



LICENSING (HEARING) SUB COMMITTEE

Date: MONDAY, 16 JANUARY 2017

Time: 10.30 am

**Venue: COMMITTEE ROOMS, 2ND
FLOOR, WEST WING, GUILDHALL**

**APPLICANT:
WIDEGATE STREET BAR LIMITED**

**PREMISES:
SIMMONS BAR, 20-21 WIDEGATE
STREET, E1 7HP**

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LICENSING (HEARING) SUB COMMITTEE PROCEDURE FOR PUBLIC HEARINGS

1. This procedure shall apply to all public hearings conducted under the provisions of the Licensing Act 2003.
2. Public hearings conducted under the provisions of the Licensing Act 2003 shall take the form of a discussion led by the licensing authority. Cross-examination will be permitted when the Sub Committee considers it to be required. The conduct of hearings shall be broadly based, subject to the discretion of the Sub Committee, on the points set out below.
3. At the start of the hearing the Chairman of the Sub Committee will introduce him/herself and other Members of the Sub Committee as well as the City Corporation officers present. Anyone making representations will then be asked to introduce themselves and anyone accompanying them. The applicant will then do likewise.¹
4. The Chairman will then explain the purpose of the hearing and the procedure to be followed at the hearing. The Sub Committee will then make any rulings necessary in respect of requests for witnesses to be heard in support of any of the parties making representations or the applicant.
5. Those making representations will then be invited to present their case. Repetition will not be permitted. Equal time will be offered to the applicant and those making representations. Where there is more than one party making representations and/or calling witnesses in support, consideration should be given to having one spokesman on behalf of all parties so as to avoid repetition. Although the use of a spokesman will be encouraged by the Sub Committee, the decision rests with those parties making representations.
6. In the event of disorder or persistent disregard of the authority of the Chair, the Chairman may suspend or adjourn the hearing, or require that the person(s) causing disorder or showing disregard leave the hearing.
7. In the event that the Sub Committee has decided that cross-examination will be permitted, the applicant will be invited to ask questions of the party(s) making representations and their witnesses (if any). The party(s) making representations and any witnesses giving evidence in support will then answer any questions put to them by members of the Sub Committee.
8. The applicant will then be invited to present their case and call any witnesses in support of their application. The applicant will be entitled to the same period of time to present his case as those making representations were afforded.

¹ In hearings where a licence is being reviewed, references in this procedure to ‘applicant’ should be read as references to the licence holder and references to ‘those making representations’ should be read as references to those applying for the review.

9. In the event that the Sub Committee has decided that cross-examination will be permitted, those making representations will be invited to ask questions of the applicant and their witnesses (if any). The applicant and any witnesses giving evidence in support will then answer any questions put to them by members of the Sub Committee.
10. The Chairman will ask all parties if there is anything else they would like to add in support of their respective cases.
11. Those making representations will then be invited to make closing submissions followed by the applicant.
12. The Sub Committee will then retire to consider their decision. They may call for assistance by the representatives of the Town Clerk and/or the Comptroller & City Solicitor but those persons will play no part in the decision-making process.
13. In due course, the Sub Committee will return to announce their decision or to inform those present when the decision will be given.

Committee(s): Licensing Sub-Committee	Hearing Date(s): 16 January 2017
Subject: Licensing Act 2003 - Public Hearing in Respect of an Application for the Variation of a Premises Licence	
Name of Premises: Simmon's Bar Address of Premises: 20-21 Widegate Street, E1 7HP	
Report of: Director of Markets and Consumer Protection	Public
Report Author: Peter Davenport, Licensing Manager	
Ward (if appropriate): Bishopsgate	

1 Introduction

- 1.1 To consider and determine, by public hearing, the application to vary a premises licence under the Licensing Act 2003, taking into account the representation of other persons detailed in paragraph 5 and the policy considerations detailed in paragraph 6 of this report.
- 1.2 The decision of the Sub-Committee must be made with a view to promoting one or more of the four licensing objectives, namely:
 - the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance
 - the protection of children from harm

2 Summary of Application

- 2.1 An application made by:
Widegate Street Limited
32 Caledonian Road
London
N1 9DT

was received by the City of London Licensing Authority on 28 October 2016 to vary a premises licence in respect of the premises:

Simmons Bar

20-21 Widegate Street
E1 7HP

- 2.2 The application seeks to extend the terminal hour Thursday to Saturday for alcohol sales and recorded music. Every other aspect of the current licence to remain the same.

<u>Activity</u>	<u>Current Licence</u>	<u>Proposed Licence</u>
Sale of Alcohol	Mon - Sun 10:00 – 23:00	Sun - Wed 10:00 – 23:00 Thu - Sat 10:00 – 01:00
Recorded Music	Mon - Sun 10:00 – 23:00	Sun - Wed 10:00 – 23:00 Thu - Sat 10:00 – 01:00
Performance of Plays, Live Music	Mon - Sun 12:00 – 21:30	No Change
Similar to Live Music and Recorded Music	Mon - Sun 12:00 – 22:00	No Change

The sale of alcohol is for both on and off sales.

- 2.3 The Operating Schedule submitted by the applicant suggests a number of further conditions than those already attached to the current premises licence. These can be seen as Appendix 2.
- 2.5 Full details of the application are contained in a copy of the Application Form at Appendix 1.

3 Licensing History of Premises

- 3.1 A premises licence was first granted to the premises in 2011, the licence holder being Iain and Miranda Meek. The premises was trading as the Tea House changing to the Champagne Cult in 2012.

3.2 The licence was transferred to Widegate Street Bar limited in February 2016. The trading name changed to Simmons Bar a few months later.

3.3 The current premise licence can be seen as Appendix 3.

4 Representations from Responsible Authorities

4.1 There have been no representations from responsible authorities.

5 Representations From Other Persons

5.1 There have been two representations from ‘other persons’. The representations are against the granting of the variation on the grounds that, if granted, it will create excessive noise caused by people drinking thus undermining the licensing objective of ‘the prevention of public nuisance’.

5.2 The representations can be seen in full as appendix 4.

6 Policy Considerations

6.1 In carrying out its licensing functions, the Licensing Authority must have regard to its Statement of Licensing policy and any statutory guidance issued under s 182 of the Licensing Act 2003.

City of London Corporation’s Statement of Licensing Policy

6.2 The following sections/paragraphs of the City of London Corporation’s Statement of Licensing Policy are particularly applicable to this application.

Paragraph 29 states that in completing the operating schedule, applicants should set out in some detail how they intend to run the premises in order to promote the four licensing objectives.

Paragraph 50 states an overriding policy principle namely, that each application will be decided on its individual merits, with the process complying with the regulations made under the Licensing Act 2003.

Paragraphs 51-54 state the Corporation's policy on setting conditions which may be applicable dependant on the step(s) taken by members as stated in paragraph nine of this report.

Paragraph 59 addresses the need to strike a fair balance between the desires and expectations of operators and the benefits to the community of licensed venues with the reasonable expectations of local residents and workers not to be disturbed during night time hours.

Paragraph 66 introduces a number of relevant matters to be considered by the City Corporation when assessing the likelihood of a particular licensable activity causing an unacceptable adverse impact, particularly on local residents and businesses.

Statutory Guidance

- 6.3 The following sections/paragraphs of the statutory guidance issued under s182 of the Licensing Act 2003 are particularly applicable to this application (revised March 2015):

Chapter 2 of the guidance covers the four licensing objectives. In particular, paragraph 2.14 states that it is, '...important that in considering the promotion of [*the public nuisance licensing objective, licensing authorities*] focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable.' Also, paragraph 2.15 indicates that the prevention of public nuisance could, in appropriate circumstances include, 'the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises.'

Chapter 10 refers to conditions attached to premises licences with paragraph 10.10 stating that, 'Conditions should be determined on a case-by-case basis and standard conditions which ignore these individual aspects should be avoided.' Also, 'Licensing authorities should therefore ensure that any conditions they impose are only those which are appropriate for the promotion of the licensing objectives.'

7 Map and Plans

- 7.1 A map showing the location of the premises together with nearby licensed premises is attached at Appendix 5. A key of those premises is included which indicates the maximum permitted hours for alcohol sales in respect of each premises.
- 7.2 A copy of the premises plans can be seen as Appendix 6.

8 Summary

- 8.1 The Licensing Authority has a duty under the Licensing Act 2003 to promote the Licensing Objectives. Each objective has equal importance. In carrying out its licensing functions, the Licensing Authority must also have regard to its Statement of Licensing Policy, any Statutory Guidance under the Licensing Act 2003 and is bound by the Human Rights Act 1998. The Corporation must also fulfil its obligations under section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in the City.

9 Options

- 9.1 The Sub-committee must, having regard to the representation, take such of the following steps as it considers appropriate and necessary for the promotion of the licensing objectives:
- i) modify the conditions of the licence; or
 - ii) reject the whole or part of the application

Any determination by the licensing sub-committee will not have effect until the end of 21 days following notification of the decision to the applicant by the licensing authority or, in the event of an appeal to the Magistrates' Court against the Sub-Committee's decision, the determination of the appeal.

For the purposes of paragraph 9.1(i) conditions are modified if any of them are altered or omitted or any new condition is added.

10 Recommendation

10.1 It is therefore RECOMMENDED that your Sub-Committee determine this application for a variation of a premises licence in accordance with paragraph 9 of this report.

Prepared by P Davenport, Licensing Manager
peter.davenport@cityoflondon.gov.uk

Background Papers

<u>BACKGROUND PAPER</u>	<u>DEPT</u>	<u>FILE</u>
Corporation of London Statement of Licensing Policy (revised Jan 2013)	MCP	5th Floor Walbrook Wharf
Statutory Guidance – ‘Revised Guidance Issued Under Section 182 Of The Licensing Act 2003’. March 2015		Statutory Guidance



City of London
Application to vary a premises licence
Licensing Act 2003



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For help contact
licensing@cityoflondon.gov.uk
 Telephone: 020 7332 3406

* required information

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You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

If your business is registered, use its registered name.
 Put "none" if you are not registered for VAT.

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 17

APPLICATION DETAILS

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

31,000

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VARIATION

Do you want the proposed variation to have effect as soon as possible?

Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

The venue is split over two floors. Bar and seating area on the ground floor with a function room and toilets in the basement. We would like to extend our trading hours on Thursday, Friday & Saturday to 1am with a closing time of 1.30am and to add off sales to the license to allow customers at the premises to take open containers onto the pavement directly outside. We would also like to update the floor plan.

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PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

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PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

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PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Continued from previous page...

Yes

No

Section 7 of 17

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

Yes

No

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PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes

No

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Back ground music sometimes controlled by a DJ

State any seasonal variations for playing recorded music.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

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PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes No

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PROVISION OF LATE NIGHT REFRESHMENT

Continued from previous page...

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes No

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SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption?

On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

n/a

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start End
Start End

THURSDAY

Start End
Start End

FRIDAY

Start End
Start End

SATURDAY

Start End
Start End

SUNDAY

Start End
Start End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

n/a

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

n/a

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

n/a

I have enclosed the premises licence

Continued from previous page...

I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

MC09 - From Thursday - Saturday there shall be no admission or readmission of customers to the premises after 00:00 hours save for customers using the agreed smoking area at the premises.

No drinks will be allowed outside after 11pm.

2 SIA security staff will be on duty when the venue is opened beyond midnight from 7pm until close. At least one of the SIA staff will be positioned on the entry/exit point at all times and will actively monitor the outside of the premises to ensure robust crowd management is undertaken.

Staff are trained as appropriate in respect of relevant licensing law, the implementation of license conditions, health & safety, first aid, and alcohol and drug awareness.

MC02 - There shall be no promoted events on the premises. A promoted event is an event involving music and dancing where the musical entertainment is provided at any time between 23:00 and 07:00 by a disc jockey or disc jockeys one or some of whom are not employees of the premises license holder and the event is promoted to the general public.

b) The prevention of crime and disorder

MC01 - The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points and the street environment, will be covered enabling facial identification of every person entering in any light condition. The CCTV cameras shall continually record whilst the premises are open to the public and recordings shall be kept available for a minimum of 31 days with date and time stamping. A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public. This staff member shall be able to show the police or the Licensing Authority recordings of the preceding two days immediately when requested.

MC03 - An incident log shall be kept at the premises and made available on request to the Police or an authorised officer of the City of London Corporation. The log will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of customers
- (c) any incidents of disorder (disturbance caused either by one person or a group of people)
[There is no requirement to record the above incidents (a), (b) or (c) where they do not relate to a licensable activity]
- (d) seizures of drugs or offensive weapons
- (e) any faults in the CCTV system or searching equipment or scanning equipment
- (f) any refusal of the sale of alcohol during the hours the premises is licensed to sell it

MC04 - There must be at the premises a lockable 'Drugs Box' to which no member of staff, save the DPS and/or General Manager shall have access. All controlled drugs (or items suspected to be or to contain controlled drugs) found at the

Continued from previous page...

premises must be placed in this box as soon as practicable. Whenever this box is emptied, all of its contents must be given to the City of London Police for appropriate disposal.

MC08 - A written search policy that aims to prevent customers or staff bringing illegal drugs, weapons or other illegal items onto the premises at any time shall be in place and operate at the premises.

c) Public safety

No customers carrying open or sealed bottles purchased from anywhere other than the premises itself shall be permitted to enter the premises during opening hours.

d) The prevention of public nuisance

The exterior of the venue and the public area within a 3m radius will be regularly cleaned by venue staff and will be kept clean until 30 minutes after the terminal hour.

A sound limiting device will be installed and set at a level agreed by Environmental Health.

MC13 - All doors and windows shall remain closed at all times after 21:00 hours during the provision of regulated entertainment save for entry or exit, or in the event of an emergency.

MC15 - A written dispersal policy shall be in place and implemented at the premises to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours.

MC16 - Prominent signage shall be displayed at all exits from the premises requesting that customers leave quietly.

During the opening hours that security are present a constant watch will be kept on noise levels involving customers entering and exiting the premises.

All doors leading to public spaces to be fitted with self closing mechanisms.

MC19 The Licence holder shall make available a contact telephone number to nearby residents and the City of London Licensing Team to be used in the event of complaints arising.

Both verbal and visual directions will be given to customers advising them of the closest licensed taxi/minicab service which is less than 50 metres from the premises.

Refuse such as bottles shall not be placed outside after 23:00 and before 07:00 to minimise disturbance to the nearby properties.

The management and staff are pro-active in informing all customers to leave the premises quietly.

e) The protection of children from harm

MC20 - A log shall be kept at the premises and record all refused sales of alcohol for reasons that the person(s) is, or appears to be, under 25 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be made available on request by the Police or an authorised officer of the City of London Corporation.

MC21 - A 'Challenge 25' Scheme shall operate to ensure that any person attempting to purchase alcohol who appears to be under the age of ** shall provide documented proof that he/she is over ** years of age. Proof of age shall only comprise a passport, a photo card driving license, an EU/EEA national ID card or similar document, or an industry approved proof of age identity card.

Continued from previous page...

MC22 - Children under the age of 18 years shall not be allowed on the premises after 20:00 hours unless accompanied by an adult.

MC23 - Children under the age of 16 years shall not be allowed on the premises.

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £87000	£315.00
Band D - £87001 to £125000	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £125000	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39999	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

190.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

DECLARATION

Continued from previous page...

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

Date (dd/mm/yyyy)

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/city-of-london/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Simmons Bar – 20-21 Widegate Street
Conditions Consistent with the Operating Schedule

1. There shall be no admission or readmission of customers to the premises after 00:00 from Thursday to Saturday save for customers using the agreed smoking area at the premises. (MC09)
2. When the premises is carrying on licensable activities after 00:00, at least two registered door supervisors shall be engaged at the premises from 19:00. At least one of these door supervisors are to be on duty at each door used for entry or exit.
3. There shall be no promoted events on the premises. A promoted event is an event involving music and dancing where the musical entertainment is provided at any time between 23:00 and 07:00 by a disc jockey or disc jockeys one or some of whom are not employees of the premises licence holder and the event is promoted to the general public. (MC02)
4. The premises shall install and maintain a comprehensive digital colour CCTV system. All public areas of the licensed premises, including all public entry and exit points and the street environment, will be covered enabling facial identification of every person entering in any light condition. The CCTV cameras shall continually record whilst the premises are open to the public and recordings shall be kept available for a minimum of 31 days with date and time stamping. A staff member who is conversant with the operation of the CCTV system shall be present on the premises at all times when they are open to the public. This staff member shall be able to show the police or the Licensing Authority recordings of the preceding two days immediately when requested. (MC01)
5. An incident log shall be kept at the premises and made available on request to the Police or an authorised officer of the City of London Corporation. The log will record the following:
 - (a) all crimes reported to the venue
 - (b) all ejections of customers
 - (c) any incidents of disorder (disturbance caused either by one person or a group of people)
[There is no requirement to record the above incidents (a), (b) or (c) where they do not relate to a licensable activity]
 - (d) seizures of drugs or offensive weapons
 - (e) any faults in the CCTV system or searching equipment or scanning equipment
 - (f) any refusal of the sale of alcohol during the hours the premises is licensed to sell it (MC03)
6. There must be at the premises a lockable 'Drugs Box' to which no member of staff, save the DPS and/or General Manager, shall have access. All controlled drugs (or items suspected to be or to contain controlled drugs) found at the

premises must be placed in this box as soon as practicable. Whenever this box is emptied, all of its contents must be given to the City of London Police for appropriate disposal. (MC07)

7. A written search policy that aims to prevent customers or staff bringing illegal drugs, weapons or other illegal items onto the premises at any time shall be in place and operate at the premises.(MC08)
8. All doors and windows shall remain closed at all times after 21:00 hours during the provision of regulated entertainment save for entry or exit, or in the event of an emergency. (MC13)
9. A written dispersal policy shall be in place and implemented at the premises to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours. (MC15)
10. Prominent signage shall be displayed at all exits from the premises requesting that customers leave quietly. (MC16)
11. The Licence holder shall make available a contact telephone number to nearby residents and the City of London Licensing Team to be used in the event of complaints arising.(MC19)
12. Refuse shall not be placed outside the premises after 23:00 each day and before 07:00 each day to minimise disturbance.
13. A log shall be kept at the premises and record all refused sales of alcohol for reasons that the person(s) is, or appears to be, under 25 years of age. The log shall record the date and time of the refusal and the name of the member of staff who refused the sale. The log will be made available on request by the Police or an authorised officer of the City of London Corporation. (MC20)
14. Children under the age of 18 years shall not be allowed on the premises after 20:00 unless accompanied by an adult. (MC22)
15. Children under the age of 16 years shall not be allowed on the premises.



**Licensing Act 2003
Section 24
Premises licence**

Trading Standards (Licensing Section), City of London
PO Box 270 Guildhall, London EC2P 2EJ

Premises licence number

LN/200502197

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description Ground Floor and Basement, 20-21 Widegate Street	
Post town London	Post code E1 7HP
Telephone Number	

Where the licence is time limited - the dates

--

Licensable activities authorised by the licence

Alcohol Sales, Perform Play Live Music (e), Recorded Music (f), Similar to (e) (f) or (g)

The times the licence authorises the carrying out of licensable activities

Alcohol Sales

Sunday	10:00 - 23:00	-
Monday	10:00 - 23:00	-
Tuesday	10:00 - 23:00	-
Wednesday	10:00 - 23:00	-
Thursday	10:00 - 23:00	-
Friday	10:00 - 23:00	-
Saturday	10:00 - 23:00	-

Perform Play, Live Music (e)

Sunday	12:00 - 21:30	-
Monday	12:00 - 21:30	-
Tuesday	12:00 - 21:30	-
Wednesday	12:00 - 21:30	-
Thursday	12:00 - 21:30	-
Friday	12:00 - 21:30	-
Saturday	12:00 - 21:30	-

The times the licence authorises the carrying out of licensable activities cont'd

Recorded Music (f)

Sunday	10:00 - 23:00	-
Monday	10:00 - 23:00	-
Tuesday	10:00 - 23:00	-
Wednesday	10:00 - 23:00	-
Thursday	10:00 - 23:00	-
Friday	10:00 - 23:00	-
Saturday	10:00 - 23:00	-

Similar to (e) (f) or (g)

Sunday	12:00 - 22:00	-
Monday	12:00 - 22:00	-
Tuesday	12:00 - 22:00	-
Wednesday	12:00 - 22:00	-
Thursday	12:00 - 22:00	-
Friday	12:00 - 22:00	-
Saturday	12:00 - 22:00	-

The opening hours of the premises

Opening Hours

Sunday	07:30 - 23:30	-
Monday	07:30 - 23:30	-
Tuesday	07:30 - 23:30	-
Wednesday	07:30 - 23:30	-
Thursday	07:30 - 23:30	-
Friday	07:30 - 23:30	-
Saturday	07:30 - 23:30	-

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

On the Premises

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

Widegate Street Bar Limited
32 Caledonian Road
London
N1 9DT

Reg No: 09919297

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

Nicholas Campbell
New Wharf Road
London
N1 9RT

Personal licence number and issuing authority of personal licence held by designated premises supervisor – where the premises licence authorises for the supply of alcohol

Date granted 20th September 2011

Director of Environmental Services

Latest amendment 30th June 2016

Annex 1 - Mandatory conditions

Alcohol

1. No supply of alcohol may be made under the Premises Licence –
 - (a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
 - (b) At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.

3. (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 disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5. (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 licences 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.

6. The responsible person shall ensure that –

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

(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.

Minimum Drinks Pricing

1. 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.

2. For the purposes of the condition set out in paragraph 1 –

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979

(b) “permitted price” is the price found by applying the formula –

$$P = D + (D \times V)$$

Where –

(i) P is the permitted price

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –

(i) The holder of the premises licence

- (ii) The designated premises supervisor (if any) in respect of such a licence, or
 - (iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the 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.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 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.

Annex 2 - Conditions consistent with the Operating Schedule

1. There will be no amplified live music or speech at any time.
2. There will be a maximum of four performers of live music at any one time.
3. There will be no playing of drums at any time.
4. The doors opening onto the rear yard will be kept closed during performances of live music or plays.
5. The doors opening onto the rear yard, when closed, will be capable of achieving a 35-40db weighted sound reduction index (Rw) and installed according to manufacturers instructions.
6. The rear yard will not be used for the playing of live music or performance of plays at any time or for consumption of alcohol after 21.30hrs.

Breese, Robert

From: Miranda Meek [REDACTED]
Sent: 13 December 2016 11:39
To: M&CP - Licensing
Subject: 20-21 Widegate street Objections to late licence
Attachments: IMG_20161201_194054723.jpg; IMG_20161028_184658952 (1).jpg; Scan0084.pdf

To who it might concern,

I wish to object to the application of a late opening licence for Simmon's bar, at 20-21 Widegate street E1 7HP, taking in consideration four licensing objectives:

The prevention of crime and disorder
Public safety
The prevention of public nuisance
The protection of children from harm

I reside at [REDACTED] Widegate Street with my daughters and, until recently, was the owner of all 3 flats in the building one that we reside in and two others that we have let out as holiday lets. Since the opening of the bar earlier this year, we have experienced daily and ongoing problems that breach the licencing objectives and more.

The premises is used for party events but is always overcrowded. On occasions more than 200 people in front of the bar and in the small enclosed courtyard, 4 m x 3.5 m, on the back of the premises. As result, we have suffered: broken glasses and bottles outside our home, excessive noise, blocked the entrance to our front door, suffered verbal abuse from patrons and on occasion bar staff, unable to use our rubbish area, smoke from the courtyard and front of the building getting into all our rooms and so on. I had even witnessed when one of the bar customers sustained serious injury, 3" metal spike in the foot, due to the overcrowding last summer.

The parties are also usually hosted by a DJ with amplifiers that produce excessive bass noise that travels up the entire building. This is very small and old building that transmit all noises thru out all the floors and there is not a room in the residential premises that is not affected by the noise and the smoke practically at the top floor where is the open space.

I have regularly, officially, complained to environmental health , planning control, licencing departments at the City of London. I have also contacted police and fire brigade as we are under constant fear. My teenage daughter was also harassed and intimidated by bar customers, that was recorded in the bar log book after I complained.

The premises do not use the designated areas, required by planning permission, on the front for rubbish or the courtyard that results in noise generated after the closing of the premise. Lock-ins are another problem that we are experiencing, usually until early hours in the morning. We have on numerous occasion called the environmental control to complain about the problems and have had witnesses to my above complaints. I have also complained to planning authority that they are operating with a food an alcohol licence but are not selling any food and sent the photographs of overcrowding to Tony Newman.

I have sent the recent images of overcrowding and the courtyard to the Hazel Austin Environmental Health Officer. More images or the recordings can be submitted.

The courtyard is designated smoking area and is more than 50% covered and designed to encourage people to use it as an extension to the bar. The courtyard is overcrowded and poses the serious risk to patrons and the residence.

Front of the entire building is also covered with the canopy displaying the bar name and heated to encourage people to gather and smoke. Noise and smoke are unbearable, especially screamings.

Music is always turned up more before the closing time.

Security staff is employed to control the crowds not to control the number of people at the premises.

Bar premises are split into two units one at the number 20 that is used for office space and alcohol storage one at 21 as licenced premises. The staff is using the courtyard to access both of the units and to store the rubbish not the front of the building designated entrance or designated rubbish area. As result, we are unable to sleep due to the noise till the staff have left the premises.

Cleaners arrive at early hours in the morning before 7 am that creates another big problem with the noise.

We were unable to complain about the noise on daily basis due to the intimidation from the bar owners.

I have included a couple of the emails,attached, send to the bar owner relating to the overcrowding and the noise, more can be submitted on request.

Please look at the pictures attached, more can be submitted.

I hope that the late licence will be turned down as sincere problems we are experiencing are ongoing and persistent and not addressed. This premises are not suitable for any licencing activities if the residence is taken into the consideration.

Yours sincerely,
Miranda Meek
Widegate Street
EI 7HP

COMPOSE

(no subject)

People (2)

- Inbox (84)
- Starred
- Sent Mail
- Drafts (26)
- court order
- electricity
- harasment
- memorandum of sale

Miranda Meek [redacted]

13 Nov



Hi Gay's,

On Saturday morning till 3 am there were people in the courtyard making noise. Last night noise levels were unbearable, again, and did not stop till 4:33 am, this morning when guests left the premises screaming. So once again people were in the courtyard until the early hour of the morning smoking and laughing. We have recorded the events and your guests.

Show



Best,
Miranda

Click here to [Reply](#), [Reply to all](#) or [Forward](#)

No recent chats
Start a new one

0.71 GB (4%) of 15 GB used
[Manage](#)

[Terms](#) - [Privacy](#)

Last account activity: 22 minutes ago
[Details](#)



(no subject)

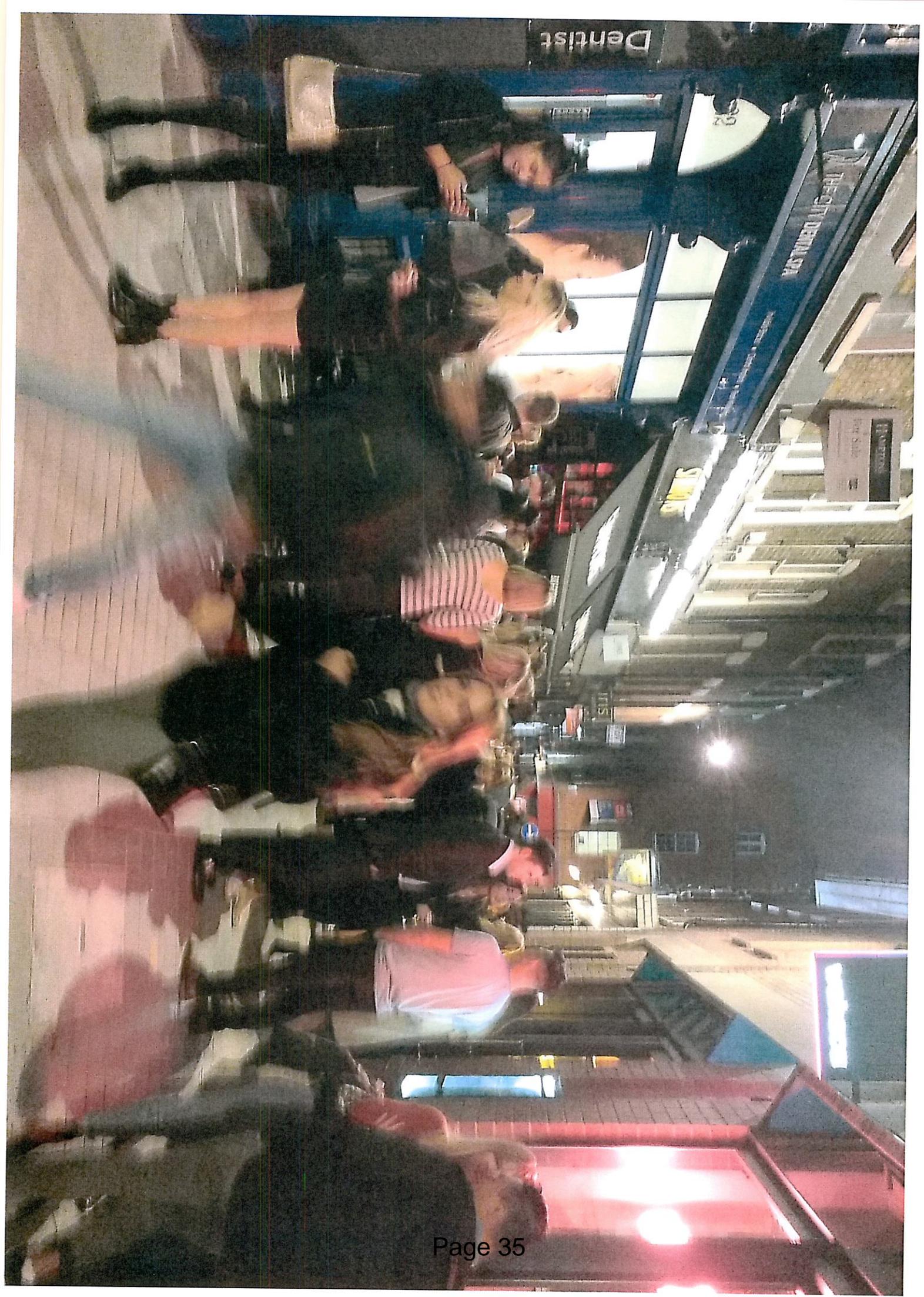
Miranda Meek [redacted] 28 October 2016 at 19:51
To: Nick Campbell [redacted] Jason Quick [redacted] Ricardo Bocchino Ferrari
[redacted] iain meek [redacted] Jeremy Tam [redacted], Arthur
Nowicki [redacted]

Hi Guy's,

Do you have any idea how many people are in the bar and outside the bar? I will say 150-170, maybe more, we have pictures. Your legal capacity is 64. This poses a serious risk to a residence and the customers. I will have to call Fire brigade and Police if you do not clear the premises immediately as I will not take my chance of serious incident and risk my children's lives because of your ignorance, greed and stupidity.
Music is so loud that we are recording it on the top floor with our phones lyrics and all.

Miranda





Breese, Robert

From: Sam Ghosh [REDACTED]
Sent: 14 December 2016 15:07
To: M&CP - Licensing
Subject: 20 Widegate Street

To who it might concern,

I wish to object to the application of a late opening licence for Simmon's bar, at 20-21 Widegate street E1 7HP, taking in consideration the following licensing objectives:

Public safety
The prevention of public nuisance

I have bought Flat [REDACTED] in the block recently and have been living as a resident ever since. The late opening license of Simmon's bar will really interfere with my peaceful existence as a resident in my flat.

The premises is used for party events but is always overcrowded. On occasions more than 200 people in front of the bar and in the small enclosed courtyard, on the back of the premises.

The parties are also usually hosted by a DJ with amplifiers that produce excessive bass noise that travels up the entire building. This is very small and old building that transmit all noises thru out all the floors and there is not a room in the residential premises that is not affected by the noise and the smoke practically at the top floor where is the open space.

The premises do not use the designated areas, required by planning permission, on the front for rubbish or the courtyard that results in noise generated after the closing of the premise.

The courtyard is designated smoking area and is more than 50% covered and designed to encourage people to use it as an extension to the bar. The courtyard is overcrowded and poses the serious risk to patrons and the residence.

Music is always turned up more before the closing time.

Security staff is employed to control the crowds not to control the number of people at the premises.

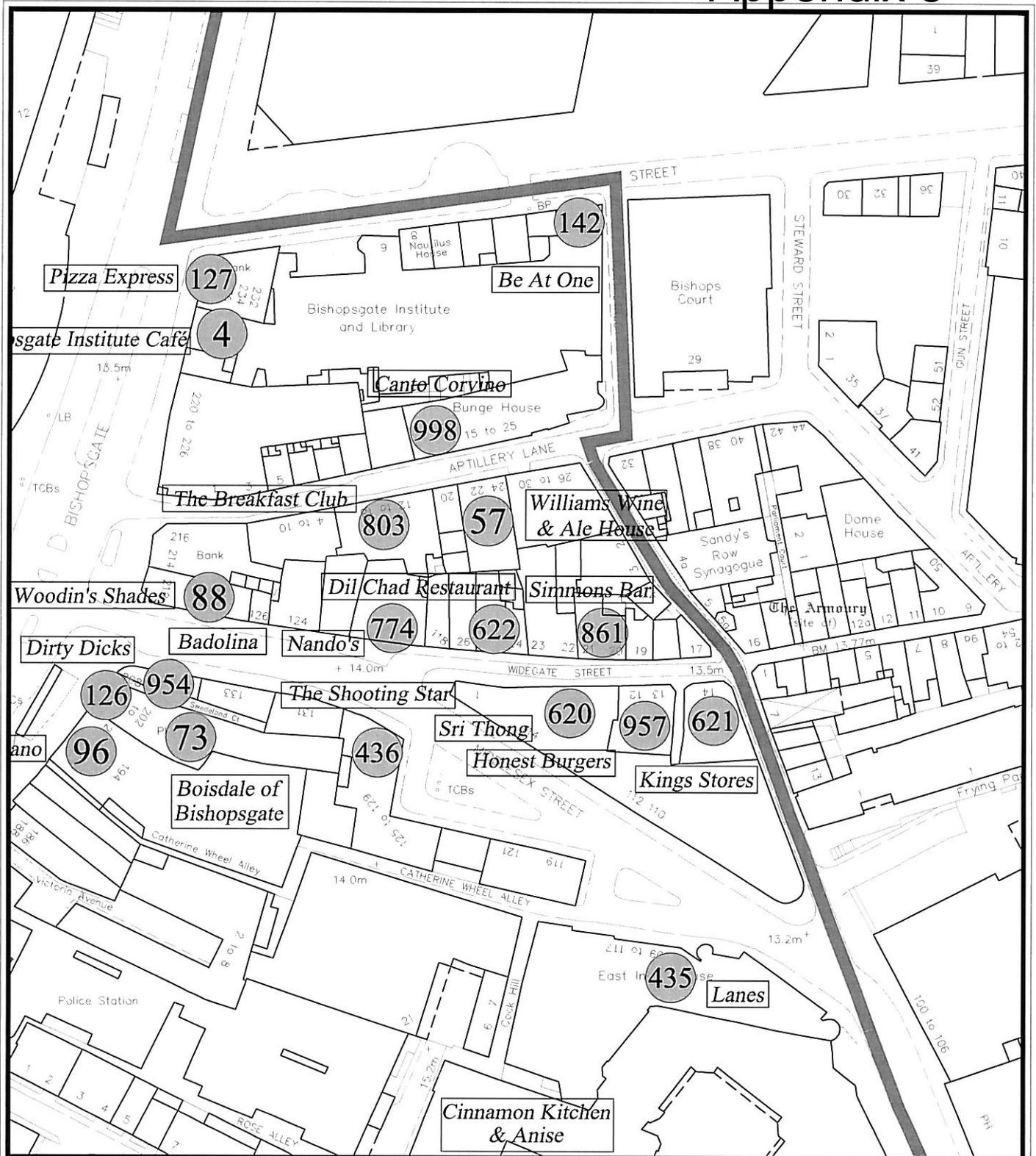
Cleaners arrive at early hours in the morning before 7 am that creates another big problem with the noise.

I hope that the late licence will be turned down as sincere problems we are experiencing are ongoing and persistent and not addressed. This premises are not suitable for any licencing activities if the residence is taken into the consideration.

Kind regards

Sombuddha (Sam) Ghosh
Flat [REDACTED] 20-21 Widegate Street
London E1 7HP

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Address :

Simmons Bar,
 (ref 861),
 20-21 Widegate Street,
 London, E1 7HP.

PLAN PREPARED BY THE CARTOGRAPHIC
 CAD & RESEARCH SECTION OF THE
 PROPERTY PROJECTS GROUP
P.G. Wilkinson, Bsc MSc MRICS
 City Surveyor

CITY SURVEYOR'S DEPARTMENT



CITY OF LONDON

MARKETS AND CONSUMER PROTECTION

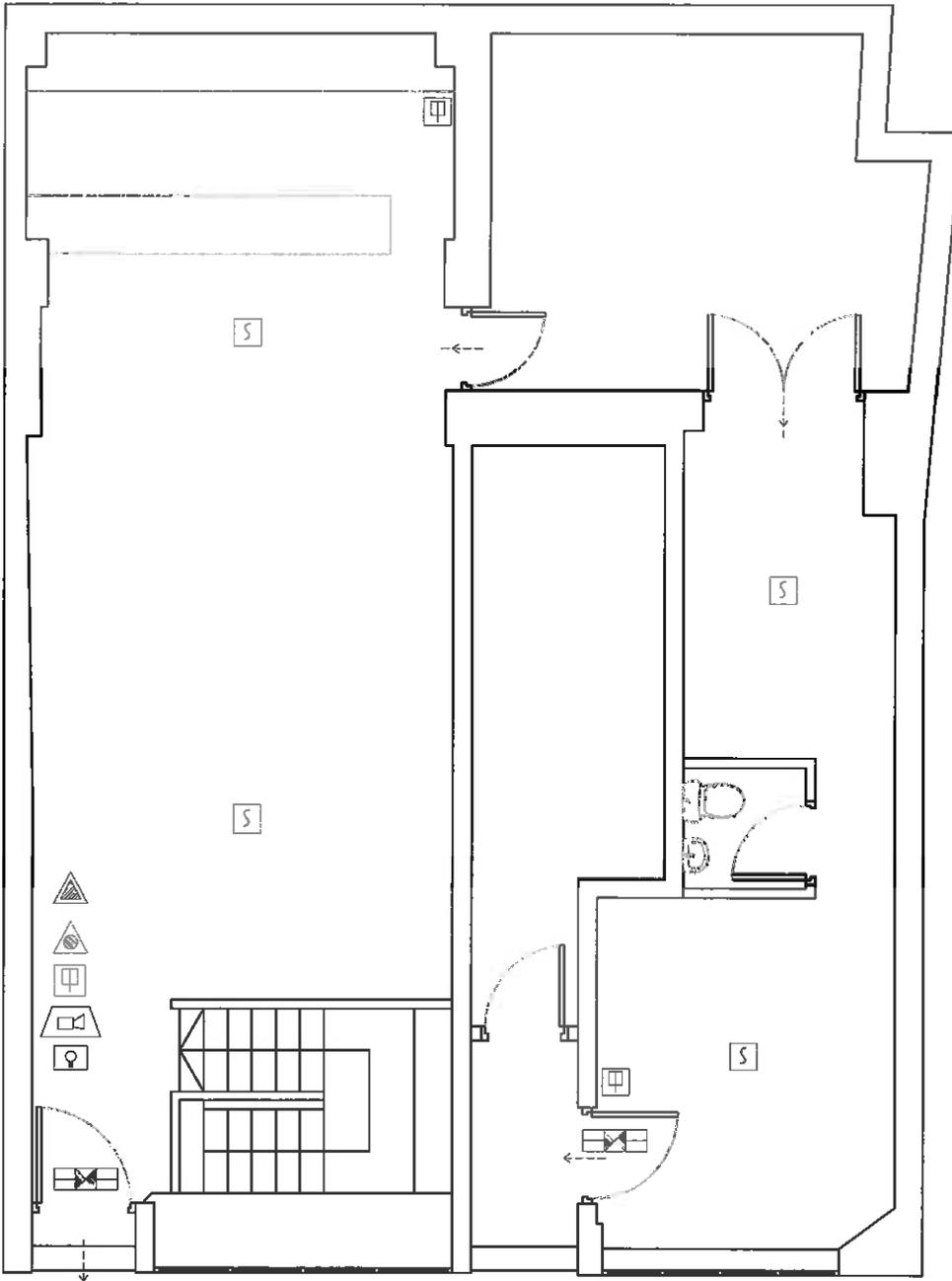
Environmental Health and Public Protection Section

PO BOX 270, GUILDHALL,
 LONDON, EC2P 2EJ.
 Tel : 020 7332 3227 Fax : 020 7332 3536

Print Scale : 1 : 1 @ A3	Scale 1:750
Date : Dec 2016	
Drawn by : M.J.B.	
Drawing No : 5-C-39724	
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Simmons Bar, 20-21 Widegate Street, London, E1 7HP

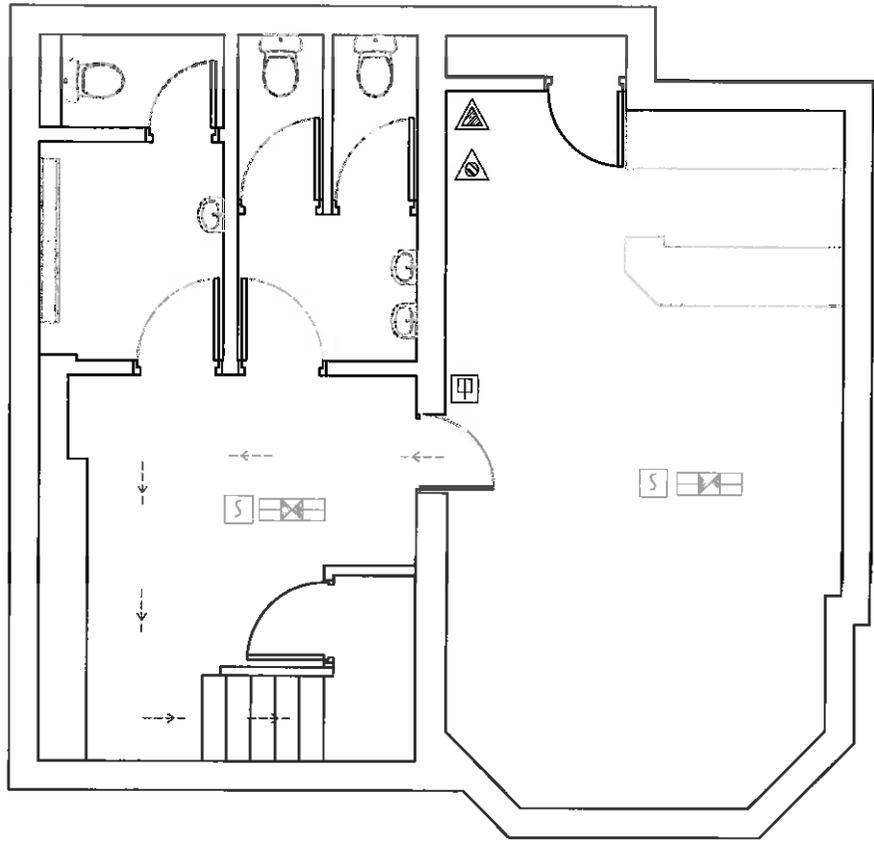
<u>Map Reference</u>	<u>Name</u>	<u>Maximum Permitted Hours for Alcohol Sales</u>
1. (653)	Cinammon Kitchen	Sun - Sat: 09:00 – 03:00
2. (435)	Lanes (MPW Steakhouse)	Thu - Sat: 10:00 – 02:00
3. (621)	Kings Stores	Thu – Sat: 07:00 – 00:30
4. (957)	Honest Burgers	Mon – Sat: 10:00 – 00:00
5. (620)	Sri Thong	Mon – Sat: 10:00 – 00:00
6. (436)	The Shooting Star (Astronomer)	Sun - Sat: 10:00 – 00:00
7. (73)	Boisdale of Bishopsgate	Sun – Sat: 10:00 – 23:00
8. (96)	Pitcher & Piano	Sun - Sat: 11:00 – 02:00
9. (126)	Dirty Dicks	Fri – Sat: 08:00 – 01:00
10. (954)	Badolina	Sun - Sat: 11:00 – 23:00
11. (774)	Nandos	Sun – Sat: 11:00 – 00:00
12. (88)	Woodin Shades	Thu – Sat: 10:00 – 01:00
13. (622)	Dil Chad	Mon – Sat: 10:00 – 00:00
14. (803)	The Breakfast Club	Sun - Sat: 07:00 – 00:00
15. (57)	Williams Wine & Ale House	Mon – Sat: 10:00 – 23:00
16. (998)	Canto Corvino	Mon – Sat: 08:00 – 00:00
17. (4)	Bishopsgate Institute	Sun – Sat: 11:00 – 23:30
18. (127)	Pizza Express	Mon – Sat: 10:00 – 23:00
19. (142)	Be At One	Sun – Sat: 08:00 – 01:00



WIDEGATE STREET

FIRE SAFETY PLANS
21 WIDEGATE STREET, LONDON, E1 7HP
GROUND FLOOR

-  Carbon Dioxide Extinguisher
-  Foam Extinguisher
-  Fire Alarm Manual Call Point
-  Smoke Detector
-  Warning Device Sounder
-  Control Panel Illuminated Signal
-  Exit Sign Internally Illuminated
-  Emergency Linear Enclosed
-  Escape Route, Direction to Follow
-  Escape Route, Final Exit



FIRE SAFETY PLANS
21 WIDEGATE STREET, LONDON, E1 7HP
BASEMENT

-  Carbon Dioxide Extinguisher
-  Foam Extinguisher
-  Fire Alarm Manual Call Point
-  Smoke Detector
-  Warning Device Sounder
-  Control Panel Illuminated Signal
-  Exit Sign Internally Illuminated
-  Emergency Linear Enclosed
-  Escape Route, Direction to Follow
-  Escape Route, Final Exit