

Licensing Sub-Committee

Agenda

Wednesday 13 March 2024 at 6.30 pm

This meeting will be held remotely

Watch the meeting live: youtube.com/hammersmithandfulham

MEMBERSHIP

Administration:	Opposition:
Councillor Mercy Umeh (Chair) Councillor Florian Chevoppe-Verdier	Councillor Dominic Stanton

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Public Notice

This meeting will be held remotely. Members of the press and public can watch the meeting live on YouTube: youtube.com/hammersmithandfulham

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

Date Issued: 28 February 2024

Licensing Sub-Committee Agenda

13 March 2024

<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.	PEPE'S PERI PERI, 179 KING STREET, LONDON, W6 9JT	3 - 26

Agenda Item 3

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1. THE APPLICATION

On the 25th January 2024, H And A Universal Limited (“the applicant”) submitted an application for a new premises licence, in respect of the premises known as Pepe's Peri Peri, 179 King Street, London, W6 9JT.

1.1 Application Requested

The applicant proposes to operate as hot food restaurant and take-away, and have applied for a premises licence to permit late-night refreshment for the following hours:

Licensable activities sought:

The Provision of Late-Night Refreshment - Both indoors and outdoors

Mondays to Sundays between the hours of 23:00 to 02:00

The Provision of Late-Night Refreshment – Outdoors only

Mondays to Sundays between the hours of 02:00 to 04:00

Opening hours of the premises

Mondays to Sundays between the hours of 23:00 to 02:00

The applicant has proposed that after 02:00 the premises will be delivery only.

A copy of the application form can be seen on pages **14-18** of this report.

1.2 Applicants Operating Schedule

The applicant has proposed additional steps in the applications operating schedule to promote the four licensing objectives, if the application is granted. A copy of these can be seen on pages **16** of this report.

On the 15th December 2023, following correspondence received from the Police, the applicant agreed to reduce hours of late-night refreshment and add 8 conditions, if the licence is granted, as detailed below. A copy of this amendment and relevant correspondence with the Police, can be seen on page **19** of this report.

Agreed Hours:

Late Night Refreshment - indoors;

Sundays to Thursdays	23:00 to 00:00
Friday and Saturday	23:00 to 01:00

Late Night Refreshment - outdoors;

Sunday to Saturday	23:00 to 04:00
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Agreed conditions:

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. A daily incident log shall be kept at the Premises and made available on request to an authorised officer of the Council or the Police or the Fire Service which shall record the following:
 - (a) all crimes reported to the venue
 - (b) all ejection of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) any incidents of disorder
 - (f) any faults in the CCTV system
3. Deliveries shall be made to bona fide business or residential addresses only.
4. There shall be no members of the public permitted on the premises after 00:00hrs Monday to Thursday where late night refreshment shall be supplied by delivery only thereafter.
5. There shall be no members of the public permitted on the premises after 01:00hrs on Friday and Saturday where late night refreshment shall be supplied by delivery only thereafter.
6. Delivery riders are to wait inside the premises in between collecting deliveries.
7. Notices shall be prominently displayed at all exits used by delivery drivers requesting them to respect the needs of local residents and leave the area quietly.
8. A notice shall be displayed by the front door stating the restaurant opening hours and that all orders after 00:00hrs Sunday - Thursday and 01:00 Friday - Saturday must be phoned through and are by home delivery only.

A copy of the correspondence can be seen on page **20** of the report.

2. BACKGROUND

The main access to the premise's is located on King Street. There is a mixture of residential and commercial premises within the area. A map showing the location of

the premises and neighbouring licensed premises can be seen on pages **21-24** of this report.

There are several options for transport away from the area including buses and taxis which run from in and around the King Street area. Ravenscourt Park tube station is a 3-minute walk away, Hammersmith tube station is a 12-minute walk away, and Stamford Brook tube station is a 13-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 the Noise & Nuisance team objecting to the grant of the application. A copy of the representation can be seen on pages **25-26** of this report.

4. OTHER INFORMATION

4.1 Enforcement History

On the 24 January 2024 at approximately 01:34, officers from the Noise and Nuisance team observed the premises open with multiple delivery drivers going in to pick up orders. A Licensing Enforcement Officer visited the premises on the same day and issued a verbal warning to the manager Mr Hayssam Sidawi for unauthorised late night refreshment. Mr Sidawi admitted to trading after 23:00, and claimed he was unaware there was no licence authorisation in place.

Subsequent to the above, a further three test purchase attempts were carried out, on the 2nd February 2024 at 23:41, 2nd February 2024 at 00.46 and 4th February 2024 at 00:02. All three test purchases were passed.

4.2 Temporary Event Notices (“TENs”)

One TEN has been submitted in respect of this premises in the past twelve months. Details of this can be seen below:

TRADING AS	STATUS	REFERENCE	DETAILS	Start Date	End Date
Pepe's Piri Piri	5_REJ	2024/00145/LATEML	Late Temporary Event Notice, Provision of Late Night Refreshment Start date: Tuesday 06 February 2024 to Monday 12 February 2024 from 23:00 to 04:00 each day, for no more than 15 people	06/02/2024	12/02/2024

5. POLICY CONSIDERATIONS

5.1 Section 2 pages 7-10 of the Statement of Licensing Policy (“SLP”) states the Licensing Authority is keen to support the licensed sector and leisure offer within the borough, with a particular focus on business resilience and growing a robust and thriving cultural and leisure sector.

To achieve this the Licensing Authority has identified three key themes of the Licensing Policy and the Licensing Authority’s approach to implementing it. These are:

- A sustainable, well-run licensed sector;
- Hammersmith & Fulham as a good place to live, work and enjoy leisure; and,
- A safe licensing environment and night-time economy.

5.2 Section 5 pages 12 and 13 of the SLP states that 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.

5.3 Policy 1 page 18 confirms that The Secretary of State’s Guidance states that applicants are expected to obtain sufficient information to enable them to demonstrate, the steps they propose to take to promote the licensing objectives; and that they understand the layout of the local area and physical environment including:

- a) crime and disorder hotspots;
- b) proximity to residential premises;
- c) proximity to areas where children may congregate;
- d) any risk posed to the local area by the applicants’ proposed licensable activities; and
- e) participation in any local initiatives (for example, local crime reduction initiatives or voluntary schemes, such as ‘Ask for Angela’, local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks.

Applicants are expected to include positive proposals in their application on how they will manage any potential risks.

The Guidance goes on to state that ‘Applicants are expected to provide licensing authorities with sufficient information in this section to determine the extent to which their proposed steps are appropriate to promote the licensing objectives in the local area. Applications must not be based on providing a set of standard conditions to promote the licensing objectives and applicants are expected to make it clear why the steps they are proposing are appropriate for the premises.’

The Licensing Authority notes the contents of these paragraphs from the Secretary of State’s Guidance and, in particular, the use of the word ‘expected’. Licence applications that do not in any way address the contents of these paragraphs in their operating schedules may be returned to the applicant as ‘incomplete’.

5.4 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	Town centres	Mixed use areas	Residential areas
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premises			
Late night refreshment premises (Takeaways)	Fri – Sat 01:00 Sun – 00:00	Fri – Sat 01:00 Mon - Thurs 00:00 Sun – 23:00	Not considered Appropriate

5.5 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.

5.6 Policy 9 pages 22 and 2023 of the SLP states the Licensing Authority shall operate a reactive and proactive inspection regime that is based on risk and specific incidents. The Enforcement Policy explains how officers will take a graduated response to a premises breaking the law, as we apply the principles of: Engage, Explain, Encourage and Enforce.

Premises that produce disorder, threaten public safety, generate public nuisance or threaten the well-being of our children, women or vulnerable people will be targeted for enforcement action.

The Licensing Authority will take enforcement action in accordance with our Enforcement Policy and relevant statutory powers.

The Licensing Authority will use a range of sanctions such as letters of warning, simple cautions, Fixed Penalty Notices (FPNs), closure notices and legal proceedings.

The Licensing Authority will seek to work with the police and other responsible authorities in enforcing licensing legislation and will strive to have a joint enforcement protocol with all the relevant agencies. Where the law allows, the Licensing Authority will agree secure mechanisms to share information with other regulators about licensed premises, to help target resources and activities and minimise duplication.

Enforcement will be focused on premises or persons found to be failing to promote the four Licensing Objectives. Additionally, Trading Standards officers may, at times and based on intelligence received, carry out underage test purchasing in areas where the intelligence has highlighted potential hotspots in the borough for underage sales.

5.7 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.

5.8 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:

- 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:

- 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.

5.9 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

k) dispersal procedures - establishing appropriate dispersal procedures to minimise the potential for crime and disorder when customers are leaving the premises.

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.

q) **prevention of theft** - using bag hooks and signage to warn customers of pickpockets and bag snatchers.

5.10 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;
- xiv. The siting of external lighting, including security lighting that is installed inappropriately;
- 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.
- k) **Late night refreshment** - applicants in respect of late-night takeaways should demonstrate that they have assessed the risk of persons congregating in large numbers in the vicinity of their premises. Where appropriate, applicants should demonstrate suitable measures to address this problem.
- 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.

- o) **Odour** – odour from cooking is a common source of complaint, particularly from restaurants and fast[1]food 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.

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

Case number 2024/00120/LAPR

Payment transaction reference 256-26733

Amount paid £315

Date submitted 25/01/2024

Are you the applicant or their agent? Applicant

PREMISES DETAILS

Premises address

179 King Street, London W6 9JT

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)

Trading name (if any) Pepe's Piri Piri

Telephone number at the premises (if any) 020 8748 2172

Are the premises in the course of construction?

No

Non-domestic rateable value if the premises 46750

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 as a limited company/ limited liability partnership

Applicant name H AND A UNIVERSAL LIMITED

Address 179 KING STREET
LONDON
W6 9JT

Registered company number 12424601

Telephone number 020 8748 2172

Email address [REDACTED]

I confirm that: I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities

Alternative details for correspondence

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?

22/02/2024

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.

Take away shop servicing and delivering Hot food

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

late night refreshment

HOURS OPEN TO THE PUBLIC

Standard days

Mondays

Start 23:00

Finish 02:00

Tuesdays

Start 23:00

Finish 02:00

Wednesdays

Start 23:00

Finish 02:00

Thursdays

Start 23:00

Finish 02:00

Fridays

Start 23:00

Finish 02:00

Saturdays

Start 23:00

Finish 02:00

Sundays

Start 23:00

Finish 02:00

Please state any seasonal variations

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

**LATE NIGHT
REFRESHMENT**

**Please give further
details here**

We would like to open the shop after 23:00 considering the demand from the local customers. Hence apply for the license to keep the shop open from 23:00 to 04:00 with doing deliveries only after 02:00.

We will appreciate if we are granted the license to serve the local community more.

Will the provision of late night refreshment take place indoors, outdoors or both?

Both

Standard days

Mondays

Start 23:00

Finish 04:00

Tuesdays

Start 23:00

Finish 04:00

Wednesdays

Start 23:00

Finish 04:00

Thursdays

Start 23:00

Finish 04:00

Fridays

Start 23:00

Finish 04:00

Saturdays

Start 23:00

Finish 04:00

Sundays

Start 23:00

Finish 04:00

Please state any seasonal variations

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

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

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

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

b) The prevention of crime and disorder

Our policy to avoid any crime or disorder happening. Our staff is trained to be respectful to customers so that no issue of any disorder happens.

c) Public safety

Public safety is our first priority, we do not allow any behavior which can potentially compromise public safety. Our staff is well trained to maintain public safety at all times.

d) The prevention of public nuisance

Our activities are as such that they will not cause any public nuisance

e) The protection of children from harm

We take the protection of our staff and customers very seriously, We have CCTV installed which should deter and harm happening to anyone at our premises.

DECLARATIONS

I have enclosed a plan of the premises

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.

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**

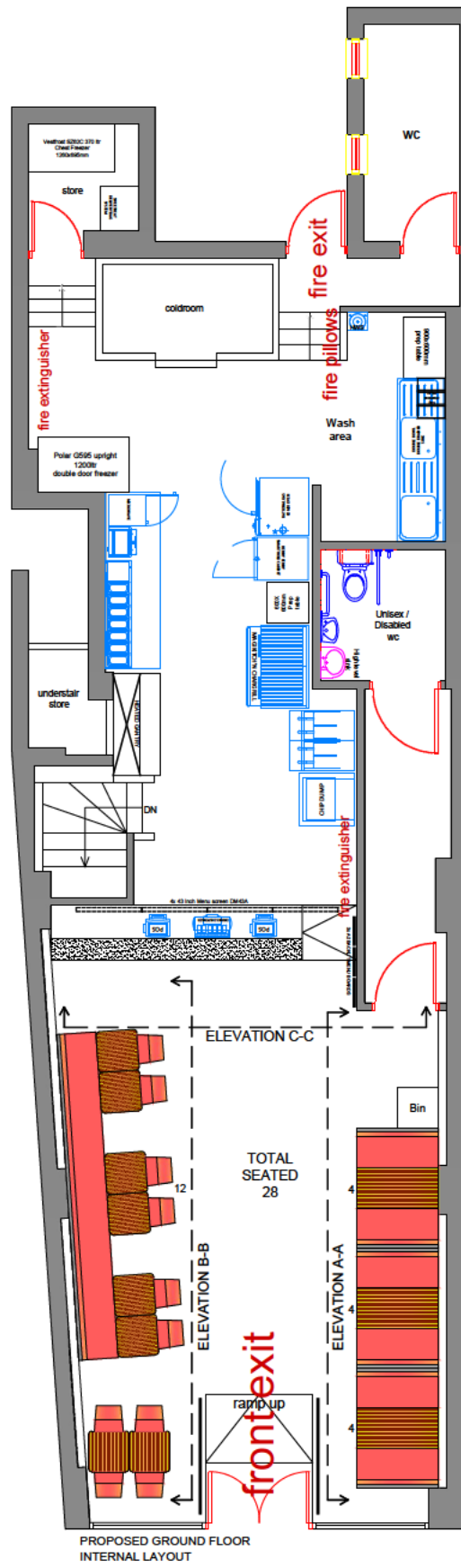
Full name **Hayssam El-Sidawi**

Capacity **Director**

Date **25/01/2024**

Contractor and furniture manufacturers to take on site measurements before commencing any work, architect will not be held responsible for any mis-fits on site

Any internal layout changes will need to be approved by head office prior.



FULL FIT OUT DRAWINGS SENT TO ALL

Drawing no. 11.0	
SIGN OFF	
DATE:	
CLIENT:	
HEAD OFFICE:	
date	rev. revision/author/checker
purpose of issue PLANNING	
project 179 KING STREET, HAMMERSMITH W6 9JT	
drawing INTERNAL ELEVATIONS	
Job no. 2018-0124	REV.
drawn cs	
scale 1:50@A3	

architecture
and interior design

17 COLESHILL ROAD BRIMINGHAM
TEL: 0121-783-6211 Mob: 07852135645
Email: g@architectureinteriors.co.uk www.architectureinteriors.co.uk

From: Nicole.Sondh@met.police.uk

Sent: Thursday, February 15, 2024 1:15 PM

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

Cc: Cardwell Kris J - AW-CU <

Subject: RE: New Premises Licence Application – Pepe’s Piri Piri, 179 King Street – 2024/00145 - Police Proposed Conditions

To Licensing,

RE: New Premises Licence Application – Pepe’s Piri Piri, 179 King Street – 2024/00145

Please see the below the amendments (highlighted in red) to the timings of licensable activity applied for and the police proposed conditions (also highlighted in red) in relation to the above application. All amendments and conditions have been agreed with the applicant in support of the licensing objective in the Prevention of Crime and Disorder.

Amended Timings;

Late Night Refreshment provided indoors;

Sunday to Thursday 23:00 – 00:00

Friday and Saturday 23:00 – 01:00

Late Night Refreshment provided outdoors;

Sunday to Saturday 23:00 – 04:00

Police Proposed Conditions – Agreed with applicant

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. A daily incident log shall be kept at the Premises and made available on request to an authorised officer of the Council or the Police or the Fire Service which shall record the following:

- (a) all crimes reported to the venue
- (b) all ejection of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) any incidents of disorder
- (f) any faults in the CCTV system

3. Deliveries shall be made to bona fide business or residential addresses only.

4. There shall be no members of the public permitted on the premises after 00:00hrs Monday to Thursday where late night refreshment shall be supplied by delivery only thereafter.

5. There shall be no members of the public permitted on the premises after 01:00hrs on Friday and Saturday where late night refreshment shall be supplied by delivery only thereafter.

6. Delivery riders are to wait inside the premises in between collecting deliveries.

7. Notices shall be prominently displayed at all exits used by delivery drivers requesting them to respect the needs of local residents and leave the area quietly.

8. A notice shall be displayed by the front door stating the restaurant opening hours and that all orders after 00:00hrs Sunday - Thursday and 01:00 Friday - Saturday must be phoned through and are by home delivery only

Kind Regards

Nicole

PC Nicole SONDH 2438AW

From: cloud 63

Sent: 09 February 2024 09:45

To: Sondh Nicole K - AW-CU <Nicole.Sondh@met.police.uk>

Subject: Re: FW: RE: New Premises Licence Application – Pepe’s Piri Piri, 179 King Street – 2024/00145 - Police Proposed Conditions

Dear Nicole

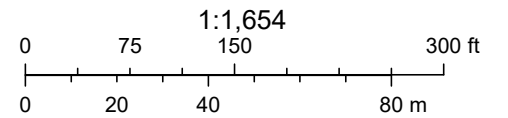
Thank you very much for your and Kris time yesterday. It was lovely speaking with you. Thank you for your kind explanation and considerations.

We are happy with the processed timings and conditions, please go ahead with it.

Kind regards

El-Sidawi

eGIS Web Map



LICENCE NO	TRADING AS	ADDRESS	ACTIVITY	Monday to Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
2017/00039/LAPR	Jin-Da Thai	1 Studland Street W6 0JS	Sale of Alcohol On and Off the Premises	12:00:00 - 22:30:00							
2023/01061/LAPR	All You Need 99P	146 King Street W6 0QU	Sale of Alcohol Off the Premises	08:00:00 - 23:00:00							
2018/01254/LAPR	Salutation	154 King Street W6 0QU	Playing of Recorded Music	00:00:00 - 00:00:00							
			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 - 00:30:00	23:00:00 - 01:30:00	23:00:00 - 01:30:00	23:00:00 - 00:30:00
			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 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 00:00:00
2009/00629/LAPR	Credit Munch	160 King Street W6 0QU	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	11:00:00 - 23:00:00	12:00:00 - 22:30:00
2023/00903/LAPR	Ohana Cafe Bar	184 King Street W6 0RA	Playing of Recorded Music			12:00:00 - 22:00:00	12:00:00 - 22:00:00	12:00:00 - 22:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 18:00:00
			Sale of Alcohol On the Premises			12:00:00 - 22:00:00	12:00:00 - 22:00:00	12:00:00 - 22:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 18:00:00
2020/00877/LAPR	W6 Express	190 King Street W6 0RA	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	10:00:00 - 22:30:00
2006/00736/LAPR	Yoshi Sushi	210 King Street W6 0RA	Playing of Recorded Music	11:00:00 - 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 - 00:00:00							
2015/00744/LAPR	Bombay Chow	220 King Street W6 0RA	Playing of Recorded Music		11:00:00 - 23:30:00	11:00:00 - 23:30:00	11:00:00 - 23:30:00	11:00:00 - 23:30:00	11:00:00 - 23:30:00	11:00:00 - 23:30:00	11:00:00 - 22:30:00
			Provision of Late Night Refreshment		23:00:00 - 23:15:00	23:00:00 - 23:15:00	23:00:00 - 23:15:00	23:00:00 - 23:15:00	23:00:00 - 23:15:00	23:00:00 - 23:15:00	
			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 - 22:00:00
2021/00262/LAPRC	Young Chelsea Bridge Club	Salvation Army Citadel 21 - 23 Dalling Road W6 0JD	Indoor Sporting Event								12:00:00 - 21:00:00

			Supply of Alcohol On the Premises									12:00:00 - 21:00:00
2020/00327/LAPR	Taco Bell	100 King Street W6 0QW	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 - 00:30:00	23:00:00 - 00:30:00	23:00:00 - 00:30:00	23:00:00 - 00:30:00	23:00:00 - 00:00:00
			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	10:00:00 - 00:00:00	11:00:00 - 00:00:00	12:00:00 - 23:30:00
2023/00316/LAPR	Simply Fresh	142 - 144 King Street W6 0QU	Sale of Alcohol Off the Premises	00:00:00 - 00:00:00								
2017/01743/LAPR	Cashew Tree	202 King Street W6 0RA	Provision of Late Night Refreshment	23:00:00 - 00:00:00								
			Sale of Alcohol On the Premises	10:00:00 - 22:00:00								
2020/00463/LAPR	Pho District	216 King Street W6 0RA	Sale of Alcohol On and Off the Premises		12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 22:00:00	12:00:00 - 22:00:00	12:00:00 - 22:00:00
2005/05734/LAPR	Kentucky Fried Chicken	88 - 90 King Street W6 0QW	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	23:00:00 - 00:00:00
2023/01269/LAPR	Savers Health & Beauty	96 - 98 King Street W6 0QW	Sale of Alcohol Off the Premises		08:00:00 - 19:00:00	08:00:00 - 19:00:00	08:00:00 - 19:00:00	08:00:00 - 19:00:00	08:00:00 - 19:00:00	08:00:00 - 19:00:00	08:00:00 - 19:00:00	10:00:00 - 18:00:00
2021/00819/LAPR	Drink Eat Ltd	198 King Street W6 0RA	Sale of Alcohol On and Off the Premises	09:00:00 - 23:00:00								
2022/01625/LAPR	Casa Mia	209 King Street W6 9JT	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	11:00:00 - 00:00:00	12:00:00 - 23:30:00
2023/01821/LAPR	The Hampshire Hog	225 - 227 King Street W6 9JT	Exhibition of a Film		12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 00:00:00	12:00:00 - 23:30:00
			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 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 23:30:00
			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 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	11:00:00 - 23:30:00
2020/00993/LAPR	Kamasutra Indian Restaurant	2A Holcombe Street W6 9JR	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	11:00:00 - 00:00:00	12:00:00 - 23:30:00
2015/01588/LAPR	Steam Restaurant	177 King Street W6 9JT	Provision of Late Night Refreshment	23:00:00 - 23:30:00								
			Sale of Alcohol On the Premises	12:00:00 - 23:30:00								
2019/02143/LAPR	Iceland Foods Ltd	111 - 117 King Street W6 9JG	Sale of Alcohol Off the Premises	07:00:00 - 23:00:00								
2007/02198/LAPR	Sagar Restaurant	157 King Street London W6 9JT	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	10:00:00 - 00:00:00	12:00:00 - 23:30:00

2020/00413/LAPR	Mr Singh Food & Wine	123B King Street W6 9JG	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	10:00:00 - 22:30:00
2023/01150/LAPR	Hammersmith Wine Store	123C King Street W6 9JG	Sale of Alcohol Off the Premises	08:00:00 - 23:00:00								
2021/00536/LAPR	Coffee Station - Ground And Basement Floor	167 King Street W6 9JT	Sale of Alcohol On the Premises	08:00:00 - 20:00:00								
2022/00130/LAPR	Polish Deli	163 King Street W6 9JT	Sale of Alcohol Off the Premises		08:00:00 - 21:00:00	08:00:00 - 21:00:00	08:00:00 - 21:00:00	08:00:00 - 21:00:00	08:00:00 - 21:00:00	08:00:00 - 21:00:00	08:00:00 - 21:00:00	10:00:00 - 18:00:00
2013/00007/LAPR	Shilpa Indian Restaurant	206 King Street W6 0RA	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	11:00:00 - 00:00:00	12:00:00 - 23:30:00
2018/01311/LAPR		Basement And Ground Floors 130 King Street W6 0QU	Sale of Alcohol On the Premises	11:00:00 - 23:30:00								
2014/00194/LAPR	Eat Tokyo	169 King Street W6 9JT	Playing of Recorded Music	17:00:00 - 23:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	
			Sale of Alcohol On the Premises		12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	12:00:00 - 15:00:00	17:00:00 - 23:00:00
2022/02059/LAPR	Plough And Harrow	122 King Street W6 0QU	Provision of Late Night Refreshment	23:00:00 - 00:00:00								
			Regulated Entertainment for Private Use									
			Sale of Alcohol On and Off the Premises	09:00:00 - 00:00:00								
2022/01667/LAPR	Holiday Inn Express	124 King Street W6 0QU	Playing of Recorded Music	-								
			Regulated Entertainment for Private Use									
			Sale of Alcohol On and Off the Premises	00:00:00 - 00:00:00								
2022/00313/LAPR	Nandos	133 - 135 King Street W6 9JG	Provision of Late Night Refreshment	23:00:00 - 00:00:00								
			Sale of Alcohol On the Premises	11:00:00 - 00:00:00								

From: Boniface Simon: H&F <Simon.Boniface@lbhf.gov.uk>

Sent: Friday, February 23, 2024 3:53 PM

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

Subject: Pepe's, 179 King Street, W6 9JT

To Licensing Team

I am writing to register a formal representation on behalf of Environmental Public Protection-Nuisance (EPP) in relation to the new application for a premises license for 'Pepe's, 179 King Street, W6 9JT

As a responsible authority, EPP wish to object to the application in its entirety, under the licensing objective for the Prevention of Public Nuisance.

The premises is located on King Street, but some distance from Hammersmith Town Centre. The site is located in the immediate vicinity of nearby residential noise sensitive dwellings including flats above commercial premises in King Street. It also adjoins the new Town Hall development site which will also include noise sensitive residential dwellings.

Given the premises location in close proximity to residents, its operations during sleep hours, after 23:00hrs would give rise to significant risk of noise nuisance and sleep disturbance.

In its location, the premises may give rise to noise from customers attending and leaving the premises, delivery and vehicle noise and that of plant and machinery associated with the operation of a commercial kitchen

The applicant proposed no measures or controls to address potential public nuisance, stating within their application only that; *"Our activities are as such that they will not cause any public nuisance"*.

It is also relevant that this application appears to have been submitted immediately after recent late night observations by the EPP Team when the premises was found to be trading in the early hours of the morning, in the absence of a license. These observations and the absence of any recognition within the application that very late

operations may impact the licensing objectives, gives rise to further concern about the suitability of the applicant to operate a late night trading premises.

We are particularly concerned about noise emissions from the rear of the premises arising from the operation of their commercial kitchen extract system. This by necessity will be operational throughout their trading hours. Commercial kitchen extracts account for 42% of all commercial premises noise complaints within the borough. Such externally mounted mechanical plant is intrinsically noisy. If not designed with very late night operations in mind at the time of commissioning, such plant will rarely meet objective noise criteria at nearby noise sensitive dwellings designed to protect inhabitants' sleep.

In the absence of a detailed acoustic report to account for noise from plant or machinery upon residential neighbours, or measures to limit the impact of delivery and customer noise, we are satisfied that an increase in operational hours of the premises will lead to increased noise levels and disturbance to nearby residential properties.

I therefore request the application be refused in its entirety in order to uphold the licensing objective of prevention of public nuisance.

Simon Boniface

Team Leader – Public Protection (Nuisance Team Central).

Environmental Health & Public Protection