



City of Westminster

Licensing Sub-Committee Report

Item No:

Licensing Ref No:

14/03454/LIPV

Date:

7 August 2014

Classification:

For General Release

Title of Report:

Sticks N Sushi, 11 Henrietta Street Covent Garden, London, WC2E 8PY

Report of:

Operational Director of Premises Management

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

Miss Susan Patterson, Environmental Health Case Officer (Licensing)

Contact Details:

**Telephone: 020 7641 2207
E-mail: spatterson@westminster.gov.uk**

1. APPLICATION DETAILS

Application Type:	A variation to the premises licence application under the Licensing Act 2003.		
Applicant:	Sticks N Sushi UK Limited	Date Application Received:	1 May 2014, adjourned from LSC 17 July at applicants request
Premises Name and Address:	Sticks N Sushi, 11 Henrietta Street Covent Garden, London, WC2E 8PY		
Ward Name:	West End	Stress Area:	West End
Description of Premises:	The premises are a restaurant, on the ground floor and basement level. However in accordance with condition 18 on the existing licence, at Appendix A1 , in the ground floor bar area, up to 40 people may take alcohol without a table meal.		
Description of variation:	See Appendix A7 , the application is drawback to request the extension of opening hours Monday – Saturday ONLY, no other changes.		
<i>Note: Where the committee is minded to grant the licence it will be granted subject to the mandatory conditions and conditions consistent with the operating schedule modified to such extent as the authority considers appropriate for the promotion of the licensing objectives detailed in Appendix D to this report.</i>			
Proposed Licensable Activities, Proposed Hours:			References / Notes
1. Opening Hours:			
	To extend the terminal opening hours:- Monday - Thursday to 00:00 Friday and Saturday to 00:30 <i>(Note: Opening hours are not a licensable activity under the Licensing Act 2003, however they can still be taken into consideration when assessing the application's effect on the licensing objectives.)</i> Relevant representations and policies applicable:		
1A	An adverse representation has been made against the application by the Environmental Health Service, See Appendix B1 . Representation is raised as the granting of the variation application may cause an increase in Public Nuisance in the West End Stress Area .		Environmental Health representation
1B	An adverse representation has been made against the application by a local councillor, see Appendix B2 , on the grounds that the application should stick to the Westminster Core Hours.		Local Councillor representation
1C	There are two local resident representation outstanding at Appendix B3 and B4 . They have noise concerns regarding bottles being dumped after 11pm. One has concerns over the condition that has been suggested by the applicant in discussion with the 4 residents who have withdrawn their representations. He feels it will cause public noise nuisance in the area. It is reflected in Appendix D		2 Local resident representations
1D	The following policies within the City Of Westminster Statement of		Policies applicable

Licensing Policy apply:

Prevention of crime and disorder (CD1)
Public Safety (PS1)
Prevention of public nuisance (PN1)
Protection children from harm (CH1)
Hours (HRS1)
Stress Areas (STR1)
Restaurants within the Stress Area (RNT2)
Public Houses and Bars in the Stress Area (PB2)

Policy HRS1 applies:

- (i) Applications for hours within the core hours set out 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 in this policy will be considered on their merits, subject to other relevant policies and with particular regard to criteria set out in the policy:

Policy STR1 applies:

- (i) It is the Licensing Authority's policy to refuse applications in the Stress Areas for: pubs and bars; late night refreshment premises offering hot food and drink to take-away 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.

Policies STR1, FFP2 and PB2 and MD2 are intended to be strict and will only be overridden in genuinely exceptional circumstances. However, the Licensing Authority will not apply these policies inflexibly. It will always consider the individual circumstances of each application; even where an application is made for a proposal that is apparently contrary to policy.

Policy RNT2 applies:

Applications will be granted subject to other policies in this statement and subject to the relevant criteria in Policies CD1, PS1, PN1 and CH1, provided it can be demonstrated that they will not add to cumulative impact in the Stress Areas.

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.

- 1E The Licensing Sub-committee may refuse, grant in full or grant in part this proposal, having taken into account the representations received and Westminster's Statement of Licensing Policy. The decision taken should promote the licensing objectives of:

- prevention of public nuisance,
- prevention of crime & disorder,
- public safety and

Summary

- protection of children from harm.

• protection of children from harm.	
<u>Existing Premises Licence at 4 Brewer Street</u> (13/08080/LIPDPS)	<u>New Proposed Licensable Activities</u>
Regulated Entertainment Recorded Music Monday – Thursday 10:00 – 23:30 Friday – Saturday 10:00 – 00:00 Sunday 12:00 – 22:30	Regulated Entertainment Recorded Music No change
Late Night Refreshment (indoors) Monday – Thursday 23:00 – 23:30 Friday – Saturday 23:00 – 00:00	Late Night Refreshment (indoors) No change
Sale Of Alcohol (On and off the premises) Monday – Thursday 10:00 – 23:30 Friday – Saturday 10:00 – 00:00 Sunday 12:00 – 22:30	Sale Of Alcohol (On and off the premises) No change
Capacity: Basement – 40 Ground Floor- 130	Capacity: Basement – 40 Ground Floor- 130
Opening Hours: Monday – Thursday 10:00 – 23:30 Friday – Saturday 10:00 – 00:00 Sunday 12:00 – 22:50	Opening Hours: Monday – Thursday 10:00 – 00:00 Friday – Saturday 10:00 – 00:30
Current Licensing Position	The premises are currently licensed. See Appendix A1
Current Planning Position	Planning have advised that planning permission was granted for the use of the basement and ground floor as a restaurant (Class A3) in 1986 (application reference 85/03413/FULL). However they were unable to confirm whether any conditions were imposed on the permission relating to the restaurant use.
Residential Density:	69 of the 201 units within a 75m radius of the premises are residential or proposed residential, (34%), refer to Appendix E.
List of Appendices:	A1 –Current Licence A2 – Application form A3 – A6 Conditional withdrawal of 4 representations A7 – Application drawback to change of opening hours only A8 – Metropolitan Police making no representation B1 – Environmental Health Service representation B2 – Local councillor representation B3 – B4 Local residents representations C – Premises Licence History D - Conditions E – Residential Map and list of premises in the vicinity F – Photo of premises

Relevant Representations:	Environmental Health Service Local councillor 2 Local residents
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2. APPLICANT SUBMISSIONS AND EVIDENCE

- 2.1 The evidence submitted by the applicant in support of the Licensing Objectives is provided in **Appendix A2.**

3. LICENSING ACT 2003 APPLICATIONS AND APPEAL HISTORY

- 3.1 Any applications under the Licensing Act 2003 are set out in Appendix C
- 3.2 Any chronology relating to appeals is set out in Appendix C.

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

- Licensing Act 2003
- City of Westminster Statement of Licensing Policy (7th January 2011)
- Amended Guidance issued under section 182 of the Licensing Act 2003 (June 2013)



Schedule 12
Part A

WARD: St James's
UPRN: 100023431063

City of Westminster

64 Victoria Street, London, SW1E 6QP

Premises licence

Regulation 33, 34

Premises licence number:

13/08080/LIPDPS

Original Reference:

05/04139/LIPCV

Part 1 – Premises details

Postal address of premises:

Sticks 'n' Sushi
11 Henrietta Street
London
WC2E 8PS

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

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

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

Playing of Recorded Music

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30

Late Night Refreshment

Monday to Thursday:	23:00 to 23:30
Friday to Saturday:	23:00 to 00:00

Sale by Retail of Alcohol

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30

The opening hours of the premises:

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:50

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:

Sticks 'n' Sushi UK Ltd
58 Wimbledon Hill Road
London
SW19 7PA

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

07307090

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

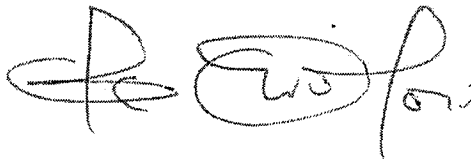
Name: Rebekah Jacobs

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: LN 2011 2553
Licensing Authority: London Borough Of Merton

Date: 7 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.

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

Conditions relating to Regulated Entertainment

9. A comprehensive CCTV system shall be installed that ensures that all areas of the licensed premises are monitored including all entry and exit points that enables frontal identification of every persons entering the premises, regardless of the level of illumination. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. Tape recordings shall be made available to an authorised officer or a Police officer together with facilities for viewing. The recordings for the preceding two days shall be made available immediately on request. Recordings outside this period shall be made available on 24 hours notice.
10. The licensee puts in place measures to ensure that staff are aware of the establishment's responsibilities under section 34 of the Environment Protection Act 1990 and that waste should only be put out at the appropriate time and that this includes both verbal instructions to staff and highly visible notices at all relevant places within the working areas of the premises.
11. All waste at the premises shall be paid for, properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection time.
12. The licensee shall ensure that the highway and public spaces in the vicinity of the premises are kept free of litter from the premises at all material times to the satisfaction of the Council.

Conditions related to the Sale of Alcohol

13. No striptease, no nudity and all persons on the premises to be decently attired.
14. There shall be no payment made by or on behalf of the licensee to any person for bringing customers to the premises.

15. In all parts of the premises where intoxicating liquor is sold or supplied:
- a) suitable beverages other than intoxicating liquor, including drinking water, shall be available during the whole of the permitted hours.
 - b) substantial food shall be available between the hours of, but not restricted to, 12:00 noon and 21:30 (Monday to Saturday) and 12:00 noon to 14:30 and 19:00 to 21:30 (Sundays, Christmas Day and Good Friday, when open).

Annex 2 – Conditions consistent with the operating Schedule

16. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 170 persons with the following local restrictions:
 - . Basement - 40
 - . Ground Floor - 130
17. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
18. The supply of alcohol at the premises shall be to a person seated taking a table meal there and for consumption by such a person ancillary to their meal, except in the ground floor bar area, a maximum of 40 persons will be allowed to:
 - (i) Be supplied and consume alcohol either seated or standing prior to or after their meal;
 - (ii) Be supplied or consume alcohol either seated or standing without taking a table meal.
19. Seating for a minimum of 100 persons will always be provided whenever the premises are conducting licensable activities.

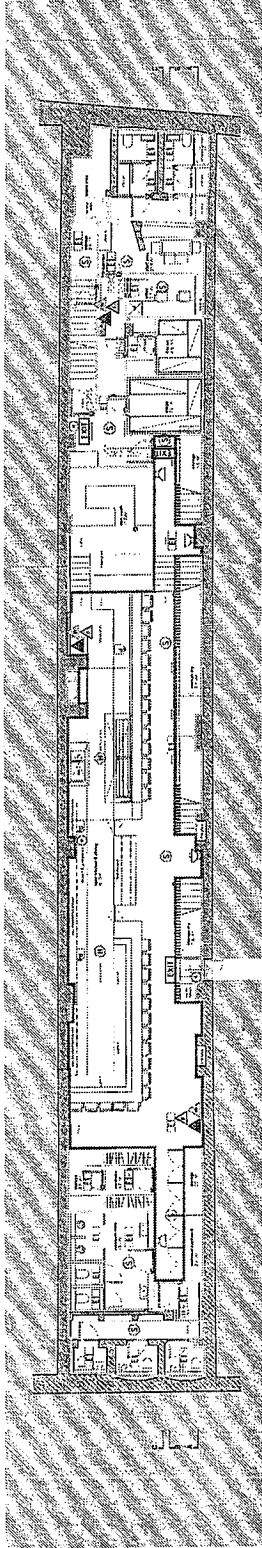
Annex 3 – Conditions attached after a hearing by the licensing authority

None

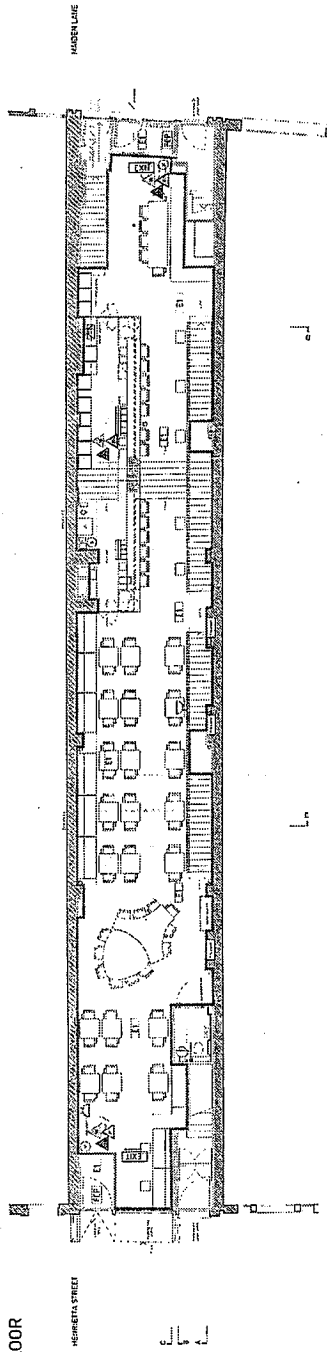
Annex 4 – Plans

Attached

BASEMENT



GROUND FLOOR



- SYMBOLS LEGEND**
- REVISIONS AREA OF ESCAPE
 AREA TO BE USED FOR SALE OF ALCOHOL AND DISPENSION OF CIGARETTES
 FIRE EXTINGUISHERS
 FOAM EXTINGUISHER
 CO2 EXTINGUISHER
 FIRE BLANKET
 WATER EXTINGUISHER
 FIRE ALARM
 Heat detector
 Smoke detector
 Call point
 Fire alarm control panel
 Fire alarm interface with music and explained registered location loud
 Electronic speaker alarm
 Exit track speaker
- REVISIONS
 01. 20/04/13 FLOOR PLAN LAYOUT CHANGED IN BOTH GROUND FLOOR AND BASEMENT
 02. 20/04/13 FLOOR PLAN LAYOUT CHANGED IN BOTH GROUND FLOOR AND BASEMENT
- INDEX DATE REVISION MAKE

Slicks 'n' Sushii - Covent Garden UK
 11 Hedden Street & 23 Hedden Lane, London WC2E 8PR

LICENSING PLANS WITH FURNITURE

ALL MEASUREMENTS HAVE TO BE CHECKED ON SITE

CLIENT: Slicks 'n' Sushii, 11 Hedden Street, Covent Garden, London WC2E 8PR
 ARCHITECT: BUCKLE & BUCKLE ARCHITECTS
 Broomfield St, 24/25, 10179 Berlin, Germany, buckleandbuckle@buckleandbuckle.de +49 30 2632910

LP 010-2
 DRAWING NUMBER
 DATE 20/04/13
 DATE 20/04/13
 DATE 20/04/13
 DATE 20/04/13
 DATE 20/04/13
 DATE 20/04/13



Schedule 12
Part B

WARD: St James's
UPRN: 100023431063

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

Premises licence
summary

Regulation 33, 34

Premises licence number:

13/08080/LIPDPS

Part 1 – Premises details

Postal address of premises:

Sticks 'n' Sushi
11 Henrietta Street
London
WC2E 8PS

Telephone Number: Not Supplied

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

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

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

Playing of Recorded Music

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30

Late Night Refreshment

Monday to Thursday:	23:00 to 23:30
Friday to Saturday:	23:00 to 00:00

Sale by Retail of Alcohol

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30

The opening hours of the premises:

Monday to Thursday:	10:00 to 23:30
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:50

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:

Sticks 'n' Sushi UK Ltd
58 Wimbledon Hill Road
London
SW19 7PA

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

07307090

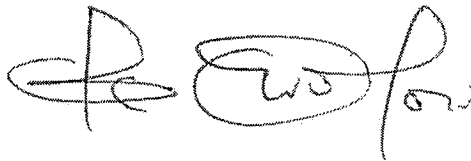
Name of designated premises supervisor where the premises licence authorises for the supply of alcohol:

Name: Rebekah Jacobs

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

Restricted

Date: 7 November 2013



Signed: pp

Operational Director - Premises Management

Westminster City Council

Application to vary a premises licence under the Licensing Act 2003

PREMISES MANAGEMENT
LICENSING SERVICE
01 MAY 2014
CITY OF WESTMINSTER

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
You may wish to keep a copy of the completed form for your records.

We Sticks 'n' Sushi UK Ltd
being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number 13/08080/LIPDPS

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Sticks 'n' Sushi 11 Henrietta Street Covent Garden			
Post town	London	Post code	WC2E 8PY

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£241,000 - Band E

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	58 Wimbledon Hill Road		
Post Town	London	Postcode	SW19 7PA

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not, from what date do you want the variation to take effect?

Day	Month	Year

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

1. To extend the terminal hour for the sale of alcohol and late night refreshment to midnight Monday to Thursday, 00.30 Friday & Saturday and 23.00 Sunday.

2. To extend opening hours to 00.30 Monday to Thursday, 01.00 Friday & Saturday and 23.30 Sunday. 3. An amendment to condition 18 – see application for full details.

3. To add the following words to condition 18 (i) and (ii) "but there will be no supply of alcohol after 23.30 on Monday to Thursday inclusively, 22.30 on Sundays and midnight on Fridays and Saturdays".

All other licensable activities, permitted hours and opening hours to remain as existing.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

N/A

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick yes

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

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

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	No Change		No Change		
Tue	No Change				
Wed	No Change		State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	No Change		No Change		
Fri	No Change				
Sat	No Change		Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun	No Change		No Change		

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) No Change		
Mon	23.00	00.00			
Tue	23.00	00.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4) No Change		
Wed	23.00	00.00			
Thur	23.00	00.00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) No Change		
Fri	23.00	00.30			
Sat	23.00	00.30			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) No Change		
Mon	10.00	00.00			
Tue	10.00	00.00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) No Change		
Wed	10.00	00.00			
Thur	10.00	00.00			
Fri	10.00	00.30			
Sat	10.00	00.30			
Sun	12.00	23.00			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8) None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) No Change
Day	Start	Finish	
Mon	10.00	00.30	
Tue	10.00	00.30	
Wed	10.00	00.30	
Thur	10.00	00.30	
Fri	10.00	01.00	
Sat	10.00	01.00	
Sun	12.00	23.30	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking
None

Please tick yes

- I have enclosed the premises licence ✓
- I have enclosed the relevant part of the premises licence ✓

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence
n/a

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

Sticks 'n' Sushi have been operating these premises successfully for around 6 months.

The premises previously traded as the rather unloved "Walkabout" Antipodean themed sports bar.

The applicant submits that the change of operation from a sports bar with an occupancy in excess of 300 to a predominantly restaurant based operation with a total occupancy of 170

has already promoted the licensing objectives and had a beneficial impact on the West End Stress Area.

The applicant now seeks to extend its terminal hour for the sale of alcohol, provision of late night refreshment and closing time.

The applicant has found that a number of its diners wish to eat later (for example post theatre) and indeed to stay and enjoy the atmosphere a bit later.

This application only relates to the restaurant part of the premises and therefore excludes the 40 persons who are allowed in the ground floor bar area to be sold and consume alcohol which is not ancillary to a table meal.

For those persons will continue to be bound by the existing terminal hour for the sale of alcohol and the following extra wording to condition 18 paragraphs 1 and 2 is proposed to enforce this:-

("but there will be no supply of alcohol after 23:30 on Monday to Thursday inclusively, 22:30 on Sundays and midnight on Fridays and Saturdays")

The applicant therefore contends that because the extended hours will only apply to those customers who are or have been dining that accordingly there will be no addition to the cumulative impact in the West End Stress Area.

All existing conditions and restrictions including the occupancy will continue to apply".

b) The prevention of crime and disorder

See box a) above

c) Public safety

See box a) above

d) The prevention of public nuisance

See box a) above

e) The protection of children from harm

See box a) above

Please tick yes


- I have made or enclosed payment of the fee or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy

- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

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

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	30 April 2014
Capacity	Poppleston Allen – Solicitors for & on behalf of the applicant

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)			
Vicki Caress Poppleston Allen Solicitors 37 Stoney Street The Lace Market			
Post town	Nottingham	Post code	NG1 1LS
Telephone number (if any)	0115 934 9176		
If you would prefer us to correspond with you by e-mail your e-mail address (optional) v.caress@popall.co.uk			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If

By Email & Post premiseslicensing@westminster.gov.uk; 5 Great College Street
spatterson@westminster.gov.uk Westminster
London SW1P 3SJ
www.rb-law.com
Direct Dial +44 (0)20 7227 7242

Tel +44 (0)20 7222 7040
Fax +44 (0)20 7222 6208
LDE 113 London Chancery Lane
info@rb-law.com
trevor.standen@rb-law.com

RadcliffesLeBrasseur

City of Westminster
Licensing Service
4th Floor
Westminster City Hall
64 Victoria Street
London SW1E 6QP

17 July 2014

Our Ref: TRS/MD/45124.012

Your Ref:

W 4339807 v1

FAO: Miss Susan Patterson

Dear Sirs

Notification of a Premises Licence variation application under the Licensing Act 2003
Reference: 14/03454/LIPV - Sticks 'n' Sushi, 11 Henrietta Street, London WC2E 8PS

We would refer to our objection to this application.

We have been told that the application is to be amended with a condition that would state:

“After 11.30pm on Monday to Thursday and midnight on Friday and Saturday unless there is an emergency all customers will leave the premises via the exit on Maiden Lane only”.

On the basis that this condition is imposed in any consent granted, we would on behalf of our client be happy to withdraw our objection.

Yours faithfully

RadcliffesLeBrasseur

c.c. Lady Angela Bernstein

By Email & Post
premiseslicensing@westminster.gov.uk

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Westminster
London SW1P 3SJ
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info@rlb-law.com
trevor.standen@rlb-law.com

RadcliffesLeBrasseur

City of Westminster
Licensing Services
Westminster City Hall
64 Victoria Street
London SW1E 6QP

15 May 2014

Our Ref: TRS/BMB/45124.012

Your Ref:

W 4319993 v1

Dear Sirs

Notification of a Premises Licence variation application under the Licensing Act 2003
Reference: 14/03454/LIPV - Sticks 'n' Sushi, 11 Henrietta Street, London WC2E 8PS

We write on behalf of our client Lady Angela Bernstein of Apartment 4, 34A Henrietta Street, London WC2E 8NA to object to the above application. The application is:-

1. To extend the terminal hour for the sale of alcohol and late night refreshment to midnight Monday to Thursday, 00.30 Friday and Saturday and 23.00 Sunday.
2. To extend opening hours to 00.30 Monday to Thursday, 01.00 Friday and Saturday and 23:30 Sunday.
3. To add the following words to condition 18(i) and (ii) " but there will be supply of alcohol after 23:30 on Monday to Thursday inclusively, 22:30 on Sundays and midnight on Fridays and Saturdays"

This application seeks to obtain permission to operate outside of the core hours within the stress area. This is an observation already drawn to our attention by Mr David Nevitt of your Noise Team.

Our client already finds that with the existing operation, its customers take drinks out onto the pavement and are sometimes very noisy. Her property, which also has a roof terrace, is diagonally opposite No.11. She is naturally very concerned at extending the hours of operation of an activity which is already causing a noise nuisance to her.

No doubt your officers will visit the property one night during good weather to see the existing state of affairs. The prospect of the noise nuisance resulting from this proposed extension, fills our client with dread.

Under the circumstances, we would wish you take this letter as a letter of objection to this application.

Yours faithfully


RadcliffesLeBrasseur

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A list of partners may be inspected at the above address

Patterson, Susan

From: David Kaner [david.kaner@outlook.com]
Sent: 15 July 2014 16:58
To: 'James Anderson'; Patterson, Susan
Cc: Drayan, Anil; 'Suraj Desor'; Admin; joweir@ymail.com; spcfolks@googlemail.com; linda@campin.co.uk; trevor.standen@rlb-law.com; Hyams, Louise (Cllr); richardcthomson@yahoo.co.uk
Subject: RE: Sticks 'n' Sushi, Henrietta Street

Dear James, Susan,

This is to confirm that on the basis of the revision to the requested hours and this condition regarding exiting the premises the CGCA hereby withdraws its Representation.

Regards

David Kaner

From: James Anderson [mailto:J.Anderson@popall.co.uk]
Sent: 15 July 2014 11:19
To: admin@cgareatrust.org.uk; joweir@ymail.com; spcfolks@googlemail.com; linda@campin.co.uk; trevor.standen@rlb-law.com; lhyams@westminster.gov.uk; david.kaner@outlook.com; richardcthomson@yahoo.co.uk
Cc: adrayan@westminster.gov.uk; spatterson@westminster.gov.uk; Suraj Desor
Subject: Sticks 'n' Sushi, Henrietta Street

Dear all

Many thanks for those of you who have been good enough to respond and particularly to Simon Grigg and Sarah Lane on behalf of the Covent Garden Area Trust who have indicated they are content to withdraw their representations.

I note Trevor Standen's comments on behalf of Lady Bernstein and I suspect that the use of the word "encouraged" may make the condition difficult to enforce.

I would therefore propose the following amendment:-

"After 11.30pm on Monday to Thursday and midnight on Friday and Saturday unless there is an emergency all customers will leave the premises via the exit on Maiden Lane only".

Please do let me know if you are happy with the amended condition.

Yours sincerely

James Anderson
Partner, Poppleston Allen
T: 0115 934 9195 M: 07971 284605 W: www.popall.co.uk
[LinkedIn](#)
Download our App [Here](#)

Nottingham Office : 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS T : 0115 953 8500 F : 0115 953 8501

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Comments for Licensing Application 14/03454/LIPV

Application Summary

Application Number: 14/03454/LIPV

Address: 11 Henrietta Street London WC2E 8PY

Proposal: Premises Licence - Variation

Case Officer: Mr Ola Owojori

Customer Details

Name: Mr. David Kaner

Address: 21 Mercer Street London

Comment Details

Commenter Type: Residents Association

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment:10:27 AM on 20 May 2014 This representation is being made on behalf of the Covent Garden Community Association.

We appreciate that the applicant wishes to extend hours for the restaurant use only beyond the core hours of WCC's Licensing Policy. However allowing the premises to operate later will mean that people leave the area later and in doing so are likely to disturb residents on Henrietta Street and in the surrounding area.

Whilst we agree that this type of premises is preferable to Walkabout when residents are disturbed by people leaving at 01:00 or later the type of premises they have visited beforehand is of little consequence.

We therefore ask that the Licencing Committee refuse this application for variation.

Regards

David Kaner

for CGCA Licensing Subcommittee

Patterson, Susan

From: Saint Paul [spcfolks@googlemail.com] on behalf of Rev Simon Grigg [info@actorschurch.org]
Sent: 16 July 2014 11:38
To: David Kaner; 'James Anderson'; Patterson, Susan
Cc: Drayan, Anil; 'Suraj Desor'; Admin; joweir@ymail.com; spcfolks@googlemail.com; linda@campin.co.uk; trevor.standen@rlb-law.com; Hyams, Louise (Cllr); richardcthomson@yahoo.co.uk
Subject: Re: Sticks 'n' Sushi, Henrietta Street

This is to confirm that on the basis of the revisions discussed, the Church of St. Paul's, Covent Garden hereby withdraws its Objection to the Application

Simon Grigg

St. Paul's Church

From: David Kaner
Sent: Tuesday, July 15, 2014 4:58 PM
To: 'James Anderson'; spatterson@westminster.gov.uk
Cc: adrayan@westminster.gov.uk; 'Suraj Desor'; admin@cgareatrust.org.uk; joweir@ymail.com; spcfolks@googlemail.com; linda@campin.co.uk; trevor.standen@rlb-law.com; lhyams@westminster.gov.uk; richardcthomson@yahoo.co.uk
Subject: RE: Sticks 'n' Sushi, Henrietta Street

Dear James, Susan,

This is to confirm that on the basis of the revision to the requested hours and this condition regarding exiting the premises the CGCA hereby withdraws its Representation.

Regards

David Kaner

From: James Anderson [<mailto:J.Anderson@popall.co.uk>]
Sent: 15 July 2014 11:19
To: admin@cgareatrust.org.uk; joweir@ymail.com; spcfolks@googlemail.com; linda@campin.co.uk; trevor.standen@rlb-law.com; lhyams@westminster.gov.uk; david.kaner@outlook.com; richardcthomson@yahoo.co.uk
Cc: adrayan@westminster.gov.uk; spatterson@westminster.gov.uk; Suraj Desor
Subject: Sticks 'n' Sushi, Henrietta Street

Dear all

Many thanks for those of you who have been good enough to respond and particularly to Simon Grigg and Sarah Lane on behalf of the Covent Garden Area Trust who have indicated they are content to withdraw their representations.

I note Trevor Standen's comments on behalf of Lady Bernstein and I suspect that the use of the word "encouraged" may make the condition difficult to enforce.

I would therefore propose the following amendment:-

"After 11.30pm on Monday to Thursday and midnight on Friday and Saturday unless there is an emergency all customers will leave the premises via the exit on Maiden Lane only".

Please do let me know if you are happy with the amended condition.

Yours sincerely

James Anderson

Partner, Poppleston Allen

T: 0115 934 9195 M: 07971 284605 W: www.popall.co.uk

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Owojori, Olaposi

From: Saint Paul [spcfolks@googlemail.com] on behalf of Rev Simon Grigg
[info@actorschurch.org]
Sent: 27 May 2014 10:47
To: Premises Licensing
Subject: 14/03454/LIPV

Follow Up Flag: Follow up
Flag Status: Completed

To Whom it May Concern

St. Paul's Church, Covent Garden objects to the proposed variation to the licence in the application numbered above. The objection is on the grounds of noise and antisocial behaviour. The previous occupants of the unit were allowed a late night licence and this caused immense difficulty for the church. In particular, the tunnel access that leads from Henrietta St. to the church grounds was used for public urination by drunk patrons of the unit. It was also used for illegal drug taking. We are anxious that this is not repeated with another late night licence. When the current occupant moved in, we were assured that this would NOT become another late night venue, and now, just a short time after such assurances were given, it is proposed that yet another late night venue be added to Covent Garden.

In addition, the area has become more residential since the last late night licence and it would be detrimental to the residents for the noise of another late night venue to be added to the area. There are plenty of late night licence premises available in the immediate vicinity and it would be inappropriate to add another.

Rev'd Simon Grigg

Rector

St. Paul's Church, Covent Garden.

Patterson, Susan

From: admin [admin@cgareatrust.org.uk]
Sent: 15 July 2014 11:57
To: 'James Anderson'; joweir@ymail.com; spcfolks@googlemail.com; linda@campin.co.uk; trevor.standen@rlb-law.com; Hyams, Louise (Cllr); david.kaner@outlook.com; richardcthomson@yahoo.co.uk
Cc: Drayan, Anil; Patterson, Susan; 'Suraj Desor'
Subject: RE: Sticks 'n' Sushi, Henrietta Street

Dear James

I am happy with the wording – I appreciate the difficulty with using “encouraged” but also I hope you understand my point. I repeat, the Trust is now happy to withdraw its objection.

Kind regards

Sarah

Sarah Lane
Trust Secretary
Covent Garden Area Trust
1st Floor
13 New Row
London
WC2N 4LF
020 7497 9245 (direct dial)
07756 068628 (mobile)
www.coventgardentrust.org.uk

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 Registered at Companies House, Cardiff
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From: James Anderson [mailto:J.Anderson@popall.co.uk]
Sent: 15 July 2014 11:19
To: admin@cgareatrust.org.uk; joweir@ymail.com; spcfolks@googlemail.com; linda@campin.co.uk; trevor.standen@rlb-law.com; lhyams@westminster.gov.uk; david.kaner@outlook.com; richardcthomson@yahoo.co.uk
Cc: adrayan@westminster.gov.uk; spatterson@westminster.gov.uk; Suraj Desor
Subject: Sticks 'n' Sushi, Henrietta Street

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I would therefore propose the following amendment:-

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Please do let me know if you are happy with the amended condition.

Yours sincerely

James Anderson

Partner, Poppleston Allen

T: 0115 934 9195 **M:** 07971 284605 **W:** www.popall.co.uk

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Covent Garden Area Trust

13 New Row, Covent Garden, London WC2N 4LF
Telephone 020 7497 9245 Facsimile 020 7240 2405

Email: admin@coventgardentrust.org.uk

Website: www.coventgardentrust.org.uk

Registered Charity No. 299874

Licensing Service
Westminster City Council
14th Floor City Hall
64 Victoria Street
London
SW1E 6QP

BY POST AND EMAIL

28th May 2014

Dear Sirs

**Re: Application for a variation of Premises Licence – 14/03454/LIPV
Sticks 'n' Sushi, 11 Henrietta Street, London WC2E 8PY**

The Covent Garden Area Trust wishes to object to the application for a variation to the premises licence at 11 Henrietta Street by Sticks 'n' Sushi Limited by extending the terminal trading hours.

The application seeks to extend the trading hours outside of the core hours within the stress area. Henrietta Street has a number of restaurants and bars which already cause annoyance and distress to the large number of residents who also live in the street.

The Trust is aware that many customers, both of the applicant establishment and others, take their drinks out on to the pavement in order to smoke and socialise and are often very noisy. The Trust is concerned at the prospect of extending the hours of operation of an activity which is already causing a noise nuisance to residents.

If this application were to be granted, the Trust envisages other similar establishments in the street applying for the same extended hours, causing further distress to residents, and there would then be no point in having core hours, or a stress area, for this busy area of Covent Garden. This is a precedent which should not be set.

Yours faithfully

Mrs Sarah Lane
Trust Secretary

Patterson, Susan

From: James Anderson [J.Anderson@popall.co.uk]
Sent: 10 July 2014 11:41
To: Patterson, Susan; Owojori, Olaposi
Subject: RE: Sticks 'n' Sushi, Henrietta Street

Susan, thank you and that is correct; I look forward to hearing from you. Regards, James.

From: Patterson, Susan [mailto:spatterson@westminster.gov.uk]
Sent: 09 July 2014 15:14
To: Owojori, Olaposi
Cc: James Anderson
Subject: RE: Sticks 'n' Sushi, Henrietta Street

Hello James

Just to advise that I have taken over handling this case to resolution. Thanks for the copies of all the emails you have sent to the representers following your meeting with them, Ola has forwarded them to me.

I understand that you now just wish this application to be for the extension of opening hours only to apply on to Monday to Saturday inclusively, and will mean that customers will be able to remain in the premises until midnight on Monday to Thursday and 12.30am on Friday and Saturday.

NO extension to late night refreshment hours and Sale of Alcohol hours

Could you just confirm back to me for clarity.

The case is listed for LSC on 7th August 2014. I will send out Notice of Hearings next week and advise the representers, again of the applications reduction to see if their concerns are addressed.

As we have 7 reps on the case only if all are withdrawn will we not proceed to a hearing for a resolution.

Thanks

Ms Susan Patterson
Environmental Health Consultation and Licensing
Premises Management
Westminster City Council
4th Floor South
City Hall
64 Victoria Street
London
SW1E 6QP
Tel: 020 7641 2207
Fax: 020 7641 7815
Mobile: 07983398635
spatterson@westminster.gov.uk
www.westminster.gov.uk

From: Owojori, Olaposi
Sent: 09 July 2014 13:15
To: Patterson, Susan
Subject: FW: Sticks 'n' Sushi, Henrietta Street

Owojori, Olaposi

From: Sollars, Jim
Sent: 09 June 2014 10:30
To: Vicki Caress
Cc: Owojori, Olaposi; idoxlicensing
Subject: 14/03454/LIPV STICKS N SUSHI

Vicki,

Just a brief email to confirm that Police had no representation to make against the above application.

Jim Sollars PC 2142CW

Westminster Police Licensing Team
4th Floor Westminster City Hall,
64, Victoria Street,
LONDON
SW1E 6QP

Tel: 0207 641 3179

CITY OF WESTMINSTER**MEMORANDUM**

TO Ola Owojori, Licensing Officer**REFERENCE** 14/03454/LIPV

FROM EH Consultation Team
REFERENCE 14/016858/EHCT
BEING DEALT WITH BY Anil Drayan
EMAIL adrayan@westminster.gov.uk
TELEPHONE 020 7641 1774
DATE 27 May 2014

The Licensing Act 2003**Sticks 'n' Sushi, 11 Henrietta Street, London, WC2E 8PS**

I refer to the application for a variation of a Premises Licence for the above premises.

The premises are located in the West End Stress area as defined in the Westminster City Council's Statement of Licensing Policy

The applicant is seeking the following variation to licensable activities:

1. To extend the terminal hours for the sale of alcohol and late night refreshment to midnight Monday to Thursday, 00:30 hours Friday and Saturday and 23:00 hours Sunday.
2. To amend condition 18

I wish to make the following representations:

1. The extension in hours sought will lead to an increase in Public Nuisance in the West End Stress Area.
2. Representation is raised against the proposed amendment of condition 18 as it could only apply if the extension in hours sought was to be permitted.

No additional conditions have been provided by the applicant, in particular, with regards to controls of any external areas and a 'dispersal' policy to prevent nuisance.

The applicant is advised to contact the undersigned to discuss these issues after which Environmental Health will propose additional conditions to allay its concerns.

As the extension in hours sought for the licensable activities is beyond 'core' hours in a stress area and, even if conditions are agreed, Environmental Health considers that this should be a matter for the Licensing-subcommittee to decide

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

Anil Drayan, Environmental Health Officer, EH Consultation Team

Owojori, Olaposi

From: Hyams, Louise (Cllr)
Sent: 21 May 2014 13:46
To: Premises Licensing
Subject: 11 Henrietta Street. Ref:14/03454/LIPV

Follow Up Flag: Follow up
Flag Status: Completed

I understand that an application has been lodged to extend the terminal hour for the sale of alcohol and to extend the opening hours of the above premises.

As Ward Councillor, I would like to register my objection to these requests being granted as I have had representations from local residents who already complain about noise from this venue and any increase of opening would severely harm their quality of life.

In Westminster we introduced a policy of core hours in the stress area and I would urge officers to comply with the policy at this establishment.

Yours sincerely,
Cllr. Louise Hyams
St. James's Ward

--
Louise Hyams

Comments for Licensing Application 14/03454/LIPV

Application Summary

Application Number: 14/03454/LIPV

Address: 11 Henrietta Street London WC2E 8PY

Proposal: Premises Licence - Variation

Case Officer: Mr Ola Owojori

Customer Details

Name: Mrs Linda Campin

Address: Apartment 1, 34A Henrietta Street London

Comment Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Comment Reasons:

Comment: 7:47 PM on 26 May 2014 We are concerned that the application to increase the opening hours and the licensing hours (beyond 11pm) is changing the nature of activity in the street. Henrietta Street is becoming increasingly more residential and currently it is not a destination for late night dining. During the week by 11pm it is relatively quiet. However, this is the second restaurant in the last couple of months to seek a late night licence which is a considerable extension beyond the core hours. This will have a dramatic impact on the amount of activity within the street in the early hours of the morning. We therefore respectfully request that this application is not approved.

Comments for Licensing Application 14/03454/LIPV

Application Summary

Application Number: 14/03454/LIPV

Address: 11 Henrietta Street London WC2E 8PY

Proposal: Premises Licence - Variation

Case Officer: Mr Ola Owojori

Customer Details

Name: Mr Richard Thomson

Address: Flat 11 Turner House 6 Exchange Court London

Comment Details

Commenter Type: Neighbour

Stance: Customer made comments neither objecting to or supporting the Licensing Application

Comment Reasons:

Comment: 8:47 PM on 11 May 2014 As a local resident I do not have an objection provided that it is clearly stated that any external noise from eg disposing bottles into bins is kept to the 11pm cutoff (incidentally - per council guidelines). I flag this as late night bottle dumping at another venue on Maiden Lane has become a major issue recently. Any bottle dumping after 11pm should result in license forfeit. Richard

Patterson, Susan

From: Drayan, Anil
Sent: 10 July 2014 08:33
To: James Anderson
Cc: Patterson, Susan
Subject: FW: RE: Sticks 'n' Sushi, Henrietta Street

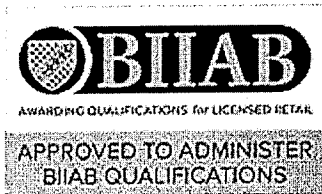
Hi James – FYI

please see e-mail trail below

regards
Anil

Anil Drayan
Environmental Health Officer
Environmental Health Consultation Team
tel/mob 0207 641 1774
fax 0207 641 3436
adrayan@westminster.gov.uk
www.westminster.gov.uk

**Premises Management
Westminster City Council
4F, City Hall
64 Victoria Street
London SW1E 6QP**



From: Richard Thomson [mailto:richardcthomson@yahoo.co.uk]
Sent: 10 July 2014 08:22
To: Patterson, Susan; Owojori, Olaposi; Info@Bynk.com; Drayan, Anil
Subject: Re: RE: Sticks 'n' Sushi, Henrietta Street

Hi westminster team,

Just in relation to the below...

- I didnt meet anyone on 2nd july, I assume there is a mixup with email addresses. But I would be interested who had taken this up already.

- but I did make a representation to you about no noise outside of the council guideline 7am-11pm and specifically requested absolutely NO bottle dumping or collection, written as a clear condition. As you will know this has become a major issue and it is the diplomacy of turner house residents which have sorted issues with the porterhouse, we would hate to have to reopen.

- I understand one stipulation has been added that people can only exit onto maiden lane. Clearly this is inappropriate and penalises a far more residential and closed street over a far less residential and more open

covent garden area. I would like to add my objection to this part.

Kind regards
Richard
11 TURNER HOUSE
WC2R 0PP
07790908143

Sent from Yahoo Mail on Android

From: Patterson, Susan <spatterson@westminster.gov.uk>;
To: Owojori, Olaposi <oowojori@westminster.gov.uk>; Info@Bynk.com <Info@Bynk.com>; Drayan, Anil <adrayan@westminster.gov.uk>;
Cc: richardcthomson@yahoo.co.uk <richardcthomson@yahoo.co.uk>;
Subject: RE: Sticks 'n' Sushi, Henrietta Street
Sent: Wed, Jul 9, 2014 2:05:04 PM

Hello Mr Langlois

I have taken this case over today from Mr Owojori. I can advise that you can only make further comment on this case if you already have a representation in, thus I think that Mr Thomson, your neighbour would need to do this if he wished as he made a representation on the case in the statutory time limit of 28 days

Thanks

Ms Susan Patterson
Environmental Health Consultation and Licensing
Premises Management
Westminster City Council
4th Floor South
City Hall
64 Victoria Street
London
SW1E 6QP
Tel: 020 7641 2207
Fax: 020 7641 7815
Mobile:07983398635
spatterson@westminster.gov.uk
www.westminster.gov.uk

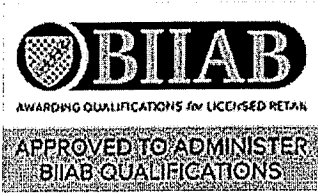
From: Owojori, Olaposi
Sent: 09 July 2014 13:16
To: Patterson, Susan
Subject: FW: Sticks 'n' Sushi, Henrietta Street

Mr Ola Owojori
Environmental Health Case Officer

Environmental Health Licensing & Consultation - Premises Management

Westminster City Council
4th Floor South
City Hall
64 Victoria Street
London
SW1E 6QP

Telephone 020 7641 7830
Fax 020 7641 7815
email: owojori@westminster.gov.uk
Web: www.westminster.gov.uk




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TO CHECK THEIR PROGRESS OR STATUS

PUBLIC  ACCESS

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 please don't print this e-mail unless you really need to

From: Info@Bynk.com [mailto:[info@bynk.com](mailto:Info@Bynk.com)]
Sent: 09 July 2014 12:35
To: Drayan, Anil; Owojori, Olaposi
Subject: Re: Sticks 'n' Sushi, Henrietta Street

Dear Adrayan,

I was forwarded this email by my neighbour Richard Thomson.

Can you please tell me if this extra condition is added will we again have the right to make a comment on this application?

Many thanks,

Mark Langlois

07776 137 138

6 Exchange Court

WC2R 0PP

From: James Anderson <J.Anderson@popall.co.uk>;
To: richardcthomson@yahoo.co.uk <richardcthomson@yahoo.co.uk>;
Cc: adrayan@westminster.gov.uk <adrayan@westminster.gov.uk>; owojori@westminster.gov.uk <owojori@westminster.gov.uk>; licensing@westminster.gov.uk <licensing@westminster.gov.uk>;
Subject: Sticks 'n' Sushi, Henrietta Street
Sent: Wed, Jul 9, 2014 10:08:47 AM

Dear Mr Thomson

Thank you very much to those of you who met Andreas and myself on Wednesday 2 July at the premises.

I write to confirm that the applicant wishes to amend the application so that there is no extension at all of licensable activities (including the sale of alcohol) but only an extension of the closing time.

This is only apply on to Monday to Saturday inclusively, and will mean that customers will be able to remain in the premises mid-night on Monday to Thursday and 12.30am on Friday and Saturday.

As Andreas explained, it will allow the premises to serve food and drink to the post-theatre crowd and other later diners v having to rush them out of the door.

Your concerns about people leaving later on to Henrietta Street have been noted.

We would therefore propose to add the following condition which will be attached to the premises licence and which will therefore be enforceable by Westminster's Licensing Enforcement Team;-

“After 11.30pm on Monday to Thursday and midnight on Friday and Saturday all customers will leave the premises via the exit on Maiden Lane only.”

I have sent a copy of this email to the Licensing Department, the Environmental Health Officers and other interested parties who have made observations about the application.

If you wish to discuss the application further, then please do not hesitate to contact me.

Yours sincerely

James Anderson

Partner, Poppleston Allen

T: 0115 934 9195 M: 07971 284605 W: www.popall.co.uk

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Nottingham Office : 37 Stoney Street, The Lace Market, Nottingham, NG1 1LS T : 0115 953 8500 F : 0115 953 8501

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Licence & Appeal History of Existing Licence at this Address

Application	Details of Application	Date Determined	Decision
Conversion and variation application 05/04139/LIPCV	Conversion of licence and variation to extend hours.	5/7/2005	Conversion variation granted by Licensing Sub Committee.
Transfer 13/03239/LIPT		14/6/2013	Granted under delegated authority
Variation 13/03241/LIPV		13/8/2013	Granted under delegated authority
Minor Variation 13/06824/LIPVM		26/9/2014	Granted under delegated authority
Variation 14/03454/LIPV	As detailed in this report	7/8/2014	Pending Licensing Sub Committee Decision

History of appeal to follow – if applicable

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

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

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

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

Existing Licence 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 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.

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

Conditions relating to Regulated Entertainment

9. A comprehensive CCTV system shall be installed that ensures that all areas of the licensed premises are monitored including all entry and exit points that enables frontal identification of every persons entering the premises, regardless of the level of illumination. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. Tape recordings shall be made available to an authorised officer or a Police officer together with facilities for viewing. The recordings for the preceding two days shall be made available immediately on request. Recordings outside this period shall be made available on 24 hours notice.
10. The licensee puts in place measures to ensure that staff are aware of the establishment's responsibilities under section 34 of the Environment Protection Act 1990 and that waste should only be put out at the appropriate time and that this includes both verbal instructions to staff and highly visible notices at all relevant places within the working areas of the premises.
11. All waste at the premises shall be paid for, properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection time.

12. The licensee shall ensure that the highway and public spaces in the vicinity of the premises are kept free of litter from the premises at all material times to the satisfaction of the Council.

Conditions related to the Sale of Alcohol

13. No striptease, no nudity and all persons on the premises to be decently attired.
14. There shall be no payment made by or on behalf of the licensee to any person for bringing customers to the premises.
15. In all parts of the premises where intoxicating liquor is sold or supplied:
- suitable beverages other than intoxicating liquor, including drinking water, shall be available during the whole of the permitted hours.
 - substantial food shall be available between the hours of, but not restricted to, 12:00 noon and 21:30 (Monday to Saturday) and 12:00 noon to 14:30 and 19:00 to 21:30 (Sundays, Christmas Day and Good Friday, when open).

Annex 2 – Conditions consistent with the operating Schedule

16. The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 170 persons with the following local restrictions:
- Basement - 40
 - Ground Floor - 130
17. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
18. The supply of alcohol at the premises shall be to a person seated taking a table meal there and for consumption by such a person ancillary to their meal, except in the ground floor bar area, a maximum of 40 persons will be allowed to:
- Be supplied and consume alcohol either seated or standing prior to or after their meal;
 - Be supplied or consume alcohol either seated or standing without taking a table meal.
19. Seating for a minimum of 100 persons will always be provided whenever the premises are conducting licensable activities.

End of existing LICENCE CONDITIONS

Proposed by the applicant, in discussion with residents making representations, 4 of whom have withdrawn their representations

20. After 11.30 pm on Monday to Thursday and midnight on Friday and Sunday all customers will leave the premises via the exit on Maiden Lane only

Below is a new mandatory condition which will be added to the licence when re - issued

- 21(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.
- 21(ii) For the purposes of the condition set out in paragraph 9(i) above -
- "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - "permitted price" is the price found by applying the formula -
$$P = D + (D \times V)$$

Where -
 - 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.

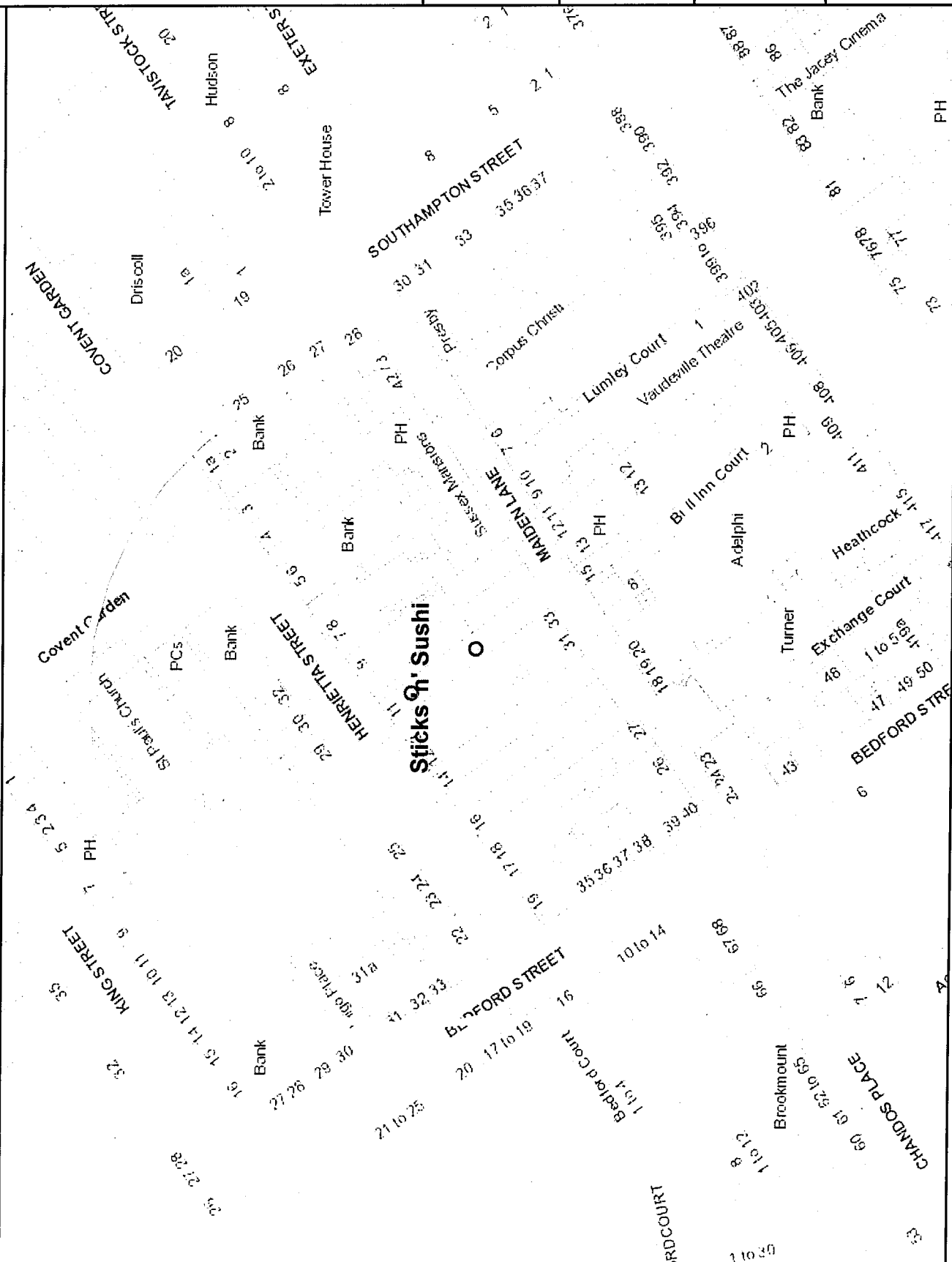
21(iii). Where the permitted price given by Paragraph 9(ii)(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

21(iv). (1) Sub-paragraph 9(iv)(2) below applies where the permitted price given by Paragraph 9(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.



11 Henrietta Street, WC2E 8PY



Sticks O' Sushi

Residential / Proposed Residential	69
Under Construction	0
Other Uses	132
Proportion Residential of all Uses	34.33%

Data Source: Uniform Database
Date: 10/06/2014

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Premises within 75 metres of: Sticks 'n' Sushi, 11 Henrietta Street, London, WC2E 8PY

p / n	Name of Premises	Premises Address	Opening Hours
2653	Jewel	29-30 Maiden Lane London WC2E 7JS	Sunday to Tuesday 09:00 - 01:00 Wednesday to Saturday 09:00 - 01:30
5357	Maple Leaf	Ground Floor 41 Maiden Lane London WC2E 7LJ	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:30
5447	Thai Pin Restaurant	Ground Floor 7 - 8 Maiden Lane London WC2E 7NA	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
5958	Fire And Stone	31-32 Maiden Lane London WC2E 7JS	Monday to Sunday 00:00 - 00:00
6086	Adelphi Theatre	411 Strand London WC2R 0NS	Saturday to Sunday 09:00 - 00:00 Monday to Friday 09:00 - 04:00
12415	Sticks 'n' Sushi	11 Henrietta Street London WC2E 8PY	Friday to Saturday 10:00 - 00:00 Monday to Thursday 10:00 - 23:30 Sunday 12:00 - 22:50
13212	La Perla	28 Maiden Lane London WC2E 7JS	Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 10:00 - 23:00 Sundays before Bank Holidays 12:00 - 00:00
-32473	La Perla	28 Maiden Lane London WC2E 7JS	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-30564	Pasta Brown	31 Bedford Street London WC2E 9EH	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-8332	Gourmet Burger Kitchen	13-14 Maiden Lane London WC2E 7NA	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 - 22:50
-1110	Bella Italia	30 Henrietta Street London WC2E 8NA	Monday to Saturday 10:00 - 01:00 Sunday 12:00 - 00:00
-254	Henry's Cafe Bar	Basement And Ground Floor 5 - 6 Henrietta Street London WC2E 8PS	Monday to Saturday 07:30 - 00:00 Sunday 09:00 - 23:30
431	Condesa Tapas Bar	15 Maiden Lane London WC2E 7NA	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
2638	Rules Restaurant	34-35 Maiden Lane London WC2E 7LB	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
6934	Condesa Tapas Bar	15 Maiden Lane London WC2E 7NA	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
8012	The Porterhouse Public House	21-22 Maiden Lane London WC2E 7NA	Monday to Saturday 09:00 - 00:30 Sunday 12:00 - 23:00
28161	All Bar One	Ground Floor And Basement 19 Henrietta Street London WC2E 8QH	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 - 22:50
32722	Porter's English Restaurant	Ground Floor 16 Henrietta Street London WC2E 8QH	Monday to Saturday 10:00 - 00:30 Sunday 12:00 - 00:00
-20251	Da Polpo	Ground Floor 6 Maiden Lane London WC2E 7NA	Sundays before Bank Holidays 09:00 - 00:30 Monday to Thursday 10:00 - 00:00 Friday to Saturday 10:00 - 00:30 Sunday 10:00 - 23:00

