



City of Westminster

Licensing Sub-Committee Report

Item No:	
Date:	1 December 2022
Licensing Ref No:	22/08966/LIPN - New Premises Licence
Title of Report:	St Marys Church Wyndham Place London W1H 1EA
Report of:	Director of Public Protection and Licensing
Wards involved:	Marylebone
Policy context:	City of Westminster Statement of Licensing Policy
Financial summary:	None
Report Author:	Roxsana Haq Senior Licensing Officer
Contact details	Telephone: 020 7641 6500 Email: rhaq@westminster.gov.uk

1.	Application		
1-A	Applicant and premises		
Application Type:	New Premises Licence, Licensing Act 2003		
Application received date:	22 September 2022		
Applicant:	The PCC Of St Mary Bryanston Square With St Mark		
Premises:	St Marys Venue		
Premises address:	St Marys Church Wyndham Place London W1H 1EA	Ward:	Marylebone
		Cumulative Impact Area:	None
		Special Consideration Zone:	None
Premises description:	<p>According to the application form the premises is a Church which is rented as an events venue from Monday - Saturday. Typical hours are 08:00 to 10.30 pm with staff onsite till 12 am. The premises has two floors; basement and ground level. The ground floor room is open plan with a stage at the front. Balconies overlook three sides of the main space in a U-shape. It is approximately 573m2 and can seat 600 guests plus 100 additional guests in the balconies. There are five fire exits. The basement level features a main open plan space with three meeting rooms and a commercial kitchen along the boundary. It is 305m2 and can host up to 400 people. There are four fire exits.</p> <p>There are male toilets with two cubicles and three urinals, ladies toilets with seven cubicles and a single accessible toilet. There is good access to all parts of the building, with stairwells in all corners and at the west entrance as well as a lift for accessibility. The maximum capacity is 700. Dining events are capped to 320 to reflect the kitchen's serving capacity.</p>		
Premises licence history:	This application is for a new premises licence, and therefore no premises licence history exists.		
Applicant submissions:	<p>As part of the application the applicant has provided the following:</p> <p>“The premises is used for a range of different events. Any bar would serve as an ancillary function at these events. As events are not held every day and not all events involve retail sale of alcohol (or indeed consumption of alcohol) there is no fixed bar or bar furniture. This would be brought in as a pop-up feature and most likely be located in the northwest back corner at ground level under the balcony, occupying approximately a 4x4m space and with controlled access on all sides.</p> <p>Hire generates income to support the church's charitable work, including homeless meals, a social supermarket, and a school in Uganda. This income also allows for vital upkeep of the building, which is Grade I listed.”</p> <p>There is an application summary, photographs and a letter of mediation to an interested party which are all attached at Appendix 2.</p>		
Applicant amendments:	None.		

1-B	Proposed licensable activities and hours						
Sale by retail of alcohol					On or off sales or both:		On
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00
End:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
Seasonal variations/ Non-standard timings:			N/A				

Hours premises are open to the public							
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	08:00	08:00	08:00	08:00	08:00	08:00	08:00
End:	00:00	00:00	00:00	00:00	00:00	00:00	00:00
Seasonal variations/ Non-standard timings:			On occasion, the venue may be accessed from 5am by clients and staff for events and close at midnight but the public will always have left by 11pm (our standard event end time is 10.30pm).				
Adult Entertainment:			None				

2.	Representations
2-A	Responsible Authorities
Responsible Authority:	Environmental Health Consultation Team
Representative:	Mrs Sally Fabbriatore
Received:	28 th October 2022
<p>I refer to the application for a new Premises Licence for the above premises.</p> <p>This representation is based on the Operating Schedule and the submitted plans, for the ground floor and basement, the plans are titled with address, there is no drawing number, and it is not dated.</p> <p>The applicant is seeking to allow the Supply of Alcohol 'on' the premises (ground floor and basement) Monday to Sunday 09:00 – 22:30 hours.</p> <p>I wish to make the following representation that the provision of the Supply of Alcohol may cause an increase in Public Nuisance in the area, and it may also impact on Public Safety.</p> <p>The applicant has proposed conditions within the Operating Schedule which are being considered. A site visit will need to be undertaken to assess the premises. Further conditions may be proposed by Environmental Health in order to help prevent Public Nuisance and protect Public Safety.</p> <p>The granting of the new Premises Licence as presented would have the likely effect of causing an increase in Public Nuisance in the area and may impact on Public Safety.</p> <p>Should you wish to discuss the matter further please do not hesitate to contact me.</p>	

2-B	Other Persons
Name:	[REDACTED]
Address and/or Residents Association:	[REDACTED] [REDACTED] [REDACTED] [REDACTED]
Received:	17 th October 2022
<p>On behalf of the [REDACTED], I am writing to object to the above application as it will not promote the Licensing objectives, namely the Prevention of Public Nuisance, Crime and Disorder and Children from harm.</p> <p>This church is in a highly residential area, with a piazza at the front but surrounded by residential properties. There is concern as in relation to the capacity of the venue to hold events selling alcohol, that this would lead to a public nuisance on dispersal.</p> <p>Presently the hours the premises is holding events, without the sale of alcohol are stated as 8am to 10.30am with staff on site until 12 noon.</p> <p>The hours applied for 09:00 to 22.30, seven days a week, with a capacity for dining events of 320 seems surprising as this is likely to cause a public nuisance.</p> <p>We would be interested to understand why the application for the sale of alcohol is requested to begin at 9am.</p> <p>Whilst it is appreciated that many charities are looking for alternative income streams, this application does seem unreasonable and excessive and would not promote the Licensing objectives.</p> <p>It may be helpful for the applicant to consider, reducing the capacity for both dining and other events, the hours sought, particularly the early start, how patrons would disperse and the number of proposed events each year- perhaps these could be capped.</p> <p>In addition, any bar would have to be ancillary to the event, ie not a drinks promotion and clearly 700 people drinking alcohol without food would result in a public nuisance. The applicant should give examples of the kind of events it proposes to hold/attract.</p> <p>Thank you for your consideration and kindly acknowledge receipt.</p> <p>[REDACTED]</p>	

3.	Policy & Guidance
The following policies within the City of Westminster Statement of Licensing Policy apply:	
Cinemas, Cultural Venues, Live Sporting Premises and Outdoor Spaces Policy CCSOS1 applies	<p>A. Applications outside the West End Cumulative Zones will generally be granted subject to:</p> <ol style="list-style-type: none"> 1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1. 2. The hours for licensable activities are within the council's Core Hours Policy HRS1. 3. The operation of any delivery services for alcohol and/or late-night refreshment meeting the council's Ancillary Delivery of Alcohol and/or Late-Night Refreshment Policy DEL1. 4. The applicant has clearly demonstrated that the sale by retail of alcohol and late-night refreshment will be ancillary to the venue's primary function as a cinemas, cultural and live sporting venues and outdoor space. 5. The applicant has taken account of the Special Consideration Zone Policy SCZ1 if the premises are located within a designated area. 6. The application and operation of the venue meeting the definition for a cinema, cultural venue, live sporting premises or outdoor space as per Clause C. <p>C. For the purposes of this policy the primary function of a cinema, cultural venue and live sporting premises is defined as:</p> <ol style="list-style-type: none"> 1. Cinema For the exhibition of feature or shorts films to an audience. <p>2. Cultural Venues</p> <ol style="list-style-type: none"> a. Theatres: for the performance of plays, dramatic or other entertainment performances to an audience. b. Performance Venues: for a live performance in front of an audience which may include concert halls, comedy clubs or similar performances venues. c. Cultural Uses: for the exhibition of art (e.g. galleries), a museum, or historical building/site that is open for visitors to visit on payment. <p>5. For the purposes of C1 to C3 above:</p> <ol style="list-style-type: none"> a. The sale of alcohol and late-night refreshment must be an ancillary function to the primary purpose of the venue. b. An audience may include either invited guests, members of that venue or associated organisation or members of the public who have purchased a ticket or not.

**Hours Policy HRS1
applies**

- A.** Applications within the core hours set out below in this policy will generally be granted for the relevant premises uses, subject to not being contrary to other policies in the Statement of Licensing Policy.
- B.** Applications for hours outside the core hours set out in Clause C will be considered on their merits, subject to other relevant policies, and with particular regard to the following:
- 1.** The demonstration of compliance in the requirements of policies CD1, PS1, PN1 and CH1 associated with the likelihood of the effect of the grant of a licence for later or earlier hours on crime and disorder, public safety, public nuisance and the protection of children from harm.
 - 2.** If the application is located within a Special Consideration Zone they have demonstrated that they have taken account of the issues identified in that area and provided adequate mitigation.
 - 3.** Whether there is residential accommodation in the proximity of the premises that would likely be adversely affected by premises being open or carrying out operations at the hours proposed.
 - 4.** The proposed hours of the licensable activities and when customers will be permitted to remain on the premises.
 - 5.** The proposed hours when any music, including incidental music, will be played.
 - 6.** The hours when customers will be allowed to take food or drink outside the premises or be within open areas which form part of the premises.
 - 7.** The existing hours of licensable activities and the past operation of the premises (if any) and hours of licensable premises in the vicinity.
 - 8.** Whether customers and staff have adequate access to public transport when arriving at and leaving the premises, especially at night.
 - 9.** The capacity of the premises.
 - 10.** The type of use, recognising that some venues are more likely to impact the licensing objectives than others; for example, pubs and bars are higher risk than theatres, cinemas and other cultural and sporting venues due to the nature of the operation.
 - 11.** The Licensing Authority will take into account the active measures proposed for a 'winding down' period including arrangements for people to be collected from the premises to travel home safely.
 - 12.** Conditions on hours may be attached that require that the supply of alcohol for consumption on the premises ceases a suitable period of time before customers are required to leave the premises.
 - 13.** The council, acting as the Licensing Authority, may reduce hours if, after review, it is necessary to impose conditions specifying shorter hours in order to promote the licensing objectives.
 - 14.** Specific days for non-standard hours should be identified and justified as part of the application to allow responsible authorities and interested parties to evaluate the impact that these licensable activities may have, and to plan accordingly. The consideration of applications for later hours for Bank Holiday Mondays will take into account that later hours are

	<p>generally granted for preceding Sundays and that the next day is a working day. Non-specific days are expected to be covered by Temporary Event Notices or variation applications.</p> <p>C. For the purpose of Clauses A and B above, the Core Hours for applications for each premises use type as defined within this policy are:</p> <p>2. Cinemas, Cultural Venues and Live Sporting Premises Monday to Sunday: 9am to Midnight.</p> <p>D. Core hours are when customers are permitted to be on the premises and therefore the maximum opening hours permitted will be to the same start and terminal hours for each of the days where licensable activity is permitted.</p> <p>E. For the purposes of this policy, 'premises uses' are defined within the relevant premises use policies within this statement.</p> <p>Note: The core hours are for all licensable activities but if an application includes late night refreshment, then the starting time for that licensable activity will be 11pm.</p>
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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.

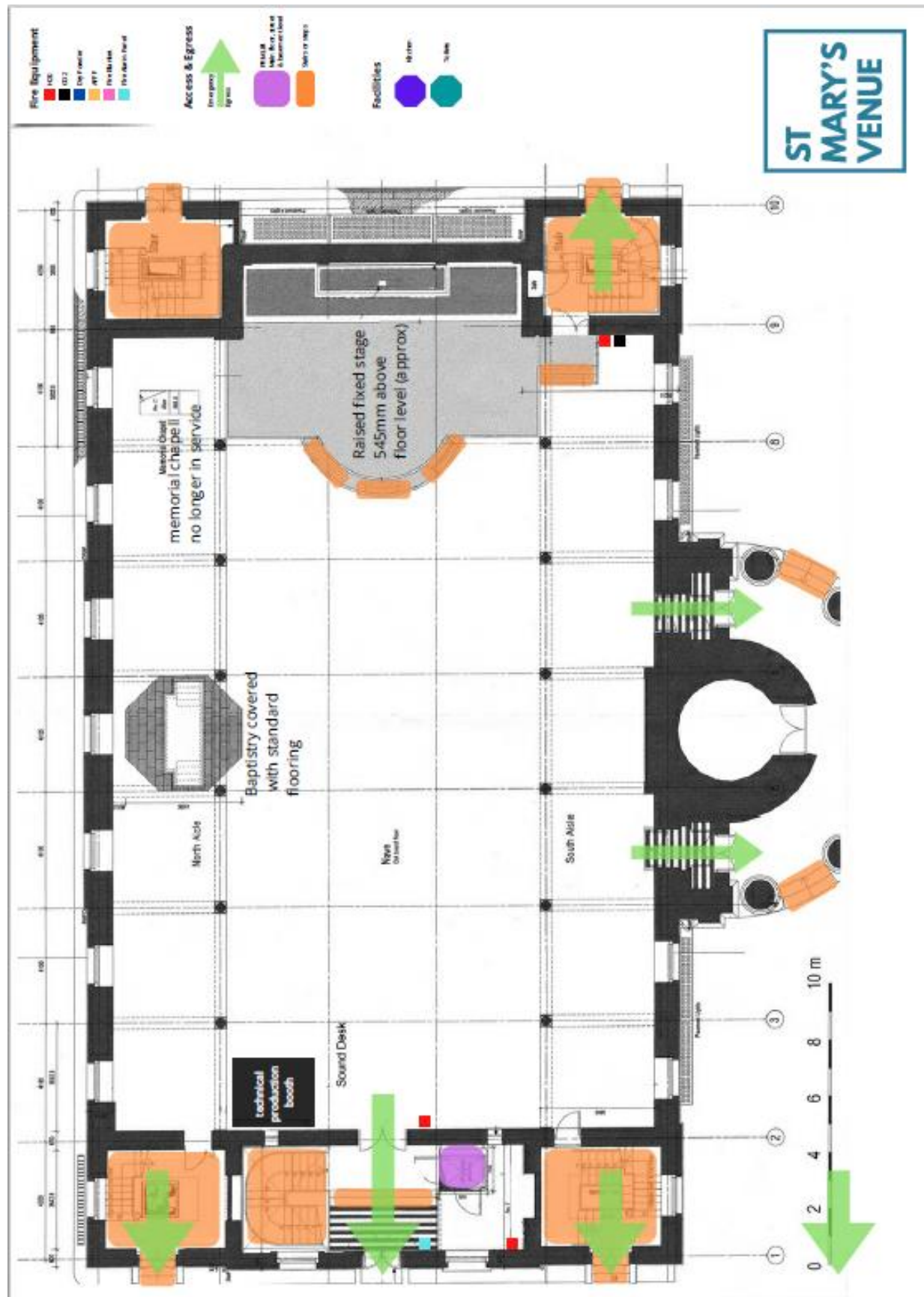
5.	Appendices
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Premises history
Appendix 4	Proposed conditions
Appendix 5	Residential map and list of premises in the vicinity

Report author:	Roxsana Haq Licensing Officer
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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	1 st October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	April 2018
4	Environmental Health Service	28 th October 2022
5	Interested Party	17 th October 2022



ST MARY'S VENUE

- Fire Equipment**
- ICE
 - FD 2
 - Fire Alarm
 - RT 7
 - Fire Alarm Panel
 - Fire Alarm Sound
- Access & Egress**
- Emergency Up arrow
 - Emergency Down arrow
 - Wash Area, Area of Contamination
 - Safe Exit Steps
- Facilities**
- Driver
 - Truck



Letter of mediation to interested party from Applicant.

Thursday 3rd November 2022

Dear Ms Scarborough,

Thank you for getting in touch and giving us the opportunity to address and hopefully allay some of your concerns.

As a Marylebone Ward Councillor, I know you have a high value for the local area and the wellbeing of the local residents and I would like to begin by introducing ourselves as this is a value we also share. As a local church with a strong community focus, our relationship with the local community has always been of paramount importance to us. We work with the local school, run toddler groups and a weekly social supermarket and once a month we host a meal for those who are homeless and vulnerably housed. Alongside this, we also host events such as the street party for the Queen's Jubilee and regular movie nights for local children and their families. We have also partnered with Cllr Barbara Ayzmanow in recent years to provide mince pies and drinks for residents at the piazza Christmas Tree lighting ceremony. We have been hiring out the church for events since 2010 to raise funds for the work we do and to support the costs involved in being responsible for a Grade I listed building and, as such, it is very important to us that we don't host events that compromise the relationships we have with our local community.

We host a wide variety of events but the vast majority of these are daytime corporate conferences. We also host fashion shows, string concerts, weddings, filming, fine dining and product launches with an average attendance of 200 guests. We are not seeking to deviate from our current practice at events. We are presently operating on TENs licences and these events have not caused a single incident of crime or disorder or had significant impact on local residents in terms of public nuisance due to the diligent measures we take from screening events through to the running of the event. We will never host an event that we think is unsuitable and we have turned down 179 events enquiries to date this year on that basis. With regards to dispersal, this is usually done over a period of at least 15 minutes and there are signs reminding guests to leave quietly (and where appropriate or necessary this notice is given verbally too) and this is enforced by staff who rapidly move guests along in the direction of the nearby stations and out of the area. We have very few events where guests do leave all at once as most of them leave throughout the event time and I cannot think of a single occurrence where we have had 700 people exiting at once.

With regards to the application times, this was done in line with Westminster's Core Hours policy for venues and our opening hours. As we can potentially host an event on any day from Monday-Saturday this gives us the flexibility to meet the needs of clients who want a bar at their event. The 9am start time was selected with the scenario of a client who may want to sell mimosas at a brunch or breakfast event in mind. However, given the rarity of this scenario, we are happy to amend it to midday if deemed necessary. I think it is important to note that the majority of our events do not require bars and the bar is an ancillary. The reason we have put in this application is because we are hosting two string candlelit concerts a month with a bar and this would take us over the limit for TENs applications.

We strongly believe that granting us this licence will promote the licensing objectives and that we have a robust and time-proven plan in place to do this.

We would be happy to invite you to St Mary's for a site visit and to meet with us if you feel that would be beneficial. I hope we can reach an agreement and a place of compromise.

I look forward to hearing from you.

Kind regards,
Charlotte Anderson

Applicant Summary of application:

Describe the steps you intend to take to promote the four licensing objectives:

a) General - all four licensing objectives (b,c,d,e) (please read guidance note 10)

The DPS shall ensure that when the premises are in use for any licensable activity, there are sufficient competent staff on at the premises for the purpose of fulfilling and enforcing (with hiring clients) the terms and conditions of the licence and for preventing crime and disorder. The DPS shall ensure that all staff will undertake training in their responsibilities in relation to the sale of alcohol, particularly with regard to drunkenness and underage persons. Records will be kept of training and refresher training. The DPS/Head of Sales and Events/Event Coordinator will ensure a Personal Licence holder from the client-side is onsite at all times during an event. Thorough planning and risk assessments will be undertaken ahead of the event day in association with the client holding the event. Regular maintenance will be undertaken to ensure that health and safety standards are enforced to ensure public safety. This includes upkeep of outdoor lighting to create a safe environment outside the premises.

b) The prevention of crime and disorder

If any crime is committed the police and where appropriate the ambulance service shall be contacted without delay.

Duty managers regularly circulate the venue and look for suspicious behaviour including left luggage, people behaving suspiciously and checking that no-one is in any out of bounds areas. **Please see the attached counter-terror policy & risk assessment** which outline our policy and procedure in more detail.

Where events are primarily focused on the consumption of alcohol e.g.alcohol festivals, SIA trained door supervisors are required to be onsite at all times during the events running hours and their identification badges clearly displayed. There should be a minimum of two SIA door supervisors and this should increase in line with the number of doors in use and guests. SIA door supervisors are required to evict anyone from the premises who is disorderly and refuses to leave and deny entry to anyone who is drunk, disorderly or seems intent on crime, and to prevent alcohol from being consumed outside or off the premises.

Sufficient outdoor lighting is provided around the venue to minimise opportunities for conflict and crime and disorder.

Room capacities are in place to minimise opportunities for crime and disorder associated with overcrowding.

All duty managers are aware of the local police's direct number as well as policy and contacts should disruption or dangerous situations be caused by individuals.

In addition to the above we also offer the following conditions:

MC48

A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record 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.

MC49

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.

c) Public safety

Risk assessments are undertaken for each and every event. The premises risk assessment is regularly reviewed and updated. **Please find attached.**

Appropriate fire safety and emergency evacuation procedures are in place. We have a multi zone fire alarm system and multiple fire extinguishers (including foam, dry powder, H2O and CO2), fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting (see enclosed plan for details of locations of exits and appliances). All appliances are inspected regularly and maintained annually by a competent person. All emergency exits shall be kept free from obstruction at all times.

All events are screened before booking to ensure suitability for the venue. Events which are deemed by the Head of Sales and Events to be a nuisance to the local neighbourhood are immediately rejected as are any events seeking late night licences. All events must be within the premises' stated capacities and appropriate staffing will be booked to ensure the safety of all guests and prevent overcrowding in pinch points or particular rooms within the venue.

Queues are formed along the perimeter of the venue on the border of the premises. These are set up and managed in such a manner as to not obstruct the public highway.

Drinking water is readily available and we have the facilities available to provide a free cloakroom to guests should the event organisers request this.

Balconies are off limits or stewards must be situated in them for events serving alcohol where they are in use.

Cleaning staff must be onsite for bar-based events such as alcohol festivals where a higher volume of spillages is likely. Any spillages at any event must be immediately cleaned up to remove any slip hazards.

Police must immediately be called to any appropriate incident by the duty manager to maintain public safety. If appropriate they should clear guests from the area and maintain a 'cordon' until police arrive.

A decibel meter is used to ensure amplified sound stays below 85db inside the premises to limit damage to staff and guest's hearing.

d) The prevention of public nuisance

All customers will be asked to leave quietly. Clear and legible notices will continue to be prominently displayed to remind customers to leave quietly and have regard for our neighbours.

Decibel meter used to ensure amplified sound stays below 85db on average inside the venue to restrict noise emissions. No speakers are situated in the lobby or outside the venue. Doors and windows remain closed whilst amplified music is playing except for immediate ingress and egress to further limit the escape of noise and impact on local residents.

Sufficient staff on site to ensure guests disperse quickly and quietly from the proximity of the venue at the end of an event.

Clients briefed in advance to load and unload quietly and in a way that minimises disruption. All vehicles are to be switched off when loading to prevent noise from running engines. Process overseen by trained duty manager.

Street sweeping is undertaken at the end of every event around the perimeter to ensure any litter or cigarette butts are removed. Ash trays are provided in the smoking area (on our property) to minimise waste dropped.

No glassware is permitted outside to prevent smashed glass causing a hazard.

A mechanical fan is installed in the kitchen to remove and disperse any smells from cooking.

In addition to the above we also offer the following conditions:

MC21

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

e) The protection of children from harm

The DPS and staff employed by the venue or the client to operate the bar (all of whom shall be thoroughly trained) will ask persons who appear to be under the age of 25 for photographic identification cards. All staff will be trained for underage sales prevention. A register of refused sales shall be kept and maintained on the premises.

All under 16s must be accompanied by an adult. Please note the premises is primarily a church and does not hold events every day nor do these events all include alcohol.

A safeguarding policy is in place. **Please find attached.**

For events involving large numbers of children, child only toilets are provided.

If a lost child is reported, venue staff are immediately alerted and the venue is locked down. A search is then completed of the venue. One staff member will also search the perimeter. If the child is not located the police are then contacted. Any lost children are reported to the duty manager on the duty phone. The duty manager will then assume responsibility for the child and reunite them with the guardian.

In addition to the above we also offer the following conditions:

MC47

A Challenge 21 or Challenge 25 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.

Photographs of the premises:



Premises History

Appendix 3

There is no licence or appeal history for the premises.

Appendix 4

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

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

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

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

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.

Conditions consistent with the operating schedule.

9. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record 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.
10. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record 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.
11. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
12. A Challenge 21 or Challenge 25 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.

Conditions proposed by the Environmental Health Service.

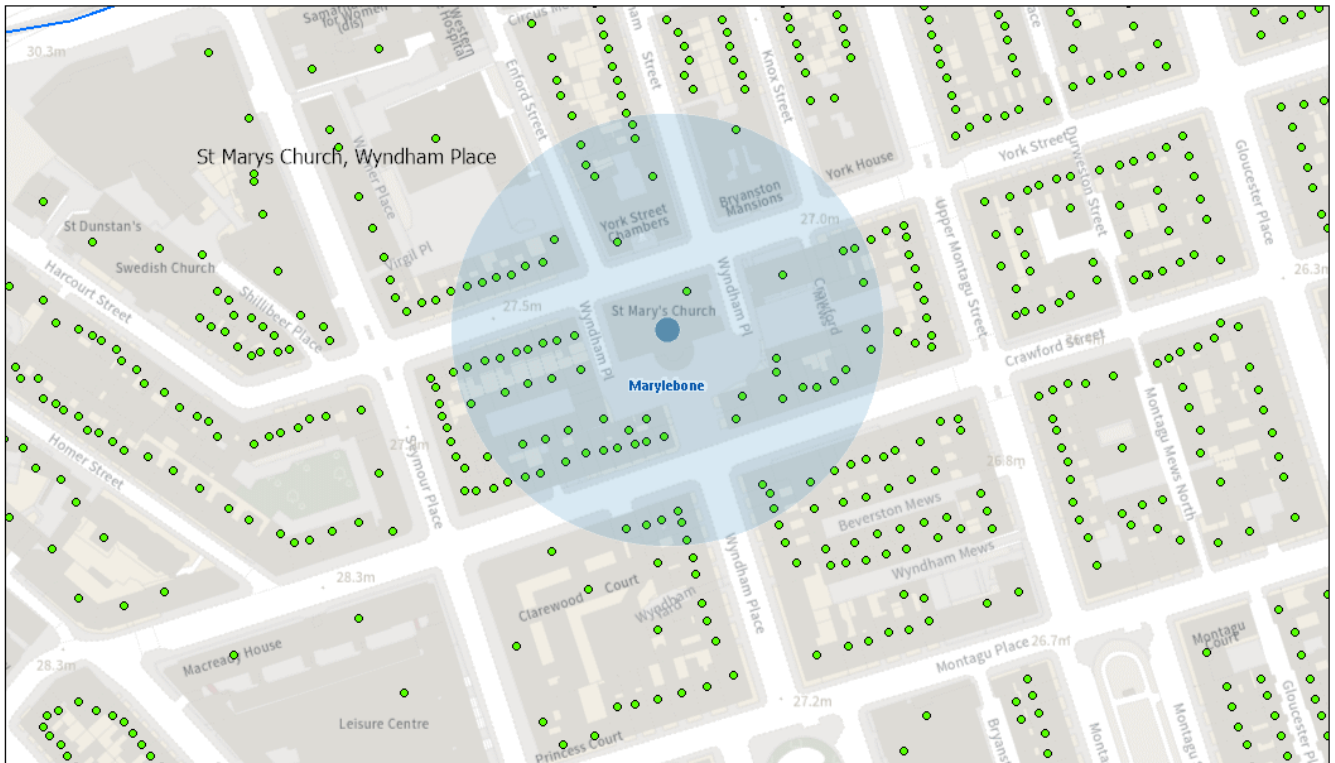
13. Licensable activities shall be ancillary to the premises being used primarily as a Church.
14. Licensable activities at the venue shall only be provided at prebooked ticketed events.
15. There shall be no fixed bar at the premises.
16. At no times shall the premises be predominantly used as a drink lead establishment. Consumption of alcohol must at all-time be incidental to some other use of the premises.
17. 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.
18. A copy of the premises' dispersal policy shall be made readily available at the premises for inspection by a police officer and/or an authorised officer of Westminster City Council.
19. Queuing outside the premises shall be restricted to a designated area located at **(specify location-TBC)**.
20. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
21. There shall be no externally promoted events. For the avoidance of doubt, an externally promoted event is;
 - a) an event involving dancing and recorded music or music played by DJ(s) not directly employed or hired by the premises licence holder
 - b) an event involving dancing and recorded music or music as in a) where the event is promoted to the general public by someone other than the Premises Licence Holder
 - c) an event involving dancing and recorded music or music as in (a) and (b) where the event is booked and managed by someone other than the Premises Licence Holder.

22. A minimum of (2) SIA licensed door supervisors shall be on duty at the premises when either the premises capacity exceeds 150 people or operates beyond 21:00 hours. The use of further SIA licensed door supervisors shall be implemented on a risk assessment approach.
23. All SIA licensed door supervisors shall correctly display their SIA licence(s) at all times when on duty so as to be visible.
24. All SIA licensed door supervisors shall wear hi visibility jackets or vests between the hours of 20:00 and 07:00 when deployed either outside the premises or at the main entrance door to the premises.
25. A suitable and sufficient Event Management Plan shall be drawn up by a competent person for each event or function which must be made available on request to the Responsible Authorities. This should be kept for at least one year and must contain information and assessments, as a minimum, on the following aspects where relevant:
 - a) Details of responsible persons including at least one person with management responsibilities of the licence holder
 - b) Maximum capacity
 - c) Stewarding
 - d) Emergency Evacuation Plan
 - e) Use of Special Effects
 - f) Noise Management Plan including arrival and dispersal arrangements
 - g) Requirement for licensed security
14. The number of persons permitted in the premises shall not exceed 700 (excluding staff).
15. 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.
16. 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.
17. All windows and external doors shall be kept closed after 21:00 hours, except for the immediate access and egress of persons.
18. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
19. 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.
20. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
21. 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 unless collections are arranged during the times for the Council's own commercial waste collection service for the street.

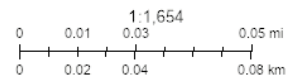
22. No collections of waste or recycling materials (including bottles) from the premises shall take place between 23.00 and 08.00 hours on the following day.
23. No deliveries to the premises shall take place between 23.00 and 08.00 hours on the following day.
24. No noisy set up or break down of equipment for events shall take place externally between the hours of 23:00 and 08:00 hours.
25. 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.
26. A Challenge 25 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.
27. (a) The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. (b) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. (c) The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance. (d) All recordings shall be stored for a minimum period of 31 days with date and time stamping. (e) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.
28. 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.
29. 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.
30. 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.

31. 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.
32. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
33. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
34. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.
35. A minimum of 7 working days' notice shall be given by the Environmental Health Consultation Team when there is a change to the theatrical production.
36. Any special effects or mechanical installations shall be arranged, operated and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the licensing authority where consent has not previously been given:
 - dry ice and cryogenic fog
 - smoke machines and fog generators
 - pyrotechnics including fireworks
 - firearms • lasers
 - explosives and highly flammable substances.
 - real flame
 - strobe lighting.

St Marys Church Wyndham Place London W1H 1EA



17/11/2022, 14:14:08



- Property Mailing List
- Ward Labels
- Borough Boundary - Mask
- Borough Boundary - Detailed
- Ward Boundaries
- Stress Areas

Resident Count: 242

Licensed premises within 75 metres of St Marys Church Wyndham Place London W1H 1EA				
Licence Number	Trading Name	Address	Premises Type	Time Period
20/11091/LIPCH	Boxcar Baker Deli	7A Wyndham Place London W1H 1PN	Cafe	Sunday; 09:00 - 22:30 Monday to Thursday; 08:00 - 23:30 Friday to Saturday; 08:00 - 00:00
22/06695/LIPCH	The Royal Oak Public House	74-76 York Street London W1H 1QN	Pub or pub restaurant with lodge	Sunday; 12:00 - 22:30 Monday to Saturday; 10:00 - 23:00 Monday to Sunday; 10:00 - 00:30

20/10924/LIPVM	Twist Connubio	42 Crawford Street London W1H 1JW	Restaurant	Sunday; 12:00 - 22:30 Monday to Saturday; 12:00 - 23:30 New Year's Eve; 12:00 - 01:00
15/10139/LIPV	Totally Swedish	Ground 32 Crawford Street London W1H 1LN	Shop	Wednesday; 12:00 - 18:00 Thursday; 10:00 - 20:00 Sunday; 12:00 - 16:00 Monday to Tuesday; 10:00 - 18:00 Friday to Saturday; 10:00 - 18:00
21/05060/LIPRW	Duke Of Wellington	94A Crawford Street London W1H 2HQ	Public house or pub restaurant	Sunday; 12:00 - 22:50 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00 Sundays before Bank Holidays; 12:00 - 00:00
18/02008/LIPDPS	Basilico	Basement And Ground Floor 45 Crawford Street London W1H 1JX	Restaurant	Friday to Saturday; 10:00 - 00:30 Sunday to Thursday; 10:00 - 00:00