

*[Insert name and address of relevant licensing authority and its reference number (optional)]*

**Application for the review of a premises licence or club premises certificate 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 ..... The Licensing Authority - Hammersmith and Fulham Council

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club  
premises certificate under section 87 of the Licensing Act 2003 for the premises described in  
Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

**Postal address of premises or, if none, ordnance survey map reference or description**

The Chelsea Lodge  
562 King's Road  
Chelsea

**Post town**  
London

**Post code (if known)**  
SW6 2DZ

**Name of premises licence holder or club holding club premises certificate (if known)**

Chelsea Lodge Holdings Ltd

**Number of premises licence or club premises certificate (if known)**

2022/00975/LAPR

## Part 2 - Applicant details

I am

Please tick ✓ yes

1) an individual, body or business which is not a responsible authority (please read guidance note 1, and complete (A) or (B) below)

☐

2) a responsible authority (please complete (C) below)

☒

3) a member of the club to which this application relates (please complete (A) below)

☐

### (A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr

Mrs

Miss

Ms

Other title  
(for example, Rev)

**Surname**

**First names**

Please tick ✓ yes

**I am 18 years old or over**

**Current postal address if different from premises address**

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address (optional)**

**(B) DETAILS OF OTHER APPLICANT**

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

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address  <b>The Licensing Authority Hammersmith and Fulham Council 45 Beavor Lane, Hammersmith W6 9AR</b>
Telephone number (if any)  <b>0208 753 1081</b>
E-mail address (optional)  <a href="mailto:licensing@lbhf.gov.uk">licensing@lbhf.gov.uk</a>

**This application to review relates to the following licensing objective(s)**

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Please tick one or more boxes ✓

<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>

**Please state the ground(s) for review** (please read guidance note 2)

### **Background**

There has been a premises licence in place at this address since September 2005. This licence was recently transferred to Chelsea Lodge Holdings Ltd in February 2020 and a copy of the current licence (including plans) can be found at Annex 1 - 3 of this review.

A further, shadow licence application, was made by the landlords of the premises (Ei Group Ltd) in May 2022. This application sought to replicate the current licence in place however the application has now been withdrawn.

### **Timeline**

On Saturday 26th March 2022 a 'bottomless brunch' event took place at Chelsea Lodge from midday until 16:00. The event was attended by 96 people with the vast majority being female (90).

During the event 4 females were taken ill, with the first female making staff aware that they were unwell at 13:35. This person was taken outside and the ambulance service were called.

- At 14:40 a second female said she felt ill and was taken outside to be assisted.
- At 14:45 the bar was closed for service.
- At 15:00 the music was reduced, and a staged dispersal took place.
- Two further females fell ill at some point between 14:40 and 15:00.

During conversations with staff and paramedics the females who fell ill said that they felt that their drinks had been spiked. Three females were taken to Chelsea and Westminster hospital for blood and urine samples and one female refused to be taken.

A police investigation was subsequently launched into this incident. Out of the three samples tested one returned a negative result and two showed traces of prescribed, or over the counter, medicines. Given these results a crime report was closed for potential drink spiking as the drugs found in the toxicology tests were not a cause for concern.

However, during the Police investigation it became evident that one of the victims was 17 years old when she entered the venue.

It was established that when the manager of the premises arrived at the venue at approximately 11:30, there was already a group of customers outside. As the door supervisors on duty that day had not yet arrived, the manager made a decision to let in the group of customers without checking for ID. It is assumed that the 17 year old who gained access to the premises was part of this group. The manager responsible has subsequently been dismissed by the venue.

After recently concluding their investigation the Police licensing team suggested that a number of conditions should be added to the licence by way of a minor variation to try and reduce the chances of such an incident happening again. These conditions concerned the use of an ID scanner and improved training amongst others. All of these conditions can be found at Annex 4 of this review.

Now that the Police investigation has concluded, and new conditions have been added to the licence, the Licensing Authority would like to make further amendments to the licence. These amendments and conditions look to ensure the safety of customers who use the venue in future, and also look to reduce the effect of noise / ASB caused by the premises later in the evening.

### **Suggested amendments to the licence**

#### **Amendment to licensable hours:**

- The start time for all licensable activities to be amended to 13:00.
- The terminal hour for all licensable activities to be amended to 01:00 on Friday and Saturday evening (currently 02:00).

#### **Conditions to be added, amended or removed:**

1. From 13:00 to 17:00 any sale of alcohol at the premises shall be subject to the following conditions:
  - Any sale or supply of alcohol on the premises shall be to customers seated at tables by waiter/waitress service.
  - Alcohol supplied for consumption on the premises shall only be supplied with and be ancillary to food to be consumed on the premises at the same time.
  - The sale and consumption of alcohol on the premises shall be to customers seated at tables. Vertical drinking shall not be permitted.
2. No external speakers will be used outside the building.
3. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23:00 hours and 08:00 hours on the following day.

#### **Condition 14 to be amended as follows:**

Current: Whenever the premises trades after 21:00, there shall be a personal licence holder on duty on the premises.

Proposed: Whenever the premises is providing licensable activities there shall be a personal licence holder on duty at the premises.

#### **Condition 17 to be amended as follows:**

Current: 17. After 23:00 hours the terrace area hatched in grey on the plan shall not be used.

Proposed: 17. After 22:00 hours the terrace area hatched in grey on the plan shall not be used.

#### **Condition 18 to be amended as follows:**

Current: 18. After 23:00 hours there shall be no more than 30 people at any one time in the terrace area hatched in red on the plan.

Proposed: 18. After 22:00 hours there shall be no more than 30 people at any one time in the terrace area hatched in red on the plan.

Condition 19 to be amended as follows:

Current: 19. After 23:00 hours there shall be no consumption of alcohol in the terrace area hatched in red on the plan.

Proposed: 19. After 22:00 hours there shall be no consumption of alcohol in the terrace area hatched in red on the plan.

Condition 20 to be amended as follows:

Current: 20. After 23:00 hours the terrace area hatched in red on the plan shall be constantly monitored and supervised to ensure that customers assist in the promotion of the licensing objectives.

Proposed: 20. After 22:00 hours the terrace area hatched in red on the plan shall be constantly monitored and supervised to ensure that customers assist in the promotion of the licensing objectives.

Condition 21 to be amended as follows:

Current: 21. After 23:00 hours the terrace area hatched in red on the plan shall be inaccessible from the public highway.

Proposed: 21. After 22:00 hours the terrace area hatched in red on the plan shall be inaccessible from the public highway.

Condition 22 to be amended as follows:

Current: 22. After 23:00 hours the front doors located on the east side of the terrace area hatched in red on the plan shall be closed.

Proposed: 22. After 22:00 hours the front doors located on the east side of the terrace area hatched in red on the plan shall be closed.

Condition 41 to be removed from the licence. The current wording of this condition is as follows:

41. An additional period after the normal hours permitted in the licence for the supply of alcohol shall be permitted on a maximum of twelve days in each calendar year (excluding applications made under TENs). The additional hours shall be permitted only if written notice has been served on the licensing authority and the police at least seven days beforehand. The police are to have an absolute veto in respect of these occasions.

Condition 43 to be amended as follows:

Current: There shall be no admittance or re-admittance to the premises after 01:00

Proposed: There shall be no admittance or re-admittance to the premises after 00:00.

## Summary

The Licensing Authority views the incident which took place on the 26<sup>th</sup> March 2022 extremely seriously, taking into account that it concerned a child and three other females who had to be admitted to hospital after visiting one of our licensed premises.

It is apparent that there were serious management failures on the day in question, not least by allowing access to a child, but also by allowing customers to consume so much alcohol that they had to be admitted to hospital.

We appreciate that the licence holder has taken immediate steps to dismiss the manager on duty that day, but we still have concerns that the premises will not be able to safely and effectively manage events which take place during the daytime.

For these reasons we have suggested a number of conditions to ensure that the premises changes its operation during the day, with alcohol only being sold as ancillary to a meal from 13:00 to 17:00 each day.

It should also be noted that Section 21.6 of the Council's current Statement of Licensing Policy (2017 – 2022) explains that: *The Licensing Authority will regard applications for the review of any premises licence particularly seriously where they involve evidence of Underage sales and consumption of alcohol.*

We have also suggested a reduction in the terminal hour of the premises as the Council is in receipt of numerous complaints concerning ASB and noise emanating from the premises later in the evening, in what is a densely residential area. These issues will undoubtedly be expanded on by local residents during the consultation process for this review.

Taking into account all of the above we respectfully ask that this review is considered in line with the following licensing objectives:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

**Please provide as much information as possible to support the application** (please read guidance note 3)

Please see grounds for review section.



**Please tick ✓ yes**

Have you made an application for review relating to the premises before

If yes please state the date of that application

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

**If you have made representations before relating to the premises please state what they were and when you made them**

N/A

Please tick ✓

yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒

**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.**

**Part 3 – Signatures** (please read guidance note 4)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature 

Date **13/07/2022**

Capacity **Licensing Policy and Enforcement Manager**

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 6)

FAO : Adrian Overton  
The Licensing Authority  
Hammersmith and Fulham Council  
45 Beavor Lane

**Post town**  
Hammersmith

**Post Code**  
W6 9AR

**Telephone number (if any)** 020 8753 1081

**If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)** licensing@lbhf.gov.uk

### **Notes for Guidance**

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.