

Item No:

Date:

Licensing Ref No:

Title of Report:

Report of:

Wards involved:

Policy context:

Financial summary:

Report Author:

Contact details

Licensing Sub-Committee Report

25 January 2024

23/06829/LIPN - New Premises Licence

Oriole 9 Slingsby Place London WC2E 9AB

Director of Public Protection and Licensing

St James's

City of Westminster Statement of Licensing Policy

None

Karyn Abbott

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

1. Application

1-A Applicant and premis	nd premises						
Application Type:	New Premises Licence, Lice	nsing Act 2003					
Application received date:	9 October 2023						
Applicant:	Oriole Bar Ltd and Longmart	in Properties Limit	ed				
Premises:	Oriole						
Premises address:	9 Slingsby Place London	Ward:	St James's				
	WC2E 9AB Cumulative West E Impact Area:						
	SpecialNoneConsideration						
		Zone:					
Premises description:	According to the application operate as a Live Music vent		intends to				
Premises licence history:	The premises previously ber Temporary Event Notices in Appendix 3 .						
Applicant submissions:	The applicant has submitted a summary or proposals, dispersal policy, Environmental Health observations report, and updated application summary and a copy of letters that were sent to the interested parties. These can be found at Appendix 2 of the report.						
Applicant amendments:	The applicant has amended since the submission of the c proposed conditions can be	original application	. The final				

1-B Pro	1-B Proposed licensable activities and hours							
Films: Indoors, outdoors or both Indoors							Indoors	
Day:	Mon Tues Wed Thur Fri Sat Sun						Sun	
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00	
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00	
	Seasonal variations/ Non- standard timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.							

Live Music:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	00:00	09:00	09:00	09:00	09:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non- From the end			of permitted hours on New Year's Eve to				
standard t	imings:		the start of per	mitted hours	on New Yea	ar's Day.	

Recorded Music:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non- From the end			of permitted hours on New Year's Eve to				
standard t	imings:		the start of per	mitted hours	on New Yea	ar's Day.	

Anything of a similar description to that falling within (e), (f) or (g):			Indoors, o	Indoors			
Day:	Mon Tues Wed			Thur	Fri	Sat	Sun
Start:	09:00	09:00	09:00	09:00	09:00	09:00	09:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non- standard timings: From the end of the start of per							ve to

Late Night Refreshment:				Indoors, outdoors or both			Indoors
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non- From the end			of permitted l	hours on Nev	w Year's Ev	ve to	
standard t	imings:		the start of per	mitted hours	on New Yea	ar's Day.	

Sale by retail of alcohol				On or off s	Both		
Day:	Mon	Tues	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00	23:00	23:00	23:00	23:00	23:00
End:	01:00	01:00	01:00	01:00	01:00	01:00	01:00
Seasonal variations/ Non- standard timings:From the end the start of per							ve to

Hours premises are open to the public								
Day:	Mon	Tues	5	Wed	Thur	Fri	Sat	Sun
Start:	23:00	23:00)	23:00	23:00	23:00	23:00	23:00
End:	01:00	01:00)	01:00	01:00	01:00	01:00	01:00
Seasonal	variations/ N	lon-	Fro	om the end c	of permitted I	nours on Nev	w Year's Eve	e to
standard t	imings:		the start of permitted hours on New Year's Day.					
Adult Entertainment:		Noi	ne					

2. Representations

2-A Responsib	le Authorities
Responsible Authority:	Metropolitan Police Service
Representative:	PC Dave Morgan
Received:	2 November 2023
Responsible Authori	e above, I am writing to inform you that the Metropolitan Police Service as a ty are objecting to this application on the basis that if granted, it would using Objectives, namely The Prevention of Crime and Disorder.
LNR: Mon - Sun: 23 Live Music/ Recorde Mon-Sun: 09:00 – 0	sales) Mon-Sun: 09:00 – 01:00. :00 – 01:00. ed Music/ Anything Similar/ Film:
beyond those of We may add to the cum To move forward, it	n the Westminster Cumulative Impact Zone and the hours sought are stminster's Core Hours Policy. The Police are concerned that the venue ulative impact in an already demanding area. may be beneficial to conduct a site and to discuss the application further. buld anyone be available to meet at 1pm next Tuesday 7th November?
Responsible Authority:	Environmental Health
Representative:	Anil Drayan
Received:	6 November 2023
make representation undermine the licens The applicant has of regarding noise prev sanitary accommoda capacity to be in acc Entertainment. The applicant is requ above after which En	cated in the West End Cumulative Impact Zone. Environmental Health in as the proposed licensing activities and for the hours requested may sing objectives of Prevention of Public Nuisance and Public Safety. Ifered an extensive list of conditions but further information is requested vention as advised in Appendix 11 of the statement of Licensing Policy, ations, food provision (and thus potential odour nuisance) and layout and cordance with the District Surveyor's Technical Standards for Places of uested to contact the undersigned to arrange a site visit and discuss the nvironmental Health may propose additional conditions.
Responsible Authority:	Licensing Authority
Representative:	Jessica Donovan
Received:	6 November 2023
Dear Sirs	1
I write in relation to t London, WC2E 9AB	he application submitted for a new premises licence for 9 Slingsby Place,

As a responsible authority under section 13 (4) of the Licensing Act 2003 as amended under the

Police and Social Responsibility Act 2011, the Licensing Authority have considered your application in full. The Licensing Authority has concerns in relation to this application and how the premises would promote the four Licensing Objectives:

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

The application seeks the following:

Films:

Monday to Sunday 09:00 to 01:00

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Live music:

Monday to Sunday 09:00 to 01:00

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Recorded Music:

Monday to Sunday 09:00 to 01:00

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Anything of a similar description to that falling within Live music, Recorded Music or Performance of Dance:

Monday to Sunday 09:00 to 01:00

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Late Night Refreshment:

Monday to Sunday: 23:00 to 01:00

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Retail sale of Alcohol (On and Off Sales):

Monday to Sunday 09:00 to 01:00

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Hours premises are open to the public:

Monday to Sunday 09:00 to 01:00

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

The premises are located within the West End Cumulative Impact Zone and as such various policy points must be considered, namely CIP1, HRS1 and MD1.

Policy MD1 states:

B. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone other than:

1. Applications to vary the existing licence hours within the council's Core Hours Policy HRS1, and/or,

2. Applications that seek to vary the existing licence so as to reduce the overall capacity of the premises.

C. The applications referred to in Clause B1 and B2 will generally be granted subject to:

1. The application meeting the requirements of policies CD1, PS1, PN1 and CH1.

2. 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.

3. The application and operation of the venue continuing to meet the definition of a music and dance premises in Clause D.

D. For the purposes of this policy a music and dance premises is defined as a premises whereby the primary purpose of the venue is to:

1. Provide regulated entertainment in the form of music, either in the form of live performances or recorded, to customers.

2. Provide regulated entertainment in the form of music, either as live performances or recorded, and provide facilities for the provision of dance.

3. The sale by retail of alcohol may be provided as either a considerable element of the operation of the premises or ancillary to the provision of regulated entertainment.

a. Examples of venues that would fall within this policy are night clubs or bars that provide music and dancing.

b. De-regulated entertainment (as set out in the glossary will not be subject to this policy).

The premises proposes to operate as a Live Music Entertainment Venue and therefore policy requires the applicant to demonstrate exceptional circumstances to depart from policy.

The Licensing Authority note that the application does fall outside Westminster's core hours for music and dance venues:

The core hours for music and dance venues are:

Monday to Thursday: 10am to 11.30pm. Friday and Saturday: 10am to Midnight. Sunday: Midday to 10.30pm. Sundays immediately prior to a bank holiday: Midday to Midnight.

The Licensing Authority note that the applicant has proposed the below condition in their operating schedule.

• The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as a live music entertainment venue.

The Licensing Authority would like the applicant to provide further submissions on the below questions;

- Can the applicant provide further submissions on the overall operation of the premises?
- What type of performances will be shown? Will the premises be having live bands?Will customer be required to pre-book before attending the venue or can customers
- arrive on the day and gain entry?
- Does the applicant have a dispersal policy in place?

The Licensing Authority would like confirmation to the above questions to be able to assess any further relevant policy considerations.

The Licensing Authority require the applicant to provide submissions as to how the operation of the premises will not add to cumulative impact in the West End cumulative impact Zone, in accordance with policy CIP1.

Please accept this as a formal representation.

2-B Other Pers	sons				
Name:					
Address and/or Res	sidents Association:				
Status:	Valid	In support or opposed:	Support		
Received:	6 November 2023				
Dear Westminster C	ouncil,				
		n submitted by Oriole for thei letter to express my wholehe			
they have done over The former Oriole Ba growth of our artistic	the years for the musicia ar at Smithfield was a pla- community. It is not only	other venues and witnessing an community as well as Lond tform for emerging artists and a place for musicians to show experience live music, and c	don's nightlife. I contributed to the wcase their talents		
have no doubt that C ensuring that events In conclusion, I whole	Driole owners will continue are well-organized, safe eheartedly support Oriole	ill enable them to continue the e to be a responsible steward , and respectful of the surrour e's application for a music ven ce our local music scene but a	l of their license, nding neighbourhood. nue license. I am		
I can take to advocat		y further information or if there	e are additional steps		
Name:					
Address and/or Res	sidents Association:				
Status:	Valid	In support or opposed:	Support		
Received:	6 November 2023				
Dear Westminster C	ouncil,				
I am aware that a license application has been submitted by Oriole for their new proposed site near Covent Garden, therefore I'm writing this letter to express my wholehearted support for this application.					
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The former Oriole Bar at Smithfield was a platform for emerging artists and contributed to the

growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood. In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole.

Please feel free to reach out if you require any further information or if there are additional steps I can take to advocate for this cause.

Thank you for taking into account my views.

Name:			
Address and/or Res	sidents Association		
Status:	Valid	In support of opposed:	Support
Received:	6 November 2023		

Dear Westminster Council,

I am aware that a license application has been submitted by Oriole for their new proposed site near Covent Garden, therefore I'm writing this letter to express my wholehearted support for this application.

I have had the pleasure of performing in both the Oriole and their other venues and witnessing the incredible work they have done over the years for the musician community as well as London's nightlife.

The former Oriole Bar at Smithfield was a platform for emerging artists and contributed to the growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories. I personally have worked with this company for 3-4 years as a musician and they have always been incredibly honourable in their dealings with musicians and have created a great deal of work for us. They have always paid well and fairly and over the years I have learned that they not only treat us with consideration but their team is really happy working for them and they have created many hospitality jobs within the industry and support internal growth.

I have played at all of their venues and every single one is exceptionally and responsibly well run with an accomplished and intelligent team and unfailingly good communication. I have never seen any disruption within or outside of their venues from guests.

The venues have also been a place full of many happy events from weddings, to birthdays to anniversaries, it really is a special place.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood. In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole. Post COVID and the current financial crisis, many small creative businesses have gone under and there are less and less places to go and see top notch live music. They are such an important part of the cultural landscape and I don't think we can afford to allow another such venue to go the way of so many others and not continue to support artists like myself.

Please feel free to reach out if you require any further information or if there are additional steps I can take to advocate for this cause. I have been singing for more than 30 years and this is actaully one of the best venues I have played in in terms of support, renumeration and respectful treatment for the work I do. Thank you for taking my views into account.								
Name:								
	sidents Association	In ownerst on owneeds	Quanat					
Status:	Valid	Valid In support or opposed: Support						
Received:	6 November 2023							
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Please feel free to reach out if you require any further information or if there are additional steps I can take to advocate for this cause.

Thank you for taking into account my views.

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Address and/or Residents Association				
Status:	Valid	In support or o	opposed:	Support
Received:	6 November 2023			
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Address and/or Re	sidents Association		
Status:	Valid	In support or opposed:	Support
Received:	6 November 2023		•

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Please feel free to reach out if you require any further information or if there are additional steps I can take to advocate for this cause.

Thank you for taking into account my views.

Name:			
Address and/or Rea	sidents Association		
Status:	Valid	In support or opposed:	Support

Received: 6 November 2023

I am writing in support of the application for a new premises for Oriole cocktail bar in Slingsby Place, Covent Garden.

The previous incarnation of Oriole in Smithfield Market was a great environment for live music for local musicians and emerging artists, alongside an extensive menu of cocktails and snacks, brought together by a well-run team.

Covent Garden is already a popular destination for shopping, museums and theatre. Cultural nightlife opportunities are limited, however. Indeed, performance opportunities for smaller-scale musicians, particularly in jazz and blues, are diminishing, which is such a pity, given the UK's rich cultural history.

The granting of a new licensed premises for Oriole would help to support the local music scene, as well as bring cultural tourism to the area.

Name:				
Address and/or Rea	sidents Association	_		
Status:	Valid	In support or o	oposed:	Support
Received:	6 November 2023			

Dear Westminster Council,

I am aware that a license application has been submitted by Oriole for their new proposed site near Covent Garden, therefore I'm writing this letter to express my wholehearted support for this application.

I have had the pleasure of performing in their other venues and witnessing the incredible work they have done over the years for the musician community as well as London's nightlife. The former Oriole Bar at Smithfield was a platform for emerging artists and contributed to the growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood. In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our

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Name:				
	sidents Association			
Status:	Valid	In support or opposed:	Support	
Received:	4 November 2023			
Dear Westminster Council, I am aware that a license application has been submitted by Oriole for their new proposed site near Covent Garden, therefore I'm writing this letter to express my wholehearted support for this application. I have had the pleasure of performing in their other venues and witnessing the incredible work they have done over the years for the musician community as well as London's nightlife. They have created unique venues where musicians				
		oth by the wonderful managem		
the enthusiastic audiences. This is unfortunately not very common as one would think in London so I am in absolute support of their application for a music license for the new Oriole Bar. The former Oriole Bar at Smithfield was a platform for emerging artists and contributed to the growth				
	of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories. It was a			
truly special place tucked away in the city of London. I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will				

continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood. In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole. Please feel free to reach out if you require any further information or if there are additional steps I can take to advocate for this cause. Thank you for taking into account my views.				
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-	· · ·	e's application for a music venu ce our local music scene but als		
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Name:				
Address and/or Res	sidents Association			
Status:	Valid	In support or opposed:	Support	
Received:	6 November 2023			
I was a regular patron of the former Oriole Bar at Smithfield. I am aware that a licence application has been submitted for their new proposed site near Covent Garden. I would like to give my support to Oriole. Westminster Council should encourage businesses looking to invest and enhance London's nightlife, and particularly, encourage live music. As a champion of new and less known music and artists on Radio 6, I can attest to Oriole's status as a platform for a wonderfully diverse range of emerging musicians, from jazz, blues, Latin to Afrobeat and World music. I believe they will prove a valuable cultural assert to the area should their application be successful. From my experience the owners are extremely professional operators who have				

a long experience of showing their guests a good time without causing disruption and I have every confidence they will continue to manage the business respectfully alongside their neighbours.

Name:			
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I have had the pleasure of performing in their other venues and witnessing the incredible work they have done over the years for the musician community as well as London's nightlife.			
The former Oriole Bar at Smithfield was a platform for emerging artists and contributed to the growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories. It made such an important impact on my life I even decided to have my wedding			

reception there.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood.

In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole.

Please feel free to reach out if you require any further information or if there are additional steps I can take to advocate for this cause.

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Dessived	C November 2022			
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memories.	0		U	
I firmly believe that o	ranting them a license w	ill enable them to continue thei	r vital work and I	
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		e's application for a music venu		
		ce our local music scene but al		
as a whole.	ense will not only enhant		so benefit our city	
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		y further information or if there	are additional steps	
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	into account my views.	· · · · · · · · · · · · · · · · · · ·		
Name:				
Address and/or Rea	sidents Association			
Status:	Valid	In support or opposed:	Support	
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Received:	6 November 2023			
Dear Westminster C				
	,	n submitted by Oriole for their	new proposed site	
near Covent Garden, therefore I'm writing this letter to express my wholehearted support for this application.				
I have had the pleasure of performing in their other venues and witnessing the incredible work				
they have done over the years for the musician community as well as London's nightlife.				

The former Oriole Bar at Smithfield was a platform for emerging artists and contributed to the growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood.

In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole.

Please feel free to reach out if you require any further information or if there are additional steps I can take to advocate for this cause.

Thank you for taking into account my views.

Name:	, , , , , , , , , , , , , , , , , , , ,		
Address and/or Re	sidents Association		
Status:	Valid	In support or opposed:	Support
Received:	6 November 2023		
Dear Westminster C	ouncil,		
I'm contacting you in regards to The Oriole's license application in the Covent Garden area (Application reference no. 23/06829/LIPN)			nt Garden area
As a musician who performed regularly at the previous incarnation of Oriole I can attest that the applicants are thoroughly professional and respectful of the communities they operate in. I have seen first hand how they provide work to dozens of musicians in London and help to foster a wonderful creative community. They are undoubtedly responsible people who deserve to be awarded the license.			
I can assure you that it's absolutely essential that The Oriole is licensed - a global city like London needs the Oriole as a vital cog in the wider nightlife and cultural life of the city.			
Name:			
Address and/or Re	sidents Association		

Valid	In support or opposed:	Support
3 November 2023		

Dear Westminster Council,

I'm aware that a license application has been submitted by Oriole for their new proposed site near Covent Garden so I'm writing this letter to express my wholehearted and enthusiastic support for this application.

I have had the pleasure of performing in their other venues and witnessing the incredible work they have done over the years for the musician community as well as London's nightlife. The former Oriole Bar at Smithfield was a platform for emerging artists and contributed amazingly to the growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood.

In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole.

Please feel free to reach out if you require any further information or if there are additional steps I can take to advocate for this cause.

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have no doubt that C	Driole owners will continue	vill enable them to continue the e to be a responsible steward o , and respectful of the surround	of their license,
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I can take to advocat		y further information or if there	are additional steps
Name:			
Address and/or Rea	sidents Association		
Status:	Valid	In support or opposed:	Support
Received:	2 November 2023		
I am aware that a license application has been submitted by Oriole for their new proposed site near Covent Garden. For many years, I have performed both as a soloist and band leader at both Nightjar in Shoreditch and the original Oriole in Smithfield Market before that closed; also more recently at their second Nightjar venue off Carnaby Street. I have always found them to be both fair, loyal and respectful to the musicians who play their venues and recognise that the music at the venues forms an integral part of their offering to the public. I have to say that it has always been a great pleasure to perform at all their venues and that they provide a substantial source of work for London's musicians and the venues' reputation is worldwide. I have even talked to a bartender in New Orleans and when I said that I played Nightjar – he said "Wow, that's legendary". When the former Oriole Bar at Smithfield opened, it provided a platform that allowe the company to expand the number of artists that they could engage and that definitely contributed to the growth of our artistic community. It is not only a place for musicians to			
create lasting memo	ries. Granting them a lice	dents to come together, experie ense for the proposed venue wi usic and London's nightlife. In th	Il enable them to

support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole. Please feel free to contact me if you would like any further information or if there are any additional steps I can take to help promote this license application Thank you for taking the time to read this letter of support Name: Address and/or Residents Association Status: Valid In support or opposed: Support Received: 2 November 2023 Dear Westminster Council I am aver that a licence application has been submitted by Oriole Bar for a site opposite ours at Singsby Place. Please cany our register my support for the licence. In what was a former florist is now proposed to be a vibrant live music venue, adding to the nighttime offerings in Covert Garden. I understand that the new licence seeks activities to 1am. I have no issues or concerns with this proposal in this location. I have every confidence that the company will promote the licensing objectives and I hope that the lecence is granted. Name:	have played at their venues, I have never personally encountered any "trouble" and their staff treat both clients and musicians with equal respect. I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood. For all these reasons, I wholeheartedly					
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professional musicians who put on professional performances, employing musicians from young						

to old throughout the year, weekdays and weekends.

Unlike many venues that come and go in London, the team that run Oriole and associated venues know how to run a venue with class and appeal with a reputation that builds and lasts, spreading not only the love of live music but also of classic cocktails and civilised surroundings to enjoy in the company of others.

I have had the pleasure of working with Roisin Stimpson and her team for some 10 years, helping to create happy memories for thousands of people. I would urge you not only to consider their application but to come and experience for yourself!

Westminster Council should be pleased to welcome Oriole to Covent Garden and be proud to support the launch of a new venue that provides a platform for emerging and established artists to work together in a manner that very few other venues in London are able to.

My long experience of working with Oriole's team is that their venues and events are wellorganized, safe, and respectful of the surrounding neighbourhood. I have no doubt that they would continue this winning formula should you allow them to open in Covent Garden. I urge you to support Oriole's application for a music venue license for the sake of the music scene I work in and for the benefit of Covent Garden, Westminster and London as a whole.

Please feel free to contact me if you require any further information or if there are additional steps I can take to advocate for this cause.

Name:			
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Dear Westminster Council,

I am aware that a license application has been submitted by Oriole for their new proposed site near Covent Garden, I'm writing this letter to express my wholehearted support for this application.

I have had the pleasure of performing in their other venues and witnessing the incredible work they have done over the years for the musician community as well as London's nightlife. The former Oriole Bar at Smithfield was a platform for emerging artists and contributed to the growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be responsible stewards of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighborhood. In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole.

Please feel free to reach out if you require any further information or if there are additional steps I can take to advocate for this cause.

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Thank you for taking into account my views.

Name:			
Address and/or Re	sidents Association		
Status:	Valid	In support or opposed:	Support
Received:	4 November 2023		

Dear Westminster Council,

I am aware that a license application has been submitted by Oriole for their new proposed site near Covent Garden. Therefore, I am writing this letter to express my wholehearted support for this application.

I am an experienced musician who has played at most of the prominent venues in London. I have to say that Oriole's venues are among my favourites to perform in. I greatly admire the incredible work they have done over the years for the musician community as well as London's nightlife.

Their venues have a unique ambience where the performer and audience are transported as if by a time machine to the halcyon days of the Jazz Age. The way the venues are designed enables the performers to have a perfect opportunity to communicate with the audience. The former Oriole Bar at Smithfield was a platform for emerging artists and contributed to the growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood. All the musicians I have spoken to agree that Oriole's venues have greatly assisted their ability to develop their musicianship and creativity, and have enabled them to reach out to new and vibrant audiences who in turn have thoroughly enjoyed the opportunity to experience music in such inspiring surroundings. I believe that these kinds of venues are essential to maintain and develop London's reputation as a centre for music and the arts.

In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit ou

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I am aware that a license application has been submitted by Oriole for their new proposed site near Covent Garden, therefore I'm writing this letter to express my wholehearted support for this application.

I am a professional musician and have had the pleasure of performing in their other venues and witnessing the incredible work they have done over the years for London's diverse musical community, as well as London's nightlife. This was never more evident than after the pandemic, where the human connection of live music was so vital in restoring people's well being, both emotionally and mentally. I'm happy to say that a wonderful transformation happened in our city after this time and the value of live music in developing a healthy society was recognised again, all highlighting the importance of our city as an international hub of talent and creativity. This

was spearheaded by Oriole and other venues in their group, who have always been committed to supporting live music as part of their ethos.

The former Oriole Bar at Smithfield was a platform for emerging artists and contributed to the growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood.

In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole.

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I have had the pleasure of performing for many years in their other venues and witnessing the incredible work they have done over the years for the musician community as well as London's nightlife.

The former Oriole Bar at Smithfield was a platform for emerging jazz and swing artists and contributed to the growth of our artistic community. It is not only a place for musicians to showcase their talents but also a hub for residents to come together, experience live music, and create lasting memories. Having these types of venues which act not only as a showcase for the band to find work through private bookings etc, but also as a way to hone our craft – something sorely missing in other countries who have shut all their live music venues.

I firmly believe that granting them a license will enable them to continue their vital work and I have no doubt that Oriole owners will continue to be a responsible steward of their license, ensuring that events are well-organized, safe, and respectful of the surrounding neighbourhood.

In conclusion, I wholeheartedly support Oriole's application for a music venue license. I am confident that this license will not only enhance our local music scene but also benefit our city as a whole.

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Covent Garden area I have regularly work and must express m and their responsible management and the work with whom has The previous incarna varied platform for m London's Cultural he world music map at I continue this great w London's hospitality Along with the finding & music venues, bot sought to rectify the London's night econo My hope for Westmin venue's international the bar and hospitalit Thank you for taking	. My letter is in support for an Oriole as a live mu y own experience of their e dealings with musicians eir teams are much oved performed at Oriole. ation of the Oriole Bar at jusicians performing dive ritage and cultural output arge. n no uncertain term ork It is of clear benefit to sector who would visit, bu gs and opinions of the Mu h start-ups & reopening, significant loss of live ver omy for well over a decao noter Council to grant a li- ly recognised reputation ty sectors world-wide. into account my views. each out if you require an	sician and entertainer, as with support and contribution to Lo has been nothing short of exe and respected for this amongs Smithfield market created a rick rse music styles very much in s t, contributing to London's place is will the new location of the Co the community of music lover roadly speaking. usic Venue Trust, new and wel can only have a positive impac- nues and excellent bars which	their other venues, ondon's music scene mplary. The venue at every musician I h and step with e on the Driole rs, artists and I managed cocktail et on the solutions have plagued optimistic given the traordinary niche of

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with a stage to allow have customers on t the number of seats The premises are sit believes that WCC's Policy (CCSOS1) ap The development in and residential accor- vicinity of the venue the location of the pr Representation. The CGCA is in favo more, new alcohol-le- cumulative impact be significant. The amo few years and alread Licensing Objective At the time of the original	Ive music (jazz) us the premises no late appears to be 30 of tuated within the W Cinemas, Cultural oplies. which the premises mmodation on uppe and also on the dis remises in relation t our of venues offering ed capacity in the W eing experienced in unt of licensable ac dy the cumulative in of the Prevention o ginal development ent, only 2 of which	r until the end of Core He ntil 01:00. The premises er than 00:00. No capaci- on the ground floor and 6 est End Cumulative Impa Venues, Live Sporting P is is situated has retail/res er floors. Residential unit spersal routes away from to residential properties is ng live music in general, Vest End cannot do anyth the area. Cumulative Im- ctivity in the immediate ar npact of the number of p f Public Nuisance. of St. Martin's Courtyard were accessed from the These were in units that	have plannin ty is stated i 0-70 in the b act Zone (CI Premises and staurants at is are both in the premise s attached a but believes hing other th spact in the a rea has incre- remises is h there were e Courtyard.	ng permission to n the Application but basement. Z). The applicant d Outdoor Spaces ground floor level n the immediate es. A map showing and forms part of this that the addition of an add to the area is already eased within the last arming the 5 restaurant units in The others were all
Dishoom external	ension (previously .	Jamies Italian)		
• Bills				
Miscusi (prev	viously Suda)			
 Olea Social Since then, 4 additio and been granted lic Dalla Terra 		in the Courtyard area ha	ve changed	to restaurant use
• Lahpet,				
Gura Gura				
restaurants and a me licenced premises w existing restaurant (C This means that we	embers club, as we ith a capacity of alr Café Pacifico) and l have gone from 7 li	alk development and Lar ell as the significant Guin nost 1,000 customers. Th Members Club (most rec icensed premises to 20 li	ess develop hese are all ently 1989). icensed prer	ment which has 4 in addition to an mises, all within a
it 21 – in total an incl The CGCA's view is are restaurants, is al	rease of 200%. that this concentra lready giving rise to	significant number of res tion of licenced premises cumulative impact on th ed whilst they are operati	s, even thoug le Public Nu	gh the vast majority isance Licensing

they cease operating. Hence, whilst we are supportive of live music in itself, we believe that this licence, if granted as applied for, will both impact on the Licensing Objectives from the operation itself and also further add the cumulative impact on the West End CIZ. Policy CCSOS1 states that the following are the requirements in order for a licence to be granted.

- 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 demonstrated that they will not add to cumulative impact within the Cumulative Impact Zone.
- 5. 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 cinema, cultural venue, live sporting premises or outdoor space.
- 6. The sale by retail of alcohol and/or late-night refreshment after 11pm is limited to customer, patrons or members of the audience who will or have made use of the primary function of the venue as a cinema, cultural venue or live sporting premises.

7. 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.

In this case the relevant part of Clause C is, we assume, *Performance Venues: for a live performance in front of an audience which may include concert halls, comedy clubs or similar performances venues.*

In our view the basement and ground floor of the premises need to be considered separately. The basement can probably benefit from CCSOS1 but the ground floor is a bar and Policy PB1 should be applied. Just because the 2 venues have the same management does not mean that the ground floor should be able to benefit from CCSOS1.

We do not believe that this application meets the requirements for the following reasons:

• The application goes beyond core hours (point no. 2 above).

• The applicant has not shown why they will not add to Cumulative Impact (point no. 4 above).

• The sale of alcohol in the premises is not clearly ancillary to the function as a jazz bar. Jazz will be performed only in the basement and only at certain times (point no. 5 above).

• Customers on the ground floor after 11pm will not be listening to live jazz, as this is in the basement area only (point no. 6 above).

We believe that the following changes are required to prevent harm to the Licensing Objectives both from the operation of the premises and to reduce the risk of harm from Cumulative Impact.

- 1. The ground floor part of the premises should be required to operate as a restaurant (alcohol only with food) after 21:00.
- 2. The same should apply to the basement area, except when there is a live music performance taking place for at least 2 hours in the period between 19:00 and the end of Core Hours.
- 3. The whole premises should be required to close at the end of Core Hours.
- 4. A dispersal policy needs to be added to the licence which requires that members of staff from the venue actively encourage customers leaving the venue after 23:00 to use only the exit on the North side of the premises and disperse towards the West, to Upper St. Martins Lane and not South to Long Acre nor East towards Mercer Street. The condition should also require that the Policy is reviewed at least annually and whenever the licence holder becomes aware of issues associated with dispersal. *This is to prevent disturbance to residents at the Southern end of Slingsby Place. The apartments to the West of the venue are at a higher level and are newer, and so there will be less impact from any noise generated by people leaving the venue*

5. Door and windows should be kept closed after 21:00 under all circumstances (rather than 23:00 or whenever there is regulated entertainment taking place).

6. The tables and chairs on the East side of the premises should be put out of operation at 21:00 as these are located within Slingsby Place which acts as a noise canyon and so noise

from people sitting in this area is clearly audible to residents in family flats some dista	nce
away.	

We believe that these modifications will allow the basement of the venue to operate as a live music jazz venue whilst limiting the cumulative and direct impacts on the Licensing Objectives from what would otherwise be a bar operation on the ground floor, and a very late-night operation in the basement.

We hope that this representation is clear and ask that you advise us well in advance of any meeting at which this application will be discussed.

Name:			
Address and/or Residents Association:			
Status:	Valid	In support or opposed:	Opposed
Received:	6 November 2023		
Received:6 November 2023I'm a long-standing resident with a young familyThe currentproliferation of licensed premises in the area, increasing from a handful a decade ago to over20, represents a 200% surge. While most are restaurants, the cumulative effect on noise andantisocial behaviour (ASB) is undeniably substantial. The exacerbating effect on those in mybuilding stems from the canyon effect of Slingsby Place and the static benches that invite latenight revellers to stop and cause a nuisance. Adding another venue, particularly one wherepatrons do not need to dine to be served alcohol, will only exacerbate the existing problems weface. I do not object to live music venues here. However, I believe there should be strongrestrictions in place to balance the interests of residents with those of the night-time economy.These must ensure that the sale of alcohol without food only occurs after 21:00 when live musicis involved, and even then, it should be limited to the basement where the music is performed.Licensable activities should conclude at the end of core hours, even if live music is part of theoffering, as opposed to the proposed 01:00 closing time. I have reviewed the CGCA's DRAFTrepresentation, which align with my concerns. The additional points made by CGCA furtherhighlight the potential issues this application may introduce to our community grounding theirargument firmly in policy. They make practical suggestions to mitigate harm particularly relatingto management of customers exiting the site. I regard these steps as essential for maintainingharmony with the Long Acre, Mercer St and Shelton Street residents. I believe that theproposed establishment's operating hours, coupled with the existing such in the vicinity,			
these concerns. Name:			
Address and/or Res	Address and/or Residents Association:		
Status:	Valid	In support or opposed:	Opposed
Received:	6 November 2023		
This will be highly disruptive to the local residents such as myself. courtyard and there is already considerable noise and antisocial behaviour from the other food and drink establishments every night. Having the jazz club open until 1am every night will mean lack of sleep and disruption to the local residents well into the morning hours. The noise and disruption will add to what is already unbearable, there are already far too many bars and restaurants that have been allowed to open in the courtyard that adversely affect residents. I strongly object the opening of this jazz club.			

Name:			
Address and/or Residents Association:			
Status:	Valid	In support or opposed:	Opposed
Received:	4 November 2023		
My objection is not to the activities proposed, in fact I would commend the applicants on construction of cultural events in plan, or the sale of alcohol and food etc, or even to the suggested cap but to the notion that we must fill every space-time parcel with some retail or commercial activity There must be a time for the residents of Covent Garden to claim the emptiness silence of their streets, at least for a few hours of the night, just as the cul-de-sac of the suddo enjoy all year round. It is in fact the presence of local residents that distinguishes Cover Garden from a summer seaside boulevard, and having the public space continuously use. 3rd parties (delivery, workers, shoppers, tourists, theatre, dinners, jazzests, etc) will ultimate but surely, drive out the very essence of what is attractive of Coivent Garden. Nomatter we the management and organizers achieve to reign-in at the doorstep of the venue, there we yet another crowd of hundreds of singing rejoicing lovely people parading for yet another is already blooming with people and things, and let the time of sile and peace have its reign too, so the eardrums, and the paving stones, have time to rest a rejuvenate. In the long term, it will be better for all if there is a strict code of times closure for area, and let it be balanced by other areas, when / where the daytime is quiet peaceful an night is joyous and loud. Covent Garden should be looking to reduce space-time usage (p x opening hours), not expand ever more. Hence I Object.		r commercial the emptiness and e-sac of the suburbs iguishes Covent tinuously used by etc) will ultimately n. Nomatter what enue, there will be r yet another hour y, but let it be during the time of silence time to rest and imes closure for the et peaceful and the	
Status:	Valid	In support or opposed:	Opposed
Received:	1 November 2023		
In general, local residents are in favour of venues offering live music in general, but I believe that the addition of more, new alcohol-led capacity in the West End cannot do anything other than add to the negative impact being experienced in the area, especially in the summer months. Cumulative Impact in the area is already significant. The amount of licensable activity in the immediate area has increased within the last few years and already the cumulative impact of the number of premises is harming the Licensing Objective of the Prevention of Public Nuisance. Since St Martins Courtyard was developed the number of licensed premises, all within a distance of just 200m in an area with a significant number of residents, has risen from 7 to 20. This licence would bring the total to 21 - in total an increase of 200%.			
I believe that the significant changes in the Licensing Application are required to prevent harm to the Licensing Objectives both from the operation of the premises and to reduce the risk of harm from Cumulative Impact. I believe the Licensing Application should only be granted if it is modified to be compliant with recommendations made by the Covent Garden Community Association (CGCA), who I will request to represent me at the eventual hearing.			

Name:			
Address and/or Residents Association:			
Status:	Valid	In support or opposed:	Opposed
Received:	6 November 2023		
I totally object to this proposed jazz club. The council has allowed far too many bars/restaurants to open in this area and we constantly have loud noise and anti social behaviour from them as it is. Having this jazz bar that will be open later than the other bars means that the noise and asb will just go on even later every night into the early hours causing even more inconvenience and lack of sleep for residents. The other local bars and restaurants have no consideration for residents as it is (including having deliveries at 6am every day in addition to their clientele being noisy at night which is against Westminster council rules, but they say it doesn't apply to them) and this jazz bar will be no different.			viour from them as it the noise and asb inconvenience and sideration for their clientele being
Name:	sidents Association:		
Status:	Valid	In support or opposed:	Opposed
Received:	6 November 2023		
		by the Covent Garden Commu to the council. Thank you.	nity Association as
Name:	nave alleady presented		
Address and/or Reg	sidents Association:		
Address and/or Ne.			
Status:	Valid	In support or opposed:	Opposed
Received:	6 November 2023		
of the premises on 9 Slingsby Place for years. During that time, I've witnessed how the problem with noise and nuisance has escalated as a consequence of the substantial increase in the number of restaurants and venues in the area, in combination with the benches in Slingsby Place (facing Long Acre) inviting passersby or customers leaving the restaurants in the courtyard to sit down and continue their social gatherings. It's not uncommon for street parties to occur there when the weather allows it. Unfortunately, the noise and nuisance from Slingsby Place echo throughout the surrounding buildings. I have nothing against live venues, but I believe adding another venue to Slingsby Place - one where alcohol can be bought during late hours without the need to purchase food - will add considerably to the problems the residents in this area already face daily. For that reason, I would like to urge you to reconsider the venue's operating hours and the terms of its alcohol license to reduce the impact on the lives of the surrounding residents. The suggested opening hours and time frames for selling alcohol will have a substantial negative impact on our living conditions.			

Name:			
Address and/or Re	sidents Association:		
Status:	Valid	In support or opposed:	Opposed
Received:	6 November 2023		
Received: 6 November 2023 I wish to voice my objection to the application for a licenced jazz club venue at Slingsby Place. I love jazz and I love bars, but the proposal sounds unfair to residents as we have to tolerate antisocial behaviour in Slingsby Place every weekend - you should see some video footage we have captured; shocking drunkenness that manifests as loud, unruly, unbearable behaviour, and often borders on criminality. If the jazz bar was like the newly opened Luci restaurant that is open late and has alcohol, then that would be fine. But it seems that this will not be a venue for people to enjoy music and alcohol with their meal, but instead spend several hours only drinking alcohol. Where will they pop out for a cigarette? Slingsby is already stinky with cigarette butts everywhere as there are benches there where people go and sit for hours with their alcohol and cigarettes already. The proposed closing time of 1am means you will be making the area a living torture for us. Eventually we will all leave the neighbourhood as more boozy clubs pop up in the neighbourhood. This is sad for Long Acre and Slingsby Place, too.			

3. Policy & Guidance

The following policies wit	hin the City Of Westminster Statement of Licensing Policy apply:
Policy CIP1 applies	 A. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone for: pubs and bars, fast food premises, and music and dancing and similar entertainment, other than applications to: 1. Vary the hours within Core Hours under Policy HRS1, and/or 2. Vary the licence to reduce the overall capacity of the premises. C. Applications for other premises types within the West End Cumulative Impact Zones will be subject to other policies within this statement and must demonstrate that they will not add to cumulative impact. D. For the purposes of this policy the premises types referred to in Clause A are defined within the relevant premises use policies within this statement
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 are expected to be covered by Temporary Event Notices or variation applications.
	6. Pubs and bars, Fast Food and Music and Dance venues Monday to Thursday: 10am to 11.30pm. Friday and Saturday: 10am to Midnight.
	Sunday: Midday to 10.30pm. Sundays immediately prior to a bank holiday: Midday to Midnight.
	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. E. For the purposes of this policy, 'premises uses' are defined within the relevant premises use policies within this statement.
	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.
Policy MD1 applies	A. Applications outside the West End Cumulative Zone will generally be granted subject to:
	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.

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	 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.
	 The applicant has taken account of the Special Consideration Zone Policy SCZ1 if the premises are located within a designated zone.
	 The application and operation of the venue meet the definition of a music and dance premises or similar entertainment in Clause D. It is the Licensing Authority's policy to refuse applications within the West End Cumulative Impact Zone other than: Applications to vary the existing licence hours within the council's
	Core Hours Policy HRS1, and/or, 2. Applications that seek to vary the existing licence so as to reduce the overall capacity of the premises.
	C. The applications referred to in Clause B1 and B2 will generally be granted subject to:
	 The application meeting the requirements of policies CD1, PS1, PN1 and CH1.
	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.
	The application and operation of the venue continuing to meet the definition of a music and dance premises in Clause D.
	D. For the purposes of this policy a music and dance premises is defined as a premises whereby the primary purpose of the venue is to:
	 Provide regulated entertainment in the form of music, either in the form of live performances or recorded, to customers.
	 Provide regulated entertainment in the form of music, either as live performances or recorded, and provide facilities for the provision of dance.
	The sale by retail of alcohol may be provided as either a considerable element of the operation of the premises or ancillary to
	the provision of regulated entertainment. a. Examples of venues that would fall within this policy are night clubs or bars that provide music and dancing.
	b. De-regulated entertainment (as set out in the glossary will not be subject to this policy).

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

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Contact:	Telephone: 020 7641 6500 Email: kabbott@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.

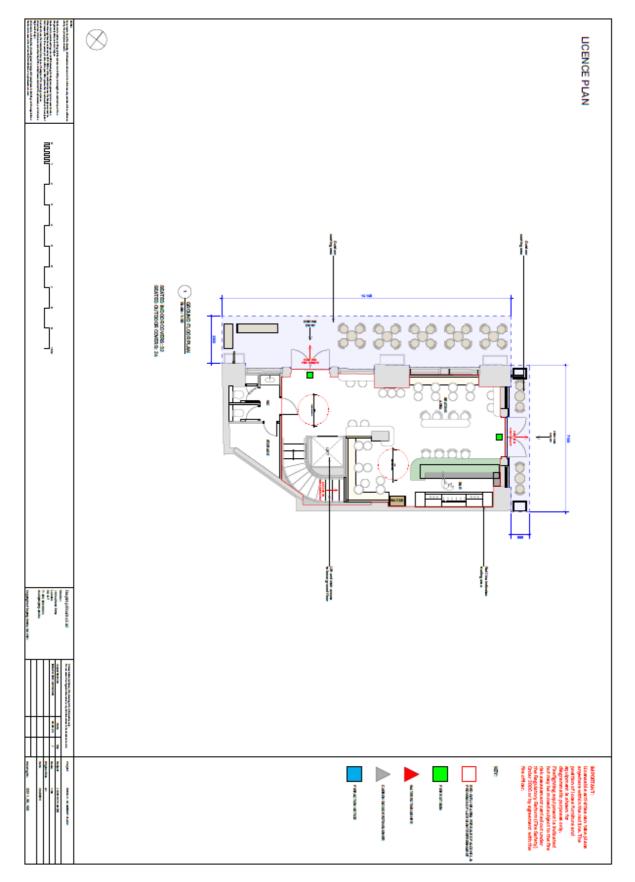
Background Documents – Local Government	(Access to Information)	Act 1972

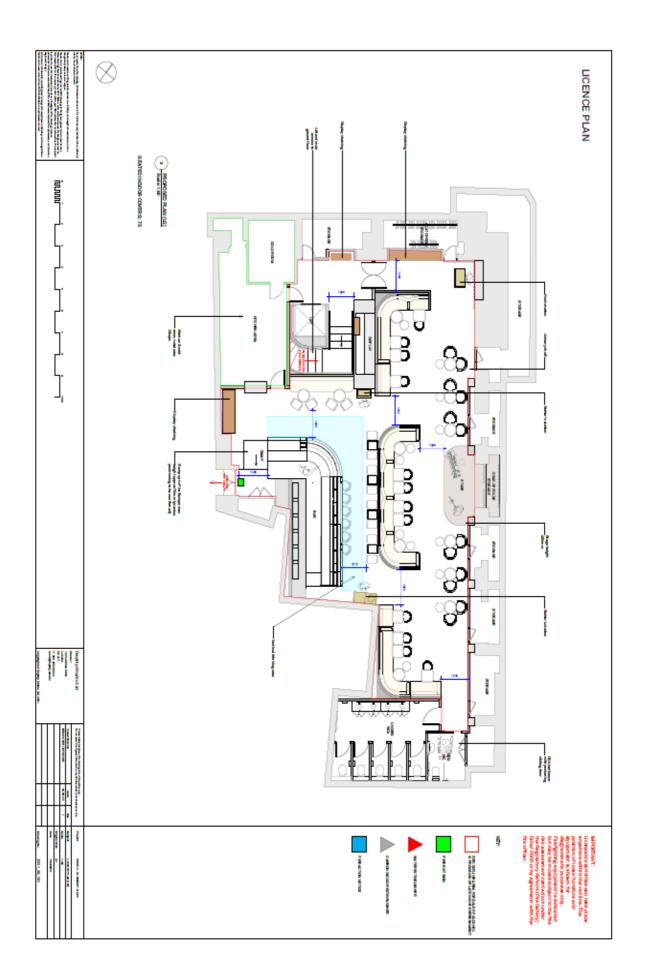
1	Licensing Act 2003	N/A
2	City of Westminster Statement of Licensing Policy	01 October 2021
3	Amended Guidance issued under section 182 of the Licensing Act 2003	December 2022
4	Metropolitan Police Service	2 November 2023
5	Environmental Health Service	6 November 2023
6	Licensing Authority	6 November 2023
7	Representation 1	6 November 2023
8	Representation 2	6 November 2023
9	Representation 3	6 November 2023
10	Representation 4	6 November 2023
11	Representation 5	6 November 2023
12	Representation 6	6 November 2023
13	Representation 7	6 November 2023
14	Representation 8	6 November 2023
15	Representation 9	6 November 2023
16	Representation 10	6 November 2023
17	Representation 11	4 November 2023
18	Representation 12	3 November 2023
19	Representation 13	6 November 2023
20	Representation 14	6 November 2023
21	Representation 15	6 November 2023
22	Representation 16	6 November 2023
23	Representation 17	6 November 2023
24	Representation 18	6 November 2023
25	Representation 19	3 November 2023
26	Representation 20	3 November 2023
27	Representation 21	6 November 2023
28	Representation 22	2 November 2023

29	Representation 23	2 November 2023
30	Representation 24	2 November 2023
31	Representation 25	2 November 2023
32	Representation 26	2 November 2023
33	Representation 27	5 November 2023
34	Representation 28	5 November 2023
35	Representation 29	5 November 2023
36	Representation 30	5 November 2023
37	Representation 31	4 November 2023
38	Representation 32	4 November 2023
39	Representation 33	4 November 2023
40	Representation 34	4 November 2023
41	Representation 35	4 November 2023
42	Representation 36	2 November 2023
43	Representation 37	2 November 2023
44	Representation 38	2 November 2023
45	Representation 39	1 November 2023
46	Representation 40	5 November 2023
47	Representation 41	6 November 2023
48	Representation 42	6 November 2023
49	Representation 43	4 November 2023
50	Representation 44	1 November 2023
51	Representation 45	6 November 2023
52	Representation 46	6 November 2023
53	Representation 47	6 November 2023
54	Representation 48	6 November 2023

Premises Plans

Appendix 1







Oriole 9 Slingsby Place WC2E 9AB

SUMMARY OF PROPOSALS



THOMAS & THOMAS PARTNERS LLP 38A MONMOUTH STREET LONDON WC2H 9EP

> Reference: AT/LON.43.4 Solicitors for the <u>Applicants</u>

Thomas & Thomas Partners LLP is a limited liability partnership registered in England & Wales under number OC363873. A list of members is available for inspection at our registered office at 38a Monmouth Street, London WC2H 9EP. Thomas & Thomas Partners LLP is regulated by the Solicitors Regulation Authority under number 561362.



Introduction

 Husband and wife, Edmund Weil and Roisin Stimpson, opened their first jazz venue – Nightjar –13 years ago, just off Old Street Roundabout in Shoreditch. It fast became a Shoreditch institution. They opened sister venue Oriole in a basement under Smithfield Market in 2015, and a second offshoot of Nightjar at 49-51 Carnaby Street in Soho in early 2022 – all with live jazz music as their centrepiece, and all without causing any issues to local residents (including those living on the first and second floors directly above Nightjar in Shoreditch, who haven't made a complaint in 13 years).



Nightjar Carnaby

 Oriole Smithfield was forced to close at the end of 2022 due to the scheduled redevelopment of Smithfield Market (which will house the new Museum of London) – and they have been looking for a new home since.

The application

- 3. The application is submitted jointly by the operator and the landlord (Longmartin Properties Limited). The proposals are for a new incarnation of the Oriole jazz concept at 9 Slingsby Place, with entrance/exit on the pedestrianised St Martin's Courtyard. Longmartin are a joint venture partner of Shaftesbury Capital PLC, their landlord in Carnaby, and were specifically chosen as a suitable tenant for this locality. There has been extensive consultation with local stakeholders.
- 4. An amended application summary is attached, showing updated conditions which have been proposed following mediation with the interested parties, together with a dispersal policy.
- 5. The 1am use is integral to the music scheduling in the basement and the viability of the cultural use, as explained below. It is also in line with the flexibility permitted for cultural venues by the Council's Core Hours policy. The smaller ground floor will be restricted to restaurant Core Hours (condition 32), and there will be no new entry to the basement after midnight (condition 31).

Thomas & Thomas

- 6. Notably, sister venue Nightjar operates to 2am at both its Shoreditch and Carnaby Street locations, each within cumulative impact policy areas,¹ without any incremental or adverse impact. This is due to the nature and standard of the operation: the model focuses on low-capacity seated service centred around the live music, with food as a core part of the offer. This will be equally true for the new premises and is protected by the proposed conditions.
- 7. The original pre-application advice (21/05136/PREAPM) and indeed the original planning permission contemplated bar use with no end user and a capacity of up to 220. Oriole's softer, music-led use will have a maximum capacity of just 122 across both floors i.e. just 55% of what the space could accommodate. After midnight, capacity will be limited to just 75 i.e. down to 34% of what the space could accommodate.

Responsible authorities

8. The Police, Environmental Health and Licensing Authority submitted representations. The Police and Environmental Health were accommodated at site visits, and no further conditions have been requested. The Licensing Authority's questions about the music operation are addressed in these submissions.

Interested parties

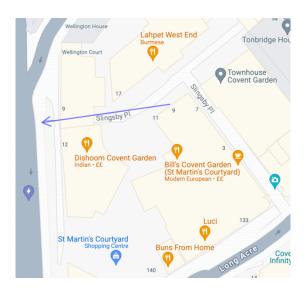
- 9. Nine interested parties submitted representations against the application, including the Covent Garden's Community Association (CGCA) alongside 39 representations in support, including a number of musicians who are intimately familiar with how well the existing venues (and previous iteration of Oriole) have been run, and how they have been a key part of London's grassroots music infrastructure for many years.
- 10. The CGCA support a new live music proposal in principle, but wanted the conditions to track the cultural use more strictly. The applicants have sought to address those concerns with the additional conditions proposed.

The updated conditions and dispersal policy

- 11. The Applicant held a site visit and has had productive discussions with **Constant of the CGCA**. A letter was also circulated to the individual residents (enclosed), and a meeting to discuss their concerns. Following the mediation, a revised set of conditions and a dispersal policy have been proposed. In short, these:
 - a) ensure that the premises' function will always be as a live *jazz* music entertainment venue (condition 1);
 - b) reflect the scheduling of two live performances per night, with a gradual dispersal (paragraphs 2.9 2.12 of the dispersal policy);

¹ Hackney's special policy for Shoreditch has been removed pending their completion of a new cumulative impact assessment. Page 2 of 7

- c) restrict the capacity to (i) 90 in the basement, reducing to 75 after midnight; and (ii) 32 on the ground floor (condition 37);
- d) protect residential amenity to the east of the premises by ensuring that:
 - as shown below, customer egress is to be via the north exit only after 11pm (condition 8), and the policy of in customers to disperse towards Upper St Martin's Lane via St Martin's Courtyard after 11pm is enshrined in the dispersal plan (paragraphs 2.3 and 2.16);



- ii. smokers must use the designated smoking area on the north side of the premises, and must be limited to 8 at any one time (condition 16); and
- tables and chairs on the section of Slingsby Place to the east of the premises will be rendered unusable by 10pm (condition 29), one hour earlier than the general cut-off at 11pm (condition 30); and
- e) ensure that after 9pm:
 - alcohol on the ground floor will only be ancillary to food, or to people attending a performance the same evening (condition 33);
 - ii. there will be at least 1 SIA licensed door supervisor on duty (condition 34); and
 - iii. windows and doors will be kept closed (condition 7).
- 12. The applicant's plan to curate a sophisticated cultural offering in the courtyard in fact fully aligns with the resident's desire for amenity to be protected, and anti-social behaviour to be deterred and this was acknowledged during the mediation dicussions.

Performance scheduling

- 13. There will be two main live performances every evening. The first show will generally start around 20:30 to 21:30; the second show will start around 23:30, finishing before 1am, to facilitate a gradual wind down and dispersal with some people leaving when the act finishes, and others filtering out towards close, with different tables finishing their food and drink at different times.
- 14. Attendance at shows will be predominantly pre-booked. There will be a cover charge for each show, which goes directly to the musicians. The charge for the second show is generally less than for the first (for example, £10 and £5) and many people will choose to stay for both, meaning there won't be a full turnover of the crowd between performances.

Environmental health observation report

15. The applicants commissioned retired EHO, Dave Nevitt to prepare an observations report, covering the existing Nightjar premises in Soho and the proposed location at 9 Slingsby Place. The report is enclosed for the Sub-Committee. Mr. Nevitt concludes that *"if the intended operation and management arrangements at 9 Slingsby Place is similar to that of Nightjar, it would appear that the likely adverse impact to local residents will be low"*.

Policy

General

16. The Council's policy goes further than just supporting new cultural venues like Oriole – it takes the view that encouraging a greater diversity of cultural attractions in the evening should underpin the Council's entire licensing strategy. The stated rationale is that varied cultural uses will promote the licensing objectives by shifting the focus away from alcohol and drawing a more diverse crowd. This is set out repeatedly in, for example, policy paragraphs B4, B5, D9, D26 and E9.

Cinemas, Cultural Venues, Live Sporting Premises and Outdoor Spaces Policy CCSOS1

17. The premises is on the periphery of the West End Cumulative Impact Zone ("West End CIZ") – but as a cultural performance venue, policy CSOS1.B is clear that the application *will generally be granted*, subject to consideration of the ancillary nature of the alcohol service, the specific licensing objectives policies, the Core Hours policy HRS1 and whether the applicant will add to cumulative impact.

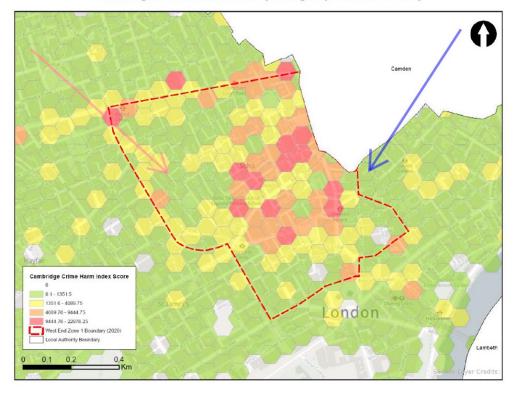
The function as a cultural venue / alcohol as ancillary

- 18. The conditions and operating plan here guarantee the ancillary nature of alcohol the main space in the basement will have live music as its centrepiece every night, and after 9pm the use of the upstairs is heavily restricted, to those eating or attending a performance in the basement that evening.
- 19. The representations in support from myriad musicians who have performed at the applicant's other venues including Oriole's previous incarnation under Smithfield Market are a testament to the music-led concept.

The licensing objectives and cumulative impact

- 20. The licensing objectives and avoidance of cumulative impact permeate the operating model, the conditions and the dispersal policy:
 - a) The relaxed jazz-led use is low-intensity using the space sparingly and will draw a responsible crowd.
 - b) Service is seated throughout, except for a small area in the basement.
 - c) Food is not just made available by condition it is an integral part of the offer.
 - d) The performances and staggered capacity are structured so as to institute a gradual dispersal and the conditions and dispersal plan are targeted to ensure people flow away from residents.
 - e) Servicing is to be restricted to a very limited window of 07:30 to 11:30 Monday to Saturday only, in line with the bespoke servicing plan for St Martin's Courtyard.
 - f) Front of house staff will be WAVE trained, and will improve safety and security in the courtyard in the evenings.
- 21. The applicant has proved the effectiveness of this operating model over many years, across Shoreditch, Smithfield and Soho. Indeed, the harm index mapping in the new 2023 Cumulative Impact Assessment (on page 57) shows both: (i) what little impact Nightjar Carnaby has had (pink arrow), even operating until 2am; and (ii) that the proposed location for the new premises (blue arrow) in and around St Martin's Courtyard is itself low harm.





Cambridge Crime Harm Index by hexagon (West End Zone 1)

Core Hours

- 22. Core Hours for cultural venues are midnight, seven nights a week. The 1am use in the basement goes beyond this but that does not take the application outside policy HRS1. It just means the proposals must be considered on their merits per HRS1.B, and as required by the law and statutory guidance.²
- 23. In considering the merits, the policy is clear that regard should be had to: (1) the capacity of the premises;³
 (2) the type of use;⁴ and (3) active measures proposed for a 'winding down' period.⁵ Here, capacity will be restricted to just 75 after midnight, with no new admissions permitted (in a premises that could accommodate 220) and the extra hour will make the relaxed, cultural use viable, allowing for a full second performance, and a gradual wind-down. Shorter hours would dictate a more intense, alcohol-driven use.
- 24. This chimes with paragraph E9 within HRS1, which explains that midnight is just the starting point for cultural venues, and the Licensing Authority "will allow greater flexibility within its core hours approach for venues that add a more varied offer of entertainment and cultural activity." The rationale here is "to encourage a wider range of age groups to the city at night" as that "can act to curb anti-social behaviour" and in doing so, promote the licensing objectives.

² See paragraph 13.42.

³ HRS.B.9.

⁴ HRS.B.10.

⁵ HRS.B.11.



Conclusion

25. It is a central pillar of the Council's licensing strategy to support new cultural uses and diversify the entertainment offer in the West End; and there is no one better qualified than Edmund Weil and Roisin Stimpson to bring this vacant space to life. The proposed hours will allow them to run a viable, low-impact and grassroots cultural business, which is supported by the Core Hours policy – and resident concerns have been addressed by the comprehensive updated conditions and dispersal policy.

Thomas & Thomas Partners LLP

January 2024

Application Summary

9 Slingsby Place London WC2E 9AB

Applicants: Oriole Bar Ltd and Longmartin Properties Limited

Premises Name: Oriole

Premises Address: 9 Slingsby Place, London, WC2E 9AB

VOA: £92,500 – Band D

DPS: Jacopo Correnti

Application Description:

Live music venue. Pre-application advice (reference 21/05136/PREAPM).

The premises are located within the West End Cumulative Impact Area. Policy CCSOS1 applies, as a cultural venue for live performance. Appropriate model conditions are proposed to promote the licensing objectives.

Proposed Hours & Activities:

Sale of Alcohol (On and Off)	Monday – Sunday: 09:00 – 01:00
Late Night Refreshment:	Monday – Sunday: 23:00 – 01:00
Live Music, Recorded Music, Exhibition of Film and anything of a similar description	Monday – Sunday: 09:00 – 01:00
Opening Hours	Monday – Sunday: 09:00 – 01:00
Non-standard hours	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Proposed Conditions:

- 1. The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as a live jazz music entertainment venue.
- 2. CCTV Condition:
 - (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.
- 3. 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.
- 4. 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.
- 5. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises directly from the public highway.
- 6. 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.
- 7. All windows and external doors shall be kept <u>closed after (**21:00**) hourswhen regulated</u> entertainment takes place, except for the immediate access and egress of persons.
- 8. After (**23:00**) hours, customer egress shall be via the exit to the north of the premises only (i.e. not the exit to the east), except in the case of emergency.
- 7.9. Loudspeakers shall not be located in the entrance and exit of the premises or outside the building.
- 8.10. 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 whichgives rise to a nuisance.
- 9.11. 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,
 - g) any refusal of the sale of alcohol
 - h) any visit by a relevant authority or emergency service.

<u>10.12</u>. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.

- <u>11.13.</u> The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.
- <u>12.14</u>. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
- 13.15. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased. NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.
- <u>14.16.</u> Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke or make a phone call, shall be limited to $\frac{8{XX}}{Y}$ persons at any one time. The designated smoking area shall be immediately in front of the premises on the north side.
- <u>15.17.</u> A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number and/or is to be made available to residents and businesses in the vicinity.
- <u>16.18.</u> 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.
- <u>17.19.</u> Deliveries to the premises shall only take place between (**07.30**) and (**11.30**) hours Monday to Saturday, and not at all on Sunday.
- <u>18.20.</u> Deliveries from the premises, either by the licensee or a third party, shall only take place between (**07.30**) and (**11.30**) hours Monday to Saturday, and not at all on Sunday.
- <u>19.21.</u> All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
- 20.22. Waste or recyclable materials, including bottles, shall only be moved, removed from or placed in outside areas between (**07.30**) hours and (**11.30**) hours Monday to Saturday, and not at all on Sunday, unless collections are arranged during the times for the Council's own commercial waste collection service for the street.
- 21.23. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
- 22.24. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing shall be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes (other than foyers), entertainment areas or function rooms, shall be non-combustible.

- 23.25. 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.
- 24.26. 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.

<u>25.27.</u> The sale of alcohol for consumption off the premises shall be:

a. in sealed containers; or

b. restricted to alcohol consumed by persons seated in an area appropriately authorised for the use of tables and chairs on the highway; and

c. restricted to 23:00.

<u>26.28.</u> On the premises, except in the area coloured blue in the plan:

- a. the supply of alcohol shall be by waiter or waitress service only; and
- b. alcohol shall only be consumed by patrons seated at tables.
- 29. Outside tables and chairs on the section of Slingsby Place to the east of the premises that runs south to Long Arce shall be rendered unusable by (22.00) hours each day.
- 27.30. All outside tables and chairs in <u>Slingsby Place</u> shall be rendered unusable by (**23.00**) hours each day.
- 28.31. There shall be no admittance or re-admittance to the premises after midnight except for patrons permitted to temporarily leave the premises (e.g. to smoke or make a phone call).
- <u>32.</u> The provision of licensable activities to customers on the ground floor shall cease, and customers shall not be permitted on the ground floor except for the purposes of access / egress or to use the toilet, after 23:30 hours Monday to Thursday; midnight Friday and Saturday; and 22:30 hours Sunday.
- <u>33. After 21:00 the supply of alcohol to customers on the ground floor shall be:</u>
 - a. ancillary to the consumption of food; or
 - b. only to those attending a performance of live music in the basement that evening.
- 29.34. A minimum of 1 SIA licensed door supervisor shall be on duty at the premises after (21:00) hours whilst the premises is open for business.
- 30.35. The premises licence holder shall ensure that the management team register and successfully complete the nationally recognised counter terrorism training product referred to as ACT eLearning package or can demonstrate that the ACT eLearning product has been successfully completed within the preceding 12 months and that all front of house staff employed by or at the premises complete the ACT eLearning within a reasonable period not exceeding 3 months from the day they start their employment.
- 31.36. All front of house staff at the premises shall receive Welfare and Vulnerability Engagement (WAVE) training by a qualified trainer, and once every 12 months thereafter. The

date the training was provided and signed confirmation from the member of staff shall be recorded and made available for inspection by the Responsible Authorities upon request.

- <u>37. The number of persons permitted in the premises at any one-time (excluding staff) shall not exceed:</u>
 - a. 90 in the basement, reducing to 75 after midnight; and
 - b. 32 on the ground floor,

32. <u>subject to No licensable activities shall take at the premises until the capacity of the</u> <u>premises has been determined the final capacity of the premises being determined</u> by the Environmental Health Consultation Team and the licensing authority <u>replacing has</u> <u>replaced</u> this condition on the licence with a condition detailing the capacity so determined.

33.38. No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the Licensing Authority. If there are minor changes during the course of construction new plans shall be submitted with the application to remove this condition.

Oriole



9 Slingsby Place, London WC2E 9AB

Noise Management and Dispersal Policy November 2023

1 Introduction

- 1.1 This document is submitted by the Applicant in support of its application for a Premises Licence for a live jazz music entertainment venue at 9 Slingsby Place, London WC2E 9AB (the "**Premises**").
- 1.2 The Applicant is committed to a high standard of professional and responsible management. The proposed management systems will ensure that the Premises is operated successfully, sympathetically and without adversely affecting local residents or businesses. The controls set out in this document place emphasis on the promotion of the Licensing Objectives.
- 1.3 The Applicant recognises the need to protect the amenity of nearby residents and will put measures in place to limit any potential disturbance by noise from the Premises in accordance with the Licensing Objective: Prevention of Public Nuisance.
- 1.4 The departure of customers from the Premises shall be managed in accordance with the Performance Scheduling and Dispersal Policy at section 2 of this document. The management controls set out in the Dispersal Policy are designed to ensure all customers leave the area as quickly and as quietly as possible.
- 1.5 A Deliveries, Collections & Servicing Procedure seeks to ensure these activities have minimal, if any, impact on the local amenity. The relevant procedures are set out in section 3 of this document.
- 1.6 The following general conditions regarding noise are also offered as part of the Operating Schedule to the application:
 - 1.6.1 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.
 - **1.6.2** Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

2 Performance Scheduling and Dispersal Policy

OBJECTIVE

- 2.1 The objective of the Dispersal Policy is to ensure a quiet, controlled and swift dispersal of the Premises' customers. By following this Dispersal Policy patrons will be managed professionally and responsibly to ensure they make their journey home without any adverse impact on our neighbours.
- 2.2 The Policy prevents public nuisance from the following risks:
 - 2.2.1 Noisy or anti-social behaviour by patrons leaving the premises.
 - 2.2.2 Large numbers of people leaving the premises at the same time.
- 2.3 After 23:00, the Policy is to encourage customers to disperse via St Martin's Courtyard towards Upper St Martin's Lane, and not south to Long Acre or east towards Mercer Street.
- 2.4 The Policy also helps to ensure patrons make their journey home safely and do not become victims of crime.

LOCATION

- 2.5 The main entrance/exit of the Premises is located on the north side, leading to St Martin's Courtyard. There is also a second exit to the east.
- 2.6 Both entrances shall be monitored by CCTV, and by staff inside the Premises during busy periods and late at night, where deemed necessary.
- 2.7 Per the licence conditions, there shall be 1 SIA security on duty at the Premises after 21:00 when the Premises are open.
- 2.8 In the event of an emergency, a full fire evacuation plan will be in place.

PERFORMANCE SCHEDULING

- 2.9 The intended usual schedule is for:
 - 2.9.1.1 Two live music performances in the basement each evening.
 - 2.9.1.2 The first will start roughly between 20.30 and 21.30, and the second will run from around 23:30.
 - 2.9.1.3 Given the nature of the relaxed jazz environment, a gradual dispersal is expected during the course of the last 90 minutes before close. Also, the second show will not finish at the terminal hour for the Premises, but rather will allow for an additional window of winding down before the Premises closes.
- 2.10 Customer attendance for performances is expected to be predominantly pre-booked, with a minority as walk-ins.

- 2.11 There is a cover charge for each show, which goes directly the musicians. The charge for the second show is generally less than for the first (for example, £10 and £5). Customers can stay for both shows, but will then need to pay both cover charges.
- 2.12 Per the conditions in the premises licence, after 21.00 the supply of alcohol to customers on the ground floor will be ancillary to the consumption of food, or to people attending a performance in the basement the same evening. The provision of licenseable activities to customers on the ground floor will cease after 23:30 Monday to Thursday; midnight Friday and Saturday; and 22:30 Sunday.

DISPERSAL

- 2.13 As described, customers are expected to depart the Premises in a gradual and controlled manner until close.
- 2.14 Towards closing time, the following measures may be taken to ensure a gradual and quiet closure of the Premises. These may include:
 - 2.14.1 Raised lighting levels where appropriate.
 - 2.14.2 Politely reminding customers the Premises is about to close.
- 2.15 All exits shall have notices informing customers to respect local residents by leaving the area quietly and efficiently
- 2.16 Per the licence conditions, the exit to the east shall not be used for customer egress after 23:00. Also, after 23:00, customers will be encouraged to disperse via St Martin's Courtyard towards Upper St Martin's Lane, and not south to Long Acre or east towards Mercer Street.

SMOKING

2.17 Per the licence conditions, customers permitted to temporarily leave and then re-enter the premises, e.g. to smoke or make a phone call, shall be limited to 8 persons at any one time. The designated smoking area shall be immediately in front of the premises on the north side.

TRANSPORT

- 2.18 Customers will arrive and depart by various modes of transport, including by tube, foot, bus, taxi and private car hire.
- 2.19 The Premises are serviced by various public transport links, as set out below. All staff shall be familiar with the transport links so they can advise customers when required.

TUBE

2.20 Leicester Square station (accessing Piccadilly and Northern lines) is just 3 minutes walk away, with a 24 hour tube service available on Friday and Saturday.

BUSES

- 2.21 The Premises is well serviced by public buses. TFL bus services go to a variety of destinations throughout London from nearby bus stops.
- 2.22 Bus routes include: 24, 29, 176, N5, N20, N29, N41, N279

TAXI

2.23 There is a 24-hour taxi rank on St. Martin's Lane, again just less 3 minutes walk away.

PRIVATE CAR SERVICE

2.24 In the event a customer wants to book a car to a nearby transport link, the customer can wait inside the Premises until their car has arrived to ensure a quick and quiet exit.

3 Deliveries, Collections & Servicing

- 3.1 Deliveries and collections will be arranged carefully with an intention to be sympathetic to the local amenity, and in compliance with the servicing restrictions in place for St. Martin's Courtyard. Wherever possible, multiple deliveries and/or collections will be combined to seek to avoid high numbers of vehicles servicing the Premises. Early morning delivery and collection times are avoided wherever possible, to avoid disturbing local residents.
- 3.2 The following conditions are offered as part of the Operating Schedule:
 - 3.2.1 All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
 - 3.2.2 Deliveries to the premises shall only take place between (07.30) and (11.30) hours Monday to Saturday, and not at all on Sunday.
 - 3.2.3 Deliveries from the premises, either by the licensee or a third party, shall only take place between (07.30) and (11.30) hours Monday to Saturday, and not at all on Sunday.

SPEAKEASY ENTERTAINMENT



Dear Neighbour,

Westminster Council have been kind enough to pass me a copy of your representation.

As operators we have always placed the very highest importance on becoming an asset rather than a liability to the communities in which we operate. In thirteen years of operating bars, restaurants and live music venues across London, we have developed an intimate understanding of the concerns of local residents and our concepts are always conceived and operated in such a way as to minimise the impact on our neighbours whilst enriching the cultural fabric of our local area.

Our track record in this regard speaks for itself. We've operated our Nightjar venue in Shoreditch for 13 years, without receiving a single complaint despite having residential neighbours on the 1st and 2nd floor of our building, and programming live jazz 7 nights a week. We're proud to have maintained this record with all our other venues, including the original Oriole (est. 2015), Swift Soho (est 2016), Swift Shoreditch (est 2020), and Nightjar Carnaby (est 2022). Our model focusses on low-capacity seated service, with food offered and a focus on live performance and entertainment as the core of our offering. Our target market comprises affluent, discerning music-lovers with a minimum age of 25. Our style of operation has always encouraged and achieved a gradual dispersal of guests with a 'runoff' period after the music finishes, and as different tables finish their food and drinks at different times.

We would like to arrange a meeting and an exhibition of the proposals if that would be convenient. We were thinking of week commencing 4th December probably in the early evening say from 5.00 pm onwards for an hour. If that would be helpful and convenient, please let me know. Could you also please confirm you have no objection to me passing your details onto the Covent Garden Community Association who have also made a representation so that you can liaise and they can hopefully give you some independent advice.

Yours faithfully,

Edmund Weil Director Speakeasy Entertainment Ltd <u>edmund@barnightjar.com</u>

ENVIRONMENTAL HEALTH OBSERVATIONS REPORT

NIGHTJAR KINGLY COURT & 9 SLINGSBY PLACE

DAVID NEVITT – INDEPENDENT ENVIRONMENTAL HEALTH CONSULTANT

10.1.2024

- 1. I have been instructed to carry out some late evening/nighttime observations at the current operation trading as **'Nightjar', Kingly Court, 49-51 Carnaby Street, W1** and at the application site 9 Slingsby Place WC2.
- 2. The current Nightjar premises operates as an Entertainment venue providing live Jazz music, with licensable activities authorised by Premises Licence 21/13442/LIPVM. The Licence permits inter alia the Sale of Alcohol Monday to Wednesday: 10:00 to 02:00 Thursday to Saturday: 10:00 to 03:00 Sunday: 12:00 to 00:00 and Recorded Music Monday to Wednesday: 09:00 to 02:00 Thursday to Saturday: 09:00 to 02:00 Thursday to Saturday: 09:00 to 03:00 Sunday: 12:00 to 00:00 and Recorded Music Monday to Wednesday: 09:00 to 02:00 Thursday to Saturday: 09:00 to 03:00 Sunday: 12:00 to 00:00 and Recorded Music Monday to Wednesday: 09:00 to 00:00. The main activity takes place in the Basement and the capacity is regulated by Condition 21: 'The number of persons permitted in the premises at any one time (excluding staff) shall not exceed 120 persons.'
- 3. The current application for a Premises Licence at **9 Slingsby Place** ref **23/06829/LIPN** seeks the following hours for licensable hours: *Monday Sunday: 09:00 01:00.*
- 4. My understanding is that the intention is to operate 9 Slingsby Place as a live music venue in a similar manner as Nightjar i.e. a 'Jazz Club' and that the following Condition has been proposed by the applicant: 'The licensable activities authorised by this licence and provided at the premises shall be ancillary to the main function of the premises as a live jazz music entertainment venue.'
- 5. The applicant has also proposed the following by way of maximum capacities: *'a. 90 in the basement, reducing to 75 after midnight; and b. 32 on the ground floor'.*
- 6. 9 Slingsby Place is located in a relatively new development of commercial premises which is accessed via Upper Saint Martins Lane to the west, Mercer Street to the North and Long Acre to the East. The site is surrounded by predominantly commercial premises including retail shops, offices and food businesses, a number of which also have outside tables & chairs.

9 SLINGSBY PLACE:

 I visited the Slingsby Place/St. Martins Courtyard site on the evening of Wednesday 20th December 2023 at approximately 2130hrs. I noted that there were a number of restaurant businesses open and quite busy with customers, including some who were using outside tables and chairs. I also noted that the area is quite a busy throughfare with members of the public walking through in a variety of directions. The area is fully pedestrianised and generally free of road traffic noise. The main noise sources were from normal conversations between persons sat outside the various food businesses or standing smoking or people walking through. There seemed to be no obvious noise breakout from the operating businesses. The behaviour of persons in the area was calm and orderly and that the existing licensed premises were operating without cause for concern.

- 8. I did note that the section of Slingsby Place leading to Long Acre had been provided with some small wall-mounted benches. I saw one male seated at the St Martins Court end with a hot beverage and smoking a cigarette, and two young persons sat together on a bench at the Long Acre end who were posing for a selfie photograph. Most of the time during my visit the benches were not being used. I sat on one of the benches myself for a brief time and noted that a young woman sat on one of the benches for about ten minutes while she smoked a cigarette and looked at her phone.
- 9. I remained in the immediate vicinity of no. 9 until about 2215hrs. My impression was that the courtyard area immediately outside the premises was sufficiently well illuminated and spacious so as to allow safe, easy, and unhindered departure and dispersal of patrons leaving late at night. The fact that the location is fully pedestrianised means that there will be no pick-up/drop-off vehicle activity immediately outside the premises. It also means that smokers can be easily supervised and managed. In my view, the key consideration for the applicant is to make sure that there are sufficient arrangements in place in order to facilitate the quiet and efficient departure and dispersal of patrons, particularly so after the end of the 'Core Hours' as defined in the City Council's Licensing Policy. In all other respects, it would appear possible to effectively contain other significant operational noise sources within the premises.

NIGHTJAR, KINGLY COURT:

- 10. I visited the Nightjar premises at approximately 2230hrs. The main entrance is located in a pedestrian thoroughfare approximately 20m in length which provides access to Kingly Court from Carnaby Street. When standing near the front door I was not aware of significant noise breakout from within the premises, even when the door remained open. Music was quietly audible at times but by no means likely to be the cause of nuisance or disturbance.
- 11. During the course of my visit, I seated myself on a bench in Kingly Court with a clear view of the main entrance to Nightjar. I noted that persons arriving at the premises did so usually in pairs or small groups of typically 4 or 5 persons. The age range of patrons was quite mixed from young adults to mature/middle-aged. Patrons were greeted by an SIA badged door supervisor who asked if a booking had been made. In some cases, it appeared that some arrivals had not booked, and they were asked to wait while the SIA door supervisor made

enquiries with staff before they were permitted entry. I did note that the doorman was actively carrying out age verification with the younger-looking patrons.

- 12. The persons arriving at the premises did so in a calm and orderly manner, they were not talking loudly and were not in 'high spirts'. It did not take long for the doorman to process their entry to the premises so that a gathering of persons outside the premises did not accumulate for very long, and certainly I did not see the formation of a queue.
- 13. I noted that on a couple of occasions one or two patrons did leave temporarily to smoke and they did so in a quiet and orderly manner whilst standing in Carnaby Street.
- 14. There were some departures of patrons between 2300hrs and midnight, again in pairs or small groups. Departing patrons were calm, orderly and making normal conversation. More significant departure of patrons took place at 0030hrs-0045hrs in small groups, some of whom stood outside and conversed, but this was in a calm and orderly manner. I noted that patrons departed mainly to the west through Kingly Court and onto Kingly Street or to the Esat and onto Carnaby Street. A few left via the South to Beak Street. The main front door was shut, and the premises closed by 0100hrs with all patrons having left the vicinity.
- 15. My main impression was that the premises was being operated well and that the arrival and departure of patrons was efficiently and effectively managed so as to promote the Licensing Objectives. It seemed to me that, based on their observed behaviour, patrons were attending the premises to experience the live music entertainment rather that to drink large quantities of alcohol. Patrons were drawn from a fairly wide age range and were orderly and well-behaved and did not appear to be drunk.
- 16. In overall terms, if the intended operation and management arrangements at 9 Slingsby Place is similar to that of Nightjar it would appear that the likely adverse impact to local residents will be low, especially as the proposed capacity is lower than at Nightjar. The nature of the main activity to be provided, i.e. live jazz music where the sale of alcohol is ancillary to the Regulated Entertainment as proposed, presents a lower risk of Cumulative Impact than if it was purely a drinks-led bar where the main activity is alcohol consumption. If the customer demographic is similar to that of Nightjar and provided that the operator has effective dispersal arrangements in place, I would take the view that the likelihood of adverse cumulative impact is relatively low.

Premises History

Temporary Event Notices

Application	Details of Application	Date Determined	Decision
21/07264/LITENN 21/07266/LITENN	Temporary Event Notice Temporary Event Notice	30 July 2021 30 July 2021	Notice Granted Notice Granted
21/07267/LITENN 21/07268/LITENN	Temporary Event Notice Temporary Event Notice	30 July 2021 30 July 2021 30 July 2021	Notice Granted Notice Granted
21/12664/LITENN	Temporary Event Notice	23 November 2021	Notice Granted
21/12660/LITENN	Temporary Event Notice	23 November 2021	Notice Granted
21/12662/LITENN	Temporary Event Notice	23 November 2021	Notice Granted
21/12663/LITENN	Temporary Event Notice	23 November 2021	Notice Granted

There is no licence or appeal history for the premises.

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: $\frac{1}{2}$ 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+(DxV)

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
- 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.
- 9. Admission of children to the premises must be restricted in accordance with film classification recommended by the British Board of Film Classification or recommended by this licensing authority as appropriate.
- 10. All persons guarding premises against unauthorised access or occupation or against

outbreaks of disorder or against damage (door supervisors) must be licensed by the Security Industry Authority.

Conditions consistent with the operating schedule

- 11. The licensable activities authorised by this licence and provided at the premises shall be ancillary to the function of the premises as a live jazz music entertainment venue.
- 12. CCTV Condition:
 - (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.
- 13. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the 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.
- 14. 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.
- 15. There shall be no payment made by or on behalf of the licence holder to any person for bringing customers to the premises directly from the public highway.
- 16. 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.
- 17. All windows and external doors shall be kept closed after (21:00) hours, except for the immediate access and egress of persons.
- 18. After (23:00) hours, customer egress shall be via the exit to the north of the premises only (i.e. not the exit to the east), except in the case of emergency.
- 19. Loudspeakers shall not be located in the entrance and exit of the premises or outside the building.
- 20. 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.
- 21. 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,
- g) any refusal of the sale of alcohol
- h) any visit by a relevant authority or emergency service.
- 22. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.
- 23. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway.
- 24. No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.
- 25. No person shall give at the premises any exhibition, demonstration or performance of hypnotism, mesmerism or any similar act or process which produces or is intended to produce in any other person any form of induced sleep or trance in which susceptibility of the mind of that person to suggestion or direction is increased or intended to be increased. NOTE: (1) This rule does not apply to exhibitions given under the provisions of Section 2(1A) and 5 of the Hypnotism Act 1952.
- 26. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke or make a phone call, shall be limited to 8 persons at any one time. The designated smoking area shall be immediately in front of the premises on the north side.
- 27. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number and/or is to be made available to residents and businesses in the vicinity.
- 28. 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.
- 29. Deliveries to the premises shall only take place between (07.30) and (11.30) hours Monday to Saturday, and not at all on Sunday.
- 30. Deliveries from the premises, either by the licensee or a third party, shall only take place between (07.30) and (11.30) hours Monday to Saturday, and not at all on Sunday.
- 31. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.
- 32. Waste or recyclable materials, including bottles, shall only be moved, removed from or placed in outside areas between (07.30) hours and (11.30) hours Monday to Saturday, and not at all on Sunday, unless collections are arranged during the times for the Council's own commercial waste collection service for the street.
- 33. 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.

- 34. All fabrics, curtains, drapes and similar features including materials used in finishing and furnishing shall be either non-combustible or be durably or inherently flame-retarded fabric. Any fabrics used in escape routes (other than foyers), entertainment areas or function rooms, shall be non-combustible.
- 35. 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.
- 36. 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.
- 37. The sale of alcohol for consumption off the premises shall be:
 a. in sealed containers; or
 b. restricted to alcohol consumed by persons seated in an area appropriately authorised for the use of tables and chairs on the highway; and
 c. restricted to 23:00.
- 38. On the premises, except in the area coloured blue in the plan:
 - a. the supply of alcohol shall be by waiter or waitress service only; and
 - b. alcohol shall only be consumed by patrons seated at tables.
- 39. Outside tables and chairs on the section of Slingsby Place to the east of the premises that runs south to Long Arce shall be rendered unusable by (22.00) hours each day.
- 40. All outside tables and chairs in Slingsby Place shall be rendered unusable by (23.00) hours each day.
- 41. There shall be no admittance or re-admittance to the premises after midnight except for patrons permitted to temporarily leave the premises (e.g. to smoke or make a phone call).
- 42. The provision of licensable activities to customers on the ground floor shall cease, and customers shall not be permitted on the ground floor except for the purposes of access / egress or to use the toilet, after 23:30 hours Monday to Thursday; midnight Friday and Saturday; and 22:30 hours Sunday.
- 43. After 21:00 the supply of alcohol to customers on the ground floor shall be:
 - a. ancillary to the consumption of food; or
 - b. only to those attending a performance of live music in the basement that evening.
- 44. A minimum of 1 SIA licensed door supervisor shall be on duty at the premises after (21:00) hours whilst the premises is open for business.
- 45. The premises licence holder shall ensure that the management team register and successfully complete the nationally recognised counter terrorism training product referred to as ACT eLearning package or can demonstrate that the ACT eLearning product has been successfully completed within the preceding 12 months and that all front of house staff employed by or at the premises complete the ACT eLearning within a reasonable period not exceeding 3 months from the day they start their employment.
- 46. All front of house staff at the premises shall receive Welfare and Vulnerability Engagement (WAVE) training by a qualified trainer, and once every 12 months thereafter. The date the training was provided and signed confirmation from the member

of staff shall be recorded and made available for inspection by the Responsible Authorities upon request.

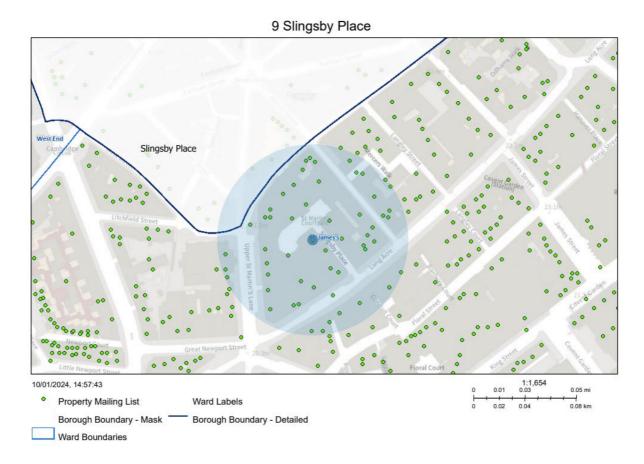
- 47. The number of persons permitted in the premises at any one-time (excluding staff) shall not exceed:
 - a. 90 in the basement, reducing to 75 after midnight; and
 - b. 32 on the ground floor, subject to the final capacity of the premises being determined by the Environmental Health Consultation Team and the licensing authority replacing this condition on the licence with a condition detailing the capacity so determined.
- 48. No licensable activities shall take place at the premises until the premises has been assessed as satisfactory by the Environmental Health Consultation Team at which time this condition shall be removed from the Licence by the Licensing Authority. If there are minor changes during the course of construction new plans shall be submitted with the application to remove this condition.

Conditions proposed by the Environmental Health

None

Residential Map and List of Premises in the Vicinity

Appendix 5



Resident Count: 119

Licensed premises within 75 metres of 84-86 Wardour Street, London				
Licence Number	Trading Name	Address	Premises Type	Time Period
16/01741/LIPN	Department Of Coffee	19 Slingsby Place London WC2E 9AB	Cafe	Monday to Sunday; 08:00 - 21:00
21/10479/LIPN	Ukiyo	Ground And Basement Floor 8 Slingsby Place London WC2E 9AB	Restaurant	Sunday; 09:00 - 22:30 Monday to Thursday; 09:00 - 23:00 Friday to Saturday; 09:00 - 23:30 Sundays before Bank Holidays; 09:00 - 00:00
21/13699/LIPDPS	Dalla Terra	25 Slingsby Place London WC2E 9AB	Cafe	Sunday; 12:00 - 22:30 Monday to Thursday; 10:00 - 23:30 Friday to Saturday; 10:00 - 00:00
23/08291/LIPT	Not Recorded	23 Slingsby Place London WC2E 9AB	Restaurant	Monday to Sunday; 09:00 - 00:00

22/05211/LIPRW	Bills	21 Slingsby Place London WC2E 9AB	Restaurant	Monday; 09:00 - 00:00 Tuesday; 09:00 - 00:00 Wednesday; 09:00 - 00:00 Thursday; 09:00 - 00:00 Friday; 09:00 - 00:00 Saturday; 09:00 - 00:00 Sunday; 09:00 - 00:00
23/04222/LIPV	Bills Produce	13 Slingsby Place London WC2E 9AB	Shop	Monday; 08:00 - 23:30 Tuesday; 08:00 - 23:30 Wednesday; 08:00 - 23:30 Thursday; 08:00 - 23:30 Friday; 08:00 - 00:00 Saturday; 08:00 - 00:00 Sunday; 08:00 - 22:30
22/08808/LIPVM	Not Recorded	19 Slingsby Place London WC2E 9AB	Restaurant	Monday; 09:00 - 00:00 Tuesday; 09:00 - 00:00 Wednesday; 09:00 - 00:00 Thursday; 09:00 - 00:00 Friday; 09:00 - 00:00 Saturday; 09:00 - 00:00 Sunday; 09:00 - 00:00
23/09065/LIPRW	Not Recorded	136 Long Acre London WC2E 9AA	Not Recorded	Sunday; 07:30 - 22:30 Monday to Thursday; 07:30 - 23:30 Friday to Saturday; 07:30 - 00:00
21/00599/LIPV	Not Recorded	11 Upper St Martin's Lane London WC2H 9FB	Restaurant	Monday; 08:00 - 23:30 Tuesday; 08:00 - 23:30 Wednesday; 08:00 - 23:30 Thursday; 08:00 - 23:30 Friday; 08:00 - 00:00 Saturday; 08:00 - 00:00 Sunday; 08:00 - 23:30
14/10096/LIPT	Subway	2 Upper St Martin's Lane London WC2H 9NY	Takeaway food outlet	Sunday; 10:00 - 22:00 Monday to Saturday; 10:00 - 00:00
22/00647/LIPT	28-50 Kitchen	10 Upper St Martin's Lane London WC2H	Restaurant	Sunday; 08:00 - 22:30 Monday to Thursday; 08:00 -

		9FB		23:30 Friday to Saturday; 08:00 - 00:00 Sundays before Bank Holidays; 12:00 - 00:00
20/10810/LIPN	Not Recorded	9 Mercer Street London WC2H 9QJ	Cafe	Saturday; 08:00 - 20:30 Sunday to Friday; 08:00 - 20:00
20/04771/LIPVM	Stringfellows	16-19 Upper St Martin's Lane London WC2H 9EF	Night clubs and discos	Not Recorded; Monday to Saturday 10:00 to 06:00 Sunday 09:00 to 23:00
22/04857/LIPN	Shadow Licence	16-19 Upper St Martin's Lane London WC2H 9EF	Premises Licence - Shadow Licence	Monday; 10:00 - 06:00 Tuesday; 10:00 - 06:00 Wednesday; 10:00 - 06:00 Thursday; 10:00 - 06:00 Friday; 10:00 - 06:00 Saturday; 10:00 - 06:00 Sunday; 09:00 - 23:00
23/07846/LIPCH	Caffe Concerto	Basement To First Floor Sussex House 143 Long Acre London WC2E 9AD	Cafe	Sunday; 08:00 - 22:30 Monday to Thursday; 08:00 - 23:30 Friday to Saturday; 08:00 - 00:00
22/07227/LIPT	Crazy Bear	17 Mercer Street London WC2H 9QJ	Restaurant	Sunday; 12:00 - 01:00 Monday to Saturday; 10:00 - 01:30
21/10616/LIPV	Temper	5 Mercer Walk London WC2H 9FA	Restaurant	Monday; 08:00 - 23:30 Tuesday; 08:00 - 23:30 Wednesday; 08:00 - 23:30 Thursday; 08:00 - 23:30 Friday; 08:00 - 00:00 Saturday; 09:00 - 00:00 Sunday; 09:00 - 22:30
20/05229/LIPV	Le Bab	4 Mercer Walk London WC2H 9FA	Restaurant	Monday; 10:00 - 23:00 Tuesday; 10:00 - 23:00 Wednesday; 10:00 - 23:00 Thursday; 10:00 - 23:00 Friday; 10:00 - 23:30 Saturday; 10:00 - 23:30 Sunday; 10:00 -

				22:30
23/07058/LIPT	St Martins House	4A Upper St Martin's Lane London WC2H 9NY	Restaurant	Sunday; 08:00 - 00:30 Monday to Saturday; 08:00 - 02:00 Sundays before Bank Holidays; 08:00 -
				00:30