

Licensing Sub-Committee

Agenda

Tuesday 22 November 2022 at 6.30 pm

This meeting will be held remotely

Watch the meeting live: [youtube.com/hammersmithandfulham](https://www.youtube.com/hammersmithandfulham)

MEMBERSHIP

Administration:	Opposition:
Councillor Mercy Umeh (Chair) Councillor Paul Alexander (Vice-Chair)	Councillor Dominic Stanton

CONTACT OFFICER: Charles Francis
Committee Co-ordinator
Governance and Scrutiny
Tel: 07776 672945
E-mail: Charles.Francis@lbhf.gov.uk

Public Notice

This meeting will be held remotely. Members of the press and public can watch the meeting live on YouTube: [youtube.com/hammersmithandfulham](https://www.youtube.com/hammersmithandfulham)

Speaking at Licensing meetings is restricted to those who have submitted a representation and registered to speak.

Date Issued: 10 November 2022

Licensing Sub-Committee Agenda

22 November 2022

<u>Item</u>		<u>Pages</u>
1.	APOLOGIES FOR ABSENCE	
2.	DECLARATIONS OF INTEREST	
	<p>If a Councillor has a disclosable pecuniary interest in a particular item, whether or not it is entered in the Authority's register of interests, or any other significant interest which they consider should be declared in the public interest, they should declare the existence and, unless it is a sensitive interest as defined in the Member Code of Conduct, the nature of the interest at the commencement of the consideration of that item or as soon as it becomes apparent.</p> <p>At meetings where members of the public are allowed to be in attendance and speak, any Councillor with a disclosable pecuniary interest or other significant interest may also make representations, give evidence or answer questions about the matter. The Councillor must then withdraw immediately from the meeting before the matter is discussed and any vote taken.</p> <p>Where Members of the public are not allowed to be in attendance and speak, then the Councillor with a disclosable pecuniary interest should withdraw from the meeting whilst the matter is under consideration. Councillors who have declared other significant interests should also withdraw from the meeting if they consider their continued participation in the matter would not be reasonable in the circumstances and may give rise to a perception of a conflict of interest.</p> <p>Councillors are not obliged to withdraw from the meeting where a dispensation to that effect has been obtained from the Standards Committee.</p>	
3.	BLACK POUND DAY, UNIT 1068, WESTFIELD LONDON SHOPPING CENTRE, ARIEL WAY W12 7GB (6:30 PM)	3 - 44
4.	GORILLAS, 4 CHALLONER CRESCENT, LONDON, W14 9LE (8 PM OR AFTER CONSIDERATION OF THE FIRST ITEM)	45 - 98

Agenda Item 3

<u>Contents</u>	<u>Page</u>
1. THE APPLICATION	4
1.1. Application Requested	4
1.2. Applicants Operating Schedule	4-5
2. BACKGROUND	5
3. CONSULTATION	5
3.1 Relevant Representations	5
4. OTHER INFORMATION	5
4.1 Enforcement History	5
4.2 Temporary Event Notices (“TENS”)	5
5. POLICY CONSIDERATIONS	5-9
6. DETERMINATION	9-10

APPENDICES

Copy of application form and plan.....	11-16
Relevant correspondence with the Police	17-22
Map showing location of premises and neighbouring premises.....	23-43
Copy of objection from local resident	44

1. THE APPLICATION

On 10 August 2022, Black Pound Day Ltd (“the applicant”) submitted an application for a new premises licence to be granted in respect of the premises known as Black Pound Day located at Unit 1068 Westfield London Shopping Centre, Ariel Way London, W12 7GB.

1.1 Application Requested

The applicant has applied for a new premises licence for the sale of alcohol off the premises as outlined below:

Sale of alcohol – off the premises

Monday to Saturday	10:00 - 20:00
Sunday	12:00 - 18:00

The opening hours of the premises

Monday to Saturday	10:00 - 20:00
Sunday	12:00 - 20:00

A copy of the application form and plan can be seen on pages **13-18** of this report.

1.2 Applicants Operating Schedule

The applicant has proposed a number of additional steps to promote the four licensing objectives if the application is granted. A copy of the proposed conditions can be seen on page **15-16** of this report.

On 01 September 2022, following correspondence received from the Police, the applicant agreed to add extra conditions to their licence if granted. A copy of this amendment and relevant correspondence can be seen on pages **19-24** of this report.

Agreed conditions:

- 1) Strong beer, lager, cider and stout above 5.5% ABV shall not be displayed or sold.
- 2) The licence holder shall require staff to note any refusals in a refusals log. The refusals log shall record the date and time of the refusal; the name of the staff member refusing; and the reason for refusal. It must be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the Licensing Team, Police or Trading Standards
- 3) Any alcohol sold for consumption off the premises shall be sold in a sealed container

- 4) No alcohol shall be consumed on the premises whilst it is open for licensable activity.

2. BACKGROUND

The main access to the premise's unit is located inside Westfield London Shopping Centre. There is a mixture of both residential and commercial premises within the area. A map showing the location of the premises and neighbouring licensed premises can be seen on pages **25-45** of this report.

There are several options for transport away from the area including buses and taxis which run from in and around the Westfield Shopping centre area. Wood lane tube station is a 2-minute walk away, White City tube station is a 5-minute walk and Shepherds Bush Market tube is a 9-minute walk away.

3. CONSULTATION

A public notice was displayed at the premises for 28 days. The application was advertised in a local circular and all statutory consultees were notified as required by the Regulations. The Council has served written notice of hearing upon the applicant and all those parties that have made representations in respect of the application.

3.1. Relevant Representations

The licensing section received one representation from a local resident objecting to the licence application. A copy of the representation can be seen on pages 46-47 of this report.

4. OTHER INFORMATION

4.1 Enforcement History

There have not been any warnings, simple cautions or prosecutions given to the new operator in respect of the premises during the past three years.

4.2 Temporary Event Notices ("TENs")

No TENs have been submitted in respect of this premises in the past twelve months.

5. POLICY CONSIDERATIONS

5.1 Section 5 pages 12 and 13 of the Statement of Licensing Policy ("SLP") states that in order to ensure the promotion of the four Licensing Objectives the Licensing Authority will require applicants to detail in their operating schedule:

- the steps proposed to promote the licensing objective of the prevention of crime and disorder on, and in the vicinity of, the premises, having regard to their location, character, condition, the nature and extent of the proposed use and the persons likely to use the premises;
- the steps proposed to ensure the physical safety of people using the relevant premises or place;
- how they intend to prevent nuisance arising, prevent disturbance and protect amenity so far as is appropriate to ensure that the Licensing Objectives are met. Where there is a relevant representation regarding extended hours, the Licensing Authority will not permit an extension unless it is satisfied that the Licensing Objectives would be met;
- the measures and management controls in place to protect children from harm. Where appropriate a written childcare policy should be available and be incorporated in the induction of staff.

5.2 Policy 3 page 21 of the SLP states that where there is a relevant representation, the Licensing Authority will consider each particular case on its merits having regard in particular to the following matters:

- a) Whether the licensed activities are likely to have an adverse impact especially on local residents and, if there is potential to have an adverse impact, what, if any, appropriate measures will be put in place to prevent it;
- b) Whether there will be a substantial increase in the cumulative adverse impact from these or similar activities, on an adjacent residential area;
- c) Whether there is a suitable level of public transport accessibility to and from the premises at the appropriate times;
- d) Whether the activity will be likely to lead to a harmful and unmanageable increase in car parking demand in surrounding residential streets suffering high levels of parking stress or on roads forming part of the Strategic London Road Network or the London Bus Priority Network leading to a negative impact on the Licensing Objectives relating to the prevention of crime, disorder, anti-social behaviour (ASB), nuisance and vehicle emissions;
- e) Whether there have been any representations made by Responsible Authorities, or other relevant agency or representative.

The Licensing Authority will closely scrutinise extended hours applications to ensure that the Licensing Objectives are met. In determining an application the licensing committee might decide that the circumstances are such that a restriction on hours is the only appropriate means to achieve the Licensing Objectives. If an 'hours' restriction is imposed, the Licensing Authority will normally require that customers should be allowed a minimum of thirty minutes to consume alcohol.

To act as a guide for new or existing operators we have set out the suggested closing times for licensed premises below:

Type of premises	Town centres	Mixed use areas	Residential areas
Off-licences and alcohol sales in supermarkets	23:00 daily	23:00 daily	22:00 daily

5.3 Policy 4 pages 22 and 23 of the SLP states that in determining an application where there has been a relevant representation the Licensing Authority will, where appropriate, take into account the cumulative effect of the number, type and density of licensed premises already existing in the area. Consideration will be given to the proximity to any drug and alcohol treatment site, A&E department or homeless hostel in a local area type remit ie applicants need to make the case for how they would not increase further problems for residents/clients nearby.

In coming to any decision regarding cumulative impact the Licensing Authority will consider other mechanisms outside of the licensing regime which may also be available to address this issue, these include but are not limited to:

- Police and other enforcement of the normal law concerning disorder and anti-social behaviour.
- Police powers to close down instantly any licensed premises or temporary events on grounds of disorder, the likelihood of disorder or excessive noise emanating from the premises, for up to 24 hours.
- The power of the police, other responsible authorities, a local resident, business or Councillor to seek a review of the licence or certificate in question.
- Police and Local Authority power to issue a Closure Notice for up to 48 hours where serious antisocial behaviour is taking place at licensed premises under the Anti-social Behaviour, Crime and Policing Act 2014.
- To ensure that residents are protected from the negative impact of late-night local licensing activities the Licensing Authority may decide to adopt an Area Specific Cumulative Impact Policy in relation to a specific area; where the number, type and density of premises providing licensable activities is having a serious negative impact on the local community and local amenities.

5.4 Policy 11 page 30 of the SLP states that Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour caused by people once they are away from the licensed premises and, therefore, beyond the direct control of the licensee. However, licensing is a key aspect of such control and licensing law is part of a holistic approach to the management of the night time economy.

As a matter of policy the council expects every holder of a licence, certificate or permission, to accept and be responsible for minimising the impact of their activities and anti-social behaviour by their patrons within the vicinity of their premises by taking appropriate measures and action consistent with that responsibility.

Licensees and certificate holders should take reasonable steps to prevent the occurrence of crime and disorder and public nuisance immediately outside their premises, for example on the pavement, in a beer garden or in a smoking area, to the extent that these matters are within their control.

Population densities in this borough are high, with many residential premises located above or in close proximity to licensed premises. This means that the public nuisance and crime and disorder objectives will be of paramount concern when evaluating Operating Schedules. Licensing Committees will place high regard on the control measures put in place by the applicant to ensure that our residents are protected from the potential detrimental effects of any licensed premises.

5.5 Annex 1 pages 35 and 36 of the SLP in relation to the prevention of crime and disorder states licence applicants will be expected to demonstrate the following in their operating schedules:

- a) Measures to control excessive consumption and intoxication.
- b) Consideration of any additional measures or restrictions that may be placed on alcohol sales to prevent binge drinking and promote 'sensible drinking'.
- c) Operators of off-licences in areas problems relating to street drinking and underage drinking are prevalent, measures should be outlined to strictly monitor the way alcohol is sold, specifically where the premises are located close to schools and hostels and similar premises that provide shelter or services to alcohol dependent persons.
- d) It is important to ensure that staff working at off licences are suitably trained and receive appropriate refresher training in their responsibilities under the Act and can discharge their duties in full compliance with the licence conditions and requirements of the Act. This includes the ability to competently check a customer's age with acceptable forms of identification where necessary. The Licensing Authority will particularly consider the following matters where they are material to the individual application:
 - i. The likelihood of any violence, public order or policing problem if the licence is granted;
 - ii. The measures taken to control admission to the premises, and to take reasonable steps to prevent the occurrence of crime and disorder and public nuisance immediately outside the premises, where and to the extent that these matters are within their control.
 - iii. Past conduct and prior history of complaints against the premises;
 - iv. Whether a dispersal policy has been prepared to minimise the potential for disorder as customers leave the premises; and
 - v. Any relevant representations.
- g) Conditions will, so far as possible, reflect local crime prevention strategies, and the Licensing Authority will also have regard to the views of the local Crime and Disorder Reduction Partnership.
- h) **Crime and disorder in the vicinity of the premises:** this may include the crime and disorder risks arising from persons queuing to enter the premises; persons exiting the premises and customers smoking eating or drinking in outdoor areas and on the highway outside the premises. This can also include crime arising from pickpockets and bag snatchers, particularly in open spaces or crowded areas where alcohol is being consumed.
- l) **dealing with and reporting crime and disorder** - training for staff and door security aimed at reducing crime and disorder in the premises and its vicinity and dealing with and reporting incidents if they occur.
- o) **excessive drinking** - training for staff to recognise when customers are becoming drunk and adopting appropriate 'cut off' procedures for drunken customers, so as to reduce the likelihood of fights or aggressive behaviour.
- p) **local schemes** – joining and attending local Pubwatch meetings and participating in the Behave or Be Banned Scheme (BOBB) and/or signing up and using the Council's Safety Net Radio scheme.
- q) **prevention of theft** - using bag hooks and signage to warn customers of pickpockets and bag snatchers.

5.6 Annex 1 pages 38 to 40 of the SLP in relation to the prevention of public nuisance states that the Licensing Authority will particularly consider the following matters where they are material to the individual application:

- ii. The proximity of residential accommodation;
- iii. The type of use proposed, including the likely numbers of customers, proposed hours of operation and the frequency of activity;
- iv. The steps taken or proposed to be taken by the applicant to prevent noise and vibration escaping from the premises, including music, noise from ventilation equipment, and human voices. Such measures may include the installation of soundproofing, air conditioning, acoustic lobbies and sound limitation devices;
- v. The steps taken or proposed to be taken by the applicant to prevent disturbance by customers arriving at or leaving the premises.
- viii. The steps taken or proposed to be taken by the applicant to prevent queuing (either by pedestrian or vehicular traffic). If some queuing is inevitable then queues should be diverted away from neighbouring premises or be otherwise managed to prevent disturbance or obstruction;
- ix. The steps taken or proposed to be taken by the applicant to ensure staff leave the premises quietly;
- x. The arrangements made or proposed for parking by patrons, and the effect of parking by patrons on local residents;
- xi. The provision for public transport in the locality (including taxis and private hire vehicles) for patrons;
- xii. The level of likely disturbance from associated vehicular and pedestrian movement to and from the premises;
- xiii. The delivery and collection areas and delivery/collection times;
- xv. The arrangements for refuse disposal, storage and the prevention/tidying of litter (including fly posters and illegal placards);
- xviii. The generation of odour, e.g. from the preparation of food;
- xix. Any other relevant activity likely to give rise to nuisance;
- xx. Any representations made by the Police, or other relevant agency or representative;

The following provides a non-exhaustive list of risks associated with the public nuisance objective that applicants may want to consider when preparing their Operating Schedule:

j) **Deliveries/collections** – noise from deliveries to and/or collections (e.g. refuse) from the premises are another common source of complaint. Consider the times of such deliveries/collections and make sure you specify to any contractors that deliveries/collections should not be made at anti-social times. As a guide, the Noise and Nuisance Service recommend that deliveries/collections should only be made between the hours of 7:30am and 9:00pm, depending on the proximity of residential and/or other noise sensitive properties.

6. DETERMINATION

6.1 In determining this application, the Committee must have regard to the representations and take such of the following steps as it considers necessary for the promotion of the licensing objectives. The steps are:

- (a) Grant the application in full
- (b) Grant the application in part – modifying the proposed hours, activities or conditions.
- (c) Reject the application

It is the Council's duty under the Licensing Act 2003 ("The Act") to determine applications with a view to promoting the four licensing objectives; Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

In reaching a decision the Council shall consider the details of any relevant representations received; the applicant's Operating Schedule; the Council's adopted Statement of Licensing Policy and the guidance issued by the Secretary of State under section 182 of the Act.

If the Committee is minded to grant the application conditions may be attached to the licence to alleviate the concerns raised through the representations.

Application for a premises licence to be granted under the Licensing Act 2003

Case number 2022/01222/LAPR
Payment transaction reference 256-91113
Amount paid £635
Date submitted 10/08/2022
Are you the applicant or their agent? Applicant

PREMISES DETAILS

Premises address

If the premises could not be found please enter the address here, or if the premises has no address give a detailed description (including the Ordnance Survey references) Unit 1068 Westfield London Shopping Centre Ariel Way London W12 7GB
~~Unit 1068 Westfield London, Ariel way W14 7GF~~

Trading name (if any) BLACK POUND DAY

Telephone number at the premises (if any)

Are the premises in the course of construction?

No

Non-domestic rateable value if the premises ~~247000~~ 239000

Will the premises be exclusively or primarily used for the supply of alcohol for consumption on the premises?

No

APPLICANT DETAILS

I am applying as a person other than an individual
Please confirm if you are applying as a limited company/ limited liability partnership

Applicant name ~~Pierre~~ Black Pound Day Ltd
Address 71 - 75 Shelton street
greater london
WC2H 9JQ

Registered company number 12667340

Telephone number

Email address swiss@blackpoundday.uk

I confirm that: ~~I am making the application pursuant to a statutory function~~

Alternative details for correspondence I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities

Contact name (if different from premises user)

Business name

Correspondence address

Daytime/ business telephone number

Evening/ home telephone number

Mobile phone number

Email address

OPERATING SCHEDULE

When do you want the premises licence to start?

09/09/2022

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

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

Please give a general description of the premises.

Unit space is acting as a mini-department store, selling products that span across various categories (Homeware, Skin care and beauty, jewellery, and adult accessories). There are non-fixed fixtures on the floor, an entrance and exit at either end of the store with a counter facing the main door.

What licensable activities do you intend to carry on from the premises?

supply of alcohol

HOURS OPEN TO THE PUBLIC

Standard days

Mondays

Start 10:00

Finish 20:00

Tuesdays

Start 10:00

Finish 20:00

Wednesdays

Start 10:00

Finish 20:00

Thursdays

Start 10:00

Finish 20:00

Fridays

Start 10:00

Finish 20:00

Saturdays

Start 10:00

Finish 20:00

Sundays

Start 12:00

Finish 20:00

Please state any seasonal variations

n/a

Non standard timings. Where you intend to use the premises at different times to those listed above, please list

n/a

SUPPLY OF ALCOHOL

Please give further details here

Buying of alcohol to be consumed off premises. No loud music!

Will the supply of alcohol be for consumption on the premises, off the premises or both?

Off the premises

Standard days

Mondays

Start 10:00

Finish 20:00

Tuesdays

Start 10:00

Finish 20:00

Wednesdays

Start 10:00

Finish 20:00

Thursdays

Start 10:00

Finish 20:00

Fridays

Start 10:00

Finish 20:00

Saturdays

Start 10:00

Finish 20:00

Sundays

Start 12:00

Finish 18:00

Please state any seasonal variations

n/a

Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed above, please list.

n/a

Details of the individual whom you wish to specify on the licence as the designated premises supervisor

Full name Mr Anthony Swann

Date of birth

Home address of prospective designated premises supervisor

Personal licence number (if known)

Issuing authority (if known)

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

n/a

Describe the steps you intend to take to promote the licensing objectives

a) General- all four licensing objectives (b,c,d and e)

The Licensee, that is the person in whose name the premises licence is issued, shall ensure that all times when the premises are for any licensable activity, there are sufficient competent staff on duty at the premises for the purpose of fulfilling the terms and conditions of the licence and for preventing crime and disorder. The Licensee shall ensure that all staff will undertake training in their responsibilities in relation to the sale of alcohol, particularly with regard to drunkenness and underage persons. Records will be kept of training and refresher training.

b) The prevention of crime and disorder

Any incidents of a criminal nature that may occur on the premises will be reported to the Police.

c) Public safety

Appropriate fire safety procedures are in place including fire extinguishers (foam, H₂O and CO₂), fire blanket, internally illuminated fire exit signs, numerous smoke detectors and emergency lighting (see enclosed plan for details of locations). All appliances are inspected annually. All emergency exits shall be kept free from obstruction at all times.

d) The prevention of public nuisance

Customers will be asked not to consume their purchased alcohol on the premises.

e) The protection of children from harm

The licensee and staff will ask persons who appear to be under the age of 25 for photographic ID such as proof of age cards, the Connexions Card and Citizen Card, photographic driving licence or passport, an official identity card issued by HM Forces or by an EU country, bearing the photograph and date of birth of bearer. All staff will be trained for UNDERAGE SALES PREVENTION regularly. A register of refused sales shall be kept and maintained on the premises.

DECLARATIONS

I have enclosed a plan of the premises

Yes

I have enclosed the consent form completed by the individual I wish to be designated premises supervisor

Yes

I understand I must now advertise my application

Yes

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.

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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work.

I have the consent of any individuals or third parties listed in this form to provide their personal details and I am authorised to submit this application on behalf of all applicants.

I have read the privacy policy and agree for my details to be used by the council to contact me about this application and any changes to this service that may affect me.

I agree to the above

Yes I agree to the above declaration

Full name

Pierre Neil

Capacity

Director

Date

10/08/2022

From:

Sent: 02 September 2022 08:40

To: Licensing HF: H&F <licensing@lbhf.gov.uk>

Cc:

Subject: RE: Black Pound Day Unit 1068 Westfield London Shopping Centre Ariel Way London W12 7GB:- Reference: 2022/01222/LAPR

Good Morning Licensing,

Please refer to the conditions agreed (highlighted in red below) between the Police and the applicant for the above application.

Kind regards,

Kris.

Kris Cardwell

Police Constable 3286AW

Licensing Officer - Hammersmith and Fulham (Central West BCU)

Metropolitan Police Service

From: Cardwell Kris J - AW-CU

Sent: 02 September 2022 08:38

To: 'Swiss'

Cc: Sondh Nicole K - AW-CU

Subject: RE: Black Pound Day Unit 1068 Westfield London Shopping Centre Ariel Way London W12 7GB:- Reference: 2022/01222/LAPR

Good Morning Pierre,

Many thanks for your confirmation email.

I will make the Local Authority aware.

All the best,

Kris.

Kris Cardwell

Police Constable 3286AW

Licensing Officer - Hammersmith and Fulham (Central West BCU)

Metropolitan Police Service

From: Swiss

Sent: 01 September 2022 17:09

To: Cardwell Kris J - AW-CU

Cc: Sondh Nicole K - AW-CU

Subject: Re: Black Pound Day Unit 1068 Westfield London Shopping Centre Ariel Way London W12 7GB:- Reference: 2022/01222/LAPR

Evening kris,

Thank your for your email and taking into consideration our financial circumstances.

I can confirm that we are willing to accept and adhere to the recommendations in your most recent email as stated below...

1. Strong beer, lager, cider and stout above 5.5% ABV shall not be displayed or sold.
2. The licence holder shall require staff to note any refusals in a refusals log. The refusals log shall record the date and time of the refusal; the name of the staff member refusing; and the reason for refusal. It must be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the Licensing Team, Police or Trading Standards
3. Any alcohol sold for consumption off the premises shall be sold in a sealed container
4. No alcohol shall be consumed on the premises whilst it is open for licensable activity.

Have a good evening.

Kindest regards,

Pierre

On Thu, 1 Sept 2022, 16:59 , <[Kristen.Cardwell](#)> wrote:

Good Afternoon Pierre,

Many thanks for your email and explaining in detail your business model. In any premises that sells alcohol, the Police would always want a CCTV system in place, however taking in to consideration the financial cost of installing such a system to your premises and the fact that Westfield have an extensive CCTV system in the Centre, albeit not inside your premises, I am willing at this time to agree to no CCTV

system being installed. I would only see a requirement to do so if any incidents of note take place inside your premises.

Please can you confirm that you are willing to agree to my other recommended conditions as detailed below so that I can inform the Local Authority who will amend the application:-

1. Strong beer, lager, cider and stout above 5.5% ABV shall not be displayed or sold.
2. The licence holder shall require staff to note any refusals in a refusals log. The refusals log shall record the date and time of the refusal; the name of the staff member refusing; and the reason for refusal. It must be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the Licensing Team, Police or Trading Standards
3. Any alcohol sold for consumption off the premises shall be sold in a sealed container
4. No alcohol shall be consumed on the premises whilst it is open for licensable activity.

If you need anything further then please contact myself or Nicole,

Kind regards,

Kris.

Kris Cardwell
Police Constable 3286AW
Licensing Officer - Hammersmith and Fulham (Central West BCU)
Metropolitan Police Service

From: Swiss
Sent: 01 September 2022 14:33
To: Cardwell Kris J - AW-CU
Cc: Sondh Nicole K - AW-CU
Subject: Re: Black Pound Day Unit 1068 Westfield London Shopping Centre Ariel Way London W12 7GB:- Reference: 2022/01222/LAPR

Good afternoon Kris & Nicole, hoping all is well both.

My name is Pierre and I am the CEO and founder of the Business concerning the application.

Thank you for confirming your receipt, I can confirm that I have received your email also.

Just to give you some context and background of who we are, what we stand for and our values. We are not just a commercial enterprise but a social-cause movement at

our core whose aim is to support marginalised and discriminated against entrepreneurs and business owners from the Black community, who need more visibility and inclusion within our UK economy.

As a retail space at Westfield London we house 80+ individual brands from our community, who, if not for us occupying this space would not have the opportunity to sell their products on the high street, often for systemic reasons. We have partnered with Westfield based on the success of this innovative work we have been doing over the last two years, which includes diversifying their centre and as a result engaging their local underrepresented community from the borough and surrounding areas.

More to the point of the license, part of that work would be the inclusion of Black British premium alcohol brands who are also underrepresented in their sector, and this is the reason why we are adding this category to our mini department store, so the local community can engage with products that reflect their various cultures in a space that represents them. We are effectively a small start-up entity ourselves so adding the extra cost of having high definition CCTV installed and maintained would increase the cost of our bottom line and may affect the wider important work we are providing our businesses. We don't mind looking at this at a later date but we're not in a financial position to do this immediately. All your other recommendations we are happy to follow.

Also, we have spoken to the team at Westfield who are happy with us selling these alcohol brands once our license is approved.

Many thanks,

Pierre

On Wed, 31 Aug 2022 at 15:12, <[Kristen.Cardwell](#)> wrote:

Good Afternoon,

Please can you confirm receipt of my below email dated the 24.08.2022?

Regards,

Kris.

Kris Cardwell
Police Constable 3286AW
Licensing Officer - Hammersmith and Fulham (Central West BCU)
Metropolitan Police Service
www.met.police.uk

From: Cardwell Kris J - AW-CU

Sent: 24 August 2022 17:34

To: [swiss](#)

Cc: Sondh Nicole K - AW-CU

Subject: Black Pound Day Unit 1068 Westfield London Shopping Centre Ariel Way London W12 7GB:- Reference: 2022/01222/LAPR

Good Afternoon,

My name is Kris Cardwell, I am one of two Police Licensing Officers that cover the Borough of Hammersmith and Fulham, the other is my colleague Nicole Sondh. I can confirm that the Metropolitan Police are in receipt of the premises licence application for Black Pound Day, Unit 1068, Westfield, London, Shopping Centre, Ariel Way, London, W12 7GB as detailed below:-

Licensable activities sought:

The sale of alcohol - Off the premises only

Mondays to Saturdays - 10:00 to 20:00

Sundays - 12:00 to 18:00

Proposed opening hours:

Mondays to Saturdays - 10:00 to 20:00

Sundays - 12:00 to 20:00

Having read the application, I have no concerns with the hours of licensable activity that you have applied for, however I do have some concerns as to why you would wish to sell alcohol in a mini Department Store. In the operating schedule you have offered some basic conditions in relation to the responsible sale of alcohol, however I would like to see further conditions added to the premises licence.

Also, by way of background, the area of Shepherds Bush suffers greatly with that of street drinkers, who purchase high strength alcohol to feed their habit and then cause issues in the neighbourhood. A great deal of work has taken place between residents, the Police and the Local Authority to address these issues and this has been achieved by placing specific street drinker conditions on various premises licences, predominantly restricting the sale of high strength beers, lagers, ciders and stouts.

I would also like to see a CCTV condition attached to the premises licence where alcohol is being sold. Please can you confirm if you have a CCTV system already in place.

I am recommending the following further conditions be added to the premises licence application:-

1. High Definition CCTV shall be installed, operated and maintained, at all times that the premises are open for licensable activities and;

- shall be checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the**

date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request

- one camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering.
- shall cover any internal or external area of the premises where licensable activities take place.
- recordings shall be in real time and stored for a minimum period of 31 days with date and time stamping.
- footage shall be provided free of charge to Police or authorised council officer within 24 hours of a request.
- a staff member from the premises that is conversant with the operation of the CCTV system shall be on the premises at all times. This staff member will be able to show police or authorised officers of the Licensing Authority recent data footage with the minimum of delay when requested. This data or footage reproduction shall be almost instantaneous

2. Strong beer, lager, cider and stout above 5.5% ABV shall not be displayed or sold.

3. The licence holder shall require staff to note any refusals in a refusals log. The refusals log shall record the date and time of the refusal; the name of the staff member refusing; and the reason for refusal. It must be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the Licensing Team, Police or Trading Standards

4. Any alcohol sold for consumption off the premises shall be sold in a sealed container

5. No alcohol shall be consumed on the premises whilst it is open for licensable activity.

Please let me know if you are willing to add these conditions to the premises licence application, I am happy to discuss this further.

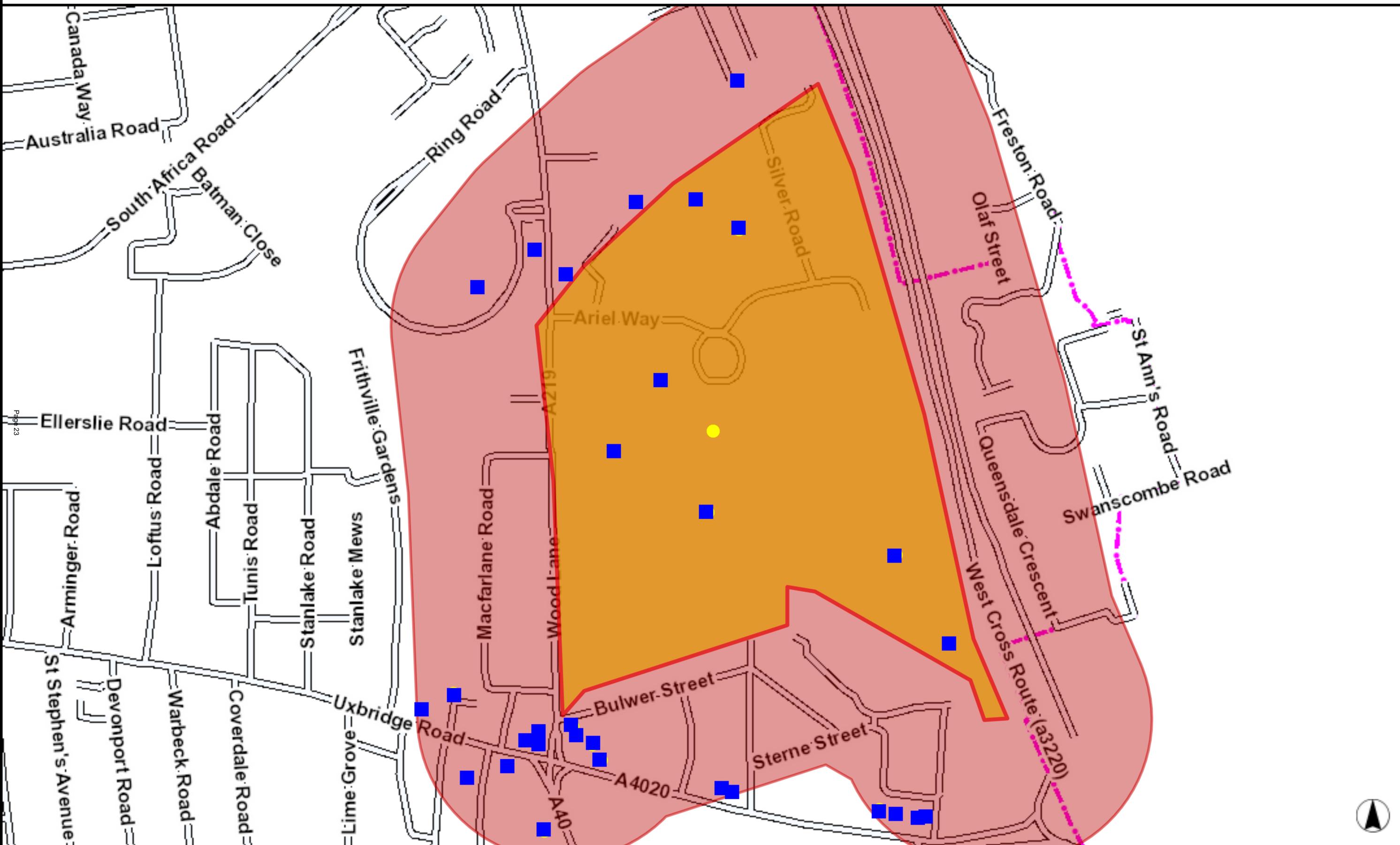
I look forward to hearing from you,

Kind regards,

Kris.

Kris Cardwell
Police Constable 3286AW
Licensing Officer - Hammersmith and Fulham (Central West BCU)
Metropolitan Police Service

London Borough of Hammersmith & Fulham



Page 23

REF	TRADE AS	ADDRESS	ACTIVITY	Monday to Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
2022/00207 /LAPR	The Green	172 - 174 Uxbridge Road London W12	Exhibition of a Film		08:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 01:00:00	08:00:00 - 01:00:00	08:00:00 - 00:00:00
			Playing of Recorded Music		08:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 01:00:00	08:00:00 - 01:00:00	08:00:00 - 00:00:00
			Provision of Late Night Refreshment		23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 01:00:00	23:00:00 - 01:00:00	23:00:00 - 00:00:00
			Sale of Alcohol On and Off the Premises		08:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 01:00:00	08:00:00 - 01:00:00	08:00:00 - 00:00:00
2011/00066 /LAPR	Doner Kebab	118 Uxbridge Road London W12	Provision of Late Night Refreshment		23:00:00 - 04:00:00	23:00:00 - 04:00:00	23:00:00 - 04:00:00	23:00:00 - 04:00:00	23:00:00 - 05:00:00	23:00:00 - 05:00:00	23:00:00 - 04:00:00
			Sale of Alcohol On the Premises		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	11:00:00 - 00:00:00	12:00:00 - 23:30:00
2019/00135 /LAPR	Selekt Chicken	122 Uxbridge Road London W12	Provision of Late Night Refreshment	23:00:00 - 00:00:00							
2007/02756 /LAPR	Chicken Cottage	162 Uxbridge Road London W12	Provision of Late Night Refreshment		23:00:00 - 04:00:00	23:00:00 - 04:00:00	23:00:00 - 04:00:00	23:00:00 - 04:00:00	23:00:00 - 05:00:00	23:00:00 - 05:00:00	23:00:00 - 05:00:00
2022/01188 /LAPR 24	Defectors Weld	Defectors Weld 170 Uxbridge Road London W12	Performance of Dance		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 02:00:00	10:00:00 - 02:00:00	10:00:00 - 00:00:00
			Exhibition of a Film		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 02:00:00	10:00:00 - 02:00:00	10:00:00 - 00:00:00
			Indoor Sporting Event		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 02:00:00	10:00:00 - 02:00:00	10:00:00 - 00:00:00
			Performance of Live Music		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 02:00:00	10:00:00 - 02:00:00	10:00:00 - 00:00:00
			Playing of Recorded Music	No restrictions							
			Provision of Late Night Refreshment		23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 02:00:00	23:00:00 - 02:00:00	23:00:00 - 00:00:00
			Regulated Entertainment for Private Use								
			Sale of Alcohol On and Off the Premises		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 02:00:00	10:00:00 - 02:00:00	10:00:00 - 00:00:00
2015/01222 /LAPR	Co-Op	54 Uxbridge Road London W12	Provision of Late Night Refreshment	23:00:00 - 05:00:00							

2021/01333 /LAPR	Prairie Fire Arch 88-89	88 Railway ArchesWood LaneLondonW12	Exhibition of a Film		09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 01:00:00	09:00:00 - 01:00:00	09:00:00 - 00:00:00
			Performance of Live Music		09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 01:00:00	09:00:00 - 01:00:00	09:00:00 - 00:00:00
			Playing of Recorded Music		09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 01:00:00	09:00:00 - 01:00:00	09:00:00 - 00:00:00
			Provision of Late Night Refreshment		23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 01:00:00	23:00:00 - 01:00:00	23:00:00 - 00:00:00
			Sale of Alcohol On and Off the Premises		09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 01:00:00	09:00:00 - 01:00:00	09:00:00 - 00:00:00
2022/00952 /LAPR	Woody Grill	1 - 3 Uxbridge RoadLondonW12	Provision of Late Night Refreshment	23:00:00 - 05:00:00							
2021/00127 /LAPR	Bergamot	87 Railway ArchesWood LaneLondonW12	Exhibition of a Film		09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 01:00:00	09:00:00 - 01:00:00	09:00:00 - 00:00:00
Page 27			Performance of Live Music		09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 01:00:00	09:00:00 - 01:00:00	09:00:00 - 00:00:00
			Playing of Recorded Music		09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 00:00:00	09:00:00 - 01:00:00	09:00:00 - 01:00:00	09:00:00 - 00:00:00
			Provision of Late Night Refreshment		23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 01:00:00	23:00:00 - 01:00:00	23:00:00 - 00:00:00
			Sale of Alcohol On and Off the Premises		09:00:00 - 23:30:00	09:00:00 - 23:30:00	09:00:00 - 23:30:00	09:00:00 - 23:30:00	09:00:00 - 00:30:00	09:00:00 - 00:30:00	09:00:00 - 23:30:00
2021/00690 /LAPR	FM Bar	184 Uxbridge RoadLondonW12	Performance of Dance		11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 02:00:00	11:00:00 - 02:00:00	12:00:00 - 01:30:00
			Performance of Live Music		11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 02:00:00	11:00:00 - 02:00:00	12:00:00 - 01:30:00
			Playing of Recorded Music		11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 02:00:00	11:00:00 - 02:00:00	12:00:00 - 01:30:00
			Entertainment Similar to Music or Dance		11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 02:00:00	11:00:00 - 02:00:00	12:00:00 - 01:30:00
			Provision of Late Night Refreshment		23:00:00 - 01:30:00	23:00:00 - 01:30:00	23:00:00 - 01:30:00	23:00:00 - 01:30:00	23:00:00 - 02:00:00	23:00:00 - 02:00:00	23:00:00 - 01:30:00
			Sale of Alcohol On the Premises		11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 01:30:00	11:00:00 - 02:00:00	11:00:00 - 02:00:00	12:00:00 - 01:30:00

2021/01133 /LAPR	Ole & Steen - Unit SU1203	Westfield London Shopping CentreAriel	Playing of Recorded Music	09:30:00 - 01:00:00								
			Provision of Late Night Refreshment	23:00:00 - 01:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00								
2022/01491 /LAPR	Puttshack Units 0237, 1234, 1235 And 1236	Westfield London Shopping CentreAriel	Indoor Sporting Event	09:30:00 - 01:00:00								
			Playing of Recorded Music	09:30:00 - 01:00:00								
			Provision of Late Night Refreshment	23:00:00 - 01:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00								
2022/00062 /LAPR	Relay Square - Westfield London (Open	Westfield London Shopping CentreAriel	Performance of Dance	09:00:00 - 23:00:00								
Page 28			Exhibition of a Film	09:00:00 - 23:00:00								
			Performance of Live Music	09:00:00 - 23:00:00								
			Playing of Recorded Music	09:00:00 - 23:00:00								
			Entertainment Similar to Music or Dance	09:00:00 - 23:00:00								
			Performance of a Play	09:00:00 - 23:00:00								
			Sale of Alcohol On and Off the Premises	09:00:00 - 23:00:00								
2016/01261 /LAPR	Vue Cinema	Westfield London Shopping CentreAriel	Performance of Dance	08:00:00 - 03:30:00								
			Exhibition of a Film	00:00:00 - 00:00:00								

			Performance of Live Music	08:00:00 - 03:30:00							
			Playing of Recorded Music	08:00:00 - 03:30:00							
			Entertainment Similar to Music or Dance	08:00:00 - 03:30:00							
			Performance of a Play	08:00:00 - 03:30:00							
			Provision of Late Night Refreshment	23:00:00 - 05:00:00							
			Sale of Alcohol On the Premises	08:00:00 - 02:30:00							
2022/00063 /LAPR	Westfield Shopping Centre Phase 2 (Open Spaces)	Westfield London Shopping Centre Ariel Way London	Performance of Dance	09:00:00 - 23:00:00							
Page 29			Exhibition of a Film	09:00:00 - 23:00:00							
			Performance of Live Music	09:00:00 - 23:00:00							
			Playing of Recorded Music	09:00:00 - 23:00:00							
			Entertainment Similar to Music or Dance	09:00:00 - 23:00:00							
			Performance of a Play	09:00:00 - 23:00:00							
			Sale of Alcohol On and Off the Premises	09:00:00 - 23:00:00							
2022/00061 /LAPR	Westfield Shopping Centre (Open Spaces)	Westfield London Shopping Centre Ariel	Performance of Dance	09:00:00 - 23:00:00							
			Exhibition of a Film	09:00:00 - 23:00:00							
			Performance of Live Music	09:00:00 - 23:00:00							

			Playing of Recorded Music	09:00:00 - 23:00:00								
			Entertainment Similar to Music or Dance	09:00:00 - 23:00:00								
			Performance of a Play	09:00:00 - 23:00:00								
			Sale of Alcohol On and Off the Premises	09:00:00 - 23:00:00								
2022/00411 /LAPR	Marks And Spencer	Store BWestfield London Shopping CentreAriel WayLondonW12	Provision of Late Night Refreshment	23:00:00 - 00:00:00								
			Sale of Alcohol Off the Premises		07:00:00 - 22:00:00	07:00:00 - 22:00:00	07:00:00 - 22:00:00	07:00:00 - 22:00:00	07:00:00 - 22:00:00	07:00:00 - 22:00:00	07:00:00 - 22:00:00	10:00:00 - 18:00:00
			Sale of Alcohol On the Premises		10:00:00 - 22:00:00	10:00:00 - 22:00:00	10:00:00 - 22:00:00	10:00:00 - 22:00:00	10:00:00 - 22:00:00	10:00:00 - 22:00:00	10:00:00 - 22:00:00	10:00:00 - 18:00:00
2020/01139 /LAPR	House Of Fraser	Store CWestfield London Shopping CentreAriel WayLondonW12	Sale of Alcohol Off the Premises		08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 22:30:00
2020/00941 /LAPR	Franco Manca	Store DWestfield London Shopping CentreAriel WayLondonW12	Sale of Alcohol On and Off the Premises		08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	10:00:00 - 22:30:00
2021/01608 /LAPR	Waitrose	Store EWestfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	08:00:00 - 23:00:00								
			Sale of Alcohol On and Off the Premises	08:00:00 - 23:00:00								
2022/00441 /LAPR	Salt Yard	Unit 1026Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	23:00:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								

			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2022/01036 /LAPR		Unit 1026A Westfield London Shopping Centre Ariel	Indoor Sporting Event	09:00:00 - 00:30:00							
			Playing of Recorded Music	09:30:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2022/00170 /LAPR	Busaba	Unit 1027 Westfield London Shopping Centre Ariel Way London W12	Exhibition of a Film	09:00:00 - 01:00:00							
Page 31			Playing of Recorded Music	09:00:00 - 01:00:00							
			Provision of Late Night Refreshment	23:00:00 - 01:00:00							
			Sale of Alcohol On and Off the Premises	09:00:00 - 01:00:00							
2020/00218 /LAPR	Copper Chimney	Unit 1028 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music	08:00:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	08:00:00 - 00:00:00							
2021/01386 /LAPR	Ping Pong	Unit 1029 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music	09:30:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							

2021/01607 /LAPR	Wagamama	Unit 1030Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2014/01612 /LAPR	Mandaloun	Unit 1031Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2019/00714 /LAPR	Pastaio (Lower Southern Terrace)	Unit 1032Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music		09:30:00 - 01:30:00							
Page 32			Provision of Late Night Refreshment		23:00:00 - 01:30:00							
			Sale of Alcohol On and Off the Premises		09:30:00 - 01:00:00							
2022/00558 /LAPR	The Bull	Unit 1033Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2020/00777 /LAPR	Balans	Unit 1034Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								

			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2022/00914 /LAPR	Sticks 'N' Sushi, Level 30 And 40, Southern Terrace	Unit 1035 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music	09:30:00 - 01:30:00								
			Provision of Late Night Refreshment	23:00:00 - 01:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00								
2008/03511 /LAPR	M & S Kitchen	Kiosk 1021 Westfield London Shopping Centre Ariel Way London W12	Provision of Late Night Refreshment	23:00:00 - 00:00:00								
			Sale of Alcohol On the Premises		10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 22:30:00
2022/00180 /LAPR	Flat Iron	Unit 1053A Westfield London Shopping Centre Ariel	Performance of Live Music	11:00:00 - 23:30:00								
Page 33			Playing of Recorded Music		07:00:00 - 00:00:00	07:00:00 - 00:00:00	07:00:00 - 00:00:00	07:00:00 - 00:00:00	07:00:00 - 00:00:00	07:00:00 - 00:00:00	08:00:00 - 00:00:00	08:00:00 - 00:00:00
			Provision of Late Night Refreshment	23:00:00 - 00:00:00								
			Sale of Alcohol On and Off the Premises	11:00:00 - 23:30:00								
2022/00536 /LAPR	Five Guys	Unit 1069 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	11:00:00 - 00:00:00								
2021/00766 /LAPR	Bill's Restaurants	Unit 1071 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music	09:30:00 - 00:00:00								

			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2022/01138 /LAPR	Gourmet Burger Kitchen	Unit 1072 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music	09:30:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2020/00675 /LAPR	The Real Greek	Unit 1073 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music	09:30:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2022/00768 /LAPR	Wahaca	Unit 1074 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music	09:30:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2022/01525 /LAPR	Cabana Restaurant	Unit 1075 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music	09:30:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							

2021/00759 /LAPR	Zizzi	Unit 1076Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2021/00131 /LAPR		Unit 1089AWestfield London Shopping CentreAriel	Playing of Recorded Music	09:30:00 - 01:00:00								
			Provision of Late Night Refreshment	23:00:00 - 01:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00								
2015/01531 /LAPR	Patisserie Concerto	Kiosk 2004Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2022/00647 /LAPR	Comptoir Libanais	Kiosk 2013Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2021/00862 /LAPR	Shawa Westfield Unit K2014	Kiosk 2014Westfield London Shopping CentreAriel WayLondonW12	Sale of Alcohol On and Off the Premises		10:00:00 - 23:00:00	10:00:00 - 19:00:00						

2019/00030 /LAPR	Pho	Kiosk 2015Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2019/00502 /LAPR	Catch Me	Kiosk 2016Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2015/00901 /LAPR	Caffe Concerto	Unit 2024CWestfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
Page 36			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2022/00269 /LAPR	Tapas Revolution	Kiosk 2024Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2019/01997 /LAPR	Dirty Vegan	Unit 2132Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								

			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2020/00293 /LAPR	Seoul Bird	Unit 2133Westfield London Shopping CentreAriel WayLondonW12	Provision of Late Night Refreshment	23:00:00 - 00:00:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2021/00223 /LAPR	Mrs Chew	Unit 2134Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	23:00:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2021/01217 /LAPR	Morty & Bob's	Unit 2135Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	23:00:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2019/01688 /LAPR	Bleecker St. Burger	Unit 2136Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2022/01211 /LAPR	Nando's	Unit 3101-3104Westfield London Shopping CentreAriel	Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							

2020/00703 /LAPR	Byron	Unit 3123- 3125Westfield London Shopping CentreAriel	Playing of Recorded Music	09:30:00 - 00:30:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2021/01501 /LAPR	Spaghetti House	Unit 3125AWestfield London Shopping CentreAriel	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2022/00348 /LAPR	Pizza Express	Unit 3126Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:30:00								
Page 38			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2022/00136 /LAPR	Tortilla	Unit 2106Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:00:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2022/00149 /LAPR	Itsu	Unit 2116 And 3110Westfield London Shopping CentreAriel	Sale of Alcohol On the Premises	10:00:00 - 22:00:00								
			Sale of Alcohol On the Premises	10:00:00 - 22:00:00								

2021/01558 /LAPR	Sacred Cafe	Kiosk 1019B Westfield London Shopping Centre Ariel	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2021/01108 /LAPR	Kidzania	Unit 5001 Westfield London Shopping Centre Ariel Way London W12	Performance of Dance	08:00:00 - 00:00:00								
			Exhibition of a Film	08:00:00 - 00:00:00								
			Indoor Sporting Event	08:00:00 - 00:00:00								
Page 39			Performance of Live Music	08:00:00 - 00:00:00								
			Playing of Recorded Music	08:00:00 - 00:00:00								
			Entertainment Similar to Music or Dance	08:00:00 - 00:00:00								
			Performance of a Play	08:00:00 - 00:00:00								
				Provision of Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On the Premises	08:00:00 - 00:00:00								
2018/01220 /LAPR	Caffe Concerto Kiosk	K2000A The Village Westfield London Shopping Centre Ariel Way London W12	Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								

2021/01117 /LAPR	The Pavilion At Television Centre	Pavilion Building89 Wood LaneLondonW12	Provision of Late Night Refreshment		23:00:00 - 23:30:00						
			Sale of Alcohol On and Off the Premises		07:00:00 - 23:30:00	07:00:00 - 22:30:00					
2021/00986 /LAPR	John Lewis	Unit 0250Westfield London Shopping CentreAriel WayLondon	Provision of Late Night Refreshment	23:00:00 - 00:00:00							
			Sale of Alcohol On and Off the Premises	08:00:00 - 00:00:00							
2019/01038 /LAPR	BBC Studioworks Ltd	6 Television Centre101 Wood LaneLondonW12	Boxing or Wrestling	07:00:00 - 00:00:00							
			Performance of Dance	07:00:00 - 00:00:00							
Page 40			Exhibition of a Film	07:00:00 - 00:00:00							
			Indoor Sporting Event	07:00:00 - 00:00:00							
			Performance of Live Music	07:00:00 - 00:00:00							
			Playing of Recorded Music	07:00:00 - 00:00:00							
			Entertainment Similar to Music or Dance	07:00:00 - 00:00:00							
			Performance of a Play	07:00:00 - 00:00:00							
			Provision of Late Night Refreshment	23:00:00 - 05:00:00							
			Sale of Alcohol On the Premises	07:00:00 - 00:00:00							
2018/00039 /LAPR	Ichiba Japan Centre	Unit SU0220Westfield London Shopping CentreAriel	Playing of Recorded Music	09:30:00 - 01:00:00							

			Provision of Late Night Refreshment	23:00:00 - 01:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00							
2022/01147 /LAPR	All Star Lanes - Ground Floor	Unit SU0220A Westfield London Shopping Centre Ariel Way London W12	Exhibition of a Film		10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 23:00:00
			Playing of Recorded Music		10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 23:00:00
			Provision of Late Night Refreshment					23:00:00 - 01:00:00	23:00:00 - 01:00:00	23:00:00 - 01:00:00	
			Sale of Alcohol On and Off the Premises		10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 23:00:00
2017/00876 /LAPR	Westwood Sports Pub & Kitchen	Unit SU0233 Westfield London Shopping Centre Ariel	Provision of Late Night Refreshment	23:00:00 - 01:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00							
2020/00192 /LAPR		Unit SU0234 Westfield London Shopping Centre Ariel	Playing of Recorded Music	09:30:00 - 01:00:00							
			Provision of Late Night Refreshment	23:00:00 - 01:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00							
2022/00824 /LAPR	City Boulderling	Unit SU0234 Westfield London Shopping Centre Ariel	Playing of Recorded Music						23:00:00 - 23:30:00	23:00:00 - 23:30:00	
			Provision of Late Night Refreshment						23:00:00 - 23:30:00	23:00:00 - 23:30:00	
			Sale of Alcohol On and Off the Premises		09:30:00 - 22:30:00	09:30:00 - 22:30:00	09:30:00 - 22:30:00	09:30:00 - 22:30:00	09:30:00 - 23:30:00	09:30:00 - 23:30:00	09:30:00 - 22:30:00

2021/00826 /LAPR	Bindas Eatery	Unit SU0236Westfield London Shopping CentreAriel	Playing of Recorded Music	09:30:00 - 01:00:00								
			Provision of Late Night Refreshment	23:00:00 - 01:00:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00								
2018/01574 /LAPR	Crepeaffaire	Unit K1214Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2021/01445 /LAPR	Barino	Unit K2211Westfield London Shopping CentreAriel WayLondonW12	Playing of Recorded Music	09:30:00 - 01:00:00								
Page 42			Provision of Late Night Refreshment	23:00:00 - 01:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00								
2022/00951 /LAPR	Hotel Chocolat Ground Floor North Mall	Unit SU1210AWestfield London Shopping CentreAriel WayLondonW12	Sale of Alcohol On and Off the Premises	08:00:00 - 22:30:00								
2022/00011 /LAPR	Unit K2013A	Kiosk 2013AWestfield London Shopping CentreAriel	Playing of Recorded Music	09:30:00 - 00:00:00								
			Provision of Late Night Refreshment	23:00:00 - 00:00:00								
			Sale of Alcohol Off the Premises	09:30:00 - 00:00:00								

2019/00262 /LAPR	Master Bao	Kiosk 2016A Westfield London Shopping Centre Ariel	Provision of Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2021/00917 /LAPR		Unit 1.1A Fountain Park	Sale of Alcohol Off the Premises	07:00:00 - 23:00:00								
2021/00406 /LAPR	House of Cans	Arch 93 Wood Lane Arches Wood Lane London W12	Sale of Alcohol On and Off the Premises	11:00:00 - 22:30:00								
2021/00196 /LAPR	Bullards Retail Unit 1204	Unit 1204 Westfield London Shopping Centre Ariel Way London W12	Playing of Recorded Music		23:00:00 - 00:00:00							
			Sale of Alcohol On and Off the Premises		10:00:00 - 00:00:00	10:00:00 - 18:00:00						

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 11/08/2022 7:34 AM from Ms Catherine MacClancy.

Application Summary

Address:	Unit 1068 Westfield London Shopping Centre Ariel Way London W12 7GB
Proposal:	Licensing Act - Premises Licence
Case Officer:	Karen Layug

[Click for further information](#)

Customer Details

Name:	Ms Catherine MacClancy
Email:	
Address:	Sterne Street, London W12 8AD

Comments Details

Commenter Type:	Residents Group
Stance:	Customer objects to the Licensing Application

Reasons for comment:

Comments: 11/08/2022 7:34 AM I have checked yet another alcohol license within 100 yards of Shepherd's Bush Green. We have an appalling level of ASB on Shepherds Bush Green due to the availability of alcohol and the number of alcoholics in the area. As a recent ward panel meeting the police emphasised that it was the number one problem in the area to be dealt with. There are already far too many licenses within 100 yards of the green and there is no need to issue yet another alcohol license. It is far too readily available. Shepherds Bush place and Sterne Street and all the back streets around the Green have to bear the result.

Kind regards

<u>Contents</u>	<u>Page</u>
1. THE APPLICATION	46
1.1. Application Requested	46
1.2. Applicants Operating Schedule	46-47
2. BACKGROUND	47
3. CONSULTATION	47
3.1 Relevant Representations	47
4. OTHER INFORMATION	47
4.1 Enforcement History	47
4.2 Temporary Event Notices (“TENS”)	47-49
5. POLICY CONSIDERATIONS	49-54
6. DETERMINATION	54

APPENDICES

Copy of application form, Proposed Conditions and plan.....	55-75
Relevant correspondence with the Police	76-77
Relevant correspondence with Noise and Nuisance Team.....	78-79
Map showing location of premises and neighbouring premises.....	80-81
Copy of objection from Cllr Sally Taylor	82
Copy of objections from local residents	83-89
Copy of Planning Comments and Enforcement Notice	90-98

1. THE APPLICATION

On 31 August 2022, Gorillas Technologies UK Ltd (“the applicant”) submitted an application for a new premises licence to be granted in respect of the premises known as Gorillas located at 4 Challoner Crescent, London, W14 9LE.

1.1 Application Requested

The applicant has applied for a new premises licence for the sale of alcohol off the premises via their online grocery store as outlined below:

The sale of alcohol - Off the premises only.

Mondays to Sundays 08:00 to 00:00

The opening hours of the premises

Not open to the public

A copy of the application form, proposed conditions and plan can be seen on pages 56-76 of this report.

1.2 Applicants Operating Schedule

The applicant has proposed a number of additional steps to promote the four licensing objectives if the application is granted. A copy of the proposed conditions can be seen on page 74-75 of this report.

On 06 September 2022, following correspondence received from the Police, the applicant agreed to add three further conditions to the licence, if granted. A copy of this correspondence can be seen on pages 77-78 of this report.

Proposed conditions:

1. Delivery personnel shall ensure that any refusals or incidences shall be documented centrally. A refusals record shall be kept at the premises to record details of all refusals to sell alcohol. This record shall contain the date and time of the incident, a description of the customer, the name of the delivery personnel who refused the sale, and the reason the sale was refused. The record shall be made available to police and authorised officers of the Licensing Authority on request. The Designated Premises Supervisor shall regularly check the refusals record to ensure it is being consistently used by all staff.

2. The premises shall operate a Challenge 25 age restricted sales and verification policy.

3. A prominent sign shall be displayed on the website advising that a date of birth and signature of an adult are required upon delivery.

On 23 September 2022, following correspondence received from the Noise and Nuisance Team, the applicant agreed to amend proposed condition 11. A copy of this amendment and relevant correspondence can be seen on pages 79-80 of this report.

Amended proposed condition:

11. Dispatch vehicles are to be considerate to disturbances at all times with the way they behave and operate. Electric Vehicles only to be used for deliveries between 08:00 and 00:00, to lessen the impact of noise for residents.

2. BACKGROUND

The main access to the premise's unit is located on North End Road. The applicant has stated that Delivery drivers will exclusively use the Challoner Crescent entrance. The reference to "main entry" on the plan is for staff arriving for work on foot. There is a mixture of both residential and commercial premises within the area. A map showing the location of the premises and neighbouring licensed premises can be seen on pages 81-82 of this report.

There are several options for transport away from the area including buses and taxis which run from in and around the North End Road area. West Kensington tube station is a 5-minute walk away, Barons Court tube station is a 9-minute walk away and West Brompton tube stations is a 16-minute walk away.

3. CONSULTATION

A public notice was displayed at the premises for 28 days. The application was advertised in a local circular and all statutory consultees were notified as required by the Regulations. The Council has served written notice of hearing upon the applicant and all those parties that have made representations in respect of the application.

3.1. Relevant Representations

The licensing section received one representation from Cllr Sally Taylor objecting to the licence application. A copy of this representation can be seen on page 83 of this report.

The licensing section received 6 representations from local residents objecting to the licence application. A copy of these representations can be seen on pages 84-90 of this report.

The Licensing Authority received comments from the Planning Department including a copy of an enforcement notice relevant to the premises. A copy of these comments and enforcement notice can be seen on pages 91-100 of this report.

4. OTHER INFORMATION

4.1 Enforcement History

There have not been any warnings, simple cautions or prosecutions given in respect of the premises during the past three years.

4.2 Temporary Event Notices ("TENs")

Five TENs have been submitted in respect of this premises in the past twelve months, details of these TENs can be seen below:

REFERENCE	DETAILS	EVENT START DATE	EVENT END DATE
2022/01604/LATEML	<p>Late Temporary Event Notice, Gorillas: The applicant has proposed a TEN to cover the sale of alcohol for consumption off the premises only. There is currently an ongoing premises licence application for this premises (2022/01334/LAPR).</p> <p>Licensable activities sought: Sale of Alcohol - Off the premises only for no more than 15 people.</p> <p>Days and times sought: Thursday 20th October 2022 to Monday 24th October 2022 between the hours of 08:00 to 00:00 each day.</p>	20/10/2022	24/10/2022
2022/01603/LATEMP	<p>Temporary Event Notice, Gorillas: The applicant has proposed a TEN to cover the sale of alcohol for consumption off the premises only. There is currently an ongoing premises licence application for this premises (2022/01334/LAPR).</p> <p>Licensable activities sought: Sale of Alcohol - Off the premises only for no more than 15 people.</p> <p>Days and times sought: Wednesday 26th October 2022 to Monday 31st October 2022 between the hours of 08:00 to 00:00 each day.</p>	26/10/2022	31/10/2022
2022/01656/LATEMP	<p>Temporary Event Notice, Gorillas: The applicant has proposed a TEN to cover the sale of alcohol for consumption off the premises only. There is currently an ongoing premises licence application for this premises (2022/01334/LAPR).</p> <p>Licensable activities sought: Sale of Alcohol - Off the premises only for no more than 15 people.</p> <p>Days and times sought: Wednesday 2nd November 2022 to Monday 7th November 2022 between the hours of 08:00 to 00:00 each day.</p>	02/11/2022	07/11/2022

2022/01657/LATEMP	<p>Temporary Event Notice, Gorillas: The applicant has proposed a TEN to cover the sale of alcohol for consumption off the premises only. There is currently an ongoing premises licence application for this premises (2022/01334/LAPR).</p> <p>Licensable activities sought: Sale of Alcohol - Off the premises only for no more than 15 people.</p> <p>Days and times sought: Wednesday 9th November 2022 to Monday 14th November 2022 between the hours of 08:00 to 00:00 each day.</p>	09/11/2022	14/11/2022
2022/01763/LATEMP	<p>Temporary Event Notice, Gorillas: The applicant has proposed a TEN to cover the sale of alcohol for consumption off the premises only. There is currently an ongoing premises licence application for this premises (2022/01334/LAPR).</p> <p>Licensable activities sought: Sale of Alcohol - Off the premises only for no more than 15 people.</p> <p>Days and times sought: Wednesday 16th November 2022 to Monday 21st November 2022 between the hours of 08:00 to 00:00 each day.</p>	16/11/2022	21/11/202

5. POLICY CONSIDERATIONS

5.1 Section 5 pages 12 and 13 of the Statement of Licensing Policy (“SLP”) states that in order to ensure the promotion of the four Licensing Objectives the Licensing Authority will require applicants to detail in their operating schedule:

- the steps proposed to promote the licensing objective of the prevention of crime and disorder on, and in the vicinity of, the premises, having regard to their location, character, condition, the nature and extent of the proposed use and the persons likely to use the premises;
- the steps proposed to ensure the physical safety of people using the relevant premises or place;
- how they intend to prevent nuisance arising, prevent disturbance and protect amenity so far as is appropriate to ensure that the Licensing Objectives are met. Where there is a relevant representation regarding extended hours, the Licensing Authority will not permit an extension unless it is satisfied that the Licensing Objectives would be met;

- the measures and management controls in place to protect children from harm. Where appropriate a written childcare policy should be available and be incorporated in the induction of staff.

5.2 Policy 3 page 21 of the SLP states that where there is a relevant representation, the Licensing Authority will consider each particular case on its merits having regard in particular to the following matters:

- a) Whether the licensed activities are likely to have an adverse impact especially on local residents and, if there is potential to have an adverse impact, what, if any, appropriate measures will be put in place to prevent it;
- b) Whether there will be a substantial increase in the cumulative adverse impact from these or similar activities, on an adjacent residential area;
- c) Whether there is a suitable level of public transport accessibility to and from the premises at the appropriate times;
- d) Whether the activity will be likely to lead to a harmful and unmanageable increase in car parking demand in surrounding residential streets suffering high levels of parking stress or on roads forming part of the Strategic London Road Network or the London Bus Priority Network leading to a negative impact on the Licensing Objectives relating to the prevention of crime, disorder, anti-social behaviour (ASB), nuisance and vehicle emissions;
- e) Whether there have been any representations made by Responsible Authorities, or other relevant agency or representative.

The Licensing Authority will closely scrutinise extended hours applications to ensure that the Licensing Objectives are met. In determining an application the licensing committee might decide that the circumstances are such that a restriction on hours is the only appropriate means to achieve the Licensing Objectives. If an 'hours' restriction is imposed, the Licensing Authority will normally require that customers should be allowed a minimum of thirty minutes to consume alcohol.

5.3 Policy 4 pages 22 and 23 of the SLP states that in determining an application where there has been a relevant representation the Licensing Authority will, where appropriate, take into account the cumulative effect of the number, type and density of licensed premises already existing in the area. Consideration will be given to the proximity to any drug and alcohol treatment site, A&E department or homeless hostel in a local area type remit ie applicants need to make the case for how they would not increase further problems for residents/clients nearby.

In coming to any decision regarding cumulative impact the Licensing Authority will consider other mechanisms outside of the licensing regime which may also be available to address this issue, these include but are not limited to:

- Planning controls (where development or change of use is involved, or where trading hours are limited by planning conditions)
- Police and other enforcement of the normal law concerning disorder and anti-social behaviour.
- Police powers to close down instantly any licensed premises or temporary events on grounds of disorder, the likelihood of disorder or excessive noise emanating from the premises, for up to 24 hours.
- The power of the police, other responsible authorities, a local resident, business or Councillor to seek a review of the licence or certificate in question.

- Police and Local Authority power to issue a Closure Notice for up to 48 hours where serious antisocial behaviour is taking place at licensed premises under the Anti-social Behaviour, Crime and Policing Act 2014.
- To ensure that residents are protected from the negative impact of late-night local licensing activities the Licensing Authority may decide to adopt an Area Specific Cumulative Impact Policy in relation to a specific area; where the number, type and density of premises providing licensable activities is having a serious negative impact on the local community and local amenities.

5.4 Policy 11 page 30 of the SLP states that population densities in this borough are high, with many residential premises located above or in close proximity to licensed premises. This means that the public nuisance and crime and disorder objectives will be of paramount concern when evaluating Operating Schedules. Licensing Committees will place high regard on the control measures put in place by the applicant to ensure that our residents are protected from the potential detrimental effects of any licensed premises.

5.5 Policy 13 page 31 of the SLP states that the local planning authority has powers to control opening times of all new establishments seeking planning permission, where harm might occur.

Licensing applications will not be a re-run of the planning application. If the licensing committee grants any variation of a licence which involves a material alteration to a building, the applicant still needs to apply for planning permission, or building regulation control, where appropriate.

Where an applicant is granted a premises licence with operating hours that are different to the hours permitted by the premises planning permission, the applicant must observe the earlier closing time. Premises operating in breach of their planning permission would be liable to prosecution under planning law. We would suggest that the applicant contacts Planning apply to vary their conditions.

The Licensing Authority may refuse to grant a licence if a representation from the Planning Department has been received AND ONE or more of the licensing objectives would not be promoted.

5.6 Policy 14 pages 32 and 33 of the SLP in relation to delivery services states that the Licensing Authority has concerns with the potential for the following:

- Age verification at both purchase point and delivery point;
- The safety of delivery drivers at the point of delivery;
- Safety of the premises from which orders are taken and sent out for deliver; and,
- Possible public nuisance and anti-social behaviour (ASB) caused by delivery drivers collecting deliveries from the licensed premises.

The Licensing Authority is likely to place the following conditions on to a premises licence for delivery services where it is appropriate and relevant to the individual licence application:

- A standard age verification check shall be undertaken on entering the website.
- A signature at the point of delivery must be obtained. No delivery shall be left without a signature.
- Alcohol shall only be delivered to a residential or business address and not to a public place.

- Every third-party courier delivery box shall be labelled with the words “Age Restricted Product”.
- Any delivery driver or third-party courier will be required to have appropriate age verification training, particularly they will be required to have training in refusal of supply where age verification is not provided.
- A refusals log will be maintained for deliveries.
- Appropriate security will be in place at the premises as agreed with Police.
- Measures for minimising noise and disturbance and anti-social behaviour (ASB) caused by the dispatch of deliveries to be identified in the operating schedule. In particular applicants are expected to consider the use of electric vehicles to minimise air pollution and noise. The Licensing Authority expects that applicants will make arrangements for all deliveries after 8 pm to be made using electric vehicles or non motorised vehicles i.e. bicycles.
- A requirement for a specific delivery collection area to be made clear to any third party delivery service. This area may not be directly outside the licensed premises to take account of any residential accommodation close by or obstructing the pavement/highways.

5.7 Annex 1 pages 35 and 36 of the SLP in relation to the prevention of crime and disorder states licence applicants will be expected to demonstrate the following in their operating schedules:

- g) Conditions will, so far as possible, reflect local crime prevention strategies, and the Licensing Authority will also have regard to the views of the local Crime and Disorder Reduction Partnership.
- h) **Crime and disorder in the vicinity of the premises:** this may include the crime and disorder risks arising from persons queuing to enter the premises; persons exiting the premises and customers smoking eating or drinking in outdoor areas and on the highway outside the premises. This can also include crime arising from pickpockets and bag snatchers, particularly in open spaces or crowded areas where alcohol is being consumed.
- j) **CCTV** - using CCTV inside and/or outside the premises together with appropriate procedures and having staff properly trained to use CCTV equipment.
- l) **dealing with and reporting crime and disorder** - training for staff and door security aimed at reducing crime and disorder in the premises and its vicinity and dealing with and reporting incidents if they occur.
- p) **local schemes** – joining and attending local Pubwatch meetings and participating in the Behave or Be Banned Scheme (BOBB) and/or signing up and using the Council’s Safety Net Radio scheme.

5.8 Annex 1 pages 38 to 40 of the SLP in relation to the prevention of public nuisance states that the Licensing Authority will particularly consider the following matters where they are material to the individual application:

- ii. The proximity of residential accommodation;
- iii. The type of use proposed, including the likely numbers of customers, proposed hours of operation and the frequency of activity;
- iv. The steps taken or proposed to be taken by the applicant to prevent noise and vibration escaping from the premises, including music, noise from ventilation equipment, and human voices. Such measures may include the installation of soundproofing, air conditioning, acoustic lobbies and sound limitation devices;

- v. The steps taken or proposed to be taken by the applicant to prevent disturbance by customers arriving at or leaving the premises.
- viii. The steps taken or proposed to be taken by the applicant to prevent queuing (either by pedestrian or vehicular traffic). If some queuing is inevitable then queues should be diverted away from neighbouring premises or be otherwise managed to prevent disturbance or obstruction;
- ix. The steps taken or proposed to be taken by the applicant to ensure staff leave the premises quietly;
- x. The arrangements made or proposed for parking by patrons, and the effect of parking by patrons on local residents;
- xi. The provision for public transport in the locality (including taxis and private hire vehicles) for patrons;
- xii. The level of likely disturbance from associated vehicular and pedestrian movement to and from the premises;
- xiii. The delivery and collection areas and delivery/collection times;
- xv. The arrangements for refuse disposal, storage and the prevention/tidying of litter (including fly posters and illegal placards);
- xviii. The generation of odour, e.g. from the preparation of food;
- xix. Any other relevant activity likely to give rise to nuisance;
- xx. Any representations made by the Police, or other relevant agency or representative;

The following provides a non-exhaustive list of risks associated with the public nuisance objective that applicants may want to consider when preparing their Operating Schedule:

j) **Deliveries/collections** – noise from deliveries to and/or collections (e.g. refuse) from the premises are another common source of complaint. Consider the times of such deliveries/collections and make sure you specify to any contractors that deliveries/collections should not be made at anti-social times. As a guide, the Noise and Nuisance Service recommend that deliveries/collections should only be made between the hours of 7:30am and 9:00pm, depending on the proximity of residential and/or other noise sensitive properties.

l) **Light pollution** – this is an increasingly common source of complaint, particularly from illuminated signs and external security lighting. Where provided, illuminated signs should not cause glare to neighbouring properties, ideally being turned off at night, and external lighting should be angled and/or diffused to also prevent nuisance.

m) **Noise and/or vibration** breakout from the provision of regulated entertainment, particularly from (but not limited to) live music – consider what type of entertainment is to be provided, in what room/area of the premises and the suitability of the construction of this room/area to contain sound. Windows are a particular weak-point for noise break-out so consider providing regulated entertainment in a room without windows or with as few windows as possible, particularly windows that face towards nearby 40 residential properties. Where suitable, install a lobby to prevent spillage of noise each time an entrance/exit door is opened.

o) **Odour** – odour from cooking is a common source of complaint, particularly from restaurants and fastfood takeaways. The Council's Noise and Nuisance Service may therefore require evidence that the kitchen ventilation and/or extract systems are regularly maintained and serviced to ensure that it is operating efficiently and with minimal nuisance to neighbours arising from odour and also noise. This includes the siting of BBQs.

p) **Queue management** - establishing appropriate procedures to avoid the need for customers to queue before entering the premises or, where queuing cannot be avoided, to manage queues so as to minimise the potential for crime and disorder or public nuisance by customers who are queuing.

q) **Ventilation** – where regulated entertainment is to be provided there may be a requirement to keep doors and/or windows closed during its provision to limit noise breakout, consider therefore the provision of air conditioning for the comfort of your customers if doors and windows have to be closed during the summer. However, also note air conditioning can be the source of noise complaints in itself, so careful consideration also needs to be given to the siting of this equipment.

r) **Waste** – consider how and where waste will be stored/disposed of at the end of trading hours, particularly if trading until late at night. This is important because the disposal of glass and/or cans to outside bin areas can be very noisy and give rise to complaints, so it may be necessary to store such items and other non-degradable refuse inside the premises until the next trading day. Consideration should also be given to the time of deliveries to minimize disruption to local residents.

s) **Litter** – for example, litter patrols for late night take-away premises

6. DETERMINATION

6.1 In determining this application, the Committee must have regard to the representations and take such of the following steps as it considers necessary for the promotion of the licensing objectives. The steps are:

(a) Grant the application in full

(b) Grant the application in part – modifying the proposed hours, activities or conditions.

(c) Reject the application

It is the Council's duty under the Licensing Act 2003 ("The Act") to determine applications with a view to promoting the four licensing objectives; Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

In reaching a decision the Council shall consider the details of any relevant representations received; the applicant's Operating Schedule; the Council's adopted Statement of Licensing Policy and the guidance issued by the Secretary of State under section 182 of the Act.

If the Committee is minded to grant the application conditions may be attached to the licence to alleviate the concerns raised through the representations.

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

Registration number

Business name If the applicant's business is registered, use its registered name.

VAT number Put "none" if the applicant is not registered for VAT.

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Is your business registered outside the UK? Yes No

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

Section 4 of 21

NON INDIVIDUAL APPLICANTS

Provide name and registered address of applicant in full. Where appropriate give any registered number. In the case of a partnership or other joint venture (other than a body corporate), give the name and address of each party concerned.

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

Online delivery grocery company. The public will not attend the premises as goods are supplied only by way of delivery. All delivery is by way of electric bikes to minimise any disruption to local residents.

Continued from previous page...

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

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.

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

none

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

Continued from previous page...

TUESDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

THE PREMISES ARE NEVER OPEN TO THE PUBLIC

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

THE PREMISES ARE NEVER OPEN TO THE PUBLIC

Section 18 of 21

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

SEE ATTACHED SCHEDULE OF CONDITIONS

b) The prevention of crime and disorder

See box a

c) Public safety

See box a

d) The prevention of public nuisance

See box a

e) The protection of children from harm

See box a

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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 in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

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 birth or adoption certificate issued 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 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.

Continued from previous page...

- 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 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, 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.

Continued from previous page...

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.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o 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.
 - o 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.
 - o 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.
 - o 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:
 - o 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.
 - o 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.
 - o 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.

Continued from previous page...

- 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:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o 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;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o 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.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

315.00

DECLARATION

Continued from previous page...

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/hammersmith-and-fulham/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY

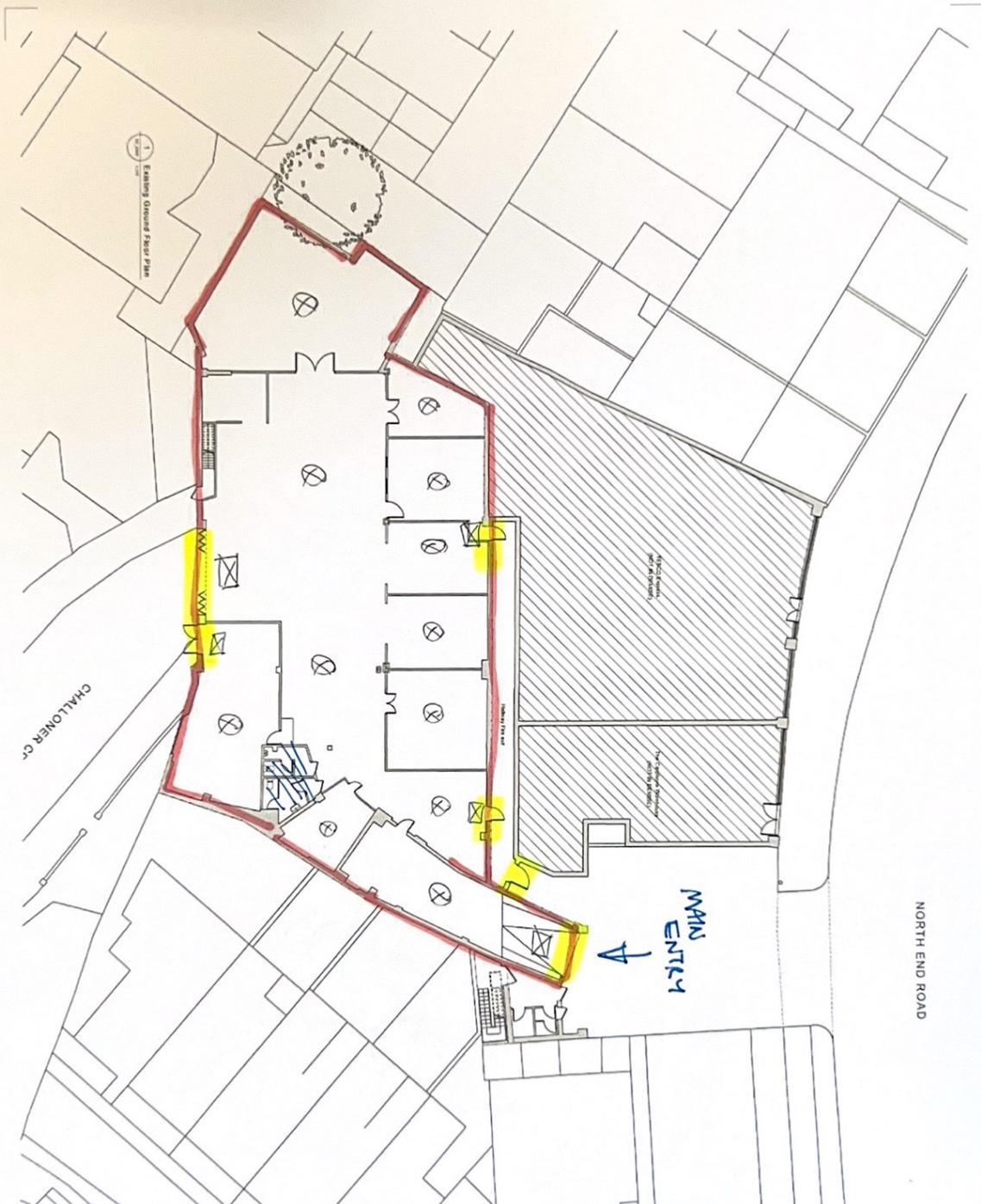
Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)

Proposed Conditions for Gorillas Technologies UK Ltd

1. The premises shall install and maintain a comprehensive CCTV system. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorized officer throughout the preceding 31 day period.
2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to show a Police or authorized council officer recent data or footage with the absolute minimum of delay when requested.
3. Delivery drivers will await deliveries by waiting in an internal section of the premises until such time as a delivery is ordered. Staff on site will ensure that no excessive noise is created by the drivers when leaving the Premises.
4. Any complaints made to Company and staff are to be recorded, logged and DPS/ senior staff should attempt to make pacify any complaints and provide a phone number for residents, This should be kept on display so as any residents can contact and resolve matters.
5. Notices shall be prominently displayed at all exits requesting all staff to respect the needs of local residents and businesses and leave the area quietly.
6. All deliveries of stock must be conducted between the hours of 0700hrs and 2300hrs to lessen the impact and disturbance to residents.
7. No customers shall be Sold Alcohol directly on site or permitted to drink on site.
8. No deliveries are to be made to anyone that hasn't confirmed they are over the age of 18, prior to sales transactions taking place.
9. All Sales are to be delivered to a Residential and Business address and no sales made in the street, bus stop or at the roadside.
10. All delivery personal shall be trained in sales of Alcohol and challenge 25 and all training to be recorded on site in staff training logs that can be inspected by LA and Police on request.
11. Dispatch vehicles are to be considerate to disturbances during evenings and early hours with the way they behave and operate. Electric Vehicles only to be used, to lessen the impact of noise for residents.
12. An incident log shall be kept at the premises, and made available on request to an authorized officer of the Council or the Police, which will record the following:
 - (a) All crimes reported to the venue

- (b) Any complaints received
 - (c) Any incidents of disorder
 - (d) Any faults in the CCTV system.
 - (e) Any refusal of the sale of alcohol, if no refusals the DPS must sign monthly to indicate that no refusals have been made.
 - (f) Any visit by a relevant authority or emergency service.
 - (g) Advertise a number for complaints from the public and all complaints to be recorded in the incident book.
13. Access to a record of all staff training must be shown to Police and LA Officers on request with regards to training in Licensing. This record must be kept and maintained for 12 months, being signed off annually by the DPS to say it has been completed. Records of the right to work in the UK will be held on central system and requests for information from the Police, will be adhered to. Staff must produce ID to Police when required to do so.
14. The premises licence holder shall ensure all persons who work on the premises have provided satisfactory proof of identification and right to work and have carried out checks on the home office website to verify identification, visa and right to work documents.



Existing Ground Floor Plan

CHALLONER CT

NORTH END ROAD

MAIN ENTRY

Spils architects
 CHALLONER WAY
 W14

-  LICENSED ROOF
-  FIRE EXIT
-  AVERAGE LIGHTING
-  FIRE ESCAPE
-  TOILETS



From: [Nicole.Sondh](#)

Sent: 06 September 2022 08:41

To: Licensing HF: H&F

Subject: FW: New Premises Licence Application - Gorilla Technologies Ltd, 4 Challoner Crescent 2022/01334/LAPR

To Licensing,

RE: New Premises Licence Application - Gorilla Technologies Ltd, 4 Challoner Crescent 2022/01334/LAPR

Please see the below conditions agreed with the applicant in relation to the above Premises Licence Application.

1. Delivery personnel shall ensure that any refusals or incidences shall be documented centrally. A refusals record shall be kept at the premises to record details of all refusals to sell alcohol. This record shall contain the date and time of the incident, a description of the customer, the name of the delivery personnel who refused the sale, and the reason the sale was refused. The record shall be made available to police and authorised officers of the Licensing Authority on request. The Designated Premises Supervisor shall regularly check the refusals record to ensure it is being consistently used by all staff.
2. The premises shall operate a Challenge 25 age restricted sales and verification policy.
3. A prominent sign shall be displayed on the website advising that a date of birth and signature of an adult are required upon delivery.

Kind Regards

Nicole

PC Nicole SONDH 2438AW

Hammersmith and Fulham Police Licensing Unit

From: Craig Baylis

Sent: 05 September 2022 14:13

To: Sondh Nicole K –

Subject: RE: New Premises Licence Application - Gorilla Technologies Ltd, 4 Challoner Crescent 2022/01334/LAPR

Hi Nicole

I'm happy with the below except that the drivers carry an electronic device with them on which they would record a refused delivery, rather than a "refusals book"

I've amended your first condition in blue below. Would that be acceptable?

Craig Baylis

Legal Counsel

From: [Nicole.Sondh](#)

Sent: 05 September 2022 13:39

To: Craig Baylis

Subject: New Premises Licence Application - Gorilla Technologies Ltd, 4 Challoner Crescent
2022/01334/LAPR

External – this email originated outside your organisation.

To Mr Baylis,

**RE: New Premises Licence Application - Gorilla Technologies Ltd, 4 Challoner Crescent
2022/01334/LAPR**

I am emailing with reference to the above application and to inform you that the Metropolitan Police as a responsible authority are in receipt of it.

Having read through the premises licence application and I am proposing the following condition in addition to those listed in the operating schedule. The conditions are being proposed in respect of the Licensing Objectives in the Prevention of Crime and Disorder and in the Protection of Children from Harm;

1. Delivery personnel shall ensure that any refusals or incidences shall be documented centrally. A refusals record shall be kept at the premises to record details of all refusals to sell alcohol. This record shall contain the date and time of the incident, a description of the customer, the name of the delivery personnel who refused the sale, and the reason the sale was refused. The record shall be made available to police and authorised officers of the Licensing Authority on request. The Designated Premises Supervisor shall regularly check the refusals record to ensure it is being consistently used by all staff.
2. The premises shall operate a Challenge 25 age restricted sales and verification policy.
3. A prominent sign shall be displayed on the website advising that a date of birth and signature of an adult are required upon delivery.

Please let me know if your client agrees to these conditions or whether you would like to discuss them further.

Kind Regards

Nicole

PC Nicole SONDH 2438AW

Hammersmith and Fulham Police Licensing Unit

From: Rawlinson James: H&F
Sent: 23 September 2022 17:32
To: Dimitriou Maria: H&F
Subject: FW: Licensing Act 2003 - Reference: 2022/01334/LAPR

Hi Licensing

Please see below. This agreed condition is to be swapped for the applicants condition 11.

Thanks

James Rawlinson
Noise and Nuisance Officer

From: Craig Baylis
Sent: 23 September 2022 17:29
To: Rawlinson James: H&F
Subject: RE: Licensing Act 2003 - Reference: 2022/01334/LAPR

I can live with that

Craig Baylis
Legal Counsel

From: Rawlinson James: H&F
Sent: 23 September 2022 17:27
To: Craig Baylis
Subject: RE: Licensing Act 2003 - Reference: 2022/01334/LAPR

External – this email originated outside your organisation.

Thanks Craig.

Are you therefore happy with the condition below reworded as follows:?

Dispatch vehicles are to be considerate to disturbances at all times with the way they behave and operate. Electric Vehicles only to be used for deliveries between 08:00 and 00:00, to lessen the impact of noise for residents

James Rawlinson
Noise and Nuisance Officer

From: Craig Baylis
Sent: 23 September 2022 17:23
To: Rawlinson James: H&F
Subject: RE: Licensing Act 2003 - Reference: 2022/01334/LAPR

Hello James
From 08.00 to midnight every day

Craig Baylis
Legal Counsel

From: Rawlinson James: H&F
Sent: 23 September 2022 17:15
To: Craig Baylis
Subject: FW: Licensing Act 2003 - Reference: 2022/01334/LAPR

External – this email originated outside your organisation.

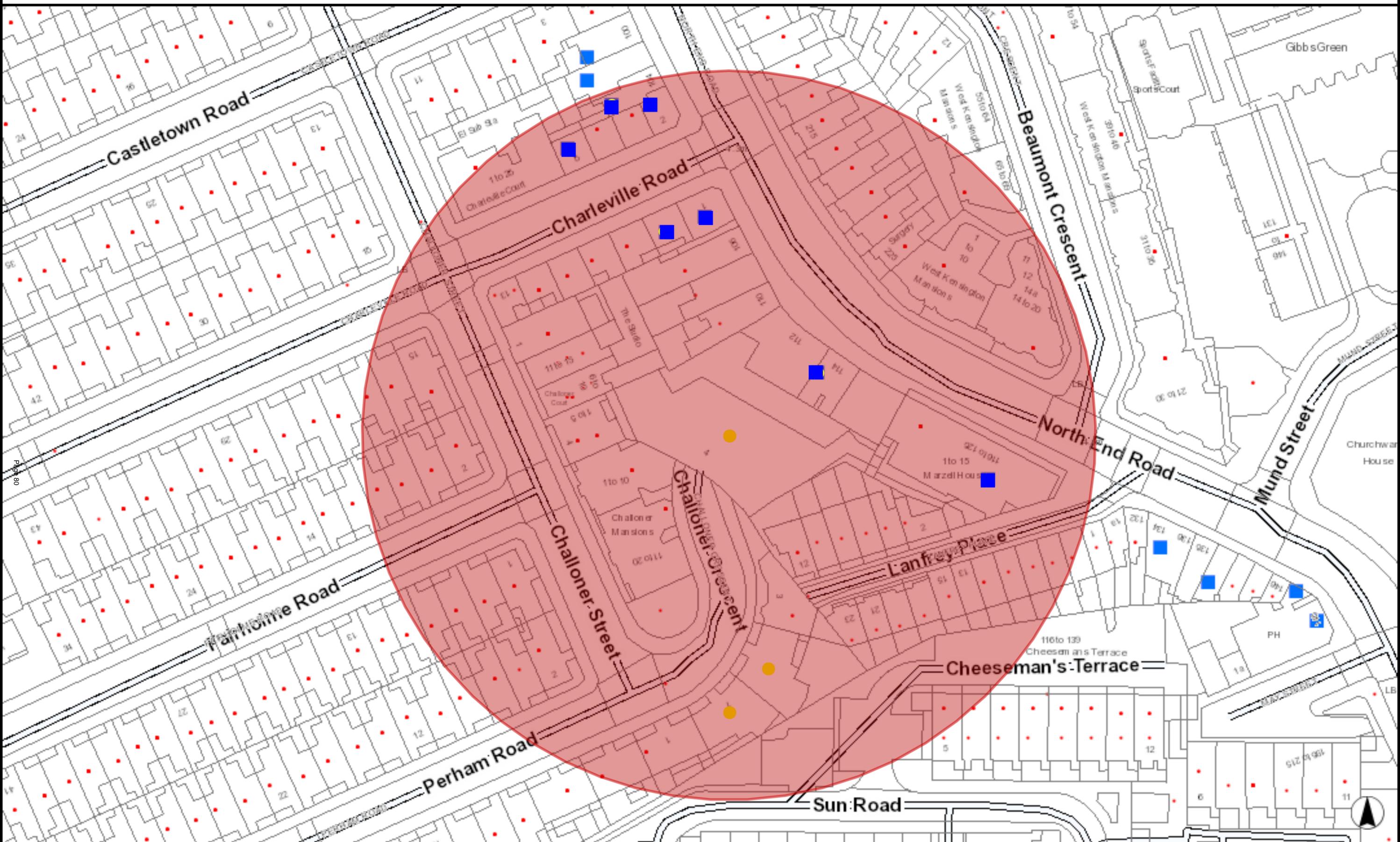
Hi

Could you clarify this condition as its not very clear. What hours are proposing for electric vehicles?

11. Dispatch vehicles are to be considerate to disturbances during evenings and early hours with the way they behave and operate. Electric Vehicles only to be used, to lessen the impact of noise for residents

James Rawlinson
Noise and Nuisance Officer

London Borough of Hammersmith & Fulham



REF	TRADE AS	ADDRESS	ACTIVITY	Monday to Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
2021/01540/LAPR	Venice Pizzeria Ltd	3 Charleville Road London W14 9JL	Provision of Late Night Refreshment		23:00:00 - 00:30:00	23:00:00 - 00:30:00	23:00:00 - 00:30:00	23:00:00 - 02:00:00	23:00:00 - 02:00:00	23:00:00 - 02:00:00	23:00:00 - 00:30:00
2017/01784/LAPR	Tesco Express	112 - 114 North End Road London W14 9PP	Sale of Alcohol Off the Premises	00:00:00 - 00:00:00							
2005/04336/LAPRT	Best Mangal	104 North End Road London W14 9EX	Playing of Recorded Music	00:00:00 - 00:00:00							
		104 North End Road London W14 9EX	Provision of Late Night Refreshment		23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 23:30:00
		104 North End Road London W14 9EX	Sale of Alcohol On the Premises		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	12:00:00 - 23:30:00
2020/00249/LAPR	Casa Bardotti	1 Charleville Road London W14 9JL	Sale of Alcohol On and Off the Premises		11:00:00 - 23:00:00	11:00:00 - 23:00:00	11:00:00 - 23:00:00	11:00:00 - 23:00:00	11:00:00 - 23:00:00	11:00:00 - 23:00:00	11:00:00 - 22:30:00
2022/01162/LAPR	Just Drinks	2 Charleville Road London W14 9JL	Sale of Alcohol Off the Premises		10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 22:30:00
2022/00680/LAPR	Aperi Pasta	8 Charleville Road London W14 9JL	Playing of Recorded Music	11:00:00 - 23:30:00							
			Sale of Alcohol On and Off the Premises	11:00:00 - 23:00:00							
2022/01206/LAPR	Waitrose	116 North End Road London W14 9PP	Sale of Alcohol Off the Premises	09:00:00 - 23:00:00							

From: Cllr Taylor Sally: H&F
Sent: 28 September 2022 19:37
To: Licensing HF: H&F
Subject: RE: 2022/01334/LAPR

Thank you I do wish to make representation on the basis of prevention of public disorder,

1. The prevention of crime and disorder

The delivery of groceries from a hub site at varying hours of the day and night – when this was run by `Just eat`, residents complained of people coming and going all the time – they complained of people `hanging around` waiting for a delivery job and they complained about workers smoking on the street/littering. Residents were concerned about the noise, the hanging around and littering.

2. The prevention of public nuisance

According to the officer report into the investigation of `Just Eat` previously operating on this site, `complaints have been received from local residents regarding noise disturbance at unsociable hours as a result of deliveries to the site and the coming and goings of riders. The crescent is a confined and quiet area and given the Council do not have any control over the activities from the site, the constant comings and goings during the day and night, in addition to other potentially loud activities, increase the likelihood for adverse noise and disturbance to neighbouring residential properties.'

West Kensington Councillors are not satisfied that the applicant has taken any of this into account, and that the new operation is unlikely to result in less nuisance than the previous one

The report itself concludes that the previous development had failed `to demonstrate that it would not cause adverse harm to neighbouring amenity. In light of this, it is considered that the change of use could cause an unacceptable noise nuisance and disturbance to the detriment of local residents by virtue of the current activities on site. This would be contrary to policies CC11 of the Local Plan 2018 and Key Principles NN3 and NN4 of the Planning Guidance 2018.'

3. Public safety

As the officer report confirms, multiple residents have reported that drivers were congregating outside the site before, during and after shifts, and were urinating in public surrounding spaces

Cllr Sally Taylor
Councillor for West Kensington
London Borough of Hammersmith & Fulham

Comments summary

Dear Sir/Madam,
Licensing Application comments have been made. A summary of the comments is provided below.
Comments were submitted at 18/09/2022 4:21 PM from Mrs Pratima Patel.

Application Summary

Address: 4 Challoner Crescent London W14 9LE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Mrs Pratima Patel

Email:

Address: North End Road London

Comments Details

Commenter Type: Neighbour

Stance: Customer made comments in support of the Licensing Application

Reasons for
comment:

Comments: 18/09/2022 4:21 PM This will be good for the area and residents. This shouldn't be an issue as there will be no drinking on site as all alcohol is delivered by e bikes! Great idea

Kind regards

Comments summary

Dear Sir/Madam,
Licensing Application comments have been made. A summary of the comments is provided below.
Comments were submitted at 08/09/2022 7:12 PM from Mr Aman Amin.

Application Summary

Address: 4 Challoner Crescent London W14 9LE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Mr Aman Amin

Email:

Address: North End Road London

Comments Details

Commenter Type: Neighbour

Stance: Customer made comments in support of the Licensing Application

Reasons for comment:

Comments: 08/09/2022 7:12 PM This is fantastic news for the area and I do not see any reason why this should be objected. It will provide income for locals and quick access to alcohol delivery (alongside other groceries)

Kind regards

Comments summary

Dear Sir/Madam,
Licensing Application comments have been made. A summary of the comments is provided below.
Comments were submitted at 01/09/2022 1:45 PM from Thomas Wigglesworth.

Application Summary

Address: 4 Challoner Crescent London W14 9LE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Thomas Wigglesworth

Email:

Address: Challoner Mansions London

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for
comment:

Comments: 01/09/2022 1:45 PM It is a quiet residential area and such traffic and noise would be hugely disturbing to the whole area.

Kind regards

Comments summary

Dear Sir/Madam,
Licensing Application comments have been made. A summary of the comments is provided below.
Comments were submitted at 01/09/2022 1:39 PM from Miss Hannah Harries.

Application Summary

Address: 4 Challoner Crescent London W14 9LE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Miss Hannah Harries

Email:

Address: Challoner Mansions, West Kensington, Challoner Street London

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 01/09/2022 1:39 PM Traffic and noise in a residential cul de sack

Unacceptable opening times for a residential area

Challoner crescent is a residential, dead end and narrow street

Wholly object

Kind regards

Comments summary

Dear Sir/Madam,
Licensing Application comments have been made. A summary of the comments is provided below.
Comments were submitted at 01/09/2022 1:38 PM from Mr Tom Billings.

Application Summary

Address: 4 Challoner Crescent London W14 9LE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Mr Tom Billings

Email:

Address: Challoner mansions, challoner Street London

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 01/09/2022 1:38 PM This proposal is an unacceptable change of use.
The site is accessed via a narrow, dead end street, it is not suitable for such a commercial premises.
The hours of operation are not reasonable for a residential cul de sack.
The noise and traffic affects would be unacceptable.
Deliveries in the morning wake the entire crescent.
The opening times are not akin to a residential area.

Kind regards

Comments summary

Dear Sir/Madam,
Licensing Application comments have been made. A summary of the comments is provided below.
Comments were submitted at 01/09/2022 1:26 PM from Emile Shaffu.

Application Summary

Address: 4 Challoner Crescent London W14 9LE

Proposal: Licensing Act - Premises Licence

Case Officer: Maria Dimitriou

[Click for further information](#)

Customer Details

Name: Emile Shaffu

Email:

Address: Challoner Mansions, Challoner Street, LONDON

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for
comment:

Comments: 01/09/2022 1:26 PM Hello. Just like with Just eat, I object to Gorilla operating here.
It's the same old issue. Please do not proceed with allowing gorilla.

Regards

Emile.

Kind regards

From: Emile Shaffu

Sent: 09 September 2022 10:44

To: Dimitriou Maria: H&F; Tom Billings

Subject: Re: Comments for Licensing Application 2022/01334/LAPR

Good morning Maria.

sorry for my delay in getting back, and many thanks for your email back to me. Appreciated.

Our objections would mirror the objections to the previous tenants Just Eat. i am sure you can appreciate this. if you need me to list these, they are:

- unsociable operating hours
- subsequently this leads to excess noise from loitering, sound from general operations, bike and people traffic constantly around our building
- rubbish from workers leaving food wrappings everywhere
- high collision risks with bikes at this traffic level wizzing around the crescent and Challoner street

-such operations with such volumes of people and bikes and cars coming to and fro, need to be in an industrial setting /estate and NOT a residential setting like ours.

I am sure you can appreciate our reservations for such operations in this building. it would really ruin the residential feel of this area just like Just East did for nearly 2 years.

Finally, i would like to introduce you to my neighbour Tom, who is in the adjacent lower ground floor flat that directly attaches to the industrial building in question, and who is very much active in ensuring the correct use of this building/space is enforced as it should.

Hi Tom, feel free to comment also.

Best wishes,
Emile.

From: Milligan Neil: H&F

Sent: 04 November 2022 12:07

To: Licensing HF: H&F

Subject: RE: NOTICE OF HEARING-2022/01334/LAPR-Gorillas, 4 Challoner Crescent London W14 9LE

Dear Licencing

Please note that the occupiers have applied for planning permission for this use which is still to be determined:

[2022/03031/CLP | Change of use from Use Class B2 \(general industry\) to Use Class B8 \(storage and distribution\). | 4 Challoner Crescent London W14 9LE \(lbhf.gov.uk\)](#)

Please also note and enforcement notice was served with regard to the previous occupier which is attached.

Regards

Neil Milligan
Planning Enforcement Team Leader
The Economy Department
Hammersmith & Fulham Council
www.lbhf.gov.uk



Director of Economy: Jon Pickstone

From: Milligan Neil: H&F

Sent: 05/09/2022 13:22:31

To: Licensing HF: H&F

Subject: FW: request for Representation 28/09 deadline: 08:00-00:00 Gorilla 2022/01334/LAPR

Hi Maria

Please note the attached enforcement notice relevant to the below case

Regards

Neil Milligan
Planning Enforcement Team Leader

LONDON BOROUGH OF HAMMERSMITH AND FULHAM

IMPORTANT - THIS COMMUNICATION AFFECTS YOUR PROPERTY

**TOWN AND COUNTRY PLANNING ACT 1990
(as amended by the Planning and Compensation Act 1991)**

**ENFORCEMENT NOTICE
(Enforcement Reference No. 2021/00335/CONDS)
ISSUED BY the London Borough of Hammersmith and Fulham**

RELATING TO LAND AT: 4 Challoner Crescent, London

- TO: Continental Coachworks (London) Limited (Co. Regn. No. 3289768) of 112-114 North End Road, London W14 9PP**
- AND TO: Just Eat Limited (Co. Regn. No. 06947854), Fleet Place House, 2 Fleet Place, London, United Kingdom, EC4M 7RF**
- AND TO: Just Eat, 4 Challoner Crescent, London W14 9LE**
- AND TO: The Owner, 4 Challoner Crescent, London W14 9LE**
- AND TO: The Occupier, 4 Challoner Crescent, London W14 9LE**

THIS IS A FORMAL NOTICE which is issued by the Council because it appears to them that there has been a breach of planning control under paragraph (a) of Section 171A(l) of the above Act at the land described below. They consider that it is expedient to issue this notice, having regard to the provisions of the development plan and to other material planning considerations. The Annex at the end of the notice and the enclosures to which it refers contain important additional information.

1. THE LAND TO WHICH THIS NOTICE RELATES

Land at **4 Challoner Crescent, London W14 9LE** shown edged red on the attached plan.

2. THE BREACH OF PLANNING CONTROL ALLEGED

Without planning permission, the change of use from a vehicle repair workshop (Class B2) to a delivery hub (Sui generis).

3. REASONS FOR ISSUING THIS NOTICE

- a. It appears to the Council that the above breach of planning control has occurred within the last four years.

1. The development is considered to be unacceptable in the interests of residential amenity. More particularly, by virtue of the lack of a noise assessment, the delivery hub fails to demonstrate that it would not cause adverse harm to neighbouring amenity in terms of noise disturbance resulting from the congregation of drivers and increased traffic. In light of this, it is considered that the change of use would cause an unacceptable noise nuisance and disturbance to the detriment of local residents by virtue of the current activities on site. This would be contrary to policies CC11 of the Local Plan 2018 and Key Principles NN3 and NN4 of the Planning Guidance 2018.
2. The change of use to a delivery hub (Sui Generis) by virtue of the lack of a Transport Assessment has failed to demonstrate that the vehicle use associated with the activities on site does not have a harmful impact on vehicle and pedestrian movement, or highway and public safety. The proposal is therefore contrary to Policies T1, T2 and T3 of the Local Plan (2018).
3. The change of use to a delivery hub (Sui Generis) by virtue of the lack of a travel plan statement has failed to demonstrate that on-street parking does not generate additional on-street parking demand, in an area which also suffers from significant on-street car parking stress, to the further detriment of the existing amenities of residents. Furthermore, the site has moderate/good accessibility to public transport and in these circumstances the Council's policies seek to ensure that any developments including conversions in good transport accessible areas are made car-parking permit free. In this respect, the development is contrary to policies T1 and T4 of the Local Plan 2018 and SPD Key Principle TR3 of the Planning Guidance Supplementary Planning Document (2018).
4. The change of use to a delivery hub fails to demonstrate that no adverse effects would arise on vehicle and pedestrian movement, including on highway and public safety, as a result of delivery and servicing operations. As a result, the development would be contrary to Policies T1 and T2 of the Local Plan (2018).

4. WHAT YOU ARE REQUIRED TO DO

1. Cease the use of the premises as a delivery hub (Sui Generis)

5. TIME FOR COMPLIANCE

The steps specified in paragraph 4. of this notice must be completed within four (4) months of the date on which this notice takes effect.

6. WHEN THIS NOTICE TAKES EFFECT

This notice takes effect on the 28th September 2021 unless an appeal is made against it beforehand.

Dated: 17-8-21



Neil Milligan
The officer authorised on behalf of

Joanne Woodward, Chief Planning and Economic Development Officer

Planning Enforcement, Development Management
London Borough of Hammersmith & Fulham
Town Hall, King Street,
Hammersmith, London W6 9JU
web: www.lbhf.gov.uk



The Planning Inspectorate

CST Room 3/13
Temple Quay House
2 The Square
Temple Quay
Bristol BS1 6PN

Direct Line 0303-444 5000
Fax No 0117-372 8782

THIS IS IMPORTANT

You can appeal against this notice, but any appeal must be received, or posted in time to be received by the Secretary of State before the effective date specified in this notice.

'The right to appeal' and how to complete your appeal form' go to <https://www.gov.uk/government/publications/enforcement-notice-appeals-how-to-complete-your-appeal-form>.

If you want to appeal against this enforcement notice you can do it:-

on-line at the Appeals Casework Portal
(<https://acp.planningportal.gov.uk/>);

or

by getting enforcement appeal forms by phoning us on 0303 444 5000 or by emailing us at enquiries@pins.gsi.gov.uk

You MUST make sure that we receive your appeal before the effective date on the enforcement notice.

In exceptional circumstances you may give notice of appeal by fax or letter. You should include:-

- the name of the local planning authority; the site address;
- your address; and
- the effective date of the enforcement notice.

We **MUST** receive this before the effective date on the enforcement notice. This should **immediately** be followed by your completed appeal forms.

If you wish for ground (a) or the deemed planning application to be considered there is a fee of £924 payable to the London Borough of Hammersmith and Fulham .

WHAT HAPPENS IF YOU DO NOT APPEAL

If you do not appeal against this enforcement notice, it will take effect on the effective date specified in the Notice and you must then ensure that the required steps for complying with it, for which you may be held responsible, are taken within the period(s) specified in the notice.

Failure to comply with an enforcement notice which has taken effect can result in prosecution and/or remedial action by the Council.

EXPLANATORY NOTICE

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

Town and Country Planning Act 1990 as amended.

Enforcement Notice relating to land at: 4 Challoner Crescent, London W14 9LE

This local planning authority, (London Borough of Hammersmith and Fulham), has issued an enforcement notice relating to the above land and I now serve on you a copy of that notice as you have an interest in the land. Copies of the notice are also being served on the parties listed in the Notice who, it is understood, also have an interest in the land.

There is a right of appeal to the Secretary of State (at The Planning Inspectorate) against the notice. Unless an appeal is made, as described below, the notice will take effect on 28th September 2021 and you must then ensure that the required steps, for which you may be held responsible, are taken within the period(s) specified in the notice.

'The right to appeal' and how to complete your appeal form' go to <https://www.gov.uk/government/publications/enforcement-notice-appeals-how-to-complete-your-appeal-form>.

If you decide that you want to appeal against the enforcement notice you must ensure that you send your appeal soon enough so that normally it will be delivered by post/electronic transmission to the Secretary of State (at The Planning Inspectorate) before 28th September 2021.

Under section 174 of the Town and Country Planning Act 1990 (as amended) you may appeal on one or more of the following grounds:-

- (a) that, in respect of any breach of planning control which may be constituted by the matters stated in the notice, planning permission ought to be granted or, as the case may be, the condition or limitation concerned ought to be discharged;
- (b) that those matters have not occurred;
- (c) that those matters (if they occurred) do not constitute a breach of planning control;
- (d) that, at the date when the notice was issued, no enforcement action could be taken in respect of any breach of planning control which may be constituted by those matters;

(e) that copies of the enforcement notice were not served as required by section 172;

(f) that the steps required by the notice to be taken, or the activities required by the notice to cease, exceed what is necessary to remedy any breach of planning control which may be constituted by those matters or, as the case may be, to remedy any injury to amenity which has been caused by any such breach;

(g) that any period specified in the notice in accordance with section 173(9) falls short of what should reasonably be allowed.

Not all of these grounds may be relevant to you.

If you appeal under Ground (a) of Section 174(2) of the Town and Country Planning Act 1990 this is the equivalent of applying for planning permission for the development alleged in the notice and you will have to pay a fee of £924 Payable to The London Borough of Hammersmith and Fulham pay over the telephone on 020 8753 1081 or online; go to www.lbhf.gov.uk and select the following:

- H&Fwebsite
- Make payment
- Planning
- Planning application

If you decide to appeal, when you submit it, you should state in writing the ground(s) on which you are appealing against the enforcement notice and you should state briefly the facts on which you intend to rely in support of each of those grounds. If you do not do this when you make your appeal the Secretary of State will send you a notice requiring you to do so within 14 days.

- Agents should note that if ground (a) is not pleaded at the very beginning the Inspectorate will not delay the processing of the appeal.
- Appellants should set out all grounds for making their appeal and provide supporting facts for each ground when making the appeal.
- It is important that if the appellant wants the planning merits of the development to be considered – known as the “deemed planning application” - they must plead ground (a) and pay the fee for that application to the local planning authority when making their appeal. If this is not done, the planning merits and any subsequent ground (a) appeal (Ground (a) - that planning permission should be granted (or that the condition or limitation referred to in the enforcement notice should be removed) cannot be considered by the Inspector. The appeal will only be determined on the grounds of appeal as submitted on the appeal form.

London Borough of Hammersmith & Fulham
4 Challoner Crescent, London W14 9LE



© Crown copyright and database rights 2021 OS LA100019223. © The GeoInformation Group 2017 Licence
© The GeoInformation Group, 2017, Licence No. 3976.
Historic Maps reproduced courtesy of Landmark Information Group Ltd. All rights reserved.

Scale 1:196

Printed on 17 Aug 2021

