



Haverling

L O N D O N B O R O U G H

LICENSING SUB-COMMITTEE WINCHESTERS

AGENDA

10.30 am	Monday 25 January 2016	Council Chamber - Town Hall
-----------------	-----------------------------------	--

Members 3: Quorum 2

COUNCILLORS:

Linda Van den Hende (Chairman)
Jody Ganly
Frederick Thompson

**For information about the meeting please contact:
Taiwo Adeoye - 01708 433079
taiwo.adeoye@onesource.co.uk**

Protocol for members of the public wishing to report on meetings of the London Borough of Havering

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 PECUNIARY INTERESTS

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

Members may still disclose any pecuniary 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)

Procedure for the Hearing: Licensing Act 2003

5 REPORT OF THE LICENSING OFFICER (Pages 7 - 72)

Application to vary a premises licence is made by William Lee Bailey under section 17 of the Licensing Act 2003. Winchesters, 119-121 Cross Road, Mawneys, Romford, RM7 8EA.

Andrew Beesley
Committee Administration Manager

This page is intentionally left blank



LICENSING SUB-COMMITTEE

25 January 2016

REPORT

Subject Heading:

**Procedure for the Hearing:
Licensing Act 2003**

Report Author and contact details:

**Taiwo Adeoye – Committee Officer
01708 433079**

Members are advised that, when considering an application to vary a premises licence, the following options are available to them by virtue of the Licensing Act 2003, Part 3, section 35, paragraphs 3 and 4:

"Where relevant representations are made, the authority must

- (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
- (b) having regard to the representations, take such steps as it considers necessary for the promotion of the licensing objectives.

The steps are:

- a) modify the conditions of the licence
- b) reject the whole or part of the application

and for this purpose, the conditions of the licence are modified if any of them is altered or omitted or any new condition is added."

The Sub-Committee will also wish to note that, if none of these steps is required, the application must be granted.

Assuming that the Sub-Committee is satisfied that a hearing is required, then the following procedural steps are recommended. 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 members 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. Chairman's Briefing meeting:

- 3.1 Prior to this hearing, the Sub-Committee Chairman will have met the Legal Advisor and/or Clerk to determine whether further clarification is required of any issues contained in the application or any representation.
- 3.2 During this preliminary meeting no decision will have been made or discussion held regarding the substantive merits of the application or representations.

4. Location and facilities:

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

5. Notification of attendance:

- 5.1 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.

6. Procedural matters:

- 6.1 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.
- 6.2 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 Licensing officer 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 5 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 in 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 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 that has submitted the application, certificate, notice or other matter appearing before the Sub-Committee.

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.**

7. Failure of parties to attend the hearing:

- 7.1 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.

8. Adjournments and extension of time:

- 8.1 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 where the Sub-committee must make a determination within 28 days of receiving notice of the closure order.

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

- 9.1 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.
- 9.2 The Sub-Committee will normally make its determination and announce its decision at the end of the hearing.

- 9.3 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.

10. Power to exclude people from hearing:

- 10.1 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.

11. Recording of proceedings:

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

12. Power to vary procedure:

- 12.1 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 Officer's Report



LICENSING SUB-COMMITTEE

REPORT

25 January 2016

Subject heading:

Winchesters
119-121 Cross Road, Mawneys,
Romford, RM7 8EA
Application to vary Premises Licence
Paul Campbell, Licensing Specialist
5th floor Mercury House
x 2766

Report author and contact details:

This application for a variation to a premises licence is made by William Lee Bailey under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 1st December 2015.

Geographical description of the area and description of the building

Winchesters is a hall type premises positioned to the rear of the line of houses at 119 Cross Road Mawneys Collier Row, the premises are on the West Side of Cross Road almost directly opposite the junction with Birch Road. There are no other business premises in Cross Road, all other properties in the vicinity are residential houses or flats.

Cross Road is not on a bus route, a 350 metre walk east along Birch Road takes you to Mawney Road or 360 metre walk north to White Hart Lane which is a bus route connecting Romford Town and the centre of Collier Row.

A map of the area is attached.

Details of the application

Current premises licence hours:

Supply of Alcohol, Recorded Music		
Day	Start	Finish
Monday to Thursday	13:00	23:00
Friday	13:00	23:30
Saturday	12:00	23:30
Sunday	12:00	23:00

Supply of Alcohol is also permitted
 New Year's Eve – Deregulated hours
 Christmas Eve – 12.00 to 00.30
 St Georges Day – 13.00 to 00.00
 Good Friday – 13.00 to 00.00

Current premises opening hours		
Day	Start	Finish
Monday to Thursday	13:00	23:00
Friday	12:00	23:30
Saturday	12:00	23:30
Sunday	12:00	23:00

Additional opening hours are also permitted
 New Year's Eve – Deregulated hours
 Christmas Eve – 12.00 to 00.30
 St Georges Day – 13.00 to 00.00
 Good Friday – 13.00 to 00.00

Variation applied for:

Opening hours		
Day	Start	Finish
Monday to Thursday	13:00	23:30
Friday	12:00	00:30
Saturday	12:00	00:30
Sunday	12:00	23:30

A copy of the current premises licence is attached to assist the Sub-Committee

Comments and observations on the application

The applicant acted in accordance with regulations 25 and 26 of *The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005* relating to the advertising of the application. The required public notice was installed in the Romford Recorder on 4th December 2015.

Summary

There were three representations against this application from interested persons.

There were four representations against this application from responsible authorities.

Details of representations

Valid representations may only address the following licensing objectives:

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

Interested persons' representations

One of the three representations supplied their full details but requested that they do not get disclosed in a public document. This person does live in the vicinity of the venue.

Responsible authorities' representations

Detailed reports from the four responsible authorities Police, Licensing Authority, Public Health and Environmental Health (noise) are attached.

Police – PC Jason Rose submits his representation, and as part of this an Action Plan and Impact Statement.

Licensing Authority – Arthur Hunt submits his representation, and as part of this an Action Plan (same as the police) and witness statement from Paul Jones.

Public Health – Elaine Greenway submits her representation.

Environmental Health Noise – Marc Gasson submits his representation.

There were no representations from the other responsible authority.



Havering
LONDON BOROUGH

John Wade
Public Protection Manager

Housing & Public Protection
London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

Mr William Lee Bailey
119 Cross Road,
Romford,
RM7 8EA

Telephone: 01708 432777
Fax: 01708 432554
email: licensing@havering.gov.uk
Textphone ☎ : 01708 433175

My Reference: PPC/006730

Date: 23rd October 2015

Dear Mr Bailey

Licensing Act 2003
Premises Licence
Licence Number - 006730
Winchesters , 119 Cross Road, Mawneys, Romford, RM7 8EA

Attached is the premises licence for the above address in accordance with the Licensing Act 2003.

You are reminded that the premises licence or a certified copy of the licence must be kept at the premises while the licence summary, known as Part B, must be displayed on the premises in a prominent position.

For further information relating to your Licence please contact the licensing authority at the above.

Please note that the granting of a licence under the Licensing Act/Gambling Act does not remove the need for any necessary consent under other legislation, such as the Planning Acts. The fact that a licence has been granted on certain terms does not imply that similar terms will be agreed under other legislation.

THIS LETTER IS NOT A PREMISES LICENCE OR PROOF THAT A CURRENT VALID LICENCE EXISTS FOR THE PREMISES NAMED ABOVE.

Yours faithfully

Arthur Hunt
Licensing Officer



Premises licence number

006730

Part 1 - Premises details

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

Winchesters
119 Cross Road, Romford, RM7 8EA

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Supply of Alcohol, Live Music, Recorded Music,
Facility of making music, Facilities for dancing

The times the licence authorises the carrying out of licensable activities

Supply of Alcohol

Monday to Thursday 13.00 to 23.00

Friday 13.00 to 23.30

Saturday 12.00 to 23.30

Sunday 12.00 to 23.00

New Years Eve as deregulated times

Christmas Eve 12.00 to 00.30

St Georges Day 13.00 to 00.00

Good Friday 13.00 to 00.00

Recorded Music, Facilities for Making Music, Facilities for Dancing,

Monday to Thursday 13.00 to 23.00

Friday 13.00 to 23.30

Saturday 12.00 to 23.30

Sunday 12.00 to 23.00

Live Music

Saturday 11.00 to 23.30

Sunday 16.00 to 21.00

New Years Eve 20.00 to 01.00

Christmas Eve 20.00 to 00.30

St Georges Day 20.00 to 00.00

1 of 5

Signed

Arthur Hunt, Licensing Officer

Date of issue:- 23rd October 2015

The opening hours of the premises

Monday to Thursday - 13:00 to 23:00
Friday - 12:00 to 23:30
Saturday - 12:00 to 23:30
Sunday - 12:00 to 23:00
New Years Eve as deregulated times
Christmas Eve – 12.00 – 00.30
Good Friday – 13.00 – 00.00
St Georges Day 13.00 – 00.00

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

On Supplies Only

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

**Mr William Lee Bailey
108 Percy Road, Romford, RM7 8RA
01708 766766**

Registered number of holder, for example company number, charity number (where applicable)

N/A

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

**Terri Day
167 Cross Road, Romford RM7 8EA**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

London Borough of Havering – 17143

Mandatory Conditions

1. **No supply of alcohol may be made under the Premises Licence;**
 - (a) **at a time when there is no Designated Premises Supervisor in respect of the Premises Licence, or**
 - (b) **at a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.**
 2. **Every supply of alcohol under the Premises Licence must be made or authorised by a person who holds a Personal Licence.**
 3. (1) **The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.**
 - (2) **In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—**
 - (a) **Games or other activities which require or encourage, or are designed to require or encourage, individuals to—**
-

- (i) Drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) Drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) Provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) Provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) Selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) Dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
- (a) A holographic mark, or
 - (b) An ultraviolet feature.
6. The responsible person must ensure that—
- (a) Where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;

Mandatory Conditions cont'd

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

- 7. If at specified times one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.**
- 8. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price. Full details of this Mandatory Condition can be found at:-**
<http://www.legislation.gov.uk/ukdsi/2014/9780111109120>

Annex 2 – Conditions consistent with the operating schedule

Sale of alcohol de-regulated times

De-regulated times means the premises can supply alcohol from opening time on New Years Eve to Closing time on New Years Day

CCTV must be installed in the premises sitting inside and outside of the club

Signs must be on the entrance doors requesting people to leave quietly and respect neighbours

Signs requesting no alcohol to be taken outside to the front of the premises

Telephone numbers for local cab firms to be kept at the premises drivers are to be told to telephone to state their arrival

First aid kit to be on the premises at all times

No adult entertainment on the premises

All children are to be accompanied by an adult

Children are not allowed near the bar

Annex 3 – Conditions attached after a hearing by the Licensing Authority

A Premises Daily Register shall be kept at the premise. This register should record the name of the person responsible for the premise on each given day.

Displaying a notice to remind patrons to leave the premises promptly and disperse in a quite fashion.

That bins were to be located at the front and rear of the premises.

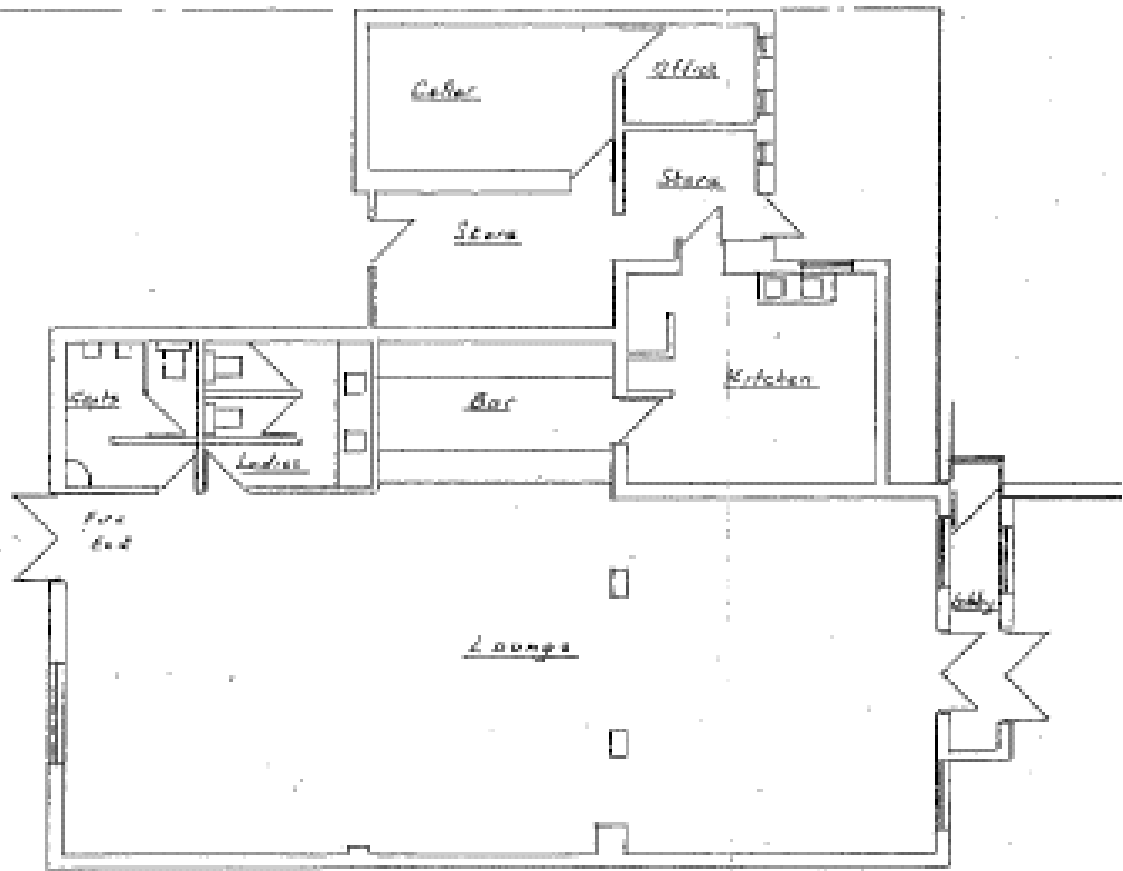
That fire proof cigarette disposals to be fitted at the front and rear of the premises.

That the emergency fire doors leading to the garden are to be kept shut at all times. Furthermore, the doors to have a self closing device fitted to them.

That plastic glasses should be used when drinking in the front and the rear garden.

That the installation of a noise limiting device in the premises where the playing of recorded and live music.

Full plans held by the London Borough of Havering Licensing Section
Plans shown not to scale



Signed

Arthur Hunt, Licensing Officer

Date of issue:- 23rd October 2015



Part B

Premises licence summary

Premises licence number

006730

Premises details

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

**Winchesters
119 Cross Road, Romford, RM7 8EA**

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

**Supply of Alcohol, Live Music, Recorded Music,
Facility of making music, Facilities for dancing**

The times the licence authorises the carrying out of licensable activities

Supply of Alcohol

Monday to Thursday 13.00 to 23.00

Friday 13.00 to 23.30

Saturday 12.00 to 23.30

Sunday 12.00 to 23.00

New Years Eve as deregulated times

Christmas Eve 12.00 to 00.30

St Georges Day 13.00 to 00.00

Good Friday 13.00 to 00.00

Recorded Music, Facilities for Making Music, Facilities for Dancing,

Monday to Thursday 13.00 to 23.00

Friday 13.00 to 23.30

Saturday 12.00 to 23.30

Sunday 12.00 to 23.00

Live Music

Saturday 11.00 to 23.30

Sunday 16.00 to 21.00

New Years Eve 20.00 to 01.00

Christmas Eve 20.00 to 00.30

St Georges Day 20.00 to 00.00

Signed

Arthur Hunt, Licensing Officer

Date of issue:- 23rd October 2015

The opening hours of the premises

Monday to Thursday - 13:00 to 23:00
Friday - 12:00 to 23:30
Saturday - 12:00 to 23:30
Sunday - 12:00 to 23:00
New Years Eve as deregulated times
Christmas Eve – 12.00 – 00.30
Good Friday – 13.00 – 00.00
St Georges Day 13.00 – 00.00

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On Supplies Only

Name, (registered) address of holder of premises licence

Mr William Lee Bailey
108 Percy Road, Romford, RM7 8RA

Registered number of holder, for example company number, charity number (where applicable)

N/A

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Terri Day

State whether access to the premises by children is restricted or prohibited

N/A

2 of 2



Havering
LONDON BOROUGH

Copy of Application

* required information

Section 1 of 17

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

System reference

Not Currently In Use

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

Your reference

Winch/102

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

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

William Lee

* Family name

Bailey

* E-mail

mifi875@sky.com

Main telephone number

01708 766766

Include country code.

Other telephone number

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

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

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

Continued from previous page...

Address

* Building number or name	<input type="text" value="winchesters"/>
* Street	<input type="text" value="121 Cross Road"/>
District	<input type="text"/>
* City or town	<input type="text" value="Romford"/>
County or administrative area	<input type="text" value="Essex"/>
* Postcode	<input type="text" value="RM7 8EA"/>
* Country	<input type="text" value="United Kingdom"/>

Agent Details

* First name	<input type="text" value="Michael"/>
* Family name	<input type="text" value="Fish"/>
* E-mail	<input type="text" value="mifi875@sky.com"/>
Main telephone number	<input type="text" value="07912497519"/>
Other telephone number	<input type="text"/>

Include country code.

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

Are you:

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

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

Your Address

Address official correspondence should be sent to.

* Building number or name	<input type="text" value="17"/>
* Street	<input type="text" value="Gilbert Road"/>
District	<input type="text"/>
* City or town	<input type="text" value="Braintree"/>
County or administrative area	<input type="text" value="Essex"/>
* Postcode	<input type="text" value="CM7 9UA"/>
* Country	<input type="text" value="United Kingdom"/>

Section 2 of 17

APPLICATION DETAILS

Continued from previous page...

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

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

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 17

VARIATION

Do you want the proposed variation to have effect as soon as possible? Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend

Describe Briefly The Nature Of The Proposed Variation **Page 24**

Continued from previous page...

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

To include conditions to the premises licence which will promote the licensing objectives in relation to the management of the premises?

To extend the opening hours of the premises by 30 minutes every day to promote the licensing objectives in particular the Prevention of Public Nuisance

Conditions to be added to promote the licensing objectives

1) A personal licence holder shall be present at the premises from 18.00hrs until close while the premises are open and selling alcohol.

2) The premises licence holder shall implement a written dispersal policy to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours both residential and business and to make the minimum impact upon the neighbourhood in relation to potential nuisance, anti-social behaviour, crime and disorder. The policy shall be approved in writing by the Licensing Authority.

3) A risk assessment must be made relating to the employment of Door staff for any pre-arranged function.

4) Regular toilet checks (minimum, hourly) to be carried out and documented.

5) No drinking to take place outside the front of the premises.

6) A properly specified and fully operational CCTV system shall be installed or the existing system maintained to a satisfactory standard. The system shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is regarded as 'identification standard' of all persons entering and/or leaving the premises. All other areas of risk identified in the operational requirement shall have coverage appropriate to the risk. To obtain a clear head and shoulders image of every person entering the premises on the CCTV.

7) The CCTV system shall incorporate a recording facility and all recordings shall be securely stored for a minimum of one calendar month. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system shall comply with other essential legislation and all signs as required shall be clearly displayed. The system shall be maintained and fully operational throughout the hours that the premise is open for any licensable activity.

8) A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premise is open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested. Recordings shall be made available to an authorized person of the Licensing Authority or Havering Police together with facilities for viewing.

9) A premises daily register shall be kept at the premises. This register shall be maintained and kept for a minimum of 12 months. This register should record the name of the person responsible for the premises on each given day. The premises daily register shall record all calls made to the premises where there is a complaint made by a resident or neighbour of noise nuisance or anti-social behaviour by persons attending or leaving the premises. This shall record the details of the caller, the time and date of the call, the time and date of the incident about which the call is made and any actions taken to deal with the call. The premises daily register shall be readily available for inspection by an authorised person throughout the trading hours of the premises.

10) All staff shall be suitably trained for their job function for the premises. The training shall be written into a programme ongoing and under constant review at least every 3 months and must be made available to a relevant responsible authority when called upon.

11) A proof of age scheme such as Challenge 25 shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification card such as a driving license or passport.

12) All occasions when persons have been refused service shall be recorded in writing and kept at the premises for six months.

To exclude outdated, duplicated and non-relevant conditions (see below for details)

Section 4 of 17

PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

Continued from previous page...

Yes

No

Section 5 of 17

PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes

No

Section 6 of 17

PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Yes

No

Section 7 of 17

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

Yes

No

Section 8 of 17

PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes

No

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

Yes

No

Section 10 of 17

PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes

No

Section 11 of 17

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

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes

No

Continued from previous page...

Section 12 of 17

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

Section 13 of 17

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Section 14 of 17

ADULT ENTERTAINMENT

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

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

None

Section 15 of 17

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start End
Start End

SATURDAY

Start End
Start End

SUNDAY

Start End
Start End

State any seasonal variations.

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

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

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

New Years Eve as Deregulated times
Christmas Eve 12.00 to 01.00
Good Friday 13.00 to 00:30
St Georges Day 13:00 to 00:30

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Conditions to be removed
CCTV must be installed in the premises sitting inside and outside of the club
Telephone numbers for local cab firms to be kept at the premises drivers are to be told to telephone to state their arrival
First aid kit to be on the premises at all times
A Premises Daily Register shall be kept at the premise. This register should record the name of the person responsible for the premise on each given day.
That bins were to be located at the front and rear of the premises.
That fire proof cigarette disposals to be fitted at the front and rear of the premises.
That plastic glass should be used when drinking in the front and the rear garden.

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

Continued from previous page...

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 17

LICENSING OBJECTIVES

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

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

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

The steps listed in the proposed conditions are sufficient to promote the licensing objectives as these conditions have been suggested by and made in conjunction with the Police and Licensing Authority excepting slight wording changes

b) The prevention of crime and disorder

As Per Proposed Conditions and existing conditions

c) Public safety

As Per Proposed Conditions and existing conditions

d) The prevention of public nuisance

The extension of opening hours by 30 minutes each day for the purpose to retain customers inside the premises whilst waiting for taxis lessening the risk of nuisance caused to neighbours whilst waiting outside the premises.

e) The protection of children from harm

As Per Proposed Conditions and existing conditions

Section 17 of 17

PAYMENT DETAILS

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

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

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

Band A - No RV to £4300 - £100.00

Continued from previous page...

- Band B - £4301 to £33000 - £190.00
- Band C - £33001 to £87000 - £315.00
- Band D - £87001 to £125000 - £450.00*
- Band E - £125001 and over - £635.00*

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

- Band D - £87001 to £125000 - £900.00
- Band E - £125001 and over - £1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

- Capacity 5000-9999 - £1,000.00
- Capacity 10000 -14999 - £2,000.00
- Capacity 15000-19999 - £4,000.00
- Capacity 20000-29999 - £8,000.00
- Capacity 30000-39999 - £16,000.00
- Capacity 40000-49999 - £24,000.00
- Capacity 50000-59999 - £32,000.00
- Capacity 60000-69999 - £40,000.00
- Capacity 70000-79999 - £48,000.00
- Capacity 80000-89999 - £56,000.00
- Capacity 90000 and over - £64,000.00

* Fee amount (£)

DECLARATION

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

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy

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

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/havering/change-1> to upload this file and continue with your application.

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

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

OFFICE USE ONLY

Applicant reference number	<input type="text" value="Winch/102"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

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

LONDON BOROUGH OF HAVERING
THE HAVERING (WAITING AND LOADING RESTRICTION)
(CIVIL ENFORCEMENT AREA)
(NO. 1) (AMENDMENT NO. **) ORDER 201*
THE HAVERING (PAY AND DISPLAY PARKING PLACES)
(NO. 3) (AMENDMENT NO. **) ORDER 201*

- NOTICE IS HEREBY GIVEN that the Council of the London Borough of Havering, hereinafter called the Council, propose to make the above-mentioned Orders under sections 6, 45, 46 49 and 124 of and Part IV of Schedule 9 to the Road Traffic Regulation Act 1984, as amended.
- The general effect of the Waiting & Loading Restriction Order would be to impose waiting restrictions operative at any time on the lengths of streets specified in Schedule 1 to this Notice.
- The effect of the Pay and Display Parking Places Order would be to provide parking places, operative between 8.30 a.m. and 6.30 p.m. on Mondays to Saturdays inclusive, on the length of street specified in Schedule 2 to this Notice, where vehicles may wait free of charge for the first 30 minutes (initial free period) and then at a cost of £1.00 for up to 2 hours and £2.00 for the maximum period of 3 hours and where return to that parking place is prohibited for two hours.
- Copies of the proposed Orders, of the Orders being amended, together with the Council's statement of reasons for proposing to make the Orders and plans showing the locations and effects of the Orders can be inspected until the end of six weeks from the date on which the Orders were made or as the case may be, the Council decides not to make the Order, during normal office hours on Mondays to Fridays inclusive, at the Council's Public Advice and Service Centre (PASC), accessed via the Liberty Shopping Centre, Romford, RM1 3RL or available to view on the Councils website a link of which is shown below:
<https://www.havering.gov.uk/Consultations>
- Any person desiring to object to the proposals or make other representation should send a statement in writing of either their objection or representations and the grounds thereof to Mark Philpotts, Traffic & Engineering, StreetCare, Mercury House, Mercury Gardens, Romford, Essex RM1 3DW, quoting reference LBH/833 to arrive by 8 January 2016.

Date 4 December 2015
Published in the Romford Recorder: 4 December 2015
Daniel Fenwick, Director of Legal & Governance
London Borough of Havering, Town Hall, Main Road,
Romford RM1 3BD

SCHEDULE 1

- Baumont Close**, both sides, between the south-western kerb-line of Upper Brentwood Road and a point 15 metres south-west of that kerb-line.
- Castellan Avenue**, both sides, between the south-eastern kerb-line of Main Road and a point 15 metres south-east of that kerb-line.
- Farnes Drive**
 (a) the north-west side, between the north-eastern kerb-line of Upper Brentwood Road and a point 15 metres north-east of that kerb-line;
 (b) the south-east side, between the north-eastern kerb-line of Upper Brentwood Road and a point 9 metres north-east of that kerb-line.
- Ferguson Avenue**, both sides, between the eastern kerb-line of Upper Brentwood Road and a point 15 metres east of that kerb-line.
- Hockley Drive**
 (a) the north-east side, between the north-western kerb-line of Main Road and a point 17 metres north-west of that kerb-line.
 (b) the south-west side, the north-east side, between the north-western kerb-line of Main Road and a point 15 metres north-west of that kerb-line.
- Main Road**
 (a) the north-west side, between a point 6 metres south-west of the north-eastern flank wall of No. 6 Oxley Close and a point 15 metres south-west of the south-western kerb-line of Hockley Drive;
 (b) the south-east side, between a point 6 metres south-west of a point opposite the north-eastern flank wall of No. 6 Oxley Close and a point 5 metres south-west of the south-western kerb-line of Castellan Avenue.
- Upper Brentwood Road**
 (a) the north-east side
 (i) between the south-eastern kerb-line of Main Road and a point 12 metres south-east of the south-eastern kerb-line of Farnes Drive;
 (ii) between a point 2 metres north-west of the north-western boundary of No. 622 Upper Brentwood Road and the common boundary of Nos. 588 and 590 Upper Brentwood Road;
 (b) the south-west side, between the south-western kerb-line of Main Road and the common boundary 561 and 563 Upper Brentwood Road.

SCHEDULE 2

- Farnes Drive**, the north-west side, from a point 15 metres north-east of the north-eastern kerb-line of Upper Brentwood Road extending north-eastward for a distance of 31 metres and at an angle of 90° to the kerb (10 bays).
- Upper Brentwood Road**, the north-east side, between a point 12 metres south-east of the south-eastern kerb-line of Farnes Drive extending south-eastward for a distance of 22 metres.

LONDON BOROUGH OF HAVERING
NOTICE OF APPLICATIONS FOR PLANNING PERMISSION

Notice is hereby given that the Council has received the following applications which need to be advertised for the reasons set out below:

- Application: A0082.15**
Location: The Liberty Shopping Centre, Romford
Development: Centre branding signage to the Liberty Shopping Centre and car park which is part illuminated and part non illuminated
Applicant: Cosgrave Property Developments Ltd
Reasons: The development is in a Conservation Area.
- Application: P0922.15**
Location: Dovers Corner Industrial Estate, inc the Rainham Trading Estate, New Road Rainham
Development: Demolition of existing structures and the phased redevelopment to provide 396 residential dwellings comprising 177 houses and 219 apartments, car parking, bicycle parking, substation, public open space and pedestrian/cycle infrastructure works and improvements at Dovers Corner industrial estate, Rainham trading estate and Boomes industrial estate, New Road, Rainham
Applicant: Persimmon Homes Essex
Reasons: The application affects the character or appearance of a Conservation Area
 The application is accompanied by an Environmental Statement. A copy of which can be inspected at the Planning offices and purchased (while stocks lasts) at a cost of £200 in printed format and £20 for a CD.A Non-Technical Summary is free.
 Jayme Radford Associate
 Icen Projects Ltd
 Flitcroft House
 114-116 Charing Cross Road
 London
 W2H 0JR
 Tel 020 3657 5034 email:jradfordicenisprojects.com
- Application: P1174.15**
Location: 28 The Green, Wennington, Rainham
Development: To enlarge existing conservatory extension and bring into line with adjacent property. Front elevation to remain the same as existing
Applicant: Mr Paul Aust
Reasons: The application is contrary to the Metropolitan Green Belt Policies of the Core Strategy and Development Control Policies Development Plan Documents.
- Application: P1590.15**
Location: West Park Lodge Farm, Broxhill Road, Havering atte-Bower, Romford
Development: Demolition of existing industrial units and erection of 5 no. detached five-bedroom houses with integral garages.
Applicant: M P Mitchell
Reasons: The application is contrary to the Metropolitan Green Belt Policies of the Core Strategy and Development Control Policies Development Plan Documents.
- Application: P1642.15**
Location: 32 Squirrels Heath Avenue, Gidea Park, Romford
Development: Double storey rear extension plus alterations
Applicant: Mr & Mrs Griffiths
Reasons: The development is in a Conservation Area.
- Application: P1647.15**
Location: Spencer Works Spencer Road Rainham
Development: Construction of 16No. two bedroom flats with associated drainage and external works.
Applicant: Eurotraders Global Ltd
Reasons: This is a major development because the number of dwellings to be provided are 10 or more.
- Application: P1705.15**
Location: Corbets Tey School, Harwood Hall Lane, Upminster
Development: Proposed two storey flat roof extension to main school building with external canopy structure.
Applicant: Mrs Susan Cumbers
Reasons: The application is contrary to the Metropolitan Green Belt Policies of the Core Strategy and Development Control Policies Development Plan Documents.

Application details, including the plans, can be viewed online at www.havering.gov.uk/planning or at the Planning reception, located in the Public Advice and Service Centre (PASC), accessed via the Liberty Shopping Centre, Romford, between 9am and 11am, Monday to Friday, except for the last Wednesday of each month when the reception is closed.

If you wish to comment on an application, please use the online comment form available on the Council's web site or alternatively write to the Head of Regulatory Services at the 3rd Floor, Mercury House, Mercury Gardens, Romford, RM1 3SL quoting the application number and location. Comments must be received within 21 days from the date on this notice. Please note that members of the public are entitled to see and take copies of any comments you make and your comments may also be available to view on the internet.

Patrick Keyes
Head of Regulatory Services
Date: 4th December 2015
Published in the Romford Recorder: 4th December 2015

LONDON BOROUGH OF HAVERING
HIGHWAYS ACT 1980 AS AMENDED -
SECTION 90A – F (INCLUSIVE)
PROPOSED SPEED TABLE – HOCKLEY DRIVE

NOTICE IS HEREBY GIVEN that to control the speed of vehicles under the Highways Act 1980 and in accordance with the provisions of the Highways (Road Humps) Regulations 1999 the Council of the London Borough of Havering ("the Council"), has approved a proposal to install a flat-topped speed table in Hockley Drive, at its junction with Main Road.

The speed table will have a nominal height of 75mm and a maximum height of 100mm and will be constructed in accordance with the Department for Transport specifications.

A plan showing the locations of the proposed speed table, together with the Council's statement of reasons for these proposed measures, may be inspected during normal office hours on Mondays to Fridays inclusive, at the Council's Public Advice and Service Centre (PASC), accessed via the Liberty Shopping Centre, Romford, RM1 3RL or available to view on the Councils website a link of which is shown below:
<https://www.havering.gov.uk/Consultations>

Any person desiring to object to the proposals or make other representation should send a statement in writing of either their objection or representations and the grounds thereof to Mark Philpotts, Traffic & Engineering, StreetCare, Mercury House, Mercury Gardens, Romford, Essex RM1 3DW, quoting reference LBH/833 to arrive by 8 January 2016.

Date 4 December 2015
Published in the Romford Recorder: 4 December 2015
Daniel Fenwick, Director of Legal & Governance
London Borough of Havering, Town Hall, Main Road, Romford
RM1 3BD

LICENSING ACT 2003
NOTICE OF APPLICATION FOR
VARIIATION OF A PREMISES LICENCE

Premises: Name and Full postal address of premises: Winchesters, 121 Cross Road Romford RM7 8EA. Notice is given that Mr William Lee Bailey has applied to Havering Council for a variation of a Premises Licence or Club Premises Certificate under the Licensing Act 2003. The proposed variation is: To add a number of conditions to the premises licence in relation to the management of the premises that will promote the Licensing Objectives, a full list of these are available at the Licensing Authority. Also to remove Duplicated, outdated and non-relevant conditions from the premises licence. To extend the opening hours by 30 minutes each day. Anyone who wishes to make representations regarding this application must write to the: Licensing Team, Public Protection, London Borough of Havering, Mercury House Mercury Gardens Romford RM1 3SL. Representations must be received no later than 29th December 2015. The Application Record and Register may be viewed during normal office hours at the above address or at licensing@havering.gov.uk. It is an offence under Section 158 of the Licensing Act 2003, knowingly or recklessly to make a false statement in connection with an application and the maximum fine for which a person is liable on summary conviction for the offence is up to level 5 on the standard scale (£5000).


NOTICE OF APPLICATION FOR A
PREMISES LICENCE UNDER SECTION
17 OF THE LICENSING ACT 2003


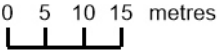
APPLICANT: Sanjay Kantibhai Patel
PREMISES: 22 Broadway, Rainham, Essex RM13 9WY
The proposed licensable activity is: Sale of Alcoholic Products for Consumption Off the Premises. Hours of Supply of Alcohol: Mondays to Thursdays: 0900-2030; Fridays and Saturdays: 0900-2100; Sundays: 0900-1500.
 Full details of the application can be inspected at the address noted below during normal business hours.
 Any representations by an interested party or responsible authority regarding this application can be made to: Licensing Team, Housing & Public Protection London Borough of Havering C/O Town Hall, Main Road, Romford RM1 3BD Website: www.havering.gov.uk
 Such representations must be received in writing by: **25th December 2015**, clearly stating the grounds upon which the representation is made in relation to the four objectives of the Licensing Act 2003.
 It is an offence to knowingly or recklessly make a false statement in connection with an application.
 The maximum fine for which a person is liable on summary conviction for the offence is £5,000.00.

Reach **YOUR** local audience by advertising in **YOUR** local paper.
 Call the team now on **0845 6714460**



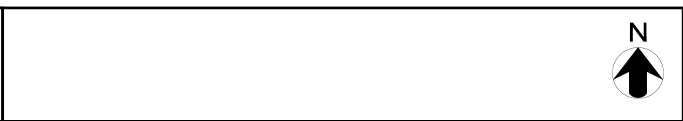


<p>Winchester, 119 Cross Road</p>	
--	---

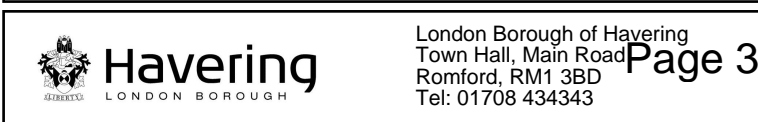
	<p>Scale: 1:1000</p> <p>Date: 02 December 2015</p> 
---	--



Winchesters



Scale: 1:1000
Date: 15 December 2015



London Borough of Havering
 Town Hall, Main Road Romford, RM1 3BD
 Tel: 01708 434343

© Crown copyright and database rights 2015
 Ordnance Survey 100024327



Licensing Sub-Committee

Appendix 1 - Representations from Interested Parties

From: Licensing
Sent: 23 December 2015 14:45
To: Paul Campbell
Subject:FW: AGH/017464

-----Original Message-----

From: CouncillorLinda Trew
Sent: 23 December 2015 13:26
To: Licensing
Subject: AGH/017464

REVISED REPRESENTATION.

I wish to object against this application for the following reasons

This club has always been out of keeping in this residential area, it was originally used as a scouts hall which of course closed at 8 o.c. With the occasional seasonal fete.

It is now a drinking club which has a history of anti social behaviour. This ranges from drug problems, noise, fighting which spills out from the club, glasses and bottles left outside the club and encroaching onto residents property. This causes very real stress and sometimes fear to local residents. There are no other business premises in the area so there is no doubt that all these problems are emanating from the Winchester Club.

I am fully aware that parking problems are not for this hearing but would like to inform the panel that this has also been a mayor problem for my residents and has caused great distress. Visitors to the club are not at all worried about where they park.

Myself and my fellow Councillors have had numerous complaints from neighbours over a long period of time involving fighting in the street, shouting, smashing of glass late into the night. We have requested Police help in addition to asking the Licensing Officer to visit on more than one occasion.

I understand that this hearing is to extend opening hours, not to increase licensing hours, I have to state that I am not confident that drink will not be served during the requested increase in opening hours. Later hours would only exacerbate the noise and anti social behaviour into the early hours of the morning.

I will also be submitting isolated incidents in due course to submit as evidence.

Cllr. Linda Trew



Philip Howard
78 Birch Road
23rd December 2015

Ref AGH/017464 Winchesters

Dear Mr Hunt ,

This is my 2nd letter to you re. this matter , please ignore the 1st one as it has an error. This is the objection I would like considered.

I object to the application of extending the opening hours of the club. There have already been several occasions when drunk and disorderly behaviour have needed the police to attend. Visitors to the club often bring their drinks out into the street , on many occasions bottles, cans and even beer glasses are left on the grass verges. Having later opening hours will encourage people to arrive later and where parking is already restricted, make matters worse. This together with the noise and disruption of people leaving later will cause myself and my neighbours considerable nuisance. Any suggestion that extending the hours would benefit the local residents is nonsense.

Regards,



philip.howard7@ntlworld.com

Objections to licence applications

Objections to or support of an application are called representations.

Representations must clearly set out the likely effects the grant or variation of the licence would have on the promotion of at least one of the licensing objectives, and must clearly relate to the premises for which the application is being made.

The four licensing objectives are:

1. The prevention of crime and disorder
2. Public Safety
3. The prevention of public nuisance
4. The protection of children from harm

It would be wise, therefore, to explicitly link one or more of the licensing objectives directly to the premises in question. In addition, the Licensing Authority can only consider representations that are not 'vexatious' or 'frivolous'. The Licensing Authority must determine whether a representation is vexatious or frivolous. A vexatious representation might be one that is based only upon a business rivalry, whilst a frivolous representation might be one that lacks seriousness.

A representation cannot be made anonymously, your name and address must be provided (which will become part of a public document), even if somebody else (e.g. a local MP or Councillor) is making the representation on your behalf. This is because the Licensing Authority needs to know how relevant an objection is in relation to the address and it is not being vexatious. It is also important that an applicant is able to respond to a representation, for example, if they believe that it is not a 'relevant' representation.

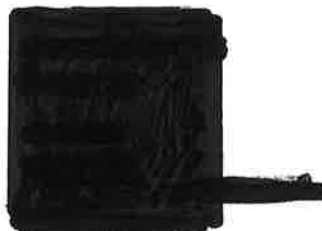
Relevant representations must be received within 28 days of the application being made and will normally result in a hearing by the Licensing Sub-Committee to determine the application. Only persons who have made a relevant representation are entitled to address the Sub-Committee.

Premises

Premises name*	Winchesters
Address (Line 1)*	119-121 Cross road
Address (Line 2)	Mawneys
Address (Line 3)	
Town/City*	Romford
Postcode*	RM7 8EA

Your details

Your name*
Address (Line 1)*
Address (Line 2)
Address (Line 3)
Town/City*
Postcode*
Email
Telephone



Comments

Please comment on the below licensing objectives relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed.

Public nuisance

The noise & nuisance created by the Club's customers with the current closing times is a matter of record - far from decreasing this problem by keeping people inside waiting for cabs for another half hour, it would just mean the same problem only later. Whatever time of night you still get the shouting and slamming of car doors; in the day time and evening the loud music, raucous laughter, shouting and swearing from the rear of the premises. Many come in their own cars - what of them? Revving

Crime and disorder

engines, shouting, slamming of cars doors, only for longer as the cab driver isn't waiting to be off. Often, customers will park across your driveway. Drunken fights occur, especially on high days and holidays, these have spilled off the front of the premises into the street and sometimes ended up in front gardens. I have found broken glasses (yes, glass not plastic), and broken beer bottles shoved into my hedge on more than one occasion.

Protection of children from harm
Public safety

Customers cars are parked nose to tail around the junction with Birch Road, despite the recent installation of double yellow lines. This makes it impossible to see vehicles approaching from either direction and I have lost count of the number of near misses; will it take a full blown accident for this problem to be properly addressed?

I wish my identity to be kept anonymous

Yes

We can withhold personal details where there is a genuine reason to do so.

If you wish your name and address details to be withheld then please explain the reason



Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet.



Representations from Responsible Authorities



Public Protection

London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

The Appropriate Licensing Officer
Licensing Authority
London Borough of Havering
Mercury House
Mercury Gardens
Romford
RM1 3SL

Telephone: 01708 433585
Fax: 01708 432554
email: arthur.hunt@havering.gov.uk
Textphone ☎: 01708 433175

Date: 15 December 2015

My Reference: AGH 16307

Dear Sir

Licensing Act 2003
Winchesters
119 – 121 Cross Road, Romford
Application for a variation to a premises licence

With regard to the above I can confirm that this Licensing Authority wishes to make representation *against* this application based upon our concerns in relation to the prevention of public nuisance and the prevention of crime and disorder licensing objectives.

The application

This is an application for a variation to a premises licence.

The application seeks to vary the opening hours of the premises, rather than licensable activity, by 30 minutes Sunday to Thursday and an hour on Friday and Saturday. It also seeks to add conditions that have been agreed and suggested by the Police following a series of meetings about the venue, removing others which are "*outdated, duplicated and non-relevant conditions*".

The background to this application is that following a series of breaches of the current licence (to be detailed later in this representation), to assist compliance the Police suggested some conditions to promote the licensing objectives. It was discussed and accepted that this could be done by the way of an application for a minor variation to the premises licence. The licence holder mooted that he would like to extend the opening hours of the premises at the same time, as it could all be dealt with under the same minor variation.

The Police and Licensing Authority were against the opening hours' extension at this time. It was felt that if the applicant preferred to include extended opening hours in his application it would be more appropriate that this should be achieved by way of a full, rather than a minor, variation as the Licensing Authority would not be able to support a minor variation application which included increased opening hours. The Licensing Authority is of the view that an application to increase opening hours at this residential

Public Protection Bringing together Environmental Health & Trading Standards

location would likely have an adverse impact upon the licensing objectives. The premises' attendant public nuisance issues previously found would therefore render such an application outside the minor variation process.

Compliance History

The premises has come to the notice of the Licensing Authority on a number of occasions, but when it has there have always been breaches of the premises licence with which to contend.

On the 24 September 2010 an inspection of the premises was conducted by the then Licensing Officer, Steve Bromley. He sent a letter detailing issues to the licence holder. Copy appended to this report. The relevance of this inspection will become clear below.

On the 16 July 2013, after trying to arrange an inspection at the premises, the named Designated Premises Supervisor (DPS), Michael Newton (E Mail confirming such appended below) informed the Licensing Authority that he had not been at the premises for approximately four (4) years. On the 20 July 2013 an application to vary the DPS at the premises was received by the Licensing Authority. It transpired, however, that it was invalid because the nominated person, Mr William Bailey, did not hold a personal licence and therefore could not be a DPS.

As a result of the DPS situation at the premises an inspection was conducted on the 24 July 2013. At that inspection it was clear that the premises had been running without a DPS for the period mentioned by the previous DPS, a clear breach of mandatory condition one:

No supply of alcohol may be made under the Premises Licence;

(a) at a time when there is no Designated Premises Supervisor in respect of the Premises Licence, or

(b) at a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.

The result of the absent DPS situation is that all alcohol sales made during this four year period were likely to have been made *illegally*. Additionally, the premises licence holder's duty to promote the prevention of crime was entirely absent for those four years as each individual sale of alcohol would have constituted a criminal offence on its own if the DPS was not in place. Also the issues identified in 2010 had still not been resolved some three years later. A letter was sent detailing the exact same issues on the 25 July 2013. An application to vary the DPS was made on the same day, which did include a valid personal licence holder. Also present was James Kenny, the newly nominated DPS. A copy of that letter is appended to this report.

A series of follow up visits were carried out until 16 December 2013, when the noise limiter was finally installed. It had therefore taken nearly five (5) months to get the premises to apparently comply with the conditions of its premises licence.

On the 8 April 2015 a complaint was received via Councillor Patel regarding the premises citing several issues including being open after their licensed hours. As a result I met with Mr Bailey Senior on the 10 April 2015. I informed him that as a result of the complaint that his premises would be monitored. A monitoring visit was conducted on the 11 April 2015 and it was clear that the premises appeared to be open after their closure time of 23:30 hours.

On the 24 April 2015 I attended the premises in company with PC Rose after the hours allowed by the premises licence and found the premises still to be open, the bar serving and customers still in situ. Mr Bailey Senior was there in the company of Mr Bailey Junior,

Public Protection Bringing together Environmental Health & Trading Standards

who is the premises licence holder. Mr Bailey Senior appeared to be intoxicated. As a result of that visit another warning letter was sent to the premises.

A further month of monitoring was conducted on the premises. I submit a statement from Mr Jones, Licensing Officer, detailing his visits to the premises. I also conducted monitoring visits on the 15 May 2015 and the 30 May 2015. The premises appeared open on 15 May but closed on the 30 May.

On the 2 June 2015 a meeting was held at the premises between, Mr Bailey Senior, Mr Bailey Junior, the Police and Licensing Authority. It was made abundantly clear to the licence holder that there had to be a change and the premises licence needed full compliance.

Further visits were conducted and are documented by Mr Jones.

On the 14 August 2015 a complaint was received via the Havering website about a disturbance outside the premises. A visit was made to the complainant and the premises on the same date. It transpired that there had been a problem with a pre-booked event at the premises. On the 17 August 2015 a further complaint about the same incident was received via Councillor Patel.

On the 26 August 2015 a meeting was held between the Noise Team, Police and Licensing Authority with Mr Bailey Senior and Mr Bailey Junior. As a result of the events Police proposed that an action plan be implemented by the premises, details of which were to be agreed and signed off by Mr Bailey Junior as the licence holder. The attendance of the DPS, Mr Kenny, had also been requested for the meeting. Mr Bailey Senior admitted that Mr Kenny had little contact with the premises thus once again rendering the premises in breach of mandatory condition one. He was informed that until a DPS was in place that alcohol sales should cease.

On the 2 September 2015 an application to vary the DPS at the premises was received.

On the 4 September 2015 I attended the premises and met Mr Bailey Senior, Mr Bailey Junior, the new DPS, James Howard, staff and their agent Mr Fish. It became clear that Mr Howard was a stopgap DPS until such time as the staff at the premises could pass the personal licence exam and gain their personal licences. As part of that action plan it was agreed that a minor variation to the premises licence would be submitted. Initially it had been agreed that this would be the 20 September 2015, but it was agreed between the Police and Mr Fish that this could be slightly later, pending the staff at the premises gaining their personal licences and one of them becoming DPS.

Further monitoring visits were conducted which seemed to indicate that the premises were now complying with the conditions on their licence.

On the 23 October 2015 an application to vary the DPS to the current holder was made.

The current application was actually submitted on the 2 December 2015, some ten (10) weeks after the initially agreed submission date for a minor variation.

Licensing policy 012 – hours

Havering's licensing policy 012 relates to the hours during which it is felt appropriate to provide licensable activity in given areas of the borough. Policy 012 is as follows:

The LLA is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises. Applications for hours set out below in this policy will generally be granted subject to not being contrary to other policies in the statement of licensing policy. Applications for hours outside the hours listed will be considered on their merits.

Regulated activities will normally be permitted:

- *until 11.30 pm in residential areas*
- *until 00.30 am in mixed use areas*
- *no limits in leisure areas*

The premise is clearly a residential property that has been turned into a vertical drinking establishment. It is surrounded by residential properties in a residential street. The nearest commercial premises are approximately 400 metres north of the venue, in a parade of shops in White Hart Lane. In the other direction, the nearest retail premise is some 700 metres away at the junction of Marlborough Road and Mawney Road. Therefore this should be considered a “residential area” as per the policy.

The current licence allows for premises to be open:-

Monday to Thursday - 13:00 to 23:00

Friday - 12:00 to 23:30

Saturday - 12:00 to 23:30

Sunday - 12:00 to 23:00

New Years Eve as deregulated times

Christmas Eve – 12.00 – 00.30

Good Friday – 13.00 – 00.00

St Georges Day 13.00 – 00.00

As can be seen in all but the non-standard timings, the premises comply with the policy.

The application states that 30 minutes is sought after the conclusion of licensable activity each day; however, it shows an hour on Friday and Saturday. The application does not document why it is considered relevant to apply for 60 minutes rather than 30 at the weekend. If the extension to opening hours is effectively to create a ‘drinking-up’ period the application has failed to clarify why patrons require an hour to drink up at the weekend rather than half an hour which is sufficient for the rest of the week.

The representation by Public Health suggests, “*The applicant may wish to stop serving beverages half an hour before current closing time, and ensure taxis are called during the final half hour period*”. This has long been the view of both the Licensing Authority and the Police as the appropriate way to manage the nuisance problem at the premises and has been the subject of advice to the licence holder on more than one occasion. The applicant, however, has seemingly declined to accept this advice until recently.

Conclusion

As can be seen by the compliance history of the premises it has failed to fully comply with the requirements of its premises licence for the majority of the time it has existed which includes a four (4) year period during which all alcohol supplies were apparently unauthorised. It has taken a great deal of time and effort to get those in positions of responsibility to actually comply with the current licence. Indeed, during one telephone conversation Mr Bailey senior queried how long he was expected to comply with the provisions of the premises licence. The response was that compliance was required not for a limited duration but rather *all the time*. The Licensing Authority, based on the premises’ history, has little confidence that this compliance will continue for the long term. With regard to the application for extended opening hours observations made by Licensing Officers have demonstrated repeatedly that the premises licence holder has failed to adhere to those hours currently permitted by the premises licence. This does not reasonably provide a solid foundation on which to base our support for *increased* hours at this venue.

It is the Licensing Authorities view that this application should be considered in two parts.

Public Protection Bringing together Environmental Health & Trading Standards

It was agreed with Mr Bailey junior that conditions needed to be added to assist with the compliance of the premises with their licence. The Police proffered some suggested conditions which were accepted by the licence holder. The removal of some conditions have been suggested by the applicant and the Licensing Authority accepts that they are either no longer relevant or have been replaced. These agreed conditions were discussed before any application to vary the opening hours of the premises were brought to the fore.

Before this Licensing Authority is reasonably able to support an application to extend the bounds of this premises licence the licence holder should be able to demonstrate a long-term commitment to licence compliance and licensing objective promotion. Such a demonstration will have the effect of reassuring the responsible authorities that the premises licence holder is fully aware of and further, is acting upon, his duty to promote the licensing objectives. Unfortunately, this Licensing Authority is not convinced of this at this time.

It is therefore the view of the Licensing Authority that the conditions proffered for insertion and removal by the licence holder should be accepted to assist in his compliance with the licence. At this time it is requested that the extended opening hours are declined.

Yours faithfully



Arthur J Hunt
Licensing Officer



Havering
LONDON BOROUGH

John Wade
Public Protection Manager

Housing & Public Protection
London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

Telephone: 01708 433816
Fax: 01708 432554
email: steve.bromley@havering.gov.uk
Textphone ☎: 01708 433175

Mr William Bailey
108 Percy Road
Romford
RM7 8RA

Date: 24th September 2010

Your Reference:
My Reference: SJB/027008

Dear Mr Bailey

Thank you very much for meeting with me on the 24th of September 2010. Obviously you are aware that as a result of my visit and the inspection of your premises licence I found that you were not adhering to a number of conditions on your licence.

1. The currently installed CCTV system was not working.
2. A noise limiter has not been installed.
3. No Premises Daily Register.
4. No self –closing mechanism on the rear door.

Regarding no 4 I will enquire with the LFB as to whether this is a condition that cannot be required due to safety issues.

I would ask that you explore the costing involved for repairing the CCTV and the installation of a noise limiter. I will contact you again by the 8th of October 2010 to see what enquires you have made. I will then compile an action plan that will involve an agreed timescale for the work to be completed.

Yours faithfully

Steve Bromley
Licensing Officer

From: michael newton
Sent: 16 July 2013 15:43
To: Arthur Hunt
Subject: Re: Winchester Club

Hi Arthur, yes that is correct, I think it was around 2008, and the designated premises holder, had left, and I offered my services to Bill Baily, free of charge until he got his own license, which I was told had happened some 3 months later, his son, young Bill having obtained a license. I believe the licensing officer at that time was Dave, an ex policeman, I have not been in the Winchesters now for about 4 years, thank you m.j.newton

From: Arthur Hunt <Arthur.Hunt@havering.gov.uk>
To:
Sent: Tuesday, 16 July 2013, 11:17
Subject: Winchester Club

Dear Mr Newton.

In confirmation of our short telephone conversation:-

You stated that you are no longer associated with the premises and have not been so for a long time. You agreed for your name to be used some time ago for a short period after which you assumed that it had been removed.

Thank you

Arthur Hunt

Licensing Officer
London Borough of Havering | Public Protection
Mercury House, Mercury Gardens, Romford, RM1 3SL
t: 01708 433585 m:07946 739768



Public Protection

London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

Mr William Bailey
119 Cross Road
Collier Row
Romford
RM7 8EA

Telephone: 01708 433585
Fax: 01708 432554
email: arthur.hunt@havering.gov.uk
Textphone ☎: 01708 433175

Date: 25 July 2013

My Reference: AGH/LHO/SR 030020

Dear Mr Bailey

Winchesters, 119-121 Cross Road, Mawneys, Romford, RM7 8EA

In relation to the visit I made to the above premises on 24 July 2013 the following items need to be addressed :-

- Condition in Annex 3 - *A Premises Daily Register shall be kept at the premise. This register should record the name of the person responsible for the premise on each given day.* There was no Daily Premises register.
- Condition in Annex 3 - *That the emergency fire doors leading to the garden are to be kept shut at all times. Furthermore, the doors to have a self closing device fitted to them.* The fire doors do not appear to have a self closing mechanism and in fact were open whilst we were at the premises.
- Condition in Annex 3 - *That the installation of a noise limiting device in the premises where the playing of recorded and live music.* You have not had a noise limiter installed.
- A Gaming Machine was present without the requisite Permit being in place.

My next visit will be in one month (this may be sooner if circumstances dictate) on that occasion I will need to inspect the following items to check compliance :-

- Premises Licence
- Part "B" of the licence correctly displayed
- Record of any Temporary Event Notice used or applied for
- Records that need to be kept in accordance with the Premises Licence
- Any refuse to serve book / record
- Designated Premises Supervisors Personal Licence
- Gaming Machine Permit

Public Protection Bringing together Environmental Health & Trading Standards

At our meeting we discussed the above issues. I would point out that the first 3 matters that need to be addressed were all part of an action plan sent to you by my predecessor in October 2010. Therefore these require your urgent attention. As was explained to you at the meeting, if you are unable to meet these conditions, it could place your premises licence in jeopardy. Alternatively you could apply to have them removed from your premises licence.

I intend to re-visit within the next 1-2 months and will expect some action to have been taken to resolve these matters.

If you need any help or assistance please contact me at the above.

Yours faithfully

Arthur Hunt
Licensing Officer



Public Protection

London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

Mr William Bailey
119 Cross Road
Collier Row
Romford
RM7 8EA

Telephone: 01708 433585
Fax: 01708 432554
email: arthur.hunt@havering.gov.uk
Textphone ☎: 01708 433175

Date: 30 August 2013

First Warning Letter

My Reference: AGH/LHO/SR 030020

Dear Mr Bailey

Winchesters, 119-121 Cross Road, Mawneys, Romford, RM7 8EA

With reference to my visit to your premises today (30 August 2013).

I visited your premises on the 24 July 2013 and as a result wrote to you (copy enclosed) highlighting some issues that required addressing.

They included the two items below:-

- Condition in Annex 3 - *That the installation of a noise limiting device in the premises where the playing of recorded and live music.* You have not had a noise limiter installed.
- A Gaming Machine was present without the requisite Permit being in place.

The first item deals with the issue of a noise limiter being installed in your premises as a condition of your licence. In fact, this has been an issue since 2010, when my predecessor visited your premises and wrote to you. You admitted to me that you had not had a noise limiter installed as required.

As you can see, it appears that you are in breach of this condition on your premises licence. As you are no doubt aware, the provision of licensable activity is dependent upon full compliance with all premises licence conditions. The conditions in annex 2 of a premises licence are voluntary conditions, i.e. they are conditions the premises licence holder offered to support the authority to provide licensable activity, rather than conditions the Licensing Authority imposed upon the holder.

An application for a premises licence is granted on the understanding that the holder may, for example, sell alcohol only if the holder complies with all the offers made in the

Public Protection Bringing together Environmental Health & Trading Standards

application. As such it is very important that a premises licence holder complies with all the conditions he or she has volunteered. We can see here that you appear not to be complying with this condition on your premises licence.

A premises licence in breach ceases to authorise the provision of licensable activity at the premises and effectively renders the premises unlicensed. Providing licensable activity from an unlicensed premises will likely lead to criminal offences being committed contrary to s.136 of the Licensing Act 2003. Therefore it is important that all conditions on a premises licence are in compliance as these conditions form the basis of your authority to provide licensable activity at the premises.

As we discussed the only alternative to compliance is to apply for a variation to your premises licence to have the condition removed. The application forms are available on the Havering website at

<http://www.havering.gov.uk/Pages/Services/Premises-licence.aspx>

I also advised you to contact our noise team, who may be able to assist you:-

Marc Gasson 01708 432749 or E Mail Environmental.Health@havering.gov.uk

The second issue is that you have a gaming machine without a permit.

Your alcohol licence gives permission to operate two category C or category D gaming machines (fruit machines, slot machines). However to enable this permission you will need to notify us that you intend to operate machines under your alcohol licence. We will then issue you with a permit.

To operate a gaming machine without the requisite permit is an offence under the Gambling act 2005 and on conviction can lead to:-

- (a)imprisonment for a term not exceeding 51 weeks,
- (b)a fine not exceeding level 5 on the standard scale, or
- (c)both.

These matters need to be addressed as a matter of urgency. I will re-visit the premises within the next month to see if they have been resolved.

Yours faithfully

Arthur Hunt
Licensing Officer



Havering
LONDON BOROUGH

Public Protection

London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

Mr William Lee Bailey
119 Cross Road
Romford
RM7 8EA

t 01708 433585
e arthur.hunt@havering.gov.uk
text relay 18001 01708 432777
Date 28 April 2015

www.havering.gov.uk

My Reference: AGH//SR 031785

Warning Letter

Dear Mr Bailey

Winchesters, 119-121 Cross Road, Mawneys, Romford, RM7 8EA

Together with PC Jason Rose I visited your premises on the 24 April 2015.

This followed my initial visit on the 10 April 2015 when I spoke with Mr Bailey senior about complaints that had been made about the premises, which included opening beyond the hours allowed by the premises licence.

At that meeting I advised him that Licensing and the Police would continue to monitor the hours kept by the premises.

On the 11 April the premises were monitored by Licensing and it was clear that the premise was not closed by 23:30 as per the licence.

On my visit on the 24 April 2015 it was once again clear that you are not adhering to the hours on your licence. I spoke with you and pointed out this breach and that the premises would continue to be monitored for compliance.

Take this letter as a warning that the continued breaching of these hours may render you liable to prosecution and/or review of the premises licence.

Yours faithfully

Arthur Hunt
Licensing Officer

Timeline of Events

Date	Comment
2010	
24/09/2010	Steve Bromley (Licensing Officer) conducts an inspection at the premises.
24/09/2010	Inspection letter sent detailing issues which required addressing.
01/10/2010	Follow up letter.
19/10/2010	Follow up action plan.
2013	
16/07/2013	E Mail received from DPS stating that he had not been at premises for approx 4 years.
18/07/2013	Invalid DPS Variation submitted
22/07/2015	Complaint received regarding noise from the premises.
24/07/2013	Inspection by Arthur Hunt, Licensing Officer. Matters highlighted in September 2010 are still outstanding.
25/07/2013	Inspection letter sent detailing the issues that required addressing.
25/07/2013	DPS variation
26/07/2013	Further noise complaint about the premises.
05/08/2013	Complaint about licence non compliance received via Councillor Trew
30/08/2013	Follow up visit
30/08/2013	Warning Letter sent as issues had not be addressed or progressed.
04/10/2015	Complaint received via Andrew Rosindell MP
10/10/2013	Follow up visit
10/10/2013	Inspection Letter
2015	
23/10/2015	DPS Variation
25/10/2013	Follow up visit
16/12/2013	Follow up visit with Noise Specialist
08/04/2015	Complaint received via Councillor Patel
13/04/2015	Premises visit. Discussion of complaint.
24/04/2015	Visit by Arthur Hunt in company with PC Rose. Breaches of licence as outside hours allowed on licence.
29/04/2015	meeting with Neighbourhood team to try and address issues with the premises.
01/05/2015	Monitoring visit
08/05/2015	Monitoring visit
15/05/2015	Monitoring visit
30/05/2015	Monitoring visit
02/06/2015	Meeting with Mr Bailey Senior and Mr Bailey Junior (Licence Holder) with Licensing Authority and Police.
05/06/2015	Monitoring visit
13/06/2015	Monitoring visit on occasion of a TEN
14/08/2015	Complaint via website
14/08/2015	Visited Complainant to discuss the matter.
14/08/2015	Premises visited and the incident was fully discussed.
17/08/2015	Further complaint via Councillor Patel
26/08/2015	Meeting with Noise, Police and Licensing Authority. Requested that the DPS attend. Admission by Mr Bailey Senior that the DPS was not in regular attendance at premises. Action Plan discussed.

26/08/2015	E Mail sent to licence holder detailing the Action Plan discussed at meeting above.
02/09/2015	DPS Variation
04/09/2015	Meeting at premises with Mr Bailey senior, Mr Bailey junior (Licence holder), licensing agent, new DPS and staff (who were going to obtain personal licences). Action plan put forward by Police signed by Mr Bailey junior.
04/09/2015	Monitoring visit
12/09/2015	Monitoring visit
20/10/2015	Minor variation - not submitted - agent agreed with Police a later date due to PL problems.
24/10/2015	DPS variation
31/10/2015	Monitoring visit



STATEMENT OF WITNESS

(Criminal Procedure Rules r27.1(1);
Criminal Justice Act 1967, s.9, Magistrates' Court Act 1980, s.5B)

Statement of (name of witness)...Paul Jones.....

Age if under 18 (if over 18 insert "over 18") ...Over 18.....

Occupation of witness ...Licensing Officer.....

This statement, consisting of three 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 in it anything I know to be false or do not believe to be true.

Dated.....8th December 2015.....

Signed.....

I am a Licensing Officer employed by the London Borough of Haverling. I have been employed in this role since September 2005. My duties include monitoring premises for compliance with the Licensing Act 2003. Further to this duty Licensing Officers from Haverling had cause to monitor the premises known as *Winchesters Social Club* located at 119 Cross Road Romford RM7 8EA. Although the premises is a commercial venture it appears to be located in a converted residential property. It is therefore surrounded on three sides by residential properties. To the rear of the premises are fields.

In April 2015 a resident in the vicinity of *Winchesters* made an allegation to the licensing authority to the effect that the premises was opening past its terminal hours and further causing public nuisance issues due to the behaviour of the premises' clientele. The monitoring visits Licensing Officers undertook were to establish the veracity of this allegation. In total I visited the premises on five separate occasions between May and September 2015. The *Winchesters* premises licence, no. 6730, permits the premises to supply alcohol for consumption on the premises and to remain open to its customers between the following times: Monday to Thursday 13:00 to 23:00, Friday and Saturday 13:00

Signed

to 23:30 and Sunday 12:00 to 23:00. (There are also a small number of non-standard alcohol supply hours on the licence which are not relevant here.) The opening hours require that at the relevant terminal hour the premises must cease the supply of alcohol and also be empty of customers.

My first monitoring visit was on Friday 1st May 2015. I arrived at the premises at 23:45. Due to the density of parked vehicles in the immediate area I was unable to park my car where I might have a direct view of the premises; however, as I drove by, I observed two males leaving the premises at this time. I circled the block a number of times but saw no further individuals leave or enter the premises as I passed; I noted, however, that the internal lights remained on.

My second monitoring visit was on Friday 8th May 2015. I arrived at 23:40 and was able to park in Birch Road, directly opposite the premises' frontage. A light was visible through the front door. At 00:00 a male exited the premises and left the area on foot. At 00:10 a silhouette of a person was seen through the front door to cross in front of the light source. At 00:12 three males exited the premises and left the area on foot. At 00:15 shadows of people could be seen through the front door crossing in front of the light source. At 00:30 I left the area to attend to other duties. The lights remained on inside the premises. Those individuals who had caused the shadows seen earlier had not exited the premises at this time.

My third monitoring visit was on Friday 5th June 2015. I arrived at the premises at 23:45. I parked in Birch Road, directly opposite the premises' frontage. Four elderly people, apparently two couples, were standing outside the premises on its forecourt. Two cars were parked on the forecourt. Light was visible inside the premises through the front door. At 23:55 a mini-cab arrived into which the two couples got. The mini-cab left the area. At 23:56 a small car arrived at the premises and parked on its forecourt. A male, aged approximately 25, left the car and entered the premises. At 00:10 a male exited the premises and left the area on foot. At 00:15 two females exited the premises and left the area on foot. At 00:16 a young couple, perhaps in their 20's, exited the premises and walked past me along Birch Road. At 00:20 two males, including the male seen previously, exited the premises, got in the small car on the premises' forecourt and left the area in this car. I left the area at 00:30. Two cars remained on the

Signed

forecourt while light inside the premises was still visible through the front door. My fourth monitoring visit was on Saturday 13th June 2015. The premises was operating under the authority of a temporary event notice in order that a live music event for 180 attendees could be provided in a marquee in the premises' rear garden between the hours of 15:00 and 23:30. I arrived at the premises at 23:50. I parked in a spot in Cross Road, just to the right of the premises as you face it. There was no music audible from the premises. A steady stream of patrons were leaving the premises and entering waiting mini-cabs. The road was very congested at this point. One mini-cab was stationary across the junction of Cross Road and Birch Road, completely blocking traffic. A black taxi cab arrived via Birch Road and signalled its intention to enter Cross Road. There then followed an extended period wherein the two vehicles had to manoeuvre minimally back and forth amid the already parked and waiting cars to permit the taxi to enter Cross Road. Meanwhile, there were a number of patrons apparently awaiting the arrival of mini-cabs to take them home. They were speaking to each other in raised voices which were particularly noticeable in this residential area at this hour. One male shouted across the premises' forecourt to his partner who had yet to fully exit the premises, "Come on – what's the fucking hold up?" A series of similar expletive laden exchanges took place between the couple until the female half of the pair joined her male partner whereupon they entered a waiting mini-cab. The mini-cab left the area. Given the congested nature of the immediate vicinity I left shortly thereafter concerned that I might be mistaken for a waiting mini-cab by premises' clientele.

My fifth monitoring visit was on Saturday 12th September 2015. I arrived at 23:00. The premises appeared to be in darkness, apparently not open.

On four of the five monitoring visits I undertook I saw individuals leave the premises after the relevant 23:30 terminal hour.

NOTE: Wherever possible statements should be on foolscap paper. If statements are typed double spacing should be used. Once side only of the paper should be used; a space should be left at the top of the first page for headings to be entered by the clerk of the court [justices' chief executive to the court]; and each page should have a wide margin on the left.

Formerly form 13, Magistrates' Courts' (Forms) Rules 1981 (SI 1981/553), relating to rule 70 of the Magistrates' Courts Rules 1981, Section 9 of the Criminal Justice Act 1967 and section 5B of the Magistrates' Courts Act 1980.

Signed

**KD - Havering Borough
KD - Romford Police Station**

Licensing Authority
London Borough Of Havering
Mercury House
Mercury gardens
RM1 3SL

Romford Police Station
19 Main Road
Romford
RM1 3BJ
Telephone: 01708 432781
Facsimile:
Email: jason.rose@met.pnn.police.uk
www.met.police.uk

Your ref: **WINCHESTERS, 119-121
CROSS ROAD, ROMFORD, RM7 8EA**

Our ref: **29th December 2015**

Police have been served an application by **WINCHESTERS, 119-121 CROSS ROAD, ROMFORD, RM7 8EA** to vary their premises licence (006730) under the Licensing Act 2003. We wish to make objections to part of this application as we believe by granting the time extensions requested within the report would undermine at least 2 of the licensing objectives set out in the legislation namely -

The prevention of crime and disorder;

The prevention of public nuisance;

Location and Venue

Winchesters is a relatively small commercial social club situated in the centre of a RESIDENTIAL AREA. The venue is surrounded on all sides with private premises of a residential nature, a number being bungalows that house elderly occupants. Upon exiting the premises patrons find themselves in an extremely quiet residential road. This naturally sees an increase in noise, whether verbal, vehicular or venue related. The location of the premises falls firmly within the Havering local Licensing Policy, namely "Residential Use" officially described under Licensing Policy 012 as -

"The LLA is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises. Applications for hours set out below in this policy will generally be granted subject to not being contrary to other policies in the statement of licensing policy. Applications for hours outside the hours listed will be considered on their merits.

Regulated Activities will normally be permitted:

- **[Until 11.30 pm in residential areas](#)**
- **Until 00.30 am in mixed use areas**
- **No limits in leisure areas."**

Current hours granted to this existing license stick firmly with in this policy and are capped at 23:30.

History, authority interaction and offending incidents

Police and local authority have been working extremely closely with this venue over the past months due to a number of complaints from residents in relation to Noise, Anti Social Behaviour (ASB) and general disturbance. Consequently a number of failings have also been identified during subsequent spot checks, compliance visits, observations and meetings with the premise management team. Due to this interaction the venue are currently subject to a Police Licensing Action plan at the premises in an attempt to remedy concerns identified. As part of this Action Plan (Included and exhibited by me as JJR/1) Police gave a number of suggested conditions to be added to the Licence (under a minor variation option). This in an attempt to assist the management team achieve the licensing objectives. Robust measures were suggested and accepted with a working time scale agreed. The current

variation is part of these measures, however the venue and applicant have chosen NOT to deal with this matter by way of minor variation, but one of FULL variation requesting additional opening times of 4 and a half hours a week. The request is further highlighted as it wishes to extend the very hours it is struggling to comply with, THE TERMINAL HOUR. Police have consistently stated during many meetings, calls and visits with the management team that additional hours will only add to the issues arising from the venue creating further negative impact on local resident's lifestyles. This advice and guidance however has seemed to be overlooked and the venue has chosen to apply for a FULL variation for additional opening times.

To make this representation easier to digest, I would firstly like to set out parts of the application Police suggested in the very first instance during interaction with the venue. We fully agree and support these conditions being added to the current license, they are -

Shown as Number 1 (Page 4)

The premises license holder shall implement a written dispersal policy to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours both residential and business and to make the minimum impact upon the neighbourhood in relation to potential nuisance, anti-social behaviour, crime and disorder. The policy shall be approved in writing by the Licensing Authority.

Shown as Number 3 (Page 4)

A risk assessment must be made relating to the employment of Door staff for any pre arranged function.

Shown as Number 4 (Page 4)

Regular toilet checks (minimum, hourly) to be carried out and documented.

Shown as Number 5 (Page 4)

No drinking to take place outside the front of the premises.

Shown as Number 6 (Page 4)

A properly specified and fully operational CCTV system shall be installed or the existing system maintained to a satisfactory standard. The system shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is regarded as 'identification standard' of all persons entering and/or leaving the premises. All other areas of risk identified in the operational requirement shall have coverage appropriate to the risk. To obtain a clear head and shoulders image of every person entering the premises on the CCTV

Shown as Number 7 (Page 4)

The CCTV system shall incorporate a recording facility and all recordings shall be securely stored for a minimum of one calendar month. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system shall comply with other essential legislation and all signs as required shall be clearly displayed. The system shall be maintained and fully operational throughout the hours that the premise is open for any licensable activity.

Shown as Number 8 (Page 4)

A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premise is open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested. Recordings shall be made available to an authorized person of the Licensing Authority or Havering Police together with facilities for viewing.

Shown as Number 9 (Page 4)

A premises daily register shall be kept at the premises. This register shall be maintained and kept for a minimum of 12 months. This register should record the name of the person responsible for the premises on each given day. The premises daily register shall record all calls made to the premises where there is a complaint made by a resident or neighbour of noise nuisance or anti-social behaviour by persons attending or leaving the premises. This shall record the details of the caller, the time and date of the call, the time and date of the incident about which the call is made and any actions taken to deal with the call. The premises daily register shall be readily available for inspection by an authorised person throughout the trading hours of the premises.

Shown as Number 10 (Page 4)

All staff shall be suitably trained for their job function for the premises. The training shall be written into a programme ongoing and under constant review at least every 3 months and must be made available to a relevant responsible authority when called upon.

Shown as Number 11 (Page 4)

A proof of age scheme such as Challenge 25 shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification card such as a driving license or passport.

Shown as Number 12 (Page 4)

All occasions when persons have been refused service shall be recorded in writing and kept at the premises for six months.

Police also agree with the removal of the seven (7) requested conditions shown on page 7 of the application due to either duplication or no longer being applicable.

Police Objection

Police therefore wish to register this objection against the following three elements of the application -

- 1) To extend the opening hours of the premises by 30 minutes Sun - Thurs and by 1 hour on Friday and Saturdays (4 and a half hours weekly)
- 2) To Extend by 30 minutes on Christmas Eve, Good Friday & St Georges Day
- 3) A personal license holder shall be at the premises from 1800hrs until close while the premises are open and selling alcohol (**Shown as Number 1 (Page 4)**)

In relation to item 1 and 2 directly above, to extend the opening hours of the premises by 30 minutes Sun - Thurs and by 1 hour on Friday and Saturdays (4 and a half hours weekly) and 30minutes on Christmas Eve, Good Friday & St Georges Day Police feel would have an adverse effect on the promotion of the licensing objectives. Police have identified a number of incompetence's around the running of the venue, evidenced by Police and Local authority throughout this report. These failings raise serious questions on whether the current management team can indeed promote the licensing objectives during the proposed extendable hours? As stated earlier, the premises is currently subject to a police action plan to remedy certain issues and failings, not only this, It was also identified (16/07/2013) that the premises were running for a period of 4 years with NO Designated Premises Supervisor (DPS) in place. When this was identified by Local authority, the owner, Mr William BAILEY (SNR) nominated himself to become the DPS and an application was submitted. This however was the next step in a catalogue of poor awareness and knowledge as Mr William BAILEY **DID NOT** hold a personal license at that time and therefore could not be approved at the new DPS. The premises then continued (to what appeared) to trade for a further month until a new DPS was nominated, clearly breaching legislation. Over the following two years at different intervals (Shown below) Police and local authority received complaints of noise and ASB from around the venue on closing time and sometimes much later than the licensed times, these breaches and complaints were sporadic, at random times and followed no pattern. This set about numerous interactions and engagements with the venue and its operators. At all meetings the level of knowledge around the EXPECTATIONS of the licensing act were of a very poor standard, the owners and management team did however show a passion for wanting to correct their errors and to be given a further chances to put their self confessed failings right. Police in line with the "stepped approach" and "graduated response" (Promoted in licensing legislation) set about a number of meetings and engagements with the venue, owners, staff and DPS. This was to educate them around the roles and responsibilities and what measures the venue needed to work on to improve the concerns of Local residents.

A number of resident's complaints have been received over the past couple of years, a summary shown below.

14/07/2013 - Intelligence Report, Reference KDRT00287000

Complainant from Local resident stating the premises were causing noise nuisance issues on Sunday 14/07/2013 and describes the noise as **unbearable**. Letter received on 16/07/2013

16/07/2013 - Intelligence Report, Reference KDRT00287042

Subsequent visit carried out at the venue by Local Authority Licensing Officer, Mr Arthur HUNT in response to above. Reveals the venue is operating without a current DPS (Designated Premises Supervisor). Mr HUNT established the then DPS, Mr Michael NEWTON had not been at the premises for some 4 years! Section 19 Licensing Act 2003 makes it a mandatory condition for every license that:-

No supply of alcohol may be made under the Premises License;

- (a) At a time when there is no Designated Premises Supervisor in respect of the Premises License, or
- (b) At a time when the Designated Premises Supervisor does not hold a Personal License or his Personal License is suspended.

Mr Arthur HUNT serves a notice on the premises license holder, Mr BILL BAILEY / William BAILEY (Snr) on Tuesday 16/07/2013 at 1630 hours informing him of the following -

Until such time as a new DPS is in place, you cannot carry out the supply of alcohol.

Section 136 Licensing Act 2003 a person commits an offence if:-

- (a) He carries on or attempts to carry on a licensable activity on or from any premises otherwise than under and in accordance with an authorisation, or
- (b) He knowingly allows a licensable activity to be so carried on.

Mr BAILEY (SNR) states he fully understands the consequences.

03/08/2013 - Intelligence Report, Reference KDRT00287718

Letter (Dated 16/07/2013) received by Police from local resident experiencing disturbances to their lifestyle by -

- * Noise, not only at night but daytime in the garden areas and outside the premises
- * Alleged Anti Social Behaviour, inc rubbish in street (cigarette packets and broken glasses)
- * Venue appearing to operating outside of their licensable hours and certain conditions.

07/09/2013 - Intelligence Report, Reference KDRT00289398

Letter received by Police from local resident experiencing disturbances to their lifestyle by -

- * Alleged loud noise and music very late at night
- * Alleged patrons shouting, car doors banging and horns being sounded as they drive away.
- * Sometimes glassware left on the grass verges nearby.
- * Alleged parking at the junction of Cross Road and Birch Road is often illegal and dangerous.

02/08/2014 - Intelligence Report, Reference KDRT00300806

E mail received by Police from local resident experiencing disturbances to their lifestyle by -

- * Alleged constant Noise and drunken behaviour
- * Hearing and seeing people leave the club after closing approximately midnight to 1am, looking and sounding drunk, getting in their cars or vans and drive off with the windows open.
- * Constantly being woken by arguments, fighting and cars speeding off

10/04/2015 - Intelligence Report, Reference KDRT00308410

Information to Safer Neighbourhood teams from local resident experiencing disturbances to their lifestyle by -

- * Alleged Drink/Drug Driving
- * Alleged Drug Taking
- * Alleged Aggressive Behaviour
- * Alleged excessive Hours of Trading
- * Alleged Noise Nuisance
- * Alleged Parking issues around the venue.

Police have also received two recorded allegations of crime at the location -

10/08/2013 between 2200-2330 hours

Alleged Theft Of Mobile Phone - Crime reference 5411939/13

Police spoke with the victim who said that on date and between times indicated she was at the venue and had her phone stolen from her bag. The victim said that she entered the venue with the phone in her bag with the flap that closes the bag fastened over. The victim said that she had the bag at the side of her whilst she was sat down. The victim said that the venue was very busy and she did not see or feel anyone go into her bag. The victim said that she went to go into her bag later on and noted that the flap had been opened and that her phone was missing from her bag. The victim did not give anyone permission to take her phone and it is unknown who has done so.

28/09/2014 between 0005-0100 hours

Alleged Theft of Bag - Crime reference 5414553/14

Victim called police to report the theft of his wife's handbag which contained his black leather wallet, 3 Barclaycards, driving license and £20. Victim was at the Winchester club for a 50th birthday party, the venue is not very big and there were a lot of people present whom victim did not know, he states they were all a little drunk and friends remember seeing victim2 with her large beige leather handbag at the table just after midnight when they were preparing to leave, she opened it to give the house keys to a member of her party. Victim2 is then thought to have put the bag on the table, they left and got into a vehicle and went straight home. Victim 2 realised she could not find her bag, they called the venue but

the bag was not found or handed in - all friends have been contacted by phone or social media to no avail.

The following sets out the Police time line for the venue this year alone (2015) -

10/04/2015 - Resident Complaint

Complaint received at Local Authority in relation to Noise, parking, ASB from resident

24/04/2015 - Joint visit Police and Local Authority (LA) - 23:45 - 00:15

Pc ROSE speaks at length to Mr Bill BAILEY and his son (Also called Bill) in relation to the complaints received. Upon entering the premises there were patrons still present although no sales were actually witnessed the bar "Appeared open" patrons appeared to be getting ready to leave once we arrived. This was clearly after closing time. Mr Bailey SNR appeared to be under the influence of alcohol.

28/04/2015 - Meeting of Safer Neighborhood Team, Local Authority & Police Licensing

To discuss recent complaints and observations during above visit.

28/04/2015 - Final Warning Sent by Local Authority

E mail sent to DPS stating final warning from Local Authority Licensing. Sent by Mr HUNT.

02/06/2015 - Joint visit Police and Local Authority (LA) 14:00 - 15:15

Visit / Meeting conducted by Pc ROSE and Pc GOODWIN in company with Arthur HUNT from Local Authority Licensing. Police and Local authority spent over an hour educating owners and DPS in relation to their responsibilities. They were left in no uncertain terms that the spot light is firmly on their premise and what the next stage of proceedings will be, namely REVIEW. Very productive meeting and both males state they fully understand the seriousness and the potential consequences of poor management and breach of conditions.

14/08/2015 - Resident Complaint

E mail from Local resident to Pc ROSE with a complaint alleging the venue went over hours last night till approx 0200hrs. SNT informed.

14/08/2015 - Visit by Local Authority

Arthur HUNT visits the premises in response to complaints received. Mr BAILEY (SNR) states in his own words "I was over ran by patrons; I felt intimidated and was surrounded at one point". Police now have a potential safety concern to the location. Meeting with venue arranged.

26/08/2015 - Meeting with venue representatives, Police Licensing and Local Authority & Noise Team.

Meeting held at Mercury House in relation to recent complaints and party on 13th AUGUST involving overpowering patrons. Number of issues raised. Both Mr BAILEYS fully understand that Review of their premises license is likely esp. if any further incidents occur. In the mean time they have accepted and will sign up to an action plan addressing certain issues. Action plan to follow.

27/08/2015 - Venue placed on Action Plan

Action Plan created and sent to owners, DPS and premise Licence holder. Mr Arthur HUNT also included in e mail. Action plan to be agreed signed and returned by Mr BAILEY and Mr KENNY. (Attached). E mail to Pc ROSE later the same day from Bill BAILEY stating he fully accepts the Action Plan and all points shown and will implement immediately.

28/08/2015 - Discussion with venues Legal representative, Mr Michael FISH

Mr FISH fully appraised of the situation, history and current suggestions for the venue.

04/09/2015 - Action Plan Signed

07/09/2015 - DPS Variation

DPS Variation received to change from William BAILEY to James HOWARD no objections. No further Intel to require an objection.

08/09/2015 - Meeting with New DPS

Pc ROSE talks to James and gives him a full update re Police expectations. He states he understand but it is only a short term commitment as once Terri DAY (barmaid at Winchesters) receives her Personal Licence she will apply to become DPS. He explained he will be present at the premises during all main core business trading i.e. Thurs, Fri and Sat nights.

10/09/2015 - E mail Correspondence from legal Representative, Mr FISH

E mail from Michael FISH with an update on where the venue and staff are in relation to the current Action plan set for the venue. Requests extension on date for Minor Variation to be submitted to get

staff members through personal license course and obtain their licenses. Pc ROSE agrees and new date set 10/10/2015 for submission of Minor Variation. Michael also requests 30minutes drink up time to assist dispersal plan. Pc ROSE advises this is something Police would not be amenable too due to venues current performance. Pc ROSE States it's the Police's view the venue should be looking to put their dispersal measures in place 30 minutes earlier, not to requesting 30 minutes extension.

29/09/2015 - Personal Licences Granted

Both Terri DAY (Bar maid) and Bill BAILEY pass the personal license course, apply to LA for personal licenses and they are granted.

24/10/2015 - DPS Variation

DPS Variation received to change from James HOWARD to Terri DAY no objections. No further Intel to require an objection.

30/10/2015 - E mail Correspondence from legal Representative, Mr FISH

E mail from Pc ROSE to WINCHESTER CLUB stating "Michael, I know we spoke and changed the date of expectation for the variation from 20/09/2015 to 10/10/2015 however that date has passed some weeks ago. Can I please have an update in relation to the Minor variation submission previously agreed with the venue for this date?"

23/11/2015 - E mail Correspondence from legal Representative, Mr FISH

E mail from Mr FISH "I have spoken to the Winchester it is the intention that they submit a full variation not a minor which will be submitted at the end of this month, Michael"

02/12/2015 - Full Variation Received

Full Variation Received today after extension agreed to be 10/10/2015 (some 53 days ago).

An impact statement has also been supplied (attached and exhibited by me as JJR/2) by Pc Diane HEFFERAN who is the Safer Neighborhood Dedicated Ward Officer (DWO) for this area. In this statement Pc HEFFERAN refers to a number of issues associated with the premises that are having an effect on the lifestyles and sleeping patterns of local residents. She refers to allegation made such as ASB, urination into people's gardens, cars revving and doors slamming, shouting and swearing in the street, broken glass being found, parking issues and the venue allegedly being open past its hours. Pc HEFFERAN also states of the 3 licensed premises on Mawneys ward, the Winchester gets the most ASB complaints to her team.

Police and council interaction with the owners has been extensive, the signs since such interaction have been encouraging, however Police believe there is lots more work to be conducted before any extension in hours are considered. The venue needs to show residents, police teams, responsible authorities and indeed the sub committee that they can run a venue with no ASB, Noise Nuisances and to show the dispersal plan they operate can be executed to a high standard at their current 23:30 cut off, not at the proposed 00:00 or 00:30hrs

In relation to item 3, "Police disagree with the following suggested condition (**Shown as Number 1 (Page 4)**) - A personal license holder shall be at the premises from 1800hrs until close while the premises are open and selling alcohol". Police suggested during meetings and action plans that the following condition be accepted - **A personal license holder shall be present at venue throughout the hours the premises is open and selling alcohol.** The reason Police believe this should be for ALL times licensable activity takes place is due to some residents complaints being during day time trading, within the garden and front of the premises. Police believe the employment of a personal license holder during licensable hours adds to the knowledge, due diligence and responsibility around the licensing legislation. The experience and knowledge gained by a personal license holder should then run through to bar staff and those around them. To have a point of contact present who is a personal license holder whilst the DPS is away for any reason will assist a) the neighbors to speak to someone in control if issues arise or B) for authorities to liaise with upon visits. This in turn can only benefit the promotion of the licensing objectives.

In summary this application is asking for **MORE HOURS** whilst being unable to evidence effective dispersal at an earlier time. Put simply they can not demonstrate a smooth dispersal with in their current hours let alone a later time. To argue they need more time on top of their current hours to achieve dispersal is something Police can not accept. Due diligence needs to be demonstrated and executed earlier to achieve their current dispersal / conclusion time on their licence. Police believe we have demonstrated a course of conduct at the venue that raises a large number of questions and concerns? Concerns that if not rectified May potentially lead to further enforcement actions above and beyond the current action plan that is currently in place. How can police support the extension of hours that will clearly have an negative impact on residents later into the morning and disturb sleep patterns even longer, this all in an area that is ordinarily EXTREMELY QUIET? This simply does not run parallel in promoting the licensing objectives.

If I can be of any further assistance in this matter please do not hesitate to contact me in the licensing office.

Yours sincerely,

Pc Jason ROSE
Licensing Officer
Havering Borough

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 **Diane Hefferan PC 434KD** URN:

01	KD	3400	14
-----------	-----------	-------------	-----------

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

This statement (consisting of: **3**..... 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: Date: **19th December 2015**.....

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

This statement relates to The Winchester Club, 121 Cross road, Collier Row. This is a private members club situated in a residential Street. There are no other on or off licensed premises in this street or any other business premises. Apart from the Winchester Club the Street is residential in its entirety. This is an impact statement detailing how the presence of The Winchester Club and it's customers is affecting on the lives of local residents.

I am the dedicated Ward Officer for Mawneys Ward and as such the Winchester Club forms part of the community I police. I have performed this role for approximately 4 years and have a good working knowledge of this area and am closely linked into my community. Over the past few years, Mawneys SNT have received consistent complaints from residents of Cross Road about the users of The Winchester Club. The complaints are as follows:- shouting and swearing in the street during and after Club opening hours, urinating in the street and people's gardens, drink driving, cars coming and going late at night with doors slamming and people shouting. The complainants are bringing this constant Anti Social Behaviour not just to the attention of the Police but also the local Council. The complaints have been highlighted to the management of The Winchester Club but on talking to residents some feel that there has been no change in the disruption and anti social behaviour. The main points coming out of a residents meeting held in 2014 are

1. Broken glass appears to be littered across private householders property, as a direct result of bottles and glasses being disregarded by customers of the Winchester Club.
2. Open Drug Dealing has been seen and carried out in the vicinity of the Winchester Club.
3. Parking problems, when people using the club , especially on party nights and special occasions, will use local residents driveways (parking disregarding resident driveways) and on kerbs and pavements.

Customers are also parking on both corners of birch road, leaving their vehicles in dangerous positions, where local traffic can not have proper line of sight when turning into and out of Birch Road, Maybe propose Double Yellow Lines.

4. Anti social behaviour including Fighting that has been witnessed by local residents, urinating, and generally unruly behaviour by customers leaving the premises late at night, including swearing and excessive noise.

One resident reports that customers are leaving as late as between 1am and 3am and every weekend is a weekend of disrupted sleep for her and her family.

Signature: Signature witnessed by:

Continuation of Statement of **Diane Hefferan PC 434KD**

Residents are keen to work with Police to halt and prevent this constant nuisance to their lives and those spoken to find the hours and use of the Club unacceptable and given any choice or input would like to see it closed or the hours restricted to more sociable ones.

Recently reported incidents from summer 2015 onwards are outlined here.

There was an incident whereby a resident ended up being abused and confronted by a number of individuals frequenting the Winchester simply because he asked for a car to be removed so he could park outside his house. He was met with arrogance with those involved telling him that they pay their road tax so they can park where they like.

There are often cars parked so close to the edge of driveways that it makes it impossible to swing a car onto the driveways, there is simply no room to manoeuvre. There also cars parked up on the grass verges.

There is still the drug use, residents have been in their back gardens and have smelt cannabis and have then heard these people smoking the substance, get into their cars and drive away.

One resident states the following in an email to Police “Our right to a quiet life and privacy is constantly being affected with the behaviour of those who attend and also run the Winchester. I personally feel that there is no consideration for anyone who lives in the area. It has got so disruptive and stressful that my partner and I are contemplating moving.

Please can you assist with some level of intervention as there seems to be little respite from this club!”

I am aware from speaking to residents that the disruption continues in spite of bringing this to the attention of the Club management and the residents feel frustrated that this is the case.

Of the 3 licensed premises on Mawneys Ward, The Winchester Club generates the most anti-social behaviour complaints made to Police. Over the last year there have been 8 complaints direct to Police in addition to complaints made the the local Council. The other licensed premises are The Colley Row Inn, a public house on Collier Row Road with some residential properties above and behind the premises and The Bell and Gate, another Public House with residential properties all around the building. There have been no anti-social behaviour complaints made about the Bell and Gate public House in the past calendar year and 1 complaint at the Colley Row which relates to two males having an altercation outside the pub at 3.15pm.

Signature: Signature witnessed by:

Continuation of Statement of **Diane Hefferan PC 434KD**

[Empty rectangular box for content]

Signature: Signature witnessed by:

Witness contact details

Home address:
..... Postcode:
Home telephone number Work telephone number
Mobile/pager number Email address:
Preferred means of contact:
~~Male~~/ **Female** (delete as applicable) Date and place of birth:
Former name: Ethnicity Code (16+1): Religion/belief:

Dates of witness non-availability
.....

Witness care

- a) Is the witness willing and likely to attend court? **No.** If 'No', include reason(s) on **MG6**.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness?
No. If 'Yes' submit **MG2** with file.
- d) Does the witness have any specific care needs? **No.** If 'Yes' what are they? (Disability, healthcare, childcare, transport, , language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes No
- b) I have been given the Victim Personal Statement leaflet Yes No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes No N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes No N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:



Signature of witness: Print name:
Signature of parent/guardian/appropriate adult: Print name:
Address and telephone number if different from above:

Statement taken by (print name): Station: **Mawneys SNT**

Time and place statement taken:

Premises:

Winchesters, 119-121 Cross Road, Romford, RM7 8EA

Challenge	Solution	Responsible for implementation	What needs to be done?	When by?
Noise Nuisances	1) Presence of staff members at closing time	William Lee BAILEY	A staff member to be present outside the premises for at least 45 Minutes after closing to assist with noise prevention and smooth dispersal of patrons.	Immediately
	2) Dispersal Policy to be created	William Lee BAILEY	Dispersal Policy to be created with robust measures to minimise noise during dispersal.	Immediately
	3) SIA Door Staff to be Considered	William Lee BAILEY	Consideration / risk assessments to be made relating to the employment of Door staff for any pre arranged function	Immediately
	4) Restrict Outside Drinking	William Lee BAILEY	No drinking in front of the premises. (This is to deter the length of time spent by patrons outside the premises)	Immediately
Promotion of Licensing objectives	1) Regular Toilet Checks	William Lee BAILEY	Regular toilet checks (minimum, hourly) to be carried out and documented in either the daily register or separate recording book.	Immediately
Venue Lack Of Responsibility	1) DPS to be present on scene more regularly	William Lee BAILEY	Current /New DPS to be on scene during core business trading, namely Thursday, Friday and Saturday evenings and to book into the daily register when present on scene.	Immediately
	2) Install a NEW DPS	William Lee BAILEY	A new DPS to be installed at the earliest opportunity.	30/09/2015
	3) Notification of Events	William Lee BAILEY	Details of any pre booked event to be e mailed direct to KD-Licensing@met.pnn.police.uk with more than 5 days notice	Immediately
	4) More Personal License Holders	William Lee BAILEY	As many staff members as possible to become personal license holders (at least 3)	30/09/2015
	5) Presence of Personal License Holders	William Lee BAILEY	At least one personal license holder to be on scene at all time when open to the public	Immediately
Minor Variation	1) Apply for Minor Variation	William Lee BAILEY	Submit a minor variation and add to current license, 12 conditions shown on e mail dated 26/08/2015 from Pc ROSE	(20/092015) WMB
Signed		Signed		
Date : 4 ⁹	Premises License Holder	Date : 4 ⁹	Designated Premises Supervisor	



**METROPOLITAN
POLICE**





Public Protection

Mercury House, Mercury Gardens
Romford RM1 3SL

memo

From: Marc Gasson-Environmental Protection
Officer

To: Licensing Team

Please call: Marc Gasson

Telephone: 01708 432777

Fax: 01708 432554

email: environmental.health@havering.gov.uk

Text Relay for the deaf, speech impaired
or hard of hearing: 18001 01708 432777

My Reference : MDG/017464

Your Reference :

Date: 14 December 2015

Licensing Act 2003-Application To Vary Premises Licence. Winchesters, 119-121 Cross Road, Mawneys, Romford, Essex.

I refer to the above application and would advise that I object to any extension in opening hours and/or times for regulated entertainment beyond those that currently exist for the premises for the following reasons:-

1. The premises is in a residential area in very close proximity to nearby properties.
2. The premises has been the subject of complaints of noise disturbance from activities at the venue and from patrons leaving the premises.

I trust this clarifies my position.

Marc Gasson
Environmental Protection Officer

From: Licensing

Sent: 04 December 2015 10:53

To: Arthur Hunt

Subject:FW: Application to vary a premises licence: Winchesters RM7 8EA

From: Elaine Greenway

Sent: 03 December 2015 14:53

To: Licensing

Cc: Susan Milner

Subject: Application to vary a premises licence: Winchesters RM7 8EA

Dear Licensing Team

Further to the application to vary a premises licence for Winchesters, 121 Cross Road, RM7 8EA, following is the response from Havering Public Health:

* The applicant implies that there is currently a risk of nuisance to neighbours at the closing time and wishes to address this by extending opening hours to include a 30 minute waiting time inside the premises. The proposed action moves this problem to a later time. Havering Public Health therefore opposes the extended hours as this risks extra public nuisance. The applicant may wish to stop serving beverages half an hour before current closing time, and ensure taxis are called during the final half hour period.

* The applicant has also requested that current conditions are removed. Havering Public Health objects to any conditions being removed, as these are reasonable conditions that would have been put in place previously to ensure that the Statement of Licensing Policy objectives are met.

Kind regards

Elaine

Elaine Greenway | Acting Public Health Consultant

London Borough of Havering | Public Health Service, 12th floor, Mercury House, Romford, RM1 3BB

t 01708 431 835

e elaine.greenway@haverling.gov.uk

This page is intentionally left blank