



# Licensing Sub-Committee Report

Item No:

Date:

Licensing Ref No:

Title of Report:

Report of:

Wards involved:

Policy context:

Financial summary:

Report Author:

Contact details

## 1. Application

1-A Applicant and premises							
<b>Application Type:</b>		Variation of a Premises Licence, Licensing Act 2003					
<b>Application received date:</b>		28 October 2019					
<b>Applicant:</b>		Uk Haidilao Pte. Ltd					
<b>Premises:</b>		HaiDiLao					
<b>Premises address:</b>		Units 4 And 5 Trocadero 13 Coventry Street London	<table border="1"> <tr> <td><b>Ward:</b></td><td>St James's Ward</td></tr> <tr> <td><b>Cumulative Impact Area:</b></td><td>West End</td></tr> </table>	<b>Ward:</b>	St James's Ward	<b>Cumulative Impact Area:</b>	West End
<b>Ward:</b>	St James's Ward						
<b>Cumulative Impact Area:</b>	West End						
<b>Premises description:</b>		The premises operates as a restaurant with on and off sales for late night refreshment and sale by retail of alcohol.					
<b>Variation description:</b>		<p>This is an application for variation seeks to extend the hours for licensable activities including the sale by retail for alcohol until 02:00am</p> <p>There are no changes to the licensing plans. One of the main reasons for the application is that persons attending the premises to dine take a much longer time than a normal restaurant due to the Chinese Hot Pot style of cuisine where customers cook their own food.</p> <p>The applicant will consider such other conditions as may be recommended by any interested party.</p>					
<b>Premises licence history:</b>		The premises has had the benefit of a Premises Licence since 2018 and a copy of the current Premises Licence 20/01462/LIPDPS is attached at <b>Appendix 3</b> of this report together with the full licence history.					
<b>Applicant submissions:</b>		During the consultation period the applicant agreed with the interested parties to remove this element of the application and therefore the sale by retail for alcohol remains as Monday to Thursday 10:00 to 23:30, Friday to Saturday 10:00 to 00:00 and Sundays 12:00 to 22:30.					

1-B Current and proposed licensable activities, areas and hours								
Regulated Entertainment								
Exhibition of films								
	Current Hours	Proposed Hours	Licensable Area					
	Start:	End:	Start:	End:	Current:	Proposed:		
<b>Monday</b>	10:00	01:00	10:00	02:00	Basement and Ground Floor	No Variation Sought		
<b>Tuesday</b>	10:00	01:00	10:00	02:00				
<b>Wednesday</b>	10:00	01:00	10:00	02:00				
<b>Thursday</b>	10:00	01:00	10:00	02:00				
<b>Friday</b>	10:00	00:00	10:00	02:00				
<b>Saturday</b>	10:00	00:00	10:00	02:00				
<b>Sunday</b>	12:00	22:30	12:00	02:00				
Seasonal variations/ Non-standard	Current:			Proposed:				
	All licensable activities shall be extended from the end of permitted			All licensable activities shall be extended from the end of permitted				

<b>timings:</b>	hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight.	hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight.  Hotel residents and their guests shall be unrestricted.  Sundays before Bank Holidays 12.00 to 02:00.
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**Plays, Recorded Music, Performance of Dance and anything of a similar nature to Regulated Entertainment:**

	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	10:00	23:30	10:00	02:00	Ground Floor and Basement	No Variation Sought
<b>Tuesday</b>	10:00	23:30	10:00	02:00		
<b>Wednesday</b>	10:00	23:30	10:00	02:00		
<b>Thursday</b>	10:00	23:30	10:00	02:00		
<b>Friday</b>	10:00	00:00	10:00	02:00		
<b>Saturday</b>	10:00	00:00	10:00	02:00		
<b>Sunday</b>	12:00	22:30	12:00	02:00		
<b>Seasonal variations/ Non-standard timings:</b>	<b>Current:</b>  All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight.				<b>Proposed:</b>  All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight.  Hotel residents and their guests shall be unrestricted.  Sundays before Bank Holidays 12.00 to 02:00.	

Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
			Both		No Variation Sought	
			Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	23:30	23:00	02:00	Ground Floor and Basement only	No Variation Sought
Tuesday	23:00	23:30	23:00	02:00		
Wednesday	23:00	23:30	23:00	02:00		
Thursday	23:00	23:30	23:00	02:00		
Friday	23:00	00:00	23:00	02:00		
Saturday	23:00	00:00	23:00	02:00		
Sunday	N/A	N/A	23:00	02:00		
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight				All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight.  Hotel residents and their guests shall be unrestricted.  Sundays before Bank Holidays 12.00 to 02:00.	

Sale by Retail of Alcohol								
On or off sales			Current :		Proposed:			
			Both		No Variation Sought			
			Proposed Hours		Licensable Area			
	Start:	End:	Start:	End:	Current:	Proposed:		
Monday	10:00	23:30	No Variation Sought	Ground Floor and Basement Only		No Variation Sought		
Tuesday	10:00	23:30						
Wednesday	10:00	23:30						
Thursday	10:00	23:30						
Friday	10:00	00:00						
Saturday	10:00	00:00						
Sunday	12:00	22:30						
Seasonal variations/ Non-standard timings:	Current:				Proposed:			
	All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight.				All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight.			

		Hotel residents and their guests shall be unrestricted.  Sundays before Bank Holidays 12.00 to 02:00.
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Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
<b>Monday</b>	N/A	N/A	08:00	02:00	Ground Floor and Basement Only	No Variation Sought
<b>Tuesday</b>	08:00	00:00	08:00	02:00		
<b>Wednesday</b>	08:00	00:00	08:00	02:00		
<b>Thursday</b>	08:00	00:00	08:00	02:00		
<b>Friday</b>	08:00	00:30	08:00	02:00		
<b>Saturday</b>	08:00	00:30	08:00	02:00		
<b>Sunday</b>	08:00	00:30	08:00	02:00		
<b>Seasonal variations/ Non-standard timings:</b>	<b>Current:</b>  All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to 00:30.				<b>Proposed:</b>  All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight.  Hotel residents and their guests shall be unrestricted.  Sundays before Bank Holidays 12.00 to 02:00.	

1-C Layout alteration
There are changes sought to the layout by way of this variation.

1-D Conditions being varied	
<b>Condition</b>	<b>Proposed variation</b>
9. Access and egress to the premises between 23:30hrs (Monday to Thursday), midnight (Friday and Saturday), and 22:30hrs (Sunday, midnight on Sundays before bank holidays) and 08:00hrs shall only be via the internal door (as shown on the attached plans) from the hotel	9. Access and egress to the premises between 01:00 and 08:00 shall only be via the internal door (as shown on the attached plans) from the hotel
10. The supply of alcohol and the provision of late night refreshment between the hours of 23:30 (Monday to Thursday), midnight (Friday and Saturday) and 22:30hrs (Sunday,	10a. The supply of alcohol between the hours of 23:30 (Monday to Thursday), midnight (Friday and Saturday) and 22:30hrs (Sunday,

(Friday and Saturday) and 22:30hrs (Sunday, midnight on Sundays before bank holidays) and 10:00 hours on the following day shall be limited to hotel residents and their guests. Hotel residents' bona fide guests shall be limited to a maximum of 5 guests per resident.	midnight on Sundays before bank holidays) and 10:00 hours on the following day shall be limited to hotel residents and their guests. Hotel residents' bona fide guests shall be limited to a maximum of 5 guests per resident.
	10b. The provision of late night refreshment between the hours of 02:00 and 10:00 hours on the following day shall be limited to hotel residents and their guests. Hotel residents' bona fide guests shall be limited to a maximum of 5 guests per resident.

#### 1-D Conditions being added

##### Condition

- SIA Staff will be deployed at the Premises as follows:
  - 1 SIA Door Supervisor from 7pm to 11pm
  - 2 SIA Door Supervisors from 11pm to 3am
- There shall be no new entries to the premises after 1am until close, daily (notwithstanding the effect of conditions 9 and 10 above)

## 2. Representations

#### 2-A Responsible Authorities

<b>Responsible Authority:</b>	Metropolitan Police Service ( <i>Withdrawn 11 November 2019</i> )
<b>Representative:</b>	PC Adam Deweltz
<b>Received:</b>	6 November 2019

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

The venue is situated within the Cumulative Impact Area. It is our belief that if granted the application would undermine the Licensing Objectives in relation to The Prevention of Crime and Disorder.

Would it be possible to meet at the venue to discuss the application further?

##### Response received from the applicant to the Metropolitan Police Service dated 11 November 2019:

Sorry for the delay in getting this to you but I and the Applicant have worked to focus on what they really need from this Application, allowing us to put forward something that addresses the Applicant's needs in terms of customer experience whilst actively promoting the Licensing Objectives. Please see the outcome of this work below:

The Applicant proposes the following amendments by way of compromise:

- 24 Hour provision of Licensable Activities to "hotel residents and their guests"
- Extension of hours for Sale of Alcohol from [Existing] to 2am

The Applicant proposes the following additional Conditions:

1. SIA Staff will be deployed at the Premises as follows:
  - a. 1 SIA Door Supervisor from 7pm to 11pm
  - b. 2 SIA Door Supervisors from 11pm to 3am (30mins after close)
2. There shall be no new entries to the premises after 1am until close, daily.

#### Consequential Amendments

Given that the 24 hour permission for hotel residents has been withdrawn, I would suggest Condition 9 is no longer required. I am informed that this condition was put forward for the original application as part of the request at the time for 24 hours hotel use. The hotel exception was withdrawn at the hearing and so the condition was not longer required, however it was overlooked and so is still on the licence. I am happy to see it amended to suit the longer hours we are now applying for but would suggest the more effective way of dealing with it is to remove it entirely.

I have attached a revised copy of the Draft Proposed Conditions bringing the above matters together.

**The Metropolitan Police Service agreed to the amendments proposed by the applicant and subsequently withdrew their representation on the 11 November 2019.**

<b>Responsible Authority:</b>	Environmental Health Service
<b>Representative:</b>	Sally Fabbricatore
<b>Received:</b>	22 November 2019

I refer to the variation application for the Premises Licence, 19/04772/LIDPS for the above premises.

**The premises are situated in the West End Cumulative Impact Area as stated in City of Westminster's Statement of Licensing Policy.**

This representation is based on the Operating Schedule and the plans attached to the current licence.

The applicant is seeking the following on the **ground floor and lower ground floor**:

1. To increase the hours for the current licensable activities of plays, films, recorded music, performance of dance and anything similar and the supply of alcohol from Monday- Sunday 10:00-02:00 hours.
2. To increase the terminal hour of late night refreshment to 02:00 hours Monday to Sunday.
3. To amend and remove some of the existing conditions.

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

1. The increase of hours for licensable activities may cause an increase in Public Nuisance in the cumulative impact area.
2. The amendment and removal of some conditions may cause an increase in Public Nuisance in the cumulative impact area and may impact on public safety.

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

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

<b>Responsible Authority:</b>	Licensing Authority
<b>Representative:</b>	Karyn Abbott
<b>Received:</b>	25 November 2019

I write in relation to the application submitted for a variation of the premises licence for Units 4 and 5, Trocadero, 13 Coventry Street, London.

As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the Police and Social Responsibility Act 2011, the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the four Licensing Objectives:

- Public Nuisance

- Prevention of Crime & Disorder
- Public Safety
- Protection of children from harm

The application seeks the following variations:

**Plays, Films, Recorded Music, Performance of Dance, Anything of a similar description to that falling within (e), (f) or (g),**  
Monday to Sunday 10:00 to 02:00

**Seasonal Variation:**

Sundays before Bank Holidays 12.00 to 02:00

An additional hour to the standard and non-standard times on the day when British Summertime commences.

**Non-Standard Timings:**

Hotel residents and their guests shall be unrestricted.

All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

**Late Night Refreshment**

Monday to Sunday 23:00 to 02:00

**Seasonal Variation:**

Sundays before Bank Holidays 12.00 to 02:00

An additional hour to the standard and non-standard times on the day when British Summertime commences.

**Non-Standard Timings:**

Hotel residents and their guests shall be unrestricted.

All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

**Supply of Alcohol On & Off Premises**

Monday to Sunday 10:00 to 02:00

**Seasonal Variation:**

Sundays before Bank Holidays 12.00 to 02:00

An additional hour to the standard and non-standard times on the day when British Summertime commences.

**Non-Standard Timings:**

Hotel residents and their guests shall be unrestricted.

All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

The premises is located within the West End Cumulative Impact Area and as such various policy points must be considered, namely HSR1, RNT2 and CIP1.

The Licensing Authority notes that the application proposes the terminal hour for all licensable activities be extended to 2am which falls outside of Westminster's HSR1 core

hours. The Licensing Authority encourages the applicant to provide further submissions to the questions below;

1. Is the extension of licensable activities just for the Restaurant in the Basement or is it for the ground floor as well?
2. In regards to the 'Off Sales' will the Sale of Alcohol be permitted until 2am?

The Licensing Authority has concerns as to how the additional hours for licensable activities proposed in this variation application will not add to cumulative impact in the West End cumulative impact area.

Paragraph 2.4.5 states, The Licensing Authority's policies, in relation to the Cumulative Impact Areas, are directed at the global and cumulative effects of licences on the area as a whole. The Licensing Authority encourages the applicant to provide further submissions as to how the premises will not add to cumulative impact in the cumulative impact area, as per policy CIP1.

The Licensing Authority notes that the applicant has proposed to remove condition 44 which reads as the following.

*44. There shall be no sale of alcohol or provision of late night refreshment from the ground floor*

The Licensing Authority encourages the applicant provide further submissions as to why this condition is to be removed and what the operation of the Ground Floor will be going forward. With this information, the Licensing Authority will be able to set out the relevant policy considerations for the ground floor. It may be that policy PB2, which is the Council's pubs and bars policy, is relevant to this application, however this will be clarified once the applicant has addressed the necessary questions.

Regardless of the above, the applicant will need to satisfy the concerns of the Licensing Authority by demonstrating that the application will not add to cumulative impact if granted. It will be for Licensing Sub-Committee Members to determine this application, given its location within the West End Cumulative Impact area and the proposed hours of operation.

The Licensing Authority looks forward to receiving further submissions from the applicant in due course.

2-B Other Persons			
Name:	[REDACTED]		
Address and/or Residents Association:	[REDACTED] [REDACTED]		
Status:	Valid	In support or opposed:	Opposed
Received:	10 November 2019		

I was a keen supporter on the initial planning application and the restaurant is a welcome addition to Coventry Street, however I would like to object to the extension of hours. Coventry House, opposite, has 18 residential units and it would set an uncomfortable precedent on the street for late opening/licencing. The street already has a lot of noisy pedicabs touting for business and noisy buskers have started to pitch up outside the unit as they know they can 'entertain' as customers enter/leave. Luckily at the moment the closing hours mean residents know that Coventry Street will be quiet when the units all close, and extending noise to 2am will have a detrimental impact on sleep of some residents. As I said, I was very much in favour of them opening in the area, but I don't think that 'people eat hot pots slower' is a justified reason to push for an extension - they are a very successful company that has been

operating for 25 years so this would have come to no surprise to them when they opened this unit and agreed with Westminster to the terms of the original licence.

### 3. Policy & Guidance

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

<b>Policy CIP1 applies:</b>	(i) It is the Licensing Authority's policy to refuse applications in the Cumulative Impact Areas for: pubs and bars, fast food premises, and premises offering facilities for music and dancing; other than applications to vary hours within the Core Hours under Policy HRS1.  (ii) Applications for other licensable activities in the Cumulative Impact Areas will be subject to other policies, and must demonstrate that they will not add to cumulative impact in the Cumulative Impact Areas.
<b>Policy HRS1 applies:</b>	(i) Applications for hours within the core hours set out below in this policy will generally be granted, subject to not being contrary to other policies in the Statement of Licensing Policy.  (ii) Applications for hours outside the core hours set out below in this policy will be considered on their merits, subject to other relevant policies.  <u>For premises for the supply of alcohol for consumption on the premises:</u> 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  <u>For premises for the supply of alcohol for consumption off the premises:</u> Monday to Saturday: 08:00 to 23:00 Sundays: 10:00 to 22:30  <u>For premises for the provision of other licensable activities:</u> Monday to Thursday: 09:00 to 23.30 Friday and Saturday: 09:00 to midnight Sundays immediately prior to Bank Holidays: 09:00 to midnight Other Sundays: 09:00 to 22:30
<b>Policy RNT2 applies:</b>	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 Cumulative Impact Areas.

#### **4. Equality Implications**

The Council in its capacity as Licensing Authority has a duty to have regard to its public sector equality duty under section 149 of the Equality Act 2010. In summary, section 149 provides that a Public Authority must, in the exercise of its functions, have due regard to the need to:

- (a) eliminate discrimination harassment, victimisation and any other conduct that is prohibited by or under this Act;
- (b) advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it; and
- (c) foster good relations between persons who share a relevant protected characteristics and persons who do not share it.

Section 149 (7) of the Equality Act 2010 defines the relevant protected characteristics as age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, sex, and sexual orientation.

#### **4. Appendices**

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

<b>Report author:</b>	Michelle Steward Senior Licensing Officer
<b>Contact:</b>	Telephone: 020 7641 6500 Email: <a href="mailto:msteward1@westminster.gov.uk">msteward1@westminster.gov.uk</a>

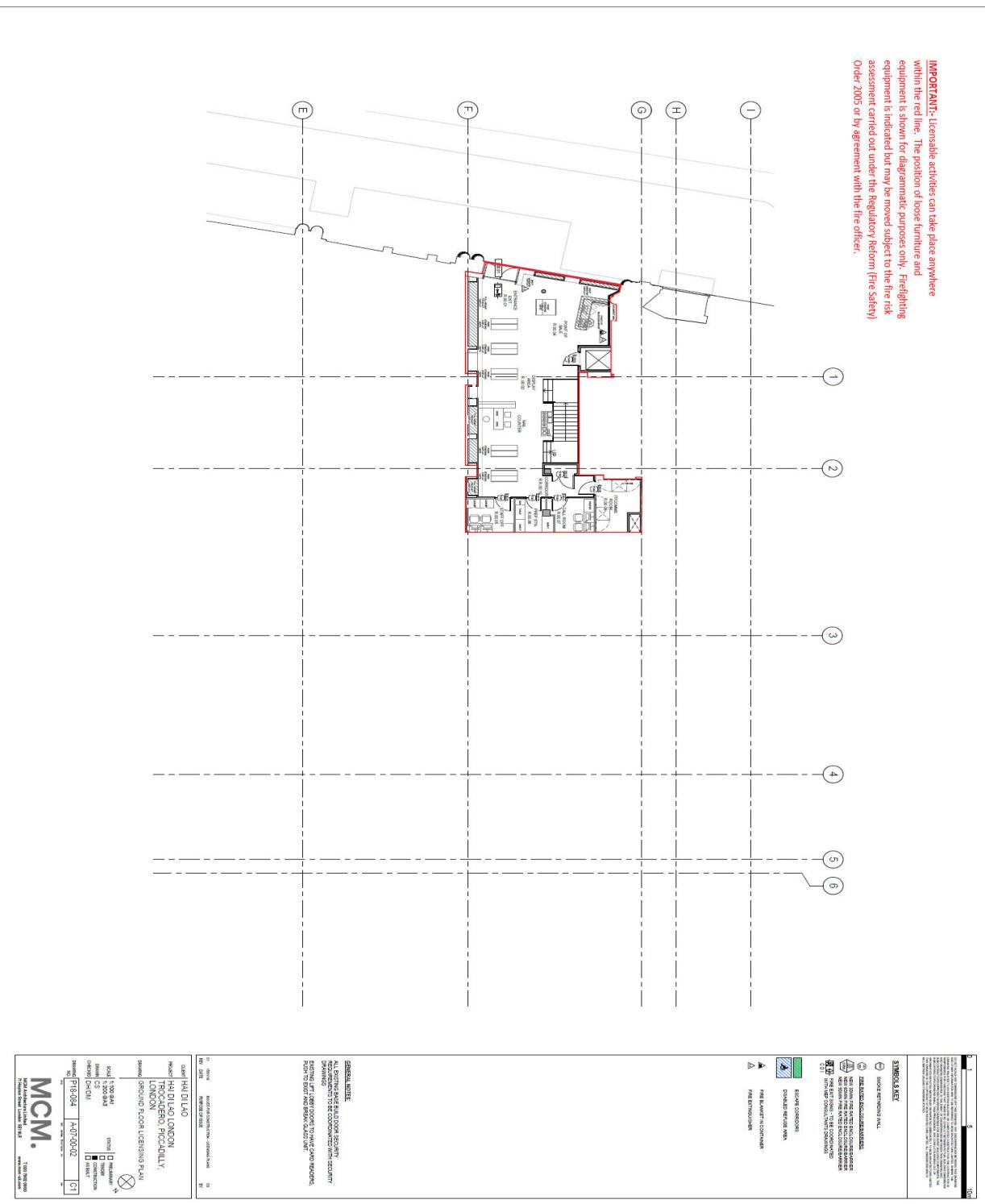
**If you have any queries about this report or wish to inspect one of the background papers please contact the report author.**

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

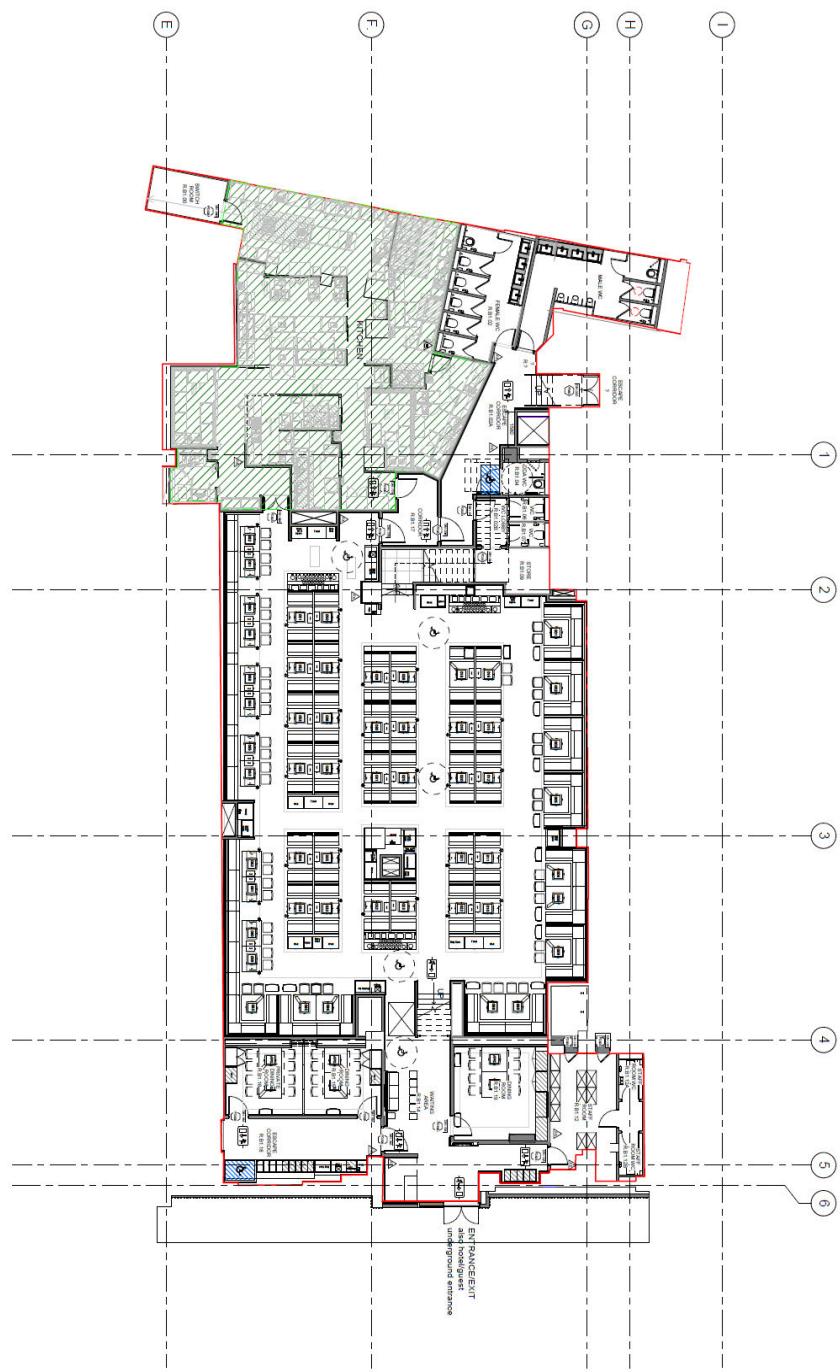
1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	7 <sup>th</sup> January 2016
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Metropolitan Police Service (Withdrawn)	6 November 2019
5	Environmental Health Service	22 November 2019
6	Licensing Authority	25 November 2019
7	Public Representation 1	10 November 2019

## Premises Plans

## Appendix 1



**IMPORTANT:** Licensable activities can take place anywhere within the fire line. The position of loose furniture and equipment is shown for diagrammatic purposes only. Firefighting equipment is indicated but may be moved subject to the fire risk assessment carried out under the Regulatory Reform (Fire Safety) Order 2005 or by agreement with the fire officer.



**Applicant Supporting Documents****Appendix 2**

There are no submissions from the applicant.

## Licence & Appeal History



**Schedule 12  
Part A**

<b>WARD: St James's</b>
<b>UPRN: 010033637496</b>

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

**Premises licence**

Regulation 33, 34

**Premises licence number:**

20/01462/LIPDPS

**Original Reference:**

18/03530/LIPN

### Part 1 – Premises details

**Postal address of premises:**

HaiDiLao  
Units 4 And 5  
Trocadero  
13 Coventry Street  
London  
W1D 7AB

**Telephone Number: Not Supplied**

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

Not applicable

**Licensable activities authorised by the licence:**

Performance of Dance  
Exhibition of a Film  
Playing of Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Sale by Retail of Alcohol

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

**Performance of Dance**

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

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

Hotel residents and their bona fide guests 00:00 to 00:00

Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

**Exhibition of a Film**

Monday to Thursday:	10:00 to 01:00
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

**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

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

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

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

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

**Performance of a Play**

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

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

**Late Night Refreshment**

Monday to Thursday:	23:00 to 23:30 (Indoors)
Friday to Saturday:	23:00 to 00:00

Seasonal Details: N/A

**Sale by Retail of Alcohol**

Monday to Thursday:	10:00 to 23:30 (On and off)
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30

Seasonal Details: N/A

Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

**The opening hours of the premises:**

Tuesday to Thursday:	08:00 to 00:00
Friday to Saturday:	08:00 to 00:30
Sunday:	08:00 to 23:00
Sundays before Bank Holidays:	08:00 to 00:30

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

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

**Part 2**

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

Uk Haidilao Pte. Ltd  
10-11 Austin Friars  
London  
EC2N 2HG

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

10931069

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

**Name:** Gioia Zhan

***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:** 27288

**Licensing Authority:** London Borough Of Tower Hamlets

**Date:** 14 July 2020

**This licence has been authorised by Bushara Hamida on behalf of the Director - Public Protection and Licensing.**

## **Annex 1 – Mandatory conditions**

1. No supply of alcohol may be made at a time when there is no designated premises supervisor in respect of this licence.
2. No supply of alcohol may be made at a time when the designated premises supervisor does not hold a personal licence or the personal licence is suspended.
3. Every supply of alcohol under this licence must be made or authorised by a person who holds a personal licence.
4. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.  
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
    - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.  
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.  
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either -
  - (a) a holographic mark, or
  - (b) an ultraviolet feature.

7. The responsible person must ensure that -
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures -
- (i) beer or cider: ½ pint;
- (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

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

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

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

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

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

Where -

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

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

8(iv). (1) Sub-paragraph 8(iv)(2) below applies where the permitted price given by Paragraph 8(ii)(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

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

None

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

9. Access and egress to the premises between 23:30hrs (Monday to Thursday), midnight (Friday and Saturday), and 22:30hrs (Sunday, midnight on Sundays before bank holidays) and 08:00hrs shall only be via the internal door (as shown on the attached plans) from the hotel.

10. The supply of alcohol and the provision of late night refreshment between the hours of 23:30 (Monday to Thursday), midnight (Friday and Saturday) and 22:30hrs (Sunday, midnight on Sundays before bank holidays) and 10:00 hours on the following day shall be limited to hotel residents and their guests. Hotel residents' bona fide guests shall be limited to a maximum of 5 guests per resident.

11. The basement of the premises shall only operate as a restaurant:

- (i) in which customers are shown to their table,
- (ii) where the supply of alcohol is by waiter or waitress service only,
- (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non-disposable crockery,
- (iv) which do not provide any take away service of food or drink for immediate consumption,
- (v) which do not provide any take away service of food or drink after 23:00, and
- (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

12. All sales of alcohol for consumption off the premises shall be in sealed containers and ancillary to a take away meal only and shall not be consumed on the premises.

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

14. No licensable activities shall take place at the premises until the Environmental Health Consultation Team has determined the capacity of the premises and the Licensing Authority has replaced this condition on the licence with a condition detailing the capacity so determined. In any event the capacity of the premises shall not exceed 280 persons (excluding staff)

15. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

16. All entrance doors and windows to be kept closed after 23:00 hours or when regulated entertainment is taking place except for immediate access and egress of persons.

17. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

18. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

19. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

20. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 08.00 hours on the following day.
21. No deliveries to the premises shall take place between 23.00 and 08.00 hours on the following day.
22. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 07.00 hours on the following day.
23. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
24. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
25. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
26. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
27. 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. It must be completed within 24 hours of the incident and will record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received concerning crime and disorder (d) any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in the CCTV system, searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
28. There shall be no cinema style showing of films
29. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
30. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
31. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
32. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
33. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.

34. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.

35. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental health Services and access shall only be by persons authorised by the Premises Licence Holder. The limiter shall not be altered without prior agreement with the Environmental health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised officer of the Environmental health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.

36. No fumes, steam or odours shall be emitted from the licenced premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.

37. Loudspeakers shall not be located in the entrance lobby or outside the premise building.

38. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them unless seated in an authorised external area.

39. The premises licence holder shall ensure that any patrons smoking outside the premises do so on an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.

40. A direct telephone number for the manager at the premises shall be publically available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.

41. There shall be no striptease or nudity and all persons shall be decently attired at all times unless the premises are operating under the provisions of a Sexual Entertainment Licence.

42. Before the premises open to the public, the plans as deposited will be checked by the Environmental health Consultation Team to ensure they are an accurate reflection of the premises constructed. Where there are minor changes to the premises layout during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.

43. No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the licensing authority.

44. There shall be no sale of alcohol or provision of late night refreshment from the ground floor.

45. Licensable activities shall not take place until the existing licence for the premises (11/05820/LIPN) has been surrendered.

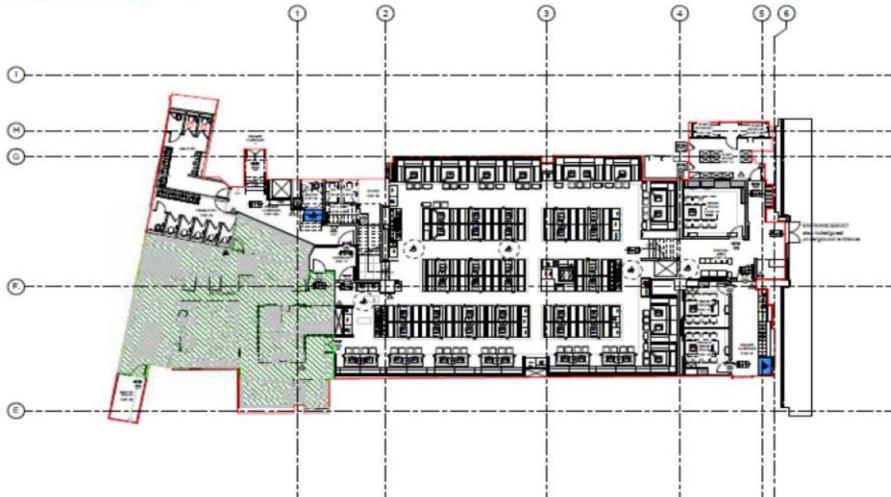
## Annex 4 – Plans

**IMPORTANT:** Usable activity can take place anywhere within the red line. The position of loose furniture and equipment is shown for diagrammatic purposes only. Firefighting equipment is indicated but may be moved subject to the fire risk assessment carried out under the Regulatory Reform (Fire Safety) Order 2005 or by agreement with the fire officer.



MAP NUMBER	REF ID
MAP DATE	MAP SCALE
MAP DRAWN BY	MAP CHECKED BY
MAP APPROVED BY	MAP ISSUED BY
MAP INFORMATION	
MAP NUMBER: F100444-A170401-01	
MAP DRAWN BY: MCM.	

**IMPORTANT:** Usable activity can take place anywhere within the red line. The position of loose furniture and equipment is shown for diagrammatic purposes only. Firefighting equipment is indicated but may be moved subject to the fire risk assessment carried out under the Regulatory Reform (Fire Safety) Order 2005 or by agreement with the fire officer.



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Schedule 12  
Part B

WARD: St James's  
UPRN: 010033637496

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

Premises licence  
summary

Regulation 33, 34

Premises licence number:

20/01462/LIPDPS

**Part 1 – Premises details**

**Postal address of premises:**

HaiDiLao  
Units 4 And 5  
Trocadero  
13 Coventry Street  
London  
W1D 7AB

**Telephone Number: Not Supplied**

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

Not applicable

**Licensable activities authorised by the licence:**

Performance of Dance  
Exhibition of a Film  
Playing of Recorded Music  
Anything of a similar description to Live Music, Recorded Music or Performance of Dance  
Performance of a Play  
Late Night Refreshment  
Sale by Retail of Alcohol

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

**Performance of Dance**

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

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.

Hotel residents and their bona fide guests 00:00 to 00:00

Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

**Exhibition of a Film**

Monday to Thursday:	10:00 to 01:00
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  
Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

**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

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  
Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

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

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

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.  
Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

**Performance of a Play**

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

Seasonal Details: All licensable activities shall be extended from the end of permitted hours on New Years Eve to the start of permitted hours on New Years Day.  
Non-standard Timings: Sundays before Bank Holidays 12.00 to midnight

**Late Night Refreshment**

Monday to Thursday:	23:00 to 23:30 (Indoors)
Friday to Saturday:	23:00 to 00:00

Seasonal Details: N/A

**Sale by Retail of Alcohol**

Monday to Thursday:	10:00 to 23:30 (On and off)
Friday to Saturday:	10:00 to 00:00
Sunday:	12:00 to 22:30

Seasonal Details: N/A

Non-standard Timings: Sundays before Bank Holidays 12:00 to midnight

**The opening hours of the premises:**

Tuesday to Thursday:	08:00 to 00:00
Friday to Saturday:	08:00 to 00:30
Sunday:	08:00 to 23:00
Sundays before Bank Holidays:	08:00 to 00:30

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

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

<b>Application</b>	<b>Details of Application</b>	<b>Date Determined</b>	<b>Decision</b>
18/03530/LIPN	Application for a New Premises Licence	14.06.2018	Granted by Licensing Sub-Committee
19/00869/LIPVM	Application for a Minor Variation	11.02.2019	Granted under Delegated Authority
19/04772/LIPDPS	Application to Vary the Designated Premises Supervisor	30.05.2019	Granted under Delegated Authority
20/01414/LIPDPS	Application to Vary the Designated Premises Supervisor	Not Applicable	Invalid Application
20/01462/LIPDPS	Application to Vary the Designated Premises Supervisor	16.04.2020	Granted under Delegated Authority

**There is no appeal history**

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

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

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

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

**Conditions: 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**

None

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

9. Access and egress to the premises between 23:30hrs (Monday to Thursday), midnight (Friday and Saturday), and 22:30hrs (Sunday, midnight on Sundays before bank

holidays) and 08:00hrs shall only be via the internal door (as shown on the attached plans) from the hotel.

**The applicant has proposed the following amended condition**

9. **Access and egress to the premises between 01:00 and 08:00 shall only be via the internal door (as shown on the attached plans) from the hotel**
10. The supply of alcohol and the provision of late night refreshment between the hours of 23:30 (Monday to Thursday), midnight (Friday and Saturday) and 22:30hrs (Sunday, midnight on Sundays before bank holidays) and 10:00 hours on the following day shall be limited to hotel residents and their guests. Hotel residents' bona fide guests shall be limited to a maximum of 5 guests per resident.

**The applicant has proposed the following amended condition**

- 10a. The supply of alcohol between the hours of 23:30 (Monday to Thursday), midnight (Friday and Saturday) and 22:30hrs (Sunday, midnight on Sundays before bank holidays) and 10:00 hours on the following day shall be limited to hotel residents and their guests. Hotel residents' bona fide guests shall be limited to a maximum of 5 guests per resident.
- 10b. The provision of late night refreshment between the hours of 02:00 and 10:00 hours on the following day shall be limited to hotel residents and their guests. Hotel residents' bona fide guests shall be limited to a maximum of 5 guests per resident.
11. The basement of the premises shall only operate as a restaurant:
  - (i) in which customers are shown to their table,
  - (ii) where the supply of alcohol is by waiter or waitress service only,
  - (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non-disposable crockery,
  - (iv) which do not provide any take away service of food or drink for immediate consumption,
  - (v) which do not provide any take away service of food or drink after 23:00, and
  - (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

12. All sales of alcohol for consumption off the premises shall be in sealed containers and ancillary to a take away meal only and shall not be consumed on the premises.
13. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
14. There shall be no more than 280 customers (excluding staff) in the basement of the premises at any one time.
15. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

16. All entrance doors and windows to be kept closed after 23:00 hours or when regulated entertainment is taking place except for immediate access and egress of persons.
17. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
18. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
19. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
20. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.00 hours and 08.00 hours on the following day.
21. No deliveries to the premises shall take place between 23.00 and 08.00 hours on the following day.
22. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 07.00 hours on the following day.
23. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
24. A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
25. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31 day period.
26. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
27. 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. It must be completed within 24 hours of the incident and will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received concerning crime and disorder
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system, searching equipment or scanning equipment
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.

28. There shall be no cinema style showing of films
29. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
30. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
31. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
32. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
33. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
34. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
35. A noise limiter must be fitted to the musical amplification system set at a level determined by and to the satisfaction of an authorised officer of the Environmental health Service, so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password to the satisfaction of officers from the Environmental health Services and access shall only be by persons authorised by the Premises Licence Holder. The limiter shall not be altered without prior agreement with the Environmental health Service. No alteration or modification to any existing sound system(s) should be effected without prior knowledge of an authorised officer of the Environmental health Service. No additional sound generating equipment shall be used on the premises without being routed through the sound limiter device.
36. No fumes, steam or odours shall be emitted from the licenced premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
37. Loudspeakers shall not be located in the entrance lobby or outside the premise building.
38. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them unless seated in an authorised external area.
39. The premises licence holder shall ensure that any patrons smoking outside the premises do so on an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
40. A direct telephone number for the manager at the premises shall be publically available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
41. There shall be no striptease or nudity and all persons shall be decently attired at all times unless the premises are operating under the provisions of a Sexual Entertainment Licence.

42. There shall be no sale of alcohol or provision of late night refreshment from the ground floor.

**Conditions agreed with the Police so as to form part of the operating schedule**

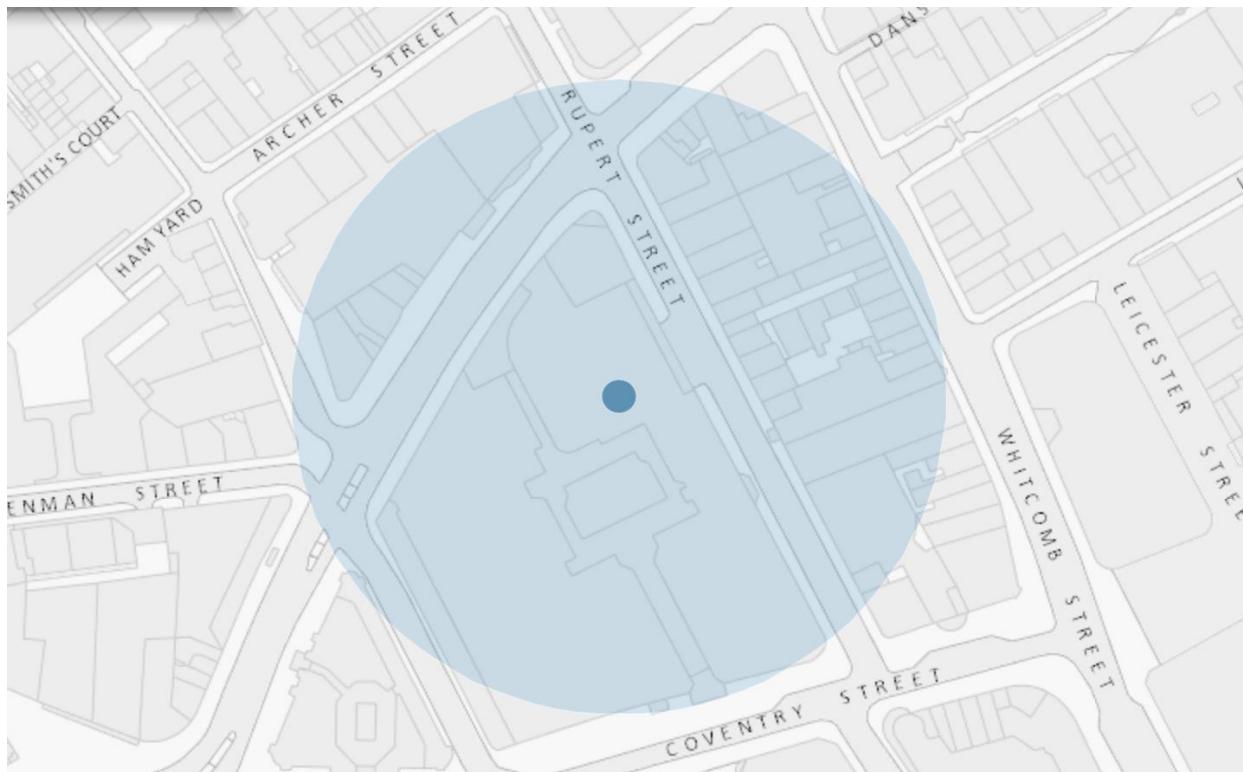
43. SIA Staff will be deployed at the Premises as follows:

- 1 SIA Door Supervisor from 7pm to 11pm
- 2 SIA Door Supervisors from 11pm to 3am

44. There shall be no new entries to the premises after 1am until close, daily  
(notwithstanding the effect of conditions 9 and 10 above)

## Residential Map and List of Premises in the Vicinity

## Appendix 5



Resident Count: 32

Licensed Premises within 75 metres of HaiDiLao Units 4 And 5 Trocadero 13 Coventry Street London				
Licence Number	Trading Name	Address	Premises Type	Time Period
18/00656/LIPN	Trocadero Hotel/Sky Bar & Restaurant	Trocadero 13 Coventry Street London W1D 7DH	Hotel, 3 star or under	Monday to Sunday; 00:00 - 00:00
20/02784/LIPCH	Picturehouse Central	Trocadero 13 Coventry Street London W1D 7DH	Cinema	Monday to Sunday; 00:00 - 23:59
17/08106/LIPN	Unit 4 - Happy Bar And Grill	Trocadero 13 Coventry Street London W1D 7DH	Restaurant	Monday to Thursday; 08:00 - 23:30   Friday to Saturday; 08:00 - 00:00   Sunday; 08:00 - 22:30
19/16921/LIPDPS	Five Guys	Trocadero 13 Coventry Street London W1D 7DH	Restaurant	Monday to Thursday; 10:00 - 23:30   Friday to Saturday; 10:00 - 00:00   Sunday; 10:00 - 22:30

18/12412/LIPN	Not Recorded	The London Pavillion 1 Piccadilly London W1J 0DA	Not Recorded	Monday to Sunday; 10:00 - 00:30
15/03210/LIPDPS	Ripley's Believe It Or Not!	The London Pavillion 1 Piccadilly London W1J 0DA	Amusement Arcade	Monday to Sunday; 10:00 - 00:00
19/14513/LIPT	Not Recorded	Ground Floor Unit G2 The London Pavillion 1 Piccadilly London W1J 0DA	Not Recorded	Monday; 00:00 - XXXX   Tuesday; 00:00 - XXXX   Wednesday; 00:00 - XXXX   Thursday; 00:00 - XXXX   Friday; 00:00 - XXXX   Saturday; 00:00 - XXXX   Sunday; 00:00 - XXXX
12/03809/LIPVM	Aberdeen Steak House	21-22 Coventry Street London W1D 7AE	Restaurant	Monday to Saturday; 10:00 - 01:00   Sunday; 10:00 - 00:00   Sundays before Bank Holidays; 10:00 - 01:00
19/05762/LIPDPS	Hard Rock Cafe	Criterion Building 225-229 Piccadilly London W1J 9HR	Restaurant	Friday to Saturday; 10:00 - 02:30   Sunday to Thursday; 10:00 - 01:30
20/02193/LIPRW	Happy Bar & Grill	25-29 Coventry Street London W1D 7AG	Restaurant	Monday to Saturday; 10:00 - 01:30   Sunday; 12:00 - 00:30   Sundays before Bank Holidays; 12:00 - 01:00
18/09335/LIPT	Golden Nugget Casino	22 - 32 Shaftesbury Avenue London W1D 7EJ	Casino or gambling club	Monday to Saturday; 10:00 - 06:30   Sunday; 12:00 - 06:30

19/16538/LIPDPS	Rainforest Cafe	20-24 Shaftesbury Avenue London W1D 7EU	Miscellaneous	Monday to Sunday; 09:00 - 04:00
20/03425/LIPDPS	Rainforest Cafe	20-24 Shaftesbury Avenue London W1D 7EU	Restaurant	Monday to Saturday; 09:00 - 03:30   Sunday; 09:00 - 03:00
17/02769/LIPDPS	The Comedy Store	Ground Floor Right Haymarket House 1A Oxendon Street London SW1Y 4EE	Theatre	Monday to Saturday; 09:00 - 05:00   Sunday; 09:00 - 01:00
19/11154/LIPV	Criterion Brasserie	224 Piccadilly London W1J 9HP	Restaurant	Monday; 10:00 - 05:00   Tuesday; 10:00 - 05:00   Wednesday; 10:00 - 05:00   Thursday; 10:00 - 05:00   Friday; 10:00 - 05:00   Saturday; 10:00 - 05:00   Sunday; 12:00 - 05:00