



# Haverling

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

## LICENSING SUB-COMMITTEE

### BRADWELLS

### AGENDA

**10.30 am**

**Thursday  
28 April 2016**

**Council Chamber -  
Town Hall**

Members 3: Quorum 2

**COUNCILLORS:**

Linda Van den Hende (Chairman)  
Linda Trew  
Reg Whitney

**For information about the meeting please contact:  
James Goodwin 01708 432432  
email: [james.goodwin@onesource.co.uk](mailto:james.goodwin@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 INTERESTS**

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

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

**3 CHAIRMAN'S ANNOUNCEMENT**

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

**4 REPORT OF THE CLERK (Pages 1 - 6)**

**5 BRADWELL'S BAR, 137-141 SOUTH STREET ROMFORD, RM1 1PL - REVIEW OF PREMISES LICENCE (Pages 7 - 62)**

**Andrew Beesley  
Committee Administration Manager**

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## LICENSING SUB-COMMITTEE

## REPORT

28 April 2016

Subject Heading:

Procedure for the Hearing  
Licensing Act 2003

Report Author and contact details:

James Goodwin – Committee Officer  
01708 432432  
[James.goodwin@havering.gov.uk](mailto:James.goodwin@havering.gov.uk)

### REPORT OF THE CLERK

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

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

#### 1. Membership of the Sub-Committee:

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

## **2. Roles of other participants:**

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

## **3. 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 review application or any representation.
- 3.2 During this representation validation meeting, no decision will have been made or discussion held regarding the substantive merits of the review 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 party requesting the review will outline:

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

**Documentary evidence:**

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

**Representations:**

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

length of time available to the party in question to make their representation.

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

- the party requesting the review of the licence
- the Chief Officer of Police;
- the Fire Authority;
- the Health and Safety at Work Enforcing Authority;
- the Local Planning Authority;
- the Local Environmental Health Authority;
- the Local Weights and Measures Authority;
- the Authority Responsible for the Protection of Children from Harm;
- a navigation or other authority responsible for waterways; and
- any other party that has submitted representations in respect of the application, certificate, notice or other matter appearing before the Sub-Committee;
- the party whose premises is the subject of the licence review.

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

**Cross-Examination:**

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

**Relevance:**

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

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



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

## **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  
SUB-COMMITTEE****REPORT****28 April 2016****Subject heading:****Bradwell's Bar****137-141 South Street Romford RM1 1PL****Premises licence review application****Paul Jones, Licensing Officer****Mercury House****paul.jones@havering.gov.uk****Report author and contact details:**

**This application to review a premises licence is made by PC Belinda Goodwin under section 51 of the Licensing Act 2003 (the Act). The application was received by Havering's Licensing Authority on 10<sup>th</sup> March 2016.**

**Geographical description of the area and description of the building**

Bradwell's Bar is located in Romford town centre at the location of Havering's main transport hub: buses, trains and taxis all terminate at this geographical point. This area is also Havering's most significant crime 'hotspot'. The area might be considered one of mixed use based upon the presence of commercial and residential properties. There are residential properties above the shops directly opposite this venue.

**Comments and observations on the application**

The application was submitted in accordance with the provisions of s.51 of the Act. The grounds for the review are that the premises' management has a lack of regard towards the promotion of the licensing objectives which in turn has led to a failure to promote them. Additionally it is alleged that errors and breaches of the licence conditions exist while violence on site has occurred.

**Requirements upon the Licensing Authority**

The provisions of s.51 of the Act dictate that the Licensing Authority undertake certain functions with regard to a premises licence review application. To this end a suitably worded public notice was placed at the premises. The same notice was also installed at Havering's Town Hall notice board on Main Road and also made available on Havering's website. A copy of the notice is attached for reference.

When determining an application for a premises licence review s.52(3) of the Act requires that the Licensing Authority must, having regard to the application and any relevant representations, take such of the steps mentioned in s.52(4) as it considers necessary for the promotion of the licensing objectives. These steps are:

- (a) to modify the conditions of the licence
- (b) to exclude a licensable activity from the scope of the licence
- (c) to remove the designated premises supervisor
- (d) to suspend the licence for a period not exceeding three months
- (e) to revoke the licence

### **Summary**

There were no representations received from interested persons.

There was one representation made by a responsible authority supporting this application, namely Havering's Licensing Authority.

### **Responsible authorities' representations**

Licensing Officer Arthur Hunt makes representation in support of the Police application to review this premises licence. Mr Hunt's representation details his concerns further to the management of the premises, the premises' apparent conflict with a number of Havering's licensing policies and the premises' apparent failure to promote the licensing objectives.



## Part A

Premises licence number

001612

### Part 1 – Premises details

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

**Bradwells  
141 South Street Romford RM1 1TE**

Where the licence is time limited the dates

**Not applicable**

Licensable activities authorised by the licence

**Films, live music, recorded music, performance of dance,  
anything of a similar description to music or dance, supply of alcohol**

The times the licence authorises the carrying out of licensable activities

**Monday to Saturday – 09:00 to 02:00  
Sunday – 12:00 to 02:00**

The opening hours of the premises

**Monday to Saturday – 09:00 to 02:30  
Sunday – 11:30 to 02:30**

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

**On and off supplies**

### Part 2

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

**Mr Gary Phillips  
6 Challacombe Close Hutton Brentwood CM13 2LU  
&  
Mr Patrick Thompson  
2 Hepworth Court Hepworth Gardens Barking IG11 9AZ**

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

**Not applicable**

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

**Ms Reanne Phillips**

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

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**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;**

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**Mandatory conditions – contd.**

- (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;
  - (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. 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.
- 8. For the purposes of the condition set out in paragraph 7 —
  - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
  - (b) “permitted price” is the price found by applying the formula —  
$$P=D+(D \times V)$$

where —

- (i) P is the permitted price,
  - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence —
- (i) the holder of the premises licence,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
9. Where the permitted price given by paragraph (b) of paragraph 8 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
10. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 8 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
11. The admission of children, that is persons aged under 18, to the exhibition of any film shall be restricted in accordance with any recommendation made by the film classification body designated by section 4 of the Video Recordings Act 1984.
12. 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.



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Annex 2 – conditions consistent with the operating schedule

1. No more than 90 persons shall be permitted on the upper floor at any one time.
2. CCTV and a hard drive system shall retain copies for twelve days.
3. CCTV shall be installed and maintained to Police / Home Office standards on upper floor and linked to existing CCTV system.
4. SIA registered door staff shall be employed.
5. Additional door supervisor shall be deployed to control access to upper floor.
6. Regular collection of refuse shall take place.
7. The premises licence holder shall not permit or supply alcohol to persons who appear under age without confirming they are over that age applicable for the beverage supplied by inspecting a recognised form of photographic identification.
8. Door supervisors shall remain on duty during the extended evening hours including Sunday until close.
9. All persons under 18 shall be required to leave the premises by 19:00.
10. No unaccompanied person under 18 shall be permitted on the premises.
11. Extended hours shall be permitted on up to twelve occasions per annum in line with ACPO guidelines. A minimum of ten working days' written notification shall be given to both the Police and the Licensing Authority. Full details shall be recorded in the premises daily register. Police shall have the absolute right of veto. Written consent shall be given by the Police.
12. Where non-standard timings are used the closing time shall be half an hour after the end of the hours for the supply of alcohol.
13. 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 such as a driving licence or passport.
13. All occasions when persons have been refused service shall be recorded in writing and kept at the premises for six months.
14. All staff shall be suitably trained in their roles and responsibilities in relation to the Challenge 25 code of practice. The training should be carried out regularly and records relating to the training shall be kept and made available to the Police or Council Officers.
15. Scan Net/Club Net Initiative (or such like) to be implemented within 6 weeks from the date of grant of the variation (*Granted 18 February 2014, Install 1 April 2014*). Scan Net/Club Net shall be installed and used during SIA door staff hours. This system may be inspected by Police once installed.
16. Condition of entry during SIA door staff hours – No entry unless ID scanned via Scan Net/Club Net or such like unless the equipment is defective. If the system is defective this must be recorded in an incident book and Havering Police Licensing office notified of the time the system was defective.
17. SIA door staff shall be employed at the venue on Friday and Saturday nights from 20:00 until the premises closes. Consideration shall be taken of the need to employ SIA door staff on all other occasions when regulated entertainment takes place on the premises.

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**Annex 2 – conditions consistent with the operating schedule – contd.**

- 18. All door supervisors shall enter their full details in the premises daily register at the commencement of work. This shall record their full name, home address, contract telephone number, SIA registration number and the time they commenced and concluded work. If the door supervisor was supplied by an agency details of that agency shall also be recorded including the name of the agency, the registered business address and a contact telephone number.**
- 19. 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.**
- 20. 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 required shall be clearly displayed. The system shall be maintained and fully operational throughout the hours that the premises is open for any licensable activity.**
- 21. A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premises is open to the public. The staff member shall be able to show the Police recent data or footage with the absolute minimum of delay when requested.**

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**Annex 3 – conditions attached after a hearing by the Licensing Authority**

- 1. The premises licence holder shall implement a written children’s policy.**
- 2. A premises daily register shall be kept at the premises. This register shall be maintained and kept for a minimum of twelve months. This register shall record the name of the person responsible for the premises on each given day. In addition it 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. The register shall record the details of the caller, the time and date of the call and 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 must be made available to a relevant responsible authority when called upon. The register shall also record all incidents in relation to the use of any force by staff or door supervisors in the removal of persons from the premises. It shall record the time and date of the occurrence, name or brief description of the person removed and details of the staff involved.**
- 3. All door supervisors shall enter their full details in the premises daily register at the commencement of work. This shall record the door supervisor’s full name, home address, contact telephone number, SIA registration number and the time they commenced and concluded working. If the door supervisor was supplied by an agency details of that agency shall also be recorded including the name of the agency, the registered business address and a contact telephone number.**

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4. The premises shall be cleared of customers and closed thirty minutes after the conclusion of the last licensable activity.
5. The premises licence holder or designated premises supervisor shall become a member of the Safe & Sound / Pubwatch scheme(s).
6. On the number of occasions that the premises licence holder makes use of additional hours on the licence to cover special occasions Havering Police shall be given no less than ten working days' written notification of the special occasion or event. This shall give details of:
  - (i) the name of the premises and the name of the designated premises supervisor for the duration of the event;
  - (ii) the nature of the event and brief details of how the event will be run;
  - (iii) the date, the commencement time and conclusion time of the event;
  - (iv) expected numbers attending;
  - (v) no more than twelve extensions per year excluding TENs may be applied for;
  - (vi) a register shall be kept on the premises to record details of all TENs and non-specified dates to be completed to the satisfaction of the Police and the Local Authority;
  - (vii) Police shall have an absolute right of veto in respect of these occasions. The premises licence holder shall be required to have written consent of the Police before the event may commence.
7. Drinks shall be served in containers made from toughened glass (tempered glassware).

*Note. Weights and measures legislation requires the use of "stamped glasses" where "meter-measuring equipment" is not in use.*
8. No person shall be allowed to leave the premises whilst in the possession of any drinking vessel or open glass bottle whether empty or containing any beverage.
9. Prominent clear notices shall be displayed at all exit points to advise customers that the area surrounding the premises is an alcohol free zone.
10. The maximum number of persons including staff and entertainers allowed at the premises shall not exceed two hundred and sixty.
11. The maximum number of persons including staff and entertainers allowed at the premises as to the ground floor shall be no more than one hundred and seventy persons and as to the first floor shall be no more than ninety persons subject to any increase permitted or decreased as required by a fire officer and notified to the premises licence holder and Havering Council.
12. All members of staff at the premises shall seek credible photographic proof of age evidence from any person who appears to be under the age of eighteen years and who is seeking to purchase or consume alcohol on the premises. Such credible evidence which shall include a photograph of the customer shall include a passport, photographic driving licence or Portman type Pass Card with PAL logo endorsed.
13. At the time of installation or upgrading of any CCTV system it shall comply with the current and relevant Havering Police guidelines for standard minimum closed circuit television requirements.

14. A CCTV system shall be installed or the existing system maintained. 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.’
15. The CCTV system shall incorporate a recording facility and any recordings shall be retained and stored in a suitable and secure manner 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 will comply with other essential legislation, and all signs as required will be clearly displayed. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity. For premises using a video recording system, the cassette tape shall be used on no more than 12 occasions to maintain the quality of the recorded image.
16. To obtain a clear head and shoulders image of every person entering the premises on the CCTV system persons entering the premises should be asked to remove headwear unless worn as part of religious observance.
17. The premises licence holder shall implement a written drugs policy requiring all staff to be trained in dealing with persons who are incapacitated through the use of drugs or the combined effects of drugs and alcohol. The drugs policy shall also detail the strategies to minimise the use and supply of illegal drugs within the premises. The drugs policy shall include a structured training programme covering the issues relevant to the misuse of drugs in relation to licensed premises which shall be delivered to all staff. This policy shall be required to be approved in writing by Havering Police whose approval shall not be unreasonably withheld.
18. All door supervisors working outside the premises or whilst engaged in the dispersal of patrons at the close of business shall wear ‘high visibility clothing’.
19. All queuing outside the premises shall be managed in such a way that seeks to prevent noise or rowdy behaviour and therefore minimise disturbance or nuisance to neighbours.
20. 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 required to be approved in writing by the Licensing Authority.
21. In consultation with the London Borough of Havering Drug & Alcohol Abuse Team (DAAT) the premises licence holder shall consent to:
  - (i) a regular drug audit with the ion track itemiser for both public and private spaces as part of planned or unplanned visits;
  - (ii) drug treatment and advice literature to be displayed in prominent positions;
  - (iii) staff drug and alcohol awareness sessions organised by Havering DAAT;
  - (iv) review of staff drugs policy.
22. The premises licence holder shall review his training manual; such manual to be approved by the Licensing Authority and whose approval shall not be unreasonably withheld; such manual shall provide inter alia:

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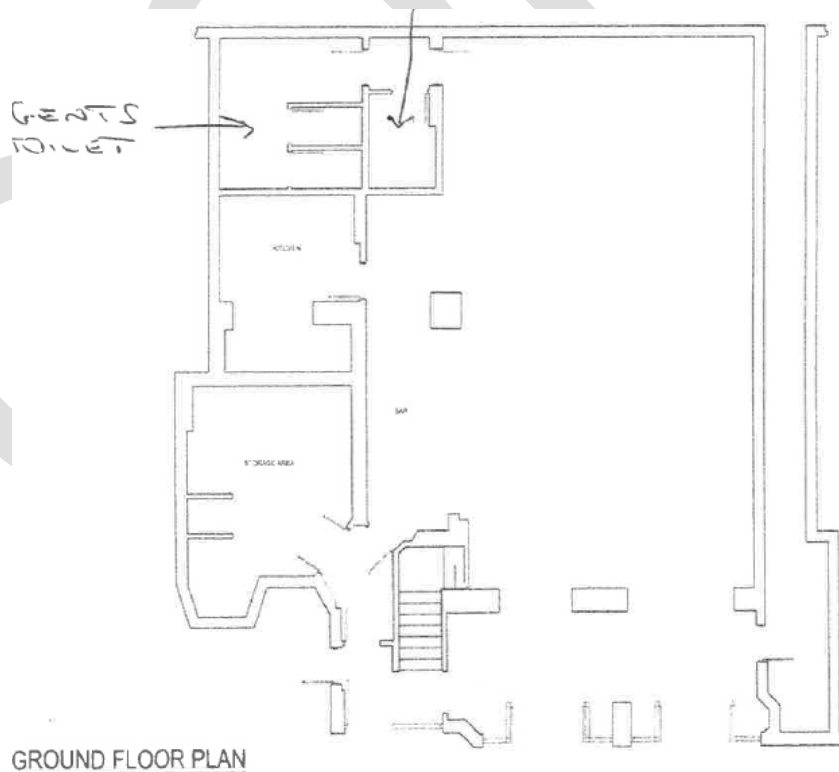
Annex 3 – conditions attached after a hearing by the Licensing Authority – contd.

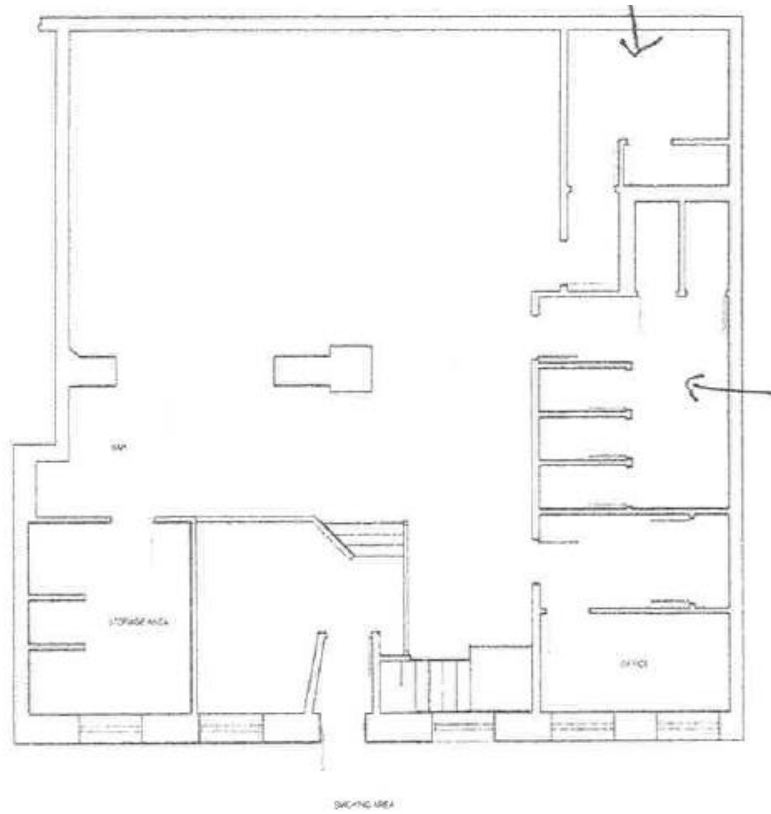
- (i) all staff shall be suitably trained for their job function for the premises. The training must be written into a programme, ongoing and under constant review and must be made available to a relevant responsible authority when called upon;
- (ii) structured training shall be delivered to all staff covering the need to be aware of the signs and consequences of 'drink spiking'. There shall be a training package in place for all staff and this shall include a policy for dealing with both the victim and the offender. All staff shall be aware of the law regarding the refusal of service to any person who is drunk or is underage and shall be aware of how to seek identification from anyone who appears to be underage;
- (iii) prominent clear notices shall be displayed at the point of entry to the premises and in a suitable location at points of sale advising customers that they may be asked to provide evidence of their age;
- (iv) crime prevention notices and advice shall be displayed (if advised by Havering Police) in order to support local crime prevention initiatives;
- (v) the licence holder shall be aware of the Safe & Sound approved charter.

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Annex 4 – premises plans

Original premises plans are held by the Licensing Authority of the London Borough of Havering.





FIRST FLOOR PLAN



## Part B

### Premises licence summary

Premises licence number

001612

### Premises details

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

**Bradwells  
141 South Street Romford RM1 1TE**

Where the licence is time limited the dates

**Not applicable**

Licensable activities authorised by the licence

**Films, live music, recorded music, performance of dance,  
anything of a similar description to music or dance, supply of alcohol**

The times the licence authorises the carrying out of licensable activities

**Monday to Saturday – 09:00 to 02:00  
Sunday – 12:00 to 02:00**

The opening hours of the premises

**Monday to Saturday – 09:00 to 02:30  
Sunday – 11:30 to 02:30**

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

**On and off supplies**

Name, (registered) address of holder of premises licence

**Mr Gary Phillips  
6 Challacombe Close Hutton Brentwood CM13 2LU  
&  
Mr Patrick Thompson  
2 Hepworth Court Hepworth Gardens Barking IG11 9AZ**

1 of 2

---

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

**Not applicable**

---

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

**Ms Reanne Phillips**

---

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

**Restricted**

**2 of 2**

---

COPY





**Havering**  
LONDON BOROUGH

**LICENSING ACT 2003  
APPLICATION FOR A PREMISES LICENCE REVIEW**

**Bradwells 137-141 South Street Romford RM1 1TE**

**Notice is hereby given that an application has been made to the Licensing Authority of the London Borough of Havering by PC Belinda Goodwin for a review of the premises licence for the premises named above.**

**GROUNDS FOR REVIEW**

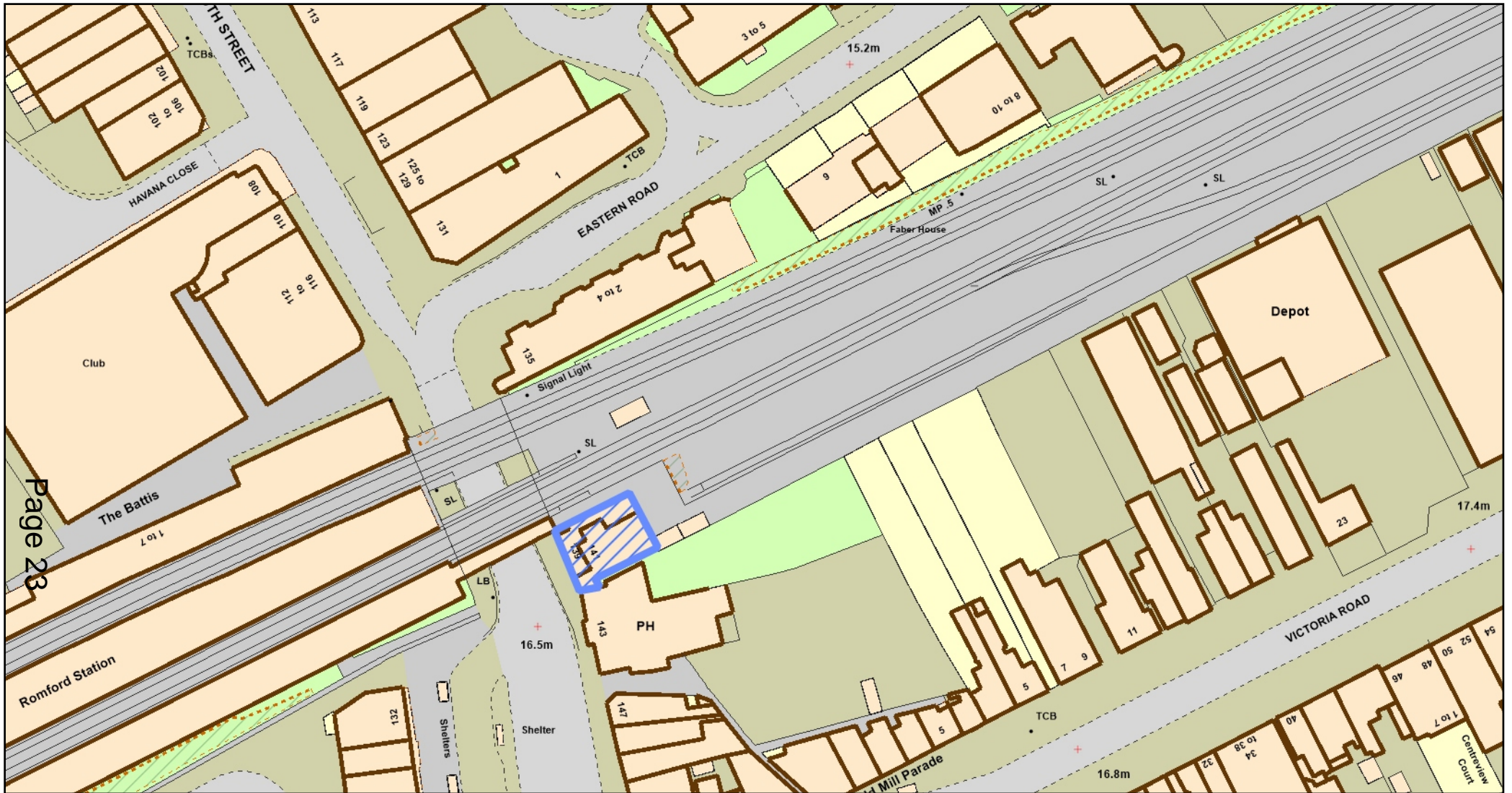
**Management lack of regard to, and failure to, promote the licensing objectives; errors and breaches of the licence conditions; allegations of violence on site.**

**Any interested person or responsible authority wishing to make representation on this matter must do so in writing to: Licensing Authority c/o Town Hall Romford RM1 3BD between 11<sup>th</sup> March 2016 & 7<sup>th</sup> April 2016.**

**The public register of Havering's Licensing Authority containing the grounds for this review may be inspected by appointment at the above address by telephoning 01708 432777 Monday to Friday 09:00hrs to 17:00hrs or at [www.havering.gov.uk](http://www.havering.gov.uk).**

**It is an offence to knowingly or recklessly make a false statement in connection with an application for a review. On summary conviction a person is liable to a fine not exceeding level 5 on the standard scale (currently £5000).**





Page 23

**Bradwells 137-141 South Street Romford RM1 1PL** N  
↑

	<p>Scale: 1:1000 Date: 17 March 2016 Size: A4</p>
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**Application for the review of a premises licence or club premises certificate under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

I Belinda Goodwin

*(Insert name of applicant)*

**Apply for the review of a premises licence / club premises certificate under section 51 / 87 of the Licensing Act 2003 for the premises described in Part 1 below:**

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

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>  Bradwells Coffee & Bar 141 South Street	
<b>Post town</b> Romford	<b>Post code (if known)</b> RM1 1TE
<b>Name of premises licence holder or club holding club premises certificate (if known)</b>  Mr Gary Phillips and Mr Patrick Thompson	
<b>Number of premises licence or club premises certificate (if known)</b> 001612	

**Part 2 - Applicant details**

I am

Please tick ✓ yes

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

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

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

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

Please tick ✓ yes

Mr  Mrs  Miss  Ms  Other title  
(for example, Rev)

**Surname**

**First names**

**I am 18 years old or over**

Please tick ✓ yes

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

**Post town**

**Post Code**

**Daytime contact telephone number**

**E-mail address  
(optional)**

**(B) DETAILS OF OTHER APPLICANT**

Name and address

Telephone number (if any)

E-mail address (optional)

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

<b>Name and address</b>  <b>Police Constable Belinda Goodwin</b>
Telephone number (if any) 01708 732781
E-mail address (optional) Belinda.goodwin@met.pnn.police.uk

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

- Please tick one or more boxes ✓
- 1) the prevention of crime and disorder
  - 2) public safety
  - 3) the prevention of public nuisance
  - 4) the protection of children from harm

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

Bradwells is a public house which is failing to promote atleast three of the four licensing objectives namely, prevention of crime and disorder, protection of the public, preventing harm to children. Police are primary concerned about the lack of regard the premise licence holders have in the promoting and upholding of the licensing objectives.

Since the venue was taken over by this new management in March of 2015 there have been a catalogue of errors and breaches at the premise. There have been two allegations of ABH and two allegations of GBH that have occurred on the premises and the way that the venue has dealt with the incidents have been poor to say the least. Police have been interacting with the venue since before the management took over and held a meeting with the agent in April 2015 and all the conditions of the existing licence were worked through and agreed. Since this time Police have had at least 80 interactions with the venue, this includes two meetings that have been minuted and both times the licence has also been worked through. There are additional concerns with the quality of clientele that they are allowing into the premises, there has even been an incident involving a 16 yr old disabled female who became intoxicated in the venue.

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

This review has been submitted by the Metropolitan Police service following the GBH on Sunday 15th November 2015 crime number 5412344/15 refers. At 0200hrs the victim and his friend entered the venue and bought a drink. They then sat down and the victim started to speak to some girls that were sitting next to him. At this point the suspect approached the victim and lent in as if to say something and it was at this point that the suspect grabbed hold of a glass that was next to him and smashed it into the victims face. The victim then doubled over and held his face. The suspect walked off to the back end of the venue, the victim has then got up and informed SIA staff that he had been assaulted. Staff then detained the suspect. Any blood and all the glass was immediately cleaned up, even though the venue attended a borough wide education day that included crime scene management from a Police forensics officer. Police recommended that they put a voluntary closure in at the premises and this was agreed and they stopped trading. Police asked the managers to come in and have a crisis meeting at Mercury House this took place on 17/11/2016 with PC Goodwin 695kd, Arthur Hunt, (licensing Inspector) Ins Goodwin, Mr Phillips and Mr Thompson. The CCTV was viewed and they all agreed that it was a pretty nasty incident and that they would have extra training around the preservation of a crime scene and that they would have atleast three SIA staff on at any one time and have one SIA staff static at the back of the venue as this could have prevented the incident happening and if not the SIA would have seen the incident take place and stop the crime scene from being cleared up.

This meeting was minuted and all agreed,so far it has taken the managers up to 23/02/2015, over three months to confirm that they would add the conditions agreed onto their policy, involving 7 e-mails and several phone calls to the agent and to the owners and at one point Mr Phillips and Mr Thompson stated that they did not accept the new conditions, Police had to explain again that they were very lucky not to have been taken to review just for the pure nature of the incident and how it happened and that we were only asking for a change in Policy, but that we would not negotiate the static post at the back of the premises as this would be a preventative measure. Police then attended the venue on Saturday 28th February 2016 and found many breaches including no door staff when required, SIA not using SCANNET system, high levels of intoxication, Staff training, SIA staff not adding all their details into the log. Incidents of crime and disorder continue to occur at the premises at an unacceptable level and there have been numerous interventions and support from the licensing officers but the premises continue to undermine the licensing objectives.

The MPS licensing has no faith in the managements ability to operate the premises responsibly and therefore wishes to bring the matter before the licensing sub-committee for consideration.

SUNDAY 26/07/2015 ABH 02:08hrs crime number 5411493/15

Police were informed by a member of public that an incident had taken place within the venue and that a male had been knocked unconcious. Police licensing officer attended the venue 27/07/2016 and CCTV viewed. There is an altercation leading up to the incident which SIA staff have got involved but then disappear. The Suspect hits the victim with both fists knocking him to the floor, the victim seems to be completely knocked out and as the suspect leaves with a female she is seen to throw her glass ontop of the victim whilst he is on the floor. Staff do follow the suspects out of the venue however no suspects were detained, when asked for the CCTV the officer was told that we would have to provide a USB stick. Mr Thompson was spoken to and it was recommended to him that one static SIA staff member to the back of the premises would be a good deterrent, this advise was not taken at the time and no CCTV of this incident has ever been provided to the licensing officer.

MONDAY 15/08/2016 GBH 02:30HRS crime number 5412344/15

Altercation in the bar and the suspect states he is thrown out of the venue. The suspect then attacks the victim just passed the venue causing cuts and bruising . Police licensing officer asked Mr Thompson what had happened inside and he told the officer that neither the victim or the suspects had been in the venue that night, it was later clarified by the licensing officer from Mercury CCTV that they had come from the venue.

believe the 16 year old disabled female had been drinking, she was screaming and kicking on the floor although seemed to be ok. The female was taken to hospital in the ambulance. CCTV footage was requested by the Police from the venue, but this could not be provided due to the footage only being saved up to 21 days NOT 31 days. This is a breach of the licence conditions.



FRIDAY 28/08/2015 22:20HRS INTOXICATED FEMALE KDRT00312761

On 28/08/2015 a heavily intoxicated woman approached police and informed them her 16 year old disabled daughter needed help outside BRADWELLS, SOUTH STREET. A member of the public approached police and was worried due to the fact a 16 year old had been allowed to consume alcohol inside the bar. An ambulance was called who said they believe the 16 year old disabled female had been drinking, she was screaming and kicking on the floor although seemed to be ok. The female was taken to hospital in the ambulance. CCTV footage was requested by the Police from the venue, but this could not be provided due to the footage only being saved up to 21 days NOT 31 days. This is a breach of the licence conditions.

THURSDAY 29/10/2015 GBH 17:00HRS crime number 5416938/15

The suspect had struck the victim in the venue causing the victim to fall and cut his hand on some glass. The suspect then made off from the venue and was chased by police and arrested for GBH.

A full chronology of Police interventions and incidents will be provided on a separate statement.

#### ADDITIONAL INFORMATION

The 182 guidance states the following:

11.28. It is envisaged that the licensing authorities, the police and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where the review arises and the licensing authority determines that the crime prevention objective is being undermined through the premises being used to further crimes, it is expected that the revocation of the licence - even in the first instance - should be seriously considered.

The MPS consider there are no suitable measures that can be put in place to mitigate the risk at the premises the whole time it remains a vertical drinking establishment and therefore there is no alternative other than the committee gives very serious consideration to revoking the premises licence of this venue. The MPS contend that revocation of the licence is an appropriate and proportionate response to the very serious incidents and continued failure by the premises management to fulfil their duty under the licensing act to promote the licensing objectives and keep people safe.

In this review I have included the supporting documents

MG11 - Supporting witness statement PC Belinda Goodwin 695kd  
Form 691 - Police version of the review premise licence under section 51 of licensing act 2003

Minutes from meeting 29/09/2015 - exhibit BG/1  
CAD print out from intoxicated female - exhibit BG/2  
Minutes from meeting 17/11/2016 - exhibit BG/3

Police have supporting CCTV evidence with regards to the incident Sunday 15/11/2016 if required by the committee or the local authority.

Please tick ✓ yes

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

If yes please state the date of that application

Day Month Year

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

Please tick ✓ yes

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

IT IS AN OFFENCE, 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

Part 3 – Signatures (please read guidance note 4)

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

Signature [Handwritten Signature]

Date 10/3/2016

Capacity POLICE OFFICER

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

ROMFORD POLICE STATION  
19 MAIN ROAD

Post town ROMFORD

Post Code RM1 1BJ

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) As provided.

### **Notes for Guidance**

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





**METROPOLITAN  
POLICE**

**TOTAL POLICING**

**Application for the Review of a Premises Licence or Club Premises Certificate  
under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

- Before completing this form please read the guidance notes at the end of the form.
- If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.
- You may wish to keep a copy of the completed form for your records.

I Police constable Belinda Goodwin for and on behalf of the commissioner of the Metropolitan Police Service  
apply for the review of a premises licence under Section 51 of the Licensing Act 2003  
for the premises described in Part 1 below

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

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

Bradwells Coffee & Bar 141 South Street Romford RM1 1TE

**Post town:**

Romford

**Post code:**  
(if known)

RM1 1TE

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

Mr Gary Phillips and Mr Patrick Thompson

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

001612

**Part 2 – Applicant details**

I am:

Please tick Yes

- |   |   |                                     |
|---|---|-------------------------------------|
| 1 | an individual, body or business which is not a responsible authority<br>(please read guidance note 1 and complete (A) or (B) below) | <input type="checkbox"/>            |
| 2 | a responsible authority (please complete (C) below)   | <input checked="" type="checkbox"/> |
| 3 | a member of the club to which this application relates (please complete section (A) below)  | <input type="checkbox"/>            |

**PROTECTIVE MARKING**

<b>(A) DETAILS OF INDIVIDUAL APPLICANT</b> (fill in as applicable)									
Mr	<input type="checkbox"/>	Mrs	<input type="checkbox"/>	Miss	<input type="checkbox"/>	Ms	<input type="checkbox"/>	Any other title (e.g. Rev.)	<input type="checkbox"/>
Surname:				First Names:					
I am 18 years old or over				<input type="checkbox"/>					
Current postal address if different from premises address:									
Post town:				Post code:					
Daytime Tel. No.:				Email: (optional)					

<b>(B) DETAILS OF OTHER APPLICANT</b> (fill in as applicable)	
Name and Address:	
Telephone Number (if any):	
Email address: (optional)	

<b>(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT</b> (fill in as applicable)	
Name and Address:	
PC Belinda Goodwin	
Telephone Number (if any):	01708 432781
Email address: (optional)	Belinda.goodwin@met.pnn.police.uk

<b>This application to review relates to the following licensing objective(s)</b>		
		Please tick one or more boxes
1	The prevention of crime and disorder	<input checked="" type="checkbox"/>
2	Public safety	<input checked="" type="checkbox"/>
3	The prevention of public nuisance	<input type="checkbox"/>
4	The protection of children from harm	<input checked="" type="checkbox"/>
Please state the ground(s) for review: (please read guidance note 2)		

## PROTECTIVE MARKING

Bradwells is a public house which is failing to promote at least three of the four licensing objectives namely, prevention of crime and disorder, protection of the public, preventing harm to children.

Police are primarily concerned about the lack of regard the premise licence holders have in the promoting and upholding of the licensing objectives.

Since the venue was taken over by this new management in March of 2015 there have been a catalogue of errors and breaches at the premise. There have been two allegations of ABH and two allegations of GBH that have occurred on the premises and the way that the venue has dealt with the incidents have been poor to say the least. Police have been interacting with the venue since before the management took over and held a meeting with the agent in April 2015 and all the conditions of the existing licence were worked through and agreed. Since this time Police have had at least 80 interactions with the venue, this includes two meetings that have been minuted and both times the licence has also been worked through. There are additional concerns with the quality of clientele that they are allowing into the premises, there has even been an incident involving a 16 yr old disabled female who became intoxicated in the venue.

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This meeting was minuted and all agreed, so far it has taken the managers up to 23/02/2015, over three months to confirm that they would add the conditions agreed onto their policy, involving 7 e-mails and several phone calls to the agent and to the owners and at one point Mr Phillips and Mr Thompson stated that they did not accept the new conditions, Police had to explain again that they were very lucky not to have been taken to review just for the pure nature of the incident and how it happened and that we were only asking for a change in Policy, but that we would not negotiate the static post at the back of the premises as this would be a preventative measure. Police then attended the venue on Saturday 28th February 2016 and found many breaches including no door staff when required, SIA not using SCANNET system, high levels of intoxication, Staff training, SIA staff not adding all their details into the log. Incidents of crime and disorder continue to occur at the premises at an unacceptable level and there have been numerous interventions and support from the licensing officers but the premises continue to undermine the licensing objectives.

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MONDAY 15/08/2016 GBH-02:30HRS crime number 5412344/15

Altercation in the bar and the suspect states he is thrown out of the venue. The suspect then attacks the victim just passed the venue causing cuts and bruising. Police licensing officer asked Mr Thompson what had happened inside and he told the officer that neither the victim or the suspects had been in the venue that night, it was later clarified by the licensing officer from Mercury CCTV that they had come from the venue.

**PROTECTIVE MARKING**

THURSDAY 29/10/2015 GBH 17:00HRS crime number 5416938/15

The suspect had struck the victim in the venue causing the victim to fall and cut his hand on some glass. The suspect then made off from the venue and was chased by police and arrested for GBH.

A full chronology of Police interventions and incidents will be provided on a separate statement.

**ADDITIONAL INFORMATION**

The 182 guidance states the following:

11.28. It is envisaged that the licensing authorities, the police and other law enforcement agencies, which are responsible authorities, will use the review procedures effectively to deter such activities and crime. Where the review arise and the licensing authority determines that the crime prevention objective is being undermined through the premise being used to further crimes, it is expected that the revocation of the licence - even in the first instance- should be seriously considered.

The MPS consider there are no suitable measures that can be put in place to mitigate the risk at the premises the whole time it remains a vertical drinking establishment and therefore there is no alternative other than the committee gives very serious consideration to revoking the premises licence of this venue. The MPS contend that revocation of the licence is an appropriate and proportionate response to the very serious incidents and continued failure by the premises management to fulfil their duty under the licensing act to promote the licensing objectives and keep people safe.

Have you made an application for review relating to this premises before?

(Please tick yes)



**PROTECTIVE MARKING**

	Day	Month	Year
If yes, please state the date of that application:			

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

PROTECTIVE MARKING

I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate.	<input type="checkbox"/>
I understand that if I do not comply with the above requirements my application will be rejected.	<input type="checkbox"/>

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.

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

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

Signature: 	Date: 10/3/2016
Capacity: POLICE OFFICER.	

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

Kempford Police Station 19 MAIN ROAD	
Post town: RM11	Post code: BJ.
Telephone Number (if any):	

If you would prefer us to correspond with you using an e-mail address, your e-mail address (optional):

AS PROVIDED.

**Notes for Guidance**

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

Retention Period: 7 years  
MP 321/12

## WITNESS STATEMENT

**Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B**

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Statement of: Belinda GOODWIN

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

This statement (consisting of 5 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Witness Signature:  Date: 02/03/16

I am Police constable Belinda Goodwin. I have been a Police officer for 8 years and I have been a Police licensing officer for 10 months for the borough of Havering, working in a team responsible for the licensing matters across the borough. My role included pro-active patrols of these premises to ensure the licensing objectives are being upheld.

This is a supporting statement regarding the review application for Bradwells coffee & bar, 141 South street, Romford RM1 1TE. It outlines serious issues relating to crime and disorder, public safety and prevention of children from harm, that are associated to the venue which has triggered the need for Police to request this review.

The incidents that have occurred at Bradwells have led to the licensing objectives being seriously undermined, namely prevention of crime and disorder, and public safety and prevention of children from harm.

Bradwells is located at the top end of South street in Romford Town. This is a cumulative impact zone and this in itself is would require the expectations on the owners, DPS to be greater than that of other venues in the external surrounding areas. Bradwells is directly opposite Romford train station and the bus hubs that feed the main commuters to and from their places of home and work and play. There is another public house next to them also this is where one of the owners of Bradwells, Mr Thompson works as an SIA on the door. Bradwells was taken over by Mr Thompson and Mr Phillips in March 2015 and decorated the premise to a very high specification. The venue has a ground and a first floor and to my knowledge does offer food before 2300hrs. There is a large bar area to the left of the venue and tables and fixed seats to the right with the toilets at the back and on the first floor.

Since before the venue was opened Police have had interactions with the owners agent, Mr Hopkins, as historically this venue was very problematic and came very close to being taken to review before being sold. It had an inherent amount of clientele that were hard drinkers and alcoholics and this in itself was having a great impact on the location and the effect on the Town in general was taking its toll.

**17/04/2015** - Meeting with Mr Hopkins Mercury House to discuss and work through the licence conditions. Police have asked for them to accept the condition to de-canter into toughened glass.

**08/05/2015** - Police receive the licence variation and informed that Mr Thompson is un-happy to add the de-cantering as a condition on the licence but will do this voluntarily.

**04/06/2015** - Police conduct an un-announced visit and find that there are overflowing bottles in the bins from the venue that managers from other licensed premises were not happy about. It was explained to the manager that this was a public safety issue and that they need to rectify it immediately .

**26/07/2016 ABH 02:08hrs crime number 5411493/15**

Officers informed that they were on way to BRADWELLS after being informed by a member of public that there was a male who had been knocked un-conscious. The victim was inside the premises, he seemed to be ok,

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smelt of alcohol and appeared to have been drinking. Police offered first aid and called an ambulance to check him over. There were no signs of any cuts or lumps or bruising on victims head, however Police still insisted he get checked over. I attended the venue on 27/08/2015 and spoke with Aisha Casey who showed me the CCTV. Aisha was on duty that night of the incident. From the footage I could see that there was a bit of squaring up between the two groups of customers who were both male and female ( flashpoint) then SIA staff ( Mr Thompson) comes and speaks to the groups then they go back to the front of the venue leaving the groups together. The suspect then walks past the victim and hits the victim with an uppercut to the chin then follows through with another punch to the face, the victim is knocked to the floor and appears un-conscious. As the suspect then leaves, the female that he is with is seen to throw a glass on top of the victim whilst he is on the floor. The SIA staff are then seen to follow the suspect out of the venue, they are not detained. I asked Aisha if I could have a copy of the CCTV and she stated that I would have to provide a USB stick in order to get this.

Upon de-briefing the situation with Mr Thompson 29/07/2015 I pointed out that I thought that the situation was not dealt with quickly enough, that the police were not called quick enough and I was disappointed that the suspects were not detained and that if Police requested CCTV that we should not be expected to provide the disc or USB. I also stated that if we had a static member of SIA staff at the back of the venue where this incident took place that it might of prevented it happening in the first place, or that they could have responded to the situation quicker than what they did. I also requested that they look back through the SCANNET system to try and identify the suspects. To this day this was never done and CCTV has not been provided for this incident.

**MONDAY 10TH AUGUST GBH 02:30HRS 5412344/15**

Relates to BRADWELLS occurred in street O/S GOOSE. SUSP1 and SUSP2 were in BRADWELLS bar at approximately 0200 hours. A male (VIW1) thought that one of the suspects had touched his cousin on the bum whilst they were in the bar. At approximately 0230 hours victim has approached SUSP1 and SUSP2 and confronted them about this and stated that he said things to them that he shouldn't. This happened outside THE GOOSE PUBLIC HOUSE. SUSP1 and SUSP2 were seen on CCTV chasing the male. Both were then seen to punch and kick him causing him to fall to the floor. VIW has then run off in the direction of the BREWERY. VIW1 was stopped in THE BREWERY CARPARK by Police and had a minor cut to the side of his head. He stated that his ribs slightly hurt. VIW1 openly stated that he is the one who started the fight and went up to the males and said things he shouldn't and got what he deserved. He refused to provide anymore details about the incident. He stated he was drunk and intoxicating liquor could be smelt on his breath. He did not want to make any allegations and refused to provide any details of the incident. He signed Police officers pocket book to this affect. He refused LAS and stated that he was ok. SUSP1 and SUSP2 were arrested for affray by Police and admitted the offences and both received adult cautions.

Pc Rose conducted a meeting on Friday 14th August 2015 at Mercury House to go over the recent incidents that police feel were not dealt with in the correct manner, it was discussed that they need to be scanning everyone in, Mr Thompson said that the victims and the suspect from the recent incident had not been in the venue. All the conditions were worked through yet again. De-cantering of bottles is being done and PC Rose has asked for this to be added to the conditions. **PC Rose then viewed Mercury CCTV (council) and found that the victim HAD come from the venue.**

**28/08/2015 - Intelligence received in relation to possible supply of alcohol to an underage female who is disabled. KDRT00312761 refers**

On 28/08/2015 a heavily intoxicated woman approached police and informed them her 16 year old disabled daughter needed help outside BRADWELLS, SOUTH STREET. A member of the public approached police and was worried due to the fact a 16 year old had been allowed to consume alcohol inside the bar. An ambulance was called who said they believe the 16 year old disabled female had been drinking, she was screaming and kicking on the floor although seemed to be ok. The female was taken to hospital in the ambulance.

26/09/2015 - PC Rose has asked Mr Phillips if he can burn of the copy of CCTV of the incident before it runs out and is informed that there had been a fault with the system and that they only had footage up to 21 days.

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29/09/2015 - PC Rose calls an emergency meeting. The venue give a credible account of the incident stating that the girl was always supervised by he mother and that her mother had stated that she was 20 and that the girl was never served alcohol. Mr Thompson stated that they were in the venue at around 5pm and that she left and tried to come back in after 1900hrs this is when they refused to let her in as she had no ID and this is when she started to make a scene. However, the call came into Police at 22:20 hrs, thus contradicting the claims that it was earlier.

**Please find an exhibit of the minutes from the meeting 29/09/15 marked BG/1 and an exhibit of the CAD 9918/28AUG15 BG/2.**

05/10/2015 - Mr Graham Hopkins states that he has attended the venue and conducted intensive training with the staff working through all the licensable conditions.

13/10/2015 - Visit conducted to other licensed premises and it has been pointed out again that there are lose bottles from Bradwells in and around the bin area, Mr Phillips called and he will get it sorted.

**THURSDAY 29TH OCTOBER 17:00HRS 5416938/15**

Officers ask for more units to SOUTH STREET ROMFORD as Suspect had made off from venue after being involved in fight inside the pub. Officers later found suspect crouched down in an attempt to try and hide a short way from venue. Suspect was identified through CCTV as being involved in an altercation inside BRADWELLS, whereby he has started to fight with two males. This was completely unprovoked and neither of the males have retaliated. Victim who was walking past BRADWELLS at the time, went inside after seeing the commotion. He has put his arms around Suspect, from behind, in an attempt to diffuse the situation. When Victim has released Suspect has turned around and head butted Victim and punched him in the face, and then kicked him in the testicles. This has caused Victim to fall to the floor, and in doing so has cut his hand on some broken glass on the floor. It was at this point that Suspect has left BRADWELLS. The two males from the first altercation declined to give police their details. Victim only gave police his name and refused to provide police with a statement.

**SUNDAY 15TH NOVEMBER 02:10HRS 5417993/15**

Police spoke to the Victim 2 who stated that he and his friend the Victim 1 had entered the venue at around 0200 hours, they had brought a couple of drinks before walking to some seating opposite the bar next to them were a couple of girls and a table with some more drinks on. The Victim 1 asked one of the females sitting next to him something general and then turned back to drink his drink. At this point his friend Victim 2 stood up and was standing next to him. As they were talking the Suspect 1 approached the Victim 1 lent in as if to say something it was at this point that he grabbed hold of a pint glass that was on the table next to him and smashed it into the face of the Victim .This caused the Victim 1 to double over and grab his face. The suspect then walked off to the far side of the club. The Victim 2 has then ran over to door staff and informed then as to what had happened, he has then led the door staff to the suspect who have detained him. Staff at the venue immediately cleaned up the glass and blood so it was cleaned before police got there. Due to this there was no scene. They were spoken and said that they are told to clean glass quickly and they did not see the incident so did not know there had been an assault. They only knew when the security were told. Victim 1 was bleeding all over the venue so it is questionable as they would have cleaned blood but just glass in the venue.

**There is CCTV of this incident that police have obtained a copy**

**TEUSDAY 17/11/2015 1400HRS EMERGENCY MEETING**

**I would like to exhibit a copy of the meeting on 17/11/2016 as BG/3**

CCTV viewed in the meeting and all agreed that this was a nasty incident. Mr Thompson explained that at the time there was a female having a panic attack and that they did not want to deal with her with just the one SIA staff as they were male so they were upstairs at the time the incident happened. It was also discussed the importance of crime scene preservation. All issues worked through and it was agreed by all that they would have in policy the following conditions ...

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Continuation of Statement of:

A minimum of 3 SIA staff on Friday and Saturday

If upstairs is in use then a minimum of 5 SIA staff

A static post at the rear of the bar for SIA staff

It was also discussed that they would have a female member of SIA staff if possible.

Since this time it has taken 7 e-mails and telephone conversations to get this added onto the policy, bringing us up to 23/02/2016 this year for Mr Thompson and Mr Phillips to accept what was agreed at the meeting, less the female door staff as this would prove difficult to get someone on a permanent basis.

#### **SATURDAY 27TH FEBRUARY 2016 Approx 20:35hrs**

Myself and PC Oisin Daly attended the venue to conduct a visit. Upon walking in there was a black male sat to the right on a stool, in a black track suit and a beanie hat on and he had some ear phones in and he was looking down at a phone in his hand. There were two pints of lager in front of the SCANNET machine. The male took no notice of us and I then witnessed around 5 or six people at the bar and they were shouting at each other. I then walked back to the male and asked him if he was the door staff, he took his ear phones out and I asked him again and he said he was. I then identified myself as the Police licensing officer, and I asked who was in charge, and he said that Hollie was. PC Daley then asked him for his SIA badge and he got up and said that he was going to get it, and he disappeared out the back of the venue. Nobody else made themselves aware to us for around 2 minutes and I observed a male customer coming out of the toilet towards the back of the venue, he was swaying and he was trying to do his coat up, but he was in some difficulty doing this. I was then approached by a female who identified herself as Hollie and she said that she was in charge. I immediately told her who I was and I said that we had walked in without being scanned and I asked where the door staff were and she just panicked and said that she was new to this and didn't know what to do. I then pointed out the customers at the bar and who were still shouting, especially a female and Hollie said "she is on her last drink". Another member of staff then went and got Mr Thompson as he was working next door, he came in and he started to shout at staff. I then asked Hollie to get the daily register book which she did and I checked it, it seemed to be in order, I then asked to check the SIA book and there were no names recorded for the 27/02/2016 and when I asked they said that they do this at the end of the shift. I asked Hollie who the designated supervisor was and she said Reanne Phillips and I asked where she was and Hollie didn't know and I asked if she worked there and Hollie said "I think so". It seemed to me at the time that Hollie did not know who Reanne was, and she repeated again that she was new to this role and was not sure what to do. I asked about training but no records were shown to me.

Myself and PC Daly pointed out the following breaches

**17. SIA door staff shall be employed at the venue on Friday and Saturday nights from 20:00hrs until the premises closes. Consideration shall be taken of the need to employ SIA door staff on all other occasions when the regulated entertainment takes place on the premises.**

**16. Condition of entry during SIA door staff hours- No entry unless ID scanned via scan net/club net of such like unless the equipment is defective. If the system is defective this must be recorded in an incident book and Havering police licensing office notified of the time the system was defective.**

**18. All door supervisors shall enter their full details in the premise daily register at the COMMENCEMENT of work. This shall record their full name, home address, contact telephone number SIA registration number and the time they commenced and concluded work. If the door staff are supplied by an agency details of the agency shall also be recorded including the name of the agency, the registered business address and contact telephone number. This is also condition 3 of ANNEX 3.**

**14. All staff shall be suitably trained in their job function for the premises. The training must be written into a programme, ongoing and under constant review and must be made available to a relevant responsible authority when called upon.**

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I have since asked for a copy of the CCTV on Monday 29/02/2016 for that night and for the training records and the daily register they have been provided to me Monday 7/03/2016 over 1 week later to evidence how many times the DPS Reanne has been at the premises and this shows that from 05/12/2015 she has been at the premises a total of 21 times with gaps of 9 days, 5 days, 7 days, 11 days so the only member of staff that holds a personal licence has only been at the premise for a handful of hours over an 18 week period. Adding to this the Reanne has only held a personal licence since 18/08/2015.

The CCTV that was requested was footage of the visit that myself and PC Daly conducted on 27/02/2016, this has been provided but once viewed it is of the wrong entrance so you cannot see anything and the main one by the bar is of the wrong date, what I saw I refer to this in the conclusion below, however Police have kept a copy of this CCTV, but cannot provide the correct date as they are unaware of when this is.

**Conclusion**

This review was prompted by the breach of conditions that occurred on Saturday 27th February and also since the serious assault in November last year and the complete lack of responsibility that the owners seem to have for the licensing objectives. Since this venue was taken over by Mr Thompson and Mr Phillips we have interacted with them 80 times, and gone through their licence 3 times in the same period. Even from the start PC Rose had meetings with them and they refused to add onto their licence the condition of having "toughened glass" although they stated that this is what they were doing they did not want to be restricted by this.

One of the conditions on this licence is for the premise licence holder or the DPS to attend the pub watch/Safe and sound meetings that we have on a regular basis and they have failed to turn up 4 times. Police feel that this venue has no management structure like there is in other venues as in no brewery, no area manager, no head office, there are no other options for Police to liaise with, and due to the facts that this bar is in a Community impact zone and has had issues in the past, just because of where the venue is located, it needs this structure to uphold the licensing objectives. Police have also observed very high levels of intoxication at the venue at the point of entry. Police have observed on CCTV a female who is very drunk dancing alone in the bar and is seen kissing two different men, then appears to go to the back of the venue asking another male to come with her, the disappear into the toilet area and when the male comes out after her, around three minutes later he is seen playing with his front buttons on his jeans. It is evident that this female is vulnerable and there are lots of opportunities for staff to stop serving her, and to check on her welfare. There is no evidence that they have complied and put in place what they agreed to from the meeting in November, there were no SIA staff at the back of the venue on the night in question or the night that this female was observed, date unknown.

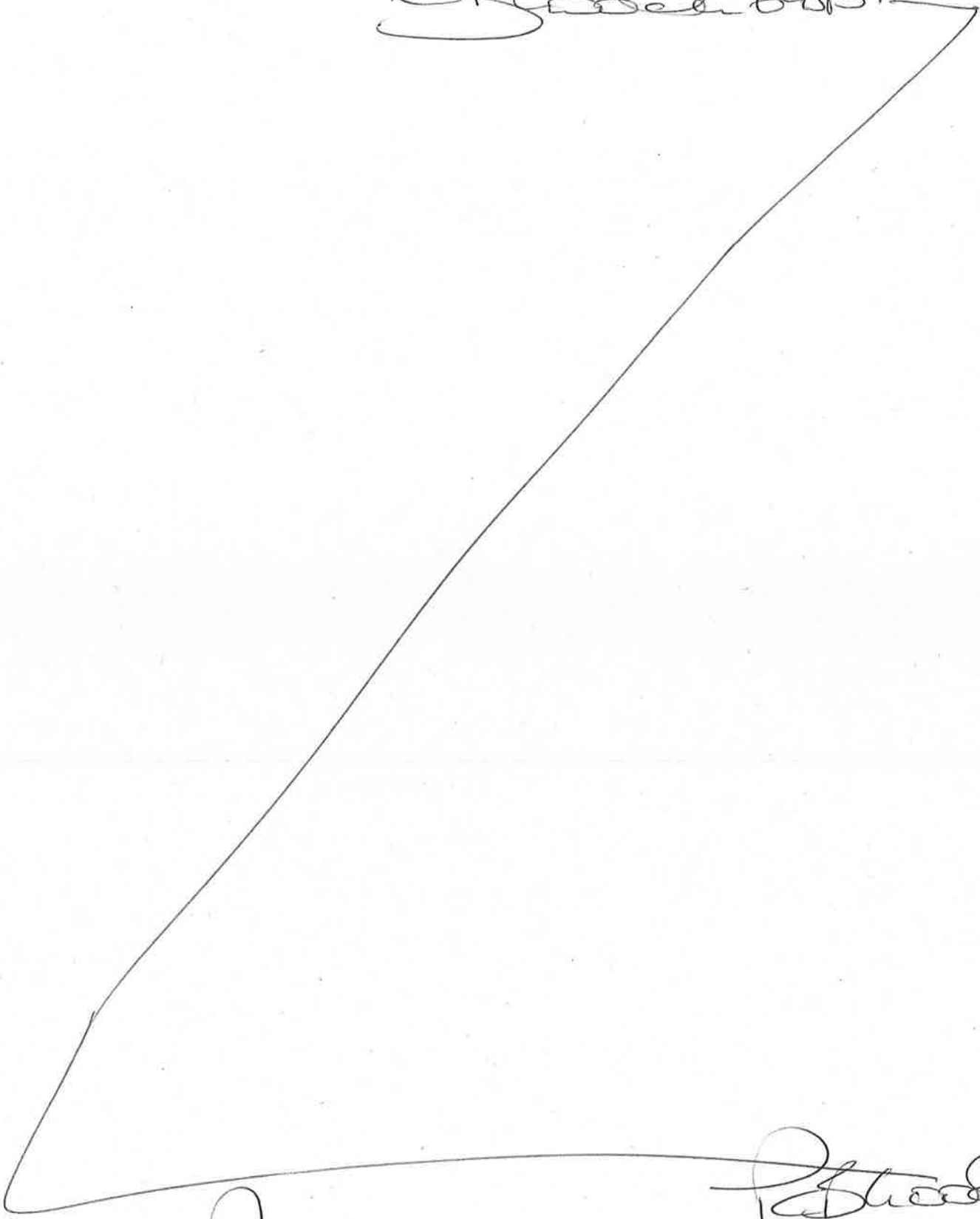
In Police opinion at least two of the incidences could have been avoided by having door staff at the back, therefore up holding the Prevent crime and disorder strand of the objectives. By having a more robust and structured management team the Prevent children from harm strand could have been up held as they may have been more vigilant around the mother who was allowing her 16 year old disabled daughter to drink alcohol. If toughened glass had not been used injuries would have been much more serious therefore up holding Public safety. Police fear that it may only be a matter of time before a serious incident is going to happen within this venue, simply due to the customers that they are allowing to go in as they are attracting the more hardened drinkers within the area and those more likely to cause a nuisance, offering them a safe haven when other venues will not allow them in. Police also have massive concerns that the venue will not be able to act responsibly if and when this does happen. The owners do not show any due diligence in their approach, we have constantly tried to work with them using a stepped approach and it is now clear that they are not willing to work with us or the local authority, even holding us in contempt and complaining that we are singling them out when all we have tried to do is to get them to understand and up hold the licensing objectives. Robust measures will not be enough as they are not working to the conditions that they have on their existing licence, Police have no confidence and feel that revocation of the licence is wholly proportionate, reasonable and appropriate.

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Meeting held at  
Room MH6a, Mercury House, Mercury Gardens, Romford  
Tuesday 29 September 2015

Present

Gary Phillips	Joint Licence Holder	<b>GP</b>
Patrick Thompson	Joint Licence Holder	<b>PT</b>
Graham Hopkins (+ Linda)	GT Licensing Consultants	<b>GH</b>
PC Jason Rose	Licensing Officer	<b>JR</b>
Arthur Hunt	Licensing Officer -LBH (minutes)	<b>AH</b>

Minutes

**JR** started the meeting by asking the licence holders why they thought that the meeting had been convened. **GP** stated that it was because they had failed to provide CCTV images after a request from the Police. He went onto detail why the CCTV system had failed. Initially the new CCTV system had installed new HD cameras and utilised the old analogue cameras upstairs. The hard drive had been store images for 31 days. However, the old cameras upstairs had been replaced with HD versions. The file size for HD cameras is larger than analogue. However the hard drive had not been increased to take into account the larger storage requirement. That's why it had reduced down to 21 days. **GP** said that he had bought the system for £14,000 from a reputable company (*Absolute Alarms & Security*) and had expected them to fit a suitable system. He had the engineers report from the company and an E Mail whereby the company accept the responsibility for the mistake. **GH** stated that staff now check the CCTV system daily.

**JR** stated that at any licensing hearing, the fact that there had been two meetings with the licence holders; where each time the licence was gone through, condition by condition, would be evidenced. He was surprised that there were still breaches of the licence.

**GP** re-iterated that they had paid £14,000 for the system. The company admit their mistake. It had been working properly before the change of the analogue cameras. The replacement HD cameras had caused the problem. **JR** responded by saying that he would have expected the system to be checked as the spotlight was on Bradwells due to the incident on the 28/08/15. **GP** said no drinks were ever served to the child. The mother was the only person who was served drinks. **JR** pointed out what impression did they think it gave that the one incident where there had been a request for CCTV was not available. **GH** stated that we have the E mail from the company accepting fault. **GP** stated that they have now checked that there is sufficient storage for 31 days. **GH** stated that they would complete a full licensing audit of the premises. **JR** said that a debrief was a good idea and that any issues needed to be actioned.

**JR** then went onto discuss the incident itself on the 28/08/15. **PT** stated that he was on duty that day. He had viewed the CCTV on the day and his recollection is from what he had seen on the CCTV. The girl and her mother had entered the premises about 5pm. He believed that the girl had Downs Syndrome. The mother was drinking and the girl had coke. It was clear from the CCTV that the girl was sipping her mother's drink and also taking something from her mother's bag. At some stage the girl left the mother in the premises. At around 7-7.30pm the girl returned to Bradwells. Therefore she was asked

for ID to gain entrance (Condition Annex 2 No. 9). The girl threw a "hissy fit" and the mother came out stating that the girl was 20 and why were they asking for her ID. They provided a chair for her to sit on and the Police arrived. **PT** said that initially the girl was in Bradwells for about 30-45 minutes. She then left the premises in company with someone, leaving the mother at Bradwells. The person she left with returned with her. **PT** believed that the girl had a McDonald's cup. **PT** went on to state that when the Police turned up the mother "ran off" towards the bus station leaving her daughter behind. The Police went after her. We (the premises) called an ambulance for the girl and she was taken to hospital with the other female to accompany her.

**JR** asked, "Was she under the influence?" **PT** said that from viewing the CCTV he was satisfied that the girl had not been served with alcohol in Bradwells. **JR** responded by saying that he had viewed the CCTV but had failed to "burn off" a copy. Why? There was no response. **JR** further stated that if you go to the trouble to make an entry in the incident book, then consideration should automatically be given to "burning off" the images. **GP** said that he understood the way it looked, i.e. an incident and no CCTV. **PT** then produced the incident report book and the entry was read by **JR**. **JR** stated that this incident was being looked at because of welfare concerns surrounding the girl. Other agencies were also involved. **GH** stated that the premises categorically deny that any sale of alcohol was made to the girl.

**JR** said that there is a need for the door staff to patrol the premises looking for instances of this kind. Also following an incident there needs to be a debrief to see what happened and what could be improved. He then asked **PT**, "If the girl had produced ID would she have been re-admitted?" **PT** said "yes".

**JR** went onto to discuss that there had been a meeting held with the premises following an ABH at the premises. He had been informed that both the victim and suspects had never been in the premises and it happened outside. However having viewed the local authority CCTV it shows Victim as having been in the premises. **PT** did not believe that they had been inside premises. **JR** stated that he viewed the CCTV and it was apparent that a member of bar staff approached them and almost got into a fight. Having established that they were in the premises they should have been subject to scannet to ID them but they were not.

**JR** stated that when the premises open their doors to trade, all conditions on the licence have to be met. You can't pick and choose which ones to comply with. The ABH incident had demonstrated that he would have to treat their explanation with some caution. He was hopeful that when he viewed the local authority CCTV for the incident on the 28/08/15 that it does not contradict their version of events.

It was then decided to go through the licence by condition. **JR** started off by quickly explaining the mandatory conditions. He then went onto go through the licence:-

Annex 2 condition 1	This had been confirmed by <i>Dave Hallam</i> from the LFEPA.
Annex 2 condition 2	Can be taken out as duplicated elsewhere.
Annex 2 condition 3	Can be taken out as duplicated elsewhere.
Annex 2 condition 4	Can be taken out as duplicated elsewhere.
Annex 2 condition 5	Staff are installed
Annex 2 condition 6	Guidance states such conditions should not be included.
Annex 2 condition 7	Duplication of Mandatory Condition
Annex 2 condition 8	Applies to TENS or NST.

Annex 2 condition 9	Door staff should sweep through at 1900 to ensure compliance.
Annex 2 condition 10	Premises need to be mindful of this condition.
Annex 2 condition 11	Can be taken out as duplicated elsewhere.
Annex 2 condition 12	Applies to NST and TENS.
Annex 2 condition 13	In place. <b>JR</b> talked about this in reference to the current incident. <b>PT</b> said she didn't have any ID. Her mother defended her until the Police arrived.
Annex 2 condition 13a	<b>JR</b> discussed the refusal logging. <b>PT</b> stated that they were recorded in the incident book. <b>JR</b> on looking said there are no entries between 06/08/15 – 28/08/15. He couldn't believe that there had been no incidents or refusals in that 22 day period. <b>PT</b> stated that he understood <b>JR</b> 's concern. <b>JR</b> further stated that if the Metropolitan Police Central Licensing team would be even more concerned than him. There followed a discussion of a Premises Daily Register as opposed to the SIA incident book.
Annex 2 condition 14	<b>GP</b> stated that there had been training of staff but they had not kept records.
Annex 2 condition 15	in place.
Annex 2 condition 16	<b>PT</b> stated that there had been an agreement with <b>JR</b> that this would not apply to immediate family members. <b>JR</b> responded as long as they were identifiable on CCTV.
Annex 2 condition 17	Complied with.
Annex 2 condition 18	<b>JR</b> stated that this condition was clearly in breach as there had been no entries between 06/08/15 – 28/08/15. Door staff have to record their details each time they are on duty.
Annex 2 condition 19	<b>JR</b> gave an explanation of what "Identification Standard" meant. <b>PT</b> stated that there are no blind spots in the premises.
Annex 2 condition 20	<b>JR</b> stated that he had been ready to issue a S19 Notice on this condition before the meeting. Having heard the explanation, the steps to remedy the situation and evidence to corroborate this, he was happy not to issue a notice at this time.
Annex 2 condition 21	<b>GP</b> stated that people knew how to operate the system and a set of instructions are displayed near the unit.
Annex 3 condition 1	<b>JR</b> stated policy had been signed off.
Annex 3 condition 2	<b>JR</b> gave an example of what would be acceptable, ie an A4 diary with a page per day.
Annex 3 condition 3	<b>JR</b> pointed out that this was a duplication of Annex 2 condition 18. However, he could not keep having these meetings where the licence is explained in full, but the premises continue to breach the licence. He explained that he has to justify his actions to other agencies, and it was no longer tenable for him to do so.
Annex 3 condition 4	No explanation required.
Annex 3 condition 5	<b>JR</b> stated that since taking over the premises there had been no representative at Safe & Sound from Bradwells on the 26/03/15, 28/05/15 & 20/08/15. A discussion of the meetings was held about when they are held, where and the content being beneficial to the premises.

Annex 3 condition 6	Non Standard timings
Annex 3 condition 7	<b>JR</b> stated that he would have preferred that the decanting issue should have been a condition, but was happy that the premises had voluntarily agreed to it.
Annex 3 condition 8	In place.
Annex 3 condition 9	<b>JR</b> stated that he had not seen any such notices, therefore the premises were in breach of this condition.
Annex 3 condition 10	<b>GH</b> stated that he would prefer that there were not numbers on the licence. It is all covered by fire legislation and covered in the fire risk assessment. <b>GP</b> believed that the figures had been increased. <b>AH &amp; JR</b> stated that they thought <i>Dave Hallam</i> LFEPA had just confirmed the numbers on the licence (this would have to be checked)*. <b>PT</b> stated that they are operating at well under capacity.
Annex 3 condition 11	<b>GP</b> re-iterated that he believed the figure had been raised to 310.
Annex 3 condition 12	<b>AH</b> pointed out that this could be left out as it duplicates a Mandatory Condition.
Annex 3 condition 13	CCTV condition
Annex 3 condition 14	Could be taken out as duplication.
Annex 3 condition 15	Duplication.
Annex 3 condition 16	There was a discussion about excluding entry to people who refuse to remove hear wear. <b>JR</b> stated that the door staff should be asking people to remove headwear at point of entry for identification purposes. There would be nothing stopping the premises then allowing the head wear to be replaced. There also followed a discussion about refusing entry to anybody.
Annex 3 condition 17	<b>JR</b> stated that this should be incorporated into the staff training.
Annex 3 condition 18	<b>JR</b> stated that <b>PT</b> never wears high vis, which makes this another breach of the licence. <b>AH</b> pointed out that there are forms of high vis that are not luminous colours. Eg Fiction with their grey jackets.
Annex 3 condition 19	In place.
Annex 3 condition 20	<b>JR</b> stated that there was no Dispersal Policy. <b>GH</b> stated that he was still working on it. <b>JR</b> pointed out that it was another breach.
Annex 3 condition 21	<b>JR</b> pointed out that the DAAT no longer exists, but that the rest of the condition still applies. However, he had not seen any drug literature at the premises as per point (ii). Making this another breach.
Annex 3 condition 22	<b>JR</b> pointed out another breach at point (iii).

**JR** then went onto explain what a Section 19 Closure Notice would entail. He re-iterated that he would have served one for the CCTV breach, but it was clear that this had been resolved. **GH** confirmed that the CCTV is now checked. **JR** further stated that he would be conducting a full licensing inspection in 7 days and he expected there to be full compliance. Non- compliance could lead to a closure notice and/or review of the premises licence.

**PT** stated that the premises had improved immeasurably since they had taken over the licence. He accepted the failings and the way that the CCTV issue appeared.

There was some general discussion prompted by **PT** asking whether they could start afresh with a new licence. **AH** responded by stating that a new premises licence could be applied for by the premises. However, it would be a new application in a cumulative impact zone. Also the police and other responsible authorities would probably require that the current conditions would be adopted. **GH** stated that his advice would be against making a new premises licence application.

Meeting concluded at 17:10.

\* Both Police and Licensing had received an E Mail dated the 16/09/15 with the below:-

*Following a recent site meeting I would like to clarify the occupancy figures for the premises.*

*The recent refurbishment has resulted in the staircase to the first floor now being open to the bar at the ground floor. With the fire safety improvements also made I am happy to accept the following occupancy figures.*

*Total Capacity----- 260 persons.  
Ground Floor-----170 persons.  
First Floor -----90 persons.*

*These numbers match the figures shown on the current licence.*

*If the owner wishes to increase the occupancy at first floor level then a fire door will need to be provide to separate the first floor escape stair from the ground floor bar.*

*Regards.*

*David Hallam  
Inspecting Officer  
Havering, Redbridge, Barking & Dagenham Team.  
London Fire Brigade  
020 8555 1200 Extn 52135  
[david.hallam@london-fire.gov.uk](mailto:david.hallam@london-fire.gov.uk)*



BC/2

PRINTED AT 11:53 05:OCT:15 PC Belinda Goodwin

227597

SINGLE INCIDENT PRINTOUT

PAGE 1

INCIDENT No. 9918:28AUG15

INCIDENT No. 9918 entered at 22:20 on 28AUG15 by 718711/B3371 in DIV-KD

Rec By :R (Radio)  
 Call Tel :5011KD  
 Call Name:NPT  
 Call Type:S (Staff on Duty)  
 Call Mail:  
 Cntct Tel:  
 Att Locn :O/S BRADWELLS PH, SOUTH ST, ROMFORD  
 Map :Page 127, Grid Reference 551625,187625  
 GPA :KC [Division: KD:KG]  
 Inc Locn :  
 Map :  
 GPA :  
 Call Locn:  
 Map :  
 GPA :  
 Opening 1:503 (Police Generated Resource Activity)  
 Open Text:  
 Urgency :R (Referred)  
 VRMs :  
 Proposal :(BOCU at 22:21/28AUG15):  
 KD21L KD22L KD23L KD20L KD2L 62KD 237KD 326KD 193KD 216KD  
 Assigned :  
 DeAssign :  
 TOA :  
 DO Name :  
 DO Tel :  
 CRIS :NOT CRIMED  
 Class 1 :503 (Police Generated Resource Activity)  
 Qual 1 :701 (Assistance Requested / Rendered)  
 Res 1 :613 (Other Public Agency Dealing)  
 Clo Text :LAS DEALING & MERLIN  
 O Dealing:5718KD  
 Metops :  
 CHS Demid:  
 Linked :explicitly to 2462:29AUG15  
 Linked :implicitly to (none)  
 Location Field : (For previous Incidents at this location use  
 action:LCD or LCL - use DARIS to extend search)

CONTINUED ...

SUBJECT TO FREEDOM OF INFORMATION ACT AND DATA PROTECTION ACT  
NO UNAUTHORISED DISCLOSURE-DISPOSE OF AS CONFIDENTIAL WASTE.

SINGLE INCIDENT PRINTOUT

PAGE 2

INCIDENT No. 9918:28AUG15

Gazetteer Comments : (May have existed or altered since Incident creation -  
Use MSS SMF:SPECARCHIVE)

Location Based Comments

\*\* Attendance Location \*\*

S ST,ROMFORD (1 - 100)

KD: 1-273 ODD + ALL EVENS KC: 279-361 ODD

39 S ST: MARKS & SPENCERS - INDEX SOULTION ALARM FITTED

S ST,ROMFORD (101 - 195)

184-186 S ST:FLAT 7 -

OCCUPANTS & CHILD/CHILDREN MAY BE AT RISK OF DOMESTIC VIOLENCE -

WARNING \*\*OFFICER SAFETY ISSUE\*\* - GRADE I - OPS \*MUST\* SEE SS/KD/T226

192 S ST:ROMFORD S BT EXCH - SO15 CTC DUTY OFFICER (CONTACT VIA 69015 SO15 IRCC

MUST BE INFORMED OF ALL SUSPICIOUS INCIDENTS AT OR NEAR THIS LOCATION.

SO15 CTC IRCC TO INFORM SO15 CTSA OF ALL CALLS - PI/CTC

194 S ST: 45 CADET DETACHMENT: "4 COMPANY HQ" -

OCCUPANTS/PREMISES MAY BE AT RISK OF ATTACK/HARASSMENT - \*\*WARNING\*\* -

GRADE I - SEE SS/KD/T130 BEFORE DEPLOYMENT

S ST,ROMFORD (196 - 300)

KD:1-273 ODDS \*\* ALL EVENS

KC:279-361 ODDS

S ST,ROMFORD (301 - 361)

\*KD 1-273 ODDS ALL EVENS

\*KC 279-361

326 S ST -

LAMBERTH/RIVER 01/05/15 (M) -

\*\*CHILD AT RISK\*\* - SEE HE/T65 - REF: CRIS 5408639/15 @ CPTKA

326 S ST -

LAMBERTH/OCEAN 21/08/08 (M) -

\*\*CHILD AT RISK\*\* - SEE HE/T65 - REF: CRIS 5408639/15 @ CPTKA

326 S ST -

LAMBERTH/MASON 14/05/05 (M) -

\*\*CHILD AT RISK\*\* - SEE HE/T65 - REF: CRIS 5408639/15 @ CPTKA

Remarks:

Time Date Opid Termid

28AUG15 718711 B3371 (pre 1st routing)  
16 YRS OLD DRINK AND DRUGS REACTION

22:30:05 28AUG15 718711 B3371

^5011KD - LAS CALLSIGN K234 TAKING PAT TO QUEENS. 5718KD WILL BE DOING

CONTINUED ...

SUBJECT TO FREEDOM OF INFORMATION ACT AND DATA PROTECTION ACT  
NO UNAUTHORISED DISCLOSURE-DISPOSE OF AS CONFIDENTIAL WASTE.



SINGLE INCIDENT PRINTOUT

PAGE 3

INCIDENT No. 9918:28AUG15

Time	Date	Opid	Termid
A MERLIN.			

Previous Actions:

Time	Date	Opid	Termid	ACTION
22:21:22	28AUG15	718711	DIV:KD	O() 503:POLICE GENERATED RESOURCE ACTIVITY
22:21:22	"	"	"	PI
"	"	"	"	AK
22:21:25	"	"	"	AV/KD31N
22:30:07	"	"	"	ACR/NC
"	"	"	"	DA/KD31N(CU)
22:30:08	"	"	"	PS/PLEASE CM
22:30:13	"	"	"	AC()
"	"	"	"	AQ()
22:30:19	"	"	"	AR()
22:30:24	"	"	"	CTX()
22:30:27	"	"	"	OD()
23:11:48	"	083822	"	CM
23:50:26	25SEP15	227597	CCC:CADL	VI/p227597
23:50:59	"	"	"	IP//Belinda Goodwin/1/p227597@met.police.uk
11:52:26	05OCT15	"	"	VI/p227597
11:53:06	"	"	"	IP//PC Belinda Goodwin/1/p227597@met.police.uk

... END OF PRINT ...

SUBJECT TO FREEDOM OF INFORMATION ACT AND DATA PROTECTION ACT  
 NO UNAUTHORISED DISCLOSURE-DISPOSE OF AS CONFIDENTIAL WASTE.



Meeting held at  
Room MH5a, Mercury House, Mercury Gardens, Romford  
Tuesday 17 November 2015

Present

Gary Phillips	Joint Licence Holder	<b>GP</b>
Patrick Thompson	Joint Licence Holder	<b>PT</b>
Inspector John Goodwin	Licensing Inspector	<b>JG</b>
PC Belinda Goodwin	Licensing Officer	<b>BG</b>
Arthur Hunt	Licensing Officer -LBH (minutes)	<b>AH</b>

Minutes

**BG** opened the meeting by stating that it had been called as a result of the incident on the 15 November 2015, where a male was glassed (GBH) and the premises chose to close voluntarily. **BG** went onto state that there were concerns with how the incident was dealt with and the clearing of a crime scene before the police had arrived.

**PT** responded by stating that the assailant was "sinister" and dressed like a "priest". There was no reason to suspect that he was going to cause trouble. When "Liam" cleaned the glass up, he wasn't aware that there had been an assault. As soon as **PT** realised he went across the road to speak with Police, but they were busy dealing with another incident. They asked him to hold onto the suspect until someone could get to them. Eventually the suspect realised that we were keeping at the premises and he asked to go for a smoke. The police arrived and it was only then that he ran off. **PT** went on that he had 5 SIA doorstaff on that night including himself. They also had another 4 on standby if sufficient numbers turned up meaning they had to use upstairs. He insisted that there had been no previous flashpoint between the suspect and the victim.

**PT** stated that at the same time they had an incident whereby a female had been taken ill in the upstairs toilets, so he had 2 x SIA dealing with her, which left the 3 on the door. They called an ambulance and she was eventually taken to hospital suffering with a panic attack.

**JG** stated that the premises had failed to attend Safe & Sound meetings, as per their licence and there had been other serious incidents at the premises, thus the Police were considering a review of the licence.

**PT** responded by saying that the CCTV at the premises was brilliant and would show that they had acted correctly. There was nothing to hide with the CCTV coverage. On that evening, everybody had been through scan net and had also been searched. **JG** stated that scan net applied from 2000 until 0200 unless there was a TEN.

**AH** asked what the deployment of SIA was on that evening. **PT** responded that there were 3 on the door and 2 inside.

**GP** produced a USB key with the images from that evening. This was played on a laptop for everyone to view.

**BG** stated that it had been "drummed" into licence holders about the importance of crime scenes. In fact staff from Bradwells had attended the Borough Safe and Sound on the 4 November, where crime scenes had been discussed again.

**GP** stated that this issue had been "drummed" into staff at the training conducted recently for all employees. **PT** said that Liam cleans up because when a toughened glass shatters it goes everywhere. We have girls who take their shoes off to dance, so cleaning up the glass is important.

**JG** asked what normal staff numbers were on a Friday/Saturday night. **PT** said they normally had 2-3 from 8pm until close. He also said that they had been using SIA on Thursdays when they karaoke. **PT** reiterated that they were dealing with more than one incident at the time of the assault. **JG** stated that he accepted that there was no flashpoint for the actual assault. He also accepted that the premises had rendered assistance to the Police by keeping hold of the suspect until they were able to deal. It was the aftermath and apparent lack of control of the scene that gave rise to concerns.

**GP** responded by stating that all staff had been trained by Graham (Hopkins of GT Licensing). They had been trained to preserve the scene. This has not happened on this occasion, but the CCTV and suspect had been retained. He went on to say that the only saving grace for this incident was that the glass was toughened. **PT** wanted to go on record to thank PC Jason Rose for insisting that the premises only use toughened glasses and decant all bottle.

**JG** stated that the impression he had gained from the CCTV was that the business just wanted to be up and running as soon as possible after the incident. **GP** said that the staff couldn't tell how the injuries had happened and had perhaps assumed too much. **BG** stated that the posting of a SIA at the rear of the premises may have prevented the incident, or at least led to the crime scene being preserved. **PT** said that there had been no atmosphere that evening that would have indicated a problem. **GP** stated that all the staff had been spoken to. **BG** responded that it was the premises own bar staff who told Police that the SIA were outside all evening, none inside.

**JG** asked what steps the premises could take to ensure this didn't happen again. **GP** stated that he thought the incident had been controlled and he was happy with the staff. **JG** pointed out that a static post in the rear corner of the premises may have prevented this incident. **GP** stated that the SIA may have had no effect. He had seen assaults take place right in front of police officers, so the SIA may not have prevented this incident. **PT** stated that they had gone above and beyond over SIA numbers for this evening. They had 5 in attendance with 4 others on standby if required. The SIA were from PT's company. **AH** asked whether they had considered the use of female SIA? **PT** said it was very hard to get good female SIA. They had tried on a couple of occasions.

**JG** stated that the Police on the night did consider issuing a Closure Notice, however the premises had closed voluntarily. A Closure Notice would lead to a court appearance within 48 hours, during which time the premises would be shut. He went on to say that the cleaning up of the crime scene could have compromised the investigation. Someone posted to the rear of the premises may prevent this happening again. **GP** stated that they had taken so many precautions that evening. **PT** reiterated that the premises couldn't hide anything because of the CCTV. **JG** stated that if he thought that the premises were trying to cover up the incident, the meeting would not have taken place and a review

would have been instigated. **GP** then said that he had been unhappy with the clientele that night and they would not be returning to the premises.

**BG** asked about an entry on their Facebook page about holding an 18 Birthday party. Both **PT** & **GP** denied that they had held an organised 18<sup>th</sup>. **GP** then stated that it may have been the daughter of one of his employees.

**JG** asked what the day time was like in the premises. **GP** stated that they wanted it to be a proper coffee lounge sort of premises during the day and in the evenings older clientele with live bands.

**JG** asked whether the premises would consider more SIA on an ordinary night. **GP** stated that only downstairs was used on a Friday night. On Saturday night they had a "heavy metal" crowd in who cause no problems. **PT** reiterated that they had had extra staff on that night.

**JG** stated that it was his intention to get the town centre teams to conduct a walk through on Friday and Saturday nights. They will check the scan net and whether the premises are operating a static post at the rear of the bar.

**GP** responded by stating that they were going back to the premises after the meeting had concluded and would be refreshing staff about the issues raised.

**BG** asked whether they had considered employing a Welfare Officer because of the incident upstairs with the female with panic attacks? **GP** stated that the bar staff covered these sorts of issues. **JG** responded by asking whether the premises had used the St Johns or Street Pastors, as they would have been able to deal with that incident releasing his SIA staff.

**JG** said that he appreciated that that **GP** & **PT** had taken the time to come in. **BG** rounded up by detailing the agreed actions:-

- A minimum of 3 SIA staff on Friday and Saturday,
- If upstairs is in use then a minimum of 5 SIA staff,
- A static post at the rear of the bar for SIA staff,
- Use of female SIA staff

**GP** then asked what had happened to the assailant. **JG** was unable to answer until such time as he's been charged. **AH** asked whether he had been "Banned" on Scan Net. **GP** said "yes" and **PT** added that it had been circulated to the rest of the Romford premises.

**JG** asked one last thing about the heightened presence of Police since June for the Friday and Saturday nights. **PT** stated that he had noticed more officer. He also stated that he was happy with police to walk through as this made his job easier.



## **Licensing Act 2003 Responsible Authority representation**

This representation is made by a responsible Authority for the London Borough of Havering concerning an application for a review of the premises licence as below:-

**Premises Name and address:** Bradwell's Coffee and Bar, 137-141 South Street  
Romford, RM1 1TE

**Your Name:** Arthur Hunt

**Organisation name/name of body you represent:** London Borough of  
Havering/Licensing

**Your Address:** 5<sup>th</sup> Floor, Mercury House, Mercury Gardens, Romford, Essex, RM1 3SL

**Email:** arthur.hunt@havering.gov.uk

**Contact telephone number:** 01708 433585

**Summary of Objection:** Representation supporting an application to review the premises licence

### **Policy Considerations**

#### **Licensing Policy 8**

**When assessing the applicant's or licensee's ability to demonstrate a commitment to high standards of management the Licensing Authority will take into account whether the applicant or licensee:**

- Can demonstrate comprehensive knowledge of best practice
- Has sought advice from the responsible authorities
- Has implemented any advice that has been given by the responsible authorities
- Is able to understand verbal and written advice and legal requirements
- Can demonstrate knowledge of the licensing objectives, relevant parts of the Licensing Policy and their responsibilities under the Licensing Act 2003
- Is able to run their business lawfully and in accordance with good business practices
- Is able to demonstrate a track record of compliance with legal requirements.

**Where there is a history of non-compliance associated with the premises applicants**

#### **Licensing Policy 10**

**The Licensing Authority expects licensees to operate to the highest standards of management, and to cooperate with responsible authorities to prevent:**

- The sale of alcohol to underage children;
- Drunkenness on premises;
- Irresponsible drinks promotions.

Where the Licensing Authority receives representations from responsible authorities that the management of a premises is supporting such activities or that there is strong evidence linking patrons with alcohol related crime, disorder or anti-social behaviour the Licensing Authority will consider reviewing the licence to impose additional restrictions and controls to prevent or minimise the impact.

### **Licensing Policy 25**

The Licensing Authority will apply the full range of powers available to it when a review of a premises licence becomes necessary, including:

- Restricting hours of operation
- Removing licensable activities from the premises licence
- Imposing additional conditions
- Requiring the removal of a designated premises supervisor
- Suspending a licence
- Revoking a licence

### **Representation**

I wish to make representation in support of this application as a Responsible Authority as there are concerns over the way that the premises is managed and the promotion of the licensing objectives.

### **Application**

This application to review the premises licence has been submitted on behalf of the Metropolitan Police based on Police concerns with the management of the premises and its promotion of three of the four licensing objectives.

The Licensing Authority supports the review application and also has concerns about the way that the premises is managed and the promotion of the licensing objectives.

Police and the Licensing Authority met with the current premises licence holders on the 19 February 2015 to discuss their impending takeover of the business. Both gentlemen were taken through the requirements of the licence while the expectations of the Police and the Licensing Authority were fully explained to them.

A follow up visit was conducted at the premises on the 2 March 2015.

The Police detail in their application a series of events which have caused them to have concerns with regard to the management of the premises following several incidents on site. I do not intend to repeat those events here but as a result of some of those incidents I have attended meetings with the licence holders which have been minuted (minutes attached to Police application).

The first meeting surrounded how the premises had dealt with an incident regarding an allegation of alcohol being supplied to an underage disabled child on the 28 August 2015. There was a discrepancy to how events had unfolded with a denial by management that they had supplied alcohol to an underage female; however, the premises licence holders were unable to supply the corroborating CCTV to support their position because of a technical failure of the CCTV system. A discussion was held regarding all the conditions on the premises licence including a potential "tidying up" of the licence to make it easier to read and with which to comply. As the meeting progressed, and at management's own admission, it was clear that the premises was in breach of several conditions of the premises licence. It was also pointed out to the licence holders that these issues had been raised at previous meetings with Police and the Licensing Authority and that this situation could not continue.



On the 17 November 2015 I was once again present when a meeting was held to discuss the incident of the 15 November 2015. At that meeting several actions were agreed by the licence holders:

- *A minimum of 3 SIA staff on Friday and Saturday,*
- *If upstairs is in use then a minimum of 5 SIA staff,*
- *A static post at the rear of the bar for SIA staff,*
- *Use of female SIA staff*

It is my understanding that these agreements were not actioned or took an extensive period to implement. The licence holders argued against the agreed actions at a later stage resulting in the Police forcing the issue with a threat of review.

## **Conclusion**

It was clear that the licence holders had little licensing knowledge (Mr Phillips had none and Mr Thompson has worked as a door supervisor at licensed premises) when they met Licensing and the Police during the lead up to their “take over” of the premises. It was commendable that they sought advice at this early stage. It was also at that stage that they took on the services of a licensing professional, Mr Hopkins of GT Licensing Consultants, to assist them with the transition from the previous licence holder. Input from the Licensing Authority, the Police and their own licensing professional does not appear to have prevented the premises licence holders from repeatedly breaching their premises licence conditions, however.

## **Licensing Policy 8**

*When assessing the applicant's or licensee's ability to demonstrate a commitment to high standards of management the Licensing Authority will take into account whether the applicant or licensee:*

- *Can demonstrate comprehensive knowledge of best practice*
- *Has sought advice from the responsible authorities*
- *Has implemented any advice that has been given by the responsible authorities*
- *Is able to understand verbal and written advice and legal requirements*
- *Can demonstrate knowledge of the licensing objectives, relevant parts of the Licensing Policy and their responsibilities under the Licensing Act 2003*
- *Is able to run their business lawfully and in accordance with good business practices*
- *Is able to demonstrate a track record of compliance with legal requirements.*

When assessing the licence holders' standards of management against Havering's Licensing Policy 8, apart from point 2 they do not appear to have complied with it.

There have been three (3) different DPS's since the premises licence was transferred to the current holders a year ago. The successive changes of DPS and the licence holders' lack of operational knowledge have not provided a stable basis for the management of the premises.

The current DPS has been in place since 8 October 2015. Two serious assaults at the premises (29 October 2015 and 15 November 2015) and the last visit of the Police on the 28 February 2016 have occurred during the current DPS' brief tenure. Section 182 of the Act sets out that Guidance must be issued to licensing authorities for them to discharge their functions. The Guidance states at paragraph 4:18:-

*Every premises licence that authorises the sale of alcohol must specify a DPS. This will normally be the person who has been given day to day responsibility for running the premises by the premises licence holder.*

It is not clear how often the DPS attends the premises therefore one might reasonably question the extent of the DPS' day to day control of the premises given the management failures detailed earlier.

This premises needs a DPS who has relevant licensing experience and is in place long enough to stabilise the situation with the staff and clientele. Ms Phillips obtained her personal licence from Brentwood Council on the 29 September 2015 and became the DPS some nine days later.

The Guidance states at paragraph 11.10:-

*Where authorised persons and responsible authorities have concerns about problems identified at premises, it is good practice for them to give licence holders early warning of their concerns and the need for improvement, and where possible they should advise the licence or certificate holder of the steps they need to take to address those concerns. A failure by the holder to respond to such warnings is expected to lead to a decision to apply for a review. Co-operation at a local level in promoting the licensing objectives should be encouraged and reviews should not be used to undermine this co-operation.*

The Police and the Licensing Authority have expended a lot of time and effort in trying to get the premises licence holders to comply with the conditions of the premises licence they hold. In addition they have also had the services of a licensing professional to advise them yet we find that they continue to breach their licence conditions and manage the premises in a way that greatly concerns the Police and the Licensing Authority. This concern has led to the decision to take the premises licence to review.

#### **Complaint and Inspection History (if applicable)**

The previous licence holder surrendered the premises licence on the 11 February 2015.

On the 6 March 2015 the premises licence was transferred into the current holders' hands.

On the 10 March 2015 an application was received to vary the designated premises supervisor (DPS).

On the 19 May 2015 an application was received to vary the DPS at the premises again.

On the 8 October 2015 the DPS was varied again to install the current supervisor.

#### **Other documents attached**

None attached



Signed

Dated

6 April 2016