



Haverling

LONDON BOROUGH

LICENSING SUB-COMMITTEE THE BELL INN - EXPEDITED REVIEW

AGENDA

10.30 am	Friday 3 November 2017	Council Chamber - Town Hall
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Members 3: Quorum 2

COUNCILLORS:

Linda Trew (Chairman)
Frederick Thompson (Vice-Chair)
Wendy Brice-Thompson

**For information about the meeting please contact:
Richard Cursons - 01708 432430**

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Members of the public are entitled to report on meetings of Council, Committees and Cabinet, except in circumstances where the public have been excluded as permitted by law.

Reporting means:-

- filming, photographing or making an audio recording of the proceedings of the meeting;
- using any other means for enabling persons not present to see or hear proceedings at a meeting as it takes place or later; or
- reporting or providing commentary on proceedings at a meeting, orally or in writing, so that the report or commentary is available as the meeting takes place or later if the person is not present.

Anyone present at a meeting as it takes place is not permitted to carry out an oral commentary or report. This is to prevent the business of the meeting being disrupted.

Anyone attending a meeting is asked to advise Democratic Services staff on 01708 433076 that they wish to report on the meeting and how they wish to do so. This is to enable employees to guide anyone choosing to report on proceedings to an appropriate place from which to be able to report effectively.

Members of the public are asked to remain seated throughout the meeting as standing up and walking around could distract from the business in hand.

AGENDA ITEMS

1 APOLOGIES FOR ABSENCE AND ANNOUNCEMENT OF SUBSTITUTE MEMBERS

(if any) - receive

2 DISCLOSURE OF INTERESTS

Members are invited to disclose any interest in any of the items on the agenda at this point of the meeting.

Members may still disclose any interest in an item at any time prior to the consideration of the matter.

3 CHAIRMAN'S ANNOUNCEMENT

The Chairman will announce details of the arrangements in case of fire or other events that might require the meeting room or building's evacuation.

4 REPORT OF THE CLERK (Pages 1 - 6)

5 LICENSING OFFICER'S REPORT (Pages 7 - 8)

6 APPEAL AGAINST SUSPENSION OF A PREMISES LICENCE BY HAVERING'S LICENSING SUB-COMMITTEE (Pages 9 - 44)

Andrew Beesley
Head of Democratic Services

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LICENSING SUB-COMMITTEE

REPORT

3 November 2017

Subject Heading:

Procedure for the Hearing
Licensing Act 2003

Report Author and contact details:

Richard Cursons – Democratic Services
Officer
01708 432432
richard.cursons@onesource.co.uk

REPORT OF THE CLERK

PROCEDURE FOR THE HEARING: LICENSING ACT 2003 (REVIEW OF LICENCE)

This is a hearing to consider an application for a review of a licence under section 51 of the Licensing Act 2003. The Licensing Act 2003 (Hearings) Regulations 2005 will govern the arrangements for the hearing of the application now under consideration. This report accords with the requirements of that Act and the Regulations, and in particular Regulations 21-25 (procedure at the hearing).

1. Membership of the Sub-Committee:

- 1.1 The Sub-Committee comprises three members of the Licensing Committee, with a quorum of two members. **Unless there are objections, in the absence of three members, the hearing shall proceed with the quorum of two.**
- 1.2 A member of the Licensing Committee will be excluded from hearing an application where he or she:
 - 1.2.1 has considered an application in respect of the premises in the previous 12 months as a Member of the Regulatory Services Committee; or
 - 1.2.2 is a Ward Councillor for the Ward in which the premises, subject to the application, are located; or
 - 1.2.3 is a Ward Councillor for a Ward which is likely to be affected by the application or;

1.2.4 has a personal interest in the application.

2. Roles of other participants:

- 2.1 The Legal Advisor is not a party to the hearing. The role of the Legal Advisor is to provide legal advice relating to the application and submissions.
- 2.2 The Clerk is not a party to the hearing. The role of the Clerk is to record the hearing and the decisions of the Sub-Committee, and ensure efficient administration

3. Location and facilities:

- 3.1 All hearings will be heard at the Havering Town Hall unless otherwise directed.
- 3.2 Interpreters will be provided by the Council on request, provided notice is given at least five working days before the hearing.

4. Notification of attendance:

- 4.1 The Chairman will enquire of the parties who is in attendance and the parties will indicate their names (and, where relevant, whom they represent). A register will be circulated before the commencement of the hearing on which the applicant, his/her advisers and companions and all interested parties (and/or their representatives) will be asked to record their attendance.

5. Procedural matters:

- 5.1 Prior to the commencement of the hearing, the Chairman of the Sub-Committee will orally inform the parties whether their applications to have certain people attend the hearing (e.g. witnesses) have been granted or refused. Note this relates to people other than those attending on behalf of a party in the capacity as a representative of the party.
- 5.2 Prior to the commencement of the hearing the Chairman of the Sub-Committee will outline the procedure to be followed at the hearing. This will normally be as follows:

Introduction of the application:

The party requesting the review will outline:

- details of the application and relevant representations received from the parties;
- relevant legislation ;
- relevant Licensing Policy; and
- the time limit in which the Council must reach a determination.

Documentary evidence:

- Documentary or other information in support of applications, representations or notices should be provided to the Clerk of the Sub-Committee at least 7 clear working days before the hearing. If this information is produced at the hearing it will only be taken into account by the Sub-Committee if the Sub-Committee and all the parties consent to its submission. Permission to have this information included in the hearing should be requested at the beginning of the hearing before any oral submissions have been made.
- Statements made by people in support of a party's representation who are not present at the hearing, must be signed by the maker, dated and witnessed by another person. The statement must also contain the witness's full name and occupation.

Representations:

- The Chairman will invite each of the parties at the hearing or their representative sequentially to address the Sub-Committee and call any person/s to whom permission has been granted to appear. Each party will be allowed a maximum period of 10 minutes in which to address the Sub-Committee and call persons on his/her behalf.
- This 10 minute period is where each party has the opportunity to orally address the Sub-Committee and clarify any points on which the Sub-Committee has sought clarification prior to the hearing. This 10 minute period should be uninterrupted unless a member of the Sub-Committee or Legal Advisor considers that the speaker is making submissions that are irrelevant, frivolous or vexatious.
- Members of the Sub-Committee may ask questions of any party, at any time during the proceedings. Time taken in dealing with a Member's question will not be taken into account in determining the length of time available to the party in question to make their representation.

The sequence in which each of the parties will be invited to address the Sub-Committee will normally be in the order of:

- the party requesting the review of the licence
- the Chief Officer of Police;
- the Fire Authority;
- the Health and Safety at Work Enforcing Authority;
- the Local Planning Authority;
- the Local Environmental Health Authority;
- the Local Weights and Measures Authority;

- the Authority Responsible for the Protection of Children from Harm;
- a navigation or other authority responsible for waterways; and
- any other party that has submitted representations in respect of the application, certificate, notice or other matter appearing before the Sub-Committee;
- the party whose premises is the subject of the licence review.

At the discretion of the Sub-Committee the above order may be varied.

Cross-Examination:

Where witnesses have been permitted by the Sub-Committee to speak at the hearing on behalf of a party, permission must be sought from the Sub-Committee before another party can ask the witness questions. This process of questioning is normally referred to as cross-examination. The Sub-Committee will allow cross-examination only where it is necessary to assist it in considering the representations or application.

Relevance:

Information submitted at the hearing must be relevant to the applications, representations, or notice and the promotion of the licensing objectives. The Chairman of the Sub-Committee is entitled to exclude any information it considers to be irrelevant whether presented in written or oral form. The licensing objectives are:

The prevention of crime and disorder;

Public safety;

The prevention of public nuisance; and

The protection of children from harm.

6. Failure of parties to attend the hearing:

- 6.1 If a party, who has not given prior notice of his/her intention not to attend the hearing, is absent from the hearing the Sub-Committee may either adjourn the hearing or hold the hearing in the party's absence. Where the hearing is held in the absence of a party, the Sub-Committee will still consider the application, representation or notice submitted by that party.

7. Adjournments and extension of time:

7.1 The Sub-Committee may adjourn a hearing to a specified date or extend a notice period except where it must make a determination within certain time limits in the following specific applications:

- Review of premises licences following closure orders made under the Licensing Act 2003 where the Sub-committee must make a determination within 28 days of receiving notice of the closure order.
- Other reviews of premises licenses where the Sub-Committee must make a determination within 28 days of the end of the statutory consultation period.

8. Sub-Committee's determination of the hearing:

8.1 At the conclusion of the hearing the Sub-Committee will deliberate in private accompanied by the Clerk and the Legal Advisor who will be available to assist the Sub-Committee with any legal problems but will not participate in any decision making of the Sub-Committee.

8.2 The Sub-Committee will normally make its determination and announce its decision at the end of the hearing.

8.3 Where all parties have notified the Sub-Committee that a hearing is not required the Sub-Committee must make its determination within 10 working days of being given notice that the hearing is not required.

9. Power to exclude people from hearing:

9.1 The public are entitled to attend the hearing as spectators. However, the Sub-Committee may exclude any person from the hearing including any person assisting or representing a party where:

- it considers that the public interest would be best served by excluding the public or the individual person from the hearing; or
- that person is behaving in a disruptive manner. This may include a party who is seeking to be heard at the hearing. In the case where a party is to be excluded, the party may submit to the Sub-Committee in writing any information which they would have been entitled to give orally had they not been required to leave the hearing.

10. Recording of proceedings:

10.1 A written record of the hearing will be produced and kept for 6 years from the date of the determination of the hearing.

11. Power to vary procedure:

- 11.1 The Sub-committee may depart from following any of the procedures set out in this document if it considers the departure to be necessary in order to consider an application, notice or representation.



LICENSING SUB-COMMITTEE

REPORT

3 November 2017

Subject heading:

The Bell Inn, 32 Broadway, Rainham,
RM13 9YW

s.53A expedited premises licence

Report author and contact details:

Mr Kasey Conway, Licensing Officer

5th floor Mercury House

licensing@havering.gov.uk

01708 432555

This application for an expedited premises licence review is made by PC Oisin Daly on the behalf of the Metropolitan Police under s.53A of the Licensing Act 2003. The application was received by Havering's Licensing Authority at 13:00 on 25th October 2017.

This application is made under the provisions of s.53A of the Act. As such, s.53A(2)(a) requires that within 48 hours of the receipt of the application the licensing authority considers whether it is necessary to take interim steps pending the determination of the review application. This first interim hearing was heard within the 48 hour time frame and took place on the morning of 27th October 2017. It was the licensing sub-committee's decision to exercise its discretion with regard to the provisions of s.53B(2) and to not give the premises licence holder an opportunity to make representations to the licensing authority at this stage.

Subsequent to Police representation the licensing sub-committee chose to suspend the licence from midday 27th October 2017 pending the full review hearing in line with its powers under s.53B(3)(d). The relevant decision notice was provided to the premises licence holder on 30th October 2017.

The premises licence holder made representation to the licensing authority against this interim decision on 01st November 2017. In line with its duty under s.53B(6) the licensing authority organised this hearing within 48 hours. This hearing is therefore to enable the premises licence holder to make representation against the interim decision to suspend the licence pending the full hearing.

s.53B(8) requires that the licensing authority must consider at hearing:

- (a) whether the interim steps are necessary for the promotion of the licensing objectives; and
- (b) determine whether to withdraw or modify the steps taken.

s.53B(9) states, in considering those matters the relevant licensing authority must have regard to:

- (a) the certificate that accompanied the application;
- (b) any representations made by the chief officer of police for the police area in which the premises are situated (or for each police area in which they are partly situated); and
- (c) any representations made by the holder of the premises licence.

Direct E-mail: julian.abraham@sternberg-reed.co.uk

OUR REF: JA/PJC/ROG0182/1

YOUR REF:

URGENT

Licensing Public Protection
London Borough of Havering
The Town Hall, Main Road,
Romford,
Essex RM1 3BB

BY SPECIAL DELIVERY

31 October 2017

Dear Sirs

Appeal against suspension of Premises Licence by Havering Licensing Sub Committee

We act for Ms Sharon Rogers who holds the Premises Licence in respect of the Bell Inn, Broadway, Rainham, Essex RM13 9YW.

It is our client's intention to appeal against this suspension and we accordingly lodge herewith :-

1. Notice of appeal dated 31st October 2017
2. Havering Licensing Sub Committee's Notice of Decision (the decision being appealed) dated 25th October 2017
3. Metropolitan Police Application form for a Summary Licence Review dated 25th October 2017.

We do not know if there is a fee payable on this matter, but please inform us immediately if there is, and we will ensure that the fee is paid forthwith.

Please acknowledge safe receipt.

Yours faithfully

STERNBERG REED

ROG0182\1\Letter 17103107 JA.doc

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KATHRYN TURNER

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6 - 8 High Street,
GRAYS, Essex RM17 6LU

ROMFORD:
102-106 South Street
Romford, Essex, RM1 1RX



Licensing Act 2003

In the matter of the Bell Inn, Broadway, Rainham

In the matter of a summary license review under section 53 A of Licensing Act 2003

Notice of Appeal

1. The Appellant is the premises licence holder of the Bell Inn, Broadway, Rainham. An application was made by the Metropolitan Police for a summary review of the premises licence on 25th October 2017 and heard by the licensing sub-committee at Havering District Council.
2. The sub-committee's decision having heard the evidence presented to the MPS was given was that it was necessary to suspend the license – although it did not say for how long.
3. Sharon Rogers, the premises licence holder did not attend the hearing; on Wednesday 25 October 2017 in the afternoon she was served with the Application for Summary Licence Review by PC Daly who was in the company of Casey Conway of Havering Licensing Department. PC Daley informed her of two hearings, the first of which would be the next day at 10.00 am at Romford County Court. She asked if she would be able to attend that hearing and was informed by Casey Conway that she would not be allowed to attend, however she would have wished to. In addition, she had received very late notice of an application was to be made and endeavoured to instruct solicitors to advise her. However, given the lateness of notice given to her she was unable to do so. She did not attend the hearing in person feeling that it was beyond her to do so but did contact solicitors when she could.
4. She now wishes to appeal the decision because:
 - a. She was not represented at the hearing
 - b. No evidence was admitted on her behalf
 - c. She contests the version of events described by PC's Daley and Goodwin
 - d. She has been the premises license holder since 2013, but has worked at the premises since 2005 during which time her partner Joseph Turner held the premises licence, and there has never been any difficulty or trouble with the police and certainly not of

the seriousness and character of the alleged incident that led to the suspension of the premises licence.

- e. In all the circumstances the decision was unjust and disproportionate.

STERNBERG REED

31 October 2017

**Licensing Act 2003
Notice of Decision**

PREMISES:

The Bell Inn
Broadway, Rainham
RM13 9YW

DETAILS OF APPLICATION

The application for a Summary Review of the Premises Licence was made by PC Oisin Daly on behalf of the Metropolitan Police, under section 53A of the Licensing Act 2003. The application was received by Havering Licensing Authority at 13:00 on 25 October 2017.

APPLICANT

PC Oisin Daly
Romford Police Station
Main Road, Romford
RMI 3BJ

1. Details of existing licensable activities

The venue had a Premises Licence number 001561 which permitted the sale of alcohol - Monday to Sunday – 11.00 to 23.00

The current licence holder at the premises was Miss Sharon Elizabeth Rogers.

2. Grounds for Summary Review

The application for the premises licence review had been served under section 53A of the Licensing Act 2003 following the wounding of two individuals in an altercation at the Bell Inn.

A certificate under section 53A(1)(b) of the Licensing Act 2003 was signed by Superintendent Sean Wilson. It was his opinion that the premises are associated with serious crime or serious disorder, or both.

3. Details of Representation

Metropolitan Police

PC Oisin Daly addressed the Sub-Committee orally, provided a written summary, in

addition to the application and supporting evidence he provided with it.

The Sub-Committee was informed that the suspect has been arrested but that the firearm remained outstanding.

PC Belinda Goodwin showed the Sub-Committee extracts of CCTV from the premises and photographs of the wounds to the victims. She identified on the CCTV footage, the following:

- The suspect, and his associates.
- The licence holder, Ms Rogers
- The victims of the assaults
- Open supplying and snorting of what appeared to be cocaine
- The brandishing of an asp and a firearm by the suspect
- The victim coming into view of the CCTV from having been assaulted outside (he was wearing no shoes)
- Injury to a victim who was handed some white paper towel from behind the bar to clean himself
- The victim was then assaulted again by the suspect seemingly with the asp
- The suspect holding the asp in one hand and the firearm in another
- The taking of the firearm to somewhere else in the pub and then being concealed within what appeared to be the same white paper from the pub
- The removal of the samurai sword to somewhere else in the pub when it had just been used to wound someone

PC Oisin Daly also provided a police rationale for summary review in accordance with s.182 guidance, that supported his application.

4. Response from the Premises Licence holder

Although Ms Rogers had told the police that she would attend, she didn't and provided no written representations.

5. Determination of Application

The Sub-Committee determined the application for a review of the premises licence in accordance with section 53 of the Licensing Act 2003 and considered the matter with a view to promoting the licensing objectives. In making its decision the Sub-Committee had regard to the Guidance issued under section 182 of the 2003 Act and the local authority's licensing policy. In addition, the Sub-Committee took account of its obligations under section 17 of the Crime and Disorder Act 1998.

The Sub-Committee were mindful of the need to reach a decision that was appropriate and proportionate and justified on the evidence.

The Sub-Committee listened carefully to the submissions made by the police.

The Sub-Committee considered the interim steps that they must take into

account, namely:

- (a) The modification of the conditions of the premises licence;
- (b) The exclusion of the sale of alcohol by retail from the scope of the licence;
- (c) The removal of the designated premises supervisor from the licence;
- (d) The suspension of the licence.

The Sub-Committee found there had been a serious failure to uphold the licensing objectives; there were members of the public present who were put at risk of harm and would have been frightened, there were children that lived on the premises and an abject failure by management to deal with, or manage the risk.

The presence of a firearm being openly brandished, a samurai sword used in the attack that was moved, and held by Ms Rogers, after its use, and that acid had been found at the scene were serious breaches of the licence conditions, along with a failure by Ms Rogers to call the police and ambulance service.

In light of the serious danger of the weapons involved, the credible risk of retaliation, the Sub-Committee determined it was necessary to suspend the licence. The Sub-Committee considered the possibility that it afforded for changes to the Interim Measure upon receipt of representations by Ms Rogers, and for ongoing review should there be a material change of circumstances.

Richard Cursons
Clerk to the Licensing Sub-Committee



**METROPOLITAN
POLICE**

TOTAL POLICING

Form for Applying for a Summary Licence Review

Application for the review of a premises licence under section 53A of the Licensing Act 2003
(premises associated with serious crime, serious disorder or both)

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 the 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.

Insert name and address of relevant licensing authority and its reference number:

Name: Metropolitan Police Service

Address:

19 Main rd, Romford, Essex

Post town: Romford

Post code: RM1 3BJ

Ref. No.:

I **PC DALY 2364EA**

on behalf of the chief officer of police for the Metropolitan Police area apply for the review of a premises licence under section 53A of the Licensing Act 2003.

1. Premises details

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

THE BELL INN, BROADWAY,

Post town: RAINHAM

Post code: RM13 9YW
(if known)

2. Premises licence details

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

Miss Sharon Rogers

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

001561

3. Certificate under section 53A(1)(b) of the Licensing Act 2003 (Please read guidance note 1)

I confirm that a certificate has been given by a senior member of the police force for the police area above that in his opinion the above premises are associated with serious crime or serious disorder or both, and the certificate accompanies this application.

Please tick the box to confirm:

PROTECTIVE MARKING

4. Details of association of the above premises with serious crime, serious disorder or both

(Please read guidance note 2)

On 19th October 2017 two males were found by the London Ambulance Service in two separate locations in East London both with injuries. One had a stab wound to his hand and the other was having a seizure having fallen down the stairs at a tube station. It was established that both individuals had been involved in an altercation at THE BELL INN, RAINHAM. It is alleged that one of the males was blamed for smashing a car window in the pub car park, he was set upon by a group of up to seven males, one armed with a firearm and acid. He was hit with a Kosh before being stabbed in the head with a samurai sword. The other male was slashed on his hand causing serious injuries. A suspect was identified at the time and absconded through a window when police attended their home address. The victims state that they had been in the pub during the day and a firearm had been passed from behind the bar.

On the 24th October licensing officers attended to speak with the owners as no contact had been made in spite of emails and phone calls.

The owner was aware of the incident and described it as above, she stated that she had found a samurai sword in the garden area as well as a bottle of acid. She could not give a good reason as to why she did not phone police on the night or since in order to collect the sword.

Upon viewing CCTV officers found that the suspect and victims can be seen in one another's company in the bar area on the night in question. They are in open view of the bar and of other customers when they openly snort what is believed to be cocaine from the back of their hands. The suspect is then joined by another male, there appears to be a heated discussion between the group. During this discussion the suspect removes a long handled pistol from his pocket and openly waves it around before placing it down the front of his trousers. The owner speaks to the suspect and victims and they appear to know each other. The suspect and the firearm remain outstanding, the victims have been unwilling to assist police in investigations and may seek reprisals for the assault. Recent intelligence reports detail the suspect frequenting the premises.

Due to the high risk of retaliation and a lack of confidence in the management police respectfully request a temporary suspension of the premises licence to mitigate the risks involved and make changes to the business to manage that risk now and in the future.

Signature of applicant

Signature:

R Dal 2364 EA

Date:

25/10/17

Capacity:

Licensing Officer

Contact details for matters concerning this application

Surname: DALY

First Names: Oisin

Address:

Romford Pol Sta, Main rd,

Post town: ROMFORD

Post code: RM1 3BJ

Tel. No.: 01708779162

Email: Oisin.Daly@met.pnn.police.uk

Notes for guidance



**METROPOLITAN
POLICE**

TOTAL POLICING

Certificate under Section 53A(1)(b) of the Licensing Act 2003

Metropolitan Police Service | New Scotland | Yard 8-10 Broadway | London | SW1H 0BG

I hereby certify that in my opinion the premises described below are associated with:
both serious crime and serious disorder

Premises (Include business name and address and any other relevant identifying details):

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

TIE BELI INN, BROADWAY

Post town: Rainham

Post code: (if known) RM13 9YW

Premises licence number (if known):

001561

Name of premises supervisor (if known):

Miss Sharon ROGERS

I am a **SUPERINTENDENT*** in the Metropolitan Police Service.

*Insert rank of officer giving the certificate, which must be superintendent or above.

I am giving this certificate because I am of the opinion that other procedures under the Licensing Act are inappropriate in this case because:

(Give a brief description of why other procedures such as a standard review process are thought to be inappropriate, e.g. the degree of seriousness of the crime and/or disorder, the past history of compliance in relation to the premises concerned)

I am of the opinion that this incident is so severe that measures need to be put in place with immediate effect to protect the public and to prevent further crime and disorder. The management failed to inform police that there had been an incident and that weapons had been found. CCTV evidence has been seized by police, however, the incident is not covered and will require forensic examination of the hard drive. On what CCTV can be seen there is open drug taking in full public view, the suspect is also seen to brandish a firearm. The suspect remains outstanding, potentially with a firearm, and there is a significant risk that the victims may also seek retribution. The suspect is known to frequent the venue and there is a risk to members of the public who could inadvertently get caught in a violent situation.

Signature

Signature:

Sean Wilson
Sean Wilson

Date:

25¹⁰ 2017

Retention Period: 7 years
MP 147/12

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of PC DAU 2364EA..... URN: 01

Age if under 18 Over 18 (if over 18 insert 'over 18') Occupation: Police constable

This statement (consisting of: 2..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: PC DAU 2364 EA Date: 25/10/17

Tick if witness evidence is visually recorded (supply witness details on rear)

This statement of evidence relates to a licensing visit to THE BELL INN, RAINHAM on the 24th October 2017. On Tuesday the 24th of October 2017 at approx 1200hrs I was on duty in plain clothes along with PC GOODWIN when we attended the THE BELL INN, RAINHAM to speak with the licensee, a female who I know to be Sharon ROGERS, about an incident which had occurred the previous Thursday and according to the victims had happened at the pub. Attempts had been made by PC GOODWIN, as well as detectives, to get in touch with Miss ROGERS to no avail.

The incident itself has been recorded on CRIS 5417372/17 and is summarised on the summary review application. This crime is exhibited as OPD/1 and has been redacted as this investigation is ongoing and disclosure of details may prejudice any investigation. An additional crime for possession of a firearm has been recorded on CRIS 5417627/17.

There are several recent intelligence reports which link the suspect to the venue, one also details the incident and threatened reprisals.

Redacted versions are detailed below:

KDRT00335201 - 20/10/2017

On 19/10/2017 Police were called to [redacted] Station with report of a MALE having a seizure and blood pouring from his head. This MALE is [redacted]. He was at the BELL INN pub in RAINHAM where he was assaulted. He managed to make his way to [redacted] where he collapsed down the stairs. CAD 008844/19/10/2017

[redacted] claimed he was attacked by 5-7 Males, One being [redacted]. The Males made [redacted] take his clothes off where they then hit him on the back numerous times with a KOSH. He was then stabbed in the head with a samurai sword. While being treated at [redacted], BTP had stopped [redacted] at [redacted] with a stab wound to the hand. Both [redacted] stated they saw [redacted] brandish a black revolver style handgun with a brown handle. The gun could hold 6 bullets maximum and when seeing the hand gun it was loaded with 4 bullets.

Both [redacted] claim that the barmaid at the pub held the gun behind the counter for them. In the toilets the group of men had a large white bottle of acid that was poured over a urinal, hand sanitizer and a jacket to show what acid can do.

Signature: PC DAU 2364 EA Signature witnessed by:

Continuation of Statement of

PC 2364 EA

On the Ambulance [redacted] Said "I'm gonna go for him, I'm gonna catch him and Fucking kill him, I dont care about prison time" [redacted] also said that he has his boys already sorting this out as we sat in hospital. [redacted] made a comment also about burning the pub to the ground.

This is for information sharing.

KDRT00333393 – 16/08/2017

[redacted] regularly carries a knife on his persons

He keeps it in a black pouch

[redacted] frequents the BELL pub in RAINHAM

KDRT00331968 – 29/06/2017

[redacted] frequents the BELL INN RAINHAM on the BROADWAY .

KDRT00330618 – 16/05/2017

[redacted] assaulted [redacted] in the Bell Inn RAINHAM on 14/05/2017

Upon attending the venue Miss ROGERS informed us that she was aware of the incident, when questioned as to why she hadn't phoned police she could not give a reasonable answer. She also stated that she had found a samurai sword in the garden following the incident. I exhibit a photograph of this sword as OPD/2. Miss ROGERS also stated that she had found a bottle of acid in the garden which she had disposed of down a drain. Whilst interrogating CCTV at the venue we saw footage of the suspect identified above dish out what is believed to be cocaine onto the hands of three other people and they proceed to snort it in full view of the bar and other members of the public. The suspect is then seen on CCTV to brandish what appears from the footage to be a pistol. Miss ROGERS is seen speaking with the suspect in the footage. I then seized the CCTV from the venue. I also seized a second CCTV box which had been located in a child's bedroom upstairs, this should have covered the car park and the incident, however, Miss ROGERS claimed that there was a problem with the visuals on it.

The suspect is known to frequent the venue, the victims have made threats of retaliation against the suspect and a threat of arson against the venue. The suspect remains outstanding and may be in possession of a firearm. The victims are aware that the suspect is armed and it is reasonable to assume that they may also arm themselves when seeking retaliation. There is also a strong possibility that the victims may seek to attend the venue in search of the suspect. There is currently no CCTV operating in the venue and any fitted will need to be approved by police. So far, the owner and DPS has not fully co-operated with police investigations and failed to inform police of the incident at the time.

Due to the high risk of retaliation and a lack of confidence in the management police respectfully request a temporary suspension of the premises licence to mitigate the risks involved and make changes to the operating schedule.

PC 2364 EA

Signature: PC 2364 EA

Signature witnessed by:

WITNESS STATEMENT

Criminal Procedure Rules, r 16.2; Criminal Justice Act 1967, s. 9

URN

Statement of: Belinda Goodwin

Age if under 18: over (if over 18 insert 'over 18')

Occupation: Police Officer

This statement (consisting of 2 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Signature:

(witness)



Date:

25/10/2017

On Friday 20th October I was on duty in plain clothes working within my role as a Police licensing Officer for the East Area BCU that I have been in for the last two and a half years. It is my role to scrutinise the overnight crimes and to determine if there are any that are reported within licensed premises and for us to make contact with the venues if necessary. I was made aware through this system that there had been an incident whereby two male victims had been in THE BELL INN HOTEL, BROADWAY, RAINHAM RM13 9YW earlier on in the evening of the 19th October 2017 and that there had been an incident where someones car was damaged in the car park area of the venue and that he was blamed for this and he was jumped on by a group of males that he was hit in the back with a weapon and then punched in the face and then stabbed in the head with a Sanurai sword. There was also mention that one of the males had a gun. The males then left the scene and they were found at WEST HAM underground station, one had fallen and had a head wound and the other had slash to the outside of one of his hands and upper arm. There was mention on the crime report that Police had made attempts to contact the manager of the venue Sharon ROGERS, who is also the DPS and premise licence holder at the venue but could not get a response. I then attempted, with the recent number that I had for Sharon to call her and I also sent her an e-mail asking for her to get in touch urgently so as officers could attend the venue to interrogate the CCTV. I passed all this information over to the investigating officer. I made several attempts to call Sharon all through the day and had no reply and no facility to leave a message. Monday 23rd October 2017 I e-mailed Sharon again and informed her to make contact and that we would be visiting the venue the next day at 12:00hrs. In the meantime a suspect had been identified for the offence and attempts were made to arrest this person but he escaped and is currently at large. On Tuesday 24th October at approximately 12:45hrs myself and PC Daly attended the BELL INN in an a marked Police vehicle which when we pulled into the car park there were three young children playing in this area, as we entered Sharon ROGERS was behind the bar on her own. I asked her why she had not responded to my e mail and she said that she had not looked at her ipad. I asked her what she knew of an incident that took place on Thursday night, she said that she came down to the bar around nine o'clock and that a male who she has never seen before came into the venue from the garden area, that he was bleeding and he was saying something about a car being damaged. Sharon then said that one of her staff went out to the garden and found a white plastic bottle, which when she poured the contents out seemed to be acid or a corrosive as it burned through her clothes. Sharon then said that she found a large type sword in the car park area, she picked this up and brought it into the premise. At no point did Sharon say that she saw a gun. I asked her if she knew the suspect and she confirmed that she did, but that he had just been getting in there in the last week or so as he often causes trouble. I asked why she did not feel the need or the urgency to call Police considering there would have been a substantial amount of blood at the venue and that a corrosive substance and a large sword had been found and she could not give us a reason as to why she did not do this. I asked to look at the CCTV from the car park and garden area and she said that these particular cameras were not working, that she had contacted the engineer. I asked her to show us the CCTV from inside the bar area, she said that the suspect had been in the venue from around five o'clock, so we asked her to show us footage from then. The suspect was visible on the CCTV with three other males. Whilst we continued to watch it was evident that the males were all very intoxicated, they were swaying around and very unsteady on their feet. When we got to the time of roughly 20:18hrs I could see the suspect take out a white substance from his person, then hand it over to two of the males and one of the males then placed this substance on the back of his right hand and he snorted the substance up his nose. The other male did the same and then the suspect took some himself and stuck it up his nose. Again he was very unsteady on his feet, and he started to fidget with his jacket that he had on, I could

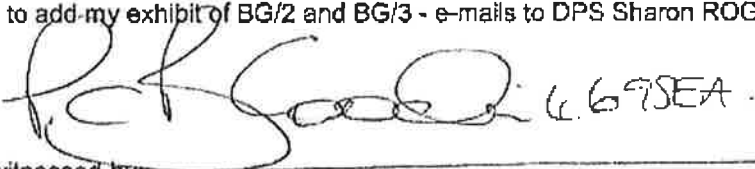
see him reach into his right jean pocket and take out a large hand gun, dark in colour. The suspect started to wave the gun around in his right hand and he then placed the gun down the front of his trousers with the handle of the gun poking out of the top. The suspect is in there for another while talking to other males, then I could see Sharon approach the group and speak to them, the suspect still had the gun poking out at the top of his jeans and then he does his jacket up. Upon speaking to Sharon she informed us that later that night someone appeared in the car park area, with a balaclava covering their face, they seemed to be a male and they was shouting her name. She then said that she received a call on her mobile phone, she thinks that this was the suspect and he said "there is going to be a war". The victims that were involved in this incident have been heard to say that they will seek revenge and that they would burn the pub down.

I am writing this statement in relation to a review of the premise licence for BELL INN, BROADWAY, RAINHAM RM13 9YW for the following reasons. There has been serious offences committed on the premises and the DPS Sharon ROGERS made no attempt to call an ambulance or inform Police what had happened. There has been potentially a loss of criminal evidence due to blood being washed away and weapons been thrown away and handled. I also believe that the suspect has been frequenting the venue over a longer period and that this behaviour is normal at the venue, to accept open drug use and to deal to other customers. At one point there are small children in the venue when the suspect is there earlier on in the day in question. On the footage Sharon seems very comfortable in speaking to the suspect and is not seen to challenge him in any way. I feel that there could be a real threat to public safety within the venue, and I have no confidence that this premises is being operated to a good standard. It seems that three of the licensing objectives are most certainly not being adhered to namely, Prevent of crime and disorder, prevention of harm to children and public safety so would ask that the Licensing Sub Committee review the licence.

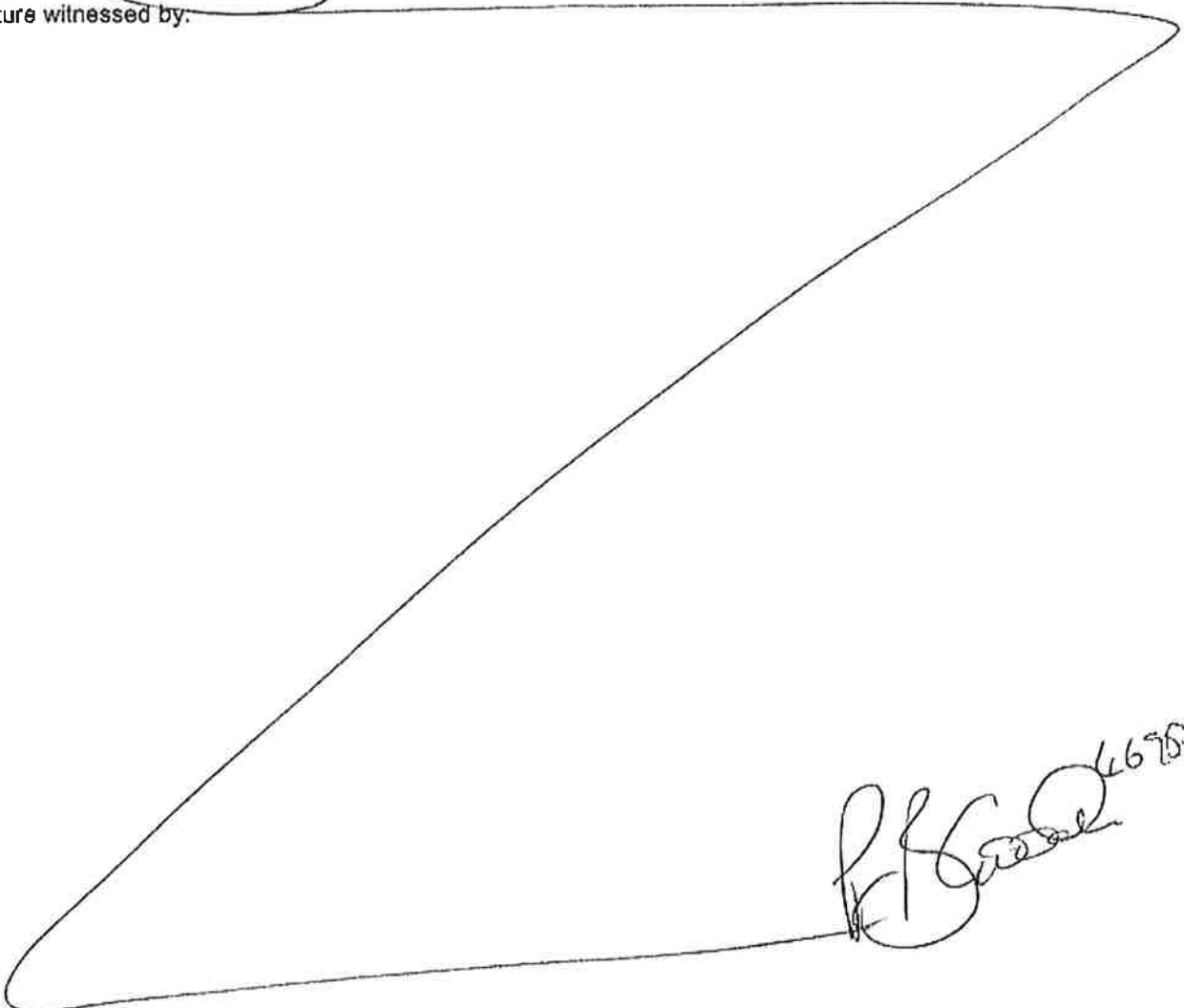
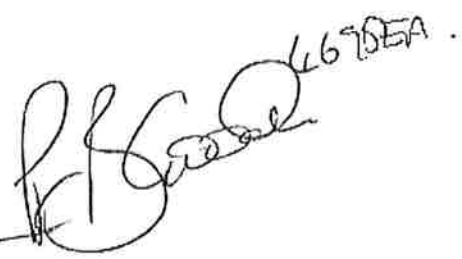
At the time of writing this statement the suspect is still at large.

I would like to add my exhibit of BG/2 and BG/3 - e-mails to DPS Sharon ROGERS

Signature:

Handwritten signature of P. F. Good in black ink, followed by the alphanumeric string "469SEA".

Signature witnessed by:

A large, empty, hand-drawn loop that serves as a placeholder for a signature. It is drawn with a single continuous line and is positioned below the "Signature witnessed by:" label.Handwritten signature of P. F. Good in black ink, followed by the alphanumeric string "469SEA".

BA/2

Goodwin Belinda 'B' - EA-CU

From: Goodwin Belinda 'B' - EA-CU
Sent: 20 October 2017 08:35
To: 'sharon rogers'
Subject: Urgent

Sharon,

Please can you call me 01708779187

Belinda Goodwin 4695EA

Licensing Officer - Metropolitan Police - Havering

Met Phone 759282/01708779282

Address - ROMFORD POLICE STATION 19 MAIN ROAD, ROMFORD, ESSEX RM1 3BJ or 5th Floor, Mercury House,
Mercury Gardens, RM1 3SL

E mail - Belinda.goodwin@met.pnn.police.uk

BC/3

Goodwin Belinda'B' - EA-CU

From: Goodwin Belinda'B' - EA-CU
Sent: 23 October 2017 08:57
To: sharon rogers
Cc: Daly Oisín P - EA-CU
Subject: Urgent -

Sharon,

I am very disappointed and frustrated at the lack of response from you with regards to an incident that has allegedly occurred at your venue..

I will be visiting tomorrow to view the CCTV please can you make yourself available from 1200hrs

Regards

From: Goodwin Belinda'B' - EA-CU
Sent: 20 October 2017 08:35
To: 'sharon rogers' <sharon.rogers@live.co.uk>
Subject: Urgent

Sharon,

Please can you call me 01708779187

Belinda Goodwin 4695EA
Licensing Officer - Metropolitan Police - Havering
Met Phone **759282/01708779282**
Address - **ROMFORD POLICE STATION 19 MAIN ROAD, ROMFORD, ESSEX RM1 3BJ or 5th Floor, Mercury House, Mercury Gardens, RM1 3SL**
E mail - Belinda.goodwin@met.pnn.police.uk

OPD / 1

PC O DALY 364KD 228118

CR:5417372/17 CrType:C Notifiable/MPS/Other:N-1 Status:U Press:N Class:S/GBH W/I GLU:KD

General Information

Screening Decision: IN

Main

IU: KD HAVERING
 Crime Type: C H/O Crime Type: 1
 Allegation (Prefix):
 Allegation:
 Committed on/from Date: THU 19/10/2017 18:30
 Committed to Date: THU 19/10/2017 22:15
 Reported Date: THU 19/10/2017 22:20
 How Notified: NP Phone Call to Police
 Restricted? By: Date:
 Restriction Reason:

Flags

KD

Borough

Branch

Service

Area (Historical)

VR Body Worn Video Devices

OIC

Is OIC Same As Reporting Officer ?

Investigating Officer's Rank: DC
 Surname: MEEKCOMS Initials: D
 Warrant Number: 243744 Div/D Number: Usual Relief:
 Duty: AA Borough Uniform
 Station/Branch: JJ REDBRIDGE BOROUGH
 Allocated Date/Time: 20/10/2017 14:08
 Allocation Noted? Y Noted Date/Time: 20/10/2017 15:15
 BWV Noted? Y BWV Noted Date/Time: 20/10/2017 15:16

Previous OIC Details

Usual Relief	Duty	Station Branch	Allocated Date/Time	Noted Date/Time	BWV Noted Date/Time
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OIC Supervisor: DS266EA/200439 NM LEE

Press

Suitable for Press? N
 Restrictions:
 Is this a Specim? N
 Date/Time:
 Was a Firearm Used? Y
 Was other Weapon Used? Y
 Are there Terrorist Implications? N
 Was a Suspect present on Police arrival? N
 No. of Suspects Present:
 Was the Suspect(s) arrested? N
 No. of Suspects Arrested:

Data Protection Act - Dispose Of As Confidential Waste

PC O DALY 364KD 228118

CR:5417372/17 CrType:C Notifiable/MPS/Other:N-1 Status:U Press:N Class:S/GBH W/ GLU:KD

General Information

Source System References

Source System Name	Source System Reference	Entered Date/Time	Entered By
CAD	008844/19OCT17	20/10/2017 05:07	PC 2545FA/234665 SM MOSTYN

Totals

Total Values:

Stolen £:	Outstanding £:	Damaged £:
Recovered £:		Damaged On Recovery £:

Total:

VIW(s):	2	Property	0	Vehicles(s):	0
Accused:	0	Suspect(s):	2	CAIT Subject(s):	0

Drugs/Fraud

Is this CR for an arrest for possession etc. (not theft) of controlled drugs?
If Fraudulent Use-Item Used: N

DV/Hate Crime

Is this a Hate Crime/Domestic Incident/Carer Abuse? N

Domestic Incident? Forced Marriage?

Honour Based Violence?
Carer Abuse? Hate Crime?

Initial Risk Assessment (SPFCSS+):

Completed by:

Initial Risk Assessment Management Supervised?

Completed by:

Current Risk Assessment (SPFCSS+):

Completed by:

Form 124D Completed?

Completed by:

General Information

Form124D Supervised?

Completed by:

Received by the CSU?

CSU Reference

Completed by:

IGBT Relationship?

Category of Hate Crime

Race?

Faith/Religion/Belief?
Homophobia?

Religion Name:

Transphobia?

Disability?

Targeted because of Vulnerability?

Digital Evidence

Is there Body Worn Video content in this case? Y

Audio/Visual Content

#	AV Type	WtNo	Exhibit No	Evidential	Master	Link/66	Content shows
1	BWV Footage	234957	KAM/03	Y		https://met.uk.evidenc.cc.com/axon/evidenc/e?evidenc_id=53b093fd4a40a096f60f9bf47b99cf&partner_id=85575e0c7f814dbb8e4a0073265aa36u	Victims initial account
2	BWV Footage	244002	HAC/01	Y		https://met.uk.evidenc	Victims initial account

Data Protection Act - Dispose Of As Confidential Waste

PC O DALY 364KD 228118

CR:5417372/17 CrType:C Notifiable/MPS/Other:N-1 Status:U Press:N Class:S/GBH W/I GI.U;KD
General Information

#	AV Type	WtNu	Exhibit No	Evidential	Master	Link/66	Content shows
						ce.com/axon/evidenc e?evidence_id=a8a9 e8dfbc71424abc25d c4c8d465457&purin cr_id=85575c0c7f81 4dbb8c4a0073265aa 36e	

Location

OMPD?

Address:

O/S, The Bell Inn, BROADWAY,
RAINHAM, ESSEX, RM13 9YW

Location Text:

Reportedly took place in the pub garden.

GLU: KD Local Id: KD13 Grid Ref: 552125,182125

Watch Area:

Main

Location Type(s): JA Public House

Is the Venue covered by CCTV or in a CCTV Area? Y

CCTV Options: CD CCTV Recovered By Police

Approach:

Entry Method:

Entry Point:

Exit Point:

Security:

Person On Premises?

Other Info:

Internal Transfer

Date/Time	Transferred By	Previous GLU	Previous IU
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Transfer From MPS

Transfer from Met To:-

Service:

Station:

Their Reference:

Received By:-

Rank:

Number:

Surname:

Details of Investigation

20/10/2017 06:52

PC 234957 1690EA K MARTIN

Service Flag VR added

20/10/2017 07:12

PC 234665 2545EA SM MOSTYN

PRIMARY INVESTIGATION DETAILS : 1 Immediate action

1. CADs 8844/19OCT17; 9080/19OCT17; 8835/19OCT17 refer.

Units on scene: PC MARTIN 1690EA, PC CASE 1103EA (first on scene at [REDACTED])

BTP Units EH134 and EH2599 (first on scene at [REDACTED])

LAS Call Signs K150 and J221

EA11 - DC Mostyn, DC Moore and DC Jethwa

Details of CADs/Initial Calls:

8835/19OCT17 at 22:17 - LAS called to a male (later establish to be [REDACTED]) with a stab wound to the hand at [REDACTED]. He is also transported to [REDACTED].

8844/19OCT17 at 22:20 - LAS generated call stating a male, (later established to be [REDACTED]) was found [REDACTED] Underground Station. He had a head injury, had fallen down a flight of stairs at the station and was having a seizure. Victim is reluctant to talk to police but they get him into the ambulance and he is transported to [REDACTED].

It is established that [REDACTED] and that both sustained their injuries in an incident at THE BELL INN PUBLIC HOUSE in RAINHAM (the CADs make mention of a Reptile shop but when spoken to by attending officers both [REDACTED] said that the attack occurred in the garden of THE BELL INN).

9080/19OCT17 at 22:53 - victim [REDACTED] states that he was assaulted at THE BELL INN by 7 IC1 males one armed with a firearm and acid.

Due to limited information from the victims and vague timelines, MXA39 did not declare a firearms incident.

2. **DETAILS PROVIDED BY VICTIMS**

[REDACTED] were initially spoken to by the officers who accompanied them to [REDACTED] and later by CID.

[REDACTED] (who were

Details of Investigation

20/10/2017 07:12

PC 234665 2545FA SM MOSTYN

PRIMARY INVESTIGATION DETAILS : 1 Immediate action
in the same ward) were both unforthcoming and confrontational. Between criticising police and
constantly trying to discharge themselves, they provided the following details:

██████████ stated that he arrived at The BELT. at around 4pm along with ██████████. He
said it was his first time at the venue.

During the course of the afternoon, a male they know by the ██████████
██████████ used a cosh to smash the
window ██████████ in THE BFIJ. car park
An unknown male ██████████ who had been "getting pissed" in the pub came
out into the pub garden and demanded to know who had damaged his car.

At this point ██████████ said that ██████████ was responsible, even though ██████████ said that
he had nothing to do with the damage.
██████████ then said that he was jumped on by a group of IC1 males.

██████████ stated that he was wearing a camouflage jumpsuit and camouflage Nike airmax trainers.
They made him take these clothes off and then hit him on the back with a cosh a couple of times and
punched in the face. He was then stabbed in the head by a samurai sword.

██████████ said that during the incident ██████████ brandished a handgun that been passed to him from
behind the bar. ██████████
██████████ is however the only person he mentioned by name.

██████████ was very vague about what had happened but during the

Details of Investigation

20/10/2017 07:12

PC 234665 2545EA SM MOSTYN

PRIMARY INVESTIGATION DETAILS : 1 Immediate action
altercation was slashed along the outside of his hand and lower arm.

[REDACTED]

[REDACTED]

During the altercation, [REDACTED] was slashed along the outside of his hand and lower arm.

[REDACTED]

PRIMARY INVESTIGATION DETAILS : 2 Scene

PRIMARY INVESTIGATION DETAILS : 3 Forensics

PRIMARY INVESTIGATION DETAILS : 4 Victims/Witnesses

PRIMARY INVESTIGATION DETAILS : 5 Suspects

PRIMARY INVESTIGATION DETAILS : 6 Other evidence

20/10/2017 07:13

PC 234665 2545EA SM MOSTYN

****INJURIES / MEDICAL ASSESSMENT****

[REDACTED] has a deep, extensive wound running from the base of his little finger up his lower arm (about 8cm long). Photos saved on S:\All Boroughs\EA - East Area\INVESTIGATIONS\THE B.F.I.L.

25/10/2017 12:22

Details of Investigation

PUBLIC HOUSE ASSAULT 19.10.17). Injury declared non-life threatening / changing by Dr Stan Poupalos [REDACTED]

[REDACTED] has a slash wound to his hairline / forehead, bruising to his face and extensive bruising to

Details of Investigation

20/10/2017 07:13

PC 234665 2545EA SM MOSTYN

his back. CT scan conducted given head injury. Injuries also deemed non-life changing / threatening.

20/10/2017 07:22

PC 234665 2545EA SM MOSTYN

****SCENE****

According to the CADs and what the victims have told officers, the scene is the pub garden of THE BELL INN. Once this had been established there were no response units to go directly to the alleged scene. CID attended and could not access the pub garden which was secured by tall metal gates. There was no "buzzer" as such and nobody responding from the living quarters of the pub. [REDACTED]

Different numbers that could be found for the landlady Sharon Rogers (11/07/1968) were tried by DC Moore Sharon [REDACTED] but there was no response. IIP research shows that this venue has a history of not being co-operative with police investigations / adhering to their licensing conditions. It is known that there is CCTV at the venue and this needs to be the first point of call.

Both victims insisted that a handgun was being passed from behind the bar although this information was very vague.

[REDACTED]

Details of Investigation

20/10/2017 07:22

PC 234665 2545EA SM MOSTYN

[REDACTED]

20/10/2017 07:24

PC 234665 2545EA SM MOSTYN

--CLOTHING SEIZED--

[REDACTED]

Photos of injuries taken by DC Jethwa saved in "Investigations" on EA shared drive

20/10/2017 08:06

PC 234665 2545EA SM MOSTYN

[REDACTED]

Data Protection Act - Dispose Of As Confidential Waste

PC O DALY 364KD 228118

CR:5417372/17 CrType:C Notifiable/MPS/Other:N-1 Status:U Press:N Class:S/GBII W/I GLU:KD

Details of Investigation

20/10/2017 08:40

PC 215388 2741EA AD HOLLAND

[REDACTED]

20/10/2017 08:48

PC 227597 4695FA B GOODWIN

seen and noted by KD Licensing team... tried calling Sharon Rogers this morning [REDACTED]
continuous ringing then hung up ... e-mail sent to Rogers this morning for her to urgently contact me.

20/10/2017 13:17

DS 200439 266EA NM LEE

[REDACTED]

20/10/2017 13:17

DS 200439 266EA NM LEE

mail eventually and I have left contact details for the office.

20/10/2017 15:48

DC 243744 D MEEKCOMS

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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Details of Investigation

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Details of Investigation



Details of Investigation

[REDACTED]

[REDACTED]

[REDACTED]

