

<b>Committee:</b>	<b>Date:</b>
Licensing	17 February 2014
<b>Subject:</b> Delegated decisions of the Director of Markets and Consumer Protection pertaining to premises licences.	<b>Public</b>
<b>Report of:</b> Director of Markets and Consumer Protection	<b>For Information</b>
<p><b>Summary:</b></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 October 2013 to 31 December 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 October 2013 and 31 December 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 December 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 October 2013 and 31 December 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/alcohol-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](mailto: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 October 2013 to 31 December 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 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 December 2013. 14 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 Port Health & Public Protection (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 (Oct-Dec 2013)

Name	Address	Ward	Details
The Don	21-23 St Swithin's Lane	Candlewick	A 23:00
Executive Offices Group	1-7 King Street	Cheap	A 00:00
Smithfield	30-32 Watling Street	Cordwainer	A 22:00
Shore Fish	7 St Paul's Churchyard	Castle Baynard	A, L 01:00
Pret a Manger	192 Bishopsgate	Bishopsgate	L 00:00
Bird & Bird LLP	15 Fetter Lane	Castle Baynard	A, L 01:00
Café Bar/Ice Rink	Broadgate Circle	Bishopsgate	A, L (1/11/13 – 1/3/14) 00:30
Provisional Statement	Broadgate Circle	Bishopsgate	A, L, (f) 01:00

Total Licences Issued = 8

Key to Details:

- |                            |                           |
|----------------------------|---------------------------|
| 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	3
Candlewick	1
Castle Baynard	2
Cheap	1
Cordwainer Street	1

## Appendix II

### Licence Variations Issued by way of Delegated Authority (Oct-Dec 2013).

Name	Address	Ward	Details
Polo Bar	176 Bishopsgate	Bishopsgate	<ul style="list-style-type: none"><li>• Variation of layout</li></ul>
The Door Oyster Bar	33-35 Cornhill	Langbourn	<ul style="list-style-type: none"><li>• Variation of layout</li><li>• Increase of terminal hour to 02:00</li><li>• Addition of late night refreshment</li><li>• Removal of condition 3</li><li>• Minor amendments to conditions 2 &amp; 7</li></ul>
Berwin Leighton Paisner	Adelaide House, London Bridge	Bridge & Bridge Without	<ul style="list-style-type: none"><li>• Addition of floor/rooms to licensed area</li></ul>
Crowne Plaza	Blackfriars House, 19 New Bridge Street	Castle Baynard	<ul style="list-style-type: none"><li>• Addition of floor/rooms to licensed area</li></ul>

Total Variations = 4

#### Number of Licences by Ward Order

WARD	No.
Bishopsgate	1
Bridge & Bridge Without	1
Castle Baynard	1
Langbourn	1

### Personal Licences Issued by way of Delegated Authority

01 Oct 2013 – 31 Dec 2013      5

## Appendix III

### Enforcement Action Carried out Under the Licensing Act 2003 1 October 2013 - 31 December 2013

Total Number of Inspections	34
Number of Warning Letters	1
Number of Premises advised	14
Number of simple cautions	0
Number of suspension notices	11
Paid prior to suspension	8
Licence lapsed*	0
‘Dead’ Suspensions**	2
‘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        70

Date	Outcome	Details	Ward
Neo Pizzeria, 131 Aldersgate Street			Farringdon Within
21/10/2013	Informally resolved	Noise re bottles and waste put out early morning	
20/10/2013	No action required	Noise from PH - Ref to Islington	
Revolution, Retail Unit, 1 America Square			Tower
30/12/2013	Ongoing	OOH Noise	
Arts/Exhibition Halls, Barbican Arts And Conference Centre, Beech Street			Cripplegate
03/11/2013	Informally resolved	Noisy TV	
The Drift, Heron Tower, 110 Bishopsgate			Bishopsgate
25/10/2013	Informally resolved	See remarks for full details	
Jamies, 155 Bishopsgate			Bishopsgate
20/10/2013	Resolved/compliance	Loud music	
19/10/2013	Resolved/compliance	Loud music and shouting	
Dirty Dicks Public House, 202 Bishopsgate			Bishopsgate
23/11/2013	No action required	Noise from restaurant	

Be At One, Basement And Ground Floor Retail Unit, Edward House, 16-18 Brushfield Street		Bishopsgate
27/10/2013	Notice served Loud music on going now mostly bass comes and go's	
25/10/2013	Notice served Loud music	
25/10/2013	Resolved/compliance Loud Music	
Anokha, 4 Burgon Street		Farringdon Within
01/12/2013	Resolved/compliance OOH Noise	
Patch, 58-62 Carter Lane		Farringdon Within
23/12/2013	Resolved/compliance noise from people and music	
20/12/2013	Resolved/compliance noise from people and loud music	
13/12/2013	Informally resolved OOH Noise	
The Brewery on Chiswell Street Ltd, The Whitbread Brewery, Chiswell Street		Coleman Street
02/12/2013	No action required Noise from Premises	
The Brewery on Chiswell Street, Conference Hall And Function Rooms, Chiswell Street,		Coleman Street
12/12/2013	Informally resolved Noise from people outside	
11/12/2013	No action required Loud music on going now	
Street Record, Crutched Friars, London.		Tower
21/12/2013	Informally resolved Noise from drinkers in courtyard	
19/12/2013	Informally resolved Noise from drinkers outside in Court Way	
Golden Lane Community Assoc'n Bar, Golden Lane Estate		Cripplegate
21/12/2013	No action required loud music from hall	
21/12/2013	No action required	
21/12/2013	No action required	
Street Record, Great Tower Street, London.		Tower
02/11/2013	No action required Noise from unknown PH	
The Alice, Five Acre Square, 133-137 Houndsditch		Aldgate
16/12/2013	Informally resolved Noise form bottles during the night and before 07.00 on Sat	
Duke Of Somerset Public House, 15 Little Somerset Street		Portsoken
04/11/2013	Resolved/compliance Noise outside premises	
02/11/2013	Resolved/compliance Noise from PH	
Kench and Bibesy, Retail Unit, 50-52 Long Lane		Farringdon Within
02/12/2013	Informally resolved Loud music after 12.30	
Clause, 1 Lovat Lane		Bridge & Bridge Without
16/12/2013	Advice given OOH	
06/12/2013	Advice given Noisy people outside	
16/11/2013	Informally resolved Out of hours	
08/11/2013	No action required Loud music	
03/11/2013	Advice given became noisy at about 2:45am.	
3 Lovat Lane, London.		Bridge & Bridge Without
22/12/2013	Informally resolved Noise from bar	
Salotto and Roda, Retail Unit, 31 Lovat Lane		Billingsgate
05/12/2013	Notice served Loud music +people	
05/12/2013	Notice served Loud music +people	
Minories, London, City Of London.		Tower
25/10/2013	Informally resolved Please see email in remarks.	
Three Lords Public House, 27 Minories		Tower
22/11/2013	Notice served Noise from "extra loud" music from a pub downstairs.	
Abbey, St Clare House, 30-33 Minories		Tower
12/12/2013	Informally resolved noise from smokers o/side - officers arrived no noise noted	
12/12/2013	Resolved/compliance Noise from smokers in the back	
11/10/2013	Informally resolved Excessive noise from smoking patio ongoing now	

11/10/2013	Resolved/compliance	noise from rear smoking area of Abbey in St Clare st.	
Mary Janes, 124-127 Minories			Tower
26/10/2013	Notice served	Loud music	
Street Record, Minories			Tower
25/10/2013	Advice given	Noise from clubbers	
Trident Bar, Trident Club, 29-31 Mitre Street			Aldgate
30/10/2013	Advice given	Noisy people outside drinking and shouting	
17/10/2013	Advice given	Loud music on going now	
02/10/2013	Informally resolved	Noise complaint from music after the incident	
Monument Street, London			Bridge & Bridge Without
08/10/2013	Resolved/compliance	Please see remarks for full email	
The Old Bengal Warehouse, 16A New Street			Bishopsgate
26/10/2013	Informally resolved	Live band loud music going with windows and doors open	
12/10/2013	Resolved/compliance	Loud Music from Bar/ Restaurant below	
DoubleTree by London, 7 Pepys Street			Tower
07/10/2013	Informally resolved	Bottles smashing throughout night from cleaners at hotel	
Grand Union, Rolls Passage			Farringdon Without
06/12/2013	Resolved/compliance	Noise from people outside	
05/12/2013	Resolved/compliance	Out of hours	
29/11/2013	Resolved/compliance	OOH Noise - people outside pub	
28/11/2013	No action required	OOH Noise, people outside pub	
22/11/2013	Resolved/compliance	Noise from Grand Union PH	
21/11/2013	Resolved/compliance	Grand Union Ph	
01/11/2013	Resolved/compliance	Noise from pub.	
18/10/2013	Resolved/compliance	Please see remarks for full email	
18/10/2013	Resolved/compliance	Please see email in remarks	
11/10/2013	Resolved/compliance	Noise from PH (Grand Union)	
04/10/2013	Informally resolved	Noisy people outside ph and on balcony	
Ironmongers' Hall, Shaftesbury Place			Aldgate
19/10/2013	Resolved/compliance	Loud Music	
Kanaloa, Retail Unit, Hill House, Shoe Lane			Castle Baynard
31/12/2013	Resolved/compliance	OOH	
The Don, 21-23 St Swithin's Lane			Candlewick
21/12/2013	Resolved/compliance	Noise from refuse collection during the night	
Samuel Pepys Public House, Stew Lane			Queenhithe
24/11/2013	No action required	Noise from PH	
07/10/2013	Resolved/compliance	Emailed received re noise. Also sent to Licensing.	
Jamie's Wine Bar and Restaurant, 36 Tudor Street			Castle Baynard
25/11/2013	Informally resolved	email complaint from police re noise from patrons outside	
The Distillers, 66 West Smithfield			Farringdon Within
26/10/2013	Informally resolved	Loud music from a private party.	
Indulgence bar, Pilgrims Court, 2-5 Carthusian Street			Farringdon Within
23/12/2013	No action required	noise from Indulgence Bar	



Conditions Applied to Licences Granted by way of Delegated Authority

**NEW APPLICATIONS**

**The Don**

None

**Executive Offices Group Ltd**

None

**Smithfield**

None

**Shore Fish**

None

**Pret a Manger**

None

**Bird & Bird LLP**

None

**Café Bar & BBQ (Ice Rink)**

None

**Provisional Statement – Broadgate Circle**

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.
3. No entertainment, performance, service, or exhibition involving nudity or sexual stimulation shall be permitted.

**VARIATIONS**

**Polo Bar**

None

### **The Door Oyster Bar & Grill**

1. No promoted events may be held on the premises. A promoted event is an event involving music and/or dancing 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/or the event is (independent of the licensee) promoted to the general public. For these purposes, the term 'employees' shall be deemed to include self-employed DJs performing at the premises pursuant to an agreement contracted directly with the premises licence holder.

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

### **Berwin Leighton Paisner**

None

### **Crowne Plaza**

None

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

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

1 - Walbrook (Crime and Disorder – 35)	35
2 – Castle Baynard (Crime and Disorder – 27)	27
3 – Billingsgate (Crime and Disorder – 25)	25
4 – Coleman Street (Crime and Disorder – 25)	25
5 – Bread Street (Crime and Disorder – 20, General - 4)	24
6 – Bishopsgate (Crime and Disorder – 16, Public Safety - 5)	21
7 – Cordwainer (Crime and Disorder – 18)	18
8 – Lime Street (Crime and Disorder – 16)	16
9 - Cheap (Crime and Disorder – 13, General 2)	15
10 - Candlewick (Crime and Disorder – 14)	14
11 - Candlewick (Crime and Disorder – 13)	13
12 – Cordwainer (Crime and Disorder – 12)	12
13 - Bishopsgate (Crime and Disorder – 11)	11
14 – Castle Baynard (Crime and Disorder – 10)	10

Billingsgate	1	Castle Baynard	2	Lime Street	1
Bishopsgate	2	Cheap	1	Walbrook	1
Bread Street	1	Coleman Street	1		
Candlewick	2	Cordwainer	2		

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

1 – Bridge & Bridge Without (Crime and Disorder – 7, Public Nuisance – 6)	13
2 – Bridge & Bridge Without (Crime and Disorder – 8, Public Nuisance - 2)	10
3 – Cornhill (Crime and Disorder – 9)	9
4 – Coleman Street (Crime and Disorder – 9)	9
5 – Aldgate (Crime and Disorder – 9)	9
6 – Farringdon Without (Public Nuisance – 6, Public Safety - 3)	9
7 – Bassishaw (Crime and Disorder – 8)	8

Aldgate	1	Coleman Street	1
Bassishaw	1	Cornhill	1
Bridge & Bridge Without	2	Farringdon w/out	1