



# **LICENSING (HEARING) SUB COMMITTEE**

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**Date: THURSDAY, 11 OCTOBER 2018**

**Time: 9.30 am**

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

**APPLICANT: WW Devonshire Ltd**

**PREMISES: External Courtyards,  
Devonshire Square, EC2M 4YE**

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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.<sup>1</sup>
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.

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<sup>1</sup> 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.



<b>Committee(s):</b> <b>Licensing Sub-Committee</b>	<b>Hearing Date(s):</b> <b>11 October 2018</b>	<b>Item no.</b> <b>1</b>
<b>Subject:</b> <b>Licensing Act 2003 - Application for a new premises license</b>		
<b>Name of premises:</b> <b>WW Devonshire Ltd</b> <b>Address of premises:</b> <b>External Courtyards, Devonshire Square</b> <b>EC2M 4YE</b>		
<b>Report of:</b> <b>Director of Markets and Consumer Protection</b>		<b>Public / <del>Non-Public</del></b>
<b>Ward (if appropriate): Bishopsgate</b>		

## **1 Introduction**

- 1.1 To consider and determine, by public hearing, the application for a new premises license under the Licensing Act 2003, taking into account the representations 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:  
**WW Devonshire Ltd**  
**c/o Legalinx Ltd**  
**1 Fetter Lane**  
**London EC4A 1BR**

was received by the City of London Licensing Authority on 23 August 2018 for a new premises licence in respect of the premises at:

**WW Devonshire Ltd  
External Courtyards  
Devonshire Square  
EC2M 4YE**

- 2.2 Full details of the application are contained in the copy of the Application Form at Appendix 1.
- 2.3 The application is to provide the following activities:

<u>Activity</u>	<u>Current Licence</u>	<u>Proposed</u>
Supply of Alcohol	N/A	Mon–Sun 10:00 – 22:00
Plays, Films, Live & Recorded Music and Performance of Dance	N/A	Mon–Sun 10:00 – 22:00

- 2.4 The premises is open to the public at all times of the day. The supply of alcohol is for on the premises only.
- 2.5 The Operating Schedule submitted by the applicant suggests a number of steps intended to be taken in order to promote the four licensing objectives. Those conditions which are consistent with the operating schedule and could be included on the licence are attached as Appendix 2.
- 2.6 The mandatory licence conditions can be found in the Licensing Act 2003, sections 19-21. Also, in the Schedules to The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 (as amended) and The Licensing Act 2003 (Mandatory Conditions) Order 2014.

### **3 Licensing History of Premises**

- 3.1 The warehouses at Devonshire Square date back to 1768 and were constructed by the East India Company. They were redeveloped in 2006 and now include mixed use of offices, shops, bars and restaurants. WeWork bought the freehold for the site in 2018 and seek to licence the Courtyards within the Square. Although there are individual licensed units inside the square the whole outside area has not had a premises licence before.

- 3.2 The premises are described as external spaces to be used for public entertainment and supply of alcohol on an occasional basis. Consumption of alcohol will be within the premises only.

### **Complaints**

- 3.3 There are no recent recorded complaints in respect of any of the venues within Devonshire Square.

## **4 Representations from Responsible Authorities**

- 4.1 There are no representations from any of the Responsible Authorities.

## **5 Representations From Other Persons**

- 5.1 There are three representations from ‘other persons’. The representations are against the granting of the licence until 22.00 primarily on the basis that if granted it will undermine the licensing objective of ‘the prevention of public nuisance’. The representations also request further conditions relating to signage, dispersal and contact details.
- 5.2 The representations can be seen in full as Appendix 3(i) to 3(iii).

## **6 Policy Considerations**

- 6.1 In carrying out its licensing functions, the Licensing Authority must have regard to its Statement of Licensing policy and 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.

Paragraphs 79 – 81 address the need of care when controlling noise particularly from those persons leaving a premises.

The boxed comment on page 19 states the need to strike a fair balance between the benefits to a community of a licensed venue, and the risk of disturbance to local residents and workers.

The boxed comment on page 19 also states an overriding policy principle namely, that each application will be decided on its individual merits.

The boxed comment on page 22 considers various factors that should be taken into account when considering whether any licensable activity should be permitted.

Paragraphs 115-121 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.

### **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 April 2017):

Chapter 2 of the guidance covers the four licensing objectives. In particular, paragraph 2.15 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 2.16 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 standardised 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 4. A key of those premises is included which indicates the maximum permitted hours for alcohol sales in respect of each premises along with the latest terminal hour for any other licensed activity if greater.
- 7.2 Plans of the premises are attached as Appendix 5.

## **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 representations, take such of the following steps as it considers appropriate for the promotion of the licensing objectives:
- i) grant the licence subject to any conditions consistent with the operating schedule modified to such extent as the Sub-committee considers appropriate for the promotion of the licensing objectives and include the mandatory conditions contained in Ss. 19-21 of the Licensing Act 2003;
  - ii) exclude from the scope of the licence any of the licensable activities to which the application relates;
  - iii) To refuse to specify a person in the licence as the premises supervisor;
  - iv) Reject the application.

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

9.2 Where a licensing authority takes one or more of the steps stated in paragraph 9.1 above the applicant, or the holder of the licence and/or a person who made relevant representations in relation to the application, may appeal the decision to the Magistrates' Court. Any appeal must be commenced within 21 days following notification of the decision to the appellant by the licensing authority.

## **10 Recommendation**

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

Prepared by           Andre Hewitt  
                              Licensing Officer

### **Background Papers**

<u>BACKGROUND PAPER</u>	<u>DEPT</u>	<u>FILE</u>
Corporation of London Statement of Licensing Policy (revised Jan 2017)  Statutory Guidance – 'Revised Guidance Issued Under Section 182 Of The Licensing Act 2003'. April 2017	MCP	5th Floor Walbrook Wharf  <a href="#">Statutory Guidance</a>

Last Date: 20.9.18

Appendix 1 726



Application for a premises licence to be granted  
under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We WW Devonshire Ltd  
(Insert name(s) of applicant)  
apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
All external courtyard spaces in Devonshire Square			
Post town	London	Postcode	EC2
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£not rated	

Part 2 - Applicant details

Please state whether you are applying for a premises licence as	Please tick as appropriate
a) an individual or individuals *	<input type="checkbox"/> please complete section (A)
b) a person other than an individual *	
i as a limited company/limited liability partnership	<input checked="" type="checkbox"/> please complete section (B)
ii as a partnership (other than limited liability)	<input type="checkbox"/> please complete section (B)
iii as an unincorporated association or	<input type="checkbox"/> please complete section (B)
iv other (for example a statutory corporation)	<input type="checkbox"/> please complete section (B)
c) a recognised club	<input type="checkbox"/> please complete section (B)
d) a charity	<input type="checkbox"/> please complete section (B)

- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a  
 statutory function or ☐  
 a function discharged by virtue of Her Majesty's prerogative ☐

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					



**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name WW Devonshire Ltd
Address  Fetter Lane London EC4A 1BR
Registered number (where applicable) 09280130
Description of applicant (for example, partnership, company, unincorporated association etc.)  Company
Telephone number (if any)
E-mail address (optional)

### Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
2	0	0
9	2	0
1	8	

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY
1	1	1
1	1	1
1	1	1
1	1	1
1	1	1
1	1	1
1	1	1

Please give a general description of the premises (please read guidance note 1)

External spaces to be used for public entertainment and supply of alcohol on an occasional basis

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

- |   |                                     |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A)  | <input checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B)  | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C)   | <input type="checkbox"/>            |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D)  | <input type="checkbox"/>            |
| e) live music (if ticking yes, fill in box E)   | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F)   | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G)  | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/>            |

Provision of late night refreshment (if ticking yes, fill in box I)

☐

Supply of alcohol (if ticking yes, fill in box I)

☒

In all cases complete boxes K, L and M

# A

<b>Plays</b> <b>Standard days and</b> <b>timings (please read</b> <b>guidance note 7)</b>			<b><u>Will the performance of a play take place</u></b> <b><u>indoors or outdoors or both – please tick</u></b> <b><u>(please read guidance note 3)</u></b>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here (please read guidance note 4)</u></b>		
<b>Mon</b>	<b>10.00</b>	<b>22.00</b>			
<b>Tue</b>	<b>10.00</b>	<b>22.00</b>			
<b>Wed</b>	<b>10.00</b>	<b>22.00</b>	<b><u>State any seasonal variations for performing plays (please read</u></b> <b><u>guidance note 5)</u></b>		
<b>Thur</b>	<b>10.00</b>	<b>22.00</b>			
<b>Fri</b>	<b>10.00</b>	<b>22.00</b>	<b><u>Not standard timings. Where you intend to use the premises for the</u></b> <b><u>performance of plays at different times to those listed in the column</u></b> <b><u>on the left, please list (please read guidance note 6)</u></b>		
<b>Sat</b>	<b>10.00</b>	<b>22.00</b>			
<b>Sun</b>	<b>10.00</b>	<b>22.00</b>			

# B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	10.00	22.00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	10.00	22.00			
Wed	10.00	22.00	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur	10.00	22.00			
Fri	10.00	22.00	<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	10.00	22.00			
Sun	10.00	22.00			

# C

<b>Indoor sporting events</b> <b>Standard days and</b> <b>timings (please read</b> <b>guidance note 7)</b>			<b><u>Please give further details (please read guidance note 4)</u></b>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	
<b>Mon</b>			
<b>Tue</b>			<b><u>State any seasonal variations for indoor sporting events (please</u></b> <b><u>read guidance note 5)</u></b>
<b>Wed</b>			
<b>Thur</b>			
<b>Fri</b>			<b><u>Non standard timings. Where you intend to use the premises for</u></b> <b><u>indoor sporting events at different times to those listed in the</u></b> <b><u>column on the left, please list (please read guidance note 6)</u></b>
<b>Sat</b>			
<b>Sun</b>			

**D**

<b>Boxing or wrestling entertainments</b> <b>Standard days and timings (please read guidance note 7)</b>			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick (please read guidance note 3)</u></b>		<b>Indoors</b> <input type="checkbox"/>
					<b>Outdoors</b> <input type="checkbox"/>
Day	Start	Finish	<b><u>Both</u></b> <input type="checkbox"/>		
Mon			<b><u>Please give further details here (please read guidance note 4)</u></b>		
Tue					
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainments (please read guidance note 5)</u></b>		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)</u></b>		
Sat					
Sun					

# E

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here (please read guidance note 4)</u></b>		
<b>Mon</b>	10.00	22.00			
<b>Tue</b>	10.00	22.00			
<b>Wed</b>	10.00	22.00	<b><u>State any seasonal variations for the performances of live music</u></b> (please read guidance note 5)		
<b>Thur</b>	10.00	22.00			
<b>Fri</b>	10.00	22.00	<b><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)</u></b>		
<b>Sat</b>	10.00	22.00			
<b>Sun</b>	10.00	22.00			



**F**

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	10.00	22.00	<u>Please give further details here</u> (please read guidance note 4)		
Tue	10.00	22.00			
Wed	10.00	22.00	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	10.00	22.00			
Pri	10.00	22.00	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	10.00	22.00			
Sun	10.00	22.00			

# G

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performances of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon	10.00	22.00			
Tue	10.00	22.00			
Wed	10.00	22.00			
			<b><u>State any seasonal variations for the performances of dances</u></b> (please read guidance note 5)		
Thur	10.00	22.00			
Fri	10.00	22.00			
			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat	10.00	22.00			
Sun	10.00	22.00			

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> <b>Standard days and timings (please read guidance note 7)</b>			<b>Please give a description of the type of entertainment you will be providing</b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)</u></b>	<b>Indoors</b>	<input type="checkbox"/>
<b>Mon</b>				<b>Outdoors</b>	<input type="checkbox"/>
				<b>Both</b>	<input type="checkbox"/>
<b>Tue</b>			<b><u>Please give further details here (please read guidance note 4)</u></b>		
<b>Wed</b>					
			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)</u></b>		
<b>Thur</b>					
<b>Fri</b>			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)</u></b>		
<b>Sat</b>					
<b>Sun</b>					


# I

<b>Late night refreshment</b> <b>Standard days and</b> <b>timings (please read</b> <b>guidance note 7)</b>			<b>Will the provision of late night refreshment</b> <b>take place indoors or outdoors or both –</b> <b>please tick (please read guidance note 3)</b>		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 4)</u>			
Mon						
Tue			<u>State any seasonal variations for the provision of late night</u> <u>refreshment (please read guidance note 5)</u>			
Wed			<u>Non standard timings. Where you intend to use the premises for the</u> <u>provision of late night refreshment at different times, to those listed</u> <u>in the column on the left, please list (please read guidance note 6)</u>			
Thur						
Fri						
Sat						
Sun						

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption</b> - please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	10.00	22.00			
Tue	10.00	22.00			
Wed	10.00	22.00			
Thur	10.00	22.00			
Fri	10.00	22.00			
Sat	10.00	22.00			
Sun	10.00	22.00			

**State the name and details of the individual whom you wish to specify on the licence as  
designated premises supervisor (Please see declaration about the entitlement to work in the  
checklist at the end of the form):**

	
<b>Issuing licensing authority (if known)</b> Islington	

# K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).**

None

# L

<b>Hours premises are open to the public</b> <b>Standard days and timings (please read guidance note 7)</b>			<b><u>State any seasonal variations (please read guidance note 5)</u></b>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	
<b>Mon</b>			
<b>Tue</b>			
<b>Wed</b>			<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)</u></b>  <b>The public spaces are always available for public use at all times of the day</b>
<b>Thur</b>			
<b>Fri</b>			
<b>Sat</b>			
<b>Sun</b>			

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

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

- 1. An event management plan will be produced for any occasion when licensable activity takes place under the licence. The event management plan will address potential noise nuisance, a dispersal plan, arrangements if under 18's are in attendance, and health and safety risk assessments**
- 2. The event management plan shall be delivered to the City of London Police and the Licensing Authority at least 10 working days before each event takes place**
- 3. The need for SIA security staff shall be risk assessed in relation to each event**

**b) The prevention of crime and disorder**

**See box a**

**c) Public safety**

**Health and safety risk assessments will be undertaken and all staff shall be trained therein**

**d) The prevention of public nuisance**

**Signs will be located at the exits to the licensed area to remind occupants that they should ensure that local residents are not disturbed by any licensable activity at the premises.**

**e) The protection of children from harm**

**Signs will be provided reminding occupants that alcohol should only be supplied to persons over the age of 18**

**Checklist:****Please tick to indicate agreement**

- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- ☐ [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).


**IT IS AN OFFENCE, UNDER SECTION 153 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**





**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

<b>Declaration</b>	<ul style="list-style-type: none"><li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li><li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li></ul>
<b>Signature</b>	
<b>Date</b>	23 <sup>rd</sup> August 2018
<b>Capacity</b>	Solicitors for applicant

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent** (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

<b>Signature</b>	
<b>Date</b>	
<b>Capacity</b>	

<b>Contact name (where not previously given) and postal address for correspondence associated with this application</b> (please read guidance note 14) Craig Baylis BCLP Adelaide House London Bridge			
<b>Post town</b>	London	<b>Postcode</b>	BC4R 9HA
<b>Telephone number (if any)</b>			
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b> 			

## Notes for Guidance

1. 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.
2. In terms of specific regulated entertainments please note that:
  - **Plays:** no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
  - **Films:** no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - **Indoor sporting events:** no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
  - **Boxing or Wrestling Entertainment:** no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - **Live music:** no licence permission is required for:
    - a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
    - a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - a performance of amplified live music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - **Recorded Music:** no licence permission is required for:
    - any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and

(b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

- **Dance:** no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - **Cross activity exemptions:** no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (Indoors may include a tent).
  4. For example the 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.
  5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  6. For examples (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  7. Please give 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.
  8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
  9. Please give 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 or the presence of gaming machines.
  10. Please list here steps you will take to promote all four licensing objectives together.
  11. The application form must be signed.
  12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
  13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
  14. This is the address which we shall use to correspond with you about this application.
  15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or

- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

#### **Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A current passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A current Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A full birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A certificate of registration or naturalisation as a British citizen, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A current passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A current Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A current Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, less than 6 months old, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

## **WW Devonshire Ltd – Conditions Consistent With The Operating Schedule**

- An event management plan will be produced for any occasion when licensable activity takes place under the licence. The event management plan will address potential noise nuisance, a dispersal plan, arrangements if under 18s are in attendance, and health and safety risk assessments.
- The event management plan shall be delivered to the City of London Police and the Licensing Authority at least 10 working days before each event takes place.
- The need for SIA security staff shall be risk assessed in relation to each event.
- Signs will be located at the exits to the licensed area to remind occupants that they should ensure that local residents are not disturbed by any licensable activity at the premises.
- Signs will be provided reminding occupants that alcohol should only be supplied to persons over the age of 18.

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**New Street**

**London**

**EC2M 4TP**

**12<sup>TH</sup> September 2017**

**To whom it may concern**

**My name is Adel Nakchbandi and I live at the above address with my wife and daughter. I have lived and worked in the City of London for approximately 28 years. I am writing in reference to an application for a new premises license made by WW Devonshire Square Ltd. EC2.**

**I would like to make representation regarding the application for the new premises license by WW Devonshire Square at EC2. Although I agree in principle to the license, I do request that you put in strict conditions regarding noise controls. This request is due to my family and I continually being woken up to the sounds of loud shouting and screaming from customers and staff leaving the Devonshire Square area (including the Old Bengal Bar) past licensing hours. Not only this, deliveries are made throughout the night and early morning, with cleaners arriving between 5 and 6am to receive these deliveries, occasionally setting off alarms and thus generating further disruption. Recently, a cleaning company using a motorised, water fed pole proceeded to clean the windows opposite my home in the middle of the night.**

**Over the past year I have continually asked the proprietors of these establishments concerned to consider the residents in the area, but to no avail. I am concerned that the noise will continue without suitable implementation of an adequate written dispersal policy to move customers from the premises. Please will you ensure that WW Devonshire Square display prominent signage at all exits leading to residential areas from the premises requesting that customers leave quietly. A suitable number of door supervisors should be on duty at the exits to ensure dispersal is controlled and quiet.**

**I would also request that WW Devonshire Square make available a contact telephone number to residents and also the City of London Licensing team to be used in the event of a complaint arising and I would like to be contacted should WW Devonshire Square Ltd request any variation to this License.**

**I would be grateful if you would consider these requests which affect not only my family but also the other residents in the area. The detrimental effect on our mental and physical health needs to be addressed.**

I enclose photographic evidence of a small sample of the recent disruption we have been subjected to.

I look forward to hearing from you.

Thank you

Yours faithfully



Adel Nakchbandi

**Date: 2018-08-31 06:39 Location: 51.5170944 N , -0.0792278 W**



**Date: 2018-08-31 06:39 Location: 51.5168750 N , -0.0788028 W**



**Date: 2018-08-31 06:39 Location: 51.5170222 N , -0.0792611 W**



**Date: 2018-08-31 06:40 Location: 51.5170111 N , -0.0790278 W**



**Date: 2018-08-31 06:40 Location: 51.5171500 N , -0.0789361 W**

**Date: 2018-08-30 00:48 Location: 51.5171278 N , -0.0792056 W**



**Date: 2018-08-30 00:48 Location: 51.5170250 N , -0.0793222 W**



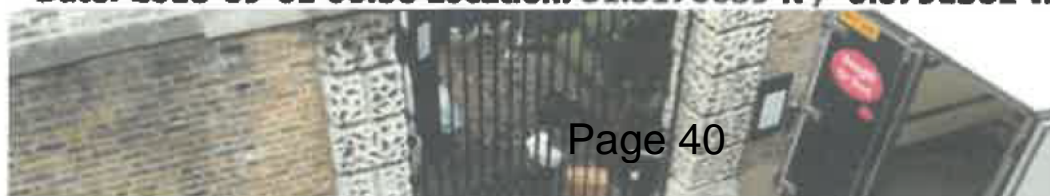




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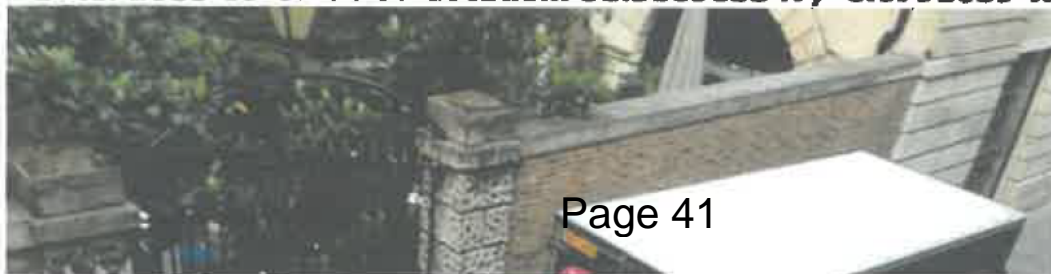




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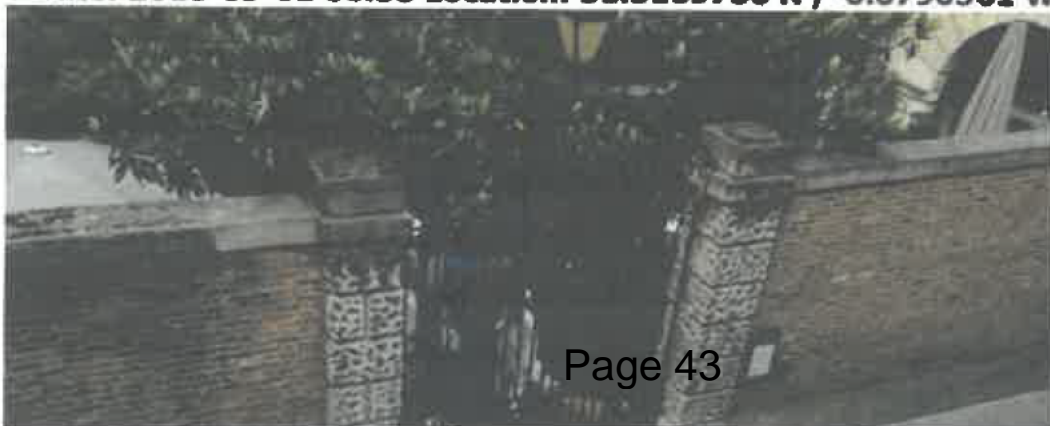




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**Date: 2018-09-01 06:58 Location: 51.5169750 N , -0.0790361 W**



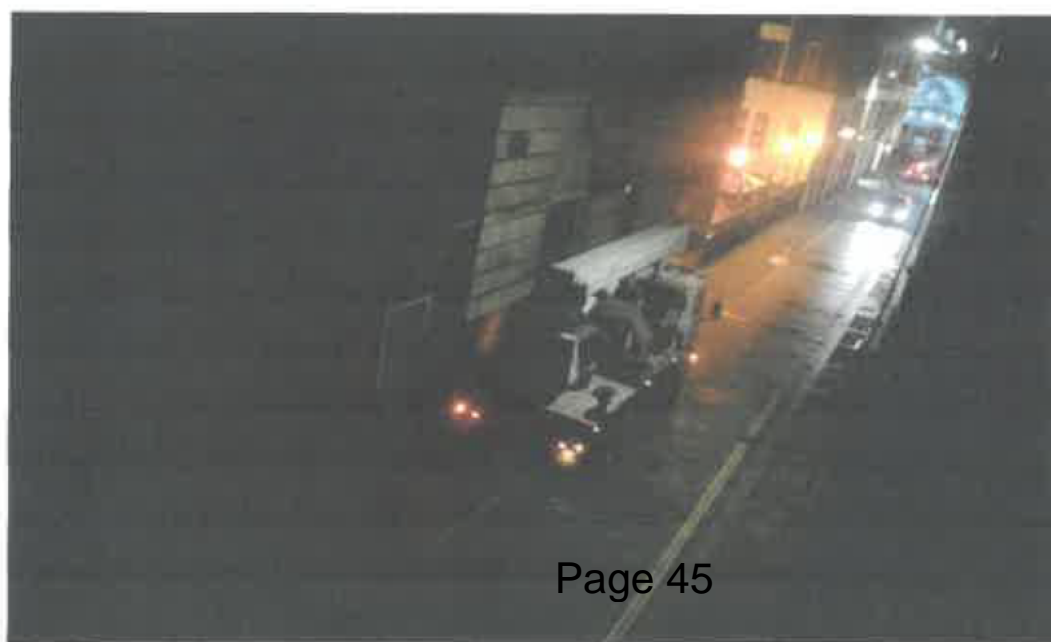




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**Date: 2018-08-30 00:48 Location: 51.5170389 N , -0.0793083 W**





**Date: 2018-08-29 09:56 Location: 51.5172917 N , -0.0792833 W**



**Date: 2018-08-30 00:48 Location: 51.5170472 N , -0.0791833 W**



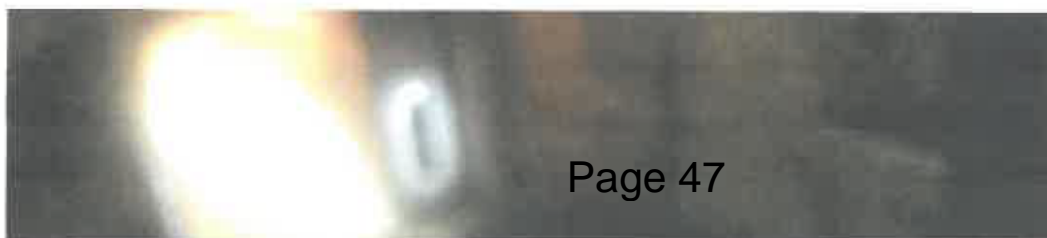


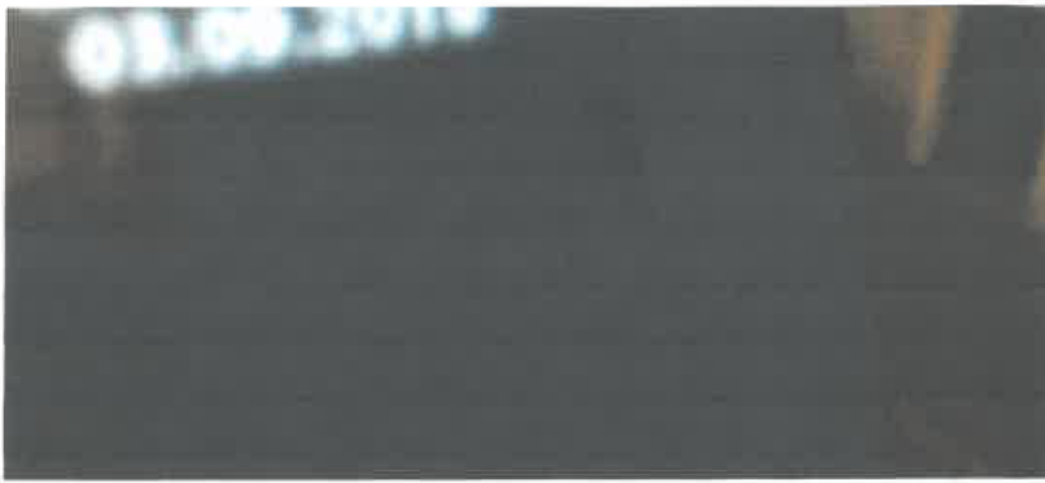


**Date: 2018-09-03 00:49 Location: 51.5170472 N , -0.0791889 W**



**Date: 2018-09-03 00:49 Location: 51.5170333 N , -0.0791889 W**

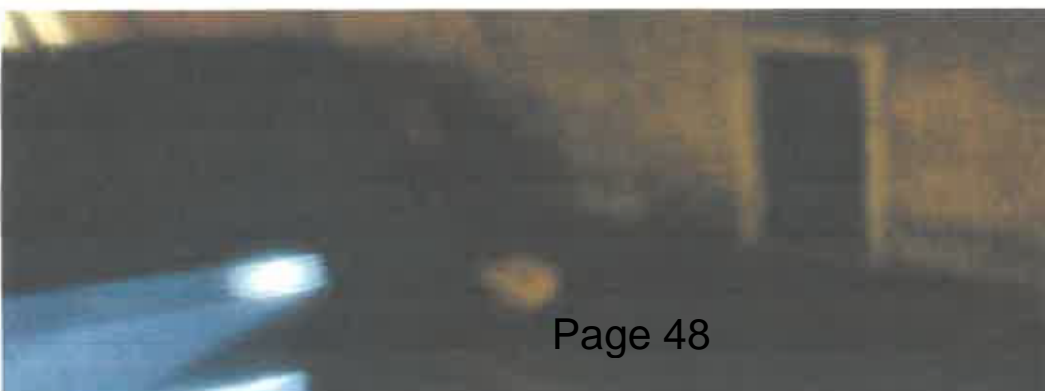




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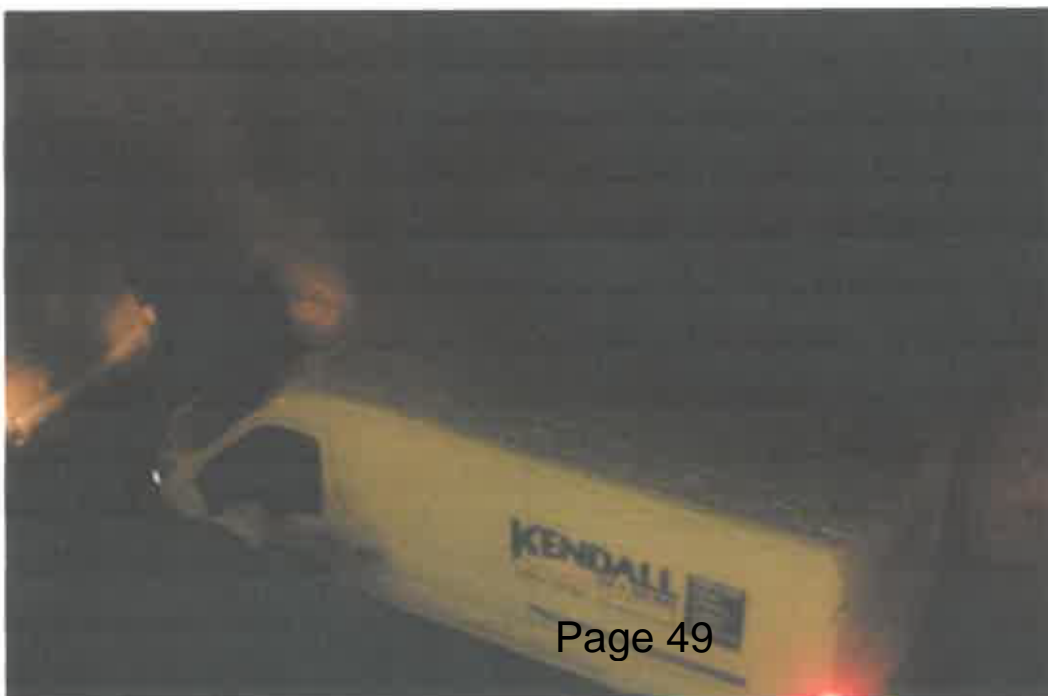


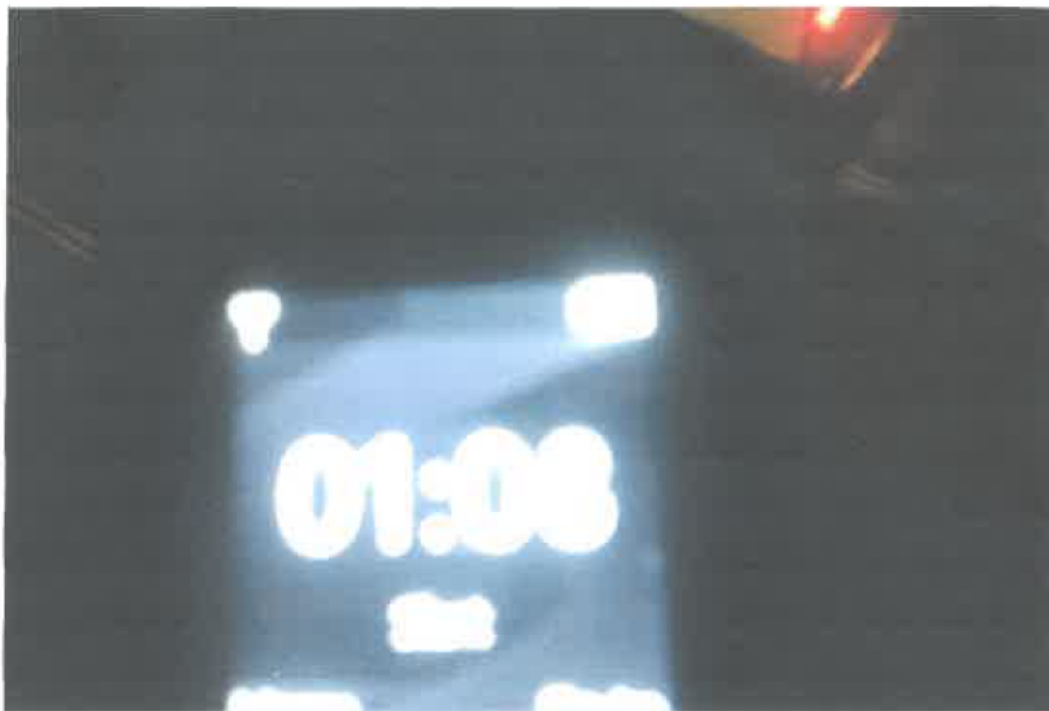
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**Date: 2018-09-03 01:03 Location: 51.5170972 N , -0.0791306 W**





**Date: 2018-09-03 01:03 Location: 51.5170583 N , -0.0790694 W**







**Date: 2018-09-05 02:58 Location: 51.5170472 N , -0.0792444 W**





**Date: 2018-09-05 02:58 Location: 51.5170472 N , -0.0792444 W**



**Date: 2018-09-05 02:59 Location: 51.5170556 N , -0.0790667 W**



**Date: 2018-09-05 02:59 Location: 51.5169944 N , -0.0791250 W**



**Date: 2018-09-05 02:59 Location: 51.5169944 N , -0.0791250 W**



**Date: 2018-09-05 06:46 Location: 51.5170861 N , -0.0789944 W**



**Date: 2018-09-05 06:47 Location: 51.5171167 N , -0.0791417 W**



**Date: 2018-09-05 06:47 Location: 51.5170778 N , -0.0791667 W**



**Date: 2018-09-05 06:47 Location: 51.5170472 N , -0.0790861 W**

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■ New Street  
London  
EC2M 4TP

Dear Sirs,

RE: Application made by WV Devonshire Ltd for a new premise licence for the public spaces at Devonshire Square, London EC2

I write this letter to express my opposition to the above application. I am a resident living in New Street.

The current noise levels from the busy Bishopsgate road is already something we need to bear.

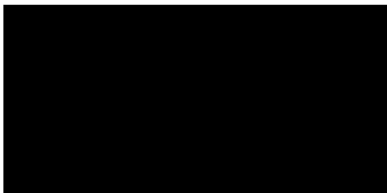
If this application is allowed to go through, then even more noise will be created from the other side and this will immensely disturb the residents, including me.

I work in London and therefore I need a quiet evening and night to sleep.

If this application is allowed to go through, there will be more events going into the night, more noise, more drunken disorder, more aggression. I strongly feel that this is not in the interest of all that live and work on New Street.

If a licence is to be given, then strict times for allowing events and the use of the licence should be attached to it. I would say 10am to 6pm is appropriate.

Thank you for your consideration.



Miss A Kensdale

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 New Street  
London  
EC2M 4TP

Dear Sirs,

RE: Application made by WV Devonshire Ltd for a new premise licence for the public spaces at Devonshire Square, London EC2

I write this letter to express my opposition to the above application. I am a resident living in New Street.

The current noise levels from the busy Bishopsgate road is already something we need to bear.

If this application is allowed to go through, then even more noise will be created from the other side and this will immensely disturb the residents

I am an Emergency Medicine doctor, so already I use ear plugs to drown out the noise when trying to sleep during day-time hours if working the night.

If this application is allowed to go through, there will be more events going into the night, more noise, more drunken disorder, more aggression. I strongly feel that this is not in the interest of all that live and work on New Street.

If a licence is to be given, then strict times for allowing events and the use of the licence should be attached to it. I would say 10am to 6pm is appropriate.

Thank you for your consideration.



Dr Sheeraz Ahmed

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## Premises Location Map



	Trade Name	Alcohol Closing Time	Late Night Refreshment Closing Time
1	External Courtyard		
2	Planet Organic	Midnight	Midnight
3	Kenza	03:00	03:00
4	Devonshire Terrace	03:00	03:00
5	Devonshire Terrace	22:00	03:00
6	Wework	23:00	Unlicensed
7	Wework Ground to 5th Floor	23:00	Unlicensed
8	Devonshire Club	03:00	03:00
9	Wework Ground to 8th Floors	23:00	Unlicensed
10	CH & Co, Squire Patton Boggs (UK) LLP	Midnight	05:00
11	The Magpie	Midnight	01:00
12	Mac and Wild	02:00	02:30
13	Cinnamon Kitchen	03:00	03:00

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