

Committee(s):	Date(s):
Licensing	21 October 2013
Subject: Delegated decisions of the Director of Markets and Consumer Protection pertaining to premises licences.	Public
Report of: Director of Markets and Consumer Protection	For Information
<p>Summary:</p> <p>This report details the premises licences, and variations to premises licences, granted under the Licensing Act 2003 by the Licensing Service from 1 July 2013 to 30 September 2013. It does not include any premises where Members have been involved in the decision making process i.e. decisions made at licensing sub-committee hearings.</p> <p>The report gives a summary of the enforcement action taken under the Licensing Act 2003 between 1 July 2013 and 30 September 2013. This report also presents data from the ‘traffic light’ risk scheme introduced within the City of London on 1 April 2013. The data covers the period 1 Apr 2013 to 31 August 2013.</p>	

Main Report

Premises Licence Applications

1. Pursuant to the instructions from your committee, I attach for your information a list detailing ‘premises licence’ applications (Appendix I) and variations (Appendix II) granted by the Licensing Service between 1 July 2013 and 30 September 2013.
2. The report also contains information appertaining to the number of personal licences issued. This information is also contained in Appendix II.
3. Any questions of detail concerning premises licences can be obtained from the Corporation’s public register which can be found on <http://www.cityoflondon.gov.uk/business/licensing/beer-and-entertainment/Pages/Search-the-public-register.aspx>. or by contacting Peter Davenport, Licensing Manager, on extension 3227 or by email to the Licensing Team at licensing@cityoflondon.gov.uk.

4. Appendix IV details the conditions attached to the premises licences listed in Appendices I and II.

Routine Enforcement

5. This report also outlines the enforcement activity of the Licensing Service in relation to premises with a licence granted under the Licensing Act 2003 (Appendix III). The table in Appendix III shows the number of visits undertaken, number of complaints received and the number of enforcement actions taken. Enforcement actions include warning letters, notices, simple cautions, legal proceedings etc.
6. Appendix III provides data from 1 July 2013 to 30 September 2013.
7. Licensing Officers undertake routine enforcement visits checking on premises licence conditions where there are concerns, e.g. closing times, compliance with Temporary Event Notices and managing numbers of people consuming alcohol outside venues, and also in response to complaints. The Departmental Policy Statement on Enforcement is followed prior to escalating action and taking legal proceedings.
8. The Departmental Policy Statement on Enforcement conforms to the Regulators' Compliance Code and the regulatory principles required under the Legislative and Regulatory Reform Act 2006. It sets out the general principles and approach which Officers are expected to follow and addresses issues of proportionality, consistency, targeting, transparency and accountability.
9. More widely, enforcement arrangements are currently coordinated at the Licensing Liaison Partnership meetings that are held monthly and are attended by representatives from all enforcement agencies. Joint visits are organised via this forum and subsequent reports are used to add to the top level premises list that comprises those premises that have accrued the most points under the 'traffic light' risk scheme. These are then targeted by relevant enforcement officers.
10. This report details data produced from the 'traffic light' risk scheme for the period of 1 April 2013 to 31 August 2013. 8 premises have accrued a sufficient number of points to turn 'Red' and 7 premises a sufficient number to turn 'Amber'. Further details can be seen in Appendix V.
11. There is a very good working relationship between the PH&PP Licensing Team, The City of London Police Licensing Team and the PH&PP Pollution Control Team, all of whom are based at Walbrook Wharf.

12. The Memorandum of Understanding (MoU) between the City of London Police and the Markets and Consumer Protection Department agreed in November 2011 outlines specific arrangements for cooperation between the Licensing Teams.
13. The other City Corporation Department that is routinely involved in enforcement is the Department of the Built Environment (DoBE). Where it appears that a material change of use has occurred, or there is a failure to comply with any condition attached to a planning permission or a breach of planning controls, when it is expedient to do, officers from this Department seek authorisation to take enforcement action under the Town and Country Planning Act 1990.

Response to complaints

14. Any complaints about licensed premises are dealt with by the relevant agency/team, e.g. crime and disorder – Police, fire safety – London Fire Brigade. As far as PH&PP are concerned, complaints relating to the conditions on a licence will be dealt with in the first instance by the Licensing Team, but if there are noise issues the Pollution Team will also be involved.
15. Investigations are undertaken and if there are grounds for a review of the licence in relation to the licensing objectives, then the responsible authorities can apply accordingly. In practice, potential applications are considered at the Licensing Liaison Partnership meetings, and agencies/authorities support one another in providing evidence and making applications.

Implications

16. There are no financial, legal or strategic implications that arise from this report

Background Papers:

None

Contact:

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Appendix I

New Licence Applications Issued by way of Delegated Authority (Jul-Sep 2013)

Name	Address	Ward	Details	Time
Co-Op	55 Ludgate Hill	Farringdon Within	A, L	01:00
AIG Europe Ltd	58 Fenchurch Street	Tower	A	23:00
Enoteca	21 Watling Street	Cordwainer	A, (f)	00:00
Pictet Asset Mngt	120 London Wall	Coleman Street	A, L	00:00
Bacari	25 Wormwood Street	Bishopsgate	A, (f)	00:00
St. Swithins Bistro	21-23 St Swithins Lane	Candlewick	A	23:00

Total Licences Issued = 6

Key to Details:

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|----------------------------|---------------------------|
| A Sale of Alcohol | (e) Live Music |
| L Late Night Refreshment | (f) Recorded Music |
| (a) Plays | (g) Performances of Dance |
| (b) Films | (h) Making Music |
| (c) Indoor Sporting Events | |
| (d) Boxing or Wrestling | |

Times stated are the latest terminal hour for at least one of the licensable activities.

Number of Licences by Ward Order

WARD	No.
Bishopsgate	1
Candlewick	1
Coleman Street	1
Cordwainer Street	1
Farringdon Within	1
Tower	1

Appendix II

Licence Variations Issued by way of Delegated Authority (Jul-Sep 2013).

Name	Address	Ward	Details
Grange St Pauls	10 Godliman Street	Castle Baynard	<ul style="list-style-type: none"> • To permit the sale of alcohol in the St Pauls Suites to residents only.
Burger Lobster	1 Bread Street	Cordwainer	<ul style="list-style-type: none"> • Extension of terminal hour to 01:00 Mon-Sat
Williams Ale & Wine House	22-24 Artillery Passage	Bishopsgate	<ul style="list-style-type: none"> • Extension of terminal hour to 00:00 Thu-Sat
The Chancery	9 Cursitor Street	Farringdon Without	<ul style="list-style-type: none"> • Variation of layout and extension of terminal hours to 03:00 Mon-Sun
Dirty Martini	158 Bishopsgate	Bishopsgate	<ul style="list-style-type: none"> • Variation of layout and extension of terminal hours to 03:00 Mon-Sat
Vintry	119 Cannon Street	Candlewick	<ul style="list-style-type: none"> • Remove condition to permit off sales in unsealed containers
Slug & Lettuce	5-11 Fetter Lane	Castle Baynard	<ul style="list-style-type: none"> • Extension of terminal hours to 02:00. Removal of outdated conversion conditions.

Total Variations = 7

Number of Licences by Ward Order

WARD	No.
Bishopsgate	2
Candlewick	1
Castle Baynard	2
Cordwainer	1
Farringdon Without	1

Personal Licences Issued by way of Delegated Authority

01 Jul 2013 – 30 Sep 2013 7

**Enforcement Action Carried out Under the Licensing Act 2003
1 July 2013 - 30 September 2013**

Total Number of Inspections	55
Number of Warning Letters	6
Number of Premises advised	7
Number of simple cautions	0
Number of suspension notices	13
Paid prior to suspension	7
Licence lapsed*	2
‘Dead’ Suspensions**	3
‘Live’ Suspensions***	1

*Licences are deemed lapsed in circumstances where the licence holder no longer exists e.g. a company has gone into liquidation.

**A ‘dead’ suspension is where the premises is closed but there is no evidence to suggest that the licence holder is still in existence. If the licence holder returns to the premises the outstanding fee will have to be paid in order for the licence to be resurrected.

***A ‘Live’ suspension is where the premises is still trading and can now no longer carry on licensable activities until the licence fee has been paid.

Number of complaints received 36

<u>Complaint type/description</u>	<u>Date Received</u>	<u>Ward</u>	<u>Outcome</u>
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Grand Union, The Blue Anchor Public House, Rolls Passage, London, WC2A 1EL.

Loud Music and noisy people outside PH	25/09/2013	Farringdon Without	Resolved informally
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Patch, 58-62 Carter Lane, London, EC4V 5EA.

Noise from people outside and loud music	20/09/2013	Farringdon Within	In progress
Loud music and patrons outside	16/08/2013	Farringdon Within	Informally resolved
Noise of patrons outside and amplified music from 6:30 pm onwards,	16/08/2013	Farringdon Within	Unresolved
Noise of patrons outside and amplified music	08/08/2013	Farringdon Within	In progress
Noise from patrons outside	25/07/2013	Farringdon Within	Unresolved
Noise from amplified music	19/07/2013	Farringdon Within	No action required

The Brewery on Chiswell Street Ltd, Chiswell Street, EC1Y 4SA.

Noise from people leaving shouting in the street	13/07/2013	Coleman Street	Resolved informally
Noise from Loud Music	06/07/2013	Coleman Street	Unresolved
Noise from people standing outside	12/09/2013	Coleman Street	In progress

Arts Centre, Barbican Arts And Conference Centre, Silk Street, London, EC2Y 8DS.

Early morning noise originating from deliveries being made to the Barbican Centre	02/09/2013	Cripplegate	Referred to Barbican
Noise from people talking/shouting in outside/conservatory area of the Barbican Centre - due to an event being held there.	05/09/2013	Cripplegate	No action required
Noise from people on the Compass restaurant terrace and windows having been left open at Searcys. Also noise from deliveries	20/08/2013	Cripplegate	Informally resolved
Noise from fan has got loud again after it was resolved last year	20/08/2013	Cripplegate	In Progress

DAB Club, 14 Long Lane, London, EC1A 9PN.

Very Loud music at the DAB night club	24/08/2013	Farringdon Within	Resolved informally
Loud amplified music	18/08/2013	Farringdon Within	Resolved informally
Loud beat & boom from music from club	30/08/2013	Farringdon Within	Resolved informally

Mansell Street Estate Community Centre

Music noise from community centre	01/07/2013	Portsoken	Resolved informally
Music noise from community centre	01/07/2013	Portsoken	Resolved informally

Conservatory, Barbican Arts And Conference Centre, Beech Street, London.

Wedding crowd making a lot of noise while photos being done	03/08/2013	Cripplegate	Informally resolved
Noisy crowd of people related to event	31/07/2013	Cripplegate	Informally resolved

Rack & Tenter P.H., Tenter House, Tenter House, 45 Moorfields, London.

Noise from patrons drinking outside	04/09/2013	Coleman Street	Informally resolved
Noise from patrons drinking outside	27/08/2013	Coleman Street	No action possible

Volupte Lounge, 7-9 Norwich Street, London, EC4A 1EJ.

Loud music + people in the street smoking	16/09/2013	Farringdon Without	In progress
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The Hung Drawn & Quartered, The Hung Drawn And Quartered Public House, 27 Great Tower Street, London, EC3R 5AQ.

Loud music	07/09/2013	Tower	Resolved informally
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Clause Club, 1 Lovatt Lane

Noise from car stereos parked in botolph street - patrons of Clause in Lovatt Lane	26/08/2013	Bridge	In progress
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The Cuban, Retail Unit 2b, 1 Ropemaker Street, London, EC2Y 9AW.			
Noise from persons near club	06/07/2013	Coleman Street	Informally resolved
The Butcher's Hook and Cleaver, The Butcher's Hook And Cleaver Public House, 61 West Smithfield, London, EC1A 9DY.			
Email rec'd re noise from the above pub	08/07/2013	Farringdon Without	Informally resolved
The Olde Wine Shades, 6 Martin Lane, London, EC4R 0DJ.			
Noise from amplified music escaping from the Olde Wine Shades wine bar - loud dance music with a heavy bass line.	18/07/2013	Candlewick	Informally resolved
Common Parts, Stationers Hall, Stationers Hall, Stationers Hall Court, London.			
Loud music from a party at Stationer's Hall	26/07/2013	Farringdon Within	In progress
Cheshire Cheese, The Cheshire Cheese Public House, 48 Crutched Friars, London, EC3N 2AP.			
Noise from loud music coming from the Chesire Cheese every Friday and Saturday.	29/07/2013	Tower	Informally resolved
The Shakespeare, The Shakespeare Public House, 2 Goswell Road, London, EC1M 7AA.			
Noise from patrons outside	06/08/2013	Cripplegate	Resolved informally
Pelt, Dowgate Hill			
Noise from deliveries and blocking of pavement	07/08/2013	Dowgate	Resolved informally
Lattey & Dawe Solicitors, 21 Liverpool Street, Ec2m 7rd.			
Noise from a rock band outside McDonalds across from 21 Liverpool Street.	07/08/2013	Bishopsgate	Resolved informally
Be At One, 28 King William Street, London, EC4R 9AT.			
Noise caused by refuse collections	12/08/2013	Candlewick	Resolved
Camino Resturant Bar, 33 Black Friars Lane, London, EC4V 6EP.			
Noise from a party for staff from restaurant	16/08/2013	Farringdon Within	Resolved

Conditions Applied to Licences Granted by way of Delegated Authority

Co-Op

None

AIG Europe Ltd

1. The provision of licensable activities is restricted to: employees and officers of the organisations in occupation, or their associated companies; and bona fide guests of the said employees, officers and companies; and persons attending any bona fide private event at the premises.

Enoteca

1. The premises shall install and maintain a comprehensive CCTV system. The CCTV cameras shall continually record whilst the premises are open to the public.

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

Pictet Asset Management

None

Bacari

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

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

St. Swithins Bistro

None

Grange St. Pauls

1. The sale of alcohol for consumption off the premises is permitted to residents only in the St Paul's Suites.

Burger Lobster

None

Williams Ale

None

The Chancery

None

Dirty Martini

None

Vintry

None

Slug & Lettuce

1. The premises licence holder shall advise the Police of any promoted event* that is to take place at the premises by completing a Risk Assessment form (696) provided by the Police and submitting this to the City of London Police Licensing Office, at least 14 days before the event. A further debrief from provided by the Police must be completed by the premises licence holder and submitted to the Police not more than seven days after the event.

**A promoted event is an event involving music and dancing where the musical entertainment is provided at any time between 11:00pm and 7:00am by a disc jockey or disc jockeys one or some of whom are not employees of the premises licence holder and the event is promoted to the general public.*

2. 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.

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

- (a) All ejections of customers
- (b) Any incidents of disorder (disturbance caused either by one person or a group of people)
- (c) Seizure of drugs or offensive weapons

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

5. A log shall be kept at the premises detailing all refused sales of alcohol.. The log shall include the date and time of the refusal and the name of the member of staff who refused the sale. The log will be made available on request by the Police or an authorised officer of the City of London Corporation.

6. An additional hour may be added to all standard and non-standard times permitted by this licence on the day that British Summertime commences.

Premises obtaining sufficient points on the Risk Scheme to reach Red or Amber. (Apr – Aug 2013)

RED (20 penalty points or at least 10 from one licensing objective)

Premises A - Billingsgate (Crime and Disorder – 21)	21
Premises B – Bread Street (Crime and Disorder – 17, General - 4)	21
Premises C - Walbrook (Crime and Disorder – 16)	16
Premises D - Bishopsgate (Crime and Disorder – 11, Public Safety -2)	13
Premises E – Coleman Street (Crime and Disorder – 12)	12
Premises F - Cordwainer (Crime and Disorder – 10)	10
Premises G – Lime Street (Crime and Disorder – 10)	10
Premises H – Castle Baynard (Crime and Disorder – 10)	10

Billingsgate	1	Castle Baynard	1	Lime Street	1
Bishopsgate	1	Coleman Street	1	Walbrook	1
Bread Street	1	Cordwainer	1		

AMBER (11 penalty points or at least 6 from one licensing objective)

Premises I – Cornhill 9
(Crime and Disorder – 9)

Premises J – Bridge & Bridge Without 9
(Crime and Disorder – 7, Public Nuisance - 2)

Premises K - Cordwainer 7
(Crime and Disorder – 7)

Premises L – Castle Baynard 6
(Crime and Disorder – 6)

Premises M – Bridge & Bridge Without 6
(Crime and Disorder – 6)

Premises N – Bridge & Bridge Without 6
(Crime and Disorder – 6)

Premises O – Bread Street 6
(Crime and Disorder – 6)

Bread Street	1	Castle Baynard	1
Bridge &	3	Cordwainer	1
Bridge Without		Cornhill	1