

**19 Slingsby Place
London
WC2E 9AB**

SUMMARY OF PROPOSALS

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38A MONMOUTH STREET
LONDON
WC2H 9EP**

**Reference: AT/LON.43.2
Solicitors for the Applicant**

INTRODUCTION

1. This is an application within Core Hours for a 12 month permission for 3 units at Slingsby Place (nos. 19,21,&23) and the external courtyard which is privately maintainable land in St Martin's Courtyard.
2. The external courtyard will close at 23:00 on Monday to Saturday and 22:30 on Sundays, and no new customers will be permitted to be seated in the external area in the courtyard after 22:30 Monday to Saturday and 21:30 on Sunday.
3. 19, 21 and 23 are already licensed under reference 19/06363/LIPN, 19/06362/LIPN and 19/06367/LIPN but subject to works conditions.

AGREED CONDITIONS

1. *The supply of alcohol shall only be:*
 - a) *to a person seated taking a **substantial** table meal there and for consumption by such a person as ancillary to their meal; or*
 - b) *In sealed containers for consumption off the premises.*
2. *The supply of alcohol [on the premises] shall be by waiter or waitress service only.*
3. *No new customers will be permitted to be seated in the external area in the courtyard after 22:30 Monday to Saturday and 21:30 on Sunday.*
4. *No Licensable activities shall take place at the Premises until the capacity of the Premises has been determined by the Environmental Health Consultation Team and the Licensing Authority has replaced this condition on the License with a condition detailing the capacity so determined.*
5. *No licensable activities shall take place at the premises until the premises have 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.*

POLICY

4. The Premises is located in the West End Cumulative Impact Area so policy CIP1(ii) applies, with Policy RNT2 applying in respect of restaurants in a Cumulative Impact Area. HRS1 does not apply as the hours sought are core hours.
5. "(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". Which is effectively repeated in RNT2 below.
6. "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."

7. The applicant submits that it will not add to cumulative impact for and cumulatively the following reasons:

- a) Paragraph 2.4.5 of the Statement of Licensing Policy ("**the Policy**") provides that *"The Licensing Authority's policies in relation to the Cumulative Impact Areas, are directed at the global and cumulative **effects of the licences on the area as a whole.**"*
- b) *"The Licensing Authority's view"* as stated at paragraph 2.4.25 of the Policy, is *"...that cumulative impact in the Cumulative Impact Areas **arises mainly from the numbers of pubs and bars, music and dance premises and fast food premises.**"*
- c) The Policy accepts at paragraph 2.5.12 that *"The wide variety of restaurants is a feature of Westminster and contributes to its status as a world class city. Restaurants of various types attract people over a wide range of ages. Restaurants where there is no music and dancing, where customers are seated and served at tables, may appeal particularly to families or older customers. It is recognised that **restaurants, as defined in this section, have little association with crime and disorder.**"*
- d) Appendix 12 "Supporting data and evidence" of the Policy evidences that, on average in the Borough, for every 10 restaurants, there were just 3 violent incidents in a year.
- e) The units are already licensed until core hours under ref 19/06363/LIPN, 19/06362/LIPN and 19/06367/LIPN.

Interested Party

"Any licence if given must insist upon it being restaurant-led, not bars, not vertical standing drinking, only seated with substantial food."

- 8. As per the new conditions proposed, this is a restaurant use, offering substantial food to seated persons only. It is for a 12 month permission.

31 July 2020