



# 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	
Sal's Bar (The Field) 249 Neasden Lane Neasden	
Post Town: London	Post Code (if known) NW10 1QG
Name of premises licence holder or club holding club premises certificate (if known)	
Mr. Tim Sheahan	
Number of premises licence or club premises certificate (if known)	
261872	

## 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)
- 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 | <b>X</b> |
| 2) Public safety                        | <b>X</b> |
| 3) The prevention of public nuisance    | <b>X</b> |
| 4) The protection of children from harm |          |

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

Sal's Bar 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 licence holder is Mr. Tim Sheahan and the designated premises supervisor is Ms. Sharon Mullarkey. Mr. Sheahan took over the running of the premises in July 2016.

Since December 2016, Brent police licensing unit have been working closely with the venue in order to address drunkenness, violent crime and disorder which has either taken place inside or outside of the venue. Part of the crime and disorder has allegedly involved the licence holder himself.

In December 2016, a customer who ejected another customer on behalf of staff was slashed across the face with a knife. In April 2017, in an unprovoked attack, a male seen coming from the doorway of Sals Bar assaults a passer by. In May 2017, a fight occurs in the pub where one male was assaulted. After being ejected, they arm themselves with items dumped in a nearby car park and return to the pub. Fortunately, they were arrested by police before attempting to re-enter the pub. In interview one of the suspects told police that he armed himself so that he could seek 'payback'. Also in May 2017 a male was assaulted outside Sals Bar and the suspect ran off through the pub.

In relation to these incidents police have tirelessly held several meetings, as documented below, in order to try and assist the licence holder to uphold the licensing objectives and run his business successfully. An action plan has also been issued to assist further. Unfortunately, despite taking a stepped approach, these measures appear not to have worked and that a review is now both a proportionate and necessary measure to take.

In the most recent incident which occurred in July 2017, the licence holder allegedly had an altercation with another male inside the pub. Disorder breaks out and then Mr. Sheahan is further alleged to have thrown a victim over the bar and poured a drink over them. He was arrested after police were called. This occurred during the day, when the pub was open and customers inside. A second male involved then leaves the pub punching the window and breaking it. (I must point out that Mr. Sheahan has NOT been charged with any criminal offences at this stage.)

During the above incident and many of the incidents documented below, CCTV has either not been available or has been overwritten when officers come to collect it. This is in breach of Mr. Sheahan's premises licence. This condition is constantly being breached and a theme you will see in the evidence below.

Brent police have no confidence in the current management team. Although police acknowledge that the current DPS, Ms. Mullarkey has endured a difficult pregnancy, and now on maternity leave, it was revealed at the licence review hearing for Mr. Sheahan's other bar (Greenes Bar), that Ms. Mullarkey had not run a 'difficult pub' before. She was unable to tell the committee what the licensing objectives were and went on to reveal that she had not received any formal training in the past nine years since she passed her personal licence test. In relation to Sals Bar, I have not seen Ms. Mullarkey working at the venue during any visit made there. I am deeply concerned as to how many shifts and how frequently Ms. Mullarkey is working at the premise in order to ensure efficient and effective management over the pub.

The licence holder, Mr. Sheahan has recently had his premises licence revoked from nearby Greenes Bar. There have been two reviews of that licence in the space of a few months. In the first hearing the committee agreed to give Mr. Sheahan a second chance. However, despite this, there was another incident in quick succession. Yet another review was submitted and the committee decided to suspend the licence until a full hearing. The licence was eventually surrendered and the pub closed.

Police believe that even if the premises licence is transferred and a new DPS sought, Mr. Sheahan will still have full involvement in the running of the pub. Through contact with staff at both Greenes and Sals Bar, it's of my opinion that Mr. Sheahan will not allow staff/managers to run the pub unless it's his way. Police do not feel that a reduction in hours will uphold the licensing objectives either, as incidents at Sals Bar have occurred in the middle of the day. As such, police feel that in such circumstances, the

committee should seriously consider a full **revocation** of the premises licence.

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

**Saturday 17th December 2016 at 2.10pm** - Crime report number 1932107/16 refers to a grievous bodily harm (GBH). Following an altercation inside the pub, the suspect was ejected by a fellow customer. Outside the pub the suspect slashed the victim across his face with a knife. During the investigation which followed, there was no CCTV available as staff were unable to download it. When specialist officers examined the hard drive, the footage had already been overwritten. This report was later closed as the suspect was unable to be identified and the victim did not wish to pursue the matter any further.

**Tuesday 20th December 2017** - The following are my electronic notes made after my follow up visit regarding the incident from 17th December 2016:

"PC Sullivan and I attended Sals Bar and spoke with bar staff about the incident which occurred on 17th December. I enquired as to the whereabouts of the DPS, Sharon Mullarkey. I was told that she normally works in the kitchen at Greenes Bar. I attended Greenes and Sharon was not there either. In relation to the stabbing it appears that a male customer had become drunk. He was refused service by bar staff and then ejected by another customer. When outside the venue, the ejecting customer was stabbed by the suspect. I am concerned about the apparent lack of management here. I have arranged an appointment with the DPS, to attend Brent Civic Centre on Saturday 7th January 2017 at 12.00pm for a meeting.

**Saturday 7th January 2017** - The following are meeting notes between myself and the DPS Sharon Mullarkey:

"Meeting held at Brent Civic Centre with DPS, Ms. Sharon Mullarkey. Ms. Mullarkey's partner and PC Sullivan were also present. I opened the meeting by asking about the stabbing which occurred on 17/12/2016. Sharon told me that she was not present during the incident. I asked her how often she works in the pub. She told me that she works, Friday, Saturday and Sunday evenings and one day shift during the week. I told her about my visit from the 20/12/2016 when a staff member said that she works in the kitchen. Sharon said that this is not the case. There are actually three Sharon's who work for Greenes and her staff were confused. She told me that she was satisfied that she was spending sufficient time in the pub to ensure management control over it. I said that I was concerned that we don't have any manager or bar supervisor on duty during the day, when the stabbing occurred, which is maybe why a customer got involved in the ejection. Sharon stated that she would speak to licence holder Tim Sheahan about training another member staff in order for them to get a personal licence holder working in the pub, during the day. I advised Sharon that in the crime report officers reported that the CCTV had overwritten already. Sharon told me that this would be because the system only records for 14 days. I explained that her premises licence condition states that this must be 31 days. She told me that she would pass this onto Tim Sheahan for him to get his CCTV engineer to change the hard drive. I will now speak with Tim Sheahan and consideration for an action plan covering, training, CCTV and an additional personal licence holder."

**Wednesday 25th January 2017** - The premises licence holder, Mr. Tim Sheahan attends a meeting accompanied by his solicitor, Mr. Robert Sutherland (Keystone Law). I issued him a licensing action plan in order to assist him in upholding the licensing objectives moving forward. The licensing action plan will be attached to the supplementary evidence.

**Saturday 29th April 2017 at 2100** - Crime report 1910445/17 refers to a grievous bodily harm (GBH). The victim was walking past Sals Bar, when in an unprovoked attack the victim was punched several times by the suspect who was stood outside the bar. After the attack the suspect has ran off through the bar. The victim received facial injuries. During the investigation no CCTV from the pub was available. The manager, Leigh, told officers that the CCTV was not connected on the day the offence took place. This was due to refurbishment work. The investigation was later closed.

**Sunday 7th May 2017 at 0400** - Crime report number 1911104/17/17 relates to an actual bodily harm (ABH). Following an altercation inside the bar, the suspect punches the victim in the face causing his nose to bleed. The victim was described by the officers as being 'drunk'. Also linked to this incident is crime report number 1911101/17, which occurred on the same day but at 0415 hours. The victim from the assault and his friend were ejected from Sals bar following the incident, however, they go to the rear of the pub, in Neasden car park, and arm themselves with large tiles. Police were called and both were arrested for possession of offensive weapons (large tiles which had been dumped). Both males were arrested. In interview one suspect admitted that he was looking for 'payback'. One also admitted that he had consumed around twenty pints from 6.00pm the following day. Both suspects received adult cautions for possession of offensive weapons.

**Friday 12th May 2017** - I attended the bar in order to discuss the incident from the 7th May 2017 with the licence holder. The following are my notes made after visiting Sals Bar:  
Time of Visit 3.00pm. "I Walked behind the venue via the rear service yard and noticed numerous people stood in the rear smoking area, all in high spirits. We (PC Sullivan and I) then entered the pub from the front. The venue has now been renamed. It is now called 'The Field'. The pub was very busy, amplified music was being played and sport shown in the television. Stood behind the bar was licence holder Mr. Tim Sheahan and two female members of bar staff. Tim stated that he was busy as he was hosting a funeral wake. I advised Tim of my concerns around the past two incidents at his pub and invited him to attend another meeting with me on Wednesday. He stated that he would ask if DPS Sharon Mullarkey would also be able attend (she was not present in the pub), but as she was coming to the end of her pregnancy, he was unsure whether this would be possible. A Meeting has been arranged for Wednesday 17th May 2017. CCTV requested from both incidents above (29th April and 7th May 2017)."

**Wednesday 17th May 2017** - Another meeting was held and the following are the notes:

"Meeting - Held at Brent Civic Centre (1100 hours). Present was myself and PC Sullivan. For the pub, Ms. Aleta (Leigh) DOLIN and Mr. Michael GERAGHTY attended. Apologies were received from the licence holder Mr. Tim Sheahan and DPS Ms. Sharon Mullarkey. Mr. Sheahan was happy for Mr. Geraghty and Ms. Dolin to represent him. Ms. Dolin opened by saying that she will take over as DPS as Ms. Mullarkey was in hospital awaiting the birth of her baby. Mr. Garaghty may work at Sals Bar too but he may take over at Greenes Bar (this has not yet been decided). We then went through the three crime reports which have raised concern with us, especially as the premise is currently on a licensing action plan. Ms. Dolin stated that the pub was going through a period of change and since the closure of Charlies's Wine Bar, they had received new clientele. If those who staff feel may cause trouble are declined service, Ms. Dolin stated that they are often called 'racist' or such comments made. I requested the CCTV which was requested from Mr. Sheahan during my visit on 12th May 2017. Ms. Dolin stated that she was not made aware of the requirement to bring the footage. I stated that I will put this request in writing to her at the pub. I explained that police are considering a review of the premises licence. Ms. Dolin stated that she would like a chance to try and work with police, before such a measure is considered. Ms. Dolin proposed that the pub will employ 3 door supervisors at weekends and bring them on from 2100, one hour earlier than the licence requires. Plus they will be using search wands and have a bag search policy. The use of an I.D scanner will also be employed. I stated that it was positive to hear that the pub were considering these measures, however, we will keep all options open until CCTV footage has been viewed from the incidents which were alleged to have occurred at the pub. The meeting was closed at 1137 hours. "

**Wednesday 17th May 2017** - I sent a formal letter to the licence holder, again requesting CCTV footage from the incidents which occurred on 29th April and 7th May 2017. I also sent him a copy of the meeting summary for his information.

**Tuesday 23rd May 2017 at 1745** - Crime report number 1912656/17 refers to a grievous bodily harm (it was initially classified as an actual bodily harm but later upgraded by the central crime management team). A fight took place in the doorway of the premise. The victim sustained a one inch cut to his head as a result. No party wished to make a formal allegation and the crime report was later closed.

**Thursday 8th June 2017** - Another meeting was held at Brent Civic Centre in relation to the incidents constantly occurring at Sals Bar. The following are the meeting notes:

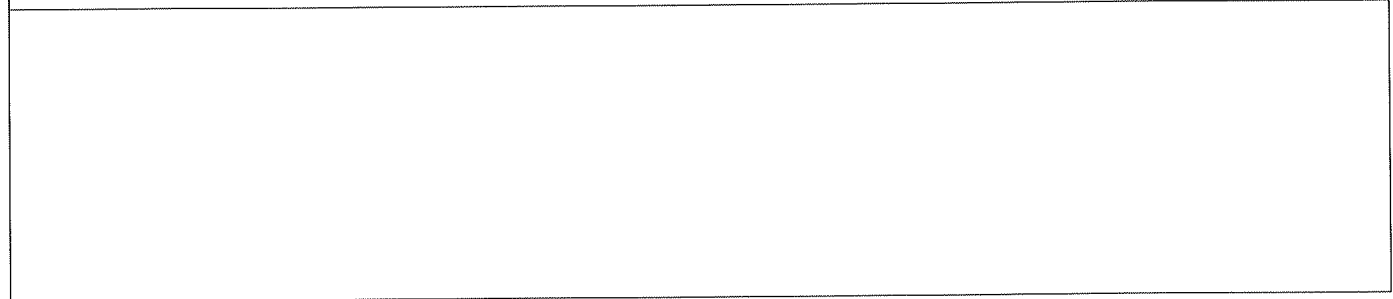
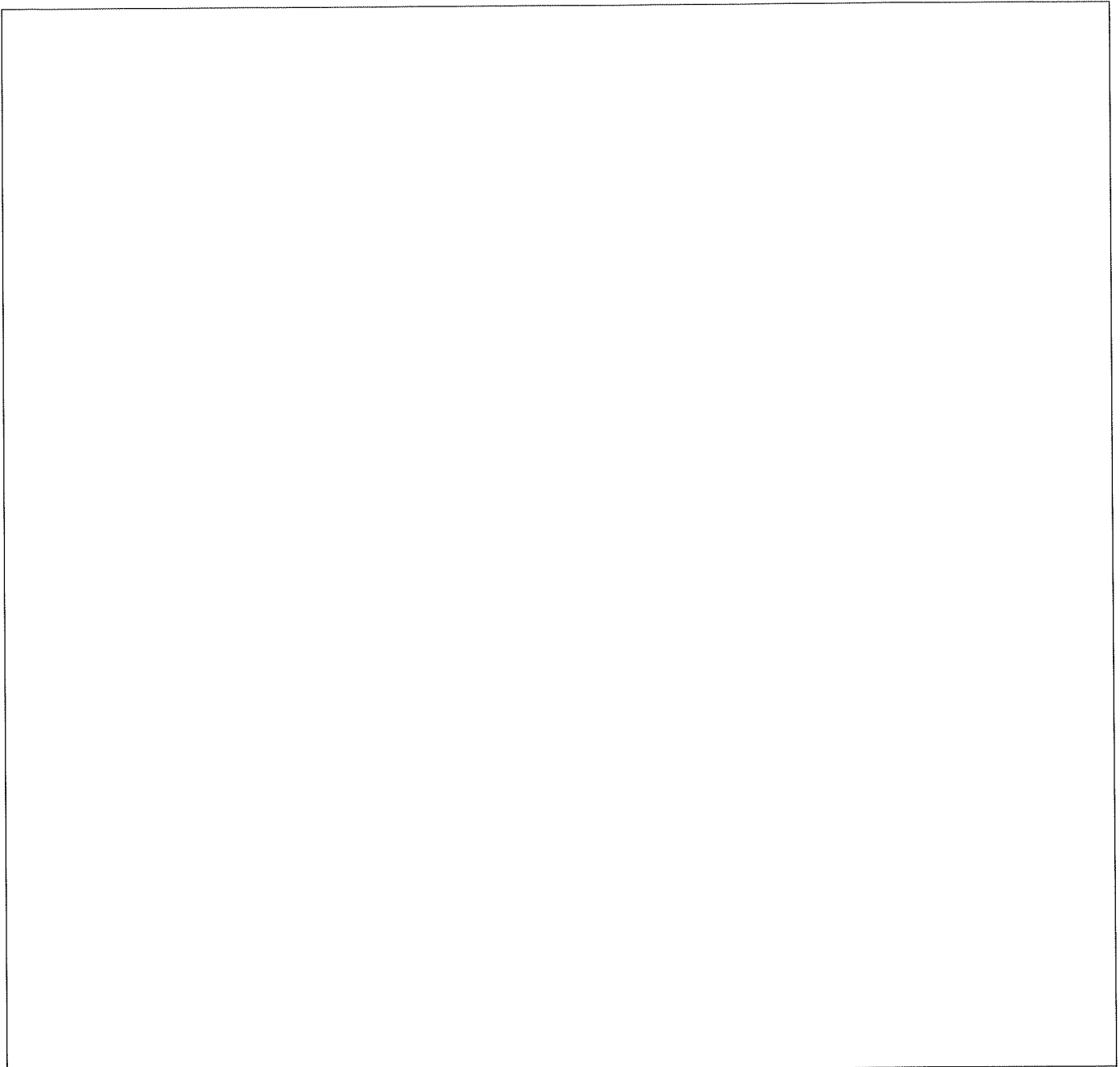
“Present was the licence holder, Mr. Tim Sheahan and his solicitor Mr. Robert Sutherland (Keystone Law). Present for the police was PC Mike Sullivan and I. Mr. Sutherland explained that in relation to the CCTV request letter (for dates 29th April 2017 and 7th May 2017), Mr. Sheahan was unable to supply the footage due to technical problems with the system. Mr. Sutherland went on to say that although he accepts the system should be retaining footage for 31 days, it has not been. Apparently, Mr. Sheahan has had an engineer attend the pub and in his opinion the reason for the system not retaining for the full 31 days is because the system has been recording in high definition (HD), thus limiting the recording capability of the DVR. Mr. Sutherland stated that his client is in the course of rectifying this and will provide the police an update when the system is recording for the full 31 days. Mr. Sutherland asked for a little time to arrange this **(At the time of writing no update has been received)**. In relation to the general management of the venue Mr. Sutherland explained that although DPS, Sharon Mullarkey is on maternity leave, she has been popping into the pub and intends to return. He explained that Ms. Leigh Dolin will also work at the pub providing extra management. In relation to the incidents Mr. Sutherland reassured the police that his client had taken action to try to prevent crime and disorder moving forward. He stated that Mr. Sheahan had invested in an I.D scanner. There will be a 'No I.D, No entry policy'. At times when door supervisors are on duty, this will be 'policed' by them. At all other times this responsibility will fall to members of staff. The scanner will sit at the bar area to facilitate this. Mr. Sheahan explained that he is also considering use of a 'membership' card scheme which will prevent regular customers from repeatedly having to produce their I.D. Mr. Sheahan explained that he had also increased his door supervisors to two, when employed at the venue. “

After the meeting, I spoke with Mr. Sutherland and explained that I will be issuing a final written warning to Mr. Sheahan, given that he had implemented some measures in order to uphold the licensing objectives.” - \*\*\*28/06/2017 - UPDATE\*\*\* - At this stage the Final written warning has \*not\* yet been issued. The following two reports have subsequently come to light and as such I now feel that the only way to uphold the licensing objectives is by way of review application.

**Sunday 18th June 2017 at 1200** - Crime report number 1915044/17 refers to an actual bodily harm. The licence holder, Tim Sheahan is alleged to have thrown a victim over the bar and then thrown a drink over them. Mr. Sheahan was arrested for causing actual bodily harm. The victim had bruising to their body. There was no CCTV available. ***\* It is important to point out that at this stage, that this is an ongoing criminal investigation and that no charges have yet been brought against Mr. Sheahan or any other person\**** This report is linked to crime reference number 1915053/17 - Criminal damage to the pub window. Apparently, the suspect was fighting with Mr. Sheahan inside the pub (in relation to the above incident), he eventually leaves and then punches the pub window damaging it. He is later arrested close to the pub.

**Friday 23rd June 2017** - PC Sullivan and I attend the premise. Neither the DPS nor licence holder was present. There were door supervisors, I.D scanner in place and two bar staff on duty. Female member of staff in charge made reference to the latest incidents but then said that she 'didn't want to talk about it'. She confirmed that the premise was closing earlier at 2.00am.

**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 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 X

**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. Whitman PC 7820K* .....

Date ..... *FREDDAY 7TH JULY 2017* .....

Capacity: Licensing Constable on behalf of the Commissioner of the Metropolitan Police  
.....

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

**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  
3<sup>rd</sup> Floor West, 349-357 High Road  
Wembley,  
Middlesex  
HA9 6BZ

☎ 020 8937 5359

Fax: 020 8937 5357

Email: [environmentandprotection@brent.gov.uk](mailto: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