

**WESTMINSTER CITY COUNCIL LICENSING SUB-COMMITTEE NO.3  
("The Committee")**

**Thursday, 11 March 2021**

**Membership:** Councillor Jim Glen (Chairman), Councillor Heather Acton and Councillor Aziz Toki

**APPLICATION FOR A NEW PREMISES LICENCE: SIXES, 170 GREAT PORTLAND STREET LONDON W1W 5QB [20/11485/LIPN]**

**Summary**

The Committee has considered an application for a new Premises Licence under the Licensing Act 2003 ("the Act"). The Premises propose to operate as a cricket themed restaurant and bar. The Premises are in the Marylebone High Street Ward, but not within the Cumulative Impact Area or the Special Consideration Zone.

**Applicant**

Sixes Cricket Limited  
170 Great Portland Street  
London  
W1W 5QB

**SUMMARY DECISION**

The Committee has considered the committee papers and the submissions made by all of the parties, both orally and in writing.

In reaching its decision the Committee has had regard to the relevant legislation, the Secretary of State's Guidance ("Guidance") and the Authority's Statement of Licensing Policy ("SLP").

**In Summary, the Committee has decided,** after taking into account all of the individual circumstances of this application and the promotion of the four licensing objectives:

1. To grant permission for Late Night Refreshment (Indoors)  
Monday to Thursday: 23:00 to 23:30 hours
2. To grant permission for Late Night Refreshment (Restaurant Area)  
Friday to Saturday: 23:00 to 00:00 hours  
Seasonal Variations:  
On days preceding Bank Holidays: Until Midnight.
3. To grant permission for Late Night Refreshment (Bar/Experiential Area)  
Friday to Saturday: 23:00 to 23:45 hours  
Seasonal Variations:  
On days preceding Bank Holidays: 23:00 to 23:45 hours

4. To grant permission for Sale by Retail of Alcohol (On and Off Sales)
  - Monday to Thursday: 10:00 to 23:00 hours
  - Sunday: 12:00 to 22:30 hours
  
5. To grant permission for Sale by Retail of Alcohol (Restaurant Area)
  - Friday to Saturday: 10:00 to 23:30 hours
  - Seasonal Variations:
    - On days preceding Bank Holidays: 10:00 to 23:30 hours
  
6. To grant permission for Sale by Retail of Alcohol (Bar/Experiential Area)
  - Friday to Saturday: 10:00 to 23:45 hours
  - Seasonal Variations:
    - On days preceding Bank Holidays: 10:00 to 23:45 hours
  
7. To grant permission for the Hours the Premises are open to the Public
  - Monday to Thursday: 07:00 to 23:30 hours
  - Sunday: 07:00 to 22:30 hours
  
8. To grant permission for the Opening Hours (Restaurant Area)
  - Friday to Saturday: 07:00 to 00:00 hours
  - Seasonal Variations:
    - On days preceding Bank Holidays: 07:00 to 00:00 hours.
  
9. To grant permission for the Opening Hours (Bar/Experiential Area)
  - Friday to Saturday: 07:00 to 00:15 hours
  - Seasonal Variations:
    - On days preceding Bank Holidays: 07:00 to 00:15 hours.
  
10. That the Licence is subject to relevant mandatory conditions as specified in the Agenda papers.
  
11. That the Licence is subject to the following additional conditions imposed by the Committee which are considered appropriate and proportionate to promote the licensing objectives.

**CONDITIONS IMPOSED BY THE COMMITTEE AFTER A HEARING**

12. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31-day period.

13. 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 premise 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.
14. All sales of alcohol for consumption off the premises shall only be to persons seated at the designated external seating area to the front of the premises on Great Portland Street within the area marked in green on the plan accompanying the application. External tables and chairs may be subject to being appropriately authorised for the use of tables and chairs on the highway”.
15. There shall be no sales of alcohol for consumption off the premises other than as outlined above in condition 14.
16. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received concerning crime and disorder
  - (d) any incidents of disorder
  - (e) all seizures of drugs or offensive weapons
  - (f) any faults in the CCTV system
  - (g) any refusal of the sale of alcohol
  - (h) any visit by a relevant authority or emergency service.
17. The only sale of hot food or hot drink for consumption off the premises after 23:00 will be by way of delivery to someone’s home or business”.
18. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
19. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
20. 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.
21. 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.
22. 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 the premises layout has changed during the course of construction new plans shall be provided to the Environmental Health Consultation Team and the Licensing Authority.
23. Members of the public, staff or delivery operatives of hot food after (23:00 hours, this time refers only to operatives) shall not access or exit the rear doors of the premises except in the event of an emergency.

24. 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.
25. A waiter/waitress service shall be provided to all licensed areas.
26. Hatched area (cricket experience area) a. The supply of alcohol at the premises in the area hatched on the plan shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal, or to people who are taking part in an experiential experience.
27. Cross Hatched area (restaurant area) b. The supply of alcohol at the premises in the area cross hatched on the plan shall only be to a person seated taking a table meal there and for consumption by such a person as ancillary to their meal.
28. 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.
29. Loudspeakers shall not be located in the entrance lobby or outside the premises building.
30. There shall be no more than 8 tables and 32 chairs outside in the area edged green on the plan and those tables and chairs shall be removed or rendered unusable after 22:00 hours.
31. No customers will be permitted to leave and re-enter the premises, for example to smoke who have drinks or glass containers with them.
32. The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner so as to ensure that there is no public nuisance or obstruction of the public highway.
33. No deliveries to the premises shall take place between 17.00 and 08.00 hours on the following day.
34. No collections of waste or recycling materials (including bottles) from the premises shall take place between 17.00 and 08.00 hours on the following day.
35. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 17.00 hours and 08.00 hours on the following day.
36. 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.
37. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
38. No licensable activities shall take place 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.
39. No licensable activities shall take 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 licence with a condition detailing the capacity so determined. Such capacity shall not exceed 580 persons.

40. 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.

### **INFORMATIVE**

The Applicant has agreed to write to local residents confirming their commitment to an attractive, well-managed external space/frontage that adds amenity to the neighbourhood.

This is a Summary of the Decision reached by the Licensing Sub-Committee. The fully reasoned decision will be sent out to all parties as soon as possible. The date for appealing the decision will not start until the full reasoned decision has been sent to the Parties.

**Licensing Sub-Committee**  
**11 March 2021**