



**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 **Chris Stockman**

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:

The Rising Sun & VLT 64-68 High Street

Post town:

Hornchurch

Post code:
(if known)

RM12 4UW

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

Choice Management Ltd Unit 2 99-101 Kingsland Road London E2 8AG

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

1728

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) | <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

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

Name and Address:	
Telephone Number (if any):	
Email address: (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT (fill in as applicable)

Name and Address:	
Police Constable Chris Stockman	
Telephone Number (if any):	01708 779282
Email address: (optional)	Chris.J.Stockman@met.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	<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 type="checkbox"/>

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

This application is submitted on behalf of the Commissioner of Police of the Metropolis.

On Sunday 20th March 2022, at approximately 1930 hrs a fight took place in the Rising Sun resulting in someone being stabbed. The venue had no door staff present when they should have been and as a result of having no SIA door staff present no identification scan was in place either.

On Saturday 28th May 2022 around 0100 hours a customer fell down 15 steps of the VLT club after a fight occurred on the smoking terrace. The male was taken to hospital where it was found that he had suffered a fractured skull and eye socket and later found to have bleeding on the brain.

It was later established that Scannet wasn't used when it should have been as per conditions on the premises license.

Police believe the Prevention of Crime and Disorder and Public Safety Objectives have been undermined.

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

The Rising Sun is located in Hornchurch town centre and is one of the largest venues of its kind. The venue also has VLT nightclub on the 1st floor which is open until 0330 hours on Friday and Saturday. The venue has failed in its responsibility to uphold the licensing objectives namely, the prevention of crime and disorder and public safety. While the venue has worked with Police and have done everything that has been asked of them, unfortunately they're still having major issues with crime and disorder and Public safety.

Over the last 12 months the venue have been connected with a number of serious incidents.

In August 2021 an allegation of GBH was made whereby a victim was pushed by doorstaff after being refused entry into the venue and was then kicked in the head as he lay on the floor by a door supervisor who was later interviewed and charged with the offence of ABH.

On the 1st January 2022 at 0030 hours Police were called by security for the venue to a large fight involving 20 people in the venue. A male suffered various facial injuries including a bruise under the eye and stated he was the victim of a random unprovoked attack in the venue.

As a result of the 1st January incident conversations were had between Police licensing and the venue's licensing consultant where it was agreed the venue should utilise an identification scan system and to have it operating from 1900 hours to the close of business on Thursday through to Sunday and including all bank Holidays.

A request was made to the venue to submit a minor variation by Police licensing and the following conditions were added to the venue's premises license around the 9th January 2022:

Those conditions being:-

- 1) The premises shall adopt a club ID scan or a suitable equivalent, which shall be utilised as part of the conditions of entry after 19:00 on any day where SIA door supervisors are engaged, Thursday through to Sunday and including all bank holidays. This will cover The Rising Sun PH and The VLT.
- 2) All patrons attending the venue must produce identification, which must be scanned into the ID scanning recognition machine; this should be photographic Driving Licence, proof of age card with the PASS logo or a current Passport.
- 3) All patrons being scanned into the venue must have a clear head and shoulders photo taken on the device.
- 4) All staff shall be suitably trained in the use of the ID Scanner. The training shall be written into a programme ongoing and under constant review and must be made available to a relevant responsible authority when called upon.
- 5) In the event of a technical failure of the ID scanning equipment, the DPS shall immediately inform the authorities and will admit customers via a manual check of ID. Technical failures must be rectified within 7 days.
- 6) Entry will be refused for any anti-social behaviour towards staff or other customers either within the Premises or the vicinity. This includes queue jumping and offensive language.
- 7) The venue must operate a 100% search policy. Guests must also undergo a property search including bags. This is a condition of entry. Any person who refuses a search will not be admitted to the venue and the details logged.
- 8) Admission will be refused to any person deemed to be intoxicated or under the influence of illegal or legal high substances.

In the last few months there have been two serious incidents at the venue.

A fight resulting in someone being stabbed on Sunday 20th March 2022 and an incident on Saturday 28th May 2022 whereby a customer fell down 15 steps of the VLT club after a fight occurred on the smoking terrace.

On Sunday 20th March 2022 the venue were showing the West Ham v Tottenham football match when a fight took place in the Rising Sun which resulted in a victim being stabbed in the arm who later presented himself at Queens's Hospital (CAD6259/20MAR22 refers).

The victim arrived at the venue which was not busy at around 1730 hours and was with friends having a drink.

The alleged suspects arrive in the venue about an hour later and it was clear they knew the victim and his friends as they were all talking and sitting with one another. All appeared to be fine but they then began to argue and a physical altercation took place as the suspect and victim appeared to be walking outside. It was over in approximately 30 seconds. The victim did not state how he had been cut and no weapons were seen by staff or witnesses. Staff then provided first aid to the victim as he was bleeding and he left with friends prior to Police arrival.

Police attended a call to The Rising Sun due to a disturbance and a knife potentially seen (CAD 6025/20MAR22 refers). The manager advised Police that a fight took place in the corner of the venue and that CCTV would be available and may show the incident.

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An officer who attended CAD 6025/20MAR22 has provided a statement which is attached.

Prior to Police arriving on scene staff from the venue washed blood away that was on the floor rather than taking steps to prevent loss of evidence and to preserve for possible forensic evidence until Police arrived. The venue also didn't call Police or the London Ambulance Service at the time of the incident.

The victim presented himself at Queens Hospital around 2015 hours but didn't cooperate with Police who arrived as per protocol after the Hospital called Police. The victim refused to engage with officers and would not explain what took place or how he received his injuries. An x-ray was completed which showed no broken bones or serious damage but it was later found that the wound was a 2cm cut on one side the arm and a 1cm cut on the other side.

After the incident the venue contacted Police licensing and made them aware of the incident, have downloaded CCTV, were willing to provide statements and staff provided first aid for the alleged victim. They provided a copy of the incident log and made CCTV available for collection first thing in the morning.

However, as per the venues current license (Annex 2 condition 32) a minimum of two (2) SIA licensed door supervisors shall be on duty at the premises when West Ham football matches are being shown at the premises from at least an hour before kick-off time until at least an hour after the match finishes. The venue had no door staff present.

As a result of having no SIA door staff present as above no identification scan was in place as per annex 2 condition 46 which states the premises shall adopt a club identification scan or a suitable equivalent which shall be utilised as part of the conditions of entry after 19:00 on any day where SIA door supervisors are engaged, Thursday through to Sunday and including all bank holidays and covers both The Rising Sun PH and VLT. This condition was added to the premises license as a result of the incident on the 1st January as stated above.

As a result of the incident and an initial visit by Police a meeting was requested by Police licensing with the Licensee and venue management. This meeting took place on the 13th April 2022 at 1315 hours, whereby the Licensee Jo Sullivan, staff member Sam Gittins, licensing consultant Graham Hopkins and ex DPS Emma Thomas were all in attendance. Sam Gittins admitted there was a lack of door staff and scanner in place that night when there should have been and venue management including the licensee agreed they dropped the ball. They also agreed that the blood shouldn't have been washed away prior to Police arrival.

Following the meeting the venue sent an email detailing the following intended action plan:-

- 1) For every West Ham Game played inside the venue we will make sure the scanner is put outside & Doormen are present an hour before the game starts & an hour after the game finishes.
- 2) We will implement a list of names & facial recognition of those that are barred from Havering.
- 3) Making sure we have the correct professional door team onsite at all times- dress code & manner is key to the business.
- 4) Any incident that occurs at the venue which has evidence for the police to see will NOT be tampered with at any time until the attending officers have processed the scene.
- 5) If police attend the venue for a reported incident we will ask for a CAD number for our own reference.
- 6) We will keep in constant contact with the local & surrounding shops to see if they have any other information on suspects/witnesses.
- 7) 999 MUST be called from the venue (not an individual) for any incidents at all times.
- 8) The DPS will be present Wednesday-Sunday every week without fail as these are the busier periods but will always be contactable by phone anytime day or night.
- 9) We will enforce the "NO VAPING" signs to be placed inside & outside the building.
- 10) We will look into rebranding the business name ASAP.

Further to the action plan it was decided that the conditions for the venue would be looked at by Police licensing and the venue to make them more manageable going forward.

Whilst the conditions were being looked into another serious incident occurred on the 28th May 2022.

On Saturday 28th May 2022 around 0100 hours a fight broke out in the smoking terrace on the 1st floor of the VLT nightclub between two groups (CAD 401/28MAY22 refers).

The altercation spread to the area at the top of the stairs leading down to the entrance. During the incident a male who was involved fell down approximately 15 steps of the venue. First aid was given by security staff and the male was taken to hospital where it was found that he had suffered a fractured skull and eye socket and later found to have bleeding on the brain.

At this time it is still not clear if the victim was pushed down stairs off camera or if he just fell as a result of stumbling whilst attempting to escape the group of males. This cannot be confirmed as the victim hasn't been in a fit state to talk to Police.

The venue worked with Police and provided statements, details of all the door staff and CCTV footage.

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Details of those present in the venue were requested to see who was in the club at the time of the incident to assist the investigation and to possibly obtain details of potential witnesses and suspects. A Scannet report was requested and sent over to Police licensing but contained just one scanned person for the Friday night compared to Saturday which contained 97 person scans.

At first the venue stated the reason for the Scannet report only containing 1 scan for the Friday was due to the system not syncing the names and a possible issue with a loose wire that wasn't plugged in. The manager advised Police that he wasn't made aware of this.

Police licensing advised the venue they needed to urgently contact the company the machine was hired from to enquire whether customer information was first on the system and second whether it could be retrieved.

On the 2nd June Police Licensing visited the venue and spoke with manager Sam Gittins and employee Harrison. Harrison was asked directly about the lack of persons scanned using the Scannet system and he responded by saying "He just didn't scan anyone". When asked why "he stated that he just wasn't with it". The venue were advised this was a breach of the license and would be dealt with as such.

Again, annex 2 condition 46 states the premises shall adopt a club identification scan or a suitable equivalent which shall be utilised as part of the conditions of entry after 19:00 on any day where SIA door supervisors are engaged, Thursday through to Sunday and including all bank holidays and covers both The Rising Sun PH and VLT.

SIA door supervisors were present at the time but Scannet wasn't used.

The venue have cooperated and worked with police previously to try and prevent further incidents including change of DPS & license holder, producing action plans and at the start of 2022 submitting the above minor variation and transfer of DPS upon the request of Police.

Whilst we acknowledge that the venue has worked with Police, the venue have had two serious incidents in a matter of months.

Despite various measures put in place such as DPS transfers, Scannet system, an exhaustive list of extra conditions and extra door staff, serious incidents still occur and Police are concerned that sooner or later we will have an incident that results in another serious injury or even worse a fatality.

Reluctantly police see no alternative but to review the licence and ask the Sub Committee to consider a revocation of the licence.

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:

N/A

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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 (see guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature:

 22/07/2022

Date:

14/07/2022

Capacity:

Police Licensing Officer

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

Chris Stockman C/O Romford Police Station

Post town:

Romford

Post code:

RM1 3BJ

Telephone Number (if any):

01708 779282

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

Chris.J.Stockman@met.police.uk

Notes for Guidance

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

