

Town Clerk's Office
John Barradell
Town Clerk & Chief Executive



Marie Weston
Enoteca (St Pauls) Limited
Unit 8,
16 Brune Street
London
E1 7NJ

Telephone 020 7332 1407
Fax 020 7796 2621
Email:
gemma.stokley@cityoflondon.gov.uk

Our ref GS/LIC

Date 16 January 2017

Dear Ms Weston,

Applicant:	Enoteca (St Pauls) Limited
Premises:	Enoteca, 60 Fleet Street, EC4Y 1JU
Date / time of Hearing:	Thursday, 12 January 2017 – 10.00am
Venue:	Committee Room 1, 2nd Floor, West Wing, Guildhall, London EC2P 2EJ

I write to confirm the decision of the Licensing (Hearing) Sub-Committee at the hearing held on 12 January 2017 in relation to the above-mentioned application. The Sub Committee's decision is set out below.

The Sub-Committee comprised of Marianne Fredericks (Chairman), Christopher Hayward and James Tumbridge.

Mr Roberto Dora – Director of Enoteca and Ms Ellie Hickling – Personal Assistant to the Directors of Enoteca, made submissions in support of the application.

One written representation was received from Mr George Westwood. Mr Westwood did not appear to oppose the application.

1. This decision relates to an application made by Enoteca (St Pauls) Limited, for a new premises licence in respect of the premises situated at 60 Fleet Street, EC4Y 1JU.

The application originally sought to provide the following activities:

<u>Activity</u>	<u>Current Licence</u>	<u>Proposed</u>
Supply of Alcohol	N/A	Mon - Sat 11:00 – 00:00
		Sun 12:00 – 22:00

The sale of alcohol is for consumption both 'on' and 'off' the premises.

2. The Sub Committee referred to the written representation received which expressed concerns around public nuisance. Given this and the nature of the surrounding area, the Sub Committee proposed an additional condition prohibiting any outside drinking and the sale of alcohol in unsealed containers for consumption off the premises.
3. Mr Dora, as applicant, stated that he would be happy to accept this additional condition.
4. The Sub Committee considered the application and carefully deliberated upon the representations submitted in writing and orally at the hearing by those making representations and the Applicant.
5. In reaching the decision the Sub-Committee were mindful of the provisions of the Licensing Act 2003, in particular the statutory licensing objectives, together with the guidance issued by the Secretary of State in pursuance of the Act and the City of London's own Statement of Licensing Policy dated January 2013.
6. Furthermore, the Sub-Committee had regard to the duty to apply the statutory test as to whether an application should or should not be granted, that test being that the application should be granted unless it was satisfied that it was necessary to refuse all, or part, of an application or necessary and appropriate to impose conditions on the granting of the application in order to promote one (or more) of the licensing objectives.
7. In determining the application, the Sub-Committee first and foremost put the promotion of the licensing objectives at the heart of their decision; in this instance the most relevant of those objectives being the prevention of public nuisance.
8. In reaching its decision the Sub-Committee took into account the nature of the business that the applicant proposes to operate – namely, a middle to high end establishment providing food and fine wine.
9. The Sub Committee is satisfied that, subject to the imposition of suitable conditions, the premises can operate within the licensing objectives.
10. It was the Sub-Committee's decision to grant the premises licence as follows:

<u>Activity</u>	<u>Current Licence</u>	<u>Proposed</u>
Supply of Alcohol	N/A	Mon - Sat 11:00 – 00:00
		Sun 12:00 – 22:00

11. The Sub-Committee considered the following conditions to be appropriate and necessary to promote the licensing objectives:
 - a) *A prominent sign shall be displayed at all exits from the premises requesting that patrons leave quietly (MC16);*

- b) A 'Challenge 25' Scheme shall operate to ensure that any person attempting to purchase alcohol who appears to be under the age of 25 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 or an industry approved proof of age identity card (MC21);*
- c) There shall be no sale of alcohol in unsealed containers for consumption off the premises (MC18)*

12. If any party is dissatisfied with this decision, he or she is reminded of the right to appeal, within 21 days of the date of this letter, to a Magistrates' Court. Any party proposing to appeal is also reminded that under s181(2) of the Licensing Act 2003, the Magistrates' Court hearing the appeal may make such order as to costs as it thinks fit.

Yours faithfully,

Gemma Stokley

Clerk to the Licensing (Hearing) Sub Committee

Useful Numbers/Websites:

An 'Out of Hours' noise response service is available 24 hours a day by telephone:
0207 6063030

The City's Environmental Health Team can be contacted at:

publicprotection@cityoflondon.gov.uk

The City's Licensing Department can be contacted on: licensing@cityoflondon.gov.uk

Licensing Policy and Code of Good Practice for Licensed Premises:

<http://www.cityoflondon.gov.uk/business/licensing/alcohol-and-entertainment/Pages/Licensing-policy.aspx>