

**MINUTES OF A MEETING OF THE
LICENSING SUB-COMMITTEE
Council Chamber - Town Hall
12 May 2016 (10.40 - 11.45 am)**

Present:

COUNCILLORS

Conservative Group	Linda Trew
Residents' Group	John Wood
East Havering Residents' Group	Linda Van den Hende (Chairman)

Present at the hearing were Mr James Rankin – Police Legal representative, Police Licensing Officers PC Oisin Daly and Belinda Goodwin and Havering Licensing Officers Paul Jones and Arthur Hunt.

Also present were the Legal Advisor to the Sub-Committee and the clerk to the Licensing sub-committee.

Councillor Dilip Patel was also present for parts of the hearing.

The Chairman advised Members and the public of action to be taken in the event of emergency evacuation of the Town Hall becoming necessary.

No interests were disclosed at the meeting.

**3 APPLICATION FOR AN EXPEDITED PREMISES LICENCE REVIEW -
CIRCUIT 36-38 NORTH STREET, ROMFORD, RM1 1BH**

PREMISES

Circuit
36-38 North Street
Romford
RM1 1BH

DETAILS OF APPLICATION

Application for an expedited premises licence review was made by on behalf of the Metropolitan Police Service under section 53A of the Licensing Act 2003. The application was received by Havering's Licensing Authority at 14:26 on 10 May 2016.

APPLICANT

PCOisin Daly

On behalf of the Commissioner of the Metropolitan Police Service

Romford Police Station

19 Main Road

Romford

RM1 1BJ

1. Details of existing licensable activities

Supply of alcohol.		
Day	Start	Finish
Monday to Tuesday	11:00	00:00
Wednesday to Thursday	11:00	01:00
Friday to Saturday	11:00	03:45
Sunday	11:00	00:30

Film, Live Music, Recorded Music, performance of dance, anything of a similar description to music or dance		
Day	Start	Finish
Monday to Tuesday	11:00	00:00
Wednesday to Thursday	11:00	02:00
Friday to Saturday	11:00	04:00
Sunday	11:00	01:30

Late Night Refreshment		
Day	Start	Finish
Monday to Tuesday	23:00	00:00
Wednesday to Thursday	23:00	02:00
Friday to Saturday	23:00	04:00
Sunday	23:00	01:30

2. Grounds for Review

The application for an expedited premises licence review had been served under section 53A of the Licensing Act 2003 under three grounds:

- The prevention of crime and disorder
- Public safety

- The prevention of public nuisance

The application stated that the premises "Circuit" was failing to promote at least three of the licensing objectives namely; prevention of crime & disorder, protection of the public safety and prevention of public nuisance. The Police were primarily concerned about the lack of regard the premises licence holders had in the promotion and upholding of the licensing conditions. Additionally it was alleged that errors and breaches of the licence conditions existed whilst violence on the site had occurred.

3. Requirements upon the Licensing Authority

The application was received by Havering's Licensing Authority at 14:26 hours on 10 May 2016.

The application was made under the provisions of section 53A of the Act. As such, s.53A(2)(a) required that within 48 hours of the receipt of the application the licensing authority considers whether it was necessary to take interim steps pending the determination of the review application. This hearing was to enable the licensing authority to comply with this duty.

Section 53B (3) required that the licensing authority must consider whether to take the following interim steps:

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

The consideration may take place without the holder of the premises licence having been given an opportunity to make representations to the licensing authority (s.53B (2)). Any decision the licensing authority may make takes effect immediately or as soon after as the licensing authority directs (s.53B (5) (a)). The licensing authority must then give immediate notice of its of its decision to the premises licence holder and the chief officer of Police.

4. Details of Representation

Metropolitan Police

James Rankin and PC Oisín Daly, on behalf of the Metropolitan Police Service took the Sub-Committee through the CCTV footage and written evidence. The Sub-Committee was informed that this incident was so severe that measures were needed to be put in to place immediately in order to protect the public, to prevent crime and disorder. The management had delayed producing a CCTV footage which showed violent disorder and potential evidence of a serious assault by door staff which had rendered a male unconscious. It was also stated that the premises had not followed

its own procedures whilst this incident was occurring. The Police had grave concerns with the door staff currently in place and the overall management of the venue; the premises licence holders. The Sub-Committee was informed that this incident followed on from a GBH incident that occurred in March 2016.

The Police were therefore seeking an immediate suspension of the premises licence.

5. Determination of Application

Consequent upon the hearing held on 16 May 2016 the Sub-Committee's decision regarding the expedited review of the premises licence for Circuit, 36-38 North Street, Romford, RM1 1BH is set out below, for the reasons shown:

The Sub-Committee was obliged to determine this application with a view to promoting the licensing objectives, which are:

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

In making its decision, the Sub-Committee also had regard to the Guidance issued under Section 182 of the Licensing Act 2003 and Havering's Licensing Policy.

In addition the Sub-Committee took account of its obligations under s17 of the Crime and Disorder Act 1998, and Articles 1 of the First Protocol of the Human Rights Act 1998.

Decision

The Sub-Committee having viewed the CCTV footage, read and heard the Police evidence, was concerned that there have been serious breaches of the Licensing objectives and licence conditions. This had an impact on three of the four licensing objective; namely Serious Crime & Disorder, Public Safety and Public Nuisance. The Sub-Committee therefore suspend the premises licence from midday, 12 May 2016 as an interim measure pending the full review hearing.

Chairman