

**LICENSING (HEARING) SUB COMMITTEE**  
**WEDNESDAY, 4 SEPTEMBER 2013**

**APPLICANT:** Mr Christopher Peel, on behalf of Evans and Peel  
**PREMISES:** Apium Noodle Bar, 50 – 52 Long Lane, Smithfield  
 EC1A 9EJ

**PRESENT**

**Sub Committee:**

Marianne Fredericks CC (Chairman)  
 Deputy John Barker  
 Judith Pleasance CC

**In attendance:**

**City of London Officers:**

Julie Mayer -Town Clerk's Department  
 Paul Chadha-Comptroller & City Solicitor's Department  
 Andrew Hewitt - Markets & Consumer Protection Department

**Applicant:**

Mr Christopher Peel – Evans and Peel Ltd

**Representation of objection:**

Mr G Lawrence CC – Chairman of the Smithfield Market Traders' Association

**Licensing Act 2003 (Hearings) Regulations 2005**

- 1) A public Hearing was held at 10.00 AM in the Committee Rooms, Guildhall, London, EC2, to consider the representations submitted in respect of an application for the Apium Noodle Bar, 50-52 Long Lane, Smithfield EC1A 9EJ

<u>Activity</u>	<u>Current Licence</u>	<u>Proposed Licence</u>
Sale of Alcohol (on and off sales)	Mon-Wed 11:30 – 15:00	<b>Mon-Sat 10:00 – 00:00</b>
	17:30 – 23:00	<b>Sun 10:00 – 23:00</b>
	Thu-Fri 11:30 – 23:00	
	Sat 11:30 – 15:00	
	17:30 – 23:00	
	Sun not licensed	
Recorded Music	Mon-Wed 11:30 – 15:00	<b>Mon-Sat 08:00 – 00:30</b>
	17:30 – 23:00	<b>Sun 08:00 – 23:30</b>
	Thu-Fri 11:30 – 23:00	

	Sat 11:30 – 15:00 17:30 – 23:00 Sun not licensed	
Late Night Refreshment	Not currently licensed	<b>Mon-Sat 23:00 – 00:00</b> <b>Sun not requested</b>

The Sub Committee had before them a report of the Director of Markets and Consumer Protection, which appended copies of:-

APPENDIX 1 – Copy of Application  
APPENDIX 2 – Copy of Licence  
APPENDIX 3 – Current Conditions  
APPENDIX 4 – Conditions Consistent with Operating Schedule  
APPENDIX 5 – Representation by Mr G Lawrence  
APPENDIX 6 – Map of subject premises  
APPENDIX 7 – Current Plans  
APPENDIX 8 – New Plans

- 2) The Hearing commenced at 10 am.
- 3) The Chairman opened the Hearing by introducing herself, along with the other Member of the Sub Committee, the officers present and the nature of the application.
- 4) No Members of the Sub Committee made declarations.
- 5) The Applicant sought a variation to extend the permitted hours as set out in paragraph (1) above.
- 6) In the absence of the objector, the Chairman invited Mr Peel to present his application.
- 7) Mr Peel set out his application for a themed restaurant, similar to an American 'speakeasy'. The Panel noted that the application was not for a bar and alcohol would only be served with food. Off sales would be in sealed containers; they are often purchased as gifts in presentation boxes.

- 8) The applicant had consulted widely with the local community, inviting them to inspect the site. He had tried to contact Mr Lawrence and would continue to do so, in order to address any concerns he might have. He would be closing at midnight, given the volume of traffic, from the market trade, from 1am onwards. The Panel noted that the pavement along Long Lane had quite a steep drop curb and therefore, patrons would need to disperse at the crossing, away from the premises.
- 9) In response to questions from the panel, the Applicant explained that, given the high rentals in the area, he sought to make his business sustainable by extending the lunchtime trade into early evening. Given the small kitchen, the number of covers would be limited to 50 upstairs and 30 downstairs and children would not be permitted after 6pm.
- 10) The sub committee retired to consider its decision.
- 11) **It was the Sub Committee's decision to grant the Variation of permitted hours, as set out in paragraph 1 above.**
- 12) The Sub Committee went on to consider whether it was necessary and appropriate to impose any additional conditions upon the licence and concluded that it was not. The 'grandfathering' condition of serving alcohol with a meal would be retained. It was also agreed that suggested conditions MC01 and MC15 could be removed as they were now covered by the City of London's Licensing Code of Best Practice.
- 13) The Applicant was encouraged to take the City of London's Code of Good Practice for Licensed Premises and Risk Assessment Guidance into consideration with regard to the premises.

**Contact Officer: Julie Mayer**  
**Tel. no. 020 7332 1410**  
**E-mail: [julie.mayer@cityoflondon.gov.uk](mailto:julie.mayer@cityoflondon.gov.uk)**