:**

**Annex 1 – Mandatory conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4.
  - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
    - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;

- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) a holographic mark, or
  - (b) an ultraviolet feature.
7. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made



up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

- (i) beer or cider: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

8(ii) For the purposes of the condition set out in paragraph 8(i) above -

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -

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

Where -

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

- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
- 8(iii). Where the permitted price given by Paragraph 8(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- 8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
9. 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**

- 10. 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.
- 11. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
- 12. All sales of alcohol for consumption off the premises shall be in sealed containers only.

13. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills/screens or secured behind locked cabinet doors.
14. No super-strength beer, lagers or ciders of 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
15. No more than **15 %** of the sales area to be used at any one time for the sale, exposure for sale, or display of alcohol.
16. There shall be no self service of spirits on the premises.
17. A proof of age scheme, such as Challenge 21, shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence or passport.
18. A log shall be kept detailing all refused sales of alcohol. The log should include the date and time of the refused sale and the name of the member of staff who refused the sale. The log shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises are open.
19. The pavement from the building line to the kerb edge immediately outside the premises shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
20. All waste is to be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

## Proposed conditions by applicant as part of Operating Schedule

21. 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.
22. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. 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.
23. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises are open.
24. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received concerning crime and disorder
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system or searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
25. No super-strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the premises, except for premium beers and ciders supplied in glass bottles.
26. No more than (15) % of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
27. There shall be no self-service of spirits on the premises save for spirit mixtures less than 5.5% ABV.
28. The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the delicatessen.

### Condition relating to On Sales (Conditions 29 to 37)

29. The supply of alcohol for consumption on the premises shall be restricted (save when an event is taking place) to a maximum of 4 patrons seated at the breakfast bar at the shop window as shown on the licence plan.
- (a) **EH alternative proposed and agreed by applicant:** The supply of alcohol for consumption on the premises shall be restricted (save when an event is taking place) to a maximum of 4 patrons seated at the breakfast bar at the shop window and 12 customers seated at tables and chairs outside as shown on the licence plan
29. The supply of alcohol shall be by waiter or waitress service only.
30. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
31. The supply of alcohol for consumption on the premises shall only be to persons who purchase an item of food from the store menu.
- (a) **EH alternative proposed and agreed by applicant:** The supply of alcohol for consumption on the premises and for people seated at tables and chairs outside shall only be to persons who purchase an item of food from the store menu.
32. The furniture layout within the premises may change from time to time to allow for events such as supper evenings. All such events will be risk assessed by the licence holder.
33. The supply of alcohol for consumption on the premises after 2100 shall only be to a person attending an organised event.
- (a) **EH alternative proposed and agreed by applicant:** The supply of alcohol for consumption on the premises after 20.00 shall only be to a person attending a pre booked organised event.
34. The supply of alcohol for consumption on the premises after 2100 shall only be to a person seated taking a table meal there and for consumption by such a person as an ancillary to their meal.
- (a) **EH alternative proposed and agreed by applicant:** The supply of alcohol for consumption on the premises after 20.00 shall only be to a person attending a pre booked organised event.
35. All patrons leaving the premises after 2100 shall be requested to respect the needs of local residents and businesses and leave the area quietly.
- (a) **EH alternative proposed and agreed by applicant:** Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

36. The number of persons (excluding staff) permitted to attend an event at the premises shall not exceed 20 persons.
37. At least one SIA licensed door supervisor shall be on duty at the entrance of the premises whilst it is open for business after 2100.

**Conditions relating to the Outside Area (Conditions 38 to 41)**

38. The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
39. All outside tables and chairs shall be rendered unusable by 2100 hours each day.
40. All tables and chairs shall be removed from the outside area by 2130 hours each day.
41. The supply of alcohol for consumption in the outside area of the premises shall only be to persons who purchase an item of food from the store menu

**Proposed conditions by Environmental Health Service and agreed by applicant**

42. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises save for the 12 customers seated in the outside area.
43. There shall be no sale of draught beer.

# Appendix 5

## Lina Stores 18 Brewer Street



Residential / Proposed Residential	Under Construction	Other Uses	Proportion Residential of all Uses
------------------------------------	--------------------	------------	------------------------------------

This product includes mapping data licensed from Ordnance Survey with the permission of the Controller of Her Majesty's Stationery Office. © Crown copyright and/or database right 2013. All rights reserved. Licence number LA 100014507

Data Source: Uniform Database  
Date: 27/11/2015

**Premises within 75 metres of:**

<b>p / n</b>	<b>Name of Premises</b>	<b>Premises Address</b>	<b>Licensed Hours</b>
19751	Duke Of Argyll Public House	37 Brewer Street London W1F 0RY	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
28098	Duke Of Wellington	77 Wardour Street London W1D 6QA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
29699	Kirazu	47 Rupert Street London W1D 7PD	Monday to Sunday 11:30 - 23:00
30233	Adanami	30 Brewer Street London W1F 0SS	Monday to Sunday 00:00 - 00:00
31946	The Box	11-12 Walker's Court London W1F 0ED	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 04:00
32328	The Friendly Society	Basement 79 Wardour Street London W1D 6QB	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
-30739	Bone Daddies	30-31 Peter Street London W1F 0AP	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-28002	Restaurant	Basement And Ground Floor 6 Walker's Court London W1F 0BU	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
-25388	(Restaurant)	Basement And Ground Floor 6 Walker's Court London W1F 0BU	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
-20179	Village Bar	Basement Ground Floor And Part First Floor 81 Wardour Street London W1D 6QD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
-18959	Soho Food And News	2 Brewer Street London W1F 0SD	Monday to Sunday 09:00 - 03:00
5333	Co-op	104-105 Berwick Street London W1F 0QS	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
6411	Foxcroft & Ginger	3 Berwick Street London W1F 0DR	Friday 08:00 - 00:00 Monday to Thursday 08:00 - 23:00 Saturday 09:00 - 00:00 Sunday 09:00 - 22:30
10456	Wok To Walk	Ground Floor 4 Brewer Street London W1F 0SB	Sunday 11:00 - 00:00 Monday to Saturday 11:00 - 01:00
10687	Blacklock	25 Great Windmill Street London W1D 7LH	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 22:30
13813	O' Bar	83-85 Wardour Street London W1D 6QE	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 00:00 Sunday 12:00 - 23:00
18420	Peep Show And Revue Bar	Basement Floor And Ground Floor 1 Tisbury Court London W1D 6BD	Sunday to Thursday 09:00 - 00:00 Friday to Saturday 09:00 - 01:00
23340	The Yard Bar	57 Rupert Street London W1D 7PJ	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 23:00
25547	Wagamama	10A Lexington Street London W1F 0LD	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
31474	The Box	11-12 Walker's Court London W1F 0ED	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 04:00
31931	Rupert Supermarket	55 Rupert Street London W1D 7PJ	Monday to Saturday 08:00 - 23:00 Sunday 10:00 - 22:30
-31272	(Nightclub)	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 01:00 Sundays before Bank Holidays 12:00 - 03:30
-28579	Randall & Aubin	16 Brewer Street London W1F 0SQ	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-27617	Byron	99 Wardour Street London W1F 0UF	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30



-24497	Lils	53 Rupert Street London W1D 7PH	Friday 07:00 - 00:00 Monday to Thursday 07:00 - 23:00 Saturday 08:00 - 00:00 Sundays before Bank Holidays 08:00 - 00:00 Sunday 08:00 - 22:30
-12542	Janetira Eat Thai	28 Brewer Street London W1F 0SR	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-10149	Danson & Co	21 Brewer Street London W1F 0RL	Sundays before Bank Holidays 08:00 - 00:00 Monday to Sunday 08:00 - 21:45
-7880	Shadow Lounge	Basement And Part Ground Floor 3-7 Brewer Street London W1F 0RD	Sunday 09:00 - 00:00 Monday to Saturday 09:00 - 03:30
-905	Unit D	Development Site At 1 - 4 Walker's Court And 8 - 10 Brewer Street London W1F 0SB	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 01:00 Sundays before Bank Holidays 12:00 - 03:30
574	White Horse Public House	45 Rupert Street London W1D 7PB	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
891	Soho Cinema	8 - 9 Walker's Court London W1F 0BY	Monday to Sunday 09:00 - 01:00
1438	La Pietra	25 Peter Street London W1F 0AG	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sundays before Bank Holidays 12:00 - 00:00 Sunday 12:00 - 22:30

2279 Duke Of Argyll Public House	37 Brewer Street London W1F 0RY	Monday to Saturday 10:00 - 23:30 Sunday 12:00 - 23:00
8111 Yalla Yalla	Ground Floor 1 Green's Court London W1F 0HA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
9064 El Camion	25-27 Brewer Street London W1F 0RR	Monday to Saturday 09:00 - 03:30 Sunday 12:00 - 23:00
15563 Rupert Street Cafe Bar	50 Rupert Street London W1D 6DR	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:
16477 Lina Stores	18 Brewer Street London W1F 0SH	Monday to Friday 07:00 - 21:00 Saturday 09:00 - 21:00 S
17152 The Box	11-12 Walker's Court London W1F 0ED	Sunday 09:00 - 00:30 Monday to Saturday 09:00 - 04:00
17408 Spuntino	61 Rupert Street London W1D 7PW	Monday to Saturday 10:00 - 01:30 Sunday 12:00 - 00:00
18187 Lights Of Soho	35 Brewer Street London W1F 0RU	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:
23752 The Boulevard Theatre	8 - 9 Walker's Court London W1F 0BY	Friday to Saturday 09:00 - 00:00 Sundays before Bank H

--	--	--	--



18

18

LINA STORES LTD

Lina Stores Ltd

FRESH PASTA  
ITALIAN COFFEE  
HOMEMADE FOOD

020 7437 6482  
www.linastores.co.uk

PIZZA &  
WINE/BEER  
BY THE GLASS

PIZZA HAM

LINA STORES

Pasta Made  
Daily for  
10 Years  
Served To  
us Between  
Lunch & 2pm





