



City of Westminster

# Licensing Sub-Committee Report

Item No:	
Date:	6 September 2018
Licensing Ref No:	18/06318/LIPV - Premises Licence Variation
Title of Report:	Hyde Park Sports Pavilion South Carriage Drive London W2 2UH
Report of:	Director of Public Protection and Licensing
Wards involved:	Knightsbridge And Belgravia
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Mrs Shannon Pring Senior Licensing Officer
Contact details	Telephone: 020 7641 3217 Email: spring3@westminster.gov.uk

## 1. Application

1-A Applicant and premises			
<b>Application Type:</b>	Variation of a Premises Licence, Licensing Act 2003		
<b>Application received date:</b>	30 May 2018		
<b>Applicant:</b>	Will To Win Limited		
<b>Premises:</b>	Hyde Park Sports Pavilion		
<b>Premises address:</b>	Hyde Park Sports Pavilion South Carriage Drive London W2 2UH	<b>Ward:</b>	Knightsbridge And Belgravia
		<b>Cumulative Impact Area:</b>	No
<b>Premises description:</b>	The premises currently operates as a café within the public tennis and sports centre that offers tennis courts, lawn bowling greens and a 9-hole putting green.		
<b>Variation description:</b>	<p>The variation application seeks to remove:</p> <p>Condition 21 “The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal”.</p> <p>Condition 22 “The supply of alcohol shall be by waiter or waitress service only”.</p>		
<b>Premises licence history:</b>	The premises currently benefits from a premises licence (12/01102/LIPN). Full details of the premises history can be found at Appendix 4.		
<b>Applicant submissions:</b>	The applicant’s submissions can be found at Appendix 3.		

1-B Current and proposed licensable activities, areas and hours						
<b>Sale by Retail of Alcohol</b>						
<b>On or off sales</b>		<b>Current :</b>			<b>Proposed:</b>	
		Both			No change	
	<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>	12:00	22:00	No change		Whole premises No change	
<b>Tuesday</b>						
<b>Wednesday</b>						
<b>Thursday</b>						
<b>Friday</b>						
<b>Saturday</b>						
<b>Sunday</b>						
<b>Seasonal variations/ Non-standard timings:</b>	<b>Current:</b>			<b>Proposed:</b>		
	None			No change		
	None			No change		

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	07:00	22:00	No change		Whole premises	No change
<b>Tuesday</b>						
<b>Wednesday</b>						
<b>Thursday</b>						
<b>Friday</b>						
<b>Saturday</b>						
<b>Sunday</b>						
<b>Seasonal variations/ Non-standard timings:</b>	<b>Current:</b>				<b>Proposed:</b>	
	None				No change	
	None				No change	

1-C <b>Layout alteration</b>
None

1-D <b>Conditions being removed</b>
<u>Condition 21</u> <p>The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.</p>
<u>Condition 22</u> <p>The supply of alcohol shall be by waiter or waitress service only</p>

## 2. Representations

2-A Responsible Authorities	
<b>Responsible Authority:</b>	Environmental Health Service ( <b>withdrawn</b> )
<b>Representative:</b>	Mr Dave Nevitt
<b>Received:</b>	27 June 2018
Representation is made in relation to the application, as the proposals are likely to increase Public Nuisance and may impact upon Public Safety.	

2-B Other Persons			
<b>Status:</b>	Maintained	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	26 June 2018		
<p>We strongly object to turn a TENNIS centre where children learn to play into a local PUB or RESTAURANT.</p> <p>Children now play there until 10.00pm thanks to the new light installation and they change in the changing room and have a shower there. The changing room/toilet will also serve as the main toilet to the restaurant/pub where alcohol will be served.</p> <p>Can you imagine people having a shower or getting changed in a PUB toilet with "drunk people"? I hope that you or your child will not have to do that.</p> <p>The tennis centre should promote healthy living and exercises not turning into a money making business to entertain tourists. The park is full of facilities of this kind.</p>			
<b>Status:</b>	Maintained	<b>In support or opposed:</b>	Opposed
<b>Received:</b>	26 June 2018		
<p>I object in turning the tennis courts into alcohol drinking establishment.</p> <p><u>Further detail received on 26 June 2018:</u></p> <p>The protection of children from harm, in the changing rooms or under the shower.</p> <p>The prevention of public nuisance, the prevention of crime and disorder for example, at the entrance the complex shows tournaments like tennis games and football games. Drunk fans could fight over anything at any time of the day.....over a small instance.</p> <p>It is a private quiet place where I can sit and read, giving an alcohol license will change the character of the place entirely.</p>			

### 3. Policy & Guidance

The following policies within the City Of Westminster Statement of Licensing Policy apply:	
<b>Policy HRS1 applies:</b>	<p>(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.</p> <p>(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.</p> <p>For premises for the supply of alcohol for consumption on the premises: Monday to Thursday: 10:00 to 23:30 Friday and Saturday: 10:00 to midnight Sundays immediately prior to Bank Holidays: Midday to midnight Other Sundays: Midday to 22:30</p> <p>For premises for the supply of alcohol for consumption off the premises: Monday to Saturday: 08:00 to 23:00 Sundays: 10:00 to 22:30</p>
<b>Policy PB1 applies:</b>	Applications will only be granted if it can be demonstrated that the proposal meets the relevant criteria in Policies CD1, PS1, PN1 and CH1.

### 4. Appendices

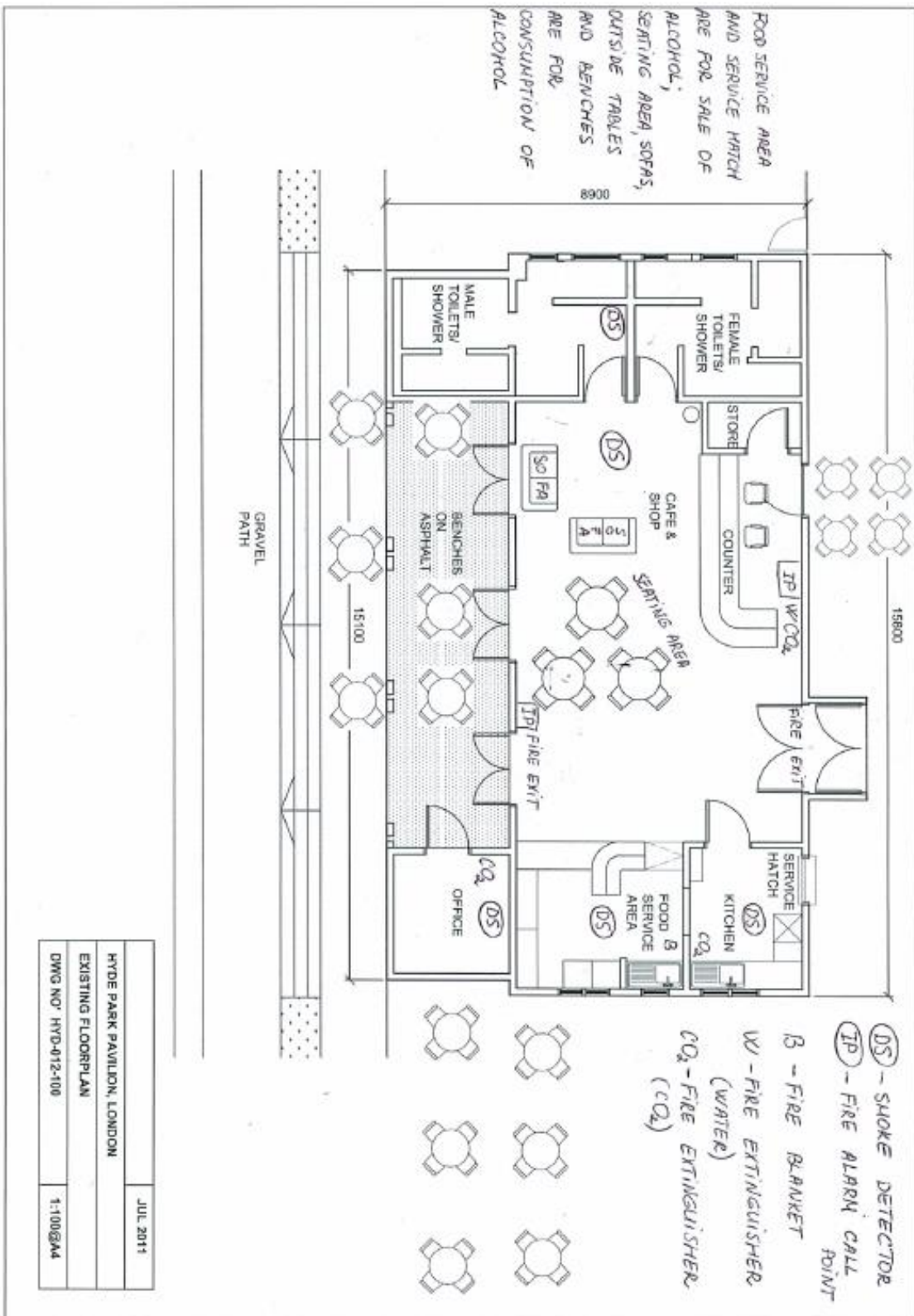
<b>Appendix 1</b>	Premises plans
<b>Appendix 2</b>	Current Premises Licence - 12/01102/LIPN
<b>Appendix 3</b>	Applicant supporting documents
<b>Appendix 4</b>	Premises history
<b>Appendix 5</b>	Proposed conditions
<b>Appendix 6</b>	Residential map and list of premises in the vicinity

<b>Report author:</b>	Mrs Shannon Pring Senior Licensing Officer
<b>Contact:</b>	Telephone: 020 7641 3217 Email: spring3@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.

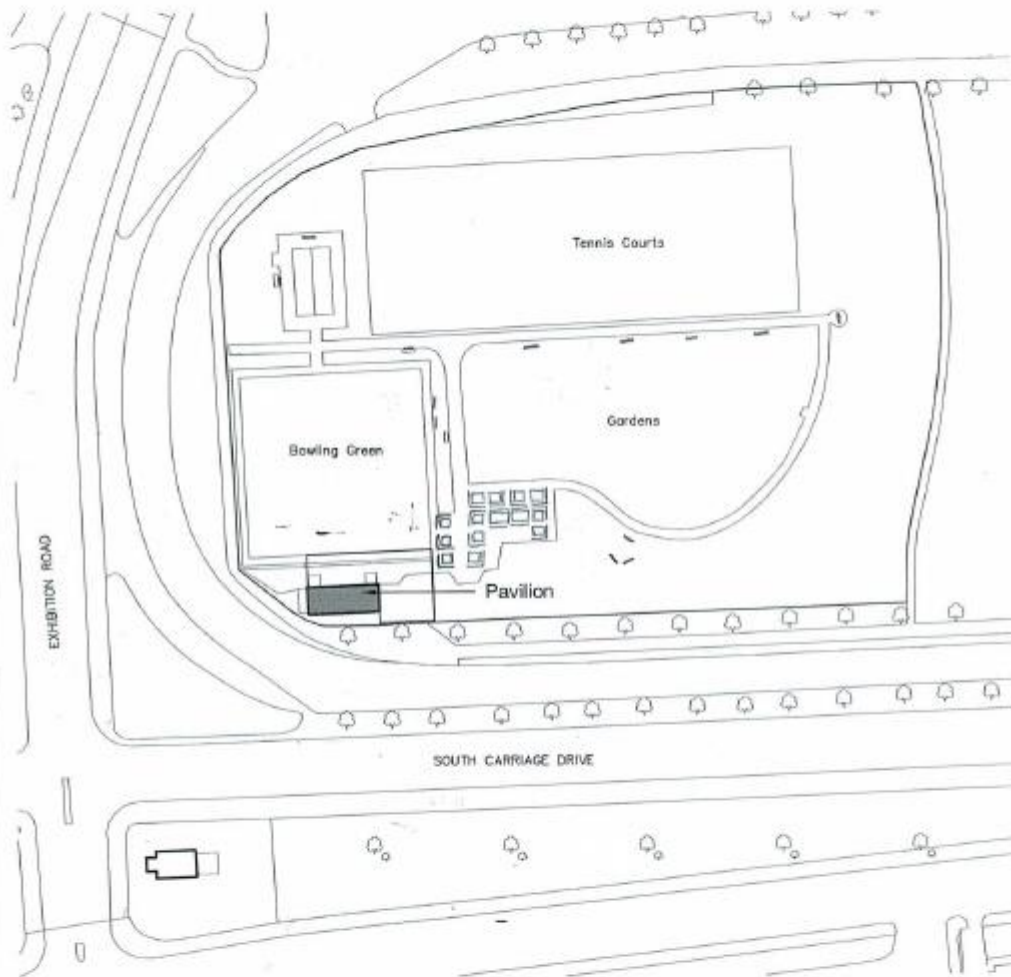
**Background Documents – Local Government (Access to Information) Act 1972**

<b>1</b>	Licensing Act 2003	N/A
<b>2</b>	City of Westminster Statement of Licensing Policy	7 <sup>th</sup> January 2016
<b>3</b>	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
<b>4</b>	Environmental Health Service ( <i>withdrawn</i> )	27 June 2018
<b>5</b>	Representation 1	26 June 2018
<b>6</b>	Representation 2	26 June 2018



ALL MARKED GARDEN TABLES  
AND BENCHES CAN BE USED  
FOR CONSUMPTION OF  
ALCOHOL

□ GARDEN TABLES  
L/- BENCHES



0m 10m 20m 30m 40m 50m

# Site Location Plan

FOR PLANNING	JUL' 11
HYDE PARK PAVILION, LONDON - EXTENSION	
Site Location Plan	
DWG NO' HYD-010-001	1:2500@A4



**Current premises licence**

Reference 12/01102/LIPN



# City of Westminster

64 Victoria Street, London, SW1E 6QP

Schedule 12  
Part A

WARD: Knightsbridge  
And Belgravia  
UPRN: 010033569535

Premises licence

Regulation 33, 34

Premises licence number:

12/01102/LIPN

Original Reference:

12/01102/LIPN

## Part 1 – Premises details

### Postal address of premises:

Hyde Park Sports Pavilion  
South Carriage Drive  
London  
W2 2UH

**Telephone Number:** 0208 995 3532

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

Not applicable

### Licensable activities authorised by the licence:

Sale by Retail of Alcohol

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

#### Sale by Retail of Alcohol

Monday to Sunday: 12:00 to 22:00

### The opening hours of the premises:

Monday to Sunday: 07:00 to 22:00

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

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

**Part 2**

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

Will To Win Limited  
277-279 Chiswick High Road  
London  
W4 4PU  
*Electronic Mail : steveriley@willtowin.co.uk*  
*Mobile Phone Number : 07957 110 403*

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

02645191

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

**Name:** Edyta Jasinska

*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:** 01881  
**Licensing Authority:** London Borough Of Ealing

**Date:** 29 March 2012

**This licence has been authorised by Mr Ola Owojori on behalf of the 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.

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

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
11. Substantial food and non-intoxicating beverages shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
12. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
13. No super-strength beer, lagers or ciders above 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
14. There shall be no self service of alcohol on the premises.
15. There will be no draught sales of alcohol.
16. The sale of alcohol at the premises shall at all times be ancillary to the premises operating as a tennis / sports centre.
17. No alcohol shall be consumed more than 30 minutes after the permitted hour for the supply of alcohol.
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 is open.
19. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
20. 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 regards crime and disorder
  - (d) any incidents of disorder
  - (e) seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
21. The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.
22. The supply of alcohol shall be by waiter or waitress service only.

23. No more than 10% of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
24. Alcohol consumed outside the premises building shall only be consumed by patrons seated at table.
25. A direct telephone number for the manager at the premises shall be made available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
26. 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.
27. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent access to the alcohol by both customers or staff.
28. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale.
29. All cashiers will receive refresher training on relevant alcohol laws and the licence holder's policy on challenging for ID. Such training to take place at least twice a year. Records will be maintained at the premises containing information about the training of any person who may make a sale of alcohol including the date of their training and the nature of the training undertaken. The relevant documentation shall be produced on request to a police officer or a relevant officer of a responsible authority.
30. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
31. There shall be no striptease or nudity, and all persons shall be decently attired at all times.

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

None



## **Annex 4 – Plans**

Attached



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

Schedule 12  
Part B

Premises licence  
summary

**WARD: Knightsbridge  
And Belgravia  
UPRN: 010033569535**

Regulation 33, 34

Premises licence number:

12/01102/LIPN

**Part 1 – Premises details**

**Postal address of premises:**

Hyde Park Sports Pavilion  
South Carriage Drive  
London  
W2 2UH

**Telephone Number:** 0208 995 3532

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

Not applicable

**Licensable activities authorised by the licence:**

Sale by Retail of Alcohol

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

**Sale by Retail of Alcohol**

Monday to Sunday:

12:00 to 22:00

**The opening hours of the premises:**

Monday to Sunday:

07:00 to 22:00

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

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

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

Will To Win Limited  
277-279 Chiswick High Road  
London  
W4 4PU

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

02645191

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

**Name:** Edyta Jasinska

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

Restricted

**Date:** 29 March 2012

**This licence has been authorised by Mr Ola Owojori on behalf of the Operational Director - Premises Management.**

Our facilities are sports facilities with limited seating facilities and limiting sales of alcohol to address this condition is quite challenging. What is more, our facility has a lot of perfect spots for picnic that people take advantage of in summer months. Allowing our customers to have a glass of Pimms on a picnic blanket would make a big difference to us.

Our customers visit the centre to take part in sports activities and allowing customer to have a drink while taking part in games like lawn bowls would be appreciated. It is not so common that our visitors purchase a sit down meal and then move on to playing sports. Allowing a leisurely drinks for our customers while exploring and taking advantage of the outdoor facilities would translate into more customers coming to use our facilities and while doing so, they would remain active.

As part of our operations we also run sports events during summer months. Many of them revolve around sports activities where the guests are after the activity, not the sit down meal. The clause about alcohol being sold by waiter or waitress service only is also very challenging for us.

The current size of our cafe stipulates the size of our catering team and waiting service is currently not offered, with the exception of the supply of alcohol. It is not likely that the increased consumption of alcohol would translate into any alcohol related issues and our staff are regularly trained on our alcohol policy. We feel that amending these clauses would be a win-win change for everyone involved.

**Licence & Appeal History**

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
12/01102/LIPN	Application for a new premises licence	20/03/2012	Granted under delegated authority
18/06318/LIPV	Current application		

**There is no appeal history**

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

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

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

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

**Conditions: On Current Licence -**

**Mandatory:**

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



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

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.
11. Substantial food and non-intoxicating beverages shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
12. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
13. No super-strength beer, lagers or ciders above 5.5% ABV (alcohol by volume) or above shall be sold at the premises.
14. There shall be no self service of alcohol on the premises.
15. There will be no draught sales of alcohol.
16. The sale of alcohol at the premises shall at all times be ancillary to the premises operating as a tennis / sports centre.
17. No alcohol shall be consumed more than 30 minutes after the permitted hour for the supply of alcohol.
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 is open.
19. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
20. 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 regards crime and disorder
  - (d) any incidents of disorder
  - (e) seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
21. The supply of alcohol at the premises shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.

### **Proposed removal of condition 21**

22. The supply of alcohol shall be by waiter or waitress service only.

### **Proposed removal of condition 22**

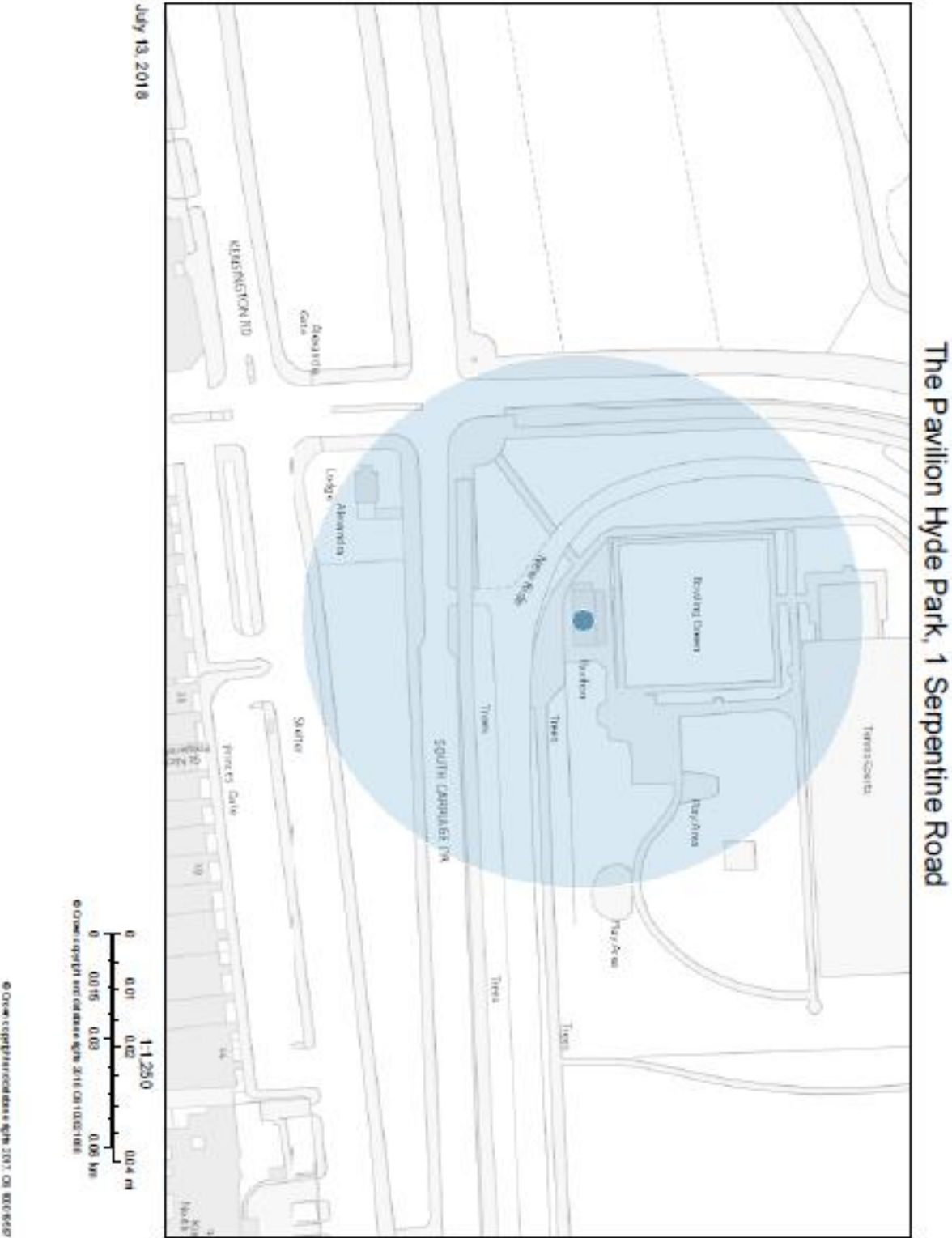
23. No more than 10% of the sales area shall be used at any one time for the sale, exposure for sale, or display of alcohol.
24. Alcohol consumed outside the premises building shall only be consumed by patrons seated at table.
25. A direct telephone number for the manager at the premises shall be made available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
26. 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.
27. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent access to the alcohol by both customers or staff.
28. Prominent signage indicating the permitted hours for the sale of alcohol shall be displayed so as to be visible before entering the premises, where alcohol is on public display, and at the point of sale.
29. All cashiers will receive refresher training on relevant alcohol laws and the licence holder's policy on challenging for ID. Such training to take place at least twice a year. Records will be maintained at the premises containing information about the training of any person who may make a sale of alcohol including the date of their training and the nature of the training undertaken. The relevant documentation shall be produced on request to a police officer or a relevant officer of a responsible authority.
30. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment in Schedule 3 to the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Greater London Council (General Powers) Act 1986 (whether or not locally adopted), shall be provided.
31. There shall be no striptease or nudity, and all persons shall be decently attired at all times.

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

None

### **Condition proposed by Environmental Health and agreed by the applicant to form part of the operating schedule**

32. The consumption of alcohol on the premises shall at all times only be by patrons who are seated, save for persons attending a private pre-booked event or persons who have booked and made use of the on-site sports facilities that day.



Resident count: 1

Note: There are no licensed premises within 75 metres of the premises.