



City of Westminster

Licensing Sub-Committee Report

Item No:

Date:

4 May 2023

Licensing Ref No:

23/01200/LIPV - Premises Licence Variation

Title of Report:

Al-Sultan Restaurant
51 - 52 Hertford Street
London
W1J 7ST

Report of:

Director of Public Protection and Licensing

Wards involved:

West End

Policy context:

City of Westminster Statement of Licensing Policy

Financial summary:

None

Report Author:

Miss Jessica Donovan
Senior Licensing Officer

Contact details

Telephone: 020 7641 6500
Email: jdonovan@westminster.gov.uk

1. Application

1-A Applicant and premises			
Application Type:	Variation of a Premises Licence, Licensing Act 2003		
Application received date:	27 February 2023		
Applicant:	Santa Maria (London) Limited		
Premises:	Al-Sultan Restaurant		
Premises address:	51 - 52 Hertford Street London W1J 7ST	Ward:	West End
		Cumulative Impact Area:	None
		Special Consideration Zone:	None
Premises description:	The premises currently operates as a restaurant.		
Variation description:	<p>This variation seeks the following:</p> <ul style="list-style-type: none"> To vary the layout of the plans To add the retail sale of alcohol for consumption off the premises. To add an additional condition. 		
Premises licence history:	The premises has had the benefit of a premises licence since 2005. The current premises licence (22/09356/LIPT) can be viewed at Appendix 3 along with the history which appears at Appendix 4 .		
Applicant submissions:	<p>The applicant has provided the following submissions:</p> <ul style="list-style-type: none"> A mediation email for interested parties <p>A copy of the documents can be found at Appendix 2.</p>		
Applicant amendments:	None		

1-B Current and proposed licensable activities, areas and hours**Regulated Entertainment****Playing of recorded music**

	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:00	00:00	No change		Basement and Ground Floor	No change
Tuesday	00:00	00:00				
Wednesday	00:00	00:00				
Thursday	00:00	00:00				
Friday	00:00	00:00				
Saturday	00:00	00:00				
Sunday	00:00	00:00				
Seasonal Variations/ Non-standard timings:	Current: N/A				Proposed: N/A	

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit

	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	00:00	00:00	No change		Basement and Ground Floor	No change
Tuesday	00:00	00:00				
Wednesday	00:00	00:00				
Thursday	00:00	00:00				
Friday	00:00	00:00				
Saturday	00:00	00:00				
Sunday	00:00	00:00				
Seasonal variations/ Non-standard timings:	Current: N/A				Proposed: N/A	

Late night refreshment						
Indoors, outdoors or both			Current :		Proposed:	
			Indoors		No change	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	23:00	00:30	No change		Basement and Ground Floor	No change
Tuesday	23:00	00:30				
Wednesday	23:00	00:30				
Thursday	23:00	00:30				
Friday	23:00	00:30				
Saturday	23:00	00:30				
Sunday	23:00	00:00				
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.			No change	

Sale by Retail of Alcohol						
On or off sales			Current :		Proposed:	
			On sales		Both	
	Current Hours		Proposed Hours		Licensable Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:00	No change		Basement and Ground Floor	No change
Tuesday	10:00	00:00				
Wednesday	10:00	00:00				
Thursday	10:00	00:00				
Friday	10:00	00:00				
Saturday	10:00	00:00				
Sunday	12:00	23:30				
Seasonal variations/ Non-standard timings:		Current:			Proposed:	
		Please see condition on the existing licence at Appendix 3 .			No change	

Hours premises are open to the public						
	Current Hours		Proposed Hours		Premises Area	
	Start:	End:	Start:	End:	Current:	Proposed:
Monday	10:00	00:30	No change		Basement and Ground Floor	No change
Tuesday	10:00	00:30				
Wednesday	10:00	00:30				
Thursday	10:00	00:30				
Friday	10:00	00:30				
Saturday	10:00	00:30				
Sunday	10:00	00:00				
Seasonal variations/ Non-standard timings:	Current:				Proposed:	
	N/A				N/A	

1-C Layout alteration
<p>This variation seeks to vary the plans as follows:</p> <p>Ground Floor:</p> <ul style="list-style-type: none"> Relocation and reconfiguration of bar and staircase & removal of fixed furniture. <p>Basement:</p> <ul style="list-style-type: none"> Reconfiguration of kitchen, including the walk-in fridges; Relocation and reconfiguration of the staircase Removal of the office to allow for relocation and reconfiguration of sanitary provisions to provide 2 unisex toilets, 1 unisex DDA toilet and 1 dedicated staff toilet.

1-D Conditions being added
<p>The sale and supply of alcohol for consumption off the premises shall be restricted to consumed by persons who are seated in an area appropriately authorised for the use of tables and chairs on the highway, to persons taking table meals there and for consumption by such a person as an ancillary to his meal.</p> <p>Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.</p>

2. Representations

2-A Responsible Authorities	
Responsible Authority:	Environmental Health Service
Representative:	Kudzaishe Mondhlani
Received:	23 March 2023

I refer to the application for a Premises Licence variation. This premises benefits from a current premises licence reference 22/09356/LIPT.

This representation is based on the application form and plans provided drawing number basement floor 1588-00B-B.4_LD dated 6/2/23 and ground floor 1588-00G-008-B.4_LD dated 6/2/23.

The applicant is seeking the following licensable activities.

- To amend the layout of the premises

Ground floor:

- To relocate and reconfigure the bar and staircase.
- To remove fixed furniture

Basement:

- To reconfigure the kitchen, including walk-in fridges.
- To relocate and reconfigure the staircase.
- To remove the office to allow for relocation and reconfiguration of sanitary provisions to provide 2 unisex toilets, 1 unisex DDA toilet and 1 dedicated staff toilet.

- The addition of "Off" Sales on Monday to Saturday between 10:00 and 00:00 hours and Sunday between 12:00 and 23:30 hours

I wish to make the following representations in relation to the above application.

- The change of layout will have the likely impact on Public Safety and the possible increase in Public Nuisance in the area.
- The addition of "Off" sales will have the likely impact on Public Safety and the possible increase of Public Nuisance in the area.

The granting of the application as presented would have the likely effect of causing an increase in Public Nuisance and impact on Public Safety in the area. The proposed plan shows a reduction in public toilets and the toilets become self-contained therefore this will impact on any capacity proposed.

The applicant has not proposed any conditions in support of the application to address the licensing objectives. A site visit will be required and further EH conditions may be proposed.

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

Responsible Authority:	Metropolitan Police Service (<i>Withdrawn 04 April 2023</i>)
Representative:	PC Dave Morgan
Received:	15 March 2023

With reference to the above, I am writing to inform you that the Metropolitan Police Service, as a Responsible Authority are **objecting** to this application as it is our belief that if granted, the application would undermine the Licensing Objectives, namely, The Prevention of Crime & Disorder.

The application seeks to alter the layout for some of the ground floor and basement areas and wishes to incorporate the addition of off sales with the inclusion of the following condition:

The sale and supply of alcohol for consumption off the premises shall be restricted to;

(i) sealed containers; and/or

(ii) alcohol consumed by persons who are seated in an area appropriately authorised for the use of tables and chairs on the highway.

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

Having looked at the current licence (22/09356/LIPT), I have noticed that it is lacking certain conditions.

To move forward, I have listed some conditions below to help update the current licence and to assist in the promotion of the Licensing Objectives.

These are:

1. 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 and will include the external area immediately outside the premises entrance. 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.
2. 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.
3. 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.
4. 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.

5. 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.
6. There shall be no sales of alcohol for consumption off the premises after 23.00 hours.
7. All outside tables and chairs shall be rendered unusable by 23.00 hours each day.

Please let me know if you are happy to add these conditions to the current licence or feel free to contact me should you wish to discuss them further.

Following an agreement of conditions with the applicant, the Metropolitan Police Service withdrew their representation on 04 April 2023.

2-B Other Persons

Name:

[REDACTED]

Address and/or Residents Association:

[REDACTED]
[REDACTED]
[REDACTED]

Status:

Valid

In support or opposed:

Opposed

Received:

12 March 2023

This establishment has been violating the terms of its permit for outside seating consistently, with people sitting outside after 11 pm with loud music playing. We are worried about the noise and about extending hours to 12.30 am in what used to be a quiet residential area.

Further submissions following the applicant's mediation email received on 17 April 2023:

I am still concerned by this amendment to this licence.

[REDACTED] this business which has created constant problems and has not shown willingness to comply with regulations.

In the past both tables and people remained outside long after 11pm with loud music playing which disturbs and contributes to the deterioration of a peaceful and quiet neighbourhood.

It seems to me that this new amendment is an attempt to sidestep regulations in a manner that will be difficult to enforce.

Therefore I am not prepared to withdraw my objection.

Thank you very much for your consideration and assistance.

Name:

[REDACTED]

Address and/or Residents Association:

[REDACTED]
[REDACTED]
[REDACTED]

Status:

Valid

In support or opposed:

Opposed

Received:

20 March 2023

I object to the extension of the license because the addition of off-sales will increase the noise produced from the restaurant especially by the use of the outside seating by the off-sales customers. The restaurant has been anyway not following the closure of the outside space at 11pm and we had to visit them repeatedly after 11pm to request them to shut the outside music and clear the outside seating of customers.

Further submissions following the applicant's mediation email received on 14 April 2023:

I am very concerned with Al Sultan restaurant and their continued efforts to bypass the terms of their licences. In the message you sent me on the 11^h April they proposed to:

"3. All outside tables and chairs used for the consumption of off sales shall be rendered unusable by 23.00 hours each day." This is in contradiction to the existing licence for use of the pavement which clearly states that all seating must be removed by 23:00 not just rendered unusable. I see their request as an effort to bypass the existing licencing terms.

In the past AL Sultan had customers seated in the outside space well after 23:00, did not remove the chairs in the outside seating area at 23:00 and played music well after 23:00.

In conclusion I would not agree on any alteration of the existing licencing as it will create additional noise and will also extend the period of noise.

Name:

[REDACTED] *(Withdrawn 14 April 2023)*

Address and/or Residents Association

[REDACTED]
[REDACTED]
[REDACTED]

Status:

Valid

In support of opposed:

Opposed

Received:

10 March 2023

I wish to raise some concerns about this application to add off sales. First and foremost, the hours proposed are beyond what is usual for the area: midnight as opposed to 11pm. The preservation of the earlier cut-off time is vital to prevent additional alcohol-related nuisance and anti-social behaviour in an area already suffering from an excess of both.

In addition, the application seeks to add off sales to customers seated outside. The proposed plan shows an area marked as 'tables and chairs/pavement licence area'. These off sales should already be covered by the existing 'restaurant' condition but I propose it is amended to remove any doubt, as follows: 'Intoxicating liquor shall not be sold or supplied on the premises, including for consumption in any outside area appropriately authorised by Westminster City Council, otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal'.

Given that the premises would not get a pavement licence beyond 11pm anyway, the off sales should also be limited to 11pm, as all tables and chairs outside would be rendered unusable by that time.

The application also seeks to add off sales in sealed containers. The danger of this is that alcohol might be carried away from the premises and contribute to public nuisance elsewhere in Shepherd Market.

If the 'sealed containers' are intended to accompany takeaway food, any amendment of the license should be conditioned as such.

We would question if the premises wish to provide stand alone off sales, as the area is already amply supplied with off licenses.

In either case, again the 11pm limit should apply.

Following an agreement of conditions, the interested party withdrew their representation on 14 April 2023.

Name:		[REDACTED] (<i>Withdrawn 14 April 2023</i>)	
Address and/or Residents Association		[REDACTED]	
Status:	Valid	In support or opposed:	Opposed
Received:	15 March 2023		
<p>[REDACTED] has made a detailed and well argued objection to this variation. [REDACTED] [REDACTED] would like to support those arguments and stress that the key to this is to have a time limit for off-sales of 11pm.</p>			
<i>Following an agreement of conditions, the interested party withdrew their representation on 14 April 2023.</i>			

3. Policy & Guidance

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

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 generally granted for preceding Sundays and that the next day is a working day. Non-specific days

	<p>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> <ol style="list-style-type: none"> 1. Casinos: Up to 24 hours a day whilst casino gaming is permitted by a premises licence under the Gambling Act 2005. 2. Cinemas, Cultural Venues and Live Sporting Premises: Monday to Sunday: 9am to 12am 3. Hotels: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. For the sale of alcohol to guests for consumption in hotel/guest rooms only: Anytime up to 24 hours. 4. Off licences: Monday to Saturday: 8am to 11pm. Sunday: 9am to 10.30pm. 5. Outdoor Spaces: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. 6. Pubs and bars, Fast Food and Music and Dance venues: Monday to Thursday: 10am to 11.30pm. Friday and Saturday: 10am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 12pm to 12am. 7. Qualifying Clubs: Monday to Thursday: 9am to 12am.. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. 8. Restaurants: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. 9. Sexual Entertainment Venues and Sex Cinemas: Monday to Thursday: 9am to 11.30pm. Friday and Saturday: 9am to 12am. Sunday: 9am to 10.30pm. Sundays immediately prior to a bank holiday: 9am to 12am. <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>Policy RNT1 applies</p>	<p>A. Applications outside the West End Cumulative Impact Zone 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 being within the council's Core Hours Policy HRS1. 3. The operation of any delivery services for alcohol and/or latenight refreshment meeting the council's Ancillary Delivery of Alcohol and/or Late-Night Refreshment Policy DEL1. 4. The applicant has taken account of the Special Consideration Zones Policy SCZ1 if the premises are located within a designated zone. 5. The application and operation of the venue meeting the definition of a restaurant as per Clause C. <p>B. Applications inside the West End Cumulative Impact Zone 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 latenight refreshment meeting the council's Ancillary Delivery of Alcohol and/or Late-Night Refreshment Policy DEL1. 4. The applicant has demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone. 5. The application and operation of the venue meeting the definition of a restaurant as per Clause C. <p>C. For the purposes of this policy a restaurant is defined as:</p> <ol style="list-style-type: none"> 1. A premises in which customers are shown to their table or the customer will select a table themselves to which food is either served to them or they have collected themselves. 2. Which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at a table. 3. Which do not provide any takeaway service of food and/or drink for immediate consumption, except if provided via an ancillary delivery service to customers at their residential or workplace address. 4. Where alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of alcohol by such persons is ancillary to taking such meals. 5. The sale and consumption of alcohol prior to such meals may be in a bar area but must also be ancillary to the taking of such meal.
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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

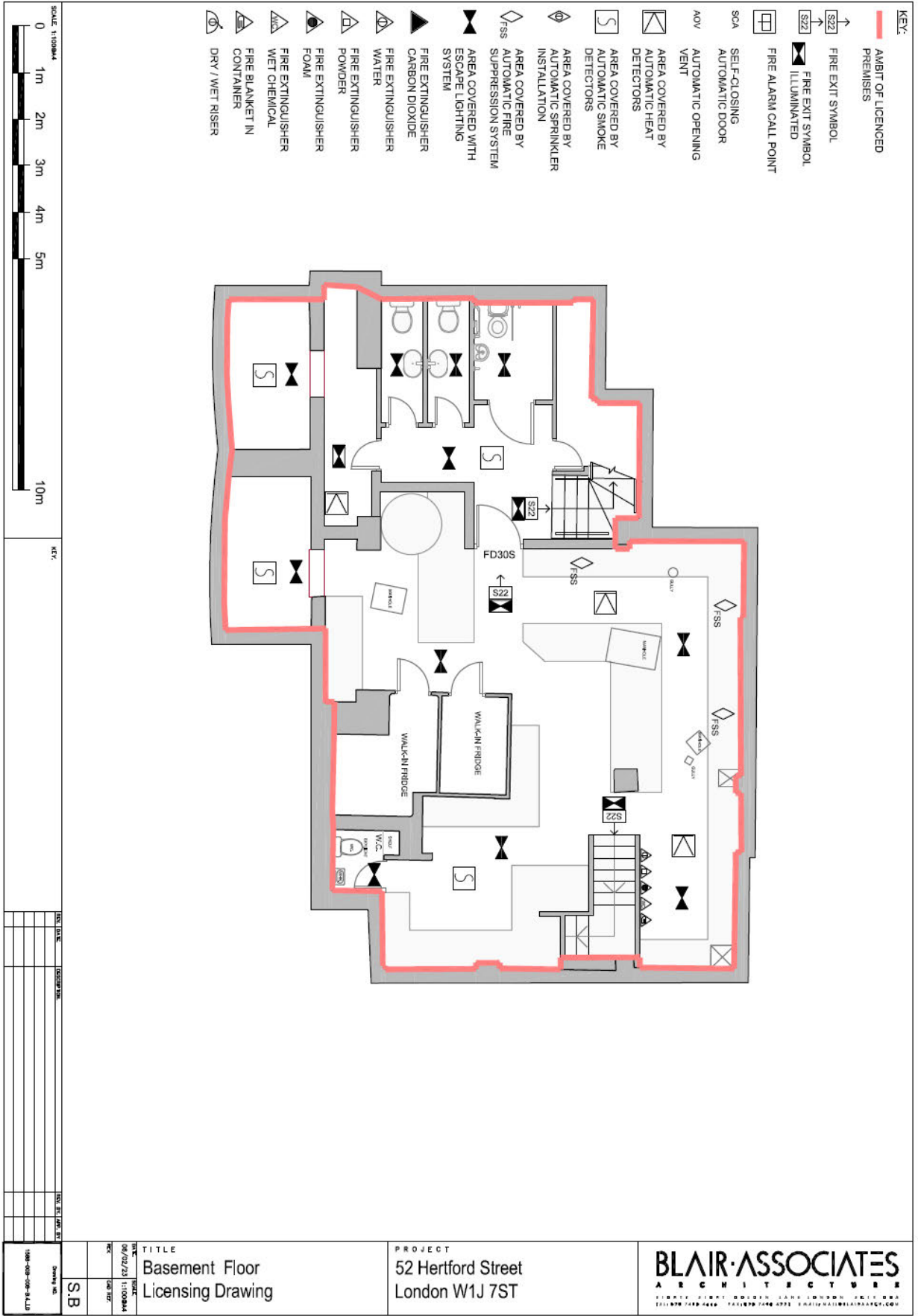
Appendix 1	Premises plans
Appendix 2	Applicant supporting documents
Appendix 3	Existing premises licence 22/09356/LIPT
Appendix 4	Premises history
Appendix 5	Proposed conditions
Appendix 6	Residential map and list of premises in the vicinity

Report author:	Miss Jessica Donovan Senior Licensing Officer
Contact:	Telephone: 020 7641 6500 Email: jdonovan@westminster.gov.uk

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

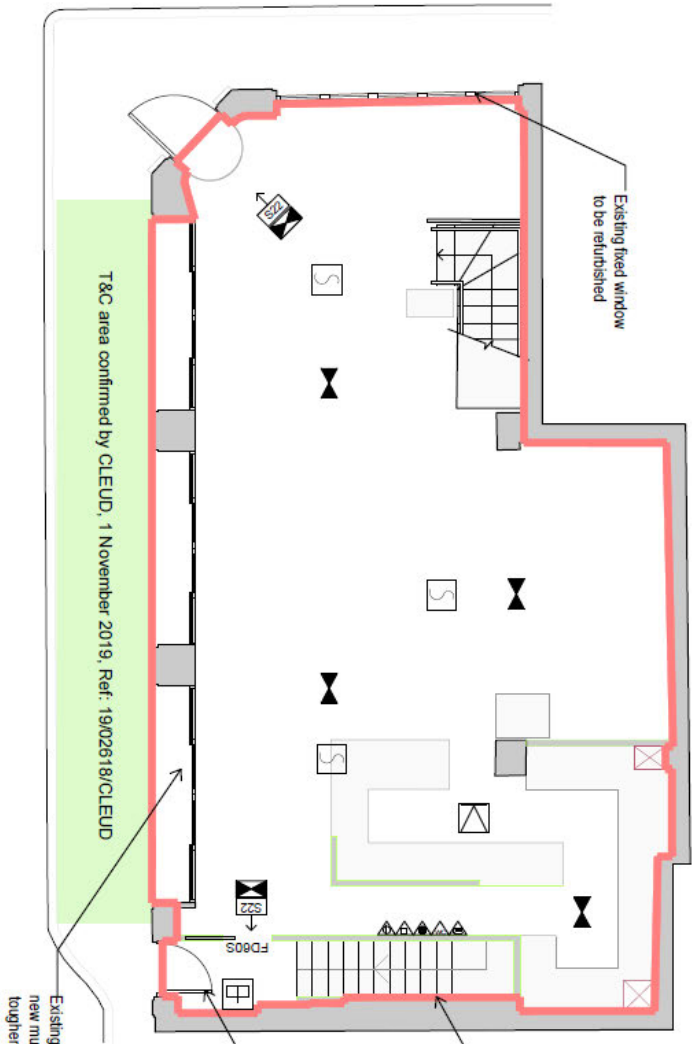
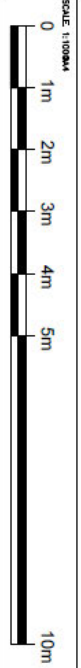
Background Documents – Local Government (Access to Information) Act 1972

1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	01 October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	December 2022
4	Environmental Health Service representation	23 March 2023
5	Metropolitan Police Service representation <i>(Withdrawn 04 April 2023)</i>	15 March 2023
6	Interested Party 1 representation	12 March 2023
7	Interested Party 2 representation	20 March 2023
8	Interested Party 3 representation <i>(Withdrawn 14 April 2023)</i>	10 March 2023
9	Interested Party 4 representation <i>(Withdrawn 14 April 2023)</i>	15 March 2023



KEY:

- AMBIT OF LICENCED PREMISES
- S22 → FIRE EXIT SYMBOL
- S22 ← FIRE EXIT SYMBOL ILLUMINATED
- FIRE ALARM CALL POINT
- SELF-CLOSING AUTOMATIC DOOR
- AUTOMATIC OPENING VENT
- AREA COVERED BY AUTOMATIC HEAT DETECTORS
- AREA COVERED BY AUTOMATIC SMOKE DETECTORS
- AREA COVERED BY AUTOMATIC SPRINKLER INSTALLATION
- AREA COVERED BY AUTOMATIC FIRE SUPPRESSION SYSTEM
- AREA COVERED WITH ESCAPE LIGHTING SYSTEM
- ▲ FIRE EXTINGUISHER CARBON DIOXIDE
- ▲ FIRE EXTINGUISHER WATER
- ▲ FIRE EXTINGUISHER POWDER
- ▲ FIRE EXTINGUISHER FOAM
- ▲ FIRE EXTINGUISHER WET CHEMICAL
- ▲ FIRE BLANKET IN CONTAINER
- ▲ DRY / WET RISER



KEY:

REV.	DATE	DESCRIPTION	DES. BY	CHECKED BY

DATE: 10/02/23
 PROJECT: 1:100MM
 DRAWING NO: S.B
 DRAWN BY: 1908-001-010-01-01

TITLE
 Ground Floor Proposed

PROJECT
 52 Herford Street
 London W1J 7ST

BLAIR-ASSOCIATES
 ARCHITECTURE
 EIGHTY EIGHT BUCKINGHAM LANE LONDON W6J 8EA
 TEL: 020 7499 4222 FAX: 020 7499 4220 EMAIL: INFO@BLAIRARCHITECTURE.CO.UK

Mediation between applicant and interested parties

Mediation email sent to interested parties on 11th April 2023:

Good morning,

Following your representation against the above application, the applicant's representative has asked the Licensing Service to pass on the proposed amendments to the application.

The applicant is proposing the following conditions:

1. The sale and supply of alcohol for consumption off the premises shall be restricted to (i) sealed containers; and/or (ii) alcohol consumed by persons who are seated in an area appropriately authorised for the use of tables and chairs on the highway.
2. There shall be no sales of alcohol for consumption off the premises after 23.00 hours.
3. All outside tables and chairs used for the consumption of off sales shall be rendered unusable by 23.00 hours each day.

If the conditions above satisfy your concerns and you wish to withdraw your representation please let us know as soon as possible.

Kind Regards

Jessica Donovan

Senior Licensing Officer
Public Protection and Licensing
Westminster City Council
15th Floor
Westminster City Hall
64 Victoria Street
London SW1E 6QP

Direct line: 07815665265

Contact Centre: 020 7641 6500

Email: Jdonovan@westminster.gov.uk

Team E-mail: licensing@westminster.gov.uk

Web: www.westminster.gov.uk

Mediation email sent to interested parties on 14 April 2023:

Good morning,

Further to my email sent on 11th April 2023 the applicant has now agreed to amend their original proposed condition 1 to the following:

The sale and supply of alcohol for consumption off the premises shall be restricted to ~~(i) sealed containers; and/or (ii) alcohol consumed by persons who are seated in an area appropriately authorised for the use of tables and chairs on the highway,~~ to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

If the conditions satisfy your concerns and you wish to withdraw your representation please let us know as soon as possible.

Kind Regards

Jessica Donovan

Senior Licensing Officer
Public Protection and Licensing
Westminster City Council
15th Floor
Westminster City Hall
64 Victoria Street
London SW1E 6QP
Direct line: 07815665265
Contact Centre: 020 7641 6500
Email: Jdonovan@westminster.gov.uk
Team E-mail: licensing@westminster.gov.uk
Web: www.westminster.gov.uk

Mediation email sent to interested parties on 17 April 2023:

Dear Sir/Madam

I have passed on your comments to the applicant's solicitors, who have replied as follows:

The licence was transferred to San Marino Ltd last October, and the premises has not been open since. The previous owners and occupiers therefore have no further connection with the premises, which is currently under refurbishment.

It will reopen later this summer as a very smart pizzeria and my clients would be very happy to meet with you in due course. Just to be clear, my clients only acquired the lease a couple of months ago, transferred the licence and have no connection whatsoever with the previous owners and operators.

I do hope that assists.

Please feel free to contact me on the email or telephone below should it assist to discuss.

Yours sincerely

Alun Thomas
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London WC2H 9EP
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E: athomas@tandtp.com

Kind Regards

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

**Schedule 12
Part A**

**WARD: West End
UPRN: 100023476258**

Premises licence

Regulation 33, 34

**Premises licence
number:**

22/09356/LIPT

Original Reference:

05/09882/LIPC

Part 1 – Premises details

Postal address of premises:

Al-Sultan Restaurant
51-52 Hertford Street
London
W1J 7ST

Telephone Number: 0207 408 1155

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit
Sale by Retail of Alcohol

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

Playing of Recorded Music Unrestricted

Late Night Refreshment

Monday to Saturday: 23:00 to 00:30
Sunday: 23:00 to 00:00

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted

Sale by Retail of Alcohol

Monday to Saturday: 10:00 to 00:00
Sunday: 12:00 to 23:30

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1

The opening hours of the premises:

Monday to Saturday: 10:00 to 00:30
Sunday: 12:00 to 00:00

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

Alcohol is supplied for consumption on the Premises.

Part 2**Name, (registered) address, telephone number and email (where relevant) of holder of premises licence:**

Santa Maria (London) Limited
C/o Fladgate Lp
16 Great Queen Street
London
United Kingdom
WC2B 5DG

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

14147027

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

Name: Ammar Wafaie

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: 05/09087/LIPERS
Licensing Authority: City Of Westminster Council

Date: 08 November 2022

This licence has been authorised by Jessica Donovan 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.

Conditions reproducing the effect of conditions subject to which the relevant existing licences have effect

Conditions related to the Sale of Alcohol - Basement and Ground floors as shown more particular coloured and edged in red on the deposited plans.

9. Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.
10. Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available with or otherwise as an ancillary to meals served in the licensed premises.

Conditions which reproduce the effect of any restriction imposed on these of the premises by specified enactments

Conditions related to the Sale of Alcohol

11. Alcohol may be sold or supplied:
- (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 10:00 to 00:00.
 - (b) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12:00 to 23:30.
 - (c) On Christmas Day: 12:00 to 22:30;
 - (d) On New Year's Eve, except on a Sunday, 10:00 to 23:00.
 - (e) On New Year's Eve on a Sunday, 12:00 to 22:30.

(f) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

(a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;

(b) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;

(c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;

(d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;

(e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;

(f) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;

(g) the taking of alcohol from the premises by a person residing there;

(h) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;

(i) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

12. Alcohol shall not be sold or supplied unless the premises have been structurally and bona fide used, or intended to be used, for the purposes of habitually providing the customary main meal at midday or in the evening, or both, for the accommodation of persons frequenting the premises.

13. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.

Annex 2 – Conditions consistent with the operating Schedule

None

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

None

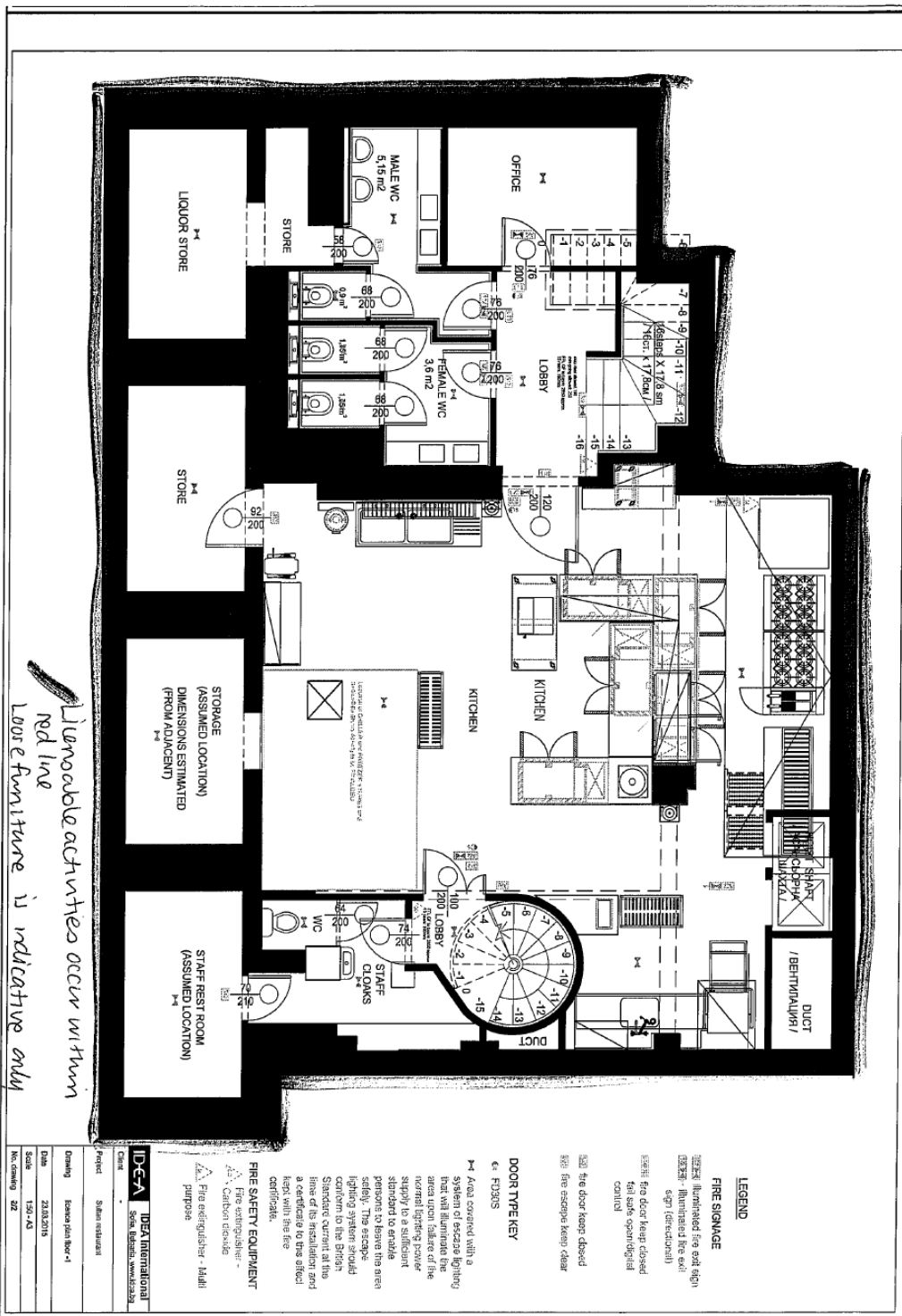


Diagram activities occur within red line loose furniture is indicative only



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

Schedule 12
Part B

WARD: West End
UPRN: 100023476258

Premises licence
summary

Regulation 33, 34

Premises licence
number:

22/09356/LIPT

Part 1 – Premises details

Postal address of premises:

Al-Sultan Restaurant
51-52 Hertford Street
London
W1J 7ST

Telephone Number: 0207 408 1155

Where the licence is time limited, the dates:

Not applicable

Licensable activities authorised by the licence:

Playing of Recorded Music
Late Night Refreshment
Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit
Sale by Retail of Alcohol

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

Playing of Recorded Music Unrestricted

Late Night Refreshment

Monday to Saturday: 23:00 to 00:30
Sunday: 23:00 to 00:00

Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted

Sale by Retail of Alcohol

Monday to Saturday: 10:00 to 00:00
Sunday: 12:00 to 23:30

For times authorised for Christmas, New Year and Good Friday see conditions at Annex 1

The opening hours of the premises:

Monday to Saturday: 10:00 to 00:30
Sunday: 12:00 to 00:00

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

Alcohol is supplied for consumption on the Premises.

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

Santa Maria (London) Limited
C/o Fladgate Llp
16 Great Queen Street
London
United Kingdom
WC2B 5DG

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

14147027

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

Name: Ammar Wafaie

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

Restricted

Date: 08 November 2022

This licence has been authorised by Jessica Donovan on behalf of the Director - Public Protection and Licensing.

Application	Details of Application	Date Determined	Decision
05/09882/LIPC	<p>Conversion Licence</p> <p>Playing of Recorded Music: Unrestricted</p> <p>Late Night Refreshment: Monday to Saturday: 23:00 to 00:30 Sunday: 23:00 to 00:00</p> <p>Private Entertainment consisting of dancing, music or other entertainment of a like kind for consideration and with a view to profit Unrestricted</p> <p>Sale by Retail of Alcohol Monday to Saturday: 10:00 to 00:00 Sunday: 12:00 to 23:30</p>	01.10.2005	Granted under Delegated Authority
06/05145/WCCMAP	Master Licence	01.10.2005	Granted under Delegated Authority
10/01425/LIPCH	Change of details	20.04.2010	Granted under Delegated Authority
15/02213/LIPVM	Application for a minor variation – Change of layout	17.04.2015	Granted under Delegated Authority
22/09356/LIPT	Transfer application - Alsultan Ltd to Santa Maria (London) Limited	19.10.2022	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.

Conditions reproducing the effect of conditions subject to which the relevant existing licences have effect

Conditions related to the Sale of Alcohol - Basement and Ground floors as shown more particular coloured and edged in red on the deposited plans.

9. Intoxicating liquor shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.
10. Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available with or otherwise as an ancillary to meals served in the licensed premises.

Conditions which reproduce the effect of any restriction imposed on these of the premises by specified enactments

Conditions related to the Sale of Alcohol

11. Alcohol may be sold or supplied:
 - (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve from 10:00 to 00:00.
 - (b) On Sundays, other than Christmas Day or New Year's Eve, and on Good Friday: 12:00 to 23:30.
 - (c) On Christmas Day: 12:00 to 22:30;
 - (d) On New Year's Eve, except on a Sunday, 10:00 to 23:00.
 - (e) On New Year's Eve on a Sunday, 12:00 to 22:30.
 - (f) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

NOTE - The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (b) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking table meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (c) the sale or supply of alcohol to or the consumption of alcohol by any person residing in the licensed premises;
- (d) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (e) the sale of alcohol to a trader or registered club for the purposes of the trade or club;
- (f) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (g) the taking of alcohol from the premises by a person residing there;

(h) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied;

(i) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

In this condition, any reference to a person residing in the premises shall be construed as including a person not residing there but carrying on or in charge of the business on the premises.

12. Alcohol shall not be sold or supplied unless the premises have been structurally and bona fide used, or intended to be used, for the purposes of habitually providing the customary main meal at midday or in the evening, or both, for the accommodation of persons frequenting the premises.

13. The terminal hour for late night refreshment on New Year's Eve is extended to 05:00 on New Year's Day.

Annex 2 – Conditions consistent with the operating Schedule

None

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

None

Conditions proposed to be added by the applicant

14. The sale and supply of alcohol for consumption off the premises shall be restricted to consumed by persons who are seated in an area appropriately authorised for the use of tables and chairs on the highway, to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

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

Conditions proposed by the Metropolitan Police Service and agreed with the applicant so as to form part of the operating schedule

15. 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 and will include the external area immediately outside the premises entrance. 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.

16. 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.

17. 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.
18. 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.
19. 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.
20. There shall be no sales of alcohol for consumption off the premises after 23.00 hours.
21. All outside tables and chairs shall be rendered unusable by 23.00 hours each day.

Conditions proposed by the Environmental Health Service and agreed with the applicant so as to form part of the operating schedule

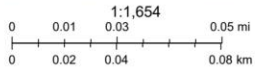
22. The variation will have no effect until the works have been completed and inspected by the Environmental Health Consultation Team at which time this condition shall be removed from this licence by the licensing authority.

51 - 52 Hertford Street, London, W1J 7ST



20/04/2023, 11:09:26

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



Resident count: 232

Licensed premises within 75 metres of 51 - 52 Hertford Street, London, W1J 7ST

Licence Number	Trading Name	Address	Premises Type	Time Period
22/09356/LIPT	Al-Sultan Restaurant	51 - 52 Hertford Street London W1J 7ST	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
22/07551/LIPDPS	Chesterfield Arms	50 Hertford Street London W1J 7SS	Public house or pub restaurant	Friday; 09:00 - 00:00 Saturday; 10:00 - 00:00 Sunday; 10:00 - 23:00 Sunday; 12:00 - 00:00 Monday to Thursday; 09:00 - 23:30 Monday to Saturday; 10:00 - 00:30
21/06706/LIPT	5 Hertford Street	55 Shepherd Market London W1J 7PU	Restaurant	Wednesday; 07:30 - 02:30 Sunday; 12:00 - 00:30 Monday to Tuesday; 07:30 - 01:30 Thursday to Saturday; 07:30 - 03:00
18/14082/LIPT	Mamounia Lounge	37A Curzon Street London W1J 7TX	Cinema	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:30
19/08483/LIPDPS	Curzon Mayfair Cinema	Basement And Ground Floor 38 Curzon Street London W1J 7TU	Cinema	Sunday; 10:00 - 02:30 Monday to Saturday; 09:00 - 02:30
21/00021/LIPN	Not Recorded	37A Curzon Street London W1J 7TX	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:30
12/01130/LIPV	Mamounia Lounge	37A Curzon Street London W1J 7TX	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 01:30

21/00018/LIPN	Curzon Mayfair Cinema (Shadow Licence)	Basement And Ground Floor 38 Curzon Street London W1J 7TU	Premises Licence - Shadow Licence	Monday; 09:00 - 02:30 Tuesday; 09:00 - 02:30 Wednesday; 09:00 - 02:30 Thursday; 09:00 - 02:30 Friday; 09:00 - 02:30 Saturday; 09:00 - 02:30 Sunday; 10:00 - 02:30
18/14075/LIPT	Curzon Mayfair Cinema	38 Curzon Street London W1J 7TY	Cinema	Sunday; 10:00 - 02:30 Monday to Saturday; 09:00 - 02:30
06/06419/WCCMAP	Sofra International Limited	19 Trebeck Street London W1J 7LX	Office	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
15/08808/LIPDPS	Al Hamra Restaurant	31-33 Shepherd Market London W1J 7PT	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
22/09518/LIPT	Le Boudin Blanc	5 Trebeck Street London W1J 7LT	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
23/00983/LIPDPS	Le Boudin Blanc	5 Trebeck Street London W1J 7LT	Restaurant	Sunday; 12:00 - 00:00 Monday to Saturday; 10:00 - 00:30
19/01505/LIPT	Iran Restaurant	27 Shepherd Market London W1J 7PR	Restaurant	Sunday; 08:00 - 23:00 Monday to Saturday; 07:00 - 00:00
11/09867/LIPV	Noura	Basement And Ground Floor 16 Curzon Street London W1J 5HP	Restaurant	Saturday; 10:00 - 01:30 Sunday; 12:00 - 00:00 Monday to Friday; 10:00 - 00:30
15/08015/LIPDPS	Brasserie Al Hamra	52 Shepherd Market London W1J 7QU	Cafe	Sunday; 12:00 - 00:30 Monday to Saturday; 09:00 - 00:30

16/03441/LIPVM	Shepherds Market Fine Wine	21 Shepherd Market London W1J 7PN	Wine bar	Sunday; 12:00 - 22:30 Monday to Saturday; 08:00 - 23:00
22/02089/LIPVM	The Market Tavern	7 Shepherd Street London W1J 7HR	Public house or pub restaurant	Monday; 07:00 - 23:30 Tuesday; 07:00 - 23:30 Wednesday; 07:00 - 23:30 Thursday; 07:00 - 23:30 Friday; 07:00 - 23:30 Saturday; 07:00 - 23:30 Sunday; 07:00 - 23:00