



LICENSING (HEARING) SUB COMMITTEE

Date: WEDNESDAY, 21 OCTOBER 2020

Time: 2.00 pm

**Venue: VIRTUAL MEETING ACCESSIBLE
REMOTELY – MEMBERS OF THE PUBLIC
CAN VIEW THE MEETING AT
<https://youtu.be/n8qVuUGKUhM>**

**APPLICANT:
Bloomsbury Leisure Holdings Ltd**

**PREMISES:
Gyoza Town, Ground and Basement,
43/45 Eastcheap, London, EC3M 1JA**

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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):	Hearing Date(s):	Item no.
Licensing Sub-Committee	21 October 2020	
Subject:		
Licensing Act 2003 - Public Hearing in Respect of an Application for the Grant of a Premises Licence		
Name of Premises: Gyoza Town Address of Premises: Ground and Basement, 43/45 Eastcheap, EC3M 1JA		
Report of:	Public / Non- Public	
Director of Markets and Consumer Protection		
Ward (if appropriate): Billingsgate		

1 Introduction and Purpose

- 1.1 The purpose of this Sub-Committee is to consider and determine, by public hearing, an application for the grant of a premises licence under the provisions of the Licensing Act 2003, taking into consideration the representation of one *other person* as detailed in paragraph 4, together with 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:

Bloomsbury Leisure Holdings Limited
Basement of Tavistock Hotel
Bedford Way
WC1H 9EU

was received by the City of London licensing authority on 27 August 2020 for the grant of a premises licence in respect of the premises:

Gyoza Town
Ground and Basement
43/45 Eastcheap
EC3M 1JA

2.2 Full details of the application can be seen as Appendix 1.

2.3 The application seeks permission for the sale of alcohol for consumption on and off the premises and other licensable activities as shown in the following table:

<u>Activity</u>	<u>Current Licence</u>	<u>Proposed Licence</u>
Sale of alcohol for consumption on and off the premises	N/A	Mon–Sat 12:00-00:00* Sun 12:00-23:30*
Recorded Music	N/A	Mon – Sat 10:00-00:00 Sun 11:00–23:30
Late Night Refreshment	N/A	Mon – Sat 23:00-00:00 Sun 23:00-23:30
Opening Hours	N/A	Mon – Sat 10:00-00:30 Sun 11:00–00:00

***N.B. the application was amended by the applicant to put back the earliest time for the sale of alcohol from 10:00 (Mon-Sat) and 11:00 (Sunday). (See Appendix 1c).**

- 2.4 The operating schedule submitted with the application suggests steps intended to be taken in order to promote one or more of the four licensing objectives. The operating schedule was amended twice during the period for representations in order to add further steps. Conditions consistent with this schedule which could be included as conditions on the premises licence are attached as Appendix 2.
- 2.5 The first amendment referred to in paragraph 2.4 was received on 1st September 2020 and added the addition of a dispersal policy and ‘no promoted events’ to the operating schedule (see Appendix 1a). The second amendment was received on 2nd September 2020 and added a reworded addition of CCTV to the operating schedule (see Appendix 1b).

3 Licensing History of Premises

- 3.1 This is a new application for a premises licence with no previous licensing history. That being the case there are no complaints recorded against the premises.

4 Representations From Other Persons

- 4.1 There is one representation from ‘another person’. The representation is against the granting of the licence primarily on the basis that if granted it will undermine the licensing objective of ‘the prevention of public nuisance’. It is also suggested that the granting of the application will undermine the licensing objective of ‘the prevention of crime and disorder’.

- 4.2 The representation can be seen in full as Appendix 3

5 Representations from Responsible Authorities

- 5.1 There have been no representations from any of the Responsible Authorities.

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 pages/sections/paragraphs of the City of London Corporation's Statement of Licensing Policy are particularly applicable to this application.
- 6.3 Pages 14-16 address the licensing objective 'The prevention of crime and disorder' and pages 19-22 address the licensing objective 'The prevention of public nuisance'.

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.

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

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 City of London Corporation's policy on setting conditions which may be applicable dependant on the step(s) taken by members as stated in paragraph ten of this report.

Statutory Guidance

The following sections/paragraphs of the statutory guidance issued under S182 of the Licensing Act 2003 are particularly applicable to this application (revised April 2018):

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.’ To which is added; ‘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 as Appendix 4. A key to those premises is included which indicates the maximum respective permitted hours for alcohol sales.
- 7.2 A plan of the premises can be seen 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 City of London 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 the grant of a premises licence in accordance with paragraph 9 of this report.

Prepared by Peter Davenport
 Licensing Manager
 07718 120721
 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 2017) Statutory Guidance – ‘Revised Guidance Issued Under Section 182 Of The Licensing Act 2003’. (April 2018)	MCP	3rd Floor Guild Hall Statutory Guidance

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**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 Bloomsbury Leisure Holdings Limited

(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 Gyoza Town Ground and basement, 43/45 Eastcheap,			
Post town	London	Postcode	EC3M 1JA

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£Not currently 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 * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)

- d) a charity 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 over		I am 18 years old or		<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 over		I am 18 years old or		<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)					

(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 Bloomsbury Leisure Holdings Limited
Address [REDACTED]
Registered number (where applicable) [REDACTED]
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start? **ASAP**

DD	MM	YYYY
A		

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

DD	MM	YYYY

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

The premises will trade as a bar and Gyoza/ dumpling bar to include drinking outside on the public highway.

The premises has traded as a licensed premises previously.

In making this application, the applicant has considered the City of London Licensing Policy, Code of Good Practice and Premises Self-Assessment Form. In particular, the application takes into account that there are no residential properties in the immediate vicinity likely to be affected by licensable activities at the premises.

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

N/A

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 type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input 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 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 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 J)



In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play 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 type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films 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 type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
			<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)		

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment 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 type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Tue					
			<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</u> (please read guidance note 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
			State any seasonal variations for the performance of live music (please read guidance note 5)		
Tue					
			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)		
Wed					
Thur					
Fri					
Sat					
Sun					

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 checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)					
Mon	10:00	00:00						
Tue	10:00	00:00						
Wed	10:00	00:00				<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	10:00	00:00						
Fri	10:00	00:00						
Sat	10:00	00:00						
Sun	11:00	23:30				<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)		

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Fri			<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> (please read guidance note 6)		
Sat			<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> (please read guidance note 6)		
Sun			<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> (please read guidance note 6)		

H

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

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>	
Day				Outdoors	<input type="checkbox"/>	
Start	Finish			Both	<input type="checkbox"/>	
Mon			23:00	00:00	<u>Please give further details here</u> (please read guidance note 4)	
Tue			23:00	00:00		
Wed			23:00	00:00		<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)
Thur			23:00	00:00		
Fri			23:00	00:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)	
Sat			23:00	00:00		
Sun			23:00	23:30		

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
Mon	10:00	00:00						
Tue	10:00	00:00						
Wed	10:00	00:00						
Thur	10:00	00:00						
Fri	10:00	00:00						
Sat	10:00	00:00						
Sun	11:00	23:30						
						Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		

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):

Name Jonathan Charles Dalton	
Date of birth [REDACTED]	
Address [REDACTED] West Hampstead	
Postcode	NW6 1HP
Personal licence number (if known) 16/11267/LIPT	
Issuing licensing authority (if known) London Borough of Camden	



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

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon			
	10:00	00:30	
Tue			
	10:00	00:30	
Wed			
	10:00	00:30	
Thur			
	10:00	00:30	
Fri			
	10:00	00:30	
Sat			
	10:00	00:30	
Sun			
	11:00	00:00	

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)

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)

A refusals and incident register ('the register') will be maintained in either electronic or physical format and any refusals or incidents occurring at the premises will be noted in the register. The register will record the date, time and name of the person making the record, along with the nature of the incident/ refusal and any action taken. A copy of the register will be made available to the council Licensing, police or Environmental Protection team upon request.

b) The prevention of crime and disorder

CCTV will be installed and operate at the premises when it is open to the public. CCTV will cover entrances and exits and any service counter. CCTV will be operated in line with data protection legislation in force at the time and provided to police officers when requested as part of an investigation of an identified crime in line with that legislation.

c) Public safety

No conditions offered in relation to public safety.

d) The prevention of public nuisance

A complaints log ('the log') will be maintained in either electronic or physical format and any complaints by residents in relation to noise or other potential public nuisance issues, such as odour from cooking etc, will be noted in the log. The log will record the date, time and name of the person making the record, along with the nature of the complaint and any action taken to rectify the complaint. A copy of the log will be made available to the council Licensing or Environmental Protection team upon request.

e) The protection of children from harm

All children will be accompanied by an adult.

A challenge 21 policy will be implemented at the premises and all staff shall be trained in the enforcement of the policy prior to being permitted to sell alcohol. Training records to be made available to the licensing authority on request. ID accepted as part of this policy will include a valid passport, photo ID driving licence, Id cards with Pass Mark or European ID cards or digital ID where a secure form of ID (as detailed above) has been registered with the digital ID provider as proof of age.

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 158 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.**

Declaration	<ul style="list-style-type: none"> [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). 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)
Signature	
Date	27 August 2020
Capacity	Solicitor to the applicant

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Piers Warne TLT Solicitors 1 Redcliff Street			
Post town	Bristol	Postcode	BS1 6TP
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) 			

Notes for Guidance

- 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 example (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.

From: Piers Warne
Sent: 04 September 2020 10:56
To: Breese, Robert
Cc: M&CP - Licensing ; Licensing Office ; Paul.Holmes
Subject: RE: Gyoza Town at Eastcheap (OFFICIAL - RECIPIENT ONLY).pdf

Dear Robert

My client has been in discussions with the minster for the church in near proximity to the premises. He has raised a concern about not wanting the premises to sell alcohol earlier than midday, which we are happy to agree to.

As such, please can I ask that the application is amended so that alcohol sales only begin at midday on any day.

In terms of whether you need an official representation to do so (I know some councils feel is necessary), although I do not agree when it relates to reducing hours on an application, please let me know and I will make a formal representation from my client. I have copied in the other officers we have been in discussion with for their information.

Obviously, should you receive an official representation from the church, please let me know.

Kind regards

Piers

Piers Warne
Legal Director
for TLT LLP

www.TLTsolicitors.com

<https://www.tltsolicitors.com/insights-and-events/insight/coronavirus-and-licensing-faqs/>

<https://www.tltsolicitors.com/insights-and-events/insight/home-deliveries-of-food-and-alcohol---licensing-qa/>

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Conditions Consistent with the Operating Schedule

- MCO1 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, 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.
- MC02 The premises will not hold promoted events, a promoted event being defined as follows: “A promoted event is an event where the musical entertainment is provided at any time by a disc jockey or disc jockeys one or some of whom are not employees of the premises licence holder and the event is (independent of the premises licence holder) promoted to the general public”
- MC03 A 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) any refusal of the sale of alcohol during the hours the premises is licensed to sell it
- 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.
- MC21 A ‘Challenge 21 Scheme shall operate to ensure that any person attempting to purchase alcohol who appears to be under the age of 21 shall provide documented proof that he/she is over 18 years of age. Proof of age shall only comprise a passport, a photo card driving licence, an EU/EEA national ID card or similar document, or an industry approved proof of age identity card.

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From: Piers Warne
Sent: 02 September 2020 13:00
To: Paul.Holmes
Cc: M&CP - Licensing; Licensing Office
Subject: RE: Gyoza Town at Eastcheap (OFFICIAL).pdf

Paul

Many thanks for the representation. Just to be clear, are you asking for the CCTV condition below to replace the CCTV condition we proposed in the application operating schedule?

If so, my client is happy to accept your proposal.

Kind regards

Piers

Piers Warne
Legal Director
for TLT LLP
www.TLTsolicitors.com

<https://www.tltsolicitors.com/insights-and-events/insight/coronavirus-and-licensing-faqs/>

<https://www.tltsolicitors.com/insights-and-events/insight/home-deliveries-of-food-and-alcohol---licensing-qa/>

From: Holmes Paul
Sent: 02 September 2020 11:08
To: Piers Warne
Cc: Licensing@cityoflondon.gov.uk; Licensing Office
Subject: Gyoza Town at Eastcheap (OFFICIAL).pdf

Classification: **OFFICIAL**

Piers, we have looked at the application and from a police perspective we would ask that the following conditions be included in the client's proposal, which you can amend with the Licensing Authority, if agreed by your clients. With the inclusion of these conditions, which address elements of the prevention of crime and disorder, we would have no objections to the application.

1. 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, 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.

2. The premises will not hold promoted events, a promoted event being defined as follows: "A promoted event is an event where the musical entertainment is provided at any time by a disc jockey or disc jockeys one or some of whom are not employees of the premises licence holder and the event is (independent of the premises licence holder) promoted to the general public"

Kind Regards



Paul M Holmes

Licensing Officer

Licensing Department | City of London Police

City of London (Police Licensing)

Guildhall North, London

EC2P 2EJ

[w www.cityoflondon.police.uk](http://www.cityoflondon.police.uk) † www.twitter.com/citypolice

From: Piers Warne
Sent: 01 September 2020 12:44
To: Breese, Robert
Cc: Crosby, Siobhan; Donal Rooney; M&CP - Licensing
Subject: RE: Re: New Premises Licence application - Bloomsbury Leisure Holdings Limited for the premises Gyoza Town at Basement & Ground Floor, 43-45 Eastcheap, London EC3M 1JA

Good morning Robert

I can confirm that my client is happy to agree to the two conditions proposed below.

Kind regards

Piers

Piers Warne
Legal Director
for TLT LLP
www.TLTsolicitors.com

<https://www.tltsolicitors.com/insights-and-events/insight/coronavirus-and-licensing-faqs/>

<https://www.tltsolicitors.com/insights-and-events/insight/home-deliveries-of-food-and-alcohol---licensing-qa/>

From: Breese, Robert
Sent: 28 August 2020 11:09
To: Piers Warne
Cc: Crosby, Siobhan; Donal Rooney; M&CP - Licensing
Subject: FW: Re: New Premises Licence application - Bloomsbury Leisure Holdings Limited for the premises Gyoza Town at Basement & Ground Floor, 43-45 Eastcheap, London EC3M 1JA
Importance: High

Hi Piers,

Please see below comments from our Pollution team in respect of this application, and indicate whether your client would be agreeable to adding the below two conditions to the application:

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.

Promoted events will not be held at the premises. A promoted event is an event where the musical entertainment is provided at any time by a disc jockey or disc jockeys one or some of whom are not employees of the licensee (premises licence holder) and the event is (independent of the licensee) promoted to the general public.

Thanks, Robert

Robert Breese
Licensing Officer

Markets & Consumer Protection
Licensing
www.cityoflondon.gov.uk

From: Crosby, Siobhan
Sent: 28 August 2020 10:59
To: M&CP - Licensing
Cc: Donal Rooney
Subject: FW: Re: New Premises Licence application - Bloomsbury Leisure Holdings Limited for the premises Gyoza Town at Basement & Ground Floor, 43-45 Eastcheap, London EC3M 1JA
Importance: High

Good Morning,

I would be keen to get a better understanding of what additional steps are being taken to mitigate noise from escaping from these premises, this unit only has single glazed windows.

As there is a number of sensitive residents living on St Mary At Hill I would like to ask that a documented dispersal policy be provided.

I would also recommend that the no promoted event condition be applied to this licence.

Siobhan Crosby
Environmental Health Officer
Pollution Team

Dept. of Markets & Consumer Protection
City of London, PO Box 270,
Guildhall, London, EC2P 2EJ

Web: cityoflondon.gov.uk/noise

Register non-road mobile machinery (NRMM) via this link: nrmm.london

Should you wish to provide feedback on the service you have received, please follow this link: surveymonkey.com/r/PHPP_Noise

NOTICE OF OBJECTION

TO

THE APPLICATION FOR A PREMISES LICENCE DATED 28 AUGUST 2020

In respect of 43/45 EASTCHEAP LONDON EC3M 1JA Ground floor & Basement

APPLICANT:- Bloomsbury Leisure Holdings Limited Application PDF(416KB)

GYOZA Application pdf (416KB)

OBJECTORS:- The Vicar, Churchwardens and Guild Church Council of

St. Margaret Pattens Church, Rood Lane, Eastcheap, EC3M 1HS

Application Details

1. To permit the sale of alcohol on and off the premises 10 am – 12midnight Monday to Saturday. 11am – 11.30pm Sunday.
2. In an e-mail to The Reverend Andrew Keep, Vicar, dated 4 September 2020 Mr Jonathon Dalton states “The revision will be that no alcohol sales will be pre 12 midday”. We presume the premises will still open at 10.00am.
3. To provide late night refreshments 11.00pm – 12midnight Monday- Saturday. 11pm - 11.30pm Sunday.
4. To Provide regulated entertainment such as recorded music 10am – 12 midnight Monday to Saturday. 11am – 11.30pm Sunday.

The Property

43/45 Eastcheap adjoins St Margaret Pattens Church and was formerly the Vicarage. The church is a Wren building, completed in 1687 after the Great Fire. There is a paved area in front of it, which was originally part of the Churchyard, at the junction of Rood Lane and Eastcheap. This churchyard is owned by the church and both are on consecrated land. The churchyard, with the Wren church and the tree in the centre, is an oasis of peace and tranquillity in our busy city. The main South door of the church is approached via the churchyard.

43/45 is a Georgian style building with ground floor, basement and two floors of offices above. The entrance is from Eastcheap and the west elevation overlooks the churchyard.

In recent decades appropriate office users have occupied the ground floor and basement, until recently when the use changed to catering. Manon Café struggled to find adequate clientele and closed a few months ago.

St Margaret Pattens Church is open every weekday for quiet prayer and contemplation for office workers and visitors to this tranquil environment and is used for meetings such as by Alcoholics Anonymous.

Regular services take place on weekdays and weekends in the day and sometimes evenings. There are weddings, funerals, memorial services, Remembrance Day services as well as services for the

Worshipful Companies of Pattenmakers and Basketmakers, who have long historical links with the church.

For financial sustainability, we rely on fee paying supporters who require a peaceful atmosphere and excellent acoustics, such as renowned choirs The Tallis Scholars and Stile Antico, during daytime and evenings and other regular users. We also allow the coffee vendor to use the churchyard, he quietly provides for office workers from early morning until the afternoon.

Reasons for Objection

Prevention of Public Nuisance

This is not an appropriate location for a 14 hours a day, evening and late night licensed premises providing alcohol, constant music and food throughout that time, seven days a week. Inevitably sound will be at a level to attract passers-by and entertain customers. This will cause disturbance and nuisance to users of the Church and others in the neighbourhood.

The Bloomsbury Group website displays all 16 of their existing premises. These premises are public houses and 6 more will be opening soon. For example, one nearby, the Raven Public House, Tower Bridge advertises “beer, pool hall and live music”. Whilst 43/45 is a smaller property it may well be managed in a similar way with customers congregating drinking, eating etc outside and spreading on to the Church forecourt (churchyard).

The occupiers of 43/45 Eastcheap have no rights or permission for staff or customers to use the churchyard. We fear staff will not be able to prevent customers spilling out on to the churchyard particularly in the evening.

St Margaret Pattens churchyard is a quiet area of peace and calm, admired by countless city workers and visitors. It is precisely the type of space that the City of London Noise Strategy intended to protect.

Noise from the premises will create a Public nuisance and interfere with people seeking refuge. It will interrupt services and deter choirs and other potential users from coming to the church, causing cultural and financial damage. It will also cause nuisance to other properties and neighbours in the area.

Prevention of Crime and Disorder

The requested hours of opening, 10.00am to Midnight are excessive. This will attract customers who wish to continue drinking late into the night. It will also lead to outside drinking and raucous behaviour, which will spill over into the churchyard. People will purchase off sales liquor to consume after the premises close, which will lead to noise and damage. We have found evidence of urinating and defecating in the churchyard in the past and this is likely to increase significantly.

The churchyard with its tree, although small in area extends to within inches of the applicants' premises and provides a transitional space between the public pavement and the church interior.

Its nature and use are particularly vulnerable to desecration and destruction by the proposed change of use to Licensed premises.

Conclusion

Most of the functions of the Church and supporters will be adversely affected by noise from continuous music, and people socialising and drinking next door and outside.

This is not an appropriate location for a day, evening and late-night licensed premises providing alcohol, music and food throughout that time, seven days a week. There are activities at the church that will be severely compromised with financial consequences and the public will lose an area of peace and quiet in our busy City.

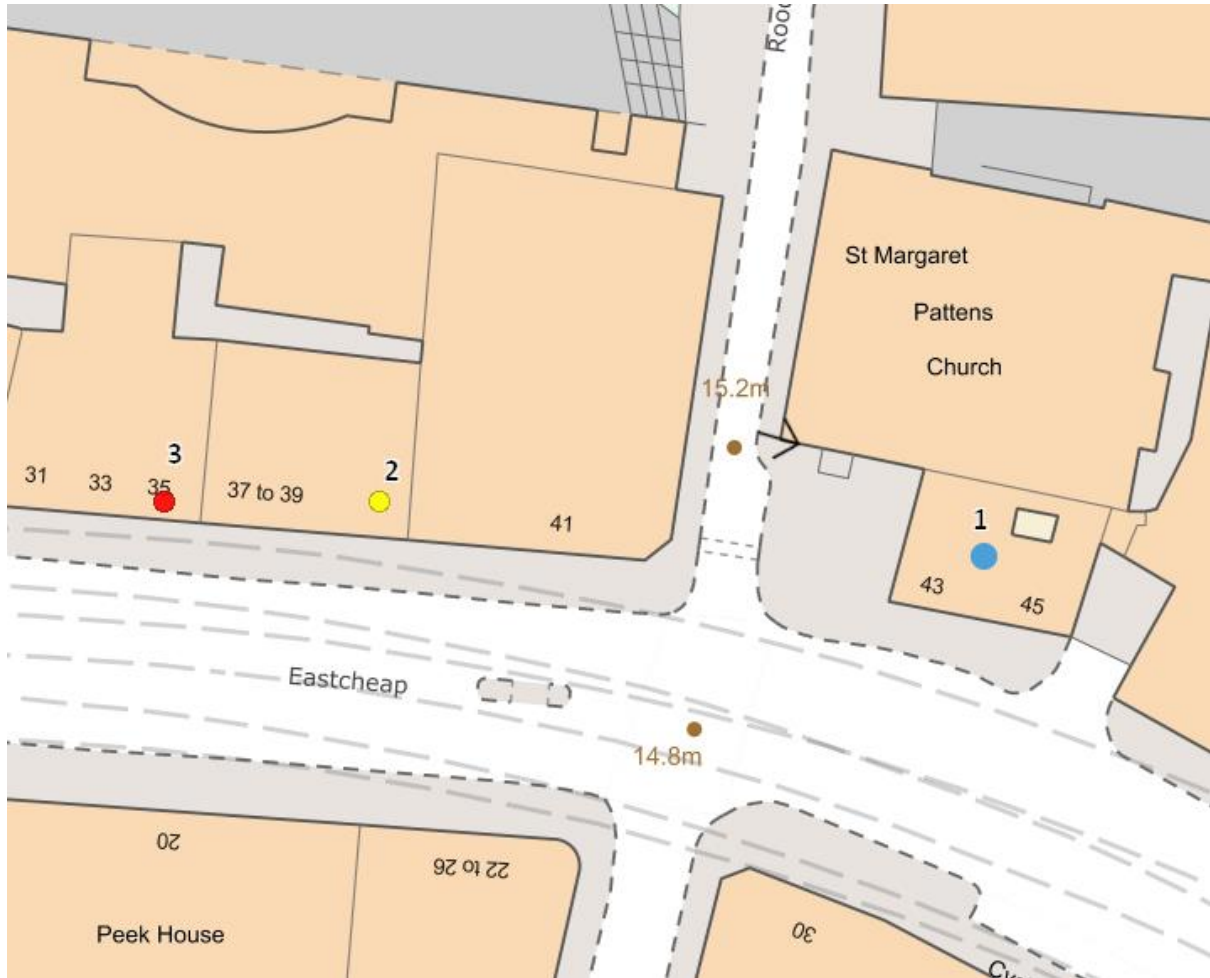
From the City Licence Register we note that there are 10 licensed premises (plus the WeWork office building at 51 Eastcheap and Tesco's store) in Eastcheap plus 2 in St Mary at Hill. Many are closed due to Covid-19 and several may not reopen. Therefore, it is likely that there will soon be other more suitable locations for new Licensed Premises available in the area.

Any amendments to the application will not satisfy our concerns.

We ask you to refuse the application.

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Premises Location Map
















	Trade Name	Alcohol Closing Time	Late Night Refreshment Closing Time
1	Gyoza Town		
2	Ballroom	Midnight	Midnight
3	Simmons	03:00	


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FIRE PREVENTION KEY

THE LOCATION AND TYPE OF ANY FIRE SAFETY AND OTHER FIRE SAFETY EQUIPMENT IS SHOWN AS IT IS AT PRESENT. THIS MAY BE VARIED FROM TIME TO TIME WITH THE AGREEMENT OF THE FIRE OFFICER OR AFTER FIRE RISK ASSESSMENT.

-  Fire Alarm Panel
-  Illuminated EXIT sign.
-  Areas to be covered by emergency lighting. (Layout to be provided by electrician for approval)
Emergency lighting to be installed in accordance with BS 5266 Part 1:1988 & to achieve min. lighting level of 0.2 Lux on all Escape Routes.
-  Break Glass Fire Alarm Call Point.
-  Automatic Smoke Detector with integral base sounder
-  Rate of Rise Heat Detector with integral base sounder
Fire Alarm System to be installed in accordance with BS 5839 Part 1:1988.
-  AFFF Extinguisher – 6 litre capacity.
-  Co2 Extinguisher – 2 kg capacity.
-  Dry Powder Extinguisher – 2.25 kg or 4.5 kg capacity.
-  Water Extinguisher – 9 litre capacity.
-  Fire Blanket – 1.2m x 1.2m.
- All fire fighting equipment to be in accordance with BS 5306.
-  CCTV camera– final locations TBC on site
-  RED LINE INDICATES EXTENT OF WHERE ALCOHOL IS SOLD

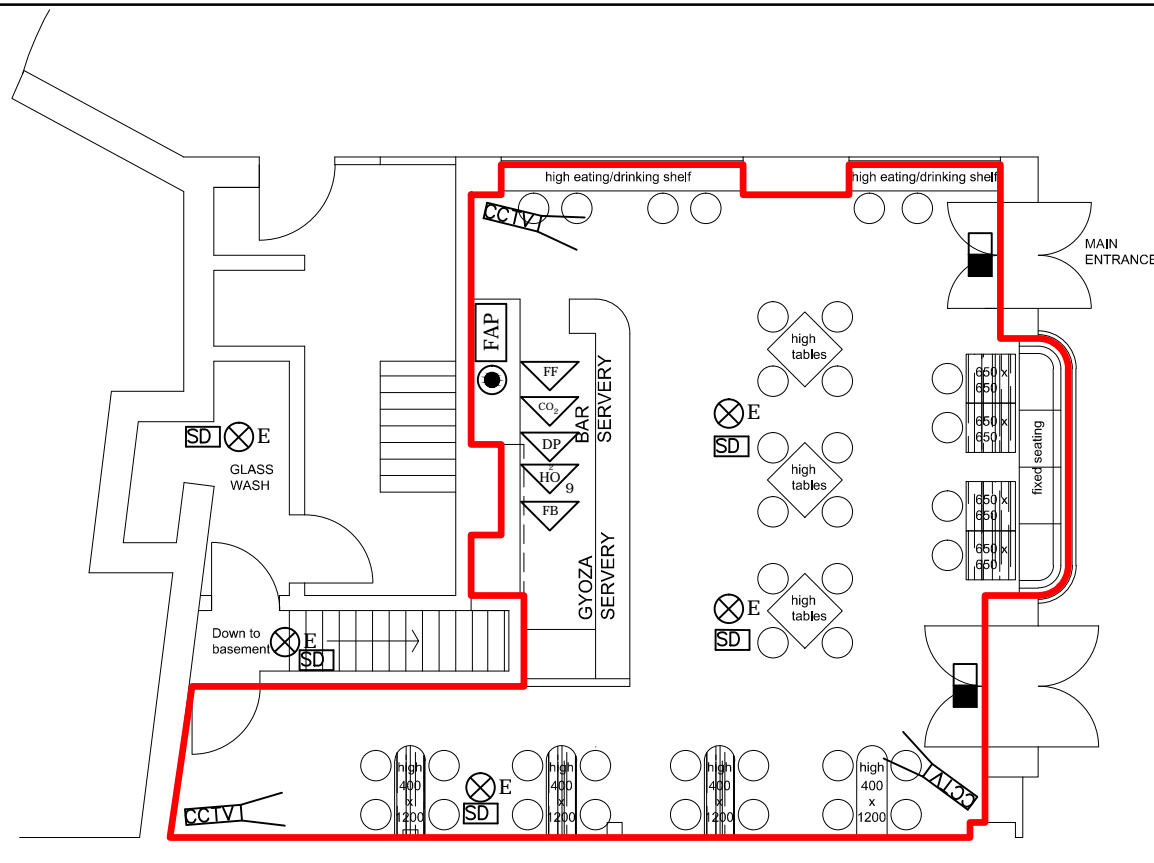
LICENSING KEY

Licensable Activities 

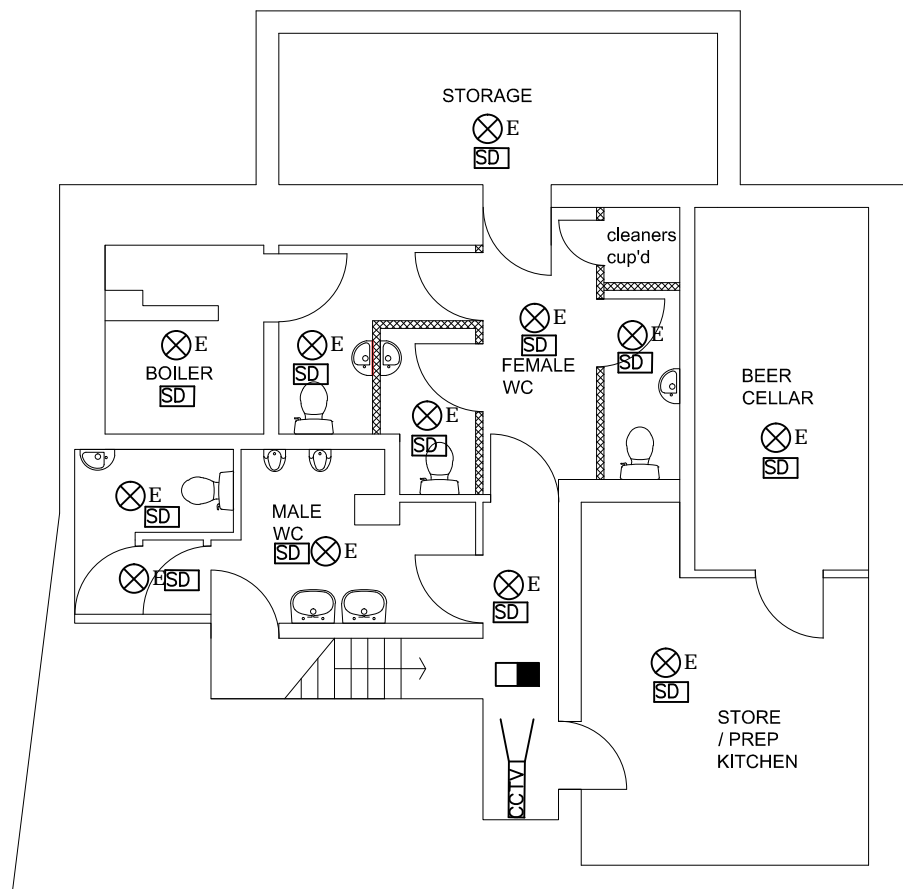
NOTES:

Items shown on this plan which are not part of the statutory requirements are shown for indicative purposes only. This would include loose or fixed furniture in certain circumstances, the position of toilet cubicles, CCTV cameras and fire safety equipment not specified in the Regulations. These are shown upon the plans for illustrative purposes only and may be moved at the discretion of the license holder.

The current location of fire safety equipment and other safety equipment is shown. These may be subject to variation in the future as necessary and where applicable in liaison with the Fire Officer.



PROPOSED GROUND FLOOR LAYOUT
Scale 1:50



PROPOSED BASEMENT LEVEL LAYOUT
Scale 1:50

REV	DATE	DETAILS	INITIAL
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PROJECT GYOZA TOWN
EASTCHEAP
LONDON
CLIENT JON DALTON
BLOOMSBURY LEISURE

TITLE LICENSING PLAN
GROUND FLOOR &
BASEMENT

DRG No. 110-00 SCALE 1:100 @ A3

DRN BY K.R CHK BY DATE 21/08/20



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