

Unit R01 and Unit R02 Centre Point 101 -103 new Oxford Street London WC1A 1DD

Variation of Premises Licence

Application Summary

Proposed Changes:

- Extending alcohol on sale hours and Late Night Refreshment to midnight Wednesday & Thursday and to 1am on Friday & Saturday and updating opening hours, such varied hours being **time limited** for a period of **2 years** from date of grant of variation.
- Adding live and recorded music;
- Changing timings for alcohol to the external area and associated conditions; and
- Amending/removing/adding conditions as per the full list of conditions below;

Licence Hours and Changes

Late Night Refreshment*	Sunday to Tuesday 23:00 to 23:30 Wednesday to Thursday 23:00 to 00:00 Friday to Saturday 23:00 to 01:00
Live Music (indoors)*	Sunday to Tuesday 23:00 to 23:30 Wednesday to Thursday 23:00 to 00:00 Friday to Saturday 23:00 to 01:00
Recorded Music (indoors)*	Sunday to Tuesday 23:00 to 23:30 Wednesday to Thursday 23:00 to 00:00 Friday to Saturday 23:00 to 01:00
Retail of Alcohol (On Sales)*	Monday to Tuesday 10:00 to 23:30 Wednesday to Thursday 10:00 to 00:00 Friday to Saturday 10:00 to 01:00 Sunday 11:00 to 22:30
Retail of Alcohol (Off Sales)	NO CHANGE
External Seating Area	Monday to Sunday 10:00 to 21:30
Opening Hours*	Sunday to Thursday 08:00 to 00:00 Friday to Saturday 08:00 to 01:00
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.

(*Time Limited for a period of **2 years** from date of grant of variation.)

Conditions incorporating proposed amendments and additions:

Licence Condition	Existing wording	Replace with/amend/delete
	No change / New condition	
14	The licensed premises shall be used as a food-led restaurant and delicatessen	Substantial food, free drinking water and non-alcohol drinks shall be available at all times
15	Alcohol may only be consumed by persons seated and taking table meals at the premises.	<u>Save for the area hatched black on the plan,</u> alcohol may only be consumed by persons seated at the premises.

16	No persons carrying visibly open or unsealed alcohol vessels shall be admitted to the premises at any time that the premises are open for any licensable activity.	
17	No customer shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle whether empty or containing any beverage.	
18	The outdoor seating area is to be available until 21:00. The outside seating furniture shall be removed or stored in order for the area to be unusable after this time and the doors to the outside area shall be kept closed thereafter save for entry and re-entry.	The outdoor seating area is to be available until 21: 30 . The outside seating furniture shall be removed or stored in order for the area to be unusable after this time and the doors to the outside area shall be kept closed thereafter save for entry and re-entry.
19	Alcohol in the outdoor seating area shall only be consumed by patrons seated and taking table meals at the premises. There shall be no vertical drinking at any time.	
20	In the outside seating area the last order for alcohol shall be at 20:30.	In the outside seating area the last order for alcohol shall be at 21:00 .
21	The outdoor seating area will be operated and managed in accordance with the estate management plan agreed with the London Borough of Camden pursuant to the planning permission for the development.	
22	No customer shall be permitted to consume alcohol outside of the area designated for use of outdoor seating for the premises.	
23	Customers of the premises will be permitted to smoke in the designated smoking area in addition to the outdoor seating areas; customers will not be permitted to take food or drink into any such designated smoking area.	
24	Any designated smoking area will be operated and managed in accordance with the estate management plan agreed with the London Borough of Camden pursuant to the planning permission for the development and the number of smokers to be agreed as part of that estate management plan.	
25	No more than 4 customers shall be permitted to smoke outside the premises at any one time. The area for smoking area shall be restricted to New Oxford Street.	
26	Patrons may not be permitted to bring any drinks with them to the external smoking area.	
27	Off-sales of alcohol shall cease Monday to Saturday at 22:30 and on Sunday at 20:00.	
28	There shall be no promotional stacks of alcohol directly on the floor or positioned close to the entrance of the premises.	
29	Any spirits shall be secured behind a counter and not otherwise be available directly to customers.	
30	Delicatessen off sales of alcohol shall only be permitted as part of a food led deli	Delete

	transaction. For these purposes a food led deli transaction would include the purchase of, for example, three or more items of anti-pasta or tapas (or similar) such as olives, cheese and charcuterie; or a substantial food item such as a portion of a take-home meal; or of a sweetmeat such as chocolate truffles with a bottle of champagne or of dried figs with a bottle of port.	
31	A notice stating that alcohol and alcohol products can only be purchased with food items from the deli will be prominently displayed.	
32	Restaurant off sales of alcohol shall only be permitted as part of a substantial take-away or delivery food order.	
33	The premises will provide a minimum of 1 SIA door supervisor positioned on the New Oxford Street side of the premises, to patrol and supervise the smoking areas of both premises from 18:00 daily.	The premises will provide a minimum of 1 SIA door supervisor positioned on the New Oxford Street side of the premises, to patrol and supervise the smoking areas of both premises from 18:00 daily. <u>When the premises are open after midnight, the premises will provide a minimum of 3 SIA door supervisors.</u>
34	The duty manager or other responsible person will regularly check noise levels from customers smoking outside to prevent noise nuisance and take appropriate action.	
35	Staff shall regularly supervise the pavement area outside the premises to ensure customers are not blocking pavements or causing nuisance to neighbouring premises.	
36	Premises management will hold quarterly meetings with local residents, as required.	
37	Sales of alcohol will cease immediately on the reasonable request of British Transport Police in the event of likely disorder or via SHOPWATCH.	
38	Music and entertainment shall be limited to background music such as is commonly ancillary to restaurant dining. The internal background music shall not be audible so as to cause a nuisance in the outside seating area.	The internal background music shall not be audible so as to cause a nuisance in the outside seating area.
39	There will be no outside speakers.	
40	The duty manager or other responsible person will regularly check noise levels from customers seated in the outside dining area to prevent noise nuisance and take appropriate action.	
New	<u>A sound limiting device shall be installed, set and sealed at a level approved by the Council.</u>	

New	The sound limiting device or approved level shall not be altered without prior written agreement of the Council.
New	A sound limiting device shall be used whenever regulated entertainment is taking place at the premises.
New	External windows of the premises shall remain closed after 23:00 hours when regulated entertainment is taking place at the premises.
New	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.
41	Deliveries to the premises will be pre-booked with the estate management team and will only take place between the hours of 08:00 - 21:00 (Monday Sunday).
42	Bottle bins will not be emptied between 21:00 - 09:00 daily.
43	Waste and refuse collection will take place in line with existing Council arrangements and will be collected from the loading bay.
44	Signage shall be clearly visible at the exit of the premises reminding customers to leave quietly as they are in a residential area.
45	Customers shall be supervised when leaving the premises and shall be asked to leave quietly.
46	The premises will operate a dispersal policy. This policy will have regard to the current estate management plan. A copy of the dispersal policy will be submitted to the Licensing Authority. The dispersal policy will be kept under regular review. A copy of the dispersal policy shall be made available upon reasonable request to an authorised officer of the Licensing Authority or to the Police.
47	Regular litter and glass collections shall be carried out in all designated outside areas where customers are permitted to sit or smoke.
48	The premises licence holder shall ensure that CCTV cameras and recorders are installed at the premises and are of a standard acceptable to and approved by the police.
49	The system shall be maintained in good working order and at all times the premises is open to the public, be fully operational covering both internal and external areas of the premises to which the public have access.
50	The CCTV camera views are not to be obstructed.
51	At least one CCTV camera is to be placed no more than seven feet above floor level; near to the exit in order to capture clear facial images of all persons leaving the premises.
52	The medium on which CCTV images are recorded shall be of evidential quality; stored securely; shall be retained for a period of 31 days; and be available for inspection by the Police or Local Authority upon request.

53	At all times when the premises are open for the purposes of licensable activities, a suitably trained member of staff shall be present to assist the Police or an authorised officer in obtaining the CCTV footage.	
54	Copies of CCTV images and recordings shall be made available within 48 hours to the Police or local authority upon request.	
55	The facility to transfer the images to a compatible, removable format shall be held on the premises.	
56	Staff working at the premises shall be trained in the use of CCTV and a log will be kept to verify this.	
57	Signs must be displayed in the customer areas to advise that CCTV is in operation.	
58	If the CCTV is inoperative or not installed and working to the satisfaction of the Police, then within 48 hours the Police shall be notified and an estimate given of the repair timescale. The premises shall comply with all reasonable requests from the Police.	
59	Notices shall be displayed within the premises warning customers about personal thefts and to be vigilant.	
60	The operator shall risk assess and if required supply, and fit, suitable anti- theft devices, such as outside table/counter clips, in order that customers may secure their bags. Outside tables shall be fitted with table/counter clips for customers to secure their bags.	
61	All flat surfaces in toilet cubicles, including any curved toilet roll holder ellipses, are to be 'designed out' in order to prevent drugs misuse.	
62	A Challenge 21 policy will be enforced, where any person reasonably looking under the age of 21 shall be asked to prove their age when attempting to purchase alcohol and signs to this effect will be displayed at the premises. The only acceptable forms of identify will be those with photographic identification documents recognised in the Home Office guidance; including passports, photo-card driving licence or proof of age card bearing the PASS hologram.	A Challenge 25 policy will be enforced, where any person reasonably looking under the age of 25 shall be asked to prove their age when attempting to purchase alcohol and signs to this effect will be displayed at the premises. The only acceptable forms of identify will be those with photographic identification documents recognised in the Home Office guidance; including passports, photo-card driving licence or proof of age card bearing the PASS hologram.
63	An incident log shall be kept at the premises, and made available on request to an authorised officer or the police, which will record the following: a) All crimes reported to the venue; b) All ejections of patrons; c) Any complaints received; d) Any incidents of disorder and violence; e) All seizures of drugs or offensive weapons; f) Any faults in the CCTV system or searching equipment or scanning equipment; g) Any refusal of the sale of alcohol to include date, time, and staff member;	

	h) Any visit by a relevant authority or emergency service; CAD reference numbers where police are called.	
64	The licence holder will ensure that staff are trained, as appropriate, in respect of relevant Licensing Law; crime scene best practice and upon the sale of alcohol to drunks and persons underage. Training shall be written into a programme of ongoing review and will be made available for inspection by police or other responsible authority upon request.	
65	The venue shall not engage the services of third party street promoters.	
66	A radio link communication system shall be used by the premises to link to all other premises and the estate management team.	
67	All incidents involving physical violence between patrons must be reported to the police in addition to being recorded in the incident log.	
68	The maximum number of persons allowed on the Premises at any time (excluding staff but including the external area) shall not exceed 385. The number of persons in the external seating area shall not exceed 40 at any time.	<p>The maximum number of persons allowed on the Premises at any time (excluding staff but including the external area) shall not exceed 385 <u>(with no more than 300 after midnight)</u>.</p> <p>The number of persons in the external seating area shall not exceed <u>70</u> at any time.</p>
New	Save for emergency, customer exit from the premises after 23:30 Monday to Thursday, 00:00 (midnight) Friday to Saturday and 22:30 on a Sunday shall be via New Oxford Street only.	
New	The variation in relation to the extension of hours will only have effect for a period of two years from date of grant.	