



APPLICATION FOR A REVIEW OF A PREMISES LICENCE OR CLUB PREMISES CERTIFICATE

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 Paul Whitcomb on behalf of the Commissioner of the Metropolitan Police Service.....

[insert name of applicant] **apply for the review of a premises licence under section 51 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable).**

Part 1 – Premises or club premises details

Name and postal address of premises or, if none, ordnance survey map reference or description	
The Betsy Smith 77 Kilburn High Road Kilburn	
Post Town London	Post Code (if known) NW6 6HY
Name of premises licence holder or club holding club premises certificate (if known)	
Tofan Bars & Restaurants Ltd	
Number of premises licence or club premises certificate (if known)	
221017	

Part 2 - Applicant details

I am

Please tick ✓ Yes

- 1) an interested party (please complete (A) or (B) below)
- a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below) **X**
- 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

Mr

Mrs

Miss

Ms

Other title
(for example, Rev)

Surname

First names

Please tick ✓ Yes

I am 18 years old or over

Current postal
address
if different from
premises address

Post Town

Postcode

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

Name and address Paul Whitcomb PC 782QK Brent Police Licensing Unit Wembley Police Station 603 Harrow Road Wembley Middlesex HA0 2HH
Telephone number (if any) 02087333206
E-mail address (optional) paul.whitcomb@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 | X |
| 2) public safety | X |
| 3) the prevention of public nuisance | X |
| 4) the protection of children from harm | |

Please state the ground(s) for review (please read guidance note 1)

The Betsey Smith public house is failing to promote three of the licensing objectives, namely the prevention of crime and disorder, public safety and the prevention of public nuisance.

The venue currently holds a premises licence to provide regulated entertainment (music/dancing) and the supply of alcohol Monday - Sunday 7.00am-4.00am. They can also provide late night refreshment Monday-Sunday 11.00pm-4.00am. The supply of alcohol can take place Monday-Sunday 7.00am - 4.00am. The opening hours of the premises is 7.00am - 4.30am Monday-Sunday.

The current premises licence holder is Tofan Bars & Restaurants Ltd. They have been premises licence holders since the 25th May 2010. The director of this company is Mr. Costa Tofan. He has been the director for the entire time the licence has been in Tofan Bars name.

The Current designated premises supervisor (DPS) is Mr. Giovanni Luca Laino. Mr. Laino who has been the DPS since 1st August 2015.

Police are primarily concerned with the number of violent crimes arising inside and in the vicinity of the premise, particularly late night glass enabled assaults. These incidents tend to take place during the early hours of the morning at weekends.

Recently, on 13th February 2016, a male was hit over the head with a glass causing him a serious head injury. Door supervisors ejected the male responsible, rather than detaining him and let him go prior to police arriving. Looking at the evidence below from the past five years up until 2016, there have been several very serious incidents of crime and disorder which range from sexual assault, serious weapon enabled assaults where the primary weapon has been glassware from the bar and a large mass brawl which took place outside the pub. Victims have been left with very serious injuries. Local residents, particularly in Brondesbury Villas have been caused nuisance by incidents related to the premise. Mass brawls have spilled out onto Kilburn High Road causing and police attendance also causes extra increased nuisance for residents. One suspect left the pub kicking a car and caused one resident distress by his behaviour.

Looking through the evidence below, the pub appears to have been very poorly managed from the outset. Stand out issues include the CCTV system, crime scenes being cleared up prior to the arrival of police and suspects of serious crimes being escorted from the premise and released rather than being detained and police being called. Clearly, this is not upholding the prevention of crime and disorder objective.

On the 15th February 2016, I attended the pub to speak with Mr. Laino in relation to the most recent grievous bodily harm. However, he was not there. During this visit I witnessed the sale of alcohol to a very drunk female which is a criminal offence under s.141 Licensing Act 2003. I went through all the licence conditions with bar manager, Mr. Matteo Tullio, and found many of the conditions were being breached which is also an offence under s.136 Licensing Act 2003 of carrying out unauthorised licensable activity.

On 16th February 2016, I held a meeting with the DPS, Mr. Laino at Brent Civic Centre. I wished to raise all the various issues with him. During this meeting it became very clear that Mr. Laino's knowledge of basic licensing legislation, his own licence conditions and his responsibilities were lacking. For example, in response to being asked about his staff selling alcohol to a drunk female, he replied, that he *"doesn't see the issue with serving someone who is drunk, as long as they are not causing any problems."* He did not appear to understand that it is actually a criminal offence. Mr. Laino appeared to be totally unaware of his licence conditions. When we spoke about his written drugs policy, which was not in place, Mr. Laino explained to me that if his door supervisors find drugs on customers when being searched upon entry, they just 'hand the drugs back' and deny entry into the venue. He also told me that on one occasion, whilst clearing the pub away, he found a bag of 'white powder' on the floor. I asked him what he did with it. He told me that he just threw it in the pub bin. I told Mr. Laino that the responses he was giving to my questions were not the responses that I would expect a responsible DPS to give. Mr. Laino told me that this was the first time that he has become a DPS and in his own words he admitted that he was 'inexperienced'. Mr. Laino explained that he will take a 'DPS course' by

an approved training provider. Police have not received any details of Mr. Laino taking this course to date. He also stated that in order to address the the issue of customers being assaulted by glasses, he will use polycarbonate drinking vessels on weekends. Again, to date, police have received no details of this and do not believe that this measure has been implemented. I held a meeting with the premises licence holder a week later making him aware of these issues. Police have no confidence in Mr. Laino remaining as DPS of this premise.

Police have previously issued the premises licence holder TWO previous action plans. The first was issued on 10th October 2013 and a second on the 27th January 2014, which was written in partnership with Mr. Tofan and Brent police licensing team. Police do not believe that any of measures stated in the action plans were ever implemented by the management. Police have engaged with the management in order to rectify failings and help assist them in upholding the licensing objectives.

Due to the seriousness of the some of the incidents at this venue and with little to no improvement shown over the years and more recently, police would suggest that the committee imposes;

Removal of the current DPS

For reasons already stated in this application, police suggest that the current DPS, Mr. Laino is removed and replaced with an alternative DPS. Police suggest that the management propose an experienced DPS to take over which will prevent future breaches of licensing act legislation. In my opinion, the evidence shows that this premise requires a very strong, experienced DPS.

Reduction of permitted hours

Police feel that the reduction of licensable hours will prevent crime, disorder, public nuisance and go some way to protecting the public from early hours of the morning assaults, which we continue to see, as stated above the latest glass enabled assault occurred last month (February 2016). The evidence shows that since 2011 eight (8) of these more serious crimes have occurred after 1.00am on a Saturday morning and four (4) after 1.00am on a Sunday morning.

Police **suggest** the following hours are applied:

All forms of permitted regulated Entertainment:

Monday - Thursday 0700 - 00:00
Friday - Saturday 0700 - 01:00
Sunday 07:00 - 23:00 - 00:00

Supply of Alcohol:

Monday - Thursday 0700 - 00:00
Friday - Saturday 0700 - 01:00
Sunday 07:00 - 23:00 - 00:00

Provision of Late Night Refreshment:

Monday - Thursday 23:00 - 00:00
Friday - Saturday 23:00 - 01:00
Sunday 23:00 - 00:00

The Opening Hours of the Premises:

Monday - Thursday 07:00 - 00:30
Friday - Saturday 07:00 - 01:30
Sunday 07:00 - 00:30

The above hours give customers time to finish their drinks/food and to prepare for dispersal.

Police **suggest** the following conditions be **removed** from the current premises licence:

1. Door supervisors of a sufficient number (a minimum of 1 to 50 customers) and gender mix, shall be employed from 20:00 hours on any day when the premises are open for the sale of alcohol past midnight. Rational: *Condition re-worded below.*
2. Photographic proof of age shall be required from any person attempting to purchase alcohol who appears to be below the age of 21. Rational: *Outdated condition, re-worded.*
3. No entry or re-entry shall be permitted after 02:00 hours. Rational: *With reduced hours, this condition will be unnecessary.*
4. CCTV shall be installed and maintained in a working condition. Rational: *Re-worded CCTV condition added below.*
5. All CCTV recordings shall be kept for 31 days and shall be made available to police and licensing officers if requested. Rational: *Re-worded below*
6. Substantial food and non-intoxicating beverages (including free drinking water) shall be available during the whole of licensed hours in all parts of the premises where intoxicants are provided. Rational: *Free water is now a mandatory condition and this condition is not proportionate or necessary for the licence holder to have to provide substantial meals at ALL times, unless of course, he wishes to do so.*
8. On major event days at Wembley Stadium the following shall apply:
Customers shall not be allowed to congregate outside the premises.
No glass bottles shall be handed over the bar but decanted into toughened glass or plastic vessels.
Rational: *The premise is not within the Wembley event day footprint. There is no evidence to suggest that this condition is still required.*

Police **suggest** that the following conditions be **added** to the current premises licence:

Prevention of Crime & Disorder

Door Supervisors/Staff

In light of the current door team releasing the suspect from the latest GBH, police suggest that the premises licence holder employs a new door team from the SIA's 'approved list'. Police have requested this in a previous action plan. I have no evidence to suggest that this was ever implemented.

1. There shall be a minimum of four (4) door supervisors, who have been accredited by the Security Industry Authority, on duty from 20:00 hours on Friday and Saturday who shall remain on duty until the premises closes and all customers have left.
2. Door supervisors must be clearly visible and wear yellow or orange hi visibility vests, jackets or armbands so that they are clearly identifiable to customers, staff and on CCTV.
3. A register/log containing the names, badge number, dates & times of duty of security staff and any incidents that occur shall be kept and made available to the Police and Licensing Authority.
5. Any staff directly involved in selling/supplying alcohol to consumers, staff who provide training and all managers will undergo regular training of Licensing Act 2003 legislation. This will be documented and signed for by the DPS and the member of staff receiving the training. This training log shall be kept on the premises and made available for inspection by police and relevant authorities upon request.

CCTV

CCTV is currently of a very poor quality. The time stamp is out by 1+ ahead. Police would suggest that a new CCTV system is invested in.

6. CCTV shall be installed to Home Office Guidance standards and maintained in a good working condition and recordings shall be kept for 31 days and shall be made available to police and authorised Officers from Brent Council.

7. CCTV cameras shall be installed to cover all entrances of the premises, the dance floor and the DJ booth.

8. The CCTV system shall be capable of obtaining clear facial recognition images and a clear head and shoulders image of every person entering the premises.

Drugs

The licence holder is to ensure that current condition number sixteen (16) is complied with and that a drugs policy is written up. I am aware that such policy is not in place.

9. Notices clearly explaining the licensee's drugs policy must be displayed at the entrance, in all toilets and at suitable places throughout the premises.

10. A secure facility to store controlled drugs and weapons prior to collection by police must be available at all times.

11. The police must be informed of all drugs and weapons seized from customers as soon as reasonably practical after the seizure.

15. An incident log shall be kept at the premises, and made available for inspection on request to an authorised officer of Brent Council or the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment.
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

Public safety

16. On Friday and Saturday after 20:00 hours no glass is to be handed over the bar. All drinks must be decanted into plastic, or polycarbonate drinking vessels.

Suspension of the premises licence

Police believe that the licence holder will require sufficient time to implement the above measures and find a new DPS. Police would suggest that the licence is suspended for a period of least **four weeks**, in order for the management to make these new changes.

Police feel these requests are in keeping with the Licence holders human rights and promote the running of his business and livelihood. These conditions are wholly reasonable, proportionate and appropriate measures to be put in place to promote the licensing objectives.

Police reserve the right to give evidence on any further incidents which may take place at, or in the vicinity of the premises, between the service of this application and the hearing and/or during the time allowed for any appeal proceedings.

Please provide as much information as possible to support the application (please read guidance note 2)

Sunday 13th February 2011 at 3.15am - Crime report number 1902620/11 refers to an assault (Actual

Bodily harm). The victim tried to break up a fight between a group of females inside the pub. As a result he and the females were ejected from the premises by door supervisors. Once outside the venue, one of the females took off her shoes and clubbed the victim in the face with the heel of her shoe. He was then set upon by the group who then kicked and punched him. The group eventually ran off, leaving the victim with a puncture wound to his forehead. A third party called police, but the victim later decided that he did not wish to substantiate the allegation. As such, the crime report was closed.

Saturday 17th December 2011 at 5.40am - Crime report number 1933742/11 refers to an assault (ABH). At around 1.30am the victim has had a verbal argument with a group of other males after he shouted across the bar to his friend. The victim claims that the other group of unknown males mistook him and thought he was shouting at them. After a verbal altercation the matter ended. However, later on in the early hours of the morning (5.40am) the victim was attacked by these men outside the pub, where he was kicked and punched to the ground. He was found unresponsive by officers, who took him to hospital. The victim received bruises to his body, head and a cut to his lip. The victim later never responded to requests from officers to contact them. As a result, the report was closed.

Saturday 18th February 2012 at 2.30am- Crime report number 1904604/12 refers to a sexual assault by penetration on a female. The victim has stated that she was at the Betsy Smith Public House with her friends and was dancing on the dance floor and the DJ came up and started dancing with her, he then began dancing really close to her and after a short while, she felt his hand go into her knickers and him penetrating her vagina with his finger. The victim then pushed him away and ran away crying, where she told her friend what had happened. The victim stated that they then went and spoke to staff and told them what had happened and the staff ignored her and said that she should call the police if she wishes to make an allegation. Police were flagged down whilst they dealt with an unconnected matter nearby to the pub. Despite the full support of the police the victim later decided that she did not wish to proceed with the allegation. When police spoke to the manager about why she did not call police when the complaint was first made to her, she stated that she believed that the victim should have done this and not her.

Saturday 16th June 2012 at 3.00am - Crime report number 1915635/12 refers to an assault (Grievous bodily harm). Following a verbal altercation the victim was hit over the head with a glass inside the bar. Door supervisors ejected the suspect responsible and not detained him. The victim received a head injury which required stitching. The report was later closed, partially because the venue recorded the wrong day and the fact that there was insufficient evidence to proceed.

Saturday 30th June 2012 - Licence visit carried out by London Borough of Brent licensing inspector, Ms. Lavine Miller-Johnson. Both male and female toilets tested positive for class A drug use, namely cocaine.

Saturday 28th July 2012 at 1.50am - Crime report numbers 1919562/12 (Common assault on girlfriend), 1919564/12 (common assault on pub manager), 1919568/12 (Criminal damage to pub property) and 1919566/12 (for disorderly behaviour in the street which caused distress to a local resident). The suspect came into the pub and grabbed hold of his ex girlfriend by her hair, dragging her around. He then threw a crutch at the pub manager. Once inside his pulled up plants from pots. He then walked away from the pub along Brondesbury villa kicking a car and was violent and abusive upon arrest, caused residents alarm and distress by his behaviour.

Sunday 18th November 2012 at 3.00am - Crime report number 1929787/12 (refers to actual bodily harm on door supervisor), 1929786/12 (disorderly behaviour - s.5 public order act towards a door supervisor), 1929790/12 (assault on a police officer) and 1930149/12 (possession of an offensive weapon - knife) - Police were called to a male armed with a knife. The suspect was with a larger group who were at the pub celebrating a birthday party. The suspect approached a door supervisor who was observing the dance floor. The suspect reported that a female in his group had been sexually assaulted by another male, unconnected to his group, on the dance floor. The door supervisor explained that he witnessed the pair dancing together for thirty minutes and that he see them exchange telephone numbers. The suspect appeared not to like this response and shouted, 'You cunt! I have a knife and I will cut you!'. The suspect reached for his right pocket and raised his left hand, in which he was holding a bottle. The suspect's friend attempted to free him by assaulting the door supervisor. The door

supervisor told hold of him and immediately ejected him and locked the door. The suspect then pulled out a knife and tried to enter via another set of door, but these were locked too. Police were called and upon arrest the suspect hit the officer's hand causing two cuts. He was arrested for disorderly behaviour, possession of an offensive weapon and assault on police. During the arrest of the suspect, the suspect's friend was continuously shouting and swearing at officers in relation to pub staff. He too was arrested and later received a penalty notice for disorder. No one was charged with the assault on the door supervisor.

Friday 21st June 2013 at 2.30am - Crime report number 1915217/13 refers to a case of grievous bodily harm with intent. The victim was stood outside the venue smoking, where during an unprovoked attack; he was hit over the head with a metal pole. His friend came out of the pub to speak with him and found him covered in blood outside. The victim went to hospital and was transferred to St. Georges Hospital where he had surgery for a broken cheek bone. Despite police sending numerous letters for him to contact them to take a statement, he never got back in contact. After numerous enquiries to engage with him, the report was closed.

Saturday 28th September 2013 at 2.45am - Crime report number 1922215/13 refers to a case of grievous bodily harm with intent. The victim's girlfriend made a complaint to a door supervisor that she had been sexually assaulted in the pub and pointed out the suspect concerned. Door staff removed this male. As he was being escorted out, he was followed out by the victim who was angry and shouting at him for touching his girlfriend. As the victim was following the male, he was attacked from behind. The suspect had hit him over the head with a glass or bottle. During the incident the victim also had the tip of his right finger sliced off. The victim also sustained a head to the side of his head, the back of his head and part of his ear cut. Staff had cleaned up all the glass and blood prior to police arrival. The suspects had also made off. This was a vicious attack and despite extensive searches for the suspects responsible, including a Crimewatch appeal, no one ever came forward and the report was closed.

4th October 2013 at 12.30am - Police licensing officers, PC Lewis-Evans and PC McDonald attend the premise for a licensing visit and find the following: "DPS Florence present. Bar busy. Need to speak with premises licence holder as door staff have no idea of capacity and no clickers. There is no female door staff, although DPS holds an SIA badge, no searches seen. DPS spoken to re crime scene preservation"

10th October 2013 - Meeting held by Brent police licensing team (PC Lewis-Evans) and the premises licence holder, Mr. Tofan. An email was sent by PC Lewis-Evans to Mr. Tofan confirming what actions had been agreed between them ([action plan](#)) (Copy sent as supporting documentation):

"Thank you again for meeting with me today. I will speak to the council re ID scanners and get somebody to get back to you.

Actions agreed

Up door staff numbers to 4 (1 to be female)

Door staff to have clickers and to be aware of bar capacity.

More searches prior to entry.

Hopefully this will assist in reducing crime numbers. If there is anything we can assist with please do not hesitate to contact us."

Saturday 9th November 2013 at 2.00am - Crime report 1925803/13 refers to a case of grievous bodily harm. The victim was talking to his friend at the bar when another male took a photograph of them. The victim asked the male why he took the photograph. A female suspect approached from behind and shouted, 'Don't talk to my brother like that!' She then threw her drink over the victim and then thrust the glass into his face causing a two inch cut to his head. The victim claims to have made a complaint to the manager, who refused to listen and asked her door supervisor to escort the victim and his friend off the premises. The report was made to police one day later at a station office. When investigating officers checked with the pub, the premise claimed that there 'was no CCTV' and by the time officers came to the pub, footage was 'unavailable' as it only retains footage for two weeks.

Saturday 7th December 2013 at 2.30am - Crime report 1928303/13 refers to an assault. The victim received a head injury (cut above eye socket) as a result of a fight on the dance floor. Police were called

but the victim decided he no longer wished to substantiate the allegation.

Sunday 22nd December 2013 at 12.50am - Crime report 1929567/13 refers to a case of grievous bodily harm - Although two charges were later brought for the offence of affray (fighting). The incident followed a work Christmas party. One member of a group of 25 employees was putting another colleague in a taxi to go home, as this colleague was described as 'extremely intoxicated'. Whilst outside this group become involved in a verbal argument with another group of males. A large fight involving around fifteen to twenty people begins, which spills into the middle of Kilburn High Road. Belts were being used as weapons. Police attended after numerous calls received and six arrests were made. Numerous injuries of the 15-25 involved which included minor injuries all the way up to those who had their teeth knocked on. Later, two men were charged with affray and no further action was taken against four other men arrested. An email was later received from Brent CID, reporting very poor quality CCTV.

Monday 24th December 2013 - Nick Mortimer, Brent police licensing manager held a meeting with the premises licence holder, Mr. Tofan, the then DPS, and security manager. Certain actions were discussed and I attach a copy of the meeting notes as supporting documentation.

27th January 2014 - The venue was issued with an action plan by Brent police licensing team in order to address issues at the pub. This action plan is attached as supporting evidence and was one written in partnership with the pub, agreed by police.

Sunday 28th September 2014 at 2.00am - Crime report number 1923414/14 refers to a common assault. The victim claims that he was kicked in the groin by a door supervisor. He states that he was refused entry and after he started taking photographs of the door staff, they took exception to this and kicked him. The victim later withdrew his allegation and no further action was taken.

Saturday 16th May 2015 at 11.45pm - Crime report number 1911300/15 refers to a case of Grievous bodily harm with intent. The victim was dancing on the dance floor with her sister where she was confronted by the female suspect. The suspect threw a glass of wine she was holding in the face of the victims' sister and then thrusts the glass in the victims' face causing very serious facial injuries. It is believed that she has then slashed the victim across the arms with the glass. Police were called by door staff and the suspect was found in a nearby road and arrested. After a relatively lengthy CID investigation, the suspect was given a four (4) year prison sentence by the court for the attack.

Saturday 13th February 2016 at 3.00am - Crime Report number 1903673/16 refers to a case of Grievous bodily harm. A male was hit over the head with a glass following a commotion. The suspect was ejected from the premises only and not detained. The victim was taken to hospital with a cut to the back of his head. This is an ongoing police investigation.

15/02/2016 - In relation to the alleged GBH which occurred on 13/02/2016, I attended the premise. Present was duty manager, Mr. Matteo TULLIO. Whilst introducing myself there was a female standing at the bar. I overheard her speaking to bar staff and she was unsteady on her feet, she was clearly drunk. I asked Mr. Tullio what exactly she was drinking, he replied, 'Vodka and lemonade'. When the female saw us looking at her she walked towards us swaying, and muttered, 'I've got toilet paper up my ass'. She was clearly drunk and when I question the manager as to why she was served in the first place. Another member of bar staff removed her drink and she left. I pointed out that it is a criminal offence (s.141 Licensing Act 2003) to serve alcohol a person who is drunk. The DPS was not present and I decided to carry out a full licensing visit in view of what I had already witnessed. The following breaches were discovered: 1. No personal licence holder present. 2. No notices asking customers to leave quietly displayed at all exits. 3. No licence summary (just one page present. 4. No substantial food sales present throughout the whole licensed hours (food is only sold until 10.00pm). 5. No written drugs policy in place. Further, staff were unaware of their event day condition or when a form 696 risk assessment should be sent to police/licensing authority. As there was no personal licence holder present the premise was forced to stop selling and the pub closed. I later spoke to the DPS, Mr. Giovanni Luca Laino on the telephone. He said that he would make his way to the pub. He was under the impression that he could just leave his personal licence at the pub and although not present, would be enough to satisfy the condition, which of course, is not the case.

16/02/2016 - I held a Meeting with DPS, Mr. Laino at Brent Civic Centre. We started by talking about the GBH which occurred in his pub on 13/02/2016. He told me that he was on duty that evening. He had approx 130 customers in and 3 x SIA door supervisors. He stated that he was aware that one male had hit another with a bottle. He told me that one of his door supervisors escorted the suspect out of the pub where he 'just let him go'. This is despite the fact that a serious crime had just taken place. I pointed out that this is the second serious incident where a customer had been assaulted with a glass or glass bottle in the past twelve months. Mr. Laino responded by saying that on Friday and Saturday nights he will put all glass away and bring in polycarbonate drinking vessels instead. We then went on to talk about the drunk female who was served in his pub. Mr. Laino responded by saying that he doesn't 'see the issue with serving someone who is drunk, as long as they are not causing any problems'. I went through part A of his premises licence and Mr. Laino appeared completely unaware of his licence conditions. I pointed out that most of the conditions were being breached. He said that this is the first time that he has become a DPS and as such, is inexperienced and was unaware of his obligations. He said that he is currently seeking a 'DPS course' which would widen his knowledge of pub management. Finally, we spoke about his written drugs policy, which he does not have in place. He said that if his door supervisors find any drugs, on searching customers upon entry, they just hand them back to the customer and refuse them entry. He said that recently he found a small packet of 'white powder' whilst clearing up, rather than locking it in the safe and calling police, he said he just 'threw it in the bin'.

17/02/2016 - CCTV viewing from incident on the 13/02/2016 - The CCTV is +1 hours ahead (time stamp is incorrect). Sadly the CCTV footage is playing double to 'real time' speed (possibly due to the age of the CCTV system it was recorded on). CCTV quality is very poor. The footage is in black and white. At 03:49:23secs you can see someone raise their arm and forcefully smashes a bottle on the victims head. The suspect is then escorted out and the victim is given first aid. The incident on 15/02/2016, where we witnessed a drunk female at the bar, footage shows her being served by staff.

Other Crimes in brief:

2011 - 11 thefts and one attempted burglary.

2012 - 6 Thefts, one fraud and one attempted burglary

2013 - 5 Thefts

2014 - 2 thefts

2015 - 3 thefts

Please tick ✓ **Yes**

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

If yes, please state the date of that application

Day

Month

Year

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

Checklist

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 X
- 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 3)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature *P. Wilson PC 7820K*

Date *TUESDAY 15TH MARCH 2016*

Capacity *Licensing Constable on behalf of the Chief Officer of Police*
.....

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
Post town	Post code
Telephone number	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	

Data Protection: The London Borough of Brent will use this information for the purposes of The Licensing Act 2003 and related purposes. Any member of the public may examine the application form on request. In addition, this information may be disclosed to the Police, The London Fire and Emergency Planning Authority, relevant ward Councillors and other Council departments.

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also share this information with law enforcement agencies and other bodies responsible for auditing or administering public funds for these purposes.

Notes for Guidance

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

Please return the completed form and any accompanying documents to the following address with a copy to the premises licence holder / Club that the application relates to:-

Safer Streets
Brent Council
Brent House
3rd Floor West, 349-357 High Road
Wembley,
Middlesex
HA9 6BZ

☎ 020 8937 5359

Fax: 020 8937 5357

Email: environmentandprotection@brent.gov.uk

Please send copies of your application and any supporting documents to the responsible authorities. Contact details shown below:

Chief Officer of Police
Brent Licensing Department
Wembley Police Station
603 Harrow Road
Wembley
Middlesex
HA0 2HH

Tel: 020 8733 3206

North West Area 1
London Fire Brigade
169 Union Street
London
SE1 0LL

Tel: 020 7587 2778

Trading Standards
Brent Council
Brent House
349-357 High Road
Wembley
Middlesex
HA9 6BZ

Tel: 020 8937 5555

Environmental Health Department
Brent Council
Brent House
349-357 High Road
Wembley
Middlesex
HA9 6BZ

Tel: 020 8937 5252

Children's Services
Brent Council
Chesterfield House
9 Park Lane
Wembley
HA9 7RJ

Tel: 020 8937 4175

Licensing Authority
Brent Council
Brent House
349-357 High Road
Wembley
Middlesex
HA9 6BZ

Tel: 020 8937 5359

Area Planning Service
Brent Council
Brent House
349-357 High Road
Wembley
Middlesex
HA9 6BZ

Tel: 020 8937 5210

Public Safety Team
Brent Council
Brent House
3rd Floor East
349-357 High Road
Wembley, Middlesex
HA9 6BZ

Tel: 020 8937 5359

DAAT
Public Health Directorate
Wembley Centre for Health
and Care
116 Chaplin Road
Wembley
HA0 4UZ

