

Licensing Sub-Committee

Agenda

Wednesday 5 February 2025 at 6.30 pm

This meeting will be held remotely

Watch the meeting live: youtube.com/hammersmithandfulham

MEMBERSHIP

Administration:	Opposition:
Councillor Patrick Walsh (Vice-Chair) Councillor Florian Chevoppe-Verdier	Councillor Jose Afonso

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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: 27 January 2025

Licensing Sub-Committee Agenda

5 February 2025

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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.	CAPITAL THEATRE, WESTFIELD LONDON SHOPPING CENTRE, ARIEL WAY, LONDON, W12 7GF	3 - 108

Agenda Item 3

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1. THE APPLICATION

On 19th December 2024, the Licensing Authority received a valid application for a new premises licence in respect of the premises known as the Capital Theatre, Westfield London Shopping Centre, Ariel Way, London, W12 7GF submitted by Sue Dowling of Blandy & Blandy LLP on behalf of West London Stage Ltd ('the applicant').

1.1 Application Requested

The applicant has applied for a new premises licence for the following licensable activities, days and times as outlined below:

Plays - Indoors Only

Mondays to Sundays 09:30 to 01:30

Non-Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Films - Indoors Only

Mondays to Sundays 09:30 to 01:30

Non-Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Live Music - Indoors Only

Mondays to Sundays 09:30 to 01:30

Non-Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Recorded Music - Indoors Only

Mondays to Sundays 09:30 to 01:30

Non-Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Dance - Indoors Only

Mondays to Sundays 09:30 to 01:30

Non-Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Anything Similar to Music or Dance - Indoors Only

Mondays to Sundays - 09:30 to 01:30

Non-Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Late Night Refreshment - Indoors Only

Mondays to Sundays - 23:00 to 01:30

Non-Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

The Sale of Alcohol - Both On and Off the Premises

Mondays to Sundays - 09:30 to 01:00

Non-Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

Proposed Opening Hours

Mondays to Sundays - 09:00 to 02:00

Non-Standard Timings: From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

A copy of the application form, conditions, plan and supporting documents can be seen on pages **15-55** of this report.

1.2 Applicants Operating Schedule

The applicant has proposed steps in the applications operating schedule to promote the four licensing objectives if the application is granted. A copy of the operating schedule and draft conditions can be seen on pages **36-40** of this report.

2. BACKGROUND

The premises proposes to operate as a theatre. The main access to the premises is located at the Westfield Shopping Centre. 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 page **56-77** of this report.

There are several options for transport away from the area including buses and taxis which run from in and around the Shepherd's Bush Road area. Shepherds Bush overground, and tube station is a 3-minute walk away, Shepherd's Bush Market tube station is a 12-minute walk away and Wood Lane tube station 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 four representations from local residents objecting to the licence application. A copy of the representations can be seen on pages **78-85** of this report.

On the 21st January 2025, the applicant requested that the Licensing Authority send the objectors further information in relation to their representation. A copy of the correspondence can be seen on pages **86-108** of this report.

4. OTHER INFORMATION

4.1 Enforcement History

There has been no enforcement history in respect of this premises in the last three years.

4.2 Temporary Event Notices (“TENs”)

There have been no TENs in respect of this premises in the last twelve months.

5. POLICY CONSIDERATIONS

5.1 Section 2 pages 7 and 8 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 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.

5.3 Section 7 page 14 of the SLP states that the The Licensing Authority considers that it would be beneficial if operating schedules include all the following:

- a description of the style and character of the business to be conducted on the premises (for example, a supermarket, or a cinema with 6 screens and a bar, or a restaurant, or a public house with two bars, a dining area and a garden open to customers);
- A description of the local area and physical environment including crime and disorder hotspots, proximity to residential premises and proximity to areas where children may congregate;
- the licensable activities to be conducted on the premises;
- the times during which it is proposed that the relevant licensable activities are to take place. This should include the time the premises will be open, the time the last customer will be able to enter the premises, the time the last drink will be served and the time all customers will have left the premises. Detail should also be provided on how this will be managed/controlled;
- Any other times when the premises are to be open to the public.

5.4 Policy 1 page 18 of the SLP states that applicants are expected to undertake a local risk assessment as part of the licence application. 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.

5.5 Policy 3 page 20 - 22 of the SLP states that the Licensing Authority may consider specific restrictions on hours of sale and operation in certain circumstances. 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.

In determining representations to an application which incorporates an external area to the premises, the licensing committee might decide that the circumstances are such that a restriction on hours in that area is the only appropriate means to achieve the promotion of the Licensing Objectives.

It will be the normal policy of the Licensing Authority to allow shops, stores and supermarkets to provide sales of alcohol for consumption off the premises at any times (in line with permitted planning hours) when the retail outlet is open for shopping unless there are good reasons based on the Licensing Objectives for restricting those hours. Should there be evidence regarding street drinking issues, child protection issues, cumulative impact, anti-social behaviour (ASB), issues in relation to public nuisance and disorder in the vicinity of this type of premises, the Licensing Authority may restrict the hours of the sale of alcohol or decide to review the licence.

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
Cinemas and theatres	02:00 daily	00:00 daily	23:00 daily

5.6 Policy 4 pages 22 and 23 of the SLP states that the Licensing Authority will have regard to cumulative impact generally during the duration of this policy. 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 i.e. 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.
- Prosecution or other enforcement of any personal licence holder or member of staff at such premises who is selling alcohol to people who are drunk
- 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.

5.7 Policy 11 page 29 and 30 of the SLP states that the Licensing Authority expects that any licence applicant will give due consideration to the needs of Hammersmith & Fulham residents and any negative impacts from licensable activities and business operations, with reference to taking place in their premises and how these may impact in the direct locality and further afield. 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.

Residents are advised to report noise and nuisance on 020 8753 1081 during office hours and 020 8748 8588 at all other times that any noise nuisance is occurring.

5.8 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) The following provides a non-exhaustive list of risks associated with the crime and disorder objective that applicants may want to consider when preparing their Operating Schedule:
 - 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.

i) alternative to glass bottles and glasses - restricting the use of glass bottles and beer glasses to customers in preference for containers made from polycarbonate materials.

j) CCTV - using CCTV inside and/or outside the premises together with appropriate procedures and having staff properly trained to use CCTV equipment.

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

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.

m) door staff - considering whether the premises employs enough SIA registered door staff, whether Door Premises Supervisors check the legitimacy of the badges and whether SIA staff display their badges prominently. (Note: All door supervisors must be Security Industry Authority (SIA) registered).

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.

o) 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.

r) Event type - in some cases the type of regulated entertainment proposed could attract elements which increase the possibility of violence and/or disorder occurring in, or in the vicinity of, the premises. For example, some externally promoted live music events carry an increased risk of violent crime and disorder. It may be appropriate to carry out a risk assessment of the activities proposed, however this would be in a guidance capacity to help support the business in question. Any such assessments should be emailed to: (AWMailbox.Licensing@met.police.uk) before the event is agreed. Where a large outdoor event is planned this Authority and the Police recommend that the organisers consult with 'relevant parties' as early in the planning stages as possible. 'Relevant parties' would include local residents, local businesses, schools, charitable organisations, responsible authorities and relevant local authority departments. Consideration of timing of events should be given in relation to football matches and other large pre-planned annual events within the locality and surrounding boroughs.

5.9 Annex 1 pages 37 and 38 of the SLP in relation to public safety, the Licensing Authority will require the applicant to demonstrate the steps proposed to ensure the physical safety of people using the relevant premises or place. This does not cover the separate need for applicants to provide relevant public safety requirements dealt with by Environmental Health. This is expected to include:

a) Maximum occupancy limits will be specified on the licence only where necessary for the promotion of public safety or the prevention of disorder. Where a capacity limit is already

specified in a fire risk assessment, the Licensing Authority will not normally include that limit as a licence condition.

b) Safe capacities will be imposed where necessary for the promotion of public safety or the prevention of disorder on the relevant premises. If no safe capacity has been imposed through other legislation, a responsible authority may consider it necessary for a new capacity to be attached to the premises which would apply at any material time when the licensable activities are taking place and may make representations to that effect. The types of premises that may be subject to safe capacities will be the following;

- I. Nightclubs
- II. Cinemas
- III. Theatres
- IV. Other premises where regulated entertainment is being provided within the meaning of the Act, e.g. open public spaces

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

d) special effects - whether music and dance venues and performance venues will use equipment or special effects, e.g. moving equipment, vehicles, pyrotechnics, strobe lights, smoke machines, etc.

e) incident and occurrence book – keeping an incident book on the premises so staff can record any instances of crime, disorder, refused sales, ejections and intimidating behaviour.

f) risks associated with special promotions/events – ensuring compliance with guidance from the Metropolitan Police relating to specific event risk assessments for externally promoted live music events well in advance of the event. Risk assessment forms can be obtained from the Metropolitan Police Licensing Officer.

g) getting home safely - providing information to customers and staff (including contact telephone numbers) regarding safer options available for travelling home late at night - including night buses, licensed taxis and private hire (mini-cabs).

h) overcrowding - developing policies and procedures regarding capacity to prevent overcrowding and patrons possibly becoming aggressive.

i) premises environment - applicants should consider the physical environment of the premises and have regard to issues that could increase the likelihood of patrons becoming agitated or aggressive. This may include procedures regarding door supervision, identification and management of drunken customers and issues of overcrowding and capacity, which may result in patrons becoming aggressive or rowdy.

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 require the applicant to demonstrate within the operating plan 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 Licensing Authority will particularly consider the following matters where they are material to the individual application:

- i. The Licensing Authority recommends that primarily alcohol led premises such as nightclubs and pubs, located close to any residential premises, implement a dispersal policy at their venue. All relevant staff should be trained on any policy, and all reasonable steps should be taken to ensure it is fully always implemented and adhered to.
- 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.
- vi. Limiting the number of people permitted to use a garden or other open-air areas, including those for the use of smoking, at any one time.
- vii. Restricting the use of a garden or other open-air areas, including those for the use of smoking, after a particular time e.g. 11:00pm (or such earlier time as may be considered appropriate).
- 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;
- xvi. The history of previous nuisance complaints proved against the premises, particularly where statutory notices have been served on the present licence holder;
- xvii. The history of the applicant in controlling anti-social behaviour and preventing nuisance;
- xix. Any other relevant activity likely to give rise to nuisance;

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:

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.

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.

n) External Areas – External areas such as gardens can be the source of noise disturbance to surrounding premises. Consider limiting the use of the garden to a reasonable time and number of people.

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.

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

5.11 Annex 1 pages 40 and 41 of the SLP in relation to the protection of children from nuisance states that the Licensing Authority will require operating plans to specify 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.

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We West London Stage Ltd

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description The Capital Theatre Westfield Shopping Centre Ariel Way			
Post town	London	Postcode	W12 7GF

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£125,000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i as a limited company/limited liability partnership please complete section (B)
 - ii as a partnership (other than limited liability) please complete section (B)
 - iii as an unincorporated association or please complete section (B)
 - iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Ms <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Ms <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname			First names	
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality				
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)				
Current residential address if different from premises address				
Post town		Postcode		
Daytime contact telephone number				
E-mail address (optional)				

(B) OTHER APPLICANTS

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

Name West London Stage Ltd
Address 5 TH Floor, 114 St Martin's Lane London WC2N 4BE
Registered number (where applicable) 15784756
Description of applicant (for example, partnership, company, unincorporated association etc.) Private limited company

Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start? DD MM YYYY

0	4	1	02	0	2	5
---	---	---	----	---	---	---

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

--	--	--	--	--	--	--

Please give a general description of the premises (please read guidance note 1)
 Performance venue. This venue (which forms part of the Westfield Shopping complex) will be a new permanent flexible (and accessible) theatre space in Shepherd's Bush London. The venue is set over 35,000 square feet and is located in the southwest corner of the shopping centre on the site of the ground floor of the former Debenhams department store. As well as a first-class auditorium, the venue will also house a foyer café/bar, box office and merchandise facilities, with backstage areas/rehearsal rooms/ offices/dressing rooms and creative and technical facilities. In front of the venue there will be an external terrace area. The theatre space on opening will launch with a revival of Dirty Dancing – The Classic Story on Stage – the first performance being on 23 October 2025. Note - all guests to the auditorium performance at Capital theatre will have purchased (or will have had purchased for them) a ticket to the show/experience beforehand much the same as one would purchase a ticket to a Theatre performance as well as being able to purchase tickets in advance from an onsite Box Office. Some ticket types will include a complimentary beverage/canapes/merchandise. Following the conclusion of the performance (with professional actors/singers/dancers etc) the audience will be able to (if they wish to) then enjoy a dance to music from the era of Dirty Dancing (1950s/60s Americana). Further information can be found at: <https://capitaltheatre.co.uk/>

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

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

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- | | |
|--|-------------------------------------|
| Provision of regulated entertainment (please read guidance note 2) | Please tick all that apply |
| a) plays (if ticking yes, fill in box A) | <input checked="" type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input checked="" type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |

- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) This Regulated Entertainment activity will only take place within the Auditorium of the proposed licensed premises. See more information in Live Music section regarding likely Performance times relating to any events in the Auditorium.		
Mon	09:30	01:30			
Tue	09:30	01:30	<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Wed	09:30	01:30			
Thur	09:30	01:30	<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Fri	09:30	01:30			
Sat	09:30	01:30			
Sun	09:30	01:30			

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	09:30	01:30	Please give further details here (please read guidance note 4) There will be screens in the Auditorium of the theatre but also within other internal areas of the building (e.g. in the foyer).	Both	<input type="checkbox"/>
Tue	09:30	01:30			
Wed	09:30	01:30	State any seasonal variations for the exhibition of films (please read guidance note 5)		
Thur	09:30	01:30			
Fri	09:30	01:30	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6) From the end of permitted hours on New Year’s Eve to the start of permitted hours on New Year’s Day.		
Sat	09:30	01:30			
Sun	09:30	01:30			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>				
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon	09:30	01:30	<p>In terms of Regulated Entertainment, Live Music will form part of the performance (on opening, Dirty Dancing – The Classic Story on Stage) and will thus be in the Auditorium of the Theatre. It is possible that there may be minor live music in the foyer area from time to time, to add ambience. [Music (if any) outside of the venue will not be regulated as this will be incidental in nature].</p> <p>In terms of performances, these will typically take place up to 9 shows a week – with the evening performance starting at around 19:30 and finishing approximately 22:30. At the weekends there will be matinee performances too (and there may be additional performances seasonally). Matinee performances will typically start around 14:00 (possibly 13:00 on a Sunday). Following the conclusion of the performance, Live/Recorded music may continue – with those present enjoying the ambience and/or dancing – to allow for a gentle dispersal of guests up until closure of the venue.</p>		
Tue	09:30	01:30			
Wed	09:30	01:30	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur	09:30	01:30			
Fri	09:30	01:30	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	09:30	01:30			
Sun	09:30	01:30			
			From the end of permitted hours on New Year’s Eve to the start of permitted hours on New Year’s Day.		

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	09:30	01:30	<u>Please give further details here</u> (please read guidance note 4) In terms of Regulated Entertainment, Recorded Music will form part of the performance (on opening, Dirty Dancing – The Classic Story on Stage) and will thus be in the Auditorium of the Theatre. There will also be recorded music in the foyer area from time to time, to add ambience. [Music (if any) outside of the venue will not be regulated as this will be incidental in nature]. In terms of performances, these will typically take place up to 9 shows a week – with the evening performance starting at around 19:30 and finishing approximately 22:30. At the weekends there will be matinee performances too (and there may be additional performances seasonally). Matinee performances will typically start around 14:00 (possibly 13:00 on a Sunday). Following the conclusion of the performance, Recorded music may continue – with those present enjoying the ambience and/or dancing – to allow for a gentle dispersal of guests up until closure of the venue.		
Tue	09:30	01:30			
Wed	09:30	01:30	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	09:30	01:30			
Fri	09:30	01:30	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6) From the end of permitted hours on New Year’s Eve to the start of permitted hours on New Year’s Day.		
Sat	09:30	01:30			
Sun	09:30	01:30			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	09:30	01:30	<p><u>Please give further details here</u> (please read guidance note 4) In terms of Regulated Entertainment, dance performances will form part of the performance (on opening, Dirty Dancing – The Classic Story on Stage) and will thus be in the Auditorium of the Theatre.</p> <p>In terms of performances, these will typically take place up to 9 shows a week – with the evening performance starting at around 19:30 and finishing approximately 22:30. At the weekends there will be matinee performances too (and there may be additional performances seasonally). Matinee performances will typically start around 14:00 (possibly 13:00 on a Sunday)</p>		
Tue	09:30	01:30			
Wed	09:30	01:30	<p><u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)</p>		
Thur	09:30	01:30			
Fri	09:30	01:30	<p><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)</p> <p>From the end of permitted hours on New Year’s Eve to the start of permitted hours on New Year’s Day.</p>		
Sat	09:30	01:30			
Sun	09:30	01:30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing Anything similar to live and recorded music or dance		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	09:30	01:30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	09:30	01:30	Please give further details here (please read guidance note 4)		
Wed	09:30	01:30	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Thur	09:30	01:30	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Fri	09:30	01:30			
Sat	09:30	01:30			
Sun	09:30	01:30			

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) Whilst the venue is open, food and hot drinks will be available (until 30 minutes before closing), within the premises. There will be no late night refreshment available in the external terrace area as this will be closed before 23:00		
Mon	23:00	01:30			
Tue	23:00	01:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Wed	23:00	01:30			
Thur	23:00	01:30	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)		
Fri	23:00	01:30			
Sat	23:00	01:30	From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Sun	23:00	01:30			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<p>State any seasonal variations for the supply of alcohol (please read guidance note 5)</p> <p>Alcohol will be served in the Auditorium from fixed bars and also from mobile/temporary bars to serve those within that area, for the performances.</p> <p>Alcohol will also be available in the Foyer and in the external terrace area (the purchase of alcohol in the latter not being available after 22:30 (at the latest), daily).</p> <p>It is possible that on occasions, temporary/mobile bars may be used in the Premises to meet customer demand (following appropriate risk assessment).</p> <p>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)</p> <p>From the end of permitted hours on New Year’s Eve to the start of permitted hours on New Year’s Day.</p>		
Mon	09:30	01:00			
Tue	09:30	01:00			
Wed	09:30	01:00			
Thur	09:30	01:00			
Fri	09:30	01:00			
Sat	09:30	01:00			
Sun	09:30	01:00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	The DPS will be appointed in due course
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

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 (please read guidance note 9).

n/a

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<p><u>State any seasonal variations</u> (please read guidance note 5)</p> <p>The hours set out to the left are the maximum hours that the Theatre (including the Foyer) will be open to the public.</p> <p>As explained above, in terms of Auditorium performances, these will typically take place up to 9 shows a week – with the evening performance starting at around 19:30 and finishing approximately 22:30. At the weekends there will be matinee performances too (and there may be additional performances seasonally). Matinee performances will typically start around 14:00 (possibly 13:00 on a Sunday). Following the conclusion of the evening performance, the Auditorium will remain open (to allow guests to enjoy the ambience and/or to dance etc) until guests have largely departed. The venue will then implement a gentle closure but the latest by 01:30. All licensable activities will cease at least 30 minutes before closure to allow for orderly exit/dispersal.</p> <p>The Foyer will be open daily from 09:00 to allow for people to enjoy the area; have coffee/food/beverages etc and to purchase tickets to the show (if they wish to do so).</p> <p>The external area will close by 23:00 latest daily.</p> <p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)</p> <p>From the end of permitted hours on New Year’s Eve to the start of permitted hours on New Year’s Day.</p>
Day	Start	Finish	
Mon	09:00	02:00	
Tue	09:00	02:00	
Wed	09:00	02:00	
Thur	09:00	02:00	
Fri	09:00	02:00	
Sat	09:00	02:00	
Sun	09:00	02:00	

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M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

The Applicant has offered bespoke Licence conditions to support this application – please see the attached draft conditions. These conditions are designed to promote all four Licensing Objectives and cover obligations relating to (amongst other matters):

- Internal CCTV provision
- Challenge 25 Responsible Sale of Alcohol
- Event Planning including Risk Assessment
- Search/security (including the use of SIA licensed door supervisors) and counter-terrorism measures;
- Maintenance of appropriate registers and logs;
- Staff training

The planned licensed operation is primarily a performance theatre; alcohol sales are not the focus of the venue. The Theatre will be professionally staffed and operated to a high standard – draft Organisational Chart is served with the application

In terms of noise control, the Theatre will be purpose-built and must operate next to other operations at Westfield Shopping Centre. It is consequently not anticipated that there will be any issues relating to the control of noise from the planned licensable activities within these premises.

The Theatre will also benefit from the existing exceptional transport links to Westfield Shopping Centre. These links already service much later venues (some of which open until 03:00). The venue itself is not near to any noise sensitive premises. The venue will also benefit from the extensive measures in terms of security and CCTV implemented by the Westfield Shopping Centre to promote safety on the wider Westfield site.

With the collapse of the Debenhams chain of stores and the fact that the unit has been sitting empty for a considerable period of time, it is hoped that the considerable investment in the development of this licensed Theatre (on the ground floor of the former Store) will breathe life into this part of Westfield Shopping Centre and that it will be seen by all concerned as a real benefit to the locality.

b) The prevention of crime and disorder

Please see comments in section (a) and the draft conditions offered to support this application.

c) Public safety

Please see comments in section (a) and the draft conditions offered to support this application.

d) The prevention of public nuisance

Please see comments in section (a) and the draft conditions offered to support this application.

e) The protection of children from harm

Please see comments in section (a) and the draft conditions offered to support this application.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).

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.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

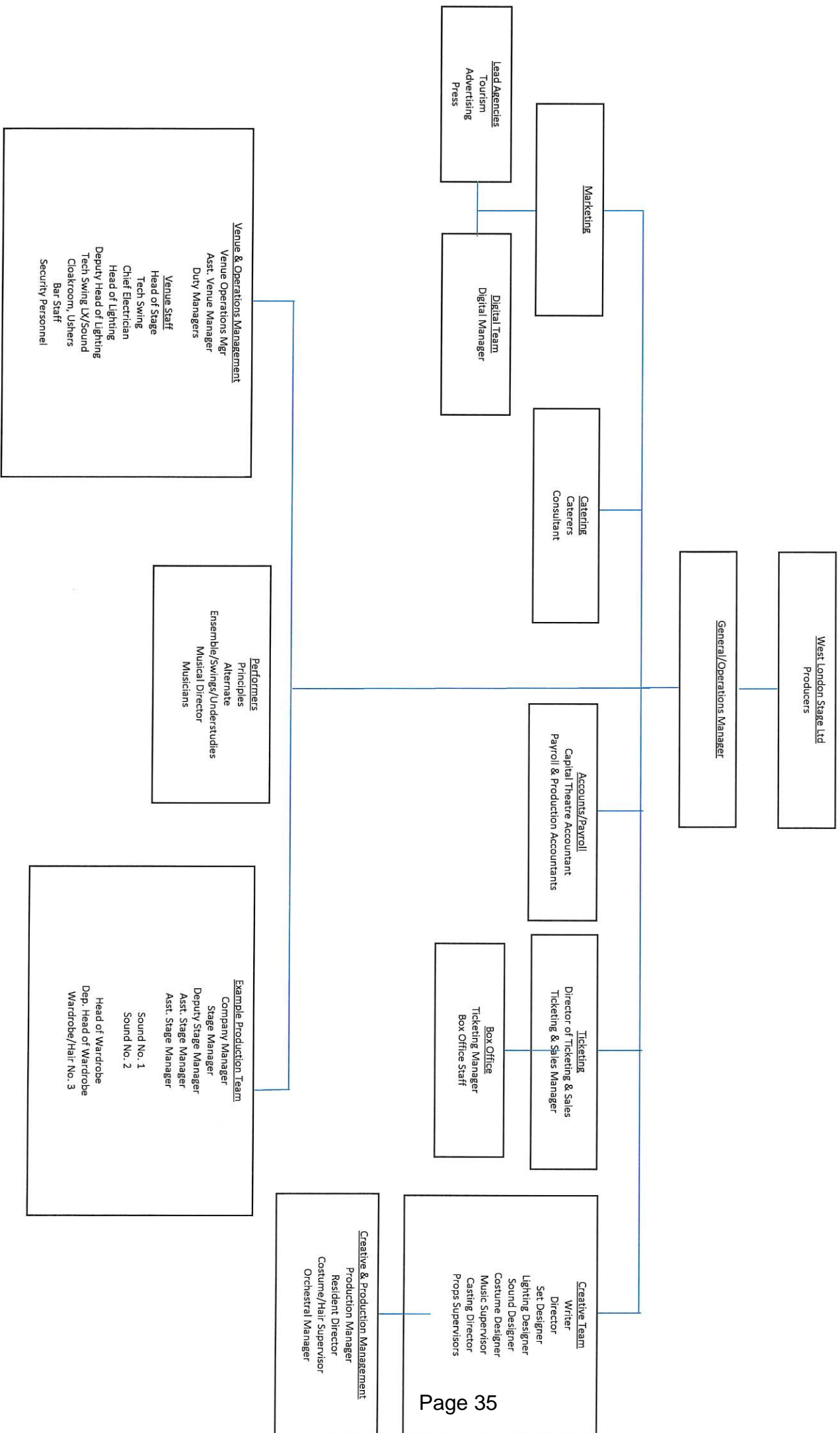
Declaration	<ul style="list-style-type: none">• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I
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	<p>cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> 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 (please see note 15)
Signature	<i>B. Arnold Blandy & Blandy LLP</i>
Date	<i>19.12.2024</i>
Capacity	<i>Solicitor for Applicant.</i>

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			



Capital Theatre, Westfield Shopping Centre

Ariel Way, London

Draft Conditions for Issue: 19 December 2024

These draft conditions are offered to support the application for a new Premises Licence for the proposed Premises, Capital Theatre. They may be revised following input from the Responsible Authorities/Interested Parties.

1. An Event Safety Management Plan (ESMP) will be developed and shared with the Licensing Authority and other Responsible Authorities (if requested) prior to opening.

2. The ESMP will include details on subjects such as (but not limited to):
 - Layout plans (showing fixed furniture/fittings, and areas in which temporary and/or mobile bars may be used, subject to risk assessment)
 - Noise Management measures
 - Security Management arrangements
 - Access, egress and dispersal arrangements
 - Counter terrorism measures
 - Ticketing
 - Alcohol Management Plan (including Challenge 25 procedures)
 - Crisis Communication Plan
 - Risk Assessments
 - Artists/Show profile
 - Special effects
 - The use of glass drinking vessels
 - Drugs Policy
 - Medical Management Plan
 - Child Welfare/Vulnerable Persons Policy
 - Disabled customer/Accessibility policy

3. The ESMP will be a 'living' document which will be reviewed and revised by the Premises Licence Holder (acting by its DPS or otherwise) as a minimum on an annual basis, to ensure that it is updated in accordance with good industry practice.

4. CCTV

- 4.1 High Definition CCTV shall be installed, operated and maintained at all times that the Premises is open for licensable activities or customers are on the Premises and shall be checked every two weeks to ensure that the system is working properly and that the date and time are correct.
 - 4.2 At least one camera will show a close-up of the entrance/entrances to the Premises, to capture a clear, full length image of anyone entering.
 - 4.3 It shall cover any internal or external area of the Premises where licensable activities take place.
 - 4.4 The recordings shall be in real time and stored for a minimum period of 31 days with date and time stamping.
 - 4.5 Footage shall be provided to the Police or authorised Council officer on reasonable request made by email to the Designated Premises Supervisor.
 - 4.6 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.
 - 4.7 Appropriate signage shall be displayed in prominent positions, informing customers they are being recorded on CCTV.
5. An incident log shall be maintained by the premises that details incidents of note (relevant to the promotion of the Licensing Objectives) that occur in the premises. This shall include any incidents of disorder and ejections as a minimum and shall be available for inspection at any reasonable time by an authorised officer of the licensing authority.
 6. A refusals book shall be kept at the premises to record details of all refusals to sell alcohol. This book shall contain the date and time of the incident, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. The book shall be made available to the police and authorised council officers on reasonable request to the DPS.

7. The provision of SIA door security on the Premises shall be on a risk assessed basis. When employed door staff will wear high visibility armbands for easy recognition.
8. Where SIA door supervisors are employed, the following conditions will apply
 - a. The premises licence holder shall ensure that the following details for each door supervisor, are contemporaneously entered into a bound or electronic register kept for that purpose:
 - (i) Full name,
 - (ii) SIA Certificate number and or badge number, or registration number of any accreditation scheme recognised by the Licensing Authority (including expiry date of that registration or accreditation),
 - (iii) The time they began their duty
 - (iv) The time they completed their duty.
 - (v) This register is to be kept at the premises at all times and shall be so maintained as to enable an authorised officer of the Licensing Authority or a constable to establish the particulars of all door stewards engaged at the premises during the period of not less than 28 days prior to the request and shall be open to inspection by authorised officers of the Licensing Authority or a constable upon request.
9. As part of the drugs policy, a lockable "Drugs Box" will be on site. Only the DPS and nominated members of management shall have access. All controlled drugs or items suspected to be or to contain controlled drugs found at the Premises must be placed in this box as soon as reasonably practicable and when emptied of its contents all must be given to the designated officer of the Metropolitan Police for appropriate disposal, or as otherwise agreed.
10. Adequate and appropriate first aid equipment and materials will be kept on site, regularly checked and kept in an easily accessible place for staff.
11. All exit routes will be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly signed.
12. Capacity figures shall be limited to those as set out in the Fire Risk Assessment.

13. The Premises will adopt the “ask Angela” (or similar) scheme. All staff will be trained in the process to be adopted when any customer “asks for Angela”. Should the customer “ask for Angela” the matter will be recorded in the incident log.
14. The Premises shall have a policy to ensure the welfare and safeguarding of vulnerable patrons. Staff shall be able to support and assist people who feel unsafe, vulnerable or threatened. Should customers approach the venue for assistance, these incidents shall be recorded in the incident log. This policy shall be made available to police or authorised officers of the Licensing Authority upon request.
15. The Licensee shall provide training for all staff to ensure that they are familiar with all means of ingress and egress and the appropriate procedures in case of any emergencies that require an immediate evacuation of the Premises.

Glassware

16. The use of glassware in the main auditorium shall be risk assessed and a copy of the risk assessment shall be kept on site and shared with representatives of the responsible authorities on reasonable request.
17. The external terrace shall be managed with sufficient staff to ensure that those in that area do not leave the external with alcoholic beverages.
18. Licensable activities in the external terrace shall cease (at the latest) by 22:30¹ with the area closed to the public by 23:00². Any tables/chairs which are not fixed to the ground will be stored inside, on closure of the premises.

Staff Training

19. The Designated Premises Supervisor shall ensure that all staff, supervisors and managers responsible for selling alcohol receive an induction in the legality and procedure of alcohol sales prior to undertaking the sale of alcohol. This training shall include; times of operation,

¹ This deadline will be extended on NYE/NYD until permitted hours commence on 1 January each year as detailed in the application.

² This deadline will be extended on NYE/NYD until permitted hours commence on 1 January each year as detailed in the application.

licensable activities and all conditions. Training documents shall be signed and dated, and training records be made available to police and authorised council officers on request. The records shall be retained for at least 12 months.

20. The training referred to in condition 19 above shall be repeated by way of refresher training to staff on a regular basis. Training documents relating to that refresher training shall be signed and dated, and training records be made available to police and authorised council officers on reasonable request. The records shall be retained for at least 12 months.

Underage sales

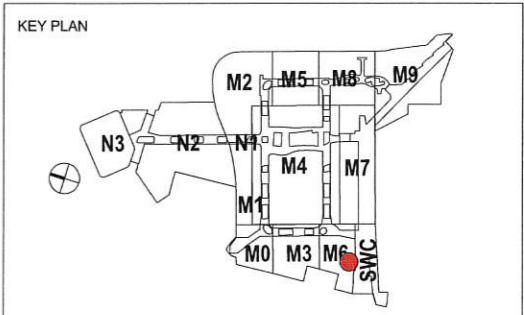
21. At all times that the premises is operating under this licence, the Premises Licence Holder shall ensure that its staff operate a Challenge 25 Policy (to minimise the risk of alcohol being sold to underage customers). This Policy shall provide that before any sale of alcohol any person who appears to be under the age of 25 will be required to produce photo ID in the form of a passport; driving licence, UK Military ID card; PASS (or similar) card or any other form of ID approved by the Home office for the purpose of age verification of sales of alcohol, to prove that he/she is over the age of 18.

SED draft 18 December 24

CAPITAL THEATRE



- NOTES:
- This drawing is copyright
 - Do not scale dimensions from this drawing
 - To be read in conjunction with other drawings
 - All discrepancies on drawing to be reported to the Architect
 - Do not modify this drawing
 - Use drawing only for purpose of issue
 - All dimensions to be checked on site



Perimeter of Proposed licensed area (including External Terrace)

Westfield EUROPE LTD

P02	Jul 24	Issued for T1671- (adjusted to GIA survey)	SH	SHDS
P01	Apr 24	Issued for T1553 (Ex seating added)	SH	SHDS
P00	Apr 24	Issued for T1553	SH	SHDS

SH
Design Studio

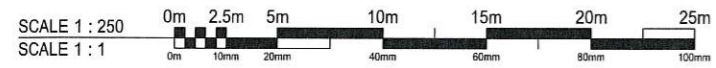
PROJECT
WESTFIELD LONDON

DRAWING TITLE
Zone M6 - Level 40
Unit 0400D - Demise Plan

DRAWING NO WL-SHD-M6-40-DR-A-0100D SCALE@A2 1:250

CLIENT UNIBAIL-RODAMCO-WESTFIELD DATE Apr 24

PURPOSE **DEMISE PLAN** REVISION P02



Capital Theatre

RD1 Submission — Subject to change

To be updated / Internal Plans are illustrative
only & are subject to change

RD1 Submission

Overview

The following report has been prepared for the 'RD1' Submission of the Capital Theatre Project at Westfield London. It presents the overall concept of the project and is part of the design review process, as set out in the Westfield fit out guide. The project is currently at RIBA stage 2 and thus the layout of the theatre is still under development. However, the 2 key spaces of the project: the auditorium and the foyer, have been developed to a point where they are ready to be presented for RD1 review.

General Arrangement

The overall layout of the theatre has now been confirmed and is presented in this report on the next page. The arrangement of the spaces is dictated by the position of the auditorium which sits at the centre of the theatre. The foyer naturally runs along the substantial shop frontage, with the various supports spaces, including the WCs, Kitchen, Dressing Rooms and offices set out around the periphery of the auditorium. The limited drainage and ventilation points has determined the position of many of these support spaces. Currently, the exact position of these support spaces are liable to change as the technical constraints of the space become more apparent.

Auditorium

The auditorium forms the most important space in the theatre, where guests will experience a West-End quality show set in a purpose built space. The capacity of 600 audience members will ensure the space is energetic and lively. The presence

of columns has been mitigated with the angled layout this minimizes their impact on sightlines. The arrangement of seats in-the-round will focus the audience on the performance and maximize capacity.

The finishes of the auditorium are still in development with the production team and are shown indicatively in the preceding images. This includes timber paneling, stone effect to the walls and LVT flooring which is hard wearing and gives the warmth and texture of the setting of the performance. These may develop as the project progresses.

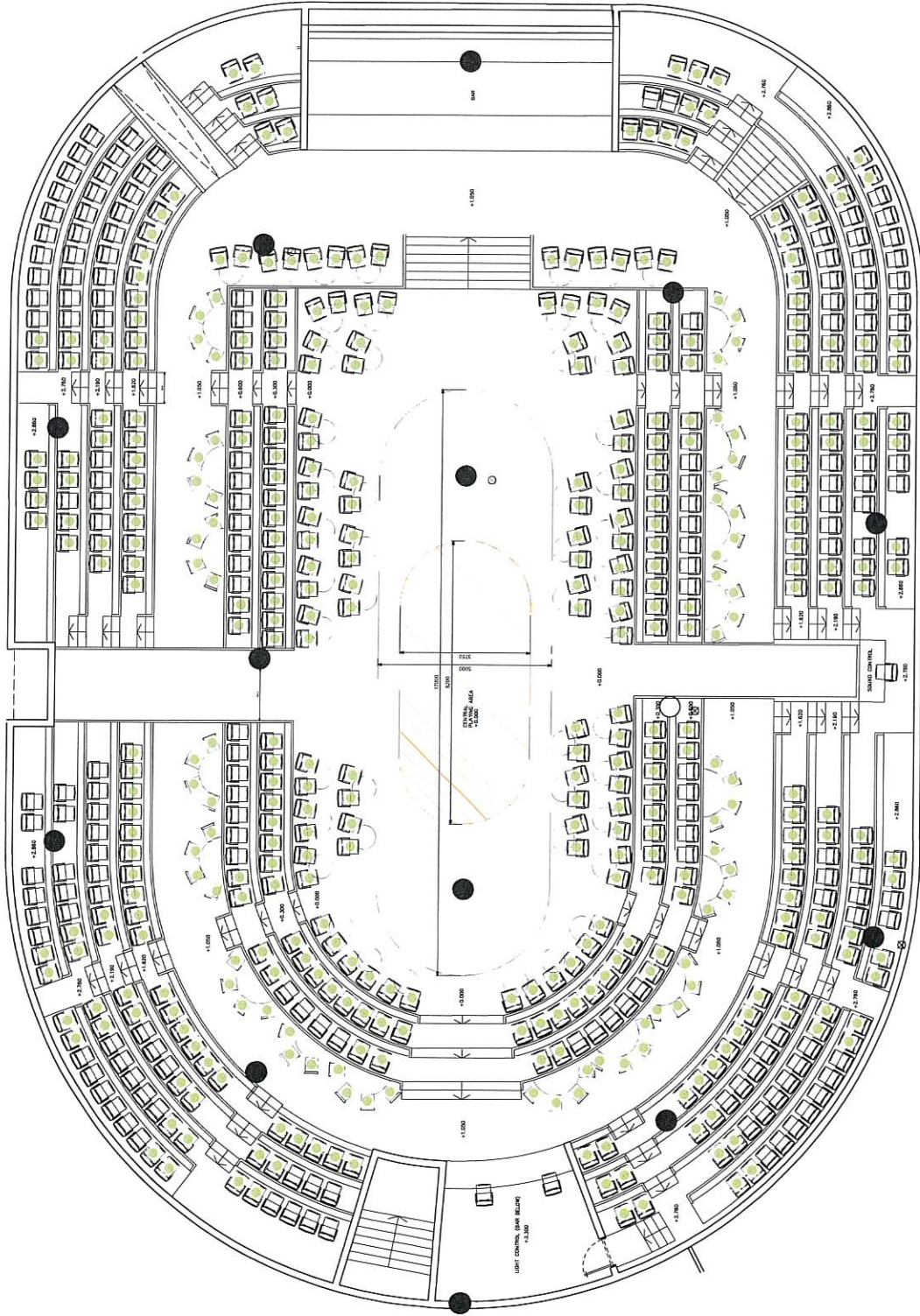
Foyer

Crucial to the success of the theatre is a warm and inviting foyer space. It will also form the main interface between the theatre and the Westfield Mall. It therefore needs to be a dynamic and animated shopfront, announcing the activity within and also providing interest to those walking past. The proposal is to create a long, narrow foyer that makes full use of the shop front, without any blanked off areas or vinyl graphics. The main feature will be a long counter that acts as a box office, merchandise sales, cafe and bar. Tables and chairs stretch along the front, with a large eye catching entrance and merchandise on display.

The materials shown are inspired by the theming of the show, with timber and stone being the main elements. These materials are likely to be developed and refined as the project evolves and are shown here indicatively, subject to further design work.

ILLUSTRATIVE
ONLY

Auditorium Plan



CC 00

Auditorium Concept

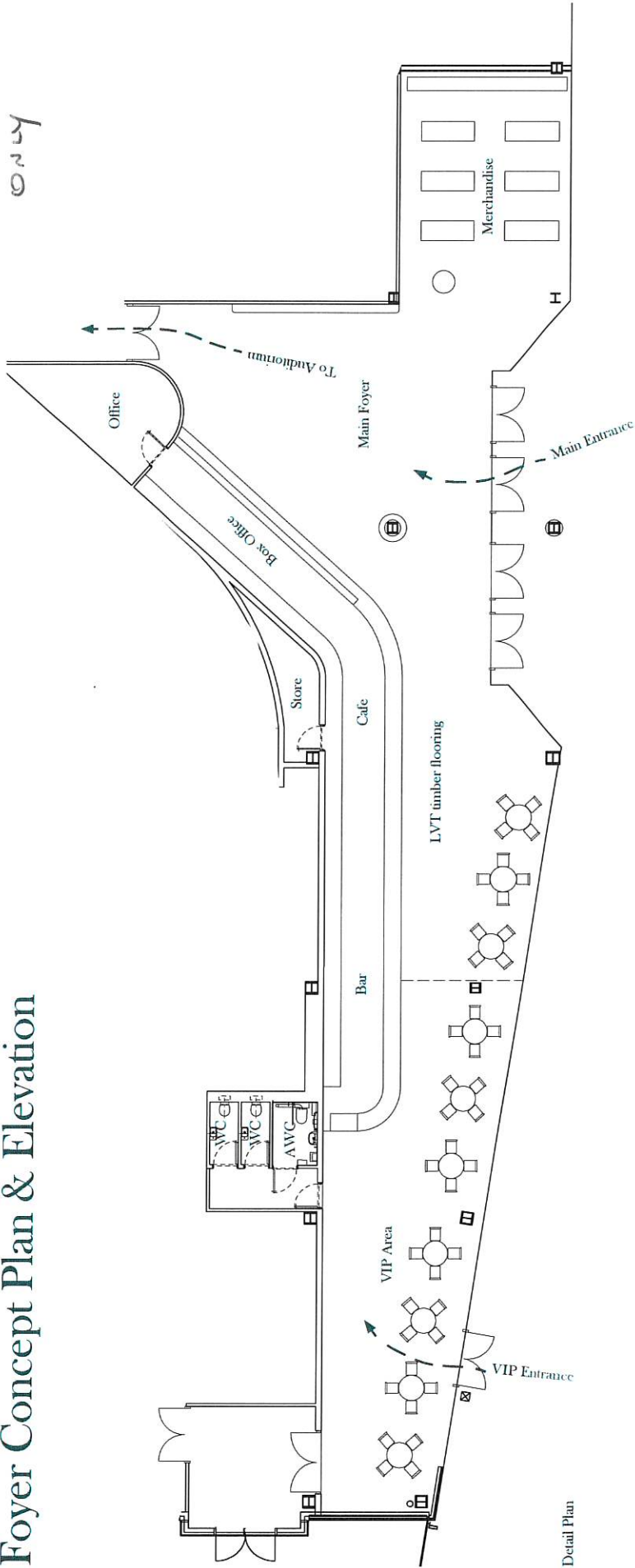


Auditorium Concept

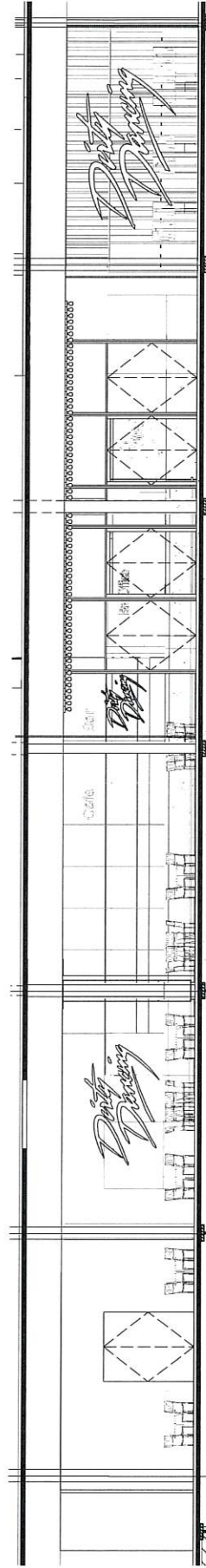


Foyer Concept Plan & Elevation

ILLUSTRATIVE
ONLY



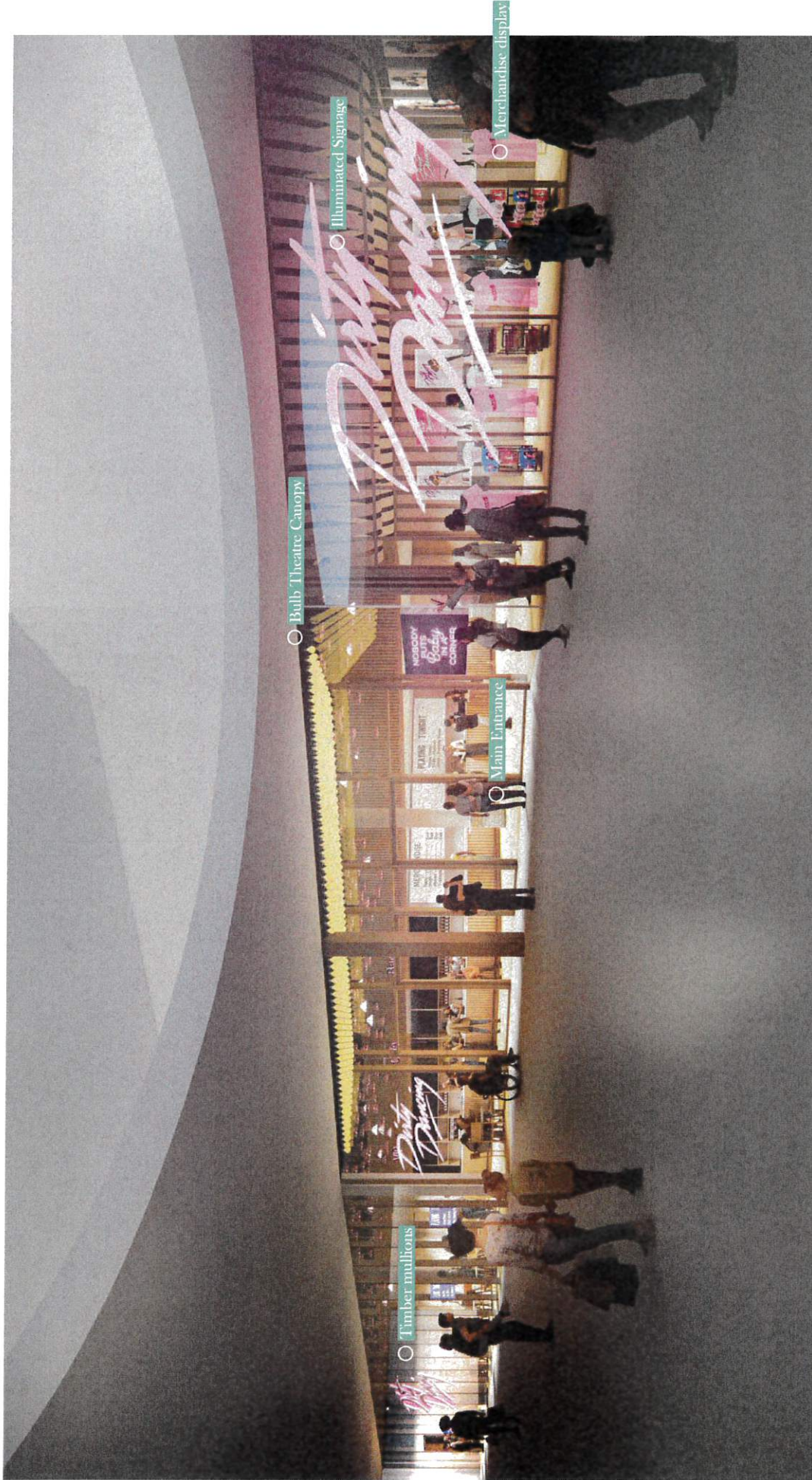
Detail Plan



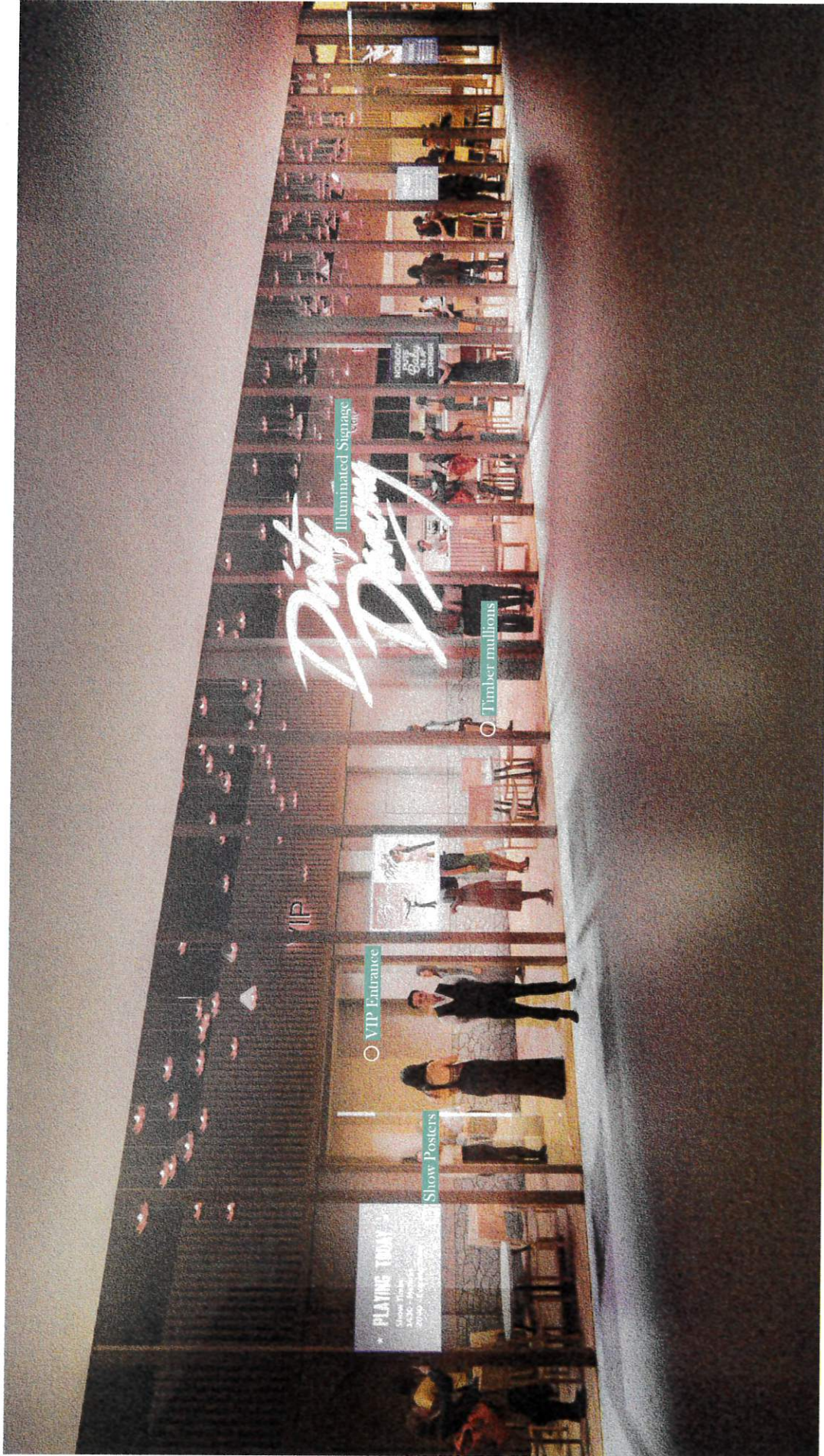
Elevation

CC

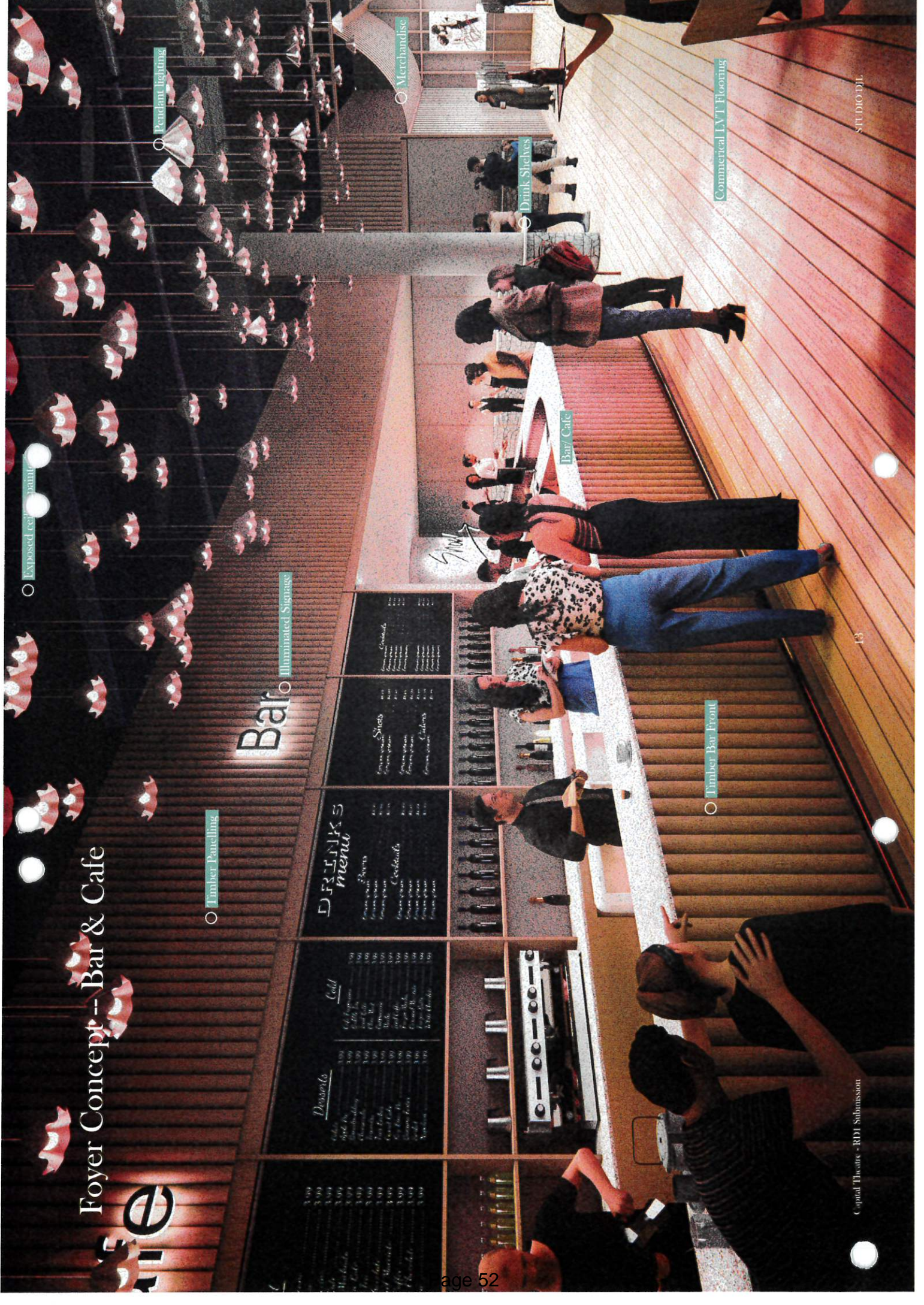
Foyer Concept - Main Entrance



Foyer Concept - VIP Entrance



Foyer Concept -- Bar & Cafe



○ Exposed ceiling paint

○ Pendant lighting

○ Timber Paneling

Bar

○ Illuminated Signage

○ Merchandise

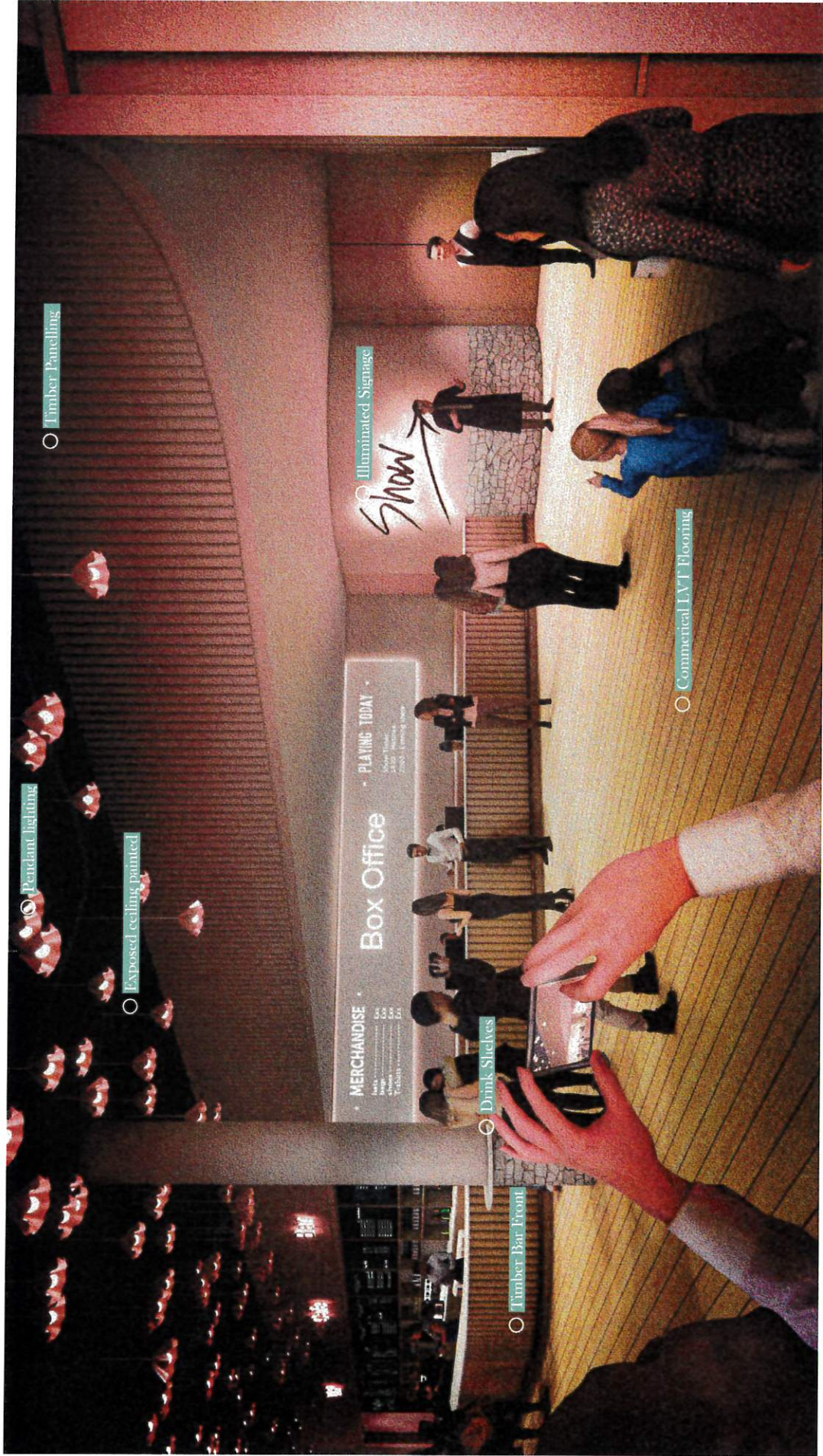
○ Drink Shelves

○ Bar Cafe

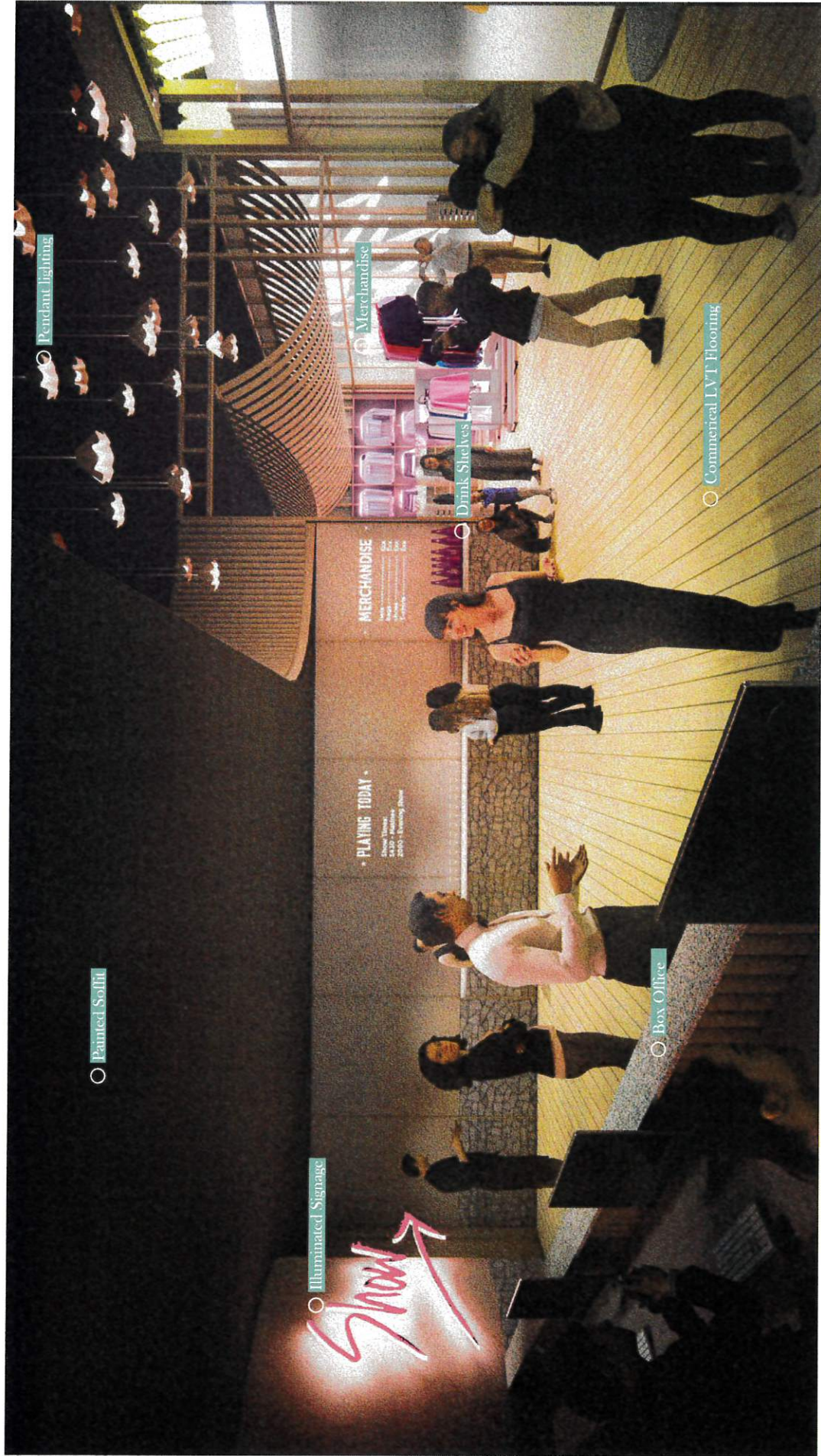
○ Timber Bar Front

○ Commercial LVJ Flooring

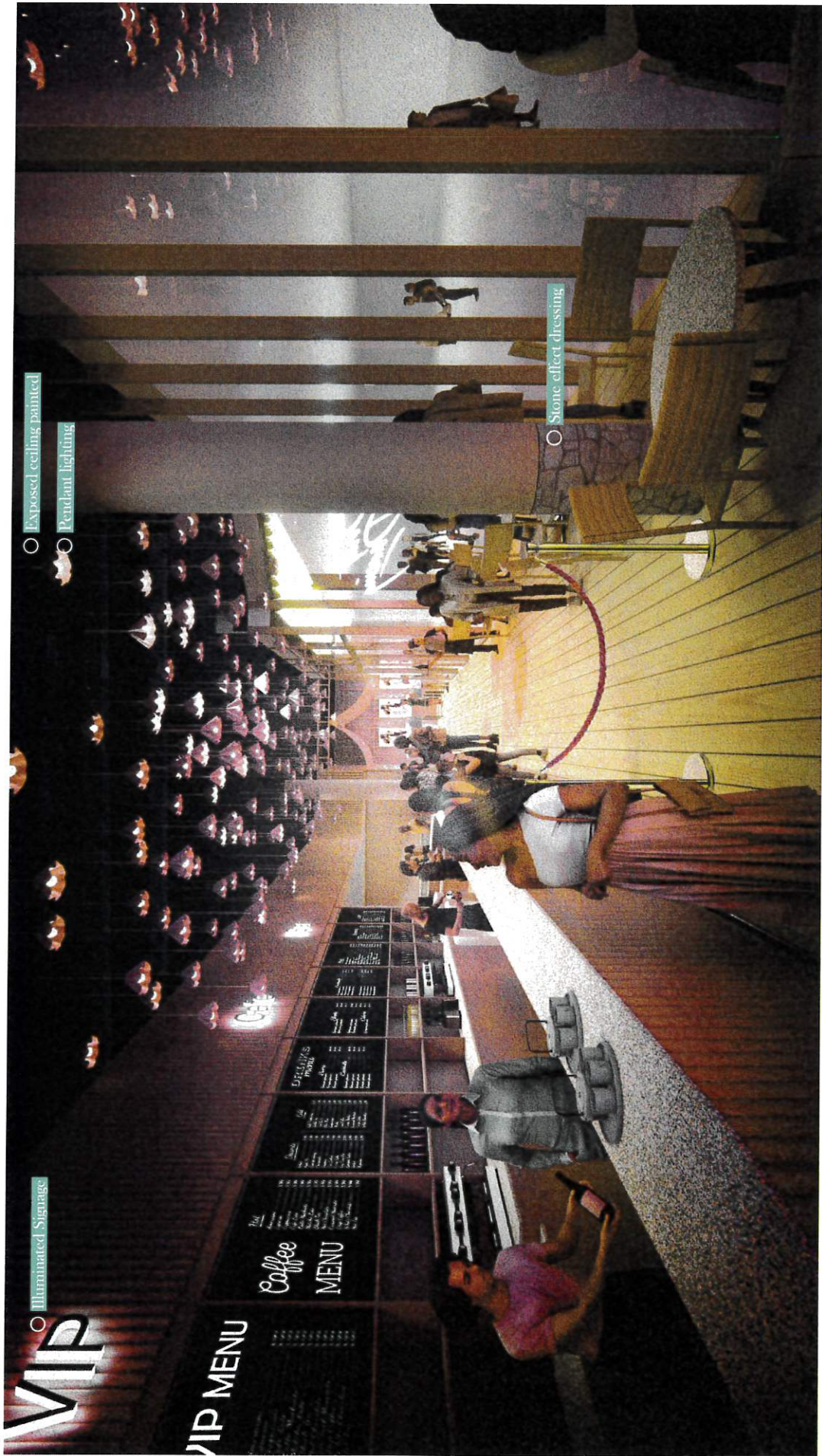
Foyer Concept - Auditorium Entrance



Foyer Concept - Box Office



Foyer Concept - VIP Area

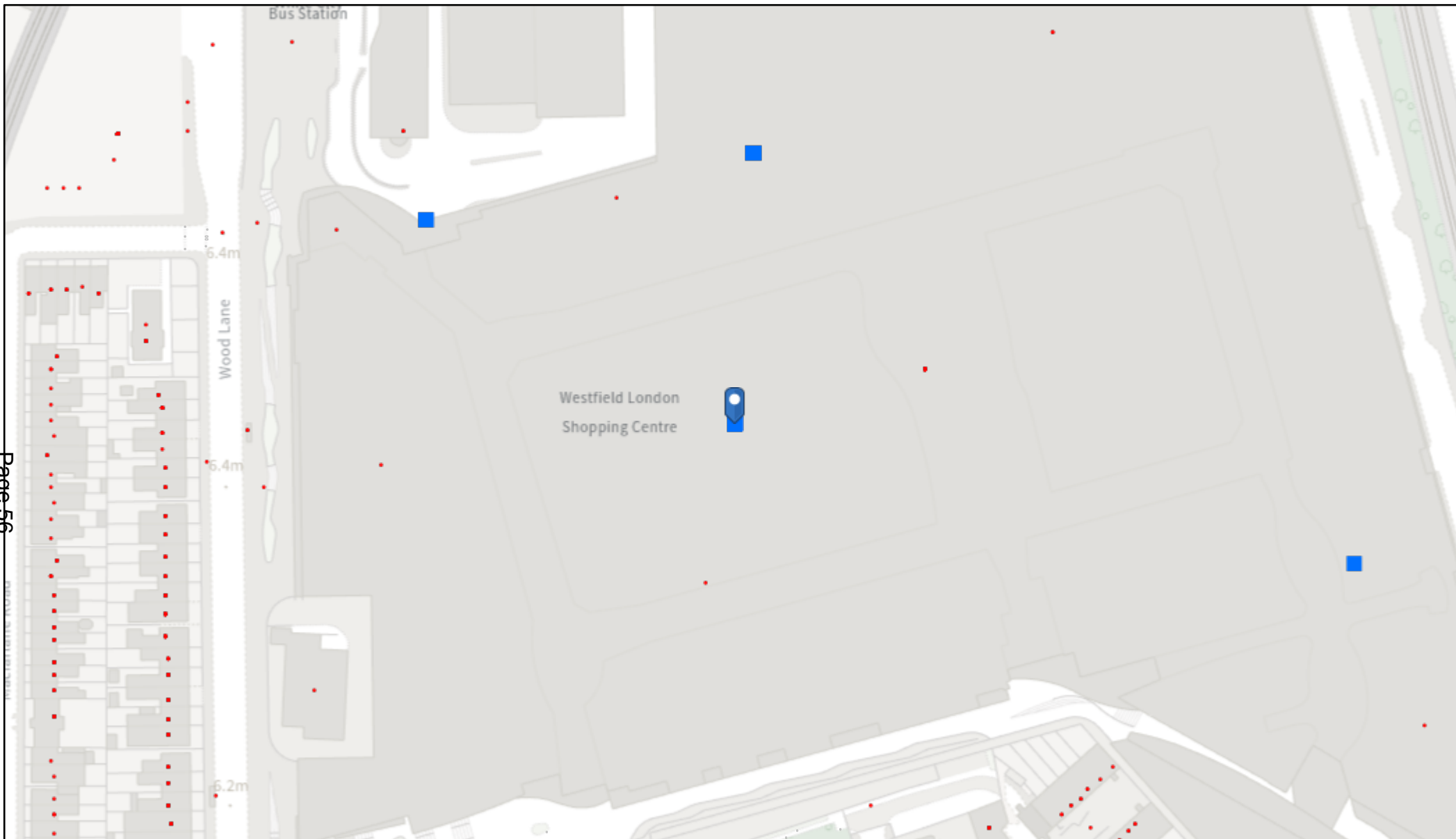


○ Exposed ceiling painted

○ Pendant lighting

○ Stone effect dressing

eGIS Web Map

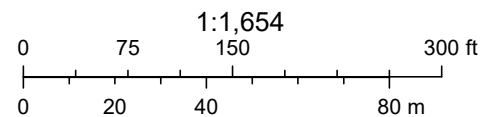


13/01/2025, 15:55:46

■ Licensing Points

Property Gazetteer

● Within Borough



Ref.no.	Trading name	ADDRESS	ACTIVITY	Monday to Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
2024/01279 /LAPR	Dimco Buildings (28-30)	30 Wood LaneLondon W12 7DT	Performance of Dance	08:00:00 - 01:00:00							
			Exhibition of a Film	08:00:00 - 01:00:00							
			Indoor Sporting Event	08:00:00 - 01:00:00							
			Performance of Live Music	08:00:00 - 01:00:00							
			Playing of Recorded Music	08:00:00 - 01:00:00							
			Entertainment Similar to Music or Dance	08:00:00 - 01:00:00							
			Performance of a Play	08:00:00 - 01:00:00							
			Late Night Refreshment	23:00:00 - 01:30:00							
			Sale of Alcohol On and Off the Premises	10:00:00 - 01:00:00							
2023/01123 /LAPR	Chipotle Mexican Grill - Unit SU2067 - Level 50	Westfield London Shopping CentreAriel WayLondon	Sale of Alcohol On and Off the Premises	11:00:00 - 23:00:00							

2024/01175 /LAPR	Puttshack Units 0237, 1234, 1235 And 1236	Westfield London Shopping CentreAriel WayLondon	Indoor Sporting Event	09:30:00 - 01:00:00							
		Westfield London Shopping CentreAriel WayLondon	Playing of Recorded Music	09:30:00 - 01:00:00							
		Westfield London Shopping CentreAriel WayLondon	Late Night Refreshment	23:00:00 - 01:30:00							
		Westfield London Shopping CentreAriel WayLondon	Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00							
2022/00062 /LAPR	Relay Square - Westfield London (Open Space)	Westfield London Shopping CentreAriel WayLondon	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							
2023/01326 /LAPR	TOCA Social - Unit SU0079C	Westfield London Shopping Centre Ariel Way London	Performance of Live Music	09:30:00 - 01:30:00							
			Playing of Recorded Music	09:30:00 - 01:30:00							
			Late Night Refreshment	23:00:00 - 01:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 01:00:00							
2023/01979 /LAPR	Vue Cinema	Westfield London Shopping Centre Ariel Way London	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							
			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 CentreAriel WayLondon	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							
2022/00061 /LAPR	Westfield Shopping Centre (Open Spaces)	Westfield London Shopping CentreAriel WayLondon	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							

2022/01678 /LAPR	Marks And Spencer	Store BWestfield London Shopping CentreAriel WayLondon W12 7GA	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	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 - 18:00:00	
2024/00663 /LAPR	Waitrose	Store EWestfield London Shopping CentreAriel WayLondon W12 7GA	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 1026Westfi eld London Shopping CentreAriel WayLondon W12 7GA	Playing of Recorded Music	23:00:00 - 00:00:00								
			Late Night Refreshment	23:00:00 - 00:30:00								

2022/00441 /LAPR	Salt Yard	Unit 1026Westfi eld London Shopping CentreAriel WayLondon W12 7GA	Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2024/01087 /LAPR		Unit 1026AWest field London Shopping CentreAriel WayLondon W12 7GA	Indoor Sporting Event	09:00:00 - 00:30:00								
			Playing of Recorded Music	09:30:00 - 00:00:00								
			Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2024/01432 /LAPR	Busaba	Unit 1027Westfi eld London Shopping CentreAriel WayLondon W12 7GA	Exhibition of a Film	09:00:00 - 01:00:00								
			Playing of Recorded Music	09:00:00 - 01:00:00								

			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 7GB	Playing of Recorded Music	08:00:00 - 00:00:00							
			Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	08:00:00 - 00:00:00							
2024/00176 /LAPR		Unit 1029 Westfield London Shopping Centre Ariel Way London W12 7GB	Playing of Recorded Music	09:30:00 - 00:00:00							
			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 1030Westfi eld London Shopping CentreAriel WayLondon W12 7GB	Playing of Recorded Music	09:30:00 - 00:00:00								
			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 1031Westfi eld London Shopping CentreAriel WayLondon W12 7GA	Playing of Recorded Music	09:30:00 - 00:00:00								
			Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2022/00558 /LAPR	The Bull	Unit 1033Westfi eld London Shopping CentreAriel WayLondon W12 7GA	Playing of Recorded Music	09:30:00 - 00:00:00								

			Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2024/00226 /LAPR		Unit 1034 Westfield London Shopping Centre Ariel Way London W12 7GA	Playing of Recorded Music	09:30:00 - 00:00:00							
			Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2024/00669 /LAPR	Sticks 'N' Sushi, Level 30 And 40, Southern Terrace	Unit 1035 Westfield London Shopping Centre Ariel Way London W12 7GA	Playing of Recorded Music	09:30:00 - 01:30:00							
			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 1021Westfi eld London Shopping CentreAriel WayLondon W12 7GB	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 - 22:30:00	
2022/00180 /LAPR	Flat Iron	Unit 1053AWest field London Shopping CentreAriel WayLondon W12 7GD	Performance of Live Music	11:00:00 - 23:30:00								
			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	08:00:00 - 00:00:00	08:00:00 - 00:00:00	
			Late Night Refreshment	23:00:00 - 00:00:00								
			Sale of Alcohol On and Off the Premises	11:00:00 - 23:30:00								
2022/02063 /LAPR	Bill's Restaurants	Unit 1071Westfi eld London Shopping CentreAriel WayLondon W12 7GB	Playing of Recorded Music	09:30:00 - 00:00:00								

			Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2024/01474 /LAPR	Gourmet Burger Kitchen	Unit 1072 Westfield London Shopping Centre Ariel Way London W12 7GB	Playing of Recorded Music	09:30:00 - 00:00:00							
			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 7GB	Playing of Recorded Music	09:30:00 - 00:00:00							
			Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							

2022/02135 /LAPR	Wahaca	Unit 1074Westfi eld London Shopping CentreAriel WayLondon W12 7GB	Playing of Recorded Music	09:30:00 - 00:00:00								
			Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2023/01944 /LAPR	Rosa's Thai	Unit 1075Westfi eld London Shopping CentreAriel WayLondon W12 7GB	Playing of Recorded Music	09:30:00 - 00:00:00								
			Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2023/01625 /LAPR	Zizzi	Unit 1076Westfi eld London Shopping CentreAriel WayLondon W12 7GB	Playing of Recorded Music	09:30:00 - 00:00:00								

			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 1089A Westfield London Shopping Centre Ariel Way London W12 7GB	Playing of Recorded Music	09:30:00 - 01:00:00							
			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 2004 Westfield London Shopping Centre Ariel Way London W12 7GE	Playing of Recorded Music	09:30:00 - 00:00:00							
			Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							

2024/01138 /LAPR	Comptoir Libanais	Kiosk 2013Westfi eld London Shopping CentreAriel WayLondon W12 7GE	Playing of Recorded Music	09:30:00 - 00:00:00								
			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 2014Westfi eld London Shopping CentreAriel WayLondon W12 7GE	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 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 19:00:00	
2024/00897 /LAPR	Pho	Kiosk 2015Westfi eld London Shopping CentreAriel WayLondon W12 7GE	Playing of Recorded Music	09:30:00 - 00:00:00								
			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 2016Westfi eld London Shopping CentreAriel WayLondon W12 7GE	Playing of Recorded Music	09:30:00 - 00:00:00								
			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 2024CWestf ield London Shopping CentreAriel WayLondon W12 7GF	Playing of Recorded Music	09:30:00 - 00:00:00								
			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 2024Westfi eld London Shopping CentreAriel WayLondon W12 7GF	Playing of Recorded Music	09:30:00 - 00:00:00								

			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 2133 Westfield London Shopping Centre Ariel Way London W12 7GF	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's Chinese Kitchen	Unit 2134 Westfield London Shopping Centre Ariel Way London W12 7GE	Playing of Recorded Music	23:00:00 - 00:00:00							
			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 2136Westfi eld London Shopping CentreAriel WayLondon W12 7GE	Playing of Recorded Music	09:30:00 - 00:00:00							
			Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2023/01113 /LAPR	Nando's	Unit 3101- 3104Westfi eld London Shopping CentreAriel WayLondon W12 7GF	Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2024/00208 /LAPR	Byron	Unit 3123- 3125Westfi eld London Shopping CentreAriel WayLondon W12 7GF	Playing of Recorded Music	09:30:00 - 00:30:00							
			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 3125A West field London Shopping Centre Ariel Way London W12 7GF	Playing of Recorded Music	09:30:00 - 00:00:00							
			Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2024/00386 /LAPR	Pizza Express	Unit 3126 Westfi eld London Shopping Centre Ariel Way London W12 7GF	Playing of Recorded Music	09:30:00 - 00:30:00							
			Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							

2023/00450 /LAPR	Tortilla	Unit 2106Westfi eld London Shopping CentreAriel WayLondon W12 7GF	Playing of Recorded Music	09:30:00 - 00:00:00								
			Late Night Refreshment	23:00:00 - 00:00:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2018/01220 /LAPR	Caffe Concerto Kiosk	K2000A The VillageWest field London Shopping CentreAriel WayLondon W12 7GF	Late Night Refreshment	23:00:00 - 00:30:00								
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00								
2022/00011 /LAPR	Unit K2013A	Kiosk 2013AWest field London Shopping CentreAriel WayLondon W12 7GE	Playing of Recorded Music	09:30:00 - 00:00:00								

			Late Night Refreshment	23:00:00 - 00:00:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							
2019/00262 /LAPR	Master Bao	Kiosk 2016A West field London Shopping Centre Ariel Way London W12 7GE	Late Night Refreshment	23:00:00 - 00:30:00							
			Sale of Alcohol On and Off the Premises	09:30:00 - 00:00:00							

From: [REDACTED]
Sent: 10 January 2025 12:05
To: Licensing HF: H&F <licensing@lbhf.gov.uk>
Subject: 2024/02104/LAPR

Licensing Act - Premises Licence | Open for Consultation | Westfield London Shopping Centre Ariel Way London

Dear Team,

A licensing application has been made for the former corner Debenhams site in Westfield.

I wish to submit a valid representation to express my concerns on the impact this application would have on our local neighbourhood, and I am objecting to the grant of the above application.

The Licensing Objectives are:

1. the prevention of crime and disorder – we are plagued with drunken behaviour, late night revellers all weekend, this comes from Westfield, late night Bars, public Houses, takeaways, restaurants and the multitude of 24-hour shops selling Alcohol. This application is for a Theatre which would be fine if it was trading for normal theatre hours until 11pm at the latest but why is a theatre going to be open until 2am, is this under the guise of a club which brings crime and disorder.
2. the prevention of public nuisance – patrons leaving the premises from 2am will be a public nuisance to residents, the premises is on Wood lane opposite residential properties and adjacent to residential streets, people leaving late night venues are often inebriated, loud, fights can breakout and they tend to hang around in groups causing nuisance, noise and anti-social behaviour.
3. public safety – large groups of people having consumed alcohol will always be a safety issue an increase of anti-social behaviour.
4. protection of children from harm – noise from patrons disturbing children's sleep in the early hours.

The MP and local Counsellor for Shepherds Bush Green area have been informed of the application and residents concerns, This will affect residents on Wood lane, MacFarlane road, Hopgood street, Bulwer Street, aldine street and Caxton road that all are in close proximity to Westfield.

We have put up with the anti-social problems from Westfield as a shopping centre, Litter, gridlocked traffic, parking issues, late night cinema goers and now a late-night theatre/club, The application states this is a Theatre, but they are asking for a premises license until 2am. Theatres close no later than 11pm even in the West End. This sounds more like a club with music, Dancing and alcohol sold until 2 am.

Shepherds Bush Green is plagued with anti social behaviour and crime because of alcohol , a theatre/ club will mean revellers leaving the building from 2am spilling onto the streets of Wood Lane, Macfarlane road, Hopgood and Bulwer streets in the early hours disturbing residents. This is located opposite houses and adjacent to residential properties.

Kind regards

[REDACTED]

[REDACTED]

From: [REDACTED]
Sent: 12 January 2025 13:09
To: Licensing HF: H&F <licensing@lbhf.gov.uk>
Subject: 2024/02104/LAPR

Licensing Act - Premises Licence | Open for Consultation | Westfield London Shopping Centre Ariel Way London

Dear Team,

A licensing application has been made for the former corner Debenhams site in Westfield.

I wish to submit a valid representation to express my concerns on the impact this application would have on our local neighbourhood, and I am objecting to the grant of the above application.

The Licensing Objectives are:

1. the prevention of crime and disorder – we are plagued with drunken behaviour, late night revellers all weekend, this comes from Westfield, late night Bars, public Houses, takeaways, restaurants and the multitude of 24-hour shops selling Alcohol. This application is for a Theatre which would be fine if it was trading for normal theatre hours until 11pm at the latest but why is a theatre going to be open until 2am, is this under the guise of a club which brings crime and disorder.
2. the prevention of public nuisance – patrons leaving the premises from 2am will be a public nuisance to residents, the premises is on Wood lane opposite residential properties and adjacent to residential streets, people leaving late night venues are often inebriated, loud, fights can breakout and they tend to hang around in groups causing nuisance, noise and anti-social behaviour.
3. public safety – large groups of people having consumed alcohol will always be a safety issue an increase of anti-social behaviour.
4. protection of children from harm – noise from patrons disturbing children's sleep in the early hours.

The MP and local Counsellor for Shepherds Bush Green area have been informed of the application and residents concerns, This will affect residents on Wood lane, MacFarlane road, Hopgood street, Bulwer Street, aldine street and Caxton road that all are in close proximity to Westfield.

We have put up with the anti-social problems from Westfield as a shopping centre, Litter, gridlocked traffic, parking issues, late night cinema goers and now a late-night theatre/club, The application states this is a Theatre, but they are asking for a premises license until 2am. Theatres close no later than 11pm even in the West End.

This sounds more like a club with music, Dancing and alcohol sold until 2 am.

Shepherds Bush Green is plagued with anti social behaviour and crime because of alcohol , a theatre/ club will mean revellers leaving the building from 2am spilling onto the streets of Wood Lane, Macfarlane road, Hopgood and Bulwer streets in the early hours disturbing residents. This is located opposite houses and adjacent to residential properties.

Kind regards

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: 16 January 2025 12:37

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

Subject: 2024/02104/LAPR | Licensing Act - Premises Licence | Open for Consultation | Westfield London Shopping Centre Ariel Way London

Dear Team,

I am writing regarding the licensing application for the former Debenhams site in Westfield, specifically concerning the proposed 2 AM alcohol service hours.

While I fully support the addition of a theatre to our community, I have specific concerns about the extended alcohol licensing hours that go well beyond traditional theatre operations. Standard theatre establishments, including those in London's West End, typically conclude their operations by 11 PM.

The proposed 2 AM alcohol service presents several practical challenges for our residential community:

1. **Noise Impact:** The venue's location directly opposite residential properties on Wood Lane and adjacent to MacFarlane Road, Hopgood Street, and Bulwer Street makes late-night patron dispersal particularly impactful for local residents, especially families with children.
2. **Community Safety:** Our area already manages a significant evening economy. The addition of another late-night alcohol license would further stretch existing community resources and potentially impact the current balance we've established.

I would welcome the opportunity to discuss a modified licensing approach that aligns more closely with standard theatre operating hours (until 11 PM), which would better serve both the venue's theatrical purpose and our community's needs.

As a parent to two young children I must admit it is difficult enough to put them to sleep with all the traffic noise/Westfield customers parking on [REDACTED] as is.

I had unpleasant episodes trying to avoid direct conflicts when people parking would shout loudly late at night at me for politely telling them to keep noise levels down so my girls don't wake up crying. I understand people need to have a release, time to have a drink, however the limit is when I am threatened at my own house. I would feel much safer with less drunk people around, not more.

Let me know if you would like to discuss this further. I look forward to finding a solution that works for all parties involved.

All my best,

[REDACTED]

From: [REDACTED]

Sent: 16 January 2025 17:20

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

Subject: Re: 2024/02104/LAPR | Licensing Act - Premises Licence | Open for Consultation | Westfield London Shopping Centre Ariel Way London

Dear Lorna,

Thank you for the swift response.

My family and I live at [REDACTED]

Please let me know if there's any more information I can help with.

Thank you so much,

[REDACTED]

Dear Sir/Madam,

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

Comments were submitted at 16/01/2025 6:17 PM from [REDACTED].

Application Summary

Address: Westfield London Shopping Centre Ariel Way London

Proposal: Licensing Act - Premises Licence

Case Officer: Lorna McKenna

[Click for further information](#)

Customer Details

Name: [REDACTED]

Email:

Address: [REDACTED]

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 16/01/2025 6:17 PM I object to this application.
As a theatre 11pm should be sufficient for selling alcohol.
Otherwise this is not a theatre but a night club.
Extending the licence to this late means people are drinking for an even longer period and are likely to be more noisy and rowdy leaving the venue creating a nuisance. Plus more late night traffic movements
This theatre will be opposite residential areas made up mostly of old Victorian or Georgian housing which are only single glazed and not well insulated. Residents already have to put up with traffic and revellers from other licensed premises.
In 2011 the council identified the area as a 'saturation zone' of licenced premises and said Shepherds Bush should not be a 24 hour economy. This should be upheld going forward to protect residents who make up a local community that is being engulfed by noise!
It should be a fundamental right for people to be able to get a good night sleep. Traffic already starts early in the morning leaving only a few valuable hours of quieter time.
There is also mention of sale of alcohol inside and out. There is no explanation but it would be totally unacceptable to have people taking

alcohol away.

A 2am licence would have a negative impact for local residents on Wood lane, MacFarlane road, Hopgood street, Bulwer Street, Aldine street and Caxton road that all are in close proximity to Westfield.

I urge the council to think about the residents of Shepherd's Bush and not just large businesses who make large profits and don't put back into the community.

Let's Keep the noise down after 11pm-12!

Many thanks

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

Sent: 21 January 2025 09:41

Subject: FW: Response to Objectors: Please forward if you consider appropriate (KIN533/1)

Dear all,

Licensing Act 2003

Reference: 2024/02104/LAPR

Premises: The Capital Theatre Westfield London Shopping Centre Ariel Way London

The applicants agent for the above premises licence application, has requested that the below and attached are sent to you for consideration.

Please let me know if the below and attached, addresses the concerns raised in your objection, and you are minded to withdraw?

If you are not minded to withdraw, you are invited to attend a licensing sub-committee on the 5th February 2025 at 6.30pm to provide your representation and supporting evidence verbally. Additionally, are you able to advise us of anything the applicant could propose in relation to reduction in hours or attach conditions that could resolve this matter?

Kind regards

Lorna McKenna

Licensing Compliance Officer

Licensing

Place Department

Dear Lorna

Capital Theatre, Westfield London – Response to Representations for onward transmission

Thank you very much for forwarding the two Representations from [REDACTED] Mr [REDACTED] (which are in identical terms).

I have discussed the Representations with our Clients (the Applicant) and we wish to forward some additional information to the Objectors (along with *expanded* proposed licence conditions), which we hope will allay their concerns and enable them, on reflection, to withdraw their Representations.

To this end I would be very grateful if you would forward this email (and the attachments) to [REDACTED] [REDACTED] for their kind review. If they do have any additional questions, they are very welcome to email me directly too.

We set out our Response to each expressed concern in turn, following the order set out in the Representations, but by way of general opening, the venue will **not** be run as a 'club'. It is a theatre space.

As explained below, the proposed licensed operation (as supported by the proposed expanded licence conditions – see below), will very much be a classic theatre-space operation – with pre-event facilities and the Auditorium performance (generally with an interval roughly mid-way through). Any later licensable activities (such as dancing after the show) will be incidental to the performance i.e. only those who have attended the auditorium event will be able to remain in the venue and enjoy the facilities for a while longer, before heading home.

Taking the points in turn:

1. The prevention of crime and disorder

Each application for a new licence has to be considered on its own merits, and it is not therefore for us to comment regarding other venues near to, or in, Westfield Shopping Centre.

This application is indeed for a theatre space, and consistent with many theatre operations, limited *ancillary* post-performance licensable activities will form part of the experience for guests. Also, from time to time (when there is a ‘window’ in the performances’ calendar) other activities consistent with nature of the theatrical environment may take place such as an Awards Ceremony; a corporate dinner or perhaps a children’s (holiday) performance – see later.

With respect, we disagree that “normal theatre hours” finish at 11pm – there are theatres (particularly since the introduction of the Licensing Act 2003) in London (and beyond) which operate beyond this time, and in many instances, there are good reasons for this. Firstly, flexibility is often needed in case the auditorium performance time changes – so for example a performance may commence on occasions at say 8:30 pm instead of around 7:30/8pm. Secondly, the post-performance operation allows guests to gently vacate the venue, minimising the risk of any undue disturbance or inconvenience in the locality (including on public transport services).

As detailed in the application, any licensable activities at Capital Theatre would cease at the latest by 1:30 am (sale of alcohol by 1:00 am), with latest closure at 2:00. Our Client’s Management (having been involved in similar theatre operations in London and internationally) find that following the performance, whilst some guests may remain to enjoy the dancing to shortly before closure, many leave within a 60-90 minute ‘window’ following the end of the performance. When the remaining guest numbers reach a certain level, the theatre will make a 15-minute closure announcement to encourage guests to leave, again in an orderly fashion, so the theatre can be closed and staff can go home. On such occasions, this may well be some time before the formal ‘finish’ time as permitted on the relevant Premises Licence.

2. Prevention of Public Nuisance

We attach some information relating to the show that will (subject to licence) be opening in October – namely Dirty Dancing – The Classic Story on Stage. A substantial investment is being made into the development of this theatre for this show, including branding the theatre throughout primarily in pink!

The location of the theatre (with excellent existing public transport routes); its internal layout; the pre/during/post performance format and strong management/staffing should allay any concerns relating to the potential for any public nuisance as:

- a. The layout is an intimate, in-the-round, theatre space with guests being seated within 9 rows of the stage. The fit-out will be of a high quality to minimise the risk of any noise emanation, which might disturb other tenants in the Centre or those outside it. Indeed, the

latter requirement (preventing sound leakage) is a contractual term of the commercial lease, with which our Client must comply.

Not only does the internal layout mean that the guests will have an excellent view of the performance, but also, the guests will be close to the performers. This, in turn, means that the staff will be managing the space, and guests, closely – allowing guests to thoroughly enjoy the experience but preventing any over-exuberance which could interfere with the performance/performers.

- b. The sale of alcohol is not the primary focus of the theatre, and the price-point of the performance and alcohol/food within the theatre are unlikely to attract those who interested in drinking-led venues.

Alcohol will be available, with non-alcoholic beverages (including tea/coffee etc) and food, from the foyer and auditorium bar (and as detailed in section J of the Licensing application) before the performance starts; during the interval and for those who chose to stay afterwards. During the actual performance, the foyer and auditorium bars will be closed. At all times, practices relating to the Responsible Sale of Alcohol, including 'Challenge 25', will be operated, and indeed are included in the volunteered (draft) licence conditions (see conditions 2 and 21), and

- c. In view of the opportunity to stay after the performance and to partake in some 50s/60s dancing (continuing the Dirty Dancing theme!), guests are expected to gradually leave the venue avoiding a mass exodus. The main entrance/exit doors to the Theatre are located within the Centre and will of course be manned with appropriate staff, to minimise the risk of any undue disturbance to those visiting other parts of the Centre and/or those in the local environs.

3. Public Safety:

As detailed in draft licence conditions 1 and 2, the Theatre will be operated to high professional standards consistent with a detailed Event Safety Management Plan. The details set out above under points (1) and (2) are equally relevant in terms of the promotion of public safety at the venue.

4. Protection of Children from Harm:

Again we refer to the matters set out above and also the Event Safety Management Plan which will (amongst other matters) will include policies relating to Child Welfare/Vulnerable persons. Whilst children over 5 will be very welcome in the theatre, when they are attending a Dirty Dancing performance, the advisory notice for the production is that it may not be suitable for children under the age of 12. Please note that the theatre may on occasions (for example during school holidays) host other events for children (subject to appropriate risk assessment), outside general performance times.

Expanded Conditions:

In view of the expressed concern that our Client's theatre might be a 'late-night club', our Client is prepared to offer an additional condition to demonstrate that this is not the case.

I attach an updated draft of the conditions in which we have inserted a new condition 'A' at the start of the conditions. The effect of condition A is that no-one could come into the Auditorium post-performance simply to dance and/or purchase alcohol as attendance is limited to those who have

attended the performance in some capacity. I have also amended an omission in condition 17 - shown in red font.

I hope that the above and the attached will give comfort to the Objectors that our Client's proposed theatre operation will be operated in such a way as to add to the environment, for the enjoyment of those attending but without undue interference or disruption to those in the local community. Indeed, our Clients are hopeful that many from the local community will visit and enjoy the Theatre in due course.

With best regards

Sue

Sue Dowling

Partner

For and on behalf of Blandy & Blandy LLP **From:** Licensing HF: H&F <licensing@lbhf.gov.uk>

Sent: 21 January 2025 13:39

To:

Subject: FW: Response to Objector [REDACTED] - Please forward if you consider appropriate (KIN533/1)

Dear [REDACTED],

Licensing Act 2003

Reference: 2024/02104/LAPR

Premises: The Capital Theatre Westfield London Shopping Centre Ariel Way London

The applicants agent for the above premises licence application, has requested that the below and attached are sent to you for consideration.

Please let me know if the below and attached, addresses the concerns raised in your objection, and you are minded to withdraw?

If you are not minded to withdraw, you are invited to attend a licensing sub-committee on the 5th February 2025 at 6.30pm to provide your representation and supporting evidence verbally. Additionally, are you able to advise us of anything the applicant could propose in relation to reduction in hours or attach conditions that could resolve this matter?

Kind regards
Lorna McKenna
Licensing Compliance Officer
Licensing
Place Department

From: Sue Dowling
Sent: 21 January 2025 13:26
To: McKenna Lorna: H&F <Lorna.Mckenna@lbhf.gov.uk>
Cc: Belinda McGarry
Subject: FW: Response to Objector [REDACTED] - Please forward if you consider appropriate (KIN533/1)

Dear Lorna

Capital Theatre, Westfield London – Response to Representation by [REDACTED] for onward transmission

Thank you very much for forwarding the Representation from [REDACTED].

I have discussed the Representation with our Clients (the Applicant) and we wish to forward some additional information to [REDACTED] (along with *expanded* proposed licence conditions), which we hope will allay her concerns.

To this end I would be very grateful if you would forward this email (and the attachments) for [REDACTED] kind review. If the Objector does have any additional questions, she is very welcome to email me directly too or to raise them through your Authority, for onward transmission to us.

We set out our Response to each expressed concern in turn, following the order set out in the Representations, but by way of general opening, the venue will **not** be run as a 'night club'. It is a theatre space.

As explained below, the proposed licensed operation (as supported by the proposed expanded licence conditions – see below), will very much be a classic theatre-space operation – with pre-event facilities and the Auditorium performance (generally with an interval roughly mid-way through). Any later licensable activities (such as dancing after the show) will be incidental to the performance i.e. only those who have attended the auditorium event will be able to remain in the venue and enjoy the facilities for a while longer, before heading home.

Each application for a new licence has to be considered on its own merits - and it is not therefore for us to comment regarding other venues near to, or in, Westfield Shopping Centre – but to respond to [REDACTED] concerns regarding potential noise nuisance, we would draw her attention to the following details:

This application is for a theatre space, and consistent with many theatre operations, limited *ancillary* post-performance licensable activities will form part of the experience for guests. Also, from time to time (when there is a 'window' in the performances' calendar) other activities consistent with nature of the theatrical environment (and some of which may have a real benefit to the local community) may take place such a children's (holiday) performance; any awards ceremony or corporate dinner.

There are theatres (particularly since the introduction of the Licensing Act 2003) in London (and beyond) which regularly operate beyond 11 pm (the deadline under the old 1964 licensing regime) for good reason. Firstly, flexibility is often needed in case the auditorium performance time changes – so for example a performance may commence on occasions at say 8:30 pm instead of around 7:30/8pm. Secondly, the post-performance operation allows guests to *gently* vacate the venue, minimising the risk of any undue disturbance or inconvenience in the locality (including on public transport services).

As detailed in the application, any sale of alcohol would cease by 1 am at the very latest, with latest closure by

2 am. Our Client's Management (having been involved in similar theatre operations in London and internationally) however find that following the performance, whilst some guests may remain to enjoy the dancing to shortly before closure, many leave within a 60-90 minute 'window' following the end of the performance. When the remaining guest numbers reach a certain level, the theatre will make a 15-minute closure announcement to encourage guests to leave, again in an orderly fashion, so the theatre can be closed and staff can go home. On such occasions, this may well be some time before the formal 'finish' time as permitted on the relevant Premises Licence.

We attach some information relating to the show that will (subject to licence) be opening in October – namely Dirty Dancing – The Classic Story on Stage. A substantial investment is being made into the development of this theatre for this show, including branding the theatre throughout primarily in pink!

The location of the theatre (with excellent existing public transport routes); its internal layout; the pre/during/post performance format and strong management/staffing should allay any concerns relating to the potential for any public nuisance as:

- a. The layout is an intimate, in-the-round, theatre space with guests being seated within 9 rows of the stage. The fit-out will be of a high quality to minimise the risk of any noise emanation, which might disturb other tenants in the Centre or those outside it. Indeed, the latter requirement (preventing sound leakage) is a contractual term of the commercial lease, with which our Client must comply.

Not only does the internal layout mean that the guests will have an excellent view of the performance, but also, the guests will be close to the performers. This, in turn, means that the staff will be managing the space, and guests, closely – allowing guests to thoroughly enjoy the experience but preventing any over-exuberance which could interfere with the performance/performers.

- b. The sale of alcohol is *not* the primary focus of the theatre, and the price-point of the performance and alcohol/food within the theatre are unlikely to attract those who interested in drinking-led venues.

Alcohol will be available, with non-alcoholic beverages (including tea/coffee etc) and food, from the foyer and auditorium bar (and as detailed in section J of the Licensing application) before the performance starts; during the interval and for those who chose to stay afterwards. During the actual performance, the foyer and auditorium bars will be closed.

At all times, practices relating to the Responsible Sale of Alcohol, including 'Challenge 25', will be operated within the venue (including in the external terrace area as detailed in

section J of the application form), and indeed these practices are included in the volunteered (draft) licence conditions (see conditions 2 and 21), and

- c. In view of the opportunity to stay after the performance and to partake in some 50s/60s dancing (continuing the Dirty Dancing theme!), guests are expected to gradually leave the venue avoiding a mass exodus. The main entrance/exit doors to the Theatre are located within the Centre and will of course be manned with appropriate staff, to minimise the risk of any undue disturbance to those visiting other parts of the Centre and/or those in the local environs.

As detailed in draft licence conditions 1 and 2, the Theatre will be operated to high professional standards consistent with a detailed Event Safety Management Plan. The details set out above are equally relevant in terms of the promotion of public safety at the venue.

Expanded Conditions:

In view of the expressed concern that our Client's theatre might be a 'night-club', our Client is prepared to offer an additional condition to demonstrate that this is not the case. Any post-performance licensable activities will be very much incidental, and ancillary, to that performance.

I attach an updated draft of the conditions in which we have inserted a new condition 'A' at the start of the conditions. The effect of condition A is that no-one could come into the Auditorium post-performance simply to dance and/or purchase alcohol as attendance is limited to those who have attended the performance in some capacity. I have also amended an omission in condition 17 - shown in red font.

I hope that the above and the attached will give comfort to Ms David that our Client's proposed theatre operation will be operated in such a way as to add to the environment, for the enjoyment of those attending but without undue interference or disruption to those in the local community. Indeed, our Clients are hopeful that many from the local community will visit and enjoy the Theatre in due course.

With best regards

Sue

Sue Dowling

Partner

For and on behalf of Blandy & Blandy LLP

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

Sent: 21 January 2025 13:40

To: [REDACTED]

Subject: FW: Response to Objector [REDACTED] - Please forward if you consider appropriate (KIN533/1)

Dear [REDACTED]

Licensing Act 2003

Reference: 2024/02104/LAPR

Premises: The Capital Theatre Westfield London Shopping Centre Ariel Way London

The applicants agent for the above premises licence application, has requested that the below and attached are sent to you for consideration.

Please let me know if the below and attached, addresses the concerns raised in your objection, and you are minded to withdraw?

If you are not minded to withdraw, you are invited to attend a licensing sub-committee on the 5th February 2025 at 6.30pm to provide your representation and supporting evidence verbally. Additionally, are you able to advise us of anything the applicant could propose in relation to reduction in hours or attach conditions that could resolve this matter?

Kind regards

Lorna McKenna

Licensing Compliance Officer

Licensing

Place Department

Hammersmith & Fulham Council

From: Sue Dowling

Sent: 21 January 2025 12:58

To: Mckenna Lorna: H&F <Lorna.Mckenna@lbhf.gov.uk>

Subject: FW: Response to Objector [REDACTED] - Please forward if you consider appropriate (KIN533/1)

Dear Lorna

Capital Theatre, Westfield London

Response to Representation by [REDACTED] for onward transmission

Thank you very much for forwarding the Representation from [REDACTED] which I have now discussed with our Client (the Applicant).

We wish to forward some additional information to [REDACTED] (along with *expanded* proposed licence conditions), which we hope will allay his concerns and enable him, on reflection, to withdraw his Representation.

To this end I would be very grateful if you would forward this email (and the attachments) for his kind review. If he has any additional questions, he is most welcome to email me directly or to call me too.

It is good to see that [REDACTED] supports the addition of a theatre to the community and certainly our Client hopes that many from the community will enjoy the facilities.

As explained below, the proposed licensed operation (as supported by the proposed expanded licence conditions – see below), will very much be a classic theatre-space operation – with pre-event facilities and the Auditorium performance (generally with an interval roughly mid-way through). Any later licensable activities (such as dancing after the show) will be incidental to the performance i.e. only those who have attended the auditorium event will be able to remain in the venue and enjoy the facilities for a while longer, before heading home.

A point for correction is the mention by [REDACTED] of alcohol sales up to 2 am. The application does not seek this. Any alcohol sales (at the very latest) will stop by 1 am, with gentle egress of any remaining theatregoers before final closure by 2 am (latest).

Taking [REDACTED] concerns in turn:

Hours of operation and Noise Impact:

This application is indeed for a theatre space, and consistent with many theatre operations, limited *ancillary* post-performance licensable activities will form part of the experience for guests. Also, from time to time (when there is a ‘window’ in the performances’ calendar) other activities consistent with nature of the theatrical environment may take place such as perhaps a children’s (holiday) performance, awards ceremony, or corporate dinner – see later.

With respect, we disagree that “typically” theatres finish their operations by 11 pm. There are theatres (particularly since the introduction of the Licensing Act 2003) in London (and beyond) which operate beyond this time, and in many instances, there are a number of good reasons for this (as in our Client’s case).

Firstly, flexibility is often needed in case the auditorium performance time changes – so for example a performance may commence on occasions at say 8:30 pm instead of around 7:30/8 pm – meaning that the evening closure is delayed.

Secondly, the post-performance operation (which may only be attractive to some guests) allows the audience to gently vacate the venue (rather than a mass exodus occurring), thereby minimising the risk of any undue disturbance or inconvenience in the locality (including on public transport services).

Our Client’s Management (having been involved in similar theatre operations in London and internationally) find that following the performance, whilst some guests may remain to enjoy the dancing to shortly before closure, many leave within a 60-90 minute ‘window’ following the end of the performance. In actuality, when the remaining guest numbers reach a certain level, the theatre will make a 15-minute closure announcement to encourage those guests to leave, again in an orderly fashion, so the theatre can be closed and staff can go home. On such occasions, closure may well be some time before the formal ‘finish’ time, as permitted on the relevant Premises Licence.

Community Safety:

We attach some information relating to the show that will (subject to licence) be opening in October – namely Dirty Dancing – The Classic Story on Stage. A substantial investment is being made into the development of this theatre for this show, including branding the theatre throughout primarily in pink!

The location of the theatre (with excellent existing public transport routes); its internal layout; the pre/during/post performance format and strong management/staffing should allay any concerns relating to the potential for any public nuisance as:

- a. The layout is an intimate, in-the-round, theatre space with guests being seated within 9 rows of the stage. The fit-out will be of a high quality to minimise the risk of any noise emanation, which might disturb other tenants in the Centre or those outside it. Indeed, the latter requirement (preventing sound leakage) is a contractual term of the commercial lease, with which our Client must comply.

Not only does the internal intimate layout mean that the guests will have an excellent view of the performance, but also, the guests will be close to the performers. This, in turn, means that the staff will be managing the theatre space, and guests, closely – allowing guests to thoroughly enjoy the experience but preventing any over-exuberance which could interfere with the performance/performers.

- b. The sale of alcohol is not the primary focus of the theatre, and the price-point of the performance and alcohol/food within the theatre are unlikely to attract those who interested in drinking-led venues.

Alcohol will be available, with non-alcoholic beverages (including tea/coffee etc) and food, from the foyer and auditorium bar (and as detailed in section J of the Licensing application) before the performance starts; during the interval and for those who chose to stay afterwards. During the actual performance, the foyer and auditorium bars will be closed. At all times, practices relating to the Responsible Sale of Alcohol, including 'Challenge 25', will be operated, and indeed are included in the volunteered (draft) licence conditions (see conditions 2 and 21), and

- c. In view of the opportunity to stay after the performance and to partake in some 50s/60s dancing (continuing the Dirty Dancing theme!), guests are expected to gradually leave the venue avoiding a mass departure. The main entrance/exit doors to the Theatre are located within the Centre itself and will, of course, be manned with appropriate staff, to minimise the risk of any undue disturbance to those visiting other parts of the Centre and/or those in the local environs.

As detailed in draft licence conditions 1 and 2, the Theatre will be operated to high professional standards consistent with a detailed Event Safety Management Plan. The details set out above under points (1) and (2) are equally relevant in terms of the promotion of public safety at the venue.

We are pleased to note that none of the Responsible Authorities (including the Police and Environmental Health) have any concerns relating to the promotion of the Licensing Objectives in relation to our Client's planned theatre.

Expanded Conditions:

Since issue of the application, our Client has confirmed that it is happy to offer an additional condition. I therefore attach an updated draft of the conditions in which we have inserted a new condition 'A' at the start of the conditions. I have also amended an omission in condition 17 - shown in red font.

I hope that the above and the attached will give comfort to [REDACTED] and his family that our Client's proposed theatre operation will be operated in such a way as to add to the environment, for the enjoyment of those attending but without undue interference or disruption to those in the local community.

With best regards

Sue

Sue Dowling

Partner

For and on behalf of Blandy & Blandy LLP

Foyer Concept - Main Entrance



Auditorium Concept

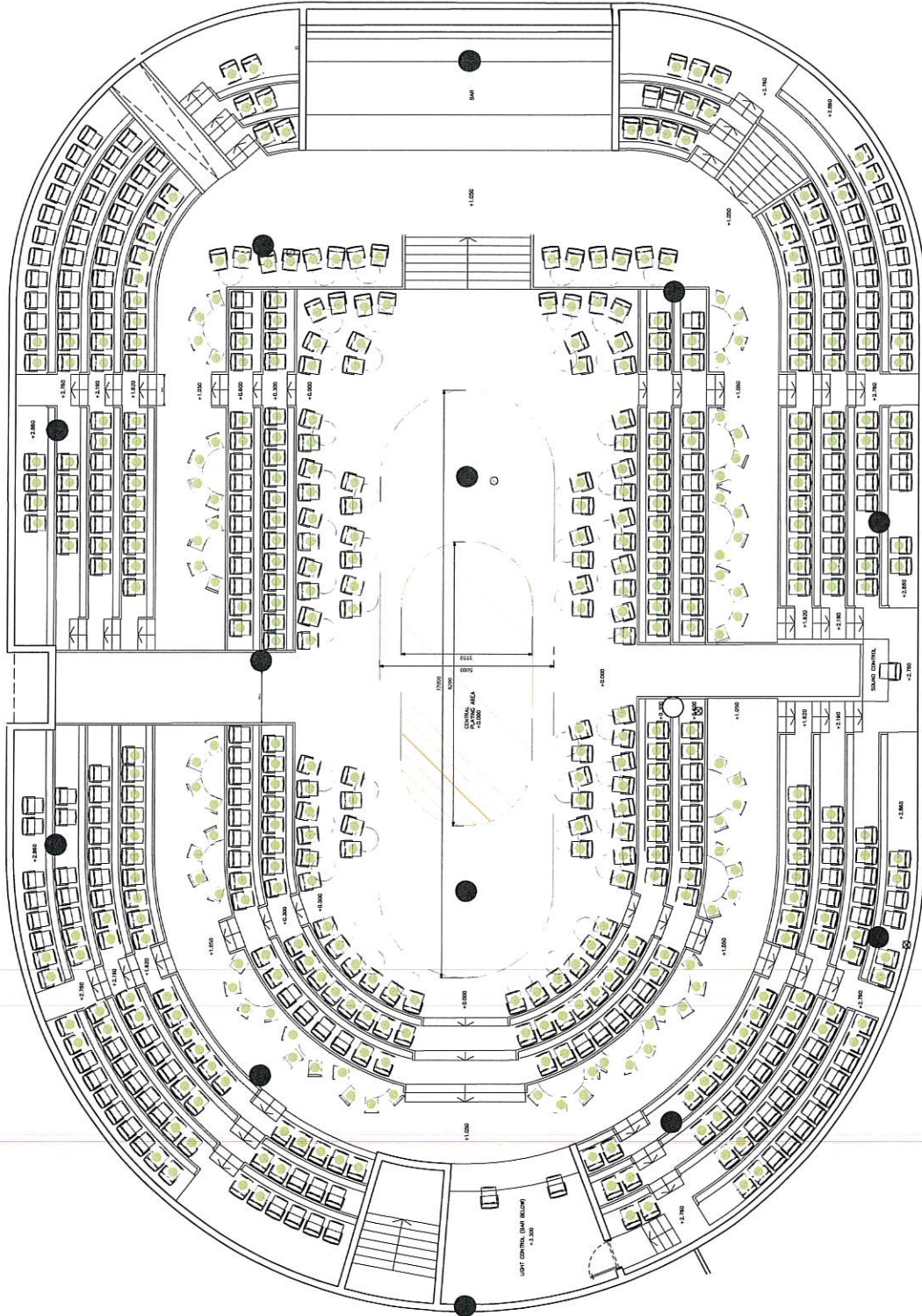


Auditorium Concept



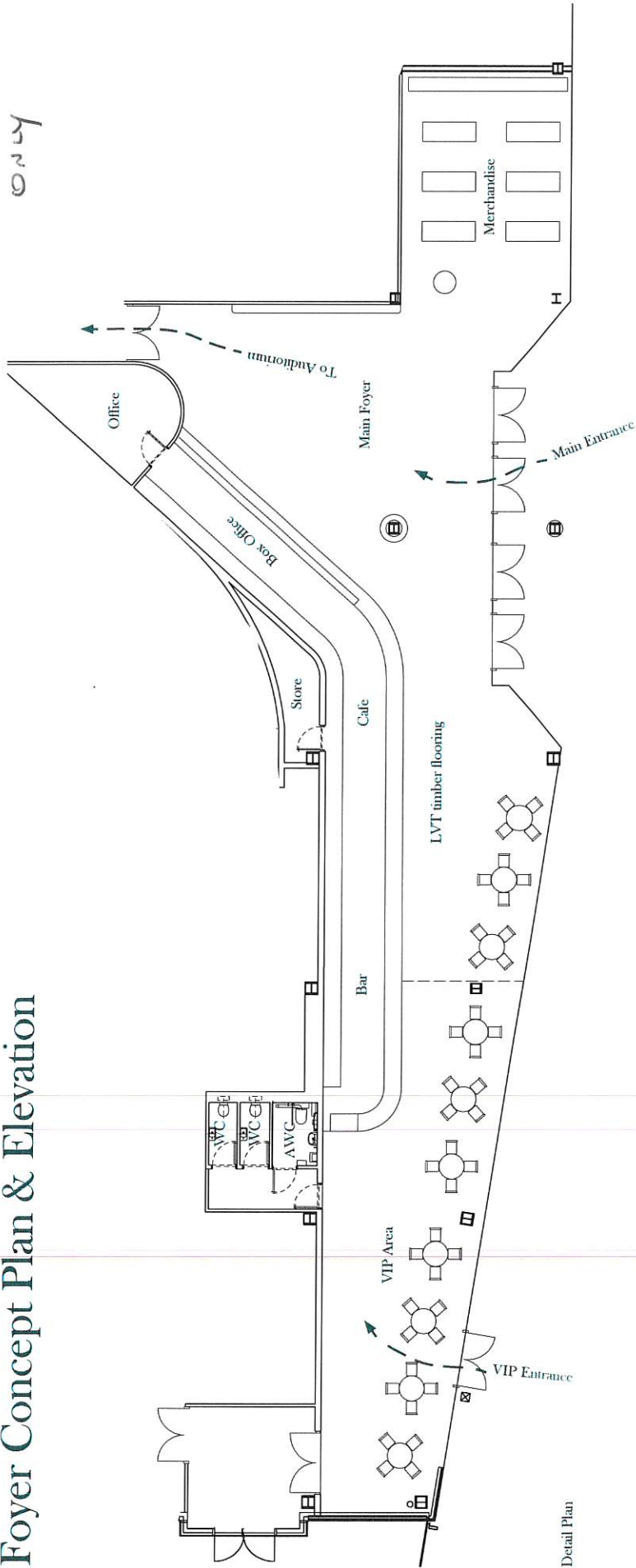
ILLUSTRATIVE
ONLY

Auditorium Plan

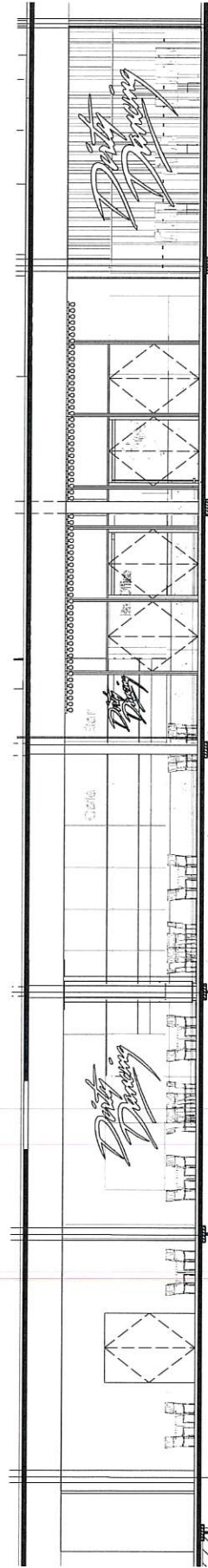


Foyer Concept Plan & Elevation

ILLUSTRATIVE ONLY



Detail Plan



Elevation

Capital Theatre, Westfield Shopping Centre

Ariel Way, London

Draft Conditions for Issue: 19 December 2024

Expanded Conditions proposed 16 January 2025

These draft conditions are offered to support the application for a new Premises Licence for the proposed Premises, Capital Theatre. They may be revised following input from the Responsible Authorities/Interested Parties.

A At all times, Licensable Activities during, or following, an Auditorium Performance at the Premises shall only be available to those who have attended the Performance as a ticketed guest, performer or as a member of the Premises Licence Holder's team. 'Auditorium Performance' means any event involving Regulated Entertainment, the sale of alcohol and/or late night refreshment within the auditorium in the Premises.

1. An Event Safety Management Plan (ESMP) will be developed and shared with the Licensing Authority and other Responsible Authorities (if requested) prior to opening.
2. The ESMP will include details on subjects such as (but not limited to):
 - Layout plans (showing fixed furniture/fittings, and areas in which temporary and/or mobile bars may be used, subject to risk assessment)
 - Noise Management measures
 - Security Management arrangements
 - Access, egress and dispersal arrangements
 - Counter terrorism measures
 - Ticketing
 - Alcohol Management Plan (including Challenge 25 procedures)
 - Crisis Communication Plan
 - Risk Assessments
 - Artists/Show profile
 - Special effects
 - The use of glass drinking vessels
 - Drugs Policy

- Medical Management Plan
 - Child Welfare/Vulnerable Persons Policy
 - Disabled customer/Accessibility policy
3. The ESMP will be a 'living' document which will be reviewed and revised by the Premises Licence Holder (acting by its DPS or otherwise) as a minimum on an annual basis, to ensure that it is updated in accordance with good industry practice.
4. **CCTV**
- 4.1 High Definition CCTV shall be installed, operated and maintained at all times that the Premises is open for licensable activities or customers are on the Premises and shall be checked every two weeks to ensure that the system is working properly and that the date and time are correct.
- 4.2 At least one camera will show a close-up of the entrance/entrances to the Premises, to capture a clear, full length image of anyone entering.
- 4.3 It shall cover any internal or external area of the Premises where licensable activities take place.
- 4.4 The recordings shall be in real time and stored for a minimum period of 31 days with date and time stamping.
- 4.5 Footage shall be provided to the Police or authorised Council officer on reasonable request made by email to the Designated Premises Supervisor.
- 4.6 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.
- 4.7 Appropriate signage shall be displayed in prominent positions, informing customers they are being recorded on CCTV.
5. An incident log shall be maintained by the premises that details incidents of note (relevant to the promotion of the Licensing Objectives) that occur in the premises. This shall include any incidents of disorder and ejections as a minimum and shall be available for inspection at

any reasonable time by an authorised officer of the licensing authority.

6. A refusals book shall be kept at the premises to record details of all refusals to sell alcohol. This book shall contain the date and time of the incident, a description of the customer, the name of the staff member who refused the sale, and the reason the sale was refused. The book shall be made available to the police and authorised council officers on reasonable request to the DPS.
7. The provision of SIA door security on the Premises shall be on a risk assessed basis. When employed door staff will wear high visibility armbands for easy recognition.
8. Where SIA door supervisors are employed, the following conditions will apply
 - a. The premises licence holder shall ensure that the following details for each door supervisor, are contemporaneously entered into a bound or electronic register kept for that purpose:
 - (i) Full name,
 - (ii) SIA Certificate number and or badge number, or registration number of any accreditation scheme recognised by the Licensing Authority (including expiry date of that registration or accreditation),
 - (iii) The time they began their duty
 - (iv) The time they completed their duty.
 - (v) This register is to be kept at the premises at all times and shall be so maintained as to enable an authorised officer of the Licensing Authority or a constable to establish the particulars of all door stewards engaged at the premises during the period of not less than 28 days prior to the request and shall be open to inspection by authorised officers of the Licensing Authority or a constable upon request.
9. As part of the drugs policy, a lockable “Drugs Box” will be on site. Only the DPS and nominated members of management shall have access. All controlled drugs or items suspected to be or to contain controlled drugs found at the Premises must be placed in this box as soon as reasonably practicable and when emptied of its contents all must be given to the designated officer of the Metropolitan Police for appropriate disposal, or as otherwise

agreed.

10. Adequate and appropriate first aid equipment and materials will be kept on site, regularly checked and kept in an easily accessible place for staff.
11. All exit routes will be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly signed.
12. Capacity figures shall be limited to those as set out in the Fire Risk Assessment.
13. The Premises will adopt the “ask Angela” (or similar) scheme. All staff will be trained in the process to be adopted when any customer “asks for Angela”. Should the customer “ask for Angela” the matter will be recorded in the incident log.
14. The Premises shall have a policy to ensure the welfare and safeguarding of vulnerable patrons. Staff shall be able to support and assist people who feel unsafe, vulnerable or threatened. Should customers approach the venue for assistance, these incidents shall be recorded in the incident log. This policy shall be made available to police or authorised officers of the Licensing Authority upon request.
15. The Licensee shall provide training for all staff to ensure that they are familiar with all means of ingress and egress and the appropriate procedures in case of any emergencies that require an immediate evacuation of the Premises.

Glassware

16. The use of glassware in the main auditorium shall be risk assessed and a copy of the risk assessment shall be kept on site and shared with representatives of the responsible authorities on reasonable request.
17. The external terrace shall be managed with sufficient staff to ensure that those in that area do not leave the external **area** with alcoholic beverages.

18. Licensable activities in the external terrace shall cease (at the latest) by 22:30¹ with the area closed to the public by 23:00². Any tables/chairs which are not fixed to the ground will be stored inside, on closure of the premises.

Staff Training

19. The Designated Premises Supervisor shall ensure that all staff, supervisors and managers responsible for selling alcohol receive an induction in the legality and procedure of alcohol sales prior to undertaking the sale of alcohol. This training shall include; times of operation, licensable activities and all conditions. Training documents shall be signed and dated, and training records be made available to police and authorised council officers on request. The records shall be retained for at least 12 months.
20. The training referred to in condition 19 above shall be repeated by way of refresher training to staff on a regular basis. Training documents relating to that refresher training shall be signed and dated, and training records be made available to police and authorised council officers on reasonable request. The records shall be retained for at least 12 months.

Underage sales

21. At all times that the premises is operating under this licence, the Premises Licence Holder shall ensure that its staff operate a Challenge 25 Policy (to minimise the risk of alcohol being sold to underage customers). This Policy shall provide that before any sale of alcohol any person who appears to be under the age of 25 will be required to produce photo ID in the form of a passport; driving licence, UK Military ID card; PASS (or similar) card or any other form of ID approved by the Home office for the purpose of age verification of sales of alcohol, to prove that he/she is over the age of 18.

SED draft 18 December 24

¹ This deadline will be extended on NYE/NYD until permitted hours commence on 1 January each year as detailed in the application.

² This deadline will be extended on NYE/NYD until permitted hours commence on 1 January each year as detailed in the application.

